

Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-1.0454
RULE TITLE: Implementation of Class Size Accountability and Funding Calculations for Public Schools Including Charter Schools

PURPOSE AND EFFECT: The purpose of this rule development is to implement the Departments duties regarding determining compliance with class size requirements, calculating funding reductions and reallocations, and withholding class size reduction funding.

SUBJECT AREA TO BE ADDRESSED: The subject area of this rule is class size compliance, funding calculations, and withholding class size reduction funds for public schools including charter schools.

RULEMAKING AUTHORITY: 1001.02(2), 1002.33(26) FS.
LAW IMPLEMENTED: 1002.33(16)(b)3., 1003.03, 1011.685 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mark Eggers, Bureau of School Business Services, Suite 814, 325 West Gaines Street, Tallahassee, FL 32399-0400, (850)245-9105. To request a rule development workshop, please contact: Lynn Abbott, Agency Clerk, Department of Education, (850)245-9661 or e-mail lynn.abbott@fldoe.org or go to <https://app1.fldoe.org/rules/default.aspx>

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

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-1.09961
RULE TITLE: Graduation Requirements for Certain Students with Disabilities

PURPOSE AND EFFECT: The purpose of the rule development is to update the portion of the rule that addresses special diploma requirements for certain students with disabilities. The effect will be a rule that aligns with the Sunshine State Standards Access Points for Students with Significant Cognitive Disabilities and Section 1003.01, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Requirements for a special diploma in alignment with the Sunshine State Standards Access Points for Students with Significant Cognitive Disabilities and terminology related to specific disabilities.

RULEMAKING AUTHORITY: 1001.02(1), 1003.438 FS.

LAW IMPLEMENTED: 1003.02(1)(a), 1003.438 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATES, TIMES AND PLACE SHOWN BELOW:

DATES AND TIMES: January 19, 2011, 10:00 a.m. – 4:30 p.m. and January 20, 2011, 8:30 a.m. – 12:00 Noon

PLACE: Florida Department of Education, Turlington Building, 325 West Gaines Street, Room 1703/07, Tallahassee, Florida 32399-0400

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ms. Bambi Lockman, Chief, Bureau of Exceptional Education and Student Services, 325 W. Gaines Street, Suite 614, Tallahassee, FL 32399. To comment on this rule development go to <https://app1.fldoe.org/rules/default.aspx>

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

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: 12A-1.011
RULE TITLE: Sales of Food Products for Human Consumption by Grocery Stores, Convenience Stores, and Supermarkets; Sales of Bakery Products by Bakeries, Pastry Shops, or Like Establishments; Drinking Water; Ice

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12A-1.011, F.A.C. (Sales of Food Products for Human Consumption by Grocery Stores, Convenience Stores, and Supermarkets; Sales of Bakery Products by Bakeries, Pastry Shops, or Like Establishments; Drinking Water; Ice), is to provide that germicides are exempt from tax when used in the treatment of sewage.

SUBJECT AREA TO BE ADDRESSED: The subject of this workshop is the taxation of germicides used in the treatment of sewage.

RULEMAKING AUTHORITY: 212.17(6), 212.18(2), 213.06(1) FS.

LAW IMPLEMENTED: 212.02(14)(c), (20), 212.05(1)(a)1.a., 212.06(1)(a), 212.07(2), 212.08(1), (4)(a)1., (7)(oo), (pp) FS.

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

DATE AND TIME: January 10, 2011, 10:00 a.m.

PLACE: Room 2503, Building One, 2450 Shumard Oak Blvd., Tallahassee, Florida

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: Sarah Wachman at (850)617-8347. 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: Melton H. McKown, Revenue Program Administrator II, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-7082

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS Published on the Department's Internet site at myflorida.com/dor/rules.

DEPARTMENT OF TRANSPORTATION

RULE NO.:	RULE TITLE:
14-43.001	Regulation of Overhanging Encroachments

PURPOSE AND EFFECT: Rule 14-43.001, F.A.C., is being amended to define the term and requirements for "official markers," as well as to incorporate a new application form.

SUBJECT AREA TO BE ADDRESSED: The criteria for official markers are addressed.

RULEMAKING AUTHORITY: 334.044(2), 337.407 FS.

LAW IMPLEMENTED: 337.406, 337.407, 479.01, 479.16 FS. IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: January 18, 2011, 9:00 a.m.

PLACE: Department of Transportation, Haydon Burns Building, Auditorium, 605 Suwannee Street, Tallahassee, Florida 32399-0458

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

14-43.001 Regulation of Overhanging Encroachments.

(1) Definitions.

(a) "Applicant" means any person or entity, including a local governmental entity, seeking permission for an overhanging encroachment.

(b) "Banner" means a length or sheet of cloth, fabric, plastic, or other flexible material bearing a message which may be either of the following:

1. "Pole Banner," which is located adjacent to the travel lanes of the roadway and is attached to a single existing permanent support.

2. "Street Banner," which extends over the travel lanes of the roadway and is attached to two or more existing permanent supports.

(c) "Canopy" means a permanent or semi-permanent, on-premise roof-like projection partially extending over the right of way.

(d) "Department" means the State of Florida Department of Transportation.

(e) "Local Governmental Entity" means as provided in Section 334.03(14) F.S.

(f) "Official Marker" means a Pole Banner identifying specific areas, such as historic, banking, or entertainment districts.

(g)(f) "Overhanging Encroachment" means a sign, canopy, or banner, or official marker, as these terms are herein defined, which is placed along and over any state roads which are within municipalities, or which are of curb and gutter construction outside municipalities.

(h)(g) "Sign" means as provided in Section 479.01(17), F.S.

(2) Overhanging encroachments are prohibited on limited access facilities, including the Interstate System. Overhanging encroachments are subject to the following conditions on non limited access facilities:

(a) No new supports may be located within state right of way.

(b) Must be allowed by the local governmental entity within whose jurisdictional boundaries the banners are to be placed.

(c) Must be adjusted or removed at the owner's expense if the overhanging encroachment interferes with Department construction.

(d) ~~Shall~~ ~~May~~ not obstruct the view of any traffic signal, traffic device, or official sign, nor in any way interfere with motorists' ability to safely operate vehicles.

(e) Must comply with the setback or clearance requirements set forth in paragraphs ~~(3)(a) and (3)(b)~~ ~~(2)(h)~~ and ~~(2)(i)~~ below. Overhanging encroachment must be adjusted within 36 hours of notification to meet setback or clearance requirements, and, upon failure of the owner to make such adjustment, it will be removed by the Department. ~~If the overhanging encroachment presents a safety hazard, the Department will remove it and notify the owner of the removal.~~

(f) May not be erected or maintained in a manner which interferes with the Department's maintenance, operation, or other use of a transportation facility.

(g) Upon removal by the Department, the owner may reclaim it within 30 calendar days from the date of removal, upon payment of any costs incurred by the Department in removing the overhanging encroachment.

(h) Shall not contain changeable message technology.

(i) Shall be maintained in like new condition. Failure to properly maintain the encroachment shall cause the permit to be revoked after a ten (10) day notice from the Department.

(j) If the overhanging encroachment presents a safety hazard, the Department will remove it and notify the owner of the removal.

~~(3)(h)~~ Signs and canopies which meet the criteria of Section 479.16(1), F.S. Florida Statutes, may only be placed ~~along and over any roads within corporate limits of a municipality, or outside municipalities where curb and gutter construction exists~~ in compliance with the following conditions:

~~(a)1-~~ Where curb and gutter construction exists, the entire structure, including attachments and supports, must clear the sidewalk vertically by at least nine feet; the outside edge of the structure must be at least two feet behind a vertical line extending upward from the face of the curb; and the entire structure must comply with the Department's horizontal clearance requirements set forth in the Roadside Offsets standard of the Department's Design Standards, incorporated herein by reference, and available at: www.dot.state.fl.us/officeofdesign ~~clear zone requirements set forth in Table 2.11.9 Clear Zone Widths and Table 2.11.10 Clear Zone Widths for Curved Alignments on Highways With Flush Shoulders (January 2000, Revised 1/01), incorporated herein by reference. Copies of these tables are available from the Department's Maintenance Office, 605 Suwannee Street, MS 52, Tallahassee, Florida 32399-0450.~~

~~(b)2-~~ Within municipalities where there is not curb and gutter construction, the entire structure, including attachments and supports, may not extend more than six feet over the right of way; may not extend closer than 12 feet from the edge of the driving lane; must have a vertical clearance of at least 10 feet; and the entire structure must comply with the Department's horizontal clearance requirements set forth in the Roadside Offsets standard of the Department's Design Standards ~~clear zone requirements as set forth in Table 2.11.9 Clear Zone Widths and Table 2.11.10 Clear Zone Widths for Curved Alignments on Highways with Flush Shoulders (January 2000, Revised 1/01), incorporated herein by reference. Copies of these tables are available from the Department's Maintenance Office, 605 Suwannee Street, MS 52, Tallahassee, Florida 32399-0450.~~

~~(c)3-~~ The design of canopies or signs, as to bracing and attachments to buildings, shall be approved for safety features by the appropriate official of the local governmental entity within whose jurisdictional boundaries the banners are placed.

~~(d)4-~~ No canopy or sign shall be erected away from the site of the business which it promotes.

~~(e)5-~~ Lighting of signs and canopies shall conform to the requirements of Section 479.11(5), F.S. Florida Statutes.

~~(4)(f)~~ Banners may be placed along and over any non limited access state roads which are within municipalities, or which are of curb and gutter construction outside municipalities subject to the following conditions:

~~(a)1-~~ There must be written authorization for the placement of banners from the local governmental entity within whose jurisdictional boundaries the banners are to be placed.

~~(b)2-~~ Banners may be displayed for a period not to exceed 30 consecutive calendar days and may not be within 180 days of the last day of its most recent display period, except as otherwise provided herein.

~~(c)3-~~ Placement of banners on frangible light standards or other frangible devices will require a load rating analysis, signed and sealed by a registered professional engineer, certifying that the specific light standards or devices used to support the banners will handle the additional load placed on the structures by the banner and attachments, and will not exceed the wind loading design requirements of the structure. Copies of load rating analyses previously submitted are acceptable for subsequent applications when specifications are the same.

~~(d)4-~~ Banners shall ~~may~~ not be placed within 500 feet of a limited access interchange.

~~(e)5-~~ Banners are not permitted where a Department construction project is planned or ongoing during the requested display period.

~~(f)6.~~ Street banners may be displayed for routinely recurring events, e.g., events occurring monthly or quarterly, unless otherwise provided in this rule, provided the banner is displayed for no more than three consecutive days per month, for 12 months.

~~(g)7.~~ Street banners must be:

~~1.a.~~ Placed a minimum of 1,000 feet apart on the right of way of non limited access roadways; and

~~2.b.~~ At its lowest point vertically clear the pavement by at least 18 feet.

~~(h)8.~~ Pole banners must be:

~~1.a.~~ Placed a minimum of 1,000 feet apart on the same side of the travel lane on non limited access facilities outside the corporate limits of a municipality;

~~2.b.~~ At its lowest point at least 14 1/2 feet above the pavement elevation;

~~3.e.~~ Attached to a light standard or other such device which is permanently located in the right of way.

~~(i)9.~~ Pole banners may not be attached to any utility pole.

~~(j)10.~~ Any object or device other than a banner, whether characterized as an ornament, decoration, display, or by other descriptive term, which is to be attached to a single existing permanent support must meet the requirements of this rule for pole banners.

(k) Official markers shall not be used to advertise an individual off-site business or shopping center.

(5) Official markers shall comply with all pole banner requirements except for sub-subparagraph (2)(i)8.a. Additionally, the following shall apply:

(a) Official markers must be identical and may only be displayed within the identified area, with no more than one official marker per city block.

(b) All official markers shall display the same legend or lettering identifying the area, however, individual sponsorship may be displayed beneath the legend provided the name or business logo of the sponsor is no greater than 25% of the total display.

(c) The sponsorship portion of the official marker may only contain the name and/or logo of the sponsor. No additional information may be displayed, including:

1. Telephone number;

2. Address;

3. Distance to a business;

4. Direction to a business;

(d) Official markers must be made of flexible material.

(e) Permits are issued for up to 12 months, and may be renewed at the end of the permit term.

(f) The applicant shall be responsible for all costs, including installation and removal, of the official markers.

~~(6)3.~~ Applications for a sign or canopy must be made in writing to the appropriate District Maintenance Office and shall include:

(a) The name and address of the applicant.

(b) A drawing of the sign or canopy, drawn to scale, including any message, logo, or emblem.

(c) A sketch of the specific location of the sign or canopy, including height, location of supports, proximity to utility poles, and the identification of the state highway where the sign or canopy will be located.

(d) Sketches or specific descriptions of the method to be used to affix the sign or canopy to the support structure(s).

(e) Proof of compliance with resolutions of the local governmental entity within whose jurisdictional boundaries the banners are to be placed.

~~(7)4.~~ Applications for banners shall be made no later than 30 days and no earlier than 365 days prior to the requested installation date. The application for banners shall be on Application to Place Banners on Non Limited Access State Right of Way, DOT Form 575-070-18, Rev. 08/08, incorporated herein by reference. Copies of DOT Form 575-070-18 are available from the State Maintenance Engineer or any District Maintenance Engineer.

(8) The application for official markers shall be on Application to Place Official Markers on Non-Limited Access State Right of Way, FDOT Form 575-070-xx, Rev. 10/10, incorporated herein by reference. Copies of DOT Form 575-070-xx are available from the State Maintenance Engineer or any District Maintenance Engineer.

Rulemaking Specific Authority 334.044(2), 337.407 FS. Law Implemented 337.406, 337.407, 479.01, 479.16, 768.28 FS. History—Amended 3-21-64, 5-9-70, 7-9-75, Formerly 14-43.01, Amended 8-3-99, 8-2-01, 5-30-05, 2-18-09.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

STATE BOARD OF ADMINISTRATION

RULE NOS.:	RULE TITLES:
19-11.002	Beneficiary Designation for FRS Investment Plan
19-11.003	Distributions from FRS Investment Plan Accounts
19-11.009	Reemployment with an FRS-covered Employer after Retirement

PURPOSE AND EFFECT: To amend the beneficiary and distributions rules to provide that a beneficiary who unlawfully and intentionally kills or procures the death of a member forfeits all rights to the members benefits; to amend the

beneficiary rule to add information regarding members who inadvertently use an incorrect beneficiary designation form or fail to obtain their spouses acknowledgement that a beneficiary, other than the spouse has been named; to amend the beneficiary rule indicating when an account will be established for a beneficiary; to amend the distributions rule to add information pertaining to requests by members seeking documentation of a disbursement made prior to August 30, 2007; to update the reemployment rule to reflect legislative changes and to adopt the certification form for employers.

SUBJECT AREA TO BE ADDRESSED: Updated information and procedures pertaining to naming beneficiaries and to seeking documentation of disbursements made prior to a certain date; to update information applicable to employees who are rehired after retirement; to adopt a form.

RULEMAKING AUTHORITY: 121.4501(3)(c)4., (8)(a) FS.

LAW IMPLEMENTED: 121.021, 121.091, 121.4501(2), (8), (13), (14), (15), (20), 121.591, 121.77 FS.

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

DATE AND TIME: Monday, January 3, 2011, 9:00 a.m. – 11:00 a.m.

PLACE: Room 116 (Hermitage Conference Room), 1801 Hermitage Blvd., Tallahassee, FL 32308

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: Tina Joanos, Office of the General Counsel, State Board of Administration, 1801 Hermitage Blvd., Tallahassee, FL 32303; (850)413-1197; tina.joanos@sbafla.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ruth A. Smith, Assistant General Counsel, Office of the General Counsel, 1801 Hermitage Blvd., Suite 100, Tallahassee, FL 32308; (850)413-1182; ruth.smith@sbafla.com

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

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.305
RULE TITLE: Inmate Discipline – Investigations

PURPOSE AND EFFECT: The purpose and effect of the proposed rulemaking is to clarify form references and to indicate the procedure to be followed during an investigation in which an inmate requests a large group of inmates as witnesses, such as an entire dorm.

SUBJECT AREA TO BE ADDRESSED: Inmate Discipline.

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 20.315, 944.09, 945.04 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Kendra Lee Jowers, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-601.305 Inmate Discipline – Investigations.

The investigating officer shall initiate the investigation of the infraction within 24 hours of the writing of the disciplinary report. The investigating officer is responsible for the following:

(1) No change.

(2) Interviewing the charged inmate. When interviewing the charged inmate the investigator is responsible for the following:

(a) through (e) No change.

(f) Completing and obtaining the inmate's signature on Form DC6-112B, the Witness Disposition, ~~Form DC6-112B~~, and Form DC6-151, the Documentary or Physical Evidence Disposition, ~~Form DC6-151~~. Form DC6-112B and Form DC6-151 are incorporated by reference in Rule 33-601.313, F.A.C.

(g) No change.

(3) Interviewing additional persons who may have information pertaining to the infraction, including those who are listed in the statement of facts. If the inmate requests a large group of inmates as witnesses (e.g. an entire dorm), the investigating officer will interview a random sample of the requested witnesses and document such on the comments section of Form DC6-112B, Witness Disposition.

(4) No change.

(5) Recording the results of the investigation on Form DC6-112A, the Disciplinary Investigative Report, ~~Form DC6-112A~~. Form DC6-112A is incorporated by reference in Rule 33-601.313, F.A.C.

Rulemaking Specific Authority 944.09 FS. Law Implemented 20.315, 944.09, 945.04 FS. History–New 10-1-95, Formerly 33-22.0055, Amended 5-21-00, 2-11-01, 3-22-05, 7-10-06, _____.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

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

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to (1) adopt minimum median of annual median spring flows for the following two springs in Volusia County: Green Springs and Ponce de Leon Springs; (2) adopt minimum levels for Lake Butler Chain-of-Lakes and Lake Doyle in Volusia County; and (3) amend established minimum surface water levels for South Apshawa Lake and North Apshawa Lake in Lake County.

SUBJECT AREA TO BE ADDRESSED: The proposed rule would establish or amend established minimum water levels for the above listed lakes and establish minimum median of annual median flows for the above listed springs pursuant to the mandate of Section 373.042, Florida Statutes. Each of the established or amended minimum lake surface water levels have an associated duration and return interval. As with all minimum levels established by the District, if adopted, the minimum levels in this rule amendment would be used as a basis for imposing limitations on withdrawals of groundwater and surface water in the consumptive use permit regulatory process and for reviewing proposed surface water management systems in the environmental resource permit regulatory process.

RULEMAKING AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.042, 373.0421 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 WEEKLY.

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

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

(1) No change.

(2) The following minimum median of annual median spring flows are established:

<u>Spring Name</u>	<u>County</u>	<u>Discharge (cfs)</u>
<u>Green Springs</u>	<u>Volusia</u>	<u>1.18</u>
<u>Ponce de Leon Springs</u>	<u>Volusia</u>	<u>26.8</u>

(2) through (3) renumbered (3) through (4) No change.

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

System Name	County	Minimum Level	Level (ft NGVD)	Hydroperiod Category	Duration (days)	Return Interval (years)
Apshawa North	Lake	Frequent High	84.1 85.0	Seasonally Flooded	30 --	3 --
		Average	83.3	Typically Saturated	--	--
		Frequent Low	81.1 81.3	Semipermanently Flooded	120 --	5 --
Apshawa South	Lake	Frequent High	85.9 86.0	Seasonally Flooded	30 --	3 --
		Average	83.7 84.7	Typically Saturated	180 --	1.7 --
		Frequent Low	82.7 83.2	Semipermanently Flooded	120 --	5 --
Argenta	Putnam	Frequent High	50.1	Seasonally Flooded	--	--
		Average	47.7	Typically Saturated	--	--
		Frequent Low	46.3	Semipermanently Flooded	--	--
Ashby	Volusia	Frequent High	12.3	--	60	2
		Frequent Low	11.1	--	120	5
Banana	Putnam	Frequent High	38.0	Seasonally Flooded	--	--
		Average	36.2	Typically Saturated	--	--
		Frequent Low	34.4	Semipermanently Flooded	--	--
Bell	Putnam	Frequent High	42.5	Temporarily Flooded	--	--
		Average	40.5	Typically Saturated	--	--
		Frequent Low	38.7	Semipermanently Flooded	--	--
Big	Volusia	Frequent High	26.1	Seasonally Flooded	--	--
		Average	25.0	Typically Saturated	--	--
		Frequent Low	23.7	Semipermanently Flooded	--	--
Bird Pond	Putnam	Frequent High	41.8	Seasonally Flooded	--	--
		Average	39.5	Typically Saturated	--	--
		Frequent Low	38.1	Semipermanently Flooded	--	--

Blue Pond	Clay	Frequent High	174.1	Temporarily Flooded	-	-
		Average	173.3	Typically Saturated	-	-
		Frequent Low	171.7	Sempermanently Flooded	-	-
Boggy Marsh	Lake	Frequent High	117.3	Seasonally Flooded	-	-
		Average	115.9	Typically Saturated	-	-
		Frequent Low	114.5	Sempermanently Flooded	-	-
Bowers	Marion	Frequent High	57.1	Temporarily Flooded	-	-
		Average	54.0	Typically Saturated	-	-
		Frequent Low	52.7	Sempermanently Flooded	-	-
Brantley	Seminole	Frequent High	46.3	Seasonally Flooded	-	-
		Average	45.6	Typically Saturated	-	-
		Frequent Low	44.1	Sempermanently Flooded	-	-
Brooklyn	Clay	Frequent High	114.6	Temporarily Flooded	-	-
		Average	108.0	Typically Saturated	-	-
		Frequent Low	101.0	Sempermanently Flooded	-	-
Broward	Putnam	Frequent High	40.0	Temporarily Flooded	-	-
		Average	38.2	Typically Saturated	-	-
		Frequent Low	36.5	Sempermanently Flooded	-	-
Burkett	Orange	Frequent High	53.5	Seasonally Flooded	-	-
		Average	52.6	Typically Saturated	-	-
		Frequent Low	51.2	Sempermanently Flooded	-	-
<u>Butler Chain-of-Lakes</u>	Volusia	<u>Infrequent High</u>	<u>23.6</u>	=	<u>120</u>	<u>25</u>
		<u>Infrequent Low</u>	<u>17.7</u>	=	<u>180</u>	<u>20</u>
Charles	Marion	Frequent High	40.2	Seasonally Flooded	-	-
		Average	39.3	Typically Saturated	-	-
		Frequent Low	37.9	Sempermanently Flooded	-	-
Cherry	Lake	Frequent High	96.0	Seasonally Flooded	-	-
		Average	94.9	Typically Saturated	-	-
		Frequent Low	93.4	Sempermanently Flooded	-	-
Clear	Putnam	Frequent High	37.4	Temporarily Flooded	-	-
		Average	36.4	Typically Saturated	-	-
		Frequent Low	34.9	Sempermanently Flooded	-	-
Colby	Volusia	Frequent High	27.6	-	30	3
		Frequent Low	22.9	-	120	3
Como	Putnam	Frequent High	38.0	Seasonally Flooded	-	-
		Average	36.2	Typically Saturated	-	-
		Frequent Low	34.4	Sempermanently Flooded	-	-
Como, Little Lake	Putnam	Frequent High	38.0	Seasonally Flooded	-	-
		Average	36.6	Typically Saturated	-	-
		Frequent Low	35.2	Sempermanently Flooded	-	-
Coon Pond	Volusia	Frequent High	35.7	Seasonally Flooded	-	-
		Average	34.6	Typically Saturated	-	-
		Frequent Low	33.1	Sempermanently Flooded	-	-
Cowpen	Putnam	Frequent High	89.1	Temporarily Flooded	-	-
		Average	85.7	Typically Saturated	-	-
		Frequent Low	84.2	Sempermanently Flooded	-	-
Cow Pond	Volusia	Frequent High	40.5	Seasonally Flooded	-	-
		Average	39.8	Typically Saturated	-	-
		Frequent Low	37.6	Sempermanently Flooded	-	-
Crystal/Baker	Putnam	Frequent High	35.5	Seasonally Flooded	-	-
		Average	33.9	Typically Saturated	-	-
		Frequent Low	33.0	Sempermanently Flooded	-	-
Daugharty	Volusia	Frequent High	44.8	Temporarily Flooded	-	-
		Average	42.6	Typically Saturated	-	-
		Frequent Low	41.2	Sempermanently Flooded	-	-
Davis	Volusia	Frequent High	36.2	Seasonally Flooded	-	-
		Average	35.4	Typically Saturated	-	-
		Frequent Low	34.0	Sempermanently Flooded	-	-
Deep	Putnam	Frequent High	35.0	Seasonally Flooded	-	-
		Average	33.1	Typically Saturated	-	-
		Frequent Low	32.2	Sempermanently Flooded	-	-
Dias	Volusia	Frequent High	34.6	Seasonally Flooded	-	-
		Average	33.5	Typically Saturated	-	-
		Frequent Low	32.2	Sempermanently Flooded	-	-

Disston	Flagler	Frequent High	13.8	Seasonally Flooded	-	-
		Average	13.2	Typically Saturated	-	-
		Frequent Low	12.5	Semipermanently Flooded	-	-
Dorr	Lake	Frequent High	43.5	Seasonally Flooded	-	-
		Average	43.1	Typically Saturated	-	-
		Frequent Low	42.1	Semipermanently Flooded	-	-
Dream Pond	Putnam	Frequent High	49.0	Seasonally Flooded	-	-
		Average	47.5	Typically Saturated	-	-
		Frequent Low	46.0	Semipermanently Flooded	-	-
Drudy	Volusia	Frequent High	42.1	Seasonally Flooded	-	-
		Average	40.6	Typically Saturated	-	-
		Frequent Low	39.1	Semipermanently Flooded	-	-
Echo	Putnam	Frequent High	38.8	Seasonally Flooded	-	-
		Average	36.7	Typically Saturated	-	-
		Frequent Low	35.2	Semipermanently Flooded	-	-
Emma	Lake	Frequent High	94.1	Seasonally Flooded	-	-
		Average	92.5	Typically Saturated	-	-
		Frequent Low	91.1	Semipermanently Flooded	-	-
Emporia	Volusia	Frequent High	38.9	Seasonally Flooded	-	-
		Average	35.8	Typically Saturated	-	-
		Frequent Low	34.3	Semipermanently Flooded	-	-
Estella	Putnam	Frequent High	38.6	Seasonally Flooded	-	-
		Average	37.2	Typically Saturated	-	-
		Frequent Low	36.5	Semipermanently Flooded	-	-
Fox	Brevard	Frequent High	16.7	Temporarily Flooded	-	-
		Average	15.3	Typically Saturated	-	-
		Frequent Low	13.8	Semipermanently Flooded	-	-
Geneva	Clay	Frequent High	103.0	Seasonally Flooded	-	-
		Average	101.0	Typically Saturated	-	-
		Frequent Low	98.5	Semipermanently Flooded	-	-
Georges Lake	Putnam	Frequent High	98.4	Seasonally Flooded	-	-
		Average	97.8	Typically Saturated	-	-
		Frequent Low	97.0	Semipermanently Flooded	-	-
Gertie	Volusia	Frequent High	27.5	Temporarily Flooded	-	-
		Average	25.6	Typically Saturated	-	-
		Frequent Low	23.3	Semipermanently Flooded	-	-
Gore	Flagler	Frequent High	21.1	-	30	3
		Average	20.6	-	180	1.5
		Frequent Low	19.2	-	120	5
Grandin	Putnam	Frequent High	81.5	-	30	2
		Frequent Low	78.6	-	120	5
		Frequent High	49.7	Seasonally Flooded	-	-
Halfmoon	Marion	Average	47.9	Typically Saturated	-	-
		Frequent Low	46.5	Semipermanently Flooded	-	-
		Frequent High	46.1	Temporarily Flooded	-	-
Helen	Volusia	Average	44.2	Typically Saturated	-	-
		Frequent Low	43.6	Semipermanently Flooded	-	-
		Frequent High	41.0	Seasonally Flooded	-	-
Hires	Volusia	Average	39.5	Typically Saturated	-	-
		Frequent Low	38.0	Semipermanently Flooded	-	-
		Frequent High	35.4	Seasonally Flooded	-	-
Hokey	Volusia	Average	33.7	Typically Saturated	-	-
		Frequent Low	32.3	Semipermanently Flooded	-	-
		Frequent High	25.8	Seasonally Flooded	-	-
Hopkins Prairie	Marion	Average	23.4	Typically Saturated	-	-
		Frequent Low	22.0	Semipermanently Flooded	-	-
		Frequent High	34.5	Seasonally Flooded	-	-
Howell	Putnam	Average	33.6	Typically Saturated	-	-
		Frequent Low	31.8	Semipermanently Flooded	-	-
		Frequent High	53.7	Seasonally Flooded	-	-
Howell	Seminole	Average	52.9	Typically Saturated	-	-
		Frequent Low	51.5	Semipermanently Flooded	-	-

Indian	Volusia	Frequent High	37.0	Seasonally Flooded	-	-
		Average	36.1	Typically Saturated	-	-
		Frequent Low	34.4	Sempermanently Flooded	-	-
Irma	Orange	Frequent High	55.1	Seasonally Flooded	-	-
		Average	54.8	Typically Saturated	-	-
		Frequent Low	53.4	Sempermanently Flooded	-	-
Kerr	Marion	Frequent High	24.4	Seasonally Flooded	-	-
		Average	22.9	Typically Saturated	-	-
		Frequent Low	21.5	Sempermanently Flooded	-	-
Lizzie	Putnam	Frequent High	43.9	Seasonally Flooded	-	-
		Average	42.7	Typically Saturated	-	-
		Frequent Low	41.7	Sempermanently Flooded	-	-
Louisa	Lake	Frequent High	96.5	Seasonally Flooded	-	-
		Average	95.4	Typically Saturated	-	-
		Frequent Low	94.0	Sempermanently Flooded	-	-
Lower Lake Louise	Volusia	Frequent High	31.8	Seasonally Flooded	-	-
		Average	31.2	Typically Saturated	-	-
		Frequent Low	29.7	Sempermanently Flooded	-	-
Lucy	Lake	Frequent High	94.1	Seasonally Flooded	-	-
		Average	92.5	Typically Saturated	-	-
		Frequent Low	91.1	Sempermanently Flooded	-	-
Magnolia	Clay	Frequent High	124.7	Seasonally Flooded	-	-
		Average	124.2	Typically Saturated	-	-
		Frequent Low	121.4	Sempermanently Flooded	-	-
Mall, Little Lake	Putnam	Frequent High	38.7	Seasonally Flooded	-	-
		Average	36.8	Typically Saturated	-	-
		Frequent Low	35.2	Sempermanently Flooded	-	-
Margaret	Putnam	Frequent High	35.2	Seasonally Flooded	-	-
		Average	34.5	Typically Saturated	-	-
		Frequent Low	32.5	Sempermanently Flooded	-	-
Martha	Orange	Frequent High	53.5	Seasonally Flooded	-	-
		Average	52.6	Typically Saturated	-	-
		Frequent Low	51.2	Sempermanently Flooded	-	-
Marvin	Putnam	Frequent High	38.6	Seasonally Flooded	-	-
		Average	37.3	Typically Saturated	-	-
		Frequent Low	36.3	Sempermanently Flooded	-	-
McGrady	Putnam	Frequent High	41.5	Seasonally Flooded	-	-
		Average	39.9	Typically Saturated	-	-
		Frequent Low	37.8	Sempermanently Flooded	-	-
McKasel	Putnam	Frequent High	36.7	Seasonally Flooded	-	-
		Average	35.5	Typically Saturated	-	-
		Frequent Low	34.1	Sempermanently Flooded	-	-
Melrose	Putnam	Frequent High	105.2	Seasonally Flooded	-	-
		Average	104.2	Typically Saturated	-	-
		Frequent Low	102.8	Sempermanently Flooded	-	-
Mills	Seminole	Frequent High	42.5	Seasonally Flooded	-	-
		Average	41.4	Typically Saturated	-	-
		Frequent Low	39.9	Sempermanently Flooded	-	-
Minneola	Lake	Frequent High	96.0	Seasonally Flooded	-	-
		Average	95.3	Typically Saturated	-	-
		Frequent Low	93.9	Sempermanently Flooded	-	-
Monroe	Seminole and Volusia	Frequent High	2.8	-	30	2
		Average	1.2	-	180	1.5
		Frequent Low	0.5	-	120	5
Nettles / English	Putnam	Frequent High	44.3	Seasonally Flooded	-	-
		Average	42.7	Typically Saturated	-	-
		Frequent Low	41.7	Sempermanently Flooded	-	-
Nicotoon	Marion	Frequent High	54.7	Seasonally Flooded	-	-
		Average	53.3	Typically Saturated	-	-
		Frequent Low	51.9	Sempermanently Flooded	-	-
Norris	Lake	Frequent High	30.5	Seasonally Flooded	-	-
		Average	29.7	Typically Saturated	-	-
		Frequent Low	29.1	Sempermanently Flooded	-	-

North Como Park	Putnam	Frequent High	41.3	Seasonally Flooded	-	-
		Average	39.7	Typically Saturated	-	-
		Frequent Low	38.5	Semipermanently Flooded	-	-
North Talmadge	Volusia	Frequent High	55.6	Seasonally Flooded	-	-
		Average	54.4	Typically Saturated	-	-
		Frequent Low	52.9	Semipermanently Flooded	-	-
Omega	Putnam	Frequent High	57.4	Temporarily Flooded	-	-
		Average	56.1	Typically Saturated	-	-
		Frequent Low	54.0	Semipermanently Flooded	-	-
Orio	Putnam	Frequent High	37.1	Seasonally Flooded	-	-
		Average	35.6	Typically Saturated	-	-
		Frequent Low	34.7	Semipermanently Flooded	-	-
Pam	Putnam	Frequent High	39.3	Seasonally Flooded	-	-
		Average	37.5	Typically Saturated	-	-
		Frequent Low	36.1	Semipermanently Flooded	-	-
Pearl	Orange	Frequent High	53.5	Seasonally Flooded	-	-
		Average	52.6	Typically Saturated	-	-
		Frequent Low	51.2	Semipermanently Flooded	-	-
Pierson	Volusia	Frequent High	34.4	Seasonally Flooded	-	-
		Average	33.8	Typically Saturated	-	-
		Frequent Low	32.4	Semipermanently Flooded	-	-
Pine Island	Lake	Frequent High	107.7	Seasonally Flooded	-	-
		Average	106.8	Typically Saturated	-	-
		Frequent Low	105.4	Semipermanently Flooded	-	-
Prevatt	Orange	Frequent High	56.0	Seasonally Flooded	-	-
		Average	53.0	Typically Saturated	-	-
		Frequent Low	50.9	Semipermanently Flooded	-	-
Prior	Putnam	Frequent High	42.3	Seasonally Flooded	-	-
		Average	40.0	Typically Saturated	-	-
		Frequent Low	39.0	Semipermanently Flooded	-	-
Purdom	Volusia	Frequent High	37.0	Seasonally Flooded	-	-
		Average	36.4	Typically Saturated	-	-
		Frequent Low	35.0	Semipermanently Flooded	-	-
Sand	Putnam	Frequent High	40.9	Seasonally Flooded	-	-
		Average	39.0	Typically Saturated	-	-
		Frequent Low	36.6	Semipermanently Flooded	-	-
Sand Hill	Clay	Frequent High	132.0	Seasonally Flooded	-	-
		Average	131.6	Typically Saturated	-	-
		Frequent Low	129.5	Semipermanently Flooded	-	-
Savannah	Volusia	Frequent High	31.1	Seasonally Flooded	-	-
		Average	29.5	Typically Saturated	-	-
		Frequent Low	28.0	Semipermanently Flooded	-	-
Scoggin	Volusia	Frequent High	35.0	Seasonally Flooded	-	-
		Average	34.1	Typically Saturated	-	-
		Frequent Low	32.7	Semipermanently Flooded	-	-
Shaw	Volusia	Frequent High	36.7	-	30	3
		Average	35.4	-	180	1.7
		Frequent Low	33.7	-	120	3
Silver	Putnam	Frequent High	36.8	Seasonally Flooded	-	-
		Average	35.1	Typically Saturated	-	-
		Frequent Low	33.7	Semipermanently Flooded	-	-
Smith	Marion	Frequent High	54.6	Temporarily Flooded	-	-
		Average	51.4	Typically Saturated	-	-
		Frequent Low	50.0	Semipermanently Flooded	-	-
South	Brevard	Frequent High	16.7	Temporarily Flooded	-	-
		Average	15.3	Typically Saturated	-	-
		Frequent Low	13.8	Semipermanently Flooded	-	-
South Como Park	Putnam	Frequent High	38.1	Seasonally Flooded	-	-
		Average	36.7	Typically Saturated	-	-
		Frequent Low	35.3	Semipermanently Flooded	-	-
Star	Putnam	Frequent High	77.5	Seasonally Flooded	-	-
		Average	75.4	Typically Saturated	-	-
		Frequent Low	74.0	Semipermanently Flooded	-	-

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

(5) through (6) renumbered (6) through (7) No change.

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

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

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

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to amend established minimum water levels for the following lakes in the following counties: Lake Geneva in Clay County, and Cowpen Lake and Lake Tarhoe in Putnam County.

SUBJECT AREA TO BE ADDRESSED: The proposed rule would amend established minimum water levels for the above listed lakes pursuant to the mandate of Section 373.042, Florida Statutes. Each of the amended levels have an associated duration and return interval. The terms herein are already defined in Chapter 40C-8, F.A.C. As with all minimum levels established by the District, if adopted, the minimum levels in this rule amendment would be used as a basis for imposing limitations on withdrawals of groundwater and surface water in the consumptive use permit regulatory process and for reviewing proposed surface water management systems in the environmental resource permit regulatory process.

RULEMAKING AUTHORITY: 373.044, 373.113 FS.
 LAW IMPLEMENTED: 373.042, 373.0421 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 WEEKLY.

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

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

(1) through (3) No change.

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

System Name	County	Minimum Level	Level (ft NGVD)	Hydroperiod Category	Duration (days)	Return Interval (years)
Aphsawa North	Lake	Frequent High	85.0	Seasonally flooded	-	-
		Average	83.3	Typically saturated	-	-
		Frequent Low	81.3	Semipermanently flooded	-	-
Aphsawa South	Lake	Frequent High	86.0	Seasonally Flooded	-	-
		Average	84.7	Typically Saturated	-	-
		Frequent Low	83.2	Semipermanently Flooded	-	-
Argenta	Putnam	Frequent High	50.1	Seasonally Flooded	-	-
		Average	47.7	Typically Saturated	-	-
		Frequent Low	46.3	Semipermanently Flooded	-	-
Ashby	Volusia	Frequent High	12.3	-	60	2
		Frequent Low	11.1	-	120	5
Banana	Putnam	Frequent High	38.0	Seasonally Flooded	-	-
		Average	36.2	Typically Saturated	-	-
		Frequent Low	34.4	Semipermanently Flooded	-	-
Bell	Putnam	Frequent High	42.5	Temporarily Flooded	-	-
		Average	40.5	Typically Saturated	-	-
		Frequent Low	38.7	Semipermanently Flooded	-	-
Big	Volusia	Frequent High	26.1	Seasonally Flooded	-	-
		Average	25.0	Typically Saturated	-	-
		Frequent Low	23.7	Semipermanently Flooded	-	-
Bird Pond	Putnam	Frequent High	41.8	Seasonally Flooded	-	-
		Average	39.5	Typically Saturated	-	-
		Frequent Low	38.1	Semipermanently Flooded	-	-
Blue Pond	Clay	Frequent High	174.1	Temporarily Flooded	-	-
		Average	173.3	Typically Saturated	-	-
		Frequent Low	171.7	Semipermanently Flooded	-	-
Boggy Marsh	Lake	Frequent High	117.3	Seasonally Flooded	-	-
		Average	115.9	Typically Saturated	-	-
		Frequent Low	114.5	Semipermanently Flooded	-	-
Bowers	Marion	Frequent High	57.1	Temporarily Flooded	-	-
		Average	54.0	Typically Saturated	-	-
		Frequent Low	52.7	Semipermanently Flooded	-	-
Brantley	Seminole	Frequent High	46.3	Seasonally Flooded	-	-
		Average	45.6	Typically Saturated	-	-
		Frequent Low	44.1	Semipermanently Flooded	-	-
Brooklyn	Clay	Frequent High	114.6	Temporarily Flooded	-	-
		Average	108.0	Typically Saturated	-	-
		Frequent Low	101.0	Semipermanently Flooded	-	-
Broward	Putnam	Frequent High	40.0	Temporarily Flooded	-	-
		Average	38.2	Typically Saturated	-	-
		Frequent Low	36.5	Semipermanently Flooded	-	-
Burkett	Orange	Frequent High	53.5	Seasonally Flooded	-	-
		Average	52.6	Typically Saturated	-	-
		Frequent Low	51.2	Semipermanently Flooded	-	-

Charles	Marion	Frequent High	40.2	Seasonally Flooded	-	-
		Average	39.3	Typically Saturated	-	-
		Frequent Low	37.9	Semipermanently Flooded	-	-
Cherry	Lake	Frequent High	96.0	Seasonally Flooded	-	-
		Average	94.9	Typically Saturated	-	-
		Frequent Low	93.4	Semipermanently Flooded	-	-
Clear	Putnam	Frequent High	37.4	Temporarily Flooded	-	-
		Average	36.4	Typically Saturated	-	-
		Frequent Low	34.9	Semipermanently Flooded	-	-
Colby	Volusia	Frequent High	27.6	-	30	3
		Frequent Low	22.9	-	120	3
Como	Putnam	Frequent High	38.0	Seasonally Flooded	-	-
		Average	36.2	Typically Saturated	-	-
		Frequent Low	34.4	Semipermanently Flooded	-	-
Como, Little Lake	Putnam	Frequent High	38.0	Seasonally Flooded	-	-
		Average	36.6	Typically Saturated	-	-
		Frequent Low	35.2	Semipermanently Flooded	-	-
Coon Pond	Volusia	Frequent High	35.7	Seasonally Flooded	-	-
		Average	34.6	Typically Saturated	-	-
		Frequent Low	33.1	Semipermanently Flooded	-	-
Cowpen	Putnam	Infrequent High	92.3	=	30	25
		Frequent High	89.1	Temporarily Flooded	--	--
		Average	85.7	Typically Saturated	--	--
		Frequent Low	84.2	Semipermanently Flooded	--	--
		Infrequent Low	77.2	=	30	50
Cow Pond	Volusia	Frequent High	40.5	Seasonally Flooded	-	-
		Average	39.8	Typically Saturated	-	-
		Frequent Low	37.6	Semipermanently Flooded	-	-
Crystal/Baker	Putnam	Frequent High	35.5	Seasonally Flooded	-	-
		Average	33.9	Typically Saturated	-	-
		Frequent Low	33.0	Semipermanently Flooded	-	-
Daugharty	Volusia	Frequent High	44.8	Temporarily Flooded	-	-
		Average	42.6	Typically Saturated	-	-
		Frequent Low	41.2	Semipermanently Flooded	-	-
Davis	Volusia	Frequent High	36.2	Seasonally Flooded	-	-
		Average	35.4	Typically Saturated	-	-
		Frequent Low	34.0	Semipermanently Flooded	-	-
Deep	Putnam	Frequent High	35.0	Seasonally Flooded	-	-
		Average	33.1	Typically Saturated	-	-
		Frequent Low	32.2	Semipermanently Flooded	-	-
Dias	Volusia	Frequent High	34.6	Seasonally Flooded	-	-
		Average	33.5	Typically Saturated	-	-
		Frequent Low	32.2	Semipermanently Flooded	-	-
Disston	Flagler	Frequent High	13.8	Seasonally Flooded	-	-
		Average	13.2	Typically Saturated	-	-
		Frequent Low	12.5	Semipermanently Flooded	-	-
Dorr	Lake	Frequent High	43.5	Seasonally Flooded	-	-
		Average	43.1	Typically Saturated	-	-
		Frequent Low	42.1	Semipermanently Flooded	-	-
Dream Pond	Putnam	Frequent High	49.0	Seasonally Flooded	-	-
		Average	47.5	Typically Saturated	-	-
		Frequent Low	46.0	Semipermanently Flooded	-	-
Drudy	Volusia	Frequent High	42.1	Seasonally Flooded	-	-
		Average	40.6	Typically Saturated	-	-
		Frequent Low	39.1	Semipermanently Flooded	-	-
Echo	Putnam	Frequent High	38.8	Seasonally Flooded	-	-
		Average	36.7	Typically Saturated	-	-
		Frequent Low	35.2	Semipermanently Flooded	-	-
Emma	Lake	Frequent High	94.1	Seasonally Flooded	-	-
		Average	92.5	Typically Saturated	-	-
		Frequent Low	91.1	Semipermanently Flooded	-	-
Emporia	Volusia	Frequent High	38.9	Seasonally Flooded	-	-
		Average	35.8	Typically Saturated	-	-
		Frequent Low	34.3	Semipermanently Flooded	-	-

Estella	Putnam	Frequent High	38.6	Seasonally Flooded	-	-
		Average	37.2	Typically Saturated	-	-
		Frequent Low	36.5	Sempermanently Flooded	-	-
Fox	Brevard	Frequent High	16.7	Temporarily Flooded	-	-
		Average	15.3	Typically Saturated	-	-
		Frequent Low	13.8	Sempermanently Flooded	-	-
Geneva	Clay	<u>Infrequent High</u>	<u>106.3</u>	=	<u>120</u>	<u>25</u>
		<u>Frequent High</u>	<u>103.0</u>	Seasonally Flooded	--	--
		<u>Average</u>	<u>101.0</u>	Typically Saturated	--	--
		<u>Frequent Low</u>	<u>98.5</u>	Sempermanently Flooded	--	--
		<u>Infrequent Low</u>	<u>83.3</u>	=	<u>90</u>	<u>17</u>
Georges Lake	Putnam	Frequent High	98.4	Seasonally Flooded	-	-
		Average	97.8	Typically Saturated	-	-
		Frequent Low	97.0	Sempermanently Flooded	-	-
Gertie	Volusia	Frequent High	27.5	Temporarily Flooded	-	-
		Average	25.6	Typically Saturated	-	-
		Frequent Low	23.3	Sempermanently Flooded	-	-
Gore	Flagler	Frequent High	21.1	-	30	3
		Average	20.6	-	180	1.5
		Frequent Low	19.2	-	120	5
Grandin	Putnam	Frequent High	81.5	-	30	2
		Frequent Low	78.6	-	120	5
Halfmoon	Marion	Frequent High	49.7	Seasonally Flooded	-	-
		Average	47.9	Typically Saturated	-	-
		Frequent Low	46.5	Sempermanently Flooded	-	-
Helen	Volusia	Frequent High	46.1	Temporarily Flooded	-	-
		Average	44.2	Typically Saturated	-	-
		Frequent Low	43.6	Sempermanently Flooded	-	-
Hires	Volusia	Frequent High	41.0	Seasonally Flooded	-	-
		Average	39.5	Typically Saturated	-	-
		Frequent Low	38.0	Sempermanently Flooded	-	-
Hokey	Volusia	Frequent High	35.4	Seasonally Flooded	-	-
		Average	33.7	Typically Saturated	-	-
		Frequent Low	32.3	Sempermanently Flooded	-	-
Hopkins Prairie	Marion	Frequent High	25.8	Seasonally Flooded	-	-
		Average	23.4	Typically Saturated	-	-
		Frequent Low	22.0	Sempermanently Flooded	-	-
Howell	Putnam	Frequent High	34.5	Seasonally Flooded	-	-
		Average	33.6	Typically Saturated	-	-
		Frequent Low	31.8	Sempermanently Flooded	-	-
Howell	Seminole	Frequent High	53.7	Seasonally Flooded	-	-
		Average	52.9	Typically Saturated	-	-
		Frequent Low	51.5	Sempermanently Flooded	-	-
Indian	Volusia	Frequent High	37.0	Seasonally Flooded	-	-
		Average	36.1	Typically Saturated	-	-
		Frequent Low	34.4	Sempermanently Flooded	-	-
Irma	Orange	Frequent High	55.1	Seasonally Flooded	-	-
		Average	54.8	Typically Saturated	-	-
		Frequent Low	53.4	Sempermanently Flooded	-	-
Kerr	Marion	Frequent High	24.4	Seasonally Flooded	-	-
		Average	22.9	Typically Saturated	-	-
		Frequent Low	21.5	Sempermanently Flooded	-	-
Lizzie	Putnam	Frequent High	43.9	Seasonally Flooded	-	-
		Average	42.7	Typically Saturated	-	-
		Frequent Low	41.7	Sempermanently Flooded	-	-
Louisa	Lake	Frequent High	96.5	Seasonally Flooded	-	-
		Average	95.4	Typically Saturated	-	-
		Frequent Low	94.0	Sempermanently Flooded	-	-
Lower Lake Louise	Volusia	Frequent High	31.8	Seasonally Flooded	-	-
		Average	31.2	Typically Saturated	-	-
		Frequent Low	29.7	Sempermanently Flooded	-	-
Lucy	Lake	Frequent High	94.1	Seasonally Flooded	-	-
		Average	92.5	Typically Saturated	-	-
		Frequent Low	91.1	Sempermanently Flooded	-	-

Magnolia	Clay	Frequent High	124.7	Seasonally Flooded	-	-
		Average	124.2	Typically Saturated	-	-
		Frequent Low	121.4	Semipermanently Flooded	-	-
Mall, Little Lake	Putnam	Frequent High	38.7	Seasonally Flooded	-	-
		Average	36.8	Typically Saturated	-	-
		Frequent Low	35.2	Semipermanently Flooded	-	-
Margaret	Putnam	Frequent High	35.2	Seasonally Flooded	-	-
		Average	34.5	Typically Saturated	-	-
		Frequent Low	32.5	Semipermanently Flooded	-	-
Martha	Orange	Frequent High	53.5	Seasonally Flooded	-	-
		Average	52.6	Typically Saturated	-	-
		Frequent Low	51.2	Semipermanently Flooded	-	-
Marvin	Putnam	Frequent High	38.6	Seasonally Flooded	-	-
		Average	37.3	Typically Saturated	-	-
		Frequent Low	36.3	Semipermanently Flooded	-	-
McGrady	Putnam	Frequent High	41.5	Seasonally Flooded	-	-
		Average	39.9	Typically Saturated	-	-
		Frequent Low	37.8	Semipermanently Flooded	-	-
McKasel	Putnam	Frequent High	36.7	Seasonally Flooded	-	-
		Average	35.5	Typically Saturated	-	-
		Frequent Low	34.1	Semipermanently Flooded	-	-
Melrose	Putnam	Frequent High	105.2	Seasonally Flooded	-	-
		Average	104.2	Typically Saturated	-	-
		Frequent Low	102.8	Semipermanently Flooded	-	-
Mills	Seminole	Frequent High	42.5	Seasonally Flooded	-	-
		Average	41.4	Typically Saturated	-	-
		Frequent Low	39.9	Semipermanently Flooded	-	-
Minneola	Lake	Frequent High	96.0	Seasonally Flooded	-	-
		Average	95.3	Typically Saturated	-	-
		Frequent Low	93.9	Semipermanently Flooded	-	-
Monroe	Seminole and Volusia	Frequent High	2.8	-	30	2
		Average	1.2	-	180	1.5
		Frequent Low	0.5	-	120	5
Nettles / English	Putnam	Frequent High	44.3	Seasonally Flooded	-	-
		Average	42.7	Typically Saturated	-	-
		Frequent Low	41.7	Semipermanently Flooded	-	-
Nicotoon	Marion	Frequent High	54.7	Seasonally Flooded	-	-
		Average	53.3	Typically Saturated	-	-
		Frequent Low	51.9	Semipermanently Flooded	-	-
Norris	Lake	Frequent High	30.5	Seasonally Flooded	-	-
		Average	29.7	Typically Saturated	-	-
		Frequent Low	29.1	Semipermanently Flooded	-	-
North Como Park	Putnam	Frequent High	41.3	Seasonally Flooded	-	-
		Average	39.7	Typically Saturated	-	-
		Frequent Low	38.5	Semipermanently Flooded	-	-
North Talmadge	Volusia	Frequent High	55.6	Seasonally Flooded	-	-
		Average	54.4	Typically Saturated	-	-
		Frequent Low	52.9	Semipermanently Flooded	-	-
Omega	Putnam	Frequent High	57.4	Temporarily Flooded	-	-
		Average	56.1	Typically Saturated	-	-
		Frequent Low	54.0	Semipermanently Flooded	-	-
Orio	Putnam	Frequent High	37.1	Seasonally Flooded	-	-
		Average	35.6	Typically Saturated	-	-
		Frequent Low	34.7	Semipermanently Flooded	-	-
Pam	Putnam	Frequent High	39.3	Seasonally Flooded	-	-
		Average	37.5	Typically Saturated	-	-
		Frequent Low	36.1	Semipermanently Flooded	-	-
Pearl	Orange	Frequent High	53.5	Seasonally Flooded	-	-
		Average	52.6	Typically Saturated	-	-
		Frequent Low	51.2	Semipermanently Flooded	-	-
Pierson	Volusia	Frequent High	34.4	Seasonally Flooded	-	-
		Average	33.8	Typically Saturated	-	-
		Frequent Low	32.4	Semipermanently Flooded	-	-

Pine Island	Lake	Frequent High	107.7	Seasonally Flooded	-	-
		Average	106.8	Typically Saturated	-	-
		Frequent Low	105.4	Sempermanently Flooded	-	-
Prevatt	Orange	Frequent High	56.0	Seasonally Flooded	-	-
		Average	53.0	Typically Saturated	-	-
		Frequent Low	50.9	Sempermanently Flooded	-	-
Prior	Putnam	Frequent High	42.3	Seasonally Flooded	-	-
		Average	40.0	Typically Saturated	-	-
		Frequent Low	39.0	Sempermanently Flooded	-	-
Purdom	Volusia	Frequent High	37.0	Seasonally Flooded	-	-
		Average	36.4	Typically Saturated	-	-
		Frequent Low	35.0	Sempermanently Flooded	-	-
Sand	Putnam	Frequent High	40.9	Seasonally Flooded	-	-
		Average	39.0	Typically Saturated	-	-
		Frequent Low	36.6	Sempermanently Flooded	-	-
Sand Hill	Clay	Frequent High	132.0	Seasonally Flooded	-	-
		Average	131.6	Typically Saturated	-	-
		Frequent Low	129.5	Sempermanently Flooded	-	-
Savannah	Volusia	Frequent High	31.1	Seasonally Flooded	-	-
		Average	29.5	Typically Saturated	-	-
		Frequent Low	28.0	Sempermanently Flooded	-	-
Scoggin	Volusia	Frequent High	35.0	Seasonally Flooded	-	-
		Average	34.1	Typically Saturated	-	-
		Frequent Low	32.7	Sempermanently Flooded	-	-
Shaw	Volusia	Frequent High	36.7	-	30	3
		Average	35.4	-	180	1.7
		Frequent Low	33.7	-	120	3
Silver	Putnam	Frequent High	36.8	Seasonally Flooded	-	-
		Average	35.1	Typically Saturated	-	-
		Frequent Low	33.7	Sempermanently Flooded	-	-
Smith	Marion	Frequent High	54.6	Temporarily Flooded	-	-
		Average	51.4	Typically Saturated	-	-
		Frequent Low	50.0	Sempermanently Flooded	-	-
South	Brevard	Frequent High	16.7	Temporarily Flooded	-	-
		Average	15.3	Typically Saturated	-	-
		Frequent Low	13.8	Sempermanently Flooded	-	-
South Como Park	Putnam	Frequent High	38.1	Seasonally Flooded	-	-
		Average	36.7	Typically Saturated	-	-
		Frequent Low	35.3	Sempermanently Flooded	-	-
Star	Putnam	Frequent High	77.5	Seasonally Flooded	-	-
		Average	75.4	Typically Saturated	-	-
		Frequent Low	74.0	Sempermanently Flooded	-	-
Stella	Putnam	Frequent High	39.4	Seasonally Flooded	-	-
		Average	38.6	Typically Saturated	-	-
		Frequent Low	37.2	Sempermanently Flooded	-	-
Sunset	Lake	Frequent High	85.9	Temporarily Flooded	-	-
		Average	83.5	Typically Saturated	-	-
		Frequent Low	81.0	Sempermanently Flooded	-	-
Swan	Putnam	Frequent High	93.0	Temporarily Flooded	-	-
		Average	90.3	Typically Saturated	-	-
Sylvan	Seminole	Frequent High	40.4	Seasonally Flooded	-	-
		Average	38.9	Typically Saturated	-	-
		Frequent Low	37.5	Sempermanently Flooded	-	-
Tarhoe	Putnam	Frequent High	36.6 37.0	Seasonally Flooded	30 --	3 --
		Average	35.1 36.0	Typically Saturated	180 --	1.7 --
		Frequent Low	33.8 35.2	Sempermanently Flooded	120 --	2 --
Three Island Lakes	Volusia	Frequent High	23.7	-	30	5
		Frequent Low	19.4	-	120	10
Trone	Putnam	Frequent High	37.5	Seasonally Flooded	-	-
		Average	35.7	Typically Saturated	-	-
		Frequent Low	34.3	Sempermanently Flooded	-	-
Trout	Volusia	Frequent High	23.3	Seasonally Flooded	-	-
		Average	20.9	Typically Saturated	-	-
		Frequent Low	17.7	Sempermanently Flooded	-	-

Tusawilla	Alachua	Frequent High	77.6	Seasonally Flooded	-	-
		Average	74.6	Typically Saturated	-	-
		Frequent Low	73.2	Semipermanently Flooded	-	-
Upper Lake Louise	Volusia	Frequent High	35.3	Seasonally Flooded	-	-
		Average	34.6	Typically Saturated	-	-
		Frequent Low	33.2	Semipermanently Flooded	-	-
Washington	Brevard	Frequent High	15.6	Seasonally Flooded	-	-
		Average	14.2	Typically Saturated	-	-
		Frequent Low	12.8	Semipermanently Flooded	-	-
Wauberg	Alachua	Frequent High	67.4	Seasonally Flooded	-	-
		Average	67.1	Typically Saturated	-	-
		Frequent Low	65.6	Semipermanently Flooded	-	-
Weir	Marion	Frequent High	57.2	Seasonally Flooded	-	-
		Average	56.4	Typically Saturated	-	-
		Frequent Low	54.9	Semipermanently Flooded	-	-
Winnemissett	Volusia	Frequent High	59.5	Seasonally Flooded	-	-
		Average	57.8	Typically Saturated	-	-
		Frequent Low	56.0	Semipermanently Flooded	-	-
Winona	Volusia	Frequent High	36.1	Seasonally Flooded	-	-
		Average	33.5	Typically Saturated	-	-
		Frequent Low	32.0	Semipermanently Flooded	-	-

(5) through (6) No change.

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

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: 40D-400.550
 RULE TITLE: General Permit for Construction, Operation and Maintenance of Nonproduction-related Agricultural Facilities

PURPOSE AND EFFECT: The purpose of this rulemaking is to establish a new noticed general environmental resource permit for the construction, operation and maintenance of nonproduction-related agricultural facilities. The effect will be to reduce the permitting application and fee requirements for activities that qualify for this new permit.

SUBJECT AREA TO BE ADDRESSED: Environmental resource permitting.

RULEMAKING AUTHORITY: 373.044, 373.113, 373.118, FS

LAW IMPLEMENTED: 373.413, 373.414, 373.416, 373.419, 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mark Luchte, P.E., Agricultural Regulation Program Manager,

Southwest Florida Water Management District, Sarasota Service Office, 6750 Fruitville Road, Sarasota, FL 34240-9711, (941)377-3722

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NO.: 59A-7.034
 RULE TITLE: Alternate-Site Testing

PURPOSE AND EFFECT: The agency is proposing to amend the rule that specifies the types of tests that can be performed at alternate test sites within hospitals.

SUBJECT AREA TO BE ADDRESSED: Revisions to regulations that describe the type of clinical laboratory testing performed at hospital alternate sites including revisions to what is required to be considered in the approval of alternate site tests.

RULEMAKING AUTHORITY: 483.051 FS.

LAW IMPLEMENTED: 483.051, 483.106, 483.181, 483.201, 483.221, 483.23 FS.

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

DATE AND TIME: January 20, 2011, 2:00 p.m.

PLACE: Agency for Health Care Administration, Building 3, Conference Room C, 2727 Mahan Drive, Tallahassee, Florida. Call in number: (888)808-6959 code: 8509227761

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: Karen Rivera, Laboratory Unit, 2727 Mahan Drive, Building 1, Mail Stop 32, Tallahassee, Florida 32308,

(850)412-4500. 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: Karen Rivera, Laboratory Unit, 2727 Mahan Drive, Building 1, Mail Stop 32, Tallahassee, Florida 32308, (850)412-4500
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:

59G-4.250 Prescribed Drug Services

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-4.250, F.A.C., is to incorporate by reference the revised Florida Medicaid Prescribed Drugs Coverage, Limitations, and Reimbursement Handbook, October 2010. The amendment clarifies existing policy, updates forms, and updates fiscal agent information.

SUBJECT AREA TO BE ADDRESSED: Prescribed Drug Services.

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906(20), 409.908. 409.912 FS.

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

DATE AND TIME: Thursday, January 13, 2011, 10:00 a.m. – 11:00 a.m.

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

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: Marie Donnelly at the Bureau of Medicaid Pharmacy Services, (850)412-4166. 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: Marie Donnelly at donnellm@ahca.myflorida.com

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NO.: RULE TITLE:

61J1-2.001 Fees

PURPOSE AND EFFECT: The Board proposes the rule amendment to update fees.

SUBJECT AREA TO BE ADDRESSED: Fees.

RULEMAKING AUTHORITY: 475.614 FS.

LAW IMPLEMENTED: 215.34, 455.217, 455.2281, 455.271(6)(b), 475.6147, 475.615, 475.618 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Thomas O’Bryant, Jr., Deputy Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.: RULE TITLES:
62-344.100 Purpose, Intent and Scope
62-344.200 Definitions
62-344.300 Procedures for Requesting

Delegation
62-344.400 Content of Petition
62-344.500 Criteria for Review
62-344.600 Procedures for Identifying and Reconciling Duplicative Permitting and Incorporation of Stricter Local Standards

62-344.700 Delegation Agreements
62-344.900 Forms

PURPOSE AND EFFECT: To incorporate changes to the existing Department rule governing delegation of the Environmental Resource Permit (ERP) program under Part IV of Chapter 373, F.S., to a county, municipality, or local pollution control program (local governments). These changes are required as a result of amendments to Section 373.441, F.S., made in Chapter 2010-147, Laws of Florida, effective July 1, 2010. Specifically, these changes will reflect that the

Department is the responsible agency for delegating ERP program responsibilities of the Department or a water management district, in whole or in part, to a local government. The rule will also include provisions for a local government to petition the Governor and Cabinet for review of a request for a delegation that is not approved or denied within one year of being initiated, the detail that must be contained in any denial by the Department of a local governments petition for delegation, and provisions for approval of a petition that meets the requirements of Chapter 62-344, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Procedures governing delegation of the ERP program to local governments to comply with Chapter 2010-147, Laws of Florida.

RULEMAKING AUTHORITY: 373.441 FS.

LAW IMPLEMENTED: 373.441 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mary VanTassel, Florida Department of Environmental Protection, Office of Submerged Lands and Environmental Resources, MS 2500, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, telephone (850)245-8486, or e-mail: Mary.VanTassel@dep.state.fl.us. Further information and updates on this proposed rule also may be obtained from the Departments website at: http://www.dep.state.fl.us/water/rules_dr.htm#erp. (OGC No. 10-2686)

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE NOS.:	RULE TITLES:
64B8-42.001	Licensure by Endorsement
64B8-42.002	Licensure by Examination

PURPOSE AND EFFECT: The Board proposes to revise the language in the application forms for Rules 64B8-42.001 and 64B8-42.002, F.A.C. The Board will also review, and vote on the newly prepared Statement of Estimated Regulatory Costs with respect to economical impacts.

SUBJECT AREA TO BE ADDRESSED: Licensure.

RULEMAKING AUTHORITY: 456.017(1), 468.507 FS.

LAW IMPLEMENTED: 456.027, 468.507, 468.509, 468.513 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Allen Hall, Executive Director, Dietetics and Nutrition Council/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

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

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.:	RULE TITLE:
64B9-8.001	The Probable Cause Panel

PURPOSE AND EFFECT: The Board proposes this amendment to take out the geographic assignments.

SUBJECT AREA TO BE ADDRESSED: The Probable Cause Panel.

RULEMAKING AUTHORITY: 456.073(1), (3), 464.006 FS.

LAW IMPLEMENTED: 456.073(4) 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joe Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399

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

DEPARTMENT OF HEALTH

Board of Psychology

RULE NOS.:	RULE TITLES:
64B19-11.005	Supervised Experience Requirements
64B19-11.012	Application Forms

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address the requirements for supervised experience and to address various forms for licensure.

SUBJECT AREA TO BE ADDRESSED: Requirements for supervised experience and to address various forms for licensure.

RULEMAKING AUTHORITY: 490.004(4) FS.

LAW IMPLEMENTED: 490.005, 490.006(1)(b), 490.007(1) 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.: RULE TITLE:
68A-1.004 Definitions

PURPOSE AND EFFECT: The purpose and effect of this rule development is to provide definitions for language in rules of the Fish and Wildlife Conservation Commission, during calendar year 2011.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rule include rule language definitions.
RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.
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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NOS.: RULE TITLES:
68A-4.001 General Prohibitions
68A-4.002 Possession of Gun While Using a
 Light Prohibited
68A-4.007 Exclusion of Certain Areas from
 Open Season

PURPOSE AND EFFECT: The purposes and effects of this rule development effort are to establish or revise rule provisions, during calendar year 2011, associated with general

prohibitions pertaining to wildlife and freshwater fish resources, possession of a gun while using a light, and exclusion of certain areas from open season.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rule include general prohibitions pertaining to wildlife and freshwater fish, possession of a gun while using a light, and exclusion of certain areas from open season.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution; 379.2223, 379.3015, 379.404 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NOS.: RULE TITLES:
68A-5.001 Issuance of Statutory Licenses,
 Stamps and Permits; Issuance of
 Duplicates
68A-5.005 Quota Hunt Permits and
 Special-Opportunity Permits –
 Application; Selection; Issuance

PURPOSE AND EFFECT: The purposes and effects of the proposed rule development are to establish or revise procedures for application, selection, or issuance of statutory licenses, stamps, permits and quota hunt or special-opportunity hunt permits, during the 2011 calendar year.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rules include the application, selection, or issuance of statutory licenses, stamps, permits and quota hunt or special-opportunity hunt permits.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution; 379.354 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NOS.:	RULE TITLES:
68A-9.002	Permits to Take Wildlife or Freshwater Fish for Justifiable Purposes
68A-9.004	Permits for Hunting or Other Recreational Use on Wildlife Management Areas
68A-9.005	Falconry
68A-9.006	Wildlife Rehabilitation Permit
68A-9.007	Special-use Permits; Short-term Use Permits; Fees; Special-Opportunity Hunting and Fishing
68A-9.008	Permits for Physically Disabled
68A-9.010	Taking Nuisance Wildlife
68A-9.012	Taking of Wildlife on Airport Property

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2011, associated with wildlife management area permits, recreational use permits and related fees on Wildlife Management Areas; falconry; special-use permits, short-term use permits, special-opportunity hunting and fishing permits, and any related fees; permits for the physically disabled; and to clarify and simplify regulations relating to nuisance wildlife and wildlife on airport property.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rules include recreational use permits; falconry; special-use permits, short-term use permits, special-opportunity hunting and fishing, and related fees; permits for wildlife rehabilitation and the physically disabled; and taking of nuisance wildlife and wildlife on airport property.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution; 379.354 FS.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution; 375.313, 375.571, 379.1025, 379.2223, 379.354 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.:	RULE TITLE:
68A-11.003	Use of Motorboats on Certain Waters; Permits

PURPOSE AND EFFECT: The purpose and effect of this rule development is to establish or revise rule provisions, during calendar year 2011, associated with the use of motorboats on certain waters.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rules include use of motorboats on certain waters.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution; 375.313 FS.; Ch. 65-1841, Ch. 85-361, Laws of Florida.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution; 375.313 FS.; Ch. 65-1841, Ch. 85-361, Laws of Florida.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NOS.:	RULE TITLES:
68A-12.002	General Methods of Taking Game; Prohibitions
68A-12.007	Hunting Dogs; Molesting Game in Closed Season; Training; Field Trials; Prohibited for Certain Hunting

PURPOSE AND EFFECT: The purposes and effects of the proposed rule development are to establish or revise rule provisions, during calendar year 2011, associated with general methods of taking game, and the use of dogs for taking game.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rule include general methods of taking game, and the use of dogs for taking game.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is, during calendar year 2011, to (1) establish open seasons, statewide management zones, bag limits and possession limits for taking game; (2) establish hunting regulations for ducks, geese, coots, and other migratory birds; (3) provide for adoption of Federal statutes and regulations pertaining to migratory birds and hunting on National Wildlife Refuges; (4) update taxonomic changes; (5) establish hunting regulations for public small-game hunting areas; and (6) provide for the issuance of antlerless deer permits to private landowners.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rules include regulations for taking game including waterfowl and other migratory birds, issuance of antlerless deer permits to private landowners, public small-game hunting area regulations, adoption of Federal statutes and regulations, and hunting on National Wildlife Refuges.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NOS.:	RULE TITLES:
68A-13.001	Open Season for Taking Game; Bag and Possession Limits
68A-13.003	Hunting Regulations for Ducks, Geese, and Coots
68A-13.004	Open Season for Taking and Bag Limits for Non-Migratory Game and Issuance of Antlerless Deer Permits
68A-13.006	Hunting on National Wildlife Refuges
68A-13.007	Hunting Regulations on Public Small-Game Hunting Areas
68A-13.008	Hunting Regulations for Migratory Birds Other than Ducks and Coots

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NOS.:	RULE TITLES:
68A-14.001	Establishment Orders
68A-14.0011	Opening or Closing Areas Other Than Restricted Hunting Areas or Bird Sanctuaries; General

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2011, associated with the establishment of areas as wildlife management areas, wildlife and environmental areas, refuges, bird sanctuaries, restricted hunting areas, critical wildlife areas, fish management areas, miscellaneous areas, or wild hog areas; and the opening or closing of areas other than restricted hunting areas, bird sanctuaries or critical wildlife areas.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rules include the establishment of areas as wildlife management areas, wildlife and environmental areas, refuges, bird sanctuaries, restricted hunting areas, critical wildlife areas, fish management areas, miscellaneous areas, or wild hog areas; and the opening or closing of areas other than restricted hunting areas, bird sanctuaries or critical wildlife areas.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NOS.:	RULE TITLES:
68A-15.004	General Regulations Relating to Wildlife Management Areas
68A-15.005	Quota Permits; Antlerless Deer Permits; Special-Opportunity Permits
68A-15.006	Regulations Relating to Miscellaneous Areas
68A-15.061	Specific Regulations for Wildlife Management Areas – Southwest Region
68A-15.062	Specific Regulations for Wildlife Management Areas – North Central Region
68A-15.063	Specific Regulations for Wildlife Management Areas – Northwest Region
68A-15.064	Specific Regulations for Wildlife Management Areas – South Region
68A-15.065	Specific Regulations for Wildlife Management Areas – Northeast Region

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2011, to (1) establish or revise general

regulations relating to Wildlife Management Areas (WMAs) and specific regulations related to Miscellaneous Areas (MAs); (2) establish or adjust hunter quotas for WMAs; (3) establish or modify specific area regulations for WMAs and MAs; and (4) adjust hunting season dates on WMAs and MAs to conform with proposed 2011-2012 hunting season dates for the appropriate management zone.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rules include general regulations, quota hunt permits, hunting season dates and specific area regulations pertaining to WMAs.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution; 375.313, 379.2223 FS.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution; 375.313, 379.2223, 379.354 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NOS.:	RULE TITLES:
68A-16.001	Migratory Birds; Adoption of Federal Statutes and Regulations
68A-16.002	Bald Eagle

PURPOSE AND EFFECT: The purpose and effect of the proposed rules is to establish or revise rule provisions, during calendar year 2011, associated with birds.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rules include adoption of Federal statutes and regulations regarding migratory birds. The subject area also includes rules associated with the conservation of bald eagles.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution; 379.2223 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NOS.:	RULE TITLES:
68A-17.004	General Regulations Relating to Wildlife and Environmental Areas
68A-17.005	Specific Regulations for Wildlife and Environmental Areas

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2011, to (1) establish general regulations relating to Wildlife and Environmental Areas (WEAs); (2) establish or modify specific area regulations for WEAs; and (3) adjust hunting season dates on WEAs to conform with proposed 2011-2012 hunting season dates for the appropriate management zone.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rules include hunting season dates, general regulations and specific area regulations pertaining to WEAs.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution; 375.313, 379.2223, 379.354 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.:	RULE TITLE:
68A-18.004	Regulations in Wildlife Refuges

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to or revise rule provisions, during calendar year 2011, associated with wildlife refuges.

SUBJECT AREA TO BE ADDRESSED: Subject area covered in the proposed rules include regulations in wildlife refuges.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution; 379.2223 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.:	RULE TITLE:
68A-19.005	General Regulations Relating to Critical Wildlife Areas

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to establish or revise rule provisions related to critical wildlife areas (CWAs) during calendar year 2011.

SUBJECT AREA TO BE ADDRESSED: Proposed changes would clarify existing rule language; require CWA boundaries to be posted; prohibit public access in areas posted "Closed to Public Access"; prohibit dogs in area posted as "Closed to Dogs"; and allow permits to be issued by the Executive Director for scientific or conservation purposes on CWAs closed to public access.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bud

Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NOS.:	RULE TITLES:
68A-20.004	Regulations in Fish Management Areas

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2011, for regulations in Fish Management Areas (FMA).

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in proposed rules include regulations in Fish Management Areas.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tom Champeau, Director, Division of Freshwater Fisheries Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)410-0656, extension 17243

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NOS.:	RULE TITLES:
68A-20.005	Specific Fish Management Area Regulations

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2011, specific to Fish Management Area (FMA) regulations.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in proposed rules include specific area regulations pertaining to individual FMAs.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tom Champeau, Director, Division of Freshwater Fisheries Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)410-0656, extension 17243

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NOS.:	RULE TITLES:
68A-23.002	General Methods of Taking Freshwater Fish

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2011, for the general methods of taking of freshwater fish.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in proposed rules include general methods of taking freshwater fish.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tom Champeau, Director, Division of Freshwater Fisheries Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)410-0656, extension 17243

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.:	RULE TITLE:
68A-23.003	Commercial Fishing Devices; Provision for Use in Certain Waters

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2011, for commercial fishing devices and provisions for their use in certain waters.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in proposed rules include commercial fishing devices and provisions for their use in certain waters.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tom Champeau, Director, Division of Freshwater Fisheries Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)410-0656, extension 17243

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.:	RULE TITLE:
68A-23.004	Lawful Methods for Using Trotlines and Bush Hooks or Set Lines

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2011, for lawfully utilizing trotlines, bush hooks, or set lines.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in proposed rules include lawful use of trotlines and bush hooks or set lines.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tom Champeau, Director, Division of Freshwater Fisheries Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)410-0656, extension 17243

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.:	RULE TITLE:
68A-23.005	Bag Limits, Length Limits, Open Season: Freshwater Fish

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2011, for bag limits, length limits, open season for freshwater fish.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered by proposed rules include bag limits, length limits, and open seasons for freshwater fish.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tom Champeau, Director, Division of Freshwater Fisheries Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)410-0656, extension 17243

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NOS.:	RULE TITLES:
68A-24.002	Methods of Taking Fur-Bearing Animals; Possession; Open Season
68A-24.005	Transporting and Shipping Live Raccoons

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2011, associated with methods of taking, possession of, and open season for furbearing animals; and transporting and shipping live raccoons.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rules include methods of taking, possession of, and open season for furbearing animals; and transporting and shipping live raccoons.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NOS.:	RULE TITLES:
68A-25.002	General Provisions for Taking Possession and Sale of Reptiles
68A-25.003	Taking and Disposal of Nuisance-Alligators Statewide
68A-25.004	Regulations Governing the Operation of Alligator Farms
68A-25.031	Regulations Governing Alligator Egg and Hatchling Collections on Lands Not Included in Alligator Management Programs
68A-25.032	Regulations Governing the Establishment of Alligator Management Programs
68A-25.042	Regulations Governing Statewide Alligator Trapping, Permitting, Taking and Sale
68A-25.052	Regulations Governing the Processing of Alligators and the Sale of Alligator Meat and Parts

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to establish or revise rule provisions, during calendar year 2011, to establish regulations for taking and possessing alligators and other reptiles that will ensure conservation of reptile populations while providing for realization of their potential aesthetic, recreational, and economic values.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rules include requirements for taking and possessing alligators and other reptiles.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution; 379.26, 379.3012, 379.303, 379.304, 379.305, 379.372, 379.373, 379.374, 379.3751, 379.3752, 379.3761, 379.3762 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NOS.:	RULE TITLES:
68A-27.0001	Purpose and Intent
68A-27.001	Definitions
68A-27.0011	Killing Endangered Species (Repealed)
68A-27.0012	Procedures for Listing and Removing Species from Florida's Endangered and Threatened Species List
68A-27.0021	Designation of Candidate Species; Prohibitions; Permits
68A-27.003	Designation of Endangered Species; Prohibitions
68A-27.005	Designation of Species of Special Concern; Prohibitions; Permits
68A-27.006	Reward Program
68A-27.007	Permits and Authorizations for the Take of Florida Endangered and Threatened Species

PURPOSE AND EFFECT: The purpose and effect of the proposed rules is to establish or revise rule provisions, during calendar year 2011, associated with species classified as Candidate Species, Endangered Species, Threatened Species and Species of Special Concern lists.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rules include listing, delisting, and reclassifying procedures; designation of Candidate Species, Endangered Species, Threatened Species and Species of Special Concern; and prohibitions, permits, and rewards associated with such species.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution; 379.2292 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.:	RULE TITLE:
68A-31.001	Regulations Related to Commission Managed Shooting Ranges

PURPOSE AND EFFECT: The purpose of the proposed rule development effort is to establish regulations for Commission managed shooting ranges in calendar year 2011 that would address public safety, access, and activities. The effect of the proposed rule will be to enable the agency to better manage public use of Commission managed shooting ranges.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rule include requirements for access, activities, and public safety on Commission managed shooting ranges.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution; 375.313, 379.2223 FS.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution; 375.313, 379.2223 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bud Vielhauer, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.:	RULE TITLES:
68B-13.0015	Definitions
68B-13.005	Designation as Restricted Species; Season; Repeal of Special Act
68B-13.006	Licenses, Endorsements, and Permits
68B-13.007	Restrictions on Size and on Transport and Possession of Stone Crabs and Stone Crab Claws
68B-13.008	Gear, Trap Construction, Commercial Trap Marking Requirements, Trap Working Regulations, Trap Transfer
68B-13.009	Recreational Stone Crab Harvest: Bag Limit, Trap Limit, Trap Marking Requirements, Trap Pulling
68B-13.010	Stone Crab Trap Limitation Program
68B-13.011	Prohibitions
68B-13.012	Commission Policy Regarding the Assessment of Administrative Penalties

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes in the 2011 calendar year for stone crab as a result of stock assessments, federal regulatory actions or other management and enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.:	RULE TITLES:
68B-14.001	Purpose and Intent, Designation as Restricted Species
68B-14.002	Definitions
68B-14.0035	Size Limits: Amberjacks, Black Sea Bass, Gray Triggerfish, Grouper, Hogfish, Red Porgy, Snapper
68B-14.00355	Size Limits for Importation and Sale
68B-14.0036	Recreational Bag Limits: Snapper, Grouper, Hogfish, Black Sea Bass, Red Porgy, Amberjacks, Tilefish, Exception, Wholesale/Retail Purchase Exemption
68B-14.0038	Recreational Snapper Seasons
68B-14.0039	Recreational Grouper Seasons
68B-14.0045	Commercial Harvest Requirements; Licenses, Season Closures, Bag and Trip Limits
68B-14.005	Regulation and Prohibition of Certain Harvesting Gear: Allowable Gear, Incidental Bycatch, Violation
68B-14.006	Other Prohibitions

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes for reef fish in the 2011 calendar year as a result of stock assessments, federal regulatory actions or other management or enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.:	RULE TITLES:
68B-21.0015	Definitions
68B-21.002	Designation of Snook as a Protected Species
68B-21.003	Prohibition of Sale of Snook
68B-21.004	Seasons
68B-21.005	Size Limits
68B-21.006	Bag and Possession Limits
68B-21.007	Restrictions on Gear and Methods Used to Take Snook

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes for snook in the 2011 calendar year as a result of stock assessments or other management or enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.:	RULE TITLES:
68B-22.001	Purpose and Intent; Repeal of Certain Laws; Designation as Protected Species
68B-22.002	Definitions
68B-22.003	Size Limits
68B-22.005	Bag and Possession Limits; Sale Prohibited
68B-22.006	Other Prohibitions; Applicability
68B-22.007	Catch-Hold-and-Release Tournament Exemption

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes for red drum (redfish) in the 2011 calendar year as a result of stock assessments or other management or enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.:	RULE TITLES:
68B-24.001	Purpose and Intent
68B-24.002	Definitions
68B-24.003	Minimum Size Limits
68B-24.0035	Special Recreational Crawfish License
68B-24.004	Bag Limit
68B-24.0045	Importation of Spiny Lobster; Documentation and Other Requirements
68B-24.005	Seasons
68B-24.0055	Commercial Requirements; Appeals
68B-24.006	Gear: Traps, Buoys, Identification Requirements, Prohibited Devices
68B-24.0065	Special Provisions for John Pennekamp Coral Reef State Park in Monroe County: Closure During Two-day Sport Season; Closure of Coral Formation Protection Zones
68B-24.007	Other Prohibitions
68B-24.009	Trap Reduction Schedule

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes in the 2011 calendar year for spiny lobster as a result of stock assessments, federal regulatory actions or other management and enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.:	RULE TITLES:
68B-33.001	Purpose and Intent
68B-33.002	Definitions
68B-33.003	Marlin and Sailfish Possession Limits; Prohibition of Harvest for Spearfish; Prohibition of Sale; Exception; Gear Restrictions
68B-33.0034	Swordfish: Recreational Bag and Possession Limits
68B-33.0035	Swordfish: Federal Permit Required for Sale
68B-33.004	Size Limits
68B-33.005	Billfish and Swordfish: Recreational Catch Reporting

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes for billfish and swordfish in the 2011 calendar year as a result of stock assessments, federal regulatory actions or other management or enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

THE PRELIMINARY TEXT OF THE RULE BEING DEVELOPED IS NOT AVAILABLE.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

<p>RULE NOS.:</p> <p>68B-34.002</p> <p>68B-34.003</p>	<p>RULE TITLES:</p> <p>Definitions</p> <p>Bonefish Size Limit; Bag and Possession Limits; Exception, Gear Restriction</p>
---	---

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes in the 2011 calendar year for bonefish as a result of stock assessments or other management and enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

<p>RULE NOS.:</p> <p>68B-35.001</p> <p>68B-35.002</p> <p>68B-35.003</p> <p>68B-35.004</p> <p>68B-35.005</p>	<p>RULE TITLES:</p> <p>Purpose and Intent; Repeal of Certain Laws; Designation as Restricted Species, Aquaculture Exemption for Pompano</p> <p>Definitions</p> <p>Size and Bag Limits; Prohibition of Sale</p> <p>Gear Specifications and Prohibited Gear</p> <p>Commercial Pompano Harvest Requirements; Pompano Endorsement Criteria; State and Federal Waters Pompano Daily Harvest Limits and License Requirements for Sale or Purchase</p>
--	---

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes for permit, African pompano, and Florida pompano in the 2011 calendar year as a result of stock assessments or other management or enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.:	RULE TITLES:
68B-37.001	Purpose and Intent; Repeal of Other Laws; Designation as Restricted Species
68B-37.002	Definitions
68B-37.003	Size Limits
68B-37.004	Regional Bag Limits; Closed Seasons
68B-37.005	Commercial Season and Daily Harvest Limit
68B-37.006	Gear Specifications and Prohibited Gear; Bycatch Allowance

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes in the 2011 calendar year for spotted seatrout as a result of stock assessments, federal regulatory actions or other management and enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.:	RULE TITLES:
68B-42.001	Purpose and Intent; Designation of Restricted Species; Definition of "Marine Life Species"
68B-42.002	Definitions
68B-42.003	Prohibition of Harvest: Longspine Urchin, Bahama Starfish
68B-42.0035	Live Landing and Live Well Requirements

68B-42.0036	Harvest in Biscayne National Park Prohibited; Exception
68B-42.004	Size Limits
68B-42.005	Recreational Bag Limit
68B-42.006	Commercial Season, Harvest Limits
68B-42.0065	Commercial Requirements; Endorsements; Requalifying; Appeals; Leasing; Transferability
68B-42.007	Gear Specifications and Prohibited Gear
68B-42.008	Live Rock: Harvest in State Waters Prohibited; Aquacultured Live Rock Harvest and Landing Allowed
68B-42.009	Prohibition on the Taking, Destruction, or Sale of Marine Corals and Sea Fans; Exception

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes for marine life regulations in the 2011 calendar year as a result of federal regulatory actions, stock assessments or other management or enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.:	RULE TITLES:
68B-44.002	Definitions
68B-44.003	Bag Limit Applicable to State Waters, Gear Restriction
68B-44.004	Landing in Whole Condition; Transit Through State Waters
68B-44.005	Commercial Harvest of Sharks: Federal Permit Required

- 68B-44.006 Commercial Season; Season Closure; Prohibition of Sale
- 68B-44.007 Size Limit Applicable to State Waters
- 68B-44.008 Prohibited Species; Prohibition of Harvest, Landing, and Sale

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes for sharks and rays in the 2011 calendar year as a result of stock assessments, federal regulatory actions or other management or enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

- | | |
|---|--|
| <p>RULE NOS.:</p> <ul style="list-style-type: none"> 68B-45.001 68B-45.002 68B-45.003 68B-45.004 68B-45.0045 68B-45.005 68B-45.006 68B-45.007 68B-45.008 | <p>RULE TITLES:</p> <ul style="list-style-type: none"> Purpose and Intent; Repeal of Statutory Provisions; Designation as Restricted Species Definitions Minimum Size Limits Regulation and Prohibition of Certain Harvesting Gear Closed Seasons Bag Limit Other Prohibitions Blue Crab Limited Entry Endorsement Program Assessment of Administrative Penalties for Violations Relating to Blue Crab Management |
|---|--|

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes in the 2011 calendar year for blue crab as a result of stock assessments or other management and enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

- | | |
|--|---|
| <p>RULE NOS.:</p> <ul style="list-style-type: none"> 68B-48.001 68B-48.002 68B-48.003 68B-48.004 | <p>RULE TITLES:</p> <ul style="list-style-type: none"> Purpose and Intent; Repeal of section 370,11(2)(a)2., F.S.; Designated as Restricted Species Agriculture Exemption Definitions Size and Bag Limits Gear Specifications and Prohibited Gear |
|--|---|

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes for flounder and sheepshead in the 2011 calendar year as a result of stock assessments or other management or enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NO.: 68B-52.001	RULE TITLE: Shad and River Herring: Repeal of Section 370.11(3), F.S., and Repeal of Chapter 21417, Laws of Florida (1941), Chapter 29466, Laws of Florida (1953), and Chapter 59-1771, Laws of Florida (1959); Prohibited Gear; Bag Limits; Definitions
-------------------------	---

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes for shad and river herring in the 2011 calendar year as a result of stock assessments, federal regulatory actions or other management or enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.: 68B-56.001 68B-56.002 68B-56.003 68B-56.004	RULE TITLES: Definitions Commercial Licensing Requirements; Appeals Allowable Commercial Harvesting Gear Commercial Season; Season Closure; Daily Harvest and Possession Limits
--	---

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes in the 2011 calendar year for ballyhoo as a result of stock assessments or other management and enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Resources

RULE NOS.: 68E-18.001 68E-18.002 68E-18.003 68E-18.004 68E-18.005 68E-18.006 68E-18.007 68E-18.008 68E-18.010	RULE TITLES: Introduction: Purpose and Intent Definitions Certificate Allocations and Fees Spiny Lobster Trap Tags Transfer of Certificates Rental or Leasing of Trap Tags Trap Reduction Suspension of Certificates and Crawfish Endorsement Commission Policy Regarding the Assessment of Administrative Penalties
--	---

PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address possible rule changes in the 2011 calendar year for the spiny lobster trap certificate program as a result of stock assessments, federal regulatory actions or other management and enforcement requirements.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include size limits, bag limits, gear restrictions and other subjects encompassed by the above-cited rules.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Mr. William Teehan, Section Leader, Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Station 201, Tallahassee, Florida 32301, (850)487-0554

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

Section II Proposed Rules

DEPARTMENT OF LEGAL AFFAIRS

Division of Victim Services and Criminal Justice Programs

RULE NOS.:	RULE TITLES:
2A-7.001	Definitions
2A-7.002	Application and Certification Process
2A-7.0021	Eligibility
2A-7.0022	Application Process
2A-7.0023	Participant Responsibilities
2A-7.0024	Applicant Assistant Duties and Responsibilities
2A-7.003	Responsibility of State and Local Agencies and Governmental Entities
2A-7.004	Certification Renewal
2A-7.005	Certification Withdrawal, Invalidation, Expiration, and Cancellation
2A-7.006	Information Release to Law Enforcement Agency
2A-7.007	Agency Use of Designated Address and Agency Exemption Request
2A-7.008	Service of Process
2A-7.009	Maintaining Protected Records Voter Information

PURPOSE AND EFFECT: Clarifies definitions, eligibility, application and documentation requirements and processes for victims of domestic violence and stalking to participate in the Address Confidentiality Program, as well as the role of the program assistants assisting the victims in the enrollment process.

SUMMARY: This rule provides the definitions, eligibility, application and documentation requirements and processes for victims of domestic violence and stalking to participate in the Address Confidentiality Program, as well as the role of the program assistants assisting the victims in the enrollment process.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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: 741.409 FS.

LAW IMPLEMENTED: 741.401, 741.402, 741.403, 741.404, 741.405, 741.406, 741.407, 741.408, 741.409, 741.465, 97.0585(3) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Christina Harris, Chief of Advocacy and Grants Management, Department of Legal Affairs, PL-01, The Capitol, Tallahassee, Florida 32399-1050; (850)414-3300

THE FULL TEXT OF THE PROPOSED RULES IS:

2A-7.001 Definitions.

(1) “Address Confidentiality Program” is the statutorily created program responsible for implementing the provisions of Sections 741.401-409, F.S., within the Office of the Attorney General.

(2) “Agency or Governmental Entity” means an office, department, division, bureau, board, commission, or other statutory unit of state or local government or any functional subdivision of ~~the aforementioned~~ that agency.

(3) “Applicant” means a person who is applying for participation in the Address Confidentiality Program. An applicant may be primary (the victim) or secondary (minor).

(4)(3) “Applicant Application Assistant” means an employee of a state or local agency, or a non-profit organization ~~program that provides counseling, referral, shelter, or other services to victims of domestic violence, that has been selected by the respective agency and designated by the department Attorney General to assist individuals in applying for enrollment in the program the completion of program participation applications.~~

(5) “Authorization code” is the identification number assigned to a participant.

~~(6)(4)~~ “Authorized personnel” means an employee of the Department of State, Division of Elections ~~Attorney General,~~ or Supervisor of Elections, who has been designated by the chief executive officer of the respective agency to process and have access to voter application and voting records pertaining to program participants.

~~(7)~~ “Department” means the Department of Legal Affairs, Office of the Attorney General.

~~(8)(5)~~ “Protected records voter” means a participant who is registered and qualified to vote in this state and has requested an absentee ballot pursuant to Section 101.62, F.S., and will vote in the same manner as an absentee voter.

~~(9)(6)~~ “Record” means any information relating to the conduct or performance of a governmental or proprietary function prepared, owned, used, or retained by any state or local agency regardless of physical form or characteristics.

(10) “Stalking” means an act as defined in Section 784.048, F.S.

~~(11)(7)~~ “~~Substitute~~ ~~Substitute~~ mailing address” means the mailing address designated by the ~~department~~ ~~Attorney General~~ which shall not be the participant’s ~~program~~ residential address as ~~documented on her or his application for program participation.~~

Rulemaking Specific Authority 741.409 FS. Law Implemented 741.402, 741.403, 741.405, 741.406, 471.408 FS. History–New 1-27-99, Amended _____.

2A-7.002 Application and Certification Process.

Rulemaking Specific Authority 741.409 FS. Law Implemented 741.403, 741.408 FS. History–New 1-27-99, Repealed _____.

2A-7.0021 Eligibility.

(1) A person who is a victim of domestic violence as defined in Section 741.28, F.S., or stalking as defined in Section 784.048, F.S., is eligible to apply for participation in this program.

(2) A person who is a victim of domestic violence or stalking who relocates to Florida may apply for enrollment and is subject to the same eligibility criteria as Florida residents.

(3) The applicant must possess a current and valid government-issued photo identification card.

(4) If the victim is a minor or has been adjudicated incapacitated under Chapter 744, F.S., a parent or guardian may apply on their behalf, and the government-issued photo identification must be provided for the minor or incapacitated person. If the minor does not have a government-issued photo identification, the government-issued photo identification of the parent or guardian shall be sufficient for purposes of enrolling in the program.

(5) A name change will result in the participant’s cancellation from the program. However, an individual may re-apply by completing an application for enrollment.

(6) The following individuals are not eligible for participation in the program: A person who is:

- (a) A “sex offender” under Section 944.607, F.S.;
- (b) A “sexual predator” under Section 775.21, F.S.; or
- (c) Required to register as a convicted felon under Section 775.13, F.S.

Rulemaking Authority 741.409 FS. Law Implemented 741.403, 741.408, 97.0585 FS. History–New _____.

2A-7.0022 Application Process.

(1) A person who wishes to apply or renew her or his participation shall provide the following information to the department:

- (a) Applicant’s full legal name.
- (b) Gender.
- (c) Date of birth.
- (d) Last four digits of social security number.
- (e) Actual home address (street number and name, city, state, zip code).
- (f) Mailing address (if different).
- (g) Home telephone number.
- (h) Work telephone number.
- (i) Other telephone number where applicant can be reached.

- (j) Name and physical address of employer(s).
- (k) School name and physical address if applicable.
- (l) An affirmation that the applicant is not
 1. A “sex offender” under Section 944.607, F.S.;
 2. A “sexual predator” under Section 775.21, F.S.; or
 3. Required to register as a convicted felon under Section 775.13, F.S.; and

(m) A signed and dated sworn statement that attests to the following: I certify that I am a victim of (select the appropriate category) domestic violence (as defined in Section 741.28, F.S.) or stalking (as defined in Section 784.048, F.S.) “I declare under penalty of perjury that the foregoing is true and correct”.

(2) The applicant must produce a current and valid government-issued photo identification, a copy of which must be forwarded with the application to the department. If the minor applicant does not have a government-issued identification, the adult applicant must provide her or his own current and valid government-issued identification and certify that she or he is the parent or guardian of the minor.

(3) When an application is received and the government-issued photo identification is not provided, the applicant may be granted a conditional certification, pending receipt of the photocopy of the government-issued photo identification. If a copy of the government-issued photo identification is not received by the department within 30

calendar days after the date the application is signed by the applicant, the conditional certification will be cancelled and the applicant must submit a new application for participation in the program.

(4) An application for enrollment may be obtained from an applicant assistant at selected state or local agencies or non-profit organizations that have been designated by the department to assist in the application process.

(5) The application must be received by the department at the following address: Office of the Attorney General, Address Confidentiality Program, P. O. Box 6298, Tallahassee, Florida 32314-6298.

(6) An eligible applicant who has filed a properly completed application with the department shall be certified as a participant. Upon certification, each participant will be issued an authorization card, which will include the following:

- (a) Participant's name.
- (b) Authorization code.
- (c) Substitute mailing address, and
- (d) Expiration date.

(7) Certification shall be effective on the date the application is approved by the department.

(8) The department will forward first class, certified, and express mail to the participant at the address of record. Any magazines, periodicals, catalogs, packages, advertisements, and other postal materials received by the department will be returned to the United States Postal Service.

(9) Mail received by the department that does not include the name and authorization code of a certified participant may not be able to be forwarded.

(10) If mail forwarded by the department to the participant is returned by the post office, the department will attempt to contact the participant by telephone to verify the address. If contact is not successful within seven days, the participant's certification will be cancelled and the mail will be returned to the United States Postal Service.

Rulemaking Authority 741.409 FS. Law Implemented 741.403, 741.408, 97.0585 FS. History—New _____.

2A-7.0023 Participant Responsibilities.

(1) The participant shall keep the department informed of her or his current mailing address. The last known address provided to the department will be the address of record.

(2) To protect her or his address confidentiality and exercise her or his right to vote pursuant to Section 741.406, F.S., the participant must personally go to the physical office of the county supervisor of elections and request to vote by absentee ballot.

Rulemaking Authority 741.409 FS. Law Implemented 741.403, 741.404, 741.406, 97.0585 FS. History—New _____.

2A-7.0024 Applicant Assistant Duties and Responsibilities.

(1) Only those individuals who are employed with a state or local agency or non-profit organization designated by the department and who have completed the required training may assist a victim in applying for enrollment in the program.

(2) An applicant assistant must complete required training every four years. Required training is available only through the department.

(3) The applicant assistant will forward original and supporting documents to the department within 72 hours of completion along with a photocopy of the government-issued photo identification.

(4) Approval to serve as an applicant assistant is assigned to the individual at a designated state or local agency or non-profit organization and is not transferrable. The applicant assistant serves at the pleasure and on behalf of the department, and may have designation as an applicant assistant terminated with or without cause.

(5) Upon notice to the department by the designated agency that the applicant assistant is no longer employed by that agency, the individual applicant assistant's approval will be rescinded.

Rulemaking Authority 741.409 FS. Law Implemented 741.403, 741.408, 97.0585 FS. History—New _____.

2A-7.003 Responsibility of State and Local Agencies and Governmental Entities.

(1) When an active ACP participant presents her or his authorization card to a state or local agency or governmental official when creating a new record and requests address confidentiality through the use of the substitute mailing address as it appears on the authorization card, the agency official creating a new record may make a file photocopy of the authorization card and shall immediately return the authorization card to the program participant.

(2) A state or local agency shall accept the substitute mailing address unless the agency has received a written exemption from the department pursuant to Section 741.405, F.S.

Rulemaking ~~Specific~~ Authority 741.409 FS. Law Implemented 741.405 FS. History—New 1-27-99, Amended _____.

2A-7.004 Certification Renewal.

Rulemaking ~~Specific~~ Authority 741.409 FS. Law Implemented 741.403 FS. History—New 1-27-99, Repealed _____.

2A-7.005 Certification Withdrawal, Invalidation, Expiration, and Cancellation Termination.

(1) A ~~program~~ participant may withdraw from the program participation by submitting to the ~~Address Confidentiality Program~~ written notification of her or his intent to withdraw ~~withdrawal~~ and shall return the department-issued ~~his or her~~

~~current~~ authorization card to the department. Certification shall be canceled immediately upon terminated on the date of receipt of the this notification.

(2) If the department cancels ~~Attorney General terminates~~ a participant's certification pursuant to Section 741.404, F.S., the department Address Confidentiality Program shall send written notice of the cancellation termination to the participant's address of record last known mailing or residential address. The participant shall be advised of the right to appeal the cancellation termination.

(3) Cancellation of certification in the program will result in cancellation for the primary and all secondary participants.

(4)~~(3)~~ To In order to protest a cancellation termination, the ~~program~~ participant must may request a hearing pursuant to the provisions of Sections 120.569 and 120.57, F.S., and Chapter 28-106, F.A.C., Uniform Rules of Procedure.

(5)~~(4)~~ If the ~~terminated~~ participant was a protected records voter, the department Address Confidentiality Program shall notify the Department of State, Division Supervisor of Elections that the participant's certification participant has been canceled terminated from the program.

(6) The substitute mailing address is a post office box that is shared with other participants. The participant is not an authorized boxholder customer and is prohibited from filing a change of address with the United States Postal Service when she or he is no longer a program participant.

Rulemaking Specific Authority 741.409 FS. Law Implemented 741.404 FS. History-New 1-27-99, Amended _____.

2A-7.006 Information Release to Law Enforcement Agency.

A request from a law enforcement agency for release of records in a participant's file shall be made in writing to the department and shall contain the request date, the name of the ~~program~~ participant and a copy of the active arrest warrant.

Rulemaking Specific Authority 741.409 FS. Law Implemented 741.407 FS. History-New 1-27-99, Amended _____.

2A-7.007 Agency Use of Designated Address and Agency Exemption Request.

~~An A state or local agency seeking requesting an~~ exemption under Section 741.405, F.S., must provide in writing to the department Attorney General, ~~identification of the specific statute or administrative rule which demonstrates the agency's bona fide requirement and authority to for the use of the participant's actual address of an individual and the information required pursuant to Section 741.405, F.S.~~

Rulemaking Specific Authority 741.409 FS. Law Implemented 741.405 FS. History-New 1-27-99, Amended _____.

2A-7.008 Service of Process.

(1) Service of process for ~~program~~ participants shall be made on the department Office of the Attorney General, Address Confidentiality Program by mailing two copies of the service of process documents to the substitute mailing address or ~~by service on the Address Confidentiality Program to the Office of the Attorney General, The Capitol, PL-01, Tallahassee, Florida 32399-1050.~~

(2) Following service on the department, ~~a copy of the documents shall be sent by certified mail, return receipt requested, to the program participant's address of record current mailing address shown on the records.~~

(3) In the event the participant's certification has expired or has been cancelled, the service of process will be returned to sender and service declined.

Rulemaking Specific Authority 741.409 FS. Law Implemented 741.403 FS. History-New 1-27-99, Amended _____.

2A-7.009 Maintaining Protected Records Voter Information.

(1) The Department of State, Division Supervisor of Elections, shall notify the department Attorney General when a ~~an Address Confidentiality~~ participant requests protected record status.

(2) All records pertaining to a protected records voter shall be maintained in a manner ensuring that these records are accessible only to authorized personnel. A protected records voter shall not be included in any registered voter list, absentee ballot list, tape, label, or poll book, electronic or otherwise, that is available to the public. Information pertaining to a protected records voter shall not be publicly accessible regardless of the type of records management system except as provided by Sections 741.407 and 741.465, F.S.

Rulemaking Specific Authority 741.409 FS. Law Implemented 741.407, 741.465, 97.0585 FS. History-New 1-27-99, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Christina Harris

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Attorney General Bill McCollum

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 8, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 30, 2010

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

RULE NO.: 6D-4.002
RULE TITLE: President

PURPOSE AND EFFECT: Previously, FLDOE recommended that all FSDB Board of Trustees employees minimum qualifications be moved from 6D Board Rules to a statement of

agency organization and operation, pursuant to Rule 28-101.001, F.A.C. Because a president search was underway, the president's minimum qualifications were not repealed at that time.

SUMMARY: The purpose of this rule was to establish the qualifications, duties and responsibilities of the President of the Florida School for the Deaf and the Blind.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: There is no financial impact.

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: 1002.36(4)(c) FS.

LAW IMPLEMENTED: 1002.36(4)(e) 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:

DATE AND TIME: Friday, January 28, 2011, 9:00 a.m.

PLACE: Center for Leadership Development, Moore Hall, Florida Schol for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084

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: Cindy Day, (904)827-2221. 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: Cindy Day, (904)827-2221

THE FULL TEXT OF THE PROPOSED RULE IS:

6D-4.002 President.

Rulemaking Specific Authority 1002.36(4)(c) FS. Law Implemented 1002.36(4)(e) FS. History--New 12-19-74, Amended 10-29-84, 9-8-85, Formerly 6D-4.02, Amended 12-6-92, 5-14-02, 9-23-08, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Cindy Day

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Danny Hutto

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 15, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 22, 2010

DEPARTMENT OF TRANSPORTATION

RULE NO.: 14-10.0052
 RULE TITLE: Zoning

PURPOSE AND EFFECT: The amendments will implement changes to Section 479.01, F.S., regarding zoning requirements for the permitting of outdoor advertising signs. The title of the rule will be changed to "Zoning."

SUMMARY: The amendments address the zoning requirements for permitting outdoor advertising signs.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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: 334.044(2), 479.02(7) FS.

LAW IMPLEMENTED: 479.07(10) 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: January 25, 2011, 9:00 a.m.

PLACE: Department of Transportation, Haydon Burns Building, Auditorium, 605 Suwannee Street, Tallahassee, FL 32399-0458

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458. 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: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

THE FULL TEXT OF THE PROPOSED RULE IS:

14-10.0052 Zoning ~~Enacted Primarily to Permit Outdoor Advertising Signs.~~

(1) Definitions:

~~(a)(4)~~ "Comprehensively Enacted Zoning" means ordinances or other laws adopted by the county or municipal government pertaining to and designating the currently

allowable uses of property within its jurisdiction, pursuant to and consistent with a comprehensive plan enacted in accordance with Chapter 163, F.S.

(b) "Parcel" means those lands contiguous to an existing or proposed sign site which lie within the same zoning category.

(c) "Utility" means all privately, publicly, or cooperatively owned lines, facilities, and systems for producing, transmitting, or distributing communications, power, electricity, light, heat, gas, oil, crude products, water, steam, waste, and storm water not connected with highway drainage, and other similar commodities, including television transmission signals, publicly owned fire and police signal systems, and street lighting systems, which, directly or indirectly serve the public or any part thereof. The term does not include wireless telecommunication towers.

(d) The terms "allowable uses," "commercial use," "industrial use," and "zoning category" shall be as defined in Section 479.01, F.S.

(2) Where the parcel is in an area on the Future Land Use Map in which the allowable uses include commercial or industrial land uses, the Land Development Regulations will determine whether the parcel on which the sign is located or proposed to be located is designated for commercial or industrial uses.

(a) A parcel will be determined to be designated for commercial or industrial uses if the Land Development Regulations indicate the nature of the zoning category to be commercial or industrial. In making this determination the Department will consider:

1. Any statement indicating the intended nature of the zoning category;
2. Whether the allowable uses are commercial or industrial with any non-commercial or non-industrial uses allowed only by special exception or allowed with the condition that adjacent commercial or industrial uses will not be required to meet buffering requirements;
3. Any documentation indicating the maximum percentage of the total area within the zoning category allocated to commercial and industrial uses.

(b) If the parcel does not meet the criteria of Section (2) (a) above, but the allowable uses within the assigned zoning category include commercial or industrial uses in addition to other uses, the parcel shall, upon request from the applicant, be evaluated under the provisions of Section 479.01(26) and (28), F.S. For the purposes of this evaluation, the main traveled way shall be that to which the sign is proposed to be permitted. For an activity to be conforming, it must be confirmed by the local government to be conforming to land use.

(c) In addition to the activities listed in Section 479.01(26), F.S., the following shall not be considered commercial or industrial activities or uses for the purposes of this rule:

1. Infrastructure, to mean the man-made structures which serve the common needs of the population, such as: sewage collection systems; potable water conveyance or distribution systems; potable water wells serving a system; retention areas; stormwater systems; utility conveyance or distribution systems; breakwaters; bulkheads; seawalls; bulwarks; revetments; causeways; navigation channels; bridges; and roadways.

2. Governmental uses to mean a governmental activity that is expressly or impliedly mandated or authorized by constitution, statute, or other law and that is carried out for the benefit of the general public, excluding governmental activities which are commercial or industrial in nature and would be so classified if privately owned and/or operated.

(3) The analysis provided in paragraph (2)(b) of this rule shall not be applicable when the applicant requests a permit under the provisions of Section 479.07(9)(c), F.S.

(4) Where a parcel is subject to zoning which is time-limited or the zoning is granted subject to the completion of a specified condition and the time limit or condition has not been satisfied, the zoning category assigned immediately prior to the time-limited or conditional zoning action shall determine whether the parcel is a commercial or industrial zone. The time limit or specified condition referenced herein does not include those conditions which a zoning authority may impose on the permitting of an allowable use within the zoning category, such as conditional uses or uses allowed by special exception.

(5)(2) Even if comprehensively enacted, the following criteria, including public records related thereto, shall be considered in determining whether such zoning is enacted primarily to permit signs:

(a) Whether the size of the property and the public access to the property would be sufficient, given set back requirements, vehicular access requirements, and parking needs, to conduct the allowable commercial or industrial uses, other than signs, under the zoning category; The land use or zoning designation provides for limited commercial or industrial activity only as an incident to other primary land uses.

(b) Whether the property shares a common boundary with other properties designated for commercial or industrial uses; The commercial and industrial activities, separately or together, are permitted only by variance or special exceptions.

(c) Whether sufficient utilities are available to the site to support the allowable commercial or industrial uses, other than signs, under the zoning category. The physical dimensions or other attributes of the affected parcel would not reasonably accommodate traditional commercial or industrial uses and the area surrounding the affected parcel is not predominantly commercial or industrial.

Rulemaking Specific Authority 334.044(2), 479.02(7) FS. Law Implemented 479.07(10) FS. History--New 3-16-04, Amended 5-5-05,

NAME OF PERSON ORIGINATING PROPOSED RULE:
John L. Garner, Director, Office of Right of Way
NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Stephanie C. Kopelousos, Secretary
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: December 15, 2010
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: August 20, 2010

**BOARD OF TRUSTEES OF THE INTERNAL
IMPROVEMENT TRUST FUND**

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-503.001 RULE TITLE: Chaplaincy Services
PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify the definition of religious publications and to generally amend for grammatical accuracy.
SUMMARY: The proposed rule adds "religious calendars" to the list of defined religious publications and generally amends for grammatical accuracy.
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that this rule will not have an adverse impact on small business and is not expected to directly or indirectly increase regulatory costs more than \$200,000 within a year of taking effect. A SERC has not been prepared 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: 944.09, 944.11 FS.
LAW IMPLEMENTED: 90.505, 944.09, 944.11, 944.803 FS.
IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kendra Lee Jowers, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-503.001 Chaplaincy Services.

(1) Organization and Functions.

(a) The Chaplaincy Services Section of the Office of Education and Initiatives ~~Classification and Programs~~ is responsible for:

1. through 4. No change.

(b) The chaplaincy services administrator ~~Chaplaincy Services Administrator~~ is the chief administrative officer of the Chaplaincy Services Section ~~section~~ and directs and coordinates all activities of the section.

(c) The chaplain ~~Chaplain~~ of each institution is directly responsible to the area chaplaincy services ~~Chaplaincy Services~~ specialist and coordinates activities with the institution's security staff. The chaplain ~~He~~ plans, coordinates, and supervises all religious activities and services at the institution and. ~~He~~ is responsible for the moral and spiritual well-being of all inmates, including the non-religious.

(2) Policy.

(a) No change.

(b) Programs of the Department and activities of the chaplains ~~Chaplains~~ shall be designed to assist inmates in the expansion of their knowledge and understanding of and commitment to the beliefs and principles of their respective religions.

(c) There shall be no discrimination for or against an inmate based on his religious beliefs or practices, but:

1. An inmate's religious practices may be relevant to an assessment of his adjustment and progress toward rehabilitation; and

2. No change.

(3) Religious Services and Rituals.

(a) All religious services, rituals, or activities at the institution shall be conducted or supervised by the chaplain ~~Chaplain~~ or other employee or regular service volunteer.

(b) Participation in or attendance at any religious program, service, or activity is voluntary.

(c) In the interest of security, order, or effective management of the institution, the warden may limit the number of religious services or activities inmates may attend per week. When it is considered necessary for security or good order of the institution, the warden may limit attendance at or discontinue completely a religious service or activity. The warden may not restrict or allow the religious group itself to restrict attendance at or participation in a religious service or activity on the basis of race, color, or nationality. Inmates are allowed to visit religious services other than their own so long as the services are not scheduled by call-out, the inmate visits the religious service during his own free time, and the inmate does not provoke disruption of the service. The volunteer clergy or religious leader is authorized to limit participation in specific sacraments to members of the faith according to the faith tradition. Inmates attending a religious service or activity may be required to sign an attendance record.

(d) Appropriate liturgical apparel, such as skull caps, head shields, and prayer shawls, may be worn during a religious activity.

(e) Rituals of specific faiths or denominations may be conducted when appropriate facilities are available. If no institutional facilities are available, the warden may authorize ritual services outside the institution when security procedures permit.

(f) The warden, ~~Officer in Charge~~, or his designee may authorize the introduction into the institution of altar or sacramental wine to be used in a sectarian or interfaith service when the use of such wine is deemed essential to the observance of the service. Only the quantity needed for a specific service may be brought into the institution. Storage of wine for use in future services shall not be permitted. In every instance, the control of such elements shall be the responsibility of the institution ~~chaplain~~ chaplain.

(g) Inmates in the general population may transport the following items for individual worship, as defined in Rule 33-602.201, F.A.C., from their assigned cells or individual sleeping areas to the institutional chapel or other designated program area for the purpose of participating in a scheduled religious program, service, or activity for which the item is necessary or appropriate, as determined by the chaplain ~~Chaplain~~:

1. through 5. No change.

(4) The chaplain ~~Chaplain~~ shall develop and conduct a program of religious education at the institution.

(5) The chaplain ~~Chaplain~~ shall be available to counsel all inmates, regardless of their classification or status, ~~and~~ ~~He~~ shall have access to all areas of the institution.

(6) The chaplain ~~Chaplain~~ shall be authorized to maintain written communication with inmates where the inmate and the chaplain ~~Chaplain~~ have been at the same institution, at the same time, and either the inmate or the chaplain ~~Chaplain~~ has transferred to another Florida Department of Corrections institution under the following conditions:

(a) The written communication must fall within the scope of clergy professional standards (i.e., ~~provide~~ ~~provides~~ spiritual direction, advice, counsel, or encouragement).

(b) Consistent with the effective management and order of the institution, the chaplain ~~Chaplain~~ maintaining written communication with an inmate at another Florida Department of Corrections institution must inform the chaplain ~~Chaplain~~ at the inmate's current institutional location.

(7) A communication to a chaplain ~~Chaplain~~ from an inmate, if made privately for the purpose of seeking moral or spiritual counsel and advice from the chaplain ~~Chaplain~~ in his capacity as chaplain ~~Chaplain~~, is privileged. The chaplain ~~Chaplain~~ shall not disclose any part of such communication without the inmate's consent except when necessary to prevent a crime or to protect the life or safety of any person or the security of the institution.

(8) The chaplain ~~Chaplain~~ shall not attempt to influence an inmate to change his religious preference or faith.

(9) The ~~chaplain~~ Chaplain shall be available to provide moral and spiritual counseling to employees.

(10) An effort shall be made, consistent with the security, order, and effective management of the institution, to arrange work assignments and schedules to accommodate the beliefs and practices of inmates whose religion requires them to abstain from work on religious holy days.

(11) Activities should be scheduled to allow each inmate an opportunity to participate in religious programs and activities of his choice consistent with the security, order, and effective management of the institution.

(12) Inmates who wish to observe religious dietary laws shall be provided a diet sufficient to sustain them in good health without violating those dietary laws. Exceptions may be made only in unusual cases where providing a special diet would:

(a) No change.

(b) Create a threat to the security, order, or effective management of the institution, or

(c) through (d) No change.

(e) The chaplain ~~Chaplain~~ shall advise the institutional officials in charge of ~~food services~~ Food Services on all matters relating to the implementation of this subsection.

(13) Religious Publications.

(a) Inmates shall have access to religious publications through the chapel or institutional library or as provided through the chaplain ~~Chaplain~~.

(b) The chaplain ~~Chaplain~~ shall assist inmates in obtaining personal copies of religious books and periodicals, subject to rules of the Department of ~~Corrections and the local institution~~.

(c) Religious publications shall include the following:

1. Sacred texts – ~~defined as~~ the primary religious documents from which the standards of the faith are derived.

2. Prayer books – ~~defined as~~ the instructional material, prayers and liturgies for the observation of holy rituals, services and personal devotion;

3. Devotional literature – ~~defined as~~ religious commentary, religious calendars, personal instruction in the faith, and sermon type material.

Rulemaking Authority 944.09, 944.11 FS. Law Implemented 90.505, 944.09, 944.11, 944.803 FS. History—New 1-6-82, Formerly 33-3.14, 33-3.014, Amended 10-18-01, 1-9-03, 2-25-08, 9-22-08, 1-25-10, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Alex Taylor, Chaplaincy Services Administrator

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Walter A. McNeil, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 5, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 24, 2010

WATER MANAGEMENT DISTRICTS**Southwest Florida Water Management District**

RULE NO.: 40D-1.659
RULE TITLE: Forms and Instructions

PURPOSE AND EFFECT: In January 2010, farmers in the Dover/Plant City area pumped large quantities of groundwater to protect their crops. This combined pumping dropped the aquifer level 60 feet and caused more than 750 temporarily dry wells for neighboring homeowners. Pumping groundwater for freeze protection is a best management practice for strawberry, citrus and other industries and is authorized by water use permits. However, the farmers were responsible for fixing hundreds of the dry wells. Amendments to Chapter 40D-1, F.A.C., are being made as part of a rulemaking package, which will also include amendments to Chapters 40D-2, 40D-8, and 40D-80, F.A.C., to prevent a similar situation. Effective and complete implementation of the current phase of the management strategy for the Dover/Plant City area frost/freeze crop protection pumping is dependent on each of the proposed amendments to Chapters 40D-1, 40D-2, 40D-8 and 40D-80, F.A.C. Particularly, amendments to Chapter 40D-1 will add new forms and list updated forms as it relates to water use permitting in the Dover/Plant City Water Use Caution Area (DPCWUCA) being proposed in companion proposed amendments to Chapter 40D-2, F.A.C.

SUMMARY: The amendments to Rule 40D-1.659, F.A.C., are being made to list updated or new water use permitting forms revised or created as a result of the Dover/Plant city frost/freeze events of January 2010. The forms are incorporated by reference in Chapter 40D-2, F.A.C., under a separate companion rulemaking. The rulemaking updates the following forms: Small General Water Use Permit Application Form No. LEG-R.027.01 (12/10), General Water Use Permit Application Form No. LEG-R.028.01 (12/10), Individual Water Use Permit Application Form No. LEG-R.029.01 (12/10), Water Use Permit Application Supplemental Form-Agriculture, Form No. LEG-R.030.01 (12/10), Application to Renew a Small General Water Use Permit for Agricultural Use, Form No. LEG-R.036.01 (12/10), Small General Water Use Permit Application – Agricultural Attachment, Form No. LEG-R.037.01 (12/10). This rulemaking creates the following new forms: Dover/Plant City Water Use Caution Area Supplemental Form, Form No. LEG-R.050.00 (12/10) and Net Benefit Supplemental Form Dover/Plant City Water Use Caution Area, Form No. LEG-R.051.00 (12/10). These forms are being updated or created to implement the provisions of companion amendments being made to Chapters 40D-2, 40D-8 and 40D-80, F.A.C., to address use of groundwater for frost/freeze crop protection in the proposed DPCWUCA.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: From January 3-13, 2010, for the first time during the period that records have been kept,

temperatures in eastern Hillsborough County and western Polk County dropped below 34 degrees for 11 consecutive days. As a result, area farmers pumped large quantities of groundwater to protect their crops. This combined pumping dropped the aquifer level 60 feet, contributed to the more than 140 sinkholes and caused more than 750 neighboring groundwater wells to be damaged or to temporarily go dry. Under Florida Statute and District water use permitting rules this damage is not allowable. Therefore, in response to the 2010 freeze event combined with previous freeze events that also resulted in dry wells and sinkholes in the Dover/Plant City area, the District is revising its rules in Chapters 40D-1, 40D-2, 40D-8, and 40D-80, F.A.C., to reduce the potential for impacts from groundwater pumping during future freeze events. The District is establishing a Water Use Caution Area, a Minimum Aquifer Level, a Minimum Aquifer Protection Zone and a Minimum Aquifer Level Recovery Strategy to manage permits authorized to withdraw groundwater for frost/freeze crop protection. The objective of the Recovery Strategy is by January 2020, to reduce groundwater withdrawals for frost/freeze protection by 20% from January 2010 quantities to lessen the potential that drawdown during a future frost/freeze event would lower the aquifer level at District Well DV-1 Suwannee below 10 feet NGVD. The intent is to lessen the likelihood of domestic well failures and sinkhole formation over time in the Dover/Plant City area during freeze events when groundwater is pumped to protect valuable but cold sensitive crops. Permittees and applicants that typically use groundwater for frost/freeze crop protection and most likely affected by the proposed rules are strawberry, citrus, blueberry, nursery and tropical fish farms.

During rule development the District considered many options including: (1) an across the board reduction in water quantities; (2) requiring water use permittees to obtain insurance to cover mitigation costs, and (3) relying on existing rules to deny application for permits on an application by application, case by case basis. However, while the District could require immediate changes or cutbacks by permittees, the District believed that the economic cost to permittees would be too great and opted for a regulatory program that does not reduce quantities on existing permits unless economically feasible alternative means are available and sets a reduction goal of 20 percent over 10 years.

Relying solely on a regulatory approach, such as across the board cuts in frost/freeze quantities or limiting the duration of allowable pumping during frost freeze events could have a significant impact on the agricultural and overall economy of the area. Unlike some other crops that can be insured against natural disasters such as hail, there is no “freeze event” subsidized crop insurance for strawberries, the main crop in the area. Further, such insurance generally requires the grower to make every effort to protect the crop, including pumping groundwater. The grower would be responsible for any losses

due to freezes. Therefore, the grower will utilize permitted frost/freeze protection water quantities and/or a financially feasible alternative means to protect the crop.

The regulatory provisions of the recovery strategy are designed primarily to restrict any new impacts from frost/freeze withdrawals on groundwater levels in the Minimum Aquifer Level Protection Zone. This is accomplished by restricting new increases in frost/freeze protection groundwater quantities that affect the Minimum Aquifer Level Protection Zone so that water levels will not be lowered even further during frost/freeze events. To some extent, frost/freeze protection groundwater quantities may be reduced through rule provisions such as "net benefit" when an increase in frost/freeze protection is requested. In that case where one permittee requests an increase in frost/freeze protection groundwater quantities, another permittee can agree that a specified portion of its groundwater withdrawal will be reduced and reserved to protect the aquifer level.

The primary method for reducing existing groundwater withdrawals for frost/freeze protection in and around the Minimum Aquifer Level Protection Zone will be non-regulatory. The focus of this effort is to provide further financial incentives for water users to adopt technologies that reduce groundwater use such as the use of tailwater recovery systems and protection methods other than water such as crop cloths and crop enclosures.

In accordance with statute and District rule, to prevent further water level declines during frost/freeze events, new groundwater quantities for cold protection that impact the Minimum Aquifer Level Protection Zone will not be permitted. Applicants for new frost freeze groundwater quantities may eliminate the impact by relocating withdrawals, developing alternative sources or means of cold protection, or providing a net benefit that offsets the impact of the proposed withdrawals plus a 20% net benefit. Alternative sources or means of cold protection range from \$581 to \$3,700 per acre farmed per year for row and tree crops and approximately \$78 per hundred square feet of pond for fish farms. Per acre costs vary by the type of crop grown and the size of the farm.

Existing permitted groundwater quantities for cold protection that impact the Minimum Aquifer Level Protection Zone will not be affected. However when existing water use permittees apply for renewal of their permits that have cold protection quantities that impact the Minimum Aquifer Protection Zone, they will have to incur the cost to investigate the feasibility of alternative cold protection methods (costs addressed above) and implement them if economically, technically and environmentally feasible to reduce existing impacts. As part of the non-regulatory portion of the recovery strategy, the District intends to fund 75% of the equipment costs of alternative cold protection measures that reduce cold protection withdrawals within in the DPCWUCA and 50% to 75% of equipment costs for projects outside the DPCWUCA that reduce impacts on the

Minimum Aquifer Level Protection Zone, significantly reducing the costs, which are only incurred after finding that they are feasible, addressed above. Proposed relocation and net benefit provisions are designed to lessen the impact of the proposed rules by allowing the movement and expansion of the affected agricultural industries so long as the relocation does not increase cold protection impacts and the expansion contributes to lessening of such impacts.

To better monitor and model cold protection impacts, the District will provide meters and automatic meter reading (AMR) devices to existing permittees that do not have them and:

- have groundwater cold protection quantities or crops that typically require cold protection quantities in the DPCWUCA, and
- have 100,000 gpd or more of groundwater permitted in the DPCWUCA.

New permittees that meet the above conditions will as one of the permit conditions have to purchase, install and maintain the required meters at an annualized cost range of \$10 to \$103 per acre per withdrawal site. The District will pay the AMR data collection and transmission subscription costs for both existing and new permittees required to meter and use AMR devices.

Current permit conditions in the Dover/Plant City area generally place the burden of well complaint investigation and repair on more recent permittees. Proposed revisions will significantly reduce the likelihood that an individual permittee will have to incur the costs of multiple well mitigation investigations and repairs as often occurred in the 2010 freeze event.

To provide flow meters, AMR devices, AMR data reporting subscriptions and revised well mitigation allocation methods, the District will incur approximately \$6.1 million in one-time and \$582,000 in recurring annual costs. The proposed revisions are not anticipated to generate rule implementation costs to any other state or local agencies nor are they anticipated to have any effects on state or local revenues.

No small cities or counties are affected by the proposed rules. Only those small businesses that exceed the permitting thresholds in Rule 40D-2.041, F.A.C., and have, would typically use, or request new groundwater quantities for frost/freeze protection in the DPCWUCA, or whose existing or proposed groundwater frost/freeze protection withdrawals outside the DPCWUCA that would impact the Minimum Aquifer Level Protection Zone, will be affected as previously described. As noted above, the District will reduce the cost to existing small businesses that must comply with the rule by providing meters and AMR devices, and covering the costs of AMR data reporting subscriptions so as to minimize costs to small businesses resulting from the regulation designed to allow the small business to continue to operate in compliance with statute and District rule. The District also intends to cost share the alternative frost/freeze protection costs that are

deemed economically, technically and environmentally feasible that existing small business permittees may have to incur.

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: 373.044, 373.113, 373.149, 373.171, 373.337 FS.

LAW IMPLEMENTED: 373.083, 373.083(5), 373.116, 373.206, 373.207, 373.209, 373.216, 373.219, 373.229, 373.239, 373.306, 373.308, 373.309, 373.313, 373.323, 373.324, 373.413, 373.414, 373.416, 373.419, 373.421, 373.705, 373.707, 668.50 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: January 25, 2011, 9:00 a.m.

PLACE: Southwest Florida Water Management District, Tampa Service Office, 7601 US 301, Tampa, FL 33637

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The Southwest Florida Water Management District Human Resources Director, 2379 Broad Street, Brooksville, Florida 34604-6899; telephone (352)796-7211, ext. 4702 or 1(800)423-1476 (FL only), ext. 4702; TDD (FL only) 1(800)231-6103; or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Pamela Gifford, Office of General Counsel, 2379 Broad St., Brooksville, FL 34604-6899, (352)796-7211 (4156) (OGC #2010010)

THE FULL TEXT OF THE PROPOSED RULE IS:

40D-1.659 Forms and Instructions.

The following forms and instructions have been approved by the Governing Board and are incorporated by reference into this chapter or into a specific District rule as indicated. Copies of these forms may be obtained from the District offices or the District's website at www.watmatters.org.

(i) GROUND WATER

(a) through (g) No change.

(h) SMALL GENERAL WATER USE PERMIT APPLICATION FORM NO. LEG-R.027.010 (12/10)~~(3/09)~~, incorporated by reference in paragraph 40D-2.101(2)(c), F.A.C.

(i) GENERAL WATER USE PERMIT APPLICATION FORM NO. LEG-R.028.010 (12/10)~~(3/09)~~, incorporated by reference in paragraph 40D-2.101(2)(b), F.A.C.

(j) INDIVIDUAL WATER USE PERMIT APPLICATION FORM NO. LEG-R.029.010 (12/10)~~(3/09)~~, incorporated by reference in paragraph 40D-2.101(2)(a), F.A.C.

(k) WATER USE PERMIT APPLICATION SUPPLEMENTAL FORM-AGRICULTURE, FORM No. LEG-R.030.010 (12/10)~~(3/09)~~, incorporated by reference in subparagraph 40D-2.101(2)(a)1., F.A.C.

(l) through (bb) No change.

(cc) APPLICATION TO RENEW A SMALL GENERAL WATER USE PERMIT FOR AGRICULTURAL USE, FORM NO. LEG-R.036.010 (12/10)~~(3/09)~~, incorporated by reference in paragraph 40D-2.101(2)(c), F.A.C.

(dd) SMALL GENERAL WATER USE PERMIT APPLICATION-AGRICULTURE ATTACHMENT, FORM NO. LEG-R.037.010 (12/10)~~(3/09)~~, incorporated by reference in subparagraph 40D-2.101(2)(c)~~(c)~~1., F.A.C.

(ee) through (kk) No change.

(ll) "DOVER/PLANT CITY WATER USE CAUTION AREA SUPPLEMENTAL FORM" – FORM NO. LEG-R.050.00 (12/10), incorporated by reference in subsection 40D-2.101(7), F.A.C.

(mm) "NET BENEFIT SUPPLEMENTAL FORM DOVER/PLANT CITY WATER USE CAUTION AREA" – FORM NO. LEG-R.051.00 (12/10), incorporated by reference in subsection 40D-2.101(7), F.A.C.

(2) through (3) No change.

Rulemaking Authority 373.044, 373.113, 373.149, 373.171, 373.337 FS. Law Implemented 373.083, 373.116, 373.206, 373.207, 373.209, 373.216, 373.219, 373.229, 373.239, 373.306, 373.308, 373.309, 373.313, 373.323, 373.324, 373.413, 373.414, 373.416, 373.419, 373.421, 373.705, 373.707, 668.50 FS. History—New 12-31-74, Amended 10-24-76, Formerly 16J-0.40, 40D-1.901, 40D-1.1901, Amended 12-22-94, 5-10-95, 10-19-95, 5-26-96, 7-23-96, 2-16-99, 7-12-99, 7-15-99, 12-2-99, 5-31-00, 9-3-00, 10-26-00, 6-26-01, 11-4-01, 6-12-02, 8-25-02, 2-26-03, 9-14-03, 9-30-04, 2-1-05, 6-5-05, 10-19-05(1), (2), 10-19-05(5), 10-19-05(20), 2-6-07, 9-27-07, 11-11-07, 11-25-07, 1-8-08, 4-7-08, 5-12-08, 5-20-08, 8-19-08, 12-30-08, 3-26-09, 7-1-09, 8-30-09, 9-1-09, 10-26-09, 1-27-10, 4-27-10, 9-5-10, 9-12-10, 12-7-10, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Alba Mas, Tampa Regulation Manager, 7601 Highway 301 North, Tampa, FL 33637-6759, (813)985-7481 (Ext. 2000)

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Southwest Florida Water Management District Governing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 14, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 12, 2010

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NOS.:	RULE TITLES:
40D-2.021	Definitions
40D-2.041	Permits Required
40D-2.091	Publications and Forms Incorporated by Reference
40D-2.101	Content of Application
40D-2.381	Standard Permit Conditions
40D-2.801	Water Use Caution Areas

PURPOSE AND EFFECT: In January 2010, farmers in the Dover/Plant City area pumped large quantities of groundwater to protect their crops. This combined pumping dropped the aquifer level 60 feet and caused more than 750 temporarily dry wells for neighboring homeowners. Pumping groundwater for freeze protection is a best management practice for strawberry, citrus, and other industries and is authorized by water use permits. However, the farmers were responsible for fixing hundreds of the dry wells. Amendments to Chapter 40D-2, F.A.C., are being made as part of a rulemaking package, which will also include amendments to Chapters 40D-1, 40D-8, and 40D-80, F.A.C., to prevent a similar situation. Effective and complete implementation of the current phase of the management strategy for the Dover/Plant City area frost/freeze crop protection pumping is dependent on each of the proposed amendments to Chapters 40D-1, 40D-2, 40D-8 and 40D-80, F.A.C. The District has set a goal to by January 2020 to reduce groundwater withdrawals for frost/freeze protection by 20% from January 2010 quantities to lessen the potential that drawdown during a frost/freeze event would lower the aquifer level at District Well DV-1 Suwannee below 10 feet NGVD. The District proposes water use permitting requirements in Chapter 40D-2, F.A.C., to limit groundwater pumpage for frost/freeze protection in the area. Additionally, the amendments to Chapters 40D-1 and 40D-2, F.A.C., will incorporate revised and new District water use permit application forms to implement the provisions of the proposed companion amendments to Chapters 40D-2, 40D-8 and 40D-80, F.A.C., be used in the proposed Dover/Plant City WUCA.

SUMMARY: Amendments to Chapter 40D-2, F.A.C., will create a Dover/Plant City Water Use Caution Area (DPC WUCA) in portions of Hillsborough and Polk counties. Additionally, The proposed amendments to Chapter 40D-2, F.A.C., and the Water Use Permit Basis of Review incorporated by reference in Chapter 40D-2, F.A.C., include the following water use permitting criteria for water use permit applicants and permittees within the the DPC WUCA or having an impact on the Minimum Aquifer Level Protection Zone proposed for the DPC WUCA in Chapter 40D-8, F.A.C., simultaneously with this rulemaking:

- Establishing that the impacts of existing permits on the minimum aquifer level will not be a basis for permit denial.
- Allowing existing permittees to move their operation to another location through “self-relocation.”
- Clarifying that existing permits can be transferred to a new owner.
- Limiting new groundwater pumping for frost/freeze protection by not allowing additional drawdowns within the WUCA.
- Establishing the frost/freeze event used to model impacts of new permit applications.
- Allowing new groundwater withdrawals to be authorized through several “net benefit” mechanisms. The most common mechanism will likely be retiring an existing permitted groundwater quantity that has had an impact on or within the minimum aquifer level protection zone. The rule allows 80% of that existing freeze protection impact to be re-permitted, with 20% being retired to assist in the recovery of aquifer levels in the area.
- Establishing a freeze protection allocation criterion for a 21-hour frost/freeze event based on University of Florida Institute of Food and Agricultural Sciences (IFAS) research and recommendations. For strawberry, blueberry, and nursery crops, the quantity allocated is based on 6,788 gallons per hour (gph) per acre and the citrus allocation is 3,000 gph per acre. Aquaculture will be based on site specific criteria. There is no limit on the number of freeze events per year.
- Establishing that all permit applicants with frost/freeze protection quantities, including renewals and modifications, must evaluate alternative methods of groundwater such as tailwater recovery ponds and crop covers. Any alternatives that are deemed feasible must be implemented. The District’s Facilitating Agricultural Resource Management Systems (FARMS) program will be offering funding and assistance in this area.
- Requiring automatic meter reading devices for all permits with frost/freeze protection quantities. The District will provide funding for new meters and automatic meter reading equipment as well as the installation for all existing permits that do not already have these devices.
- Implementing a new system for investigating and mitigating well complaints.
- Deletes the language whereby a permittee shall mitigate sinkholes or subsidence caused by reduction in water levels.

Additionally, the amendments to Chapter 40D-2, F.A.C., will incorporate revised and new District water use permit application forms to implement the provisions of the proposed companion amendments to Chapters 40D-2, 40D-8 and 40D-80, F.A.C., be used in the proposed Dover/Plant City WUCA. These forms include: Small General Water Use Permit Application Form No. LEG-R.027.01 (12/10), General Water

Use Permit Application Form No. LEG-R.028.01(12/10), Individual Water Use Permit Application Form No. LEG-R.029.01(12/10), Water Use Permit Application Supplemental Form-Agriculture, Form No. LEG-R.030.01(12/10), Application to Renew a Small General Water Use Permit for Agricultural Use, Form No. LEG-R.036.01(12/10), Small General Water Use Permit Application –Agricultural Attachment, Form No. LEG-R.037.01(12/10). New forms are also being incorporated by reference that require Dover/Plant City area applicants, depending on their proposed water use, to submit. These forms include: Dover/Plant City Water Use Caution Area Supplemental Form, Form No. LEG-R.050.00(12/10) and Net Benefit Supplemental Form Dover/Plant City Water Use Caution Area, Form No. LEG-R.051.00 (12/10).

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: From January 3-13, for the first time during the period that records have been kept, temperatures in eastern Hillsborough County and western Polk County dropped below 34 degrees for 11 consecutive days. As a result, area farmers pumped large quantities of groundwater to protect their crops. This combined pumping dropped the aquifer level 60 feet, contributed to the more than 140 sinkholes and caused more than 750 neighboring groundwater wells to be damaged or to temporarily go dry. Under Florida Statute and District water use permitting rules this damage is not allowable. Therefore, in response to the 2010 freeze event combined with previous freeze events that also resulted in dry wells and sinkholes in the Dover/Plant City area, the Southwest Florida Water Management District is revising its rules in Chapters 40D-1, 40D-2, 40D-8, and 40D-80, F.A.C., to reduce the potential for impacts from groundwater pumping during future freeze events. The District is establishing a Water Use Caution Area, a Minimum Aquifer Level, a Minimum Aquifer Protection Zone and a Minimum Aquifer Level Recovery Strategy to manage permits authorized to withdraw groundwater for frost/freeze crop protection. The objective of the Recovery Strategy is by January 2020, to reduce groundwater withdrawals for frost/freeze protection by 20% from January 2010 quantities to lessen the potential that drawdown during a future frost/freeze event would lower the aquifer level at District Well DV-1 Suwannee below 10 feet NGVD. The intent is to lessen the likelihood of domestic well failures and sinkhole formation over time in the Dover/Plant City area during freeze events when groundwater is pumped to protect valuable but cold sensitive crops. Permittees and applicants that typically use groundwater for frost/freeze crop protection and most likely affected by the proposed rules are strawberry, citrus, blueberry, nursery and tropical fish farms.

During rule development the District considered many options including: (1) an across the board reduction in water quantities; (2) requiring water use permittees to obtain insurance to cover mitigation costs, and (3) relying on existing rules to deny application for permits on an application by application, case

by case basis. However, while the District could require immediate changes or cutbacks by permittees, the District believed that the economic cost to permittees would be too great and opted for a regulatory program that does not reduce quantities on existing permits unless economically feasible alternative means are available and sets a reduction goal of 20 percent over 10 years.

Relying solely on a regulatory approach, such as across the board cuts in frost/freeze quantities or limiting the duration of allowable pumping during frost freeze events could have a significant impact on the agricultural and overall economy of the area. Unlike some other crops that can be insured against natural disasters such as hail, there is no “freeze event” subsidized crop insurance for strawberries, the main crop in the area. Further, such insurance generally requires the grower to make every effort to protect the crop, including pumping groundwater. The grower would be responsible for any losses due to freezes. Therefore, the grower will utilize permitted frost/freeze protection water quantities and/or a financially feasible alternative means to protect the crop.

The regulatory provisions of the recovery strategy are designed primarily to restrict any new impacts from frost/freeze withdrawals on groundwater levels in the Minimum Aquifer Level Protection Zone. This is accomplished by restricting new increases in frost/freeze protection groundwater quantities that affect the Minimum Aquifer Level Protection Zone so that water levels will not be lowered even further during frost/freeze events. To some extent, frost/freeze protection groundwater quantities may be reduced through rule provisions such as “net benefit” when an increase in frost/freeze protection is requested. In that case where one permittee requests an increase in frost/freeze protection groundwater quantities, another permittee can agree that a specified portion of its groundwater withdrawal will be reduced and reserved to protect the aquifer level.

The primary method for reducing existing groundwater withdrawals for frost/freeze protection in and around the Minimum Aquifer Level Protection Zone will be non-regulatory. The focus of this effort is to provide further financial incentives for water users to adopt technologies that reduce groundwater use such as the use of tailwater recovery systems and protection methods other than water such as crop cloths and crop enclosures.

In accordance with statute and District rule, to prevent further water level declines during frost/freeze events, new groundwater quantities for cold protection that impact the Minimum Aquifer Level Protection Zone will not be permitted. Applicants for new frost freeze groundwater quantities may eliminate the impact by relocating withdrawals, developing alternative sources or means of cold protection, or providing a net benefit that offsets the impact of the proposed withdrawals plus a 20% net benefit. Alternative sources or means of cold protection range from \$581 to \$3,700 per acre

farmed per year for row and tree crops and approximately \$78 per hundred square feet of pond for fish farms. Per acre costs vary by the type of crop grown and the size of the farm.

Existing permitted groundwater quantities for cold protection that impact the Minimum Aquifer Level Protection Zone will not be affected. However when existing water use permittees apply for renewal of their permits that have cold protection quantities that impact the Minimum Aquifer Protection Zone they will have to incur the cost to investigate the feasibility of alternative cold protection methods (costs addressed above) and implement them if economically, technically and environmentally feasible to reduce existing impacts. As part of the non-regulatory portion of the recovery strategy, the District intends to fund 75% of the equipment costs of alternative cold protection measures that reduce cold protection withdrawals within in the DPCWUCA and 50% to 75% of equipment costs for projects outside the DPCWUCA that reduce impacts on the Minimum Aquifer Level Protection Zone, significantly reducing the costs, which are only incurred after finding that they are feasible, addressed above. Proposed relocation and net benefit provisions are designed to lessen the impact of the proposed rules by allowing the movement and expansion of the affected agricultural industries so long as the relocation does not increase cold protection impacts and the expansion contributes to lessening of such impacts.

To better monitor and model cold protection impacts, the District will provide meters and automatic meter reading devices to existing permittees that do not have them and:

have groundwater cold protection quantities or crops that typically require cold protection quantities in the DPCWUCA, and

have 100,000 gpd or more of groundwater permitted in the DPCWUCA.

New permittees that meet the above conditions will as one of the permit conditions have to purchase, install and maintain the required meters at an annualized cost range of \$10 to \$103 per acre per withdrawal site. The District will pay the AMR data collection and transmission subscription costs for both existing and new permittees required to meter and use AMR devices.

Current permit conditions in the Dover/Plant City area generally place the burden of well complaint investigation and repair on more recent permittees. Proposed revisions will significantly reduce the likelihood that an individual permittee will have to incur the costs of multiple well mitigation investigations and repairs as often occurred in the 2010 freeze event.

To provide flow meters, AMR devices, AMR data reporting subscriptions and revise well mitigation allocation methods, the District will incur approximately \$6.1 million in one-time and \$582,000 in recurring annual costs. The proposed revisions are not anticipated to generate rule implementation costs to any other state or local agencies nor are they anticipated to have any effects on state or local revenues.

No small cities or counties are affected by the proposed rules. Only those small businesses that exceed the permitting thresholds in Rule 40D-2.041, F.A.C., and have, would typically use, or request new groundwater quantities for frost/freeze protection in the DPCWUCA, or whose existing or proposed groundwater frost/freeze protection withdrawals outside the DPCWUCA that would impact the Minimum Aquifer Level Protection Zone, will be affected as previously described. As noted above, the District will reduce the cost to existing small businesses that must comply with the rule by providing meters and AMR devices, and covering the costs of AMR data reporting subscriptions so as to minimize costs to small businesses resulting from the regulation designed to allow the small business to continue to operate in compliance with statute and District rule. The District also intends to cost share the alternative frost/freeze protection costs that are deemed economically, technically and environmentally feasible that existing small business permittees may have to incur.

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: 373.044, 373.113, 373.118, 373.171 FS.

LAW IMPLEMENTED: 373.036, 373.0361, 373.0395, 373.042, 373.0421, 373.0363, 373.079(4)(a), 373.083(5), 373.0831, 373.116, 373.117, 373.1175, 373.118, 373.149, 373.171, 373.185, 373.1963, 373.216, 373.217, 373.219, 373.223, 373.227, 373.228, 373.229, 373.236, 373.239, 373.243, 373.244, 373.250, 403.0877 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: January 25, 2011, 9:00 a.m.

PLACE: Southwest Florida Water Management District, Tampa Service Office, 7601 US 301, Tampa, FL 33637

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The Southwest Florida Water Management District Human Resources Director, 2379 Broad Street, Brooksville, Florida 34604-6899; telephone (352)796-7211, ext. 4702 or 1-(800)423-1476 (FL only), ext. 4702; TDD (FL only) 1(800)231-6103; or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Pamela Gifford, Office of General Counsel, 2379 Broad St., Brooksville, FL 34604-6899, (352)796-7211 (4156) (OGC #2010010)

THE FULL TEXT OF THE PROPOSED RULES IS:

40D-2.021 Definitions.

The following definitions shall apply Districtwide when used in this chapter and in the District’s Water Use Permit Information Manual Part B, “Basis of Review” (WUP Basis of Review) incorporated by reference in Rule 40D-2.091, F.A.C., except as specifically limited:

(1) through (2) No change.

(3) “Change in Ownership or Control” with respect to Self-Relocation within the Southern Water Use Caution Area (SWUCA) and the Dover/Plant City WUCA means a person other than the permittee that has been granted a real property interest or lease interest in the property subject to the permit; but does not include a person with a familial relationship to the permittee.

(4) No change.

(5) “Dover/Plant City WUCA” means the Dover/Plant City Water Use Caution Area as described in subsection 40D-2.801(3)(d), F.A.C.

(5) through (6) renumbered (6) through (7) No change.

(8)(7) “Net Benefit” means activities or measures that will result in an improvement to a Minimum Flow or Level water body within the SWUCA or Dover/Plant City WUCA that more than offsets the impact of a proposed withdrawal.

(9)(8) “New Quantities” within the SWUCA means groundwater that is not currently authorized to be withdrawn by the applicant or not currently authorized to be used for the intended use by the applicant. Within the Dover/Plant City WUCA “New Quantities” means groundwater for frost/freeze protection that is not currently authorized to be withdrawn by the applicant or not currently authorized to be used for the intended use by the applicant. This includes applications to modify existing permits to increase quantities, and/or change the Permit Use Type (affecting only the modified portion) and applications for an initial permit, but does not include a full or partial permit transfer. A modification to change crops or plants grown under an Agricultural Permit Use Type Classification or to change withdrawal location or Use Type that is authorized by the terms of the permit or site certification at the time of issuance, is not a change in Permit Use Type provided that the quantities do not increase. In addition, when land is mined and the land will be returned to the Use Type operation authorized under the water use permit (WUP) that existed prior to mining, such activity does not constitute a change in Use Type or New Quantity.

(9) through (13) renumbered (10) through (14) No change.

Rulemaking Authority 373.044, 373.113, 373.118, 373.171 FS. Law Implemented 373.036, ~~373.0364~~, 373.042, 373.0421, 373.0831, 373.116, 373.117, 373.118, 373.149, 373.171, 373.1963, 373.216, 373.219, 373.223, 373.229, 373.239, 373.243, 373.709 FS. History–New 1-1-07, Amended 12-30-08, 4-27-10,_____.

40D-2.041 Permits Required.

(1) through (2)(a) No change.

(b) General.

WUPs for the following are issued by District staff as general WUPs, except as provided in Chapter 4, Section 4.3 A.1.a.ii.(4) of the WUP Basis of Review:

1. No change.

2. A combined annual average daily water demand less than 100,000 gpd when:

a. through d. No change.

e. The maximum daily withdrawal quantity equals or exceeds 3,000,000 gpd for crop protection or other use unless at least one permitted withdrawal facility is located within the Dover-Plant City Water Use Caution Area and has frost/freeze protection quantities area, in which case the maximum daily withdrawal quantity equals or exceeds 1,000,000 gpd for crop protection or other use.

(c) No change.

(3) through (4) No change.

Rulemaking Authority 373.044, 373.113, 373.118, 373.149, 373.171, 373.216, 373.249 FS. Law Implemented 373.079(4)(a), 373.083(5), 373.219, 373.223, 373.224, 373.226 FS. History–Readopted 10-5-74, Amended 12-31-74, 10-24-76, 9-4-77, 10-16-78, Formerly 16J-2.04(1), (2), (4), (5), Amended 9-1-84, 11-4-84, 10-1-89, 2-10-93, 4-11-94, 1-1-07, 12-30-08, 5-17-09, 11-2-09,_____.

40D-2.091 Publications and Forms Incorporated by Reference.

(1) The following publications are hereby incorporated by reference into this chapter, and are available from the District’s website at www.WaterMatters.org or from the District upon request:

(a) Water Use Permit Information Manual Part B, Basis of Review for Water Use Permit Applications (also referred to as the WUP Basis of Review)(~~6-30-10~~).

(b) No change.

(2) No change.

Rulemaking Authority 373.044, 373.113, 373.118, 373.171 FS. Law Implemented 373.036, ~~373.0364~~, 373.0363, 373.042, 373.0421, 373.079(4)(a), 373.083(5), ~~373.0831~~, 373.116, 373.117, 373.1175, 373.118, 373.149, 373.171, ~~373.1963~~, 373.185, 373.216, 373.217, 373.219, 373.223, 373.227, 373.228, 373.229, 373.236, 373.239, 373.243, 373.250, 373.705, 373.709, 373.715 FS. History–New 10-1-89, Amended 11-15-90, 2-10-93, 3-30-93, 7-29-93, 4-11-94, 7-15-98, 7-28-98, 7-22-99, 12-2-99, 8-3-00, 9-3-00, 4-18-01, 4-14-02, 9-26-02, 1-1-03, 2-1-05, 10-19-05, 1-1-07, 8-23-07, 10-1-07, 10-22-07, 11-25-07, 12-24-07, 2-13-08, 2-18-08, 4-7-08, 5-12-08, 7-20-08, 9-10-08, 12-30-08, 1-20-09, 3-26-09, 7-1-09, 8-30-09, 10-26-09, 11-2-09, 1-27-10, 4-27-10, 5-26-10, 6-10-10, 6-30-10,_____.

40D-2.101 Content of Application.

(1) through (2) No change.

(a) Individual Water Use Permit.

Application for a new or renewal of an existing Individual Water Use Permit shall be made using the Individual Water Use Permit Application, Form No. LEG-R.029.02 (3/09). Applicants shall also submit one ~~±~~ or more of the following Supplemental Forms as appropriate for each type of water use proposed in the permit application:

1. Water Use Permit Application Supplemental Form – Agriculture, Form No. LEG-R.030.01~~0~~ (12/10)~~(3/09)~~.

2. through 5. No change.

(b) General Water Use Permit.

Application for a new or renewal of an existing general WUP shall be made using the General Water Use Permit Application Form, No. LEG-R.028.01~~0~~ (12/10)~~(3/09)~~. Applicants shall also submit one ~~±~~ or more supplemental forms listed in paragraph (2)(a) above as appropriate for each type of water use proposed in the permit application. Applicants seeking an initial, ~~or~~ renewal, or modification of a general WUP for a combined annual average daily water demand of less than 100,000 gallons per day for public supply use may submit the Small General Water Use Permit Application – Public Supply Attachment, Form No. LEG-R.045.00 (12/09), in lieu of the Water Use Permit Application Supplemental Form – Public Supply, Form LEG-R.033.01(09/09).

(c) Small General Water Use Permit.

Application for a new small general WUP shall be made using the Small General Water Use Permit Application Form, No. LEG-R.027. 01~~0~~ (12/10)~~(3/09)~~. To renew a small general WUP issued solely for agricultural use, application shall be made using the Application to Renew a Small General Water Use Permit for Agricultural Use Form, No. LEG-R.036. 01~~0~~ (12/10)~~(3/09)~~. Application to renew all other small general WUPs shall be made using the Small General Water Use Permit Application Form, No. LEG-R.027. 01~~0~~ (12/10)~~(3/09)~~. One or more of the following Attachment Forms for a specific water use shall be submitted with the application form if the application proposes one ~~±~~ of the specified water uses:

1. through 4. No change.

(d) No change.

(3) through (6) No change.

(7) Dover/Plant City Water Use Caution Area Application Forms – In addition to the permit application and information forms identified in subsections (1)-(6) above, all applicants for permits in the Dover/Plant City Water Use Caution Area shall submit the “Dover/Plant City Water Use Caution Area Supplemental Form” – Form No. LEG-R.050.00 (12/10) incorporated herein by reference. Applicants in the Dover/Plant City WUCA shall also submit the “Net Benefit Supplemental Form Dover/Plant City Water Use Caution Area” – Form No. LEG-R.051.00, (12/10), incorporated herein by reference, as appropriate for the intended water use as

described in Chapters 3, 4 and 7 of the WUP Basis of Review described in Rule 40D-2.091, F.A.C. All application and supplemental information forms may be obtained from the District’s website at www.WaterMatters.org or from District offices.

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.0363, 373.116, 373.117, 373.1175, 373.216, 373.229, 373.236, 403.0877 FS. History–Readopted 10-5-74, Amended 10-24-76, 1-6-82, 2-14-82, Formerly 16J-2.06, Amended 10-1-89, 10-23-89, 2-10-93, 7-15-99, 1-1-03, 1-1-07, 11-25-07, 9-10-08, 7-1-09, 8-30-09, 10-26-09, 1-27-10, 4-27-10, _____.

40D-2.381 Standard Permit Conditions.

(1) through (2) No change.

(3) Every permit acquired under this Chapter shall include the following standard conditions which impose certain limitations on the permitted water withdrawal:

(a) through (l) No change.

(m) The Permittee shall mitigate any adverse impact to environmental features or offsite land uses as a result of withdrawals. When adverse impacts occur or are imminent, the District shall require the Permittee to mitigate the impacts. Examples of adverse ~~Adverse~~ impacts include the following:

1. Significant reduction in levels or flows in water bodies such as lakes, impoundments, wetlands, springs, streams, or other watercourses.

~~2. Sinkholes or subsidence caused by reduction in water levels.~~

~~2.3. Damage to crops and other vegetation causing financial harm to the owner;~~ ~~and~~

~~3.4. Damage to the habitat of endangered or threatened species.~~

(n) through (r) No change.

(4) No change.

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.079(4)(a), 373.083(5), 373.219, 373.223, 373.244 FS. History–New 6-7-78, Amended 9-9-80, 10-21-80, Formerly 16J-2.112, Amended 10-1-89, 2-10-93, 5-2-93, 4-14-02, 1-1-03, 10-19-05, 7-20-08, 11-2-09, _____.

40D-2.801 Water Use Caution Areas.

(1) through (2) No change.

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

(d) Dover/Plant City Water Use Caution Area. To address adverse impacts to water users and offsite land uses due to groundwater withdrawals during frost/freeze events, the Governing Board has established portions of Hillsborough and Polk Counties as a WUCA effective as of [effective date of rule].

1. As shown in Figure 2-3, the boundary for the Dover/Plant City WUCA is as follows:

The portions of Hillsborough and Polk Counties within the following sections (all Townships are South; all Ranges are East):

Township 27, Range 20: Sections 25, 26, 35 and 36;
Township 27, Range 21: Sections 25 through 36;
Township 27, Range 22: Sections 25 through 36;
Township 27, Range 23: Sections 29 through 32;
Township 28, Range 20: Sections 1, 2, 11 through 14, 23 through 26, 35 and 36;
Township 28, Range 21: All Sections;
Township 28, Range 22: All Sections;
Township 28, Range 23: Sections 5 through 8, 17 through 20, and 29 through 32;
Township 29, Range 20: Sections 1, 2, 11 through 14, 23 through 26, 35 and 36;
Township 29, Range 21: All Sections;
Township 29, Range 22: All Sections;
Township 29, Range 23: Sections 5 through 8, 17 through 20, and 29 through 32;
Township 30, Range 20: Sections 1, 2, 11 and 12;
Township 30, Range 21: Sections 1 through 12;
Township 30, Range 22: Sections 1 through 12;
Township 30, Range 23: Sections 5 through 8.

2. Regulations applicable to this WUCA are specified in this chapter and in Section 7.4 of the WUP Basis of Review, incorporated by reference in Rule 40D-2.091, F.A.C., and are in addition to all other regulations set forth in Chapter 40D-2, F.A.C., and the WUP Basis of Review and Part D of the Water Use Permit Information Manual.

3. The permitting criteria and conditions set forth in Chapter 40D-2, F.A.C., WUP Basis of Review, incorporated by reference in Rule 40D-2.091, F.A.C., subsection 40D-8.626(3), F.A.C., and Rule 40D-80.075, F.A.C., shall apply, as specified therein, to the following existing, new, renewal and modification applications for:

a. Frost/freeze quantities to be withdrawn from groundwater when at least one withdrawal point is within the Dover/Plant City WUCA.

b. Quantities of 100,000 gpd annual average or greater from groundwater when at least one withdrawal point is within the Dover/Plant City WUCA.

c. A permit with at least one withdrawal point within the Dover/Plant City WUCA for groundwater quantities to provide frost/freeze quantities authorized to be used or withdrawn from any combination of sources that if withdrawn from groundwater alone would have the potential to impact the Minimum Aquifer Level Protection Zone established for the Dover/Plant City WUCA.

d. A permit with at least one withdrawal point within the Dover/Plant City WUCA for groundwater quantities to provide supplemental irrigation for a use that typically requires frost/freeze protection and where such protection could be achieved through groundwater withdrawals but alternative protection methods are proposed.

4. Any permit with a withdrawal point located within the boundaries of the Dover/Plant City WUCA is deemed to be within the Dover/Plant City WUCA. Permits with permitted withdrawals in more than one WUCA shall be subject to the conservation and reporting requirements, if any, of the WUCA within which the majority of permitted quantities are withdrawn, or projected to be withdrawn, in addition to all other rule criteria, including MFL requirements, as set forth in Chapter 40D-2, F.A.C., and the WUP Basis of Review, incorporated by reference in Rule 40D-2.091, F.A.C. However, the Dover/Plant City WUCA provisions shall supersede any other rule criteria that creates conflicting or more stringent requirements. Nothing in the rules and WUP Basis of Review specific to the Dover/Plant City WUCA shall be interpreted or applied in any manner that would interfere with the Comprehensive Plan for the Northern Tampa Bay Area as outlined in Rule 40D-80.073, F.A.C.

5. All water use permits with withdrawal points within the Dover/Plant City WUCA are hereby modified to conform with the provisions of paragraph 40D-2.801(3)(d), F.A.C., except as provided in subparagraph 40D-2.801(3)(d)4., above, and the applicable Dover/Plant City WUCA criteria specified in the WUP Basis of Review, incorporated in Rule 40D-2.091, F.A.C., are incorporated into all such WUPs.

6. The Dover/Plant City WUCA is a water resource caution area for purposes of Chapter 403, F.S., and Chapter 62-40, F.A.C.



Figure 2-3 Dover/Plant City Water Use Caution Area

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented ~~373.0395~~, 373.042, 373.0421, 373.171, 373.216, 373.219, 373.223 FS. History—Readopted 10 5 74, Formerly 16J-3.30, Amended 10-1-89, 11-15-90, 3-1-91, 7-29-93, 1-1-03, 1-1-07, 10-1-07, 2-13-08, 4-7-08, 5-26-10, _____.

Water Use Permit Information
Part B
WUP Basis of Review

Within Chapter 1.0 of the WUP Basis of Review Section 1.4.2 is added and Section 1.9.9 is revised as follows:

1.4.2 DOVER/PLANT CITY WATER USE CAUTION AREA APPLICATION FORMS.

All permit applicants in the Dover/Plant City Water Use Caution Area (Dover/Plant City WUCA) shall submit the “Dover/Plant City Water Use Caution Area Supplemental Form” –Form No. LEG-R.050.00 (12/10) incorporated herein by reference in subsection 40D-2.101(7), F.A.C., in addition to the appropriate application and supplemental form(s) described in Section 1.4, above. Applicants in the Dover/Plant City WUCA shall also submit the “Net Benefit Supplemental Form Dover/Plant City Water Use Caution Area” – Form No. LEG-R.051.00, (12/10), incorporated herein by reference, as appropriate for the intended water use as described in Chapters 3, 4 and 7 of the WUP Basis of Review described in Rule 40D-2.091, F.A.C. All application and supplemental information forms may be obtained from the District’s website at www.WaterMatters.org or from District offices.

New _____.

1.9.9 DURATION OF PERMITS UTILIZING ALTERNATIVE WATER SUPPLIES WITHIN THE SWUCA OR THE DOVER/PLANT CITY WUCA.

Permits for the development of Alternative Water Supplies (AWS) that require a water use permit in the SWUCA or the Dover/Plant City WUCA shall be separately issued from other water use permits that the applicant may receive for non-AWS. Subject to Section 373.236, F.S., where required and issued, a permit for the development of AWS shall have a duration of 20 years, if requested by the applicant for a new, extended or renewal permit and provided that the water use is intended to be in place for that duration. A longer duration may be granted provided that the conditions of Section 373.236(5)(4), F.S., are met.

1-1-03, Revised 1-1-07, _____.

Within Section 3.1 of Chapter 3.0 of the WUP Basis of Review the following provisions are revised:

3.1 DETERMINING REASONABLE QUANTITIES, – APPLICANT CONSIDERATIONS. REASONABLE DEMAND.

Proper accounting for each proposed water use is essential to establish that the use is reasonable, beneficial, and in the public interest. In addition, proper accounting of the various

water uses enables the District to better estimate water use and to implement water shortage plans. Sections 3.3 through 3.7 identify the components of demand that must be identified for Applicants for each water use type. Demand information may be estimated from historical data, comparable uses, and acceptable forecasting techniques.

The reasonable water needs of all applicants for initial permits, renewals, and those for New Quantities and Self-Relocation within the SWUCA or the Dover/Plant City WUCA for frost/freezing protection will be closely evaluated by the District. For all renewals and for Self-Relocations in the SWUCA or the Dover/Plant City WUCA for frost/freezing protection, the evaluation period will be the previous permit term, taking into account climate variability, market conditions, and other factors that influence water withdrawals. Permittees who have not utilized the full previous allocation because circumstances prevented full implementation of the plan on which the allocation was based will be required to demonstrate that the need for the full allocation will occur within the next permit term. To support any future needs, this demonstration must include substantive documentation of the proposed need such as materials orders, construction plans or an operations or business analysis or plan that otherwise specifically justifies the requested quantities. In such cases, the permit shall be conditioned to reduce the permitted quantities should the proposed need not develop. For water uses affected by rainfall, the demonstration may include information showing the relationship between actual effective rainfall amounts affecting demand occurring over the previous permit term and any statistical rainfall analysis upon which the previous permit allocation was based that contributed to the permittee’s ability to use less than the full previous allocation. This paragraph shall be construed to provide for the allocation of sufficient quantities to meet the permittee’s reasonable-beneficial needs during drought conditions as otherwise set forth in this Chapter 3 and consistent with the District’s authority to address such uses during declared water shortages and emergency water shortages.

New 1-1-07, Revised 4-27-10, _____.

PERMITS WITH ALTERNATIVE WATER SUPPLIES IN THE SWUCA OR DOVER/PLANT CITY WUCA.

New Permits.

If an application includes the use of AWS to supply all or a portion of the requested demand, and the applicant demonstrates that, through no fault of the applicant, the AWS are vulnerable to becoming unavailable, insufficient or unsuitable for the authorized use, upon request by the applicant, a permit will be issued that puts use of the non-alternative source on standby status, provided the withdrawal and use of the non-alternative water supply source meets all the conditions for issuance. The standby quantity will be for an amount equal to the quantity offset by the AWS. This standby quantity is to be used only when the AWS become

unavailable, insufficient or unsuitable; or economically, technically or environmentally infeasible for the authorized use. In no case will the standby quantity exceed the permitted quantity.

New 1-1-07, _____.

Loss of Alternative Water Supplies.

Where a permittee is to use an Alternative Water Supply in lieu of a non-Alternative Water Supply and the Alternative Water Supply becomes temporarily (exceeding 30 days) insufficient or unsuitable, the permittee shall notify the District in writing within 15 days of the event. Such notification shall be submitted monthly for each subsequent 30 days, for up to one year from the date of first loss, while the supply of AWS remains insufficient or unsuitable for the authorized use. During this time, the withdrawal of standby quantities is allowed to meet the authorized use up to the maximum amount of the permitted standby quantities. If the loss of the AWS exceeds one year, the District shall issue a Letter of Modification, subject to all requirements of subsection 40D-2.331(2), F.A.C., to modify the non-AWS quantities that may be withdrawn. If the standby permit is for a withdrawal within the SWUCA or the Dover/Plant City WUCA, a Letter of Modification shall be issued to modify the quantities that may be withdrawn even if the quantities to be withdrawn exceed the quantity thresholds included in subsection 40D-2.331(2), F.A.C.

New 1-1-07, _____.

Within Section 3.3 of Chapter 3.0 of the WUP Basis of Review the following provisions are revised:

3.3 AGRICULTURE.

Frost/Freeze Protection.

Frost/freeze protection quantities may be identified based on the number of acres to be protected, the crop grown, the ~~type of irrigation system~~ used, and the hours of pumpage required. If the number of hours is not known, the maximum daily quantity will be based on the best available data for frost/freeze recurrence and duration. Alternate calculations will be considered, but they must be thoroughly documented.

Frost/freeze protection quantities will be determined as set forth in Section 7.4 of the WUP Basis of Review incorporated in Rule 40D-2.091, F.A.C., for permits within the Dover/Plant City WUCA and for any permit with frost/freeze quantities authorized to be used or withdrawn from any combination of sources that if withdrawn from groundwater alone would have the potential to impact the Minimum Aquifer Level Protection Zone established for the Dover/Plant City WUCA.

Revised _____

Within Section 4.3 of Chapter 4.0 of the WUP Basis of Review the following changes are made:

4.3 MINIMUM FLOWS AND LEVELS.

A. through B. No change.

C. Withdrawals That Affect the Minimum Aquifer Level Established within Dover/Plant City Water Use Caution Area

A Minimum Aquifer Level has been established in subsection 40D-8.626(3), F.A.C., for Well DV-1 that is located within the Dover/Plant City WUCA, as shown in Figure 7.4-2 in the WUP Basis of Review, described in Rule 40D-2.091, F.A.C. The Minimum Aquifer Level is affected by local and regional groundwater withdrawals. In order to compensate for the variable hydrogeologic factors within the region, a Minimum Aquifer Level Protection Zone is established based on the 30 ft. drawdown contour for the January 2010 frost/freeze event as shown in Figure 7.4-3. In establishing the Minimum Aquifer Level, the District has determined that the actual water level is below the Minimum Aquifer Level. As required by law, the District is expeditiously implementing a Recovery Strategy for the Minimum Aquifer Level. The Dover/Plant City WUCA provisions of the WUP Basis of Review incorporated by reference in Rule 40D-2.091, F.A.C., and Chapters 40D-2, 40D-8 and 40D-80, F.A.C., set forth the regulatory portion of the recovery strategy for the Minimum Aquifer Level. Compliance with the Minimum Aquifer Level and the Minimum Aquifer Protection Zone by applicants with withdrawals for frost/freeze protection within or proposed to be within the Dover/Plant City WUCA and all other applicants for withdrawals for frost/freeze protection that have the potential to impact the Minimum Aquifer Level and the Minimum Aquifer Protection Zone will be addressed as specified in Section 7.4 of the WUP Basis of Review. Compliance with Section 7.4 does not, by itself, satisfy the requirements of Chapter 40D-2, F.A.C., for applications submitted on or after [effective date of rule].

~~D.C.~~ For areas not subject to 4.3 A., ~~or~~ B. or C. above, water withdrawals must not cause:

1. Lake levels to be reduced below the applicable Minimum Level established in Chapter 40D-8, F.A.C.
2. Streamflow to be reduced below the Minimum Flow as established in Chapter 40D-8, F.A.C.
3. Potentiometric surface or water-table levels to be reduced below the Minimum Level established in Chapter 40D-8, F.A.C.

History Note: 4.3 Revised 8-3-00; 4.3A. New 8-3-00; 4.3B, Revised 8-3-00, 1-1-07, _____.

Within Section 5.1 of Chapter 5.0 of the WUP Basis of Review the following provisions are revised:

5.1 WITHDRAWAL QUANTITY.

Metering.

Metering requirements will be as set forth in Section 7.4 of the WUP Basis of Review incorporated in Rule 40D-2.091, F.A.C., for any permit issued for frost/freeze quantities or permitted for 100,000 gpd annual average or greater within the Dover/Plant City WUCA or any permit with frost/freeze quantities authorized to be used or withdrawn from any

combination of sources that if withdrawn from groundwater alone would have the potential to impact the Minimum Aquifer Level Protection Zone established for the Dover/Plant City WUCA. All other Individual and general water use permittees will be required to meter the quantity of water withdrawn from any source in accordance with the guidelines described in this section. Metering of actual pumpage provides a means to develop historical records in order to accurately project future reasonable demand, assess impacts to the resource and existing water and land uses, and ensure that quantities withdrawn do not exceed permitted pumpage. Monitoring methods must maintain plus or minus 5% accuracy, and must be approved by the District. Permittees shall use direct flow measuring devices unless the District determines direct methods are inappropriate for the particular water use system.

Permittees shall meter withdrawal quantities from each withdrawal point and provide meter readings to the District at a frequency to be prescribed by permit conditions when:

1. Issued an Individual Water Use Permit.
2. Issued a general water use permit for public supply use.
3. Issued a general water use permit and one or more of the withdrawal points is located within the SWUCA or NTBWUCA;

4. The District determines that there is a potential for harm to the resource or potential for adverse impacts to existing users.

5. In accordance with Section 7.4, Dover/Plant City WUCA, of the WUP Basis of Review described in 40D-2.091, F.A.C. Where automatic reading devices are installed and withdrawal data is provided to the district via this device as specified in the WUP Basis of Review Section 7.4 4., the permittee shall no longer be required to independently submit withdrawal quantities except in the case of device failure.

Revised 4-27-10, _____.

The cost of operation and maintenance of all meters and reporting of data shall be the responsibility of the permittee.

Revised 4-27-10.

Monitored permittees shall, upon request of the District, provide the District an opportunity to perform measurements of flow during system operation. The District will ensure that the measurements are made in a manner that does not interfere with the permittee's water use activities.

Ordinarily, withdrawal quantities shall be totaled on a monthly basis and reported to the District by the tenth day of the following month. However, for intense uses such as frost/freeze protection, or for stream withdrawals, a permittee may be required to totalize pumpage on a daily basis from each withdrawal point and report the daily withdrawal quantities to the District within two weeks on a monthly basis.

Revised 12-30-08, _____.

Metering of Alternative Water Supplies.

New and renewal permittees shall meter alternative supplies of water received by the permittee if the Annual Average quantity (Drought Annual Average quantity for irrigation permits) that would be permitted without the AWS would be 100,000 gpd or more. Meters shall meet the requirements of the first unnumbered paragraph of this Section 5.1, unless alternative methods or mechanisms are approved by the District. Reporting requirements are as specified in the fifth unnumbered paragraph of this Section 5.1. Receipt and use of AWS, including tailwater recovery or rainfall capture systems, metering, and reporting requirements will be as set forth in Section 7.4 of the WUP Basis of Review incorporated in Rule 40D-2.091, F.A.C., for any permit with frost/freeze quantities within the Dover/Plant City WUCA or any permit with frost/freeze quantities authorized to be used or withdrawn from any combination of sources that if withdrawn from groundwater alone would have the potential to impact the Minimum Aquifer Level Protection Zone established for the Dover/Plant City WUCA,

1-1-03, Revised 1-1-07, 4-27-10, _____.

Within Chapter 6.0 of the WUP Basis of Review the following provisions are revised:

6.1 STANDARD PERMIT CONDITIONS.

The following conditions are placed on all Water Use Permits:

1. through 12. No change.
13. The permittee shall mitigate to the satisfaction of the District any adverse impact to environmental features or off-site land uses as a result of withdrawals. When adverse impacts occur or are imminent, the District shall require the permittee to mitigate the impacts. Examples of Adverse ~~adverse~~ impacts include the following:
 - a. Significant reduction in levels or flows in water bodies such as lakes, impoundments, wetlands, springs, streams, or other watercourses.
 - ~~b. Sinkholes or subsidence caused by reduction in water levels.~~
 - ~~b.e.~~ Damage to crops and other vegetation causing financial harm to the owner.
 - ~~c.d.~~ Damage to the habitat of endangered or threatened species.

14. through 19. No change.

No. 19. New 1-1-03, Revised 1-1-07, 7-20-08, no. 13 revised

6.2 SPECIAL PERMIT CONDITIONS REPORTING REQUIREMENTS AND PROCEDURES.

1. through 5. No change.

PUMPAGE REPORTING.

6. Flow Meters.

Condition: No change.

Discussion: Only the set of paragraphs numbered 1.-7. above shall be applied to permits within the Dover/Plant City WUCA as described in Section 7.4 of the WUP Basis of Review.

New _____

6.6 ALTERNATIVE WATER SUPPLIES.

The following conditions shall be applied to permits for 100,000 gpd or greater standard annual average daily water demand, as applicable.

1. Metering Alternative Water Supplies.

Condition: No change.

1-1-03, Revised 1-1-07.

2. Modification to Incorporate Alternative Water Supplies.

No change.

Discussion: Put on all permits that include AWS. Only the set of paragraphs numbered 1.-7. above shall be applied to permits within the Dover/Plant City WUCA as described in Section 7.4 of the WUP Basis of Review.

1-1-03, Revised 1-1-07, _____.

The following section is added to Chapter 7.0, Water Use Caution Areas, of the WUP Basis of Review:

7.4 DOVER/PLANT CITY WATER USE CAUTION AREA

The Governing Board has declared a portion of Hillsborough and Polk counties the Dover/Plant City Water Use Caution Area (Dover/Plant City WUCA) effective as of [effective date of rule]. The area designated is shown in Figure 7.4-1; the legal description is set forth in paragraph 40D-2.801(3)(d), F.A.C. As more particularly described in paragraph 40D-2.801(3)(d), F.A.C., as of [effective date of rule], all existing water use permits within the WUCA are modified to incorporate the applicable measures and conditions described below. Valid permits, legally in effect as of [effective date of rule], are hereafter referred to as existing permits. Additional or alternative permitting criteria and permit conditions are applicable to those new, renewal, or modified permits specified in paragraph 40D-2.801(3)(d), F.A.C. The Dover/Plant City WUCA is declared a water resource caution area pursuant to Chapter 62-40, F.A.C.

Portions of the area within the Dover/Plant City WUCA are also included within the Northern Tampa Bay WUCA and Southern Water Use Caution Areas, and rules pertaining to those areas remain in force within those areas. This section of the WUP Basis of Review for the Dover/Plant City WUCA is intended to supplement the provisions in other sections of the WUP Basis of Review and are not intended to supersede or replace them, except as specified in the WUP Basis of Review, including this section 7.4, or in paragraph 40D-2.801(3)(a), F.A.C. If there is a conflict between requirements, the more restrictive provision shall prevail.

1. WITHDRAWALS THAT AFFECT THE DOVER/PLANT CITY WUCA MINIMUM AQUIFER LEVEL PROTECTION ZONE.

GENERAL.

A Minimum Aquifer Level has been established for District Well DV-1 Suwannee in subsection 40D-8.626(3), F.A.C., the location of which is depicted on Figure 7.4-1. In order to address the effects of local and regional groundwater withdrawals and the variable hydrogeologic factors within the region, a Minimum Aquifer Level Protection Zone is defined as the area within the boundary of the 30 ft. drawdown contour for the January 2010 frost/freeze event (See Figure 7.4-1.). In establishing the Minimum Aquifer Level, the District has determined that the actual water level is below the Minimum Aquifer Level when certain pumping and climatic conditions occur. As required by law, the District is expeditiously implementing a Recovery Strategy for the Minimum Aquifer Level. The Dover/Plant City WUCA provisions of the WUP Basis of Review for Water Use Permit Applications, and Chapters 40D-2, 40D-8 and 40D-80, F.A.C., set forth the regulatory portion of the recovery strategy for the Minimum Aquifer Level. Compliance with this Section does not, by itself, satisfy the requirements of Chapter 40D-2, F.A.C., for applications submitted on or after [effective date of rule].

1.1 Existing Permits – Applications for the renewal or modification of a permit with no proposed increase in permitted frost/freeze protection quantities or change in Use Type associated with frost/freeze protection will be evaluated to determine compliance with the conditions for issuance of a permit set forth in Rule 40D-2.301, F.A.C., and the WUP Basis of Review, described in Rule 40D-2.091, F.A.C., in its entirety. When evaluating the reasonable-beneficial use of the water, emphasis will be given to reasonable water need, water conservation, use of alternative water supplies, and use of alternative frost/freeze protection methods. However, the existing impacts of permitted quantities on the Minimum Aquifer Level Protection Zone, or the Minimum Aquifer Level, will not be a basis for permit denial because the Dover/Plant City WUCA Recovery Strategy taken as a whole is intended to achieve recovery to the established minimum level as soon as practicable. Existing groundwater withdrawal impacts for frost/freeze crop protection shall be evaluated at renewal or modification based on a frost/freeze design event of 21 hours of irrigation, followed consecutively by 6 hours of non-irrigation, 13 hours of irrigation, 11 hours of non-irrigation and by 14 hours of irrigation.

New _____.

1.2 Self-Relocation – A permittee with existing permitted impacts on the Minimum Aquifer Level Protection Zone as of [effective date of the rule] may modify its permit to relocate to a different property all or a portion of the used and unused reasonable-beneficial permitted quantity. When relocated, the withdrawal of the quantities cannot increase impacts to the

Minimum Aquifer Level Protection Zone and must meet all other applicable permitting criteria included in Chapter 40D-2, F.A.C., and this WUP Basis of Review. A Self-Relocation cannot include any change in ownership, control, Use Type or increase in quantities. Crop rotation, by planting and irrigating non-contiguous properties within the same locale in a structured, revolving fashion, is allowed under a single permit and is not considered Self-Relocation.

New _____.

1.3 Transfer – A permit may be transferred to another person or entity provided there is no change in permitted water use activities.

New _____.

1.4 Applications For New Quantities – For applications including New Quantities for frost/freeze withdrawals located within the Dover/Plant City WUCA and applications for permits for frost/freeze withdrawals outside the Dover/Plant City WUCA but with the potential to impact the Minimum Aquifer Level Protection Zone, the District will evaluate the applications to determine impacts to the Minimum Aquifer Level Protection Zone, and all other Chapter 40D-2, F.A.C., rule criteria. The proposed use shall only be permitted if the proposed ground water withdrawals do not impact the Minimum Aquifer Level Protection Zone. Metering of wells and any alternative sources shall be required as provided below to assure that the alternatives are used when alternative frost/freeze methods are proposed for protection.

New _____.

1. “New Quantities” means groundwater for frost/freeze protection that is not currently authorized to be withdrawn by the applicant or not currently authorized to be used for the intended use by the applicant. This includes applications to modify existing permits to increase quantities, and/or change the Permit Use Type (affecting only the modified portion) and applications for an initial permit, but does not include a full or partial permit transfer. A modification to change crops or plants grown under an Agricultural Permit Use Type Classification or to change withdrawal location or Use Type that is authorized by the terms of the permit or site certification at the time of issuance, is not a change in Permit Use Type provided that the quantities do not increase. In addition, when land is mined and the land will be returned to the Use Type operation authorized under the water use permit (WUP) that existed prior to mining, such activity does not constitute a change in Use Type or New Quantities.

2. Groundwater Withdrawal Impacts and Analysis For Frost/Freeze Withdrawals – All applications for New Quantities, and applications located outside the Dover/Plant City WUCA whose requested withdrawals have the potential to impact the Minimum Aquifer Level Protection Zone, will be evaluated to determine whether the proposed withdrawal for frost/freeze will impact the Dover/Plant City WUCA Minimum Aquifer Level Protection Zone. However, the

applicant has the option to reduce or redistribute the withdrawals to eliminate any impacts so that the withdrawal can be permitted. In addition to the other requirements of subsection 40D-2.301(1), F.A.C., and WUP Basis of Review, the following requirements apply to New Quantities and applications located outside the Dover/Plant City WUCA whose requested withdrawals for frost/freeze protection have the potential to impact the Minimum Aquifer Level Protection Zone:

Frost/Freeze Protection –Applications for New Quantities for frost/freeze protection shall be evaluated based on a frost/freeze design event of 21 hours of irrigation, followed consecutively by 6 hours of non-irrigation, 13 hours of irrigation, 11 hours of non-irrigation and by 14 hours of irrigation. For New Quantities, the resulting drawdown shall not exceed 0.0 ft. within or at the boundary of the Minimum Aquifer Protection Zone, in addition to meeting the requirements of subsection 40D-2.301(1), F.A.C., and the WUP Basis of Review. Existing permitted groundwater withdrawals for frost/freeze protection within the Dover/Plant City WUCA are addressed below in sections titled “Investigation of Frost/Freeze Withdrawal-Related Well Complaints” and the permit conditions for mitigation of impacts to existing legal uses.

New _____.

1.5 Net Benefit – In the case where an applicant for New Quantities and applications located outside the Dover/Plant City WUCA whose requested withdrawals are constrained by impacts to the Minimum Aquifer Level Protection Zone, the applicant may choose to provide reasonable assurance by implementation of one or more of the Net Benefit options listed below in order to mitigate the predicted impacts. In order to provide a Net Benefit, the measures proposed by the applicant must offset the predicted negative impact of the proposed withdrawal and also provide an additional positive effect within or at the boundary of the Minimum Aquifer Level Protection Zone equal to or exceeding 20% of the predicted negative impact. For example, if the predicted drawdown is 1.0 ft., the mitigation must offset the 1.0 ft. drawdown and provide another 0.2 ft. (i.e., 20% of 1.0 ft.) of positive effect so that the result is a net improvement of 0.2 ft. There are two forms of Net Benefit, including Mitigation plus Recovery (includes Land Use Transitions), and Groundwater Replacement Credits, as described below.

A. Mitigation plus Recovery – This Net Benefit provision consists of retiring from use the historically used groundwater quantity associated with one or more permits that impacts the Minimum Aquifer Level Protection Zone. Mitigation plus recovery must either precede or be coincident with any new permitted withdrawals. Historically used quantities are those permitted quantities that the District determines have been deemed reasonable-beneficial and were withdrawn and used by a permittee. These quantities are determined based on

documentation previously submitted by a permittee and other methods available to the District to verify the quantities being retired. The types of documentation submitted by permittees include seasonal/annual crop reports, metered data, and other information. Other methods of verification include aerial photography, receipts for supplies, equipment, and services, property appraiser records and other methods. For small permits below thresholds for crop reporting and metering, aerial photography and other methods will be used to determine quantities.

1. Land Use Transitions.

(a) Where historically used groundwater quantity associated with one or more permits that impact the Minimum Aquifer Level Protection Zone is permanently retired, 80% of the quantity associated with the impact of the retired quantity is available to be applied as a Net Benefit.

(b) Where an existing permittee replaces groundwater that was historically used for frost/freeze protection with water from tailwater recovery systems or other alternative frost/freeze protection methods, 35% of the groundwater quantity shall remain in the permit for use as tailwater pond makeup supply or emergency standby use. The amount available for use as a Net Benefit will be 80% of the remaining 65% of the historically used groundwater quantity.

(c) Where the historically used groundwater quantities are used to provide a Net Benefit for another permittee but the donor permittee wishes to maintain a standby permit, the donor permittee's standby quantity shall be 80% of this quantity, allowing 80% of the remaining 20% to be available as a Net Benefit.

2. Recharging the aquifer and withdrawing water such that there remains a net positive impact on the Floridan aquifer potentiometric surface at least 20% greater than the impact of the proposed withdrawal.

3. Undertaking other actions to offset the proposed impact of the withdrawal plus 20% recovery.

B. Groundwater Replacement Credit.

To reduce groundwater withdrawals, a Groundwater Replacement Credit can be obtained as an incentive to permittees to offset groundwater withdrawals with alternative water supplies (AWS). The holder of a Groundwater Replacement Credit can use the Credit to provide a Net Benefit where required. The process to obtain a Groundwater Replacement Credit is as follows:

(a) A Groundwater Replacement Credit is created when a person or entity (Supplier) provides a quantity of water from an alternative water supply to offset an existing permit holder's (Receiver's) groundwater withdrawals when those withdrawals impact the Minimum Aquifer Level Protection Zone. A Groundwater Replacement Credit will be available to either the Supplier or the Receiver, or both, at their mutually determined option.

(b) A Groundwater Replacement Credit will be issued for an amount equal to 80 percent of the reasonable-beneficial quantity that has been historically used.

(c) The Supplier and Receiver shall apply to the District for the credit and indicate to the District which entity should obtain the credit quantity, or whether the credit quantity will be divided between them.

(d) The District will set aside the groundwater quantities that are discontinued as a result of the offset by AWS in a standby permit that will be issued to the Receiver to allow withdrawal of all or a portion of such quantities in the event that the alternative water supply is interrupted, discontinued, becomes unsuitable or is decreased.

(e) The Groundwater Replacement Credit will exist for only so long as the Receiver maintains its use of the AWS, unless all groundwater use at the Receiver site ceases, in which case the Credit shall remain in effect and available to the holder of the Credit. The Credit will also remain available if the Receiver transfers the standby permit to a new owner at the same site who continues the same water use with the AWS.

(f) The only withdrawals that may be considered for a Groundwater Replacement Credit are those that meet the permitting criteria of Chapter 40D-2, F.A.C., and this WUP Basis of Review for Water Use Permit Applications.

(g) Reclaimed water suppliers shall not be eligible for a Groundwater Replacement Credit when reclaimed water is directed from existing reclaimed water users to other reclaimed water users and such redirection causes an existing reclaimed water user to reinstate permitted standby ground water withdrawals. In such a case the credit shall be applicable if the reclaimed water provider can demonstrate that the cumulative effect of such redirection will achieve more recovery of the Minimum Aquifer Level than would otherwise occur absent of the redirection.

New _____.

2. FROST/FREEZE PROTECTION

2.1 Crop Frost/Freeze Protection – Maximum Daily allocations for frost/freeze protection shall be allocated based on a 21 hour event. Quantity allocations shall be as follows:

(a) Blueberries, Nursery, and Strawberries shall be based on 6,788 gallons per hour per acre.

(b) Citrus shall be based on 3,000 gallons per hour per acre.

2.2 Aquaculture Frost/Freeze Protection – Maximum Daily allocation for frost/freeze protection for aquaculture shall be based on the type of fish and the volume of water replaced in the applicant's vats, ponds and tanks.

New _____.

3. ALTERNATIVE FROST/FREEZE PROTECTION

3.1. All applicants for permits for 100,000 gpd annual average daily quantities and greater that include an activity that typically uses frost/freeze protection and that have or propose to have a groundwater withdrawal with the potential to impact

the Minimum Aquifer Level Protection Zone, shall investigate the technical, economic and environmental feasibility of using alternatives to groundwater for frost/freeze crop protection. If it is determined that alternatives to groundwater are not feasible, applications for New Quantities that impact the Minimum Aquifer level Protection Zone will not be permitted without a Net Benefit. However, in evaluating renewal applications for permits in effect as of [effective date of rule], a determination that alternatives to groundwater are not feasible shall not be a basis for denial of the renewal application.

3.2. Examples of alternatives to using groundwater to provide frost/freeze protection are tailwater recovery systems, stormwater systems, tunnels, covers, foam and heaters. Alternative methods can also include methods supported by documentation from the Institute of Food and Agricultural Sciences at the University of Florida. The evaluation required in subsection 3.1 shall determine whether alternatives are available to use in lieu of groundwater for all or part of frost/freeze crop protection including investigation of participation in the FARMS program set forth in Chapter 40D-26, F.A.C. Infeasibility shall be supported with a detailed explanation, including a description of the investigation of participation in the FARMS program. Use of alternatives to groundwater for frost/freeze protection shall be required where technically, economically, and environmentally feasible.

New _____.

4. WITHDRAWAL MONITORING AND REPORTING

4.1 Metering

In addition to the flow meters required by Section 5.1 of the WUP Basis of Review, new and existing permittees shall meter withdrawal quantities from each withdrawal point, including backup and standby withdrawal points, and provide meter readings as set forth below when:

1. Issued a permit with frost/freeze quantities to be withdrawn from groundwater within the Dover/Plant City WUCA.

2. Issued a permit for 100,000 gpd annual average or greater from groundwater within the Dover/Plant City WUCA.

3. Issued a permit within the Dover/Plant City WUCA for groundwater quantities to provide frost/freeze quantities authorized to be used or withdrawn from any combination of sources that if withdrawn from groundwater alone would have the potential to impact the Minimum Aquifer Level Protection Zone established for the Dover/Plant City WUCA.

4. Issued a permit within the Dover/Plant City WUCA for groundwater quantities to provide supplemental irrigation for a use that typically requires frost/freeze protection and where such protection could be achieved through groundwater withdrawals but alternative protection methods are proposed.

New _____.

4.2 Permit Conditions

1. Metering – when required to meter pursuant to 4.1 above, permits include, and new permits shall include, the following conditions as applicable:

(a) All withdrawal points, including backup and standby withdrawal points, shall be metered. All alternative water supply (AWS) quantities received, self-generated and used from each alternative water supply inflow line (line coming onto the property from an off-site source), any imported water source, each on-site stormwater catchment facility, each tailwater recovery or rainfall pond system, and each AWS re-pump surface water withdrawal point from any storage facility (the above sources collectively hereinafter referred to as “AWS Points”) shall also be metered. Withdrawals or AWS Points that are required to be metered shall be metered within 90 days after construction of the withdrawal facility or AWS Point is completed.

(b) The following condition is added to permits existing as of [effective date of rule], and permits issued pursuant to an application submitted prior to [effective date of rule], that are located within the Dover/Plant City WUCA and required to be metered pursuant to 4.1 above:

The District will provide for flow meters and their installation on operational withdrawal points, inflow lines, catchment facility, tailwater recovery or rainfall capture pond and storage facility in existence prior to [effective date of rule] that are not equipped with and not required by District rule as of [effective date of rule] to have an inline, non-resettable, totalizing flow meter that, when installed, provides plus or minus 5% accuracy and an output for an automatic meter reading device. The permittee shall coordinate with the District’s program for the provision of meters upon notification from the District of the month(s) and year window scheduled for the permittee’s meter(s) installation.—The permittee shall own any meter provided by the District. The permittee at its expense shall equip any existing withdrawal point that is capped, plugged or dismantled if it is reactivated after [effective date of rule].

(c) The cost of operation and maintenance and replacement of all meters shall be the responsibility of the permittee.

(e) Upon request of the District, permittees required to meter withdrawals shall provide the District an opportunity to perform measurements of flow during system operation.

New _____.

2. Automatic Meter Reading Devices – Add the following conditions to existing and future permits required to be metered pursuant to paragraphs 1., 3. or 4. of subsection 4.1 above:

(a) All flow meters shall be equipped to automatically collect meter readings, ambient or wet bulb temperature, system pressure, pond levels and other system indicators of the time withdrawals started and stopped and temperatures. The system shall have the ability to collect hourly and transmit to the District or the District’s designated representative on a

frequency not less than daily and maintained in a time series format that identifies the collection site by District site ID, date and values for each reading. Data shall be transferred automatically to the District's designated electronic data collection site, in a fixed file format as specified by the District.

(b) The District will provide and install automatic meter reading devices on each flow meter on each operational withdrawal point, and AWS point that is not already so equipped. The District shall include these devices in the District's data collection and reporting service subscription at no cost to the permittee. When automatic meter reading devices are required the permittee shall coordinate with the District's program for the provision of an automatic meter reading device upon notification from the District of the month(s) and year window scheduled for the permittee's automatic meter reading device(s) installation. The maintenance, repair, and replacement of all automatic meter reading devices shall be the responsibility of the District.

New _____.

5. INVESTIGATION OF FROST/FREEZE WITHDRAWAL-RELATED WELL COMPLAINTS BY PERMITTEES WITHIN THE DOVER/PLANT CITY WUCA

5.1 Assignment of Responsibility – Frost/Freeze Impacts

The responsibility of existing and new permittees with a withdrawal point within the Dover/Plant City WUCA to investigate and resolve frost/freeze withdrawal-related well complaints shall be determined as follows:

1. Floridan Aquifer Drawdown Contribution – Annually, the District shall determine the Floridan aquifer drawdown resulting from each permittee's permitted frost/freezing groundwater withdrawals through groundwater computer modeling simulation. The modeling shall account for each permittee's ground water frost/freezing protection quantities, the specific location of the withdrawal site and include the duration of the design event as specified in section 7.4.1.1, above.

2. Allocation Ratio – The District shall determine an allocation ratio for each permittee with frost/freezing groundwater quantities. The District shall determine each permittee's percent of the total of frost/freezing groundwater quantities permitted within the Dover/Plant City WUCA. The percent is then converted into an allocation ratio. For example, a permittee who is permitted 2% of the overall groundwater frost/freezing protection quantities in an area would have a ratio of 1:50 and would only be eligible to be assigned one well complaint for every 50 received.

3. Legal Existing Use Date – The District shall determine each permittee's existing legal use date based on when the permit was issued with the current water use quantities.

4. Impact Location – As each well complaint is received, the coordinates for the impacted well shall be entered into the model to determine the aquifer drawdown caused by each permittee at those coordinates.

5. Assignment of Responsibility – The responsibility to investigate and resolve the complaint is then assigned to the permittee that caused the greatest drawdown at a particular site, except:

(a) If the permittee's existing legal use date precedes that of the complainant's well.

(b) If the permittee has already been assigned all the complaints it is responsible for based on its allocation ratio.

(c) If the permittee is determined not to have been withdrawing ground water.

If 5.5.15.(a), 5.5.15.(b), or 5.5.15.(c) applies, then the process in this paragraph 5.5.1 is repeated for the permittee who has the next greatest drawdown at the complainant's site.

5.2 Assignment of Responsibility – Crop Establishment Impacts

The responsibility of existing and new permittees with a withdrawal point within the Dover/Plant City WUCA to investigate and resolve crop establishment withdrawal-related well complaints shall be determined as follows:

1. Floridan Aquifer Drawdown Contribution – Annually, the District shall determine the Floridan aquifer drawdown resulting from permitted crop establishment groundwater withdrawals for strawberry production (predominant crop establishment use) through groundwater computer modeling simulation. The modeling shall account for each of the permittee's groundwater crop establishment quantities and the specific location of the withdrawal site(s).

2. Allocation Ratio – The District shall determine an allocation ratio that shall be established for each permittee with crop establishment groundwater quantities. The District shall determine each permittee's percent of the total crop establishment groundwater quantities permitted within the Dover/Plant City WUCA. The percent is then converted into an allocation ratio. For example, a permittee who is permitted 2% of the overall groundwater crop establishment quantities in an area would have a ratio of 1:50 and would only be eligible to be assigned one well complaint for every 50 received.

3. Legal Existing Use Date – The District shall determine each permittee's existing legal use date based on when the permit was issued with the current water use quantities.

4. Impact Location – As each well complaint is received, the coordinates for the impacted well shall be entered into the model to determine the aquifer drawdown caused by each permittee at those coordinates.

5. Assignment of Responsibility – The responsibility to investigate and resolve the complaint is then assigned to the permittee that caused the greatest drawdown at a particular site, except:

(a) If the permittee's existing legal use date precedes that of the complainant's well.

(b) If the permittee has already been assigned all the complaints it is responsible for based on its allocation ratio.

(c) If the permittee is determined not to have been withdrawing ground water.

If 5.5.2 5(a), 5.5.2 5.(b), or 5.5.25.(c) applies, then the process in this paragraph 5.5.2 is repeated for the permittee who has the next greatest drawdown at the complainant's site.

5.3 Well Construction Standards

The District adopted Rule 40D-3.600, F.A.C., effective April 9, 2002, that established well construction standards to ensure that wells built after the effective date within portions of the Dover/Plant City WUCA ("Original Dover Area") would not be impacted as a result of aquifer drawdown caused by pumping by another legal water use. Effective August 17, 2010, the District amended Rule 40D-3.600, F.A.C., to expand the well construction standards to a larger area ("Expanded Dover Area"). If the complainant's well was constructed after April 9, 2002, or subsequently repaired in the Original Dover Area or constructed or repaired after August 17, 2010, in the Expanded Dover Area, the complaint will not be assigned to a permittee for investigation.

6. INVESTIGATION OF FROST/FREEZE PROTECTION AND CROP ESTABLISHMENT WITHDRAWAL-RELATED WELL COMPLAINTS BY PERMITTEES WITHIN THE DOVER/PLANT CITY WUCA

Permits in effect as of [effective date of rule] with a withdrawal within the Dover/Plant City WUCA shall have any permit conditions requiring investigation of frost/freeze, crop protection, crop establishment withdrawal-related well complaints or agricultural withdrawal-related complaints within a specified area or distance removed and replaced with the following permit condition. Permits issued on or after [effective date of rule] or for uses permitted prior to [effective date of rule] that include frost/freeze protection, crop protection, or crop establishment and that do not have a specific condition requiring complaint investigations shall also include this permit condition.

Frost/Freeze and Crop Establishment Withdrawal-related Well Complaints

A. Well Evaluation and Temporary Supply

After the District receives a well complaint and determines that there is a responsible permittee, as provided in subsection 5, of Section 7.4 of the WUP BOR, incorporated by reference in Rule 40D-2.091, F.A.C., the District will then notify the responsible permittee of the complaint. It will also inform the complainant of the responsible permittee.

(1) Estimates of Repairs

(a) The permittee shall arrange with the complainant for the evaluation and preparation of an estimate for restoration of water service to the complainant. The evaluation shall occur within 24 hours of the receipt of the complaint by the

permittee, unless the complainant agrees to a longer time period. The permittee shall notify the District of the date and time for the evaluation of the complainant's well. Selection of a water well contractor to undertake either the repair or replacement of the complainant's well is at the discretion of the permittee, as long as the water well contractor has a license in good standing issued by a water management district. If only a pump repair is required, the person doing the repair shall have the appropriate occupational license.

(b) Alternatively, the complainant and the permittee can jointly arrange for the evaluation and preparation of an estimate to address the well complaint. If this option is chosen, then the evaluation must occur within 24 hours of the receipt of the complaint by the permittee, unless the complainant agrees to a longer time period.

(c) The permittee shall provide a temporary water supply to the complainant within five hours of the completion of the well evaluation and continue to provide the temporary water supply until water service is restored to the complainant's well as long as the complainant cooperates with the permittee in the repair of the complainant's well.

2. Restoration of Water Supply

(a) If the evaluation indicates that groundwater pumping for frost/freeze crop protection resulted in loss of the complainant's water service, the permittee shall pay for the work necessary to restore water service to the complainant.

(b) If the well evaluation does not occur within 24 hours or within a longer time period agreed to by the complainant or a temporary water supply is not provided within five hours of the well evaluation, the complainant may arrange for the evaluation and repair or replacement of the well as necessary to restore water supply and a temporary water supply if needed. Once the complainant provides a detailed accounting of well repair or replacement expenditures, and expenses for a temporary water supply if applicable, to the District and the permittee, the permittee shall reimburse the complainant within 30 business days of permittee's receipt of the detailed accounting for the well repair or replacement expenditures, as well as the expenses for a temporary water supply if applicable, or provide a report to the District within seven days of the receipt by the permittee of disputed costs. This report shall detail why the permittee is not responsible for reimbursing all of the funds expended by the complainant for the well repair or replacement, and a temporary water supply if applicable. The permittee shall provide a copy of this report to the complainant. The District will review the report and determine the appropriate reimbursement based on the cause of the well complaint and the appropriate remedy.

B. Pre-Complaint Repairs

If a complainant has expended funds for a well repair or replacement before submitting a well complaint to the District, and upon filing the complaint within 14 days of the water use permittee's pumping that resulted in interference, the District

determines that there is a responsible permittee as provided in subsection 5. of Section 7.4 of the WUP BOR described above, if the complainant provides a detailed accounting of expenditures for well repair or replacement, and for a temporary water supply if applicable, then the responsible permittee shall reimburse the complainant for its actual expenditures, not to exceed \$1,500 within 30 days of permittee's receipt of the detailed accounting of the expenditures or provide a report to the District within seven days of the receipt by the permittee of disputed costs. This report shall detail why the permittee is not responsible for reimbursing all of the funds expended by the complainant for the well repair or replacement, and temporary water supply if applicable. The permittee shall provide a copy of this report to the complainant. The District will review the report and determine the appropriate reimbursement based on the cause of the well complaint and the appropriate remedy.

C. Permittee's Mitigation Activities and Report

1. The permittee shall inform the District as to how the permittee intends to proceed to mitigate the complaint within one business day after notice of responsibility to mitigate the complaint is delivered by the District to the permittee via electronic mail, phone call or message, or facsimile transmission, or within three business days after depositing a letter to permittee in the U.S. Mail.

2. If the permittee informs the District that it has determined that it is not responsible for mitigation of the complaint, then the permittee must provide a full explanation for its position. If, after the District has reviewed the permittee's response, the District determines that the permittee is still responsible for mitigating the complaint, the permittee shall proceed with full mitigation of the complaint as set forth in this condition.

3. All well complaints shall be fully mitigated by the permittee as soon as is practicable. Full mitigation of the well complaint shall be restoration of the complainant's well to pre-impact condition or better, including the pressure levels, discharge quantity, and water quality. Full mitigation of the well complaint necessitates the construction of a new well for the complainant if the existing well cannot be restored to pre-impact condition.

4. Within one business day after the complaint is fully mitigated, the permittee shall provide a report to the District in which the permittee details the activities undertaken by either the complainant or the permittee to mitigate the complaint as well as any reimbursements made by the permittee to the complainant. The permittee shall provide a copy of this report to the complainant. The District will review the report submitted by the permittee and may require additional action by the permittee if the District determines that the complaint has not been fully mitigated.

D. If the permittee makes a good-faith effort to comply with the response process set forth above but is unable to repair or replace the well because of the lack of cooperation of the complainant, the permittee may request that the District deem the permittee to have satisfied this permit condition.

E. Time is of the essence of this permit condition and each of its provisions. For example, the full mitigation of a complaint does not excuse the failure to timely comply with each of the provisions of this condition.

7. ADDITIONAL PERMIT CONDITIONS

7.1 Notice of Recovery Strategy – All new, renewal and existing permits located in the Dover/Plant City WUCA, or that are determined to impact the Minimum Aquifer Level or Minimum Aquifer Level Protection Zone, both with or without providing a Net Benefit, include, as of [effective date of rule] the following condition:

This permit is located within the Dover/Plant City WUCA or potentially impacts the Minimum Aquifer Level or Minimum Aquifer Level Protection Zone for the Dover/Plant City WUCA. Pursuant to Section 373.0421, F.S., the Dover/Plant City WUCA is subject to a minimum levels recovery strategy that became effective on [effective date of rule]. As set forth in Rule 40D-80.075, F.A.C., the recovery strategy, including water use permitting rules, is subject to change based on, among other criteria, the Governing Board's periodic assessment of water resource criteria and cumulative water withdrawal impacts as described in Chapter 40D-80, F.A.C. This permit is subject to modification to comply with new rules.

7.2 Adverse Impacts –

(a) The following condition is removed from all existing permits located within the Dover/Plant City WUCA, or that are determined to impact the Minimum Aquifer Level or Minimum Aquifer Level Protection Zone, both with or without providing a Net Benefit, as of [effective date of rule]:

The Permittee shall mitigate any adverse impact to environmental features or offsite land uses as a result of withdrawals. When adverse impacts occur or are imminent, the District shall require the Permittee to mitigate the impacts. Adverse impacts include the following:

1. Significant reduction in levels or flows in water bodies such as lakes, impoundments, wetlands, springs, streams, or other watercourses.

2. Sinkholes or subsidence caused by reduction in water levels.

3. Damage to crops and other vegetation causing financial harm to the owner.

4. Damage to the habitat of endangered or threatened species.

(b) All new, renewal and existing permits located in the Dover/Plant City WUCA, or that are determined to impact the Minimum Aquifer Level or Minimum Aquifer Level Protection Zone, both with or without providing a Net Benefit, include, as of [effective date of rule] the following condition:

The Permittee shall mitigate any unacceptable adverse impact resulting from withdrawals to environmental features, Minimum Flows or Minimum Levels, or offsite land uses, as specified in subsection 40D-2.301(1), F.A.C., and the Water Use Permit Information Manual, Part B, the Basis of Review for Water Use Permit Applications, Chapter 4. Should unanticipated or unmitigated unacceptable adverse impacts occur, the Permittee shall be required to expeditiously mitigate the impacts.

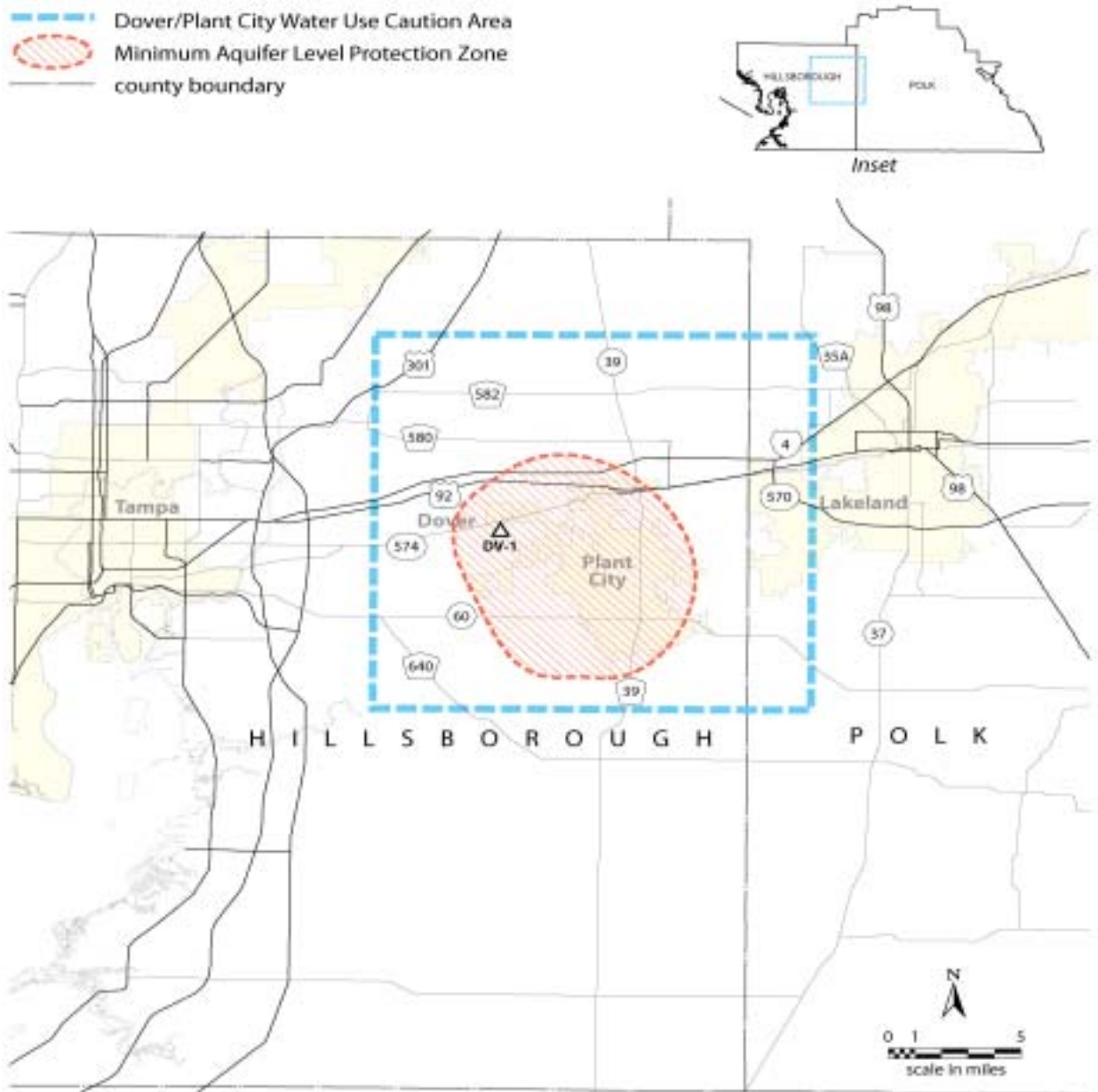
New _____

8. AVAILABILITY OF MITIGATION PROCESS FOR IMPACTS TO EXISTING LEGAL USES

Persons who believe that groundwater pumping by a water use permittee for crop establishment or frost/freezing protection has interfered with the person's existing legal use of groundwater may seek mitigation based upon the process set forth in subsection 6, above. An example of interference with the person's existing legal use of groundwater is that the person's well pump no longer operates. In order to seek mitigation through this process such persons must provide the District with their name, address, phone number and the location of their affected groundwater well within 14 days of the water use permittee's pumping that resulted in the interference.

New _____

Figure 7.4-1



NAME OF PERSON ORIGINATING PROPOSED RULE:
Alba Mas, Tampa Regulation Manager, Southwest Florida
Water Management District, 7601 Highway 301 North, Tampa,
FL 33637-6759, (813)985-7481 (Ext. 2000)

NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Southwest Florida Water Management
District Governing Board

DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: December 14, 2010

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: 40D-8.626 RULE TITLE: Minimum Aquifer Levels

PURPOSE AND EFFECT: In January 2010, farmers in the Dover/Plant City area pumped large quantities of groundwater to protect their crops. This combined pumping dropped the aquifer level 60 feet and caused more than 750 temporarily dry wells for neighboring homeowners. Pumping groundwater for freeze protection is a best management practice for strawberry, citrus, and other industries and is authorized by water use permits. However, the farmers were responsible for fixing hundreds of the dry wells. Amendments to Chapter 40D-8, F.A.C., are being made as part of a rulemaking package, which will also include amendments to Chapters 40D-1, 40D-2, and 40D-80, F.A.C., to prevent a similar situation. Effective and complete implementation of the current phase of the management strategy for the Dover/Plant City area frost/freeze crop protection pumping is dependent on each of the proposed amendments to Chapters 40D-1, 40D-2, 40D-8 and 40D-80, F.A.C. Particularly, amendments to Chapter 40D-8 will establish a Minimum Aquifer Level and Minimum Aquifer Level Protection Zone providing a minimum aquifer elevation for the Dover/Plant city area to prevent significant harm from frost/freeze pumpage. The Minimum Aquifer Level is established as part of a comprehensive management program intended to arrest water level declines during frost/freeze events to minimize the potential for impacts to existing legal uses and sinkhole occurrence. The aquifer level at District well DV-1 Suwannee is affected by local and regional groundwater withdrawals. In order to address the effects of local and regional groundwater withdrawals and the variable hydrogeologic factors within the region, a Minimum Aquifer Level Protection Zone is established under proposed Chapter 40D-8. In establishing the Minimum Aquifer Level, the District has determined that the actual water level is below the Minimum Aquifer Level when certain pumping and climatic conditions occur. Therefore, this rulemaking package also proposes a Minimum Aquifer Recovery Strategy under proposed amendments to Chapter 40D-80, F.A.C. Also, this rulemaking package contains amendments to Chapter 40D-2, F.A.C., which sets forth the regulatory portion of the rulemaking package. Additionally, the amendments to

Chapters 40D-1 and 40D-2, F.A.C., will incorporate revised and new District water use permit application forms to implement the provisions of the proposed companion amendments to Chapters 40D-2, 40D-8 and 40D-80, F.A.C., to be used in the proposed Dover/Plant City Water Use Caution Area (DPCWUCA).

SUMMARY: Amendments to Chapter 40D-8, F.A.C., will establish a Minimum Aquifer Level and Minimum Aquifer Level Protection Zone providing a minimum aquifer elevation for the Dover/Plant city area to prevent significant harm from frost/freeze pumpage. The minimum aquifer level is the 10 ft potentiometric surface elevation at District Well DV-1 Suwannee. Compliance with the Minimum Aquifer Level is evaluated using a groundwater flow model simulation of the permitted groundwater frost/freeze withdrawals in the DPCWUCA, which is being established in companion rule amendments to Chapter 40D-2, F.A.C. Based on the annual simulation, if the resulting potentiometric level is at or above 10 ft NGVD at well DV-1 Suwannee, compliance with the Minimum Aquifer Level is achieved. If the resulting level is below 10 ft NGVD at well DV-1 Suwannee, compliance is not achieved. Once the Minimum Aquifer Level is achieved, if the actual potentiometric level falls below the Minimum Aquifer Level during a frost/freeze event, the District shall investigate the cause, re-evaluate the Minimum Aquifer Level, and determine the appropriate recovery strategy. Permittees do not have to demonstrate individual compliance with the Minimum Aquifer Level, only the Minimum Aquifer Protection Zone.

The Minimum Level Protection Zone proposed under amendments to Chapter 40D-8, F.A.C. is defined as an area within the boundary of the 30 ft drawdown contour for the January 2010 frost/freeze event. Proposed amendments to Chapter 40D-2, F.A.C. and the Water Use Permit Basis of Review, Part B (BOR) provide particular compliance regulations based on whether there would be adverse impacts from withdrawals that would impact the Minimum Level Protection Zone.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: From January 3-13, 2010, for the first time during the period that records have been kept, temperatures in eastern Hillsborough County and western Polk County dropped below 34 degrees for 11 consecutive days. As a result, area farmers pumped large quantities of groundwater to protect their crops. This combined pumping dropped the aquifer level 60 feet, contributed to the more than 140 sinkholes and caused more than 750 neighboring groundwater wells to be damaged or to temporarily go dry. Under Florida Statute and District water use permitting rules this damage is not allowable. Therefore, in response to the 2010 freeze event combined with previous freeze events that also resulted in dry wells and sinkholes in the Dover/Plant City area, the District is revising its rules in Chapters 40D-1, 40D-2, 40D-8, and 40D-80, F.A.C., to reduce the potential for impacts from

groundwater pumping during future freeze events. The District is establishing a Water Use Caution Area, a Minimum Aquifer Level, a Minimum Aquifer Protection Zone and a Minimum Aquifer Level Recovery Strategy to manage permits authorized to withdraw groundwater for frost/freeze crop protection. The objective of the Recovery Strategy is by January 2020, to reduce groundwater withdrawals for frost/freeze protection by 20% from January 2010 quantities to lessen the potential that drawdown during a future frost/freeze event would lower the aquifer level at District Well DV-1 Suwannee below 10 feet NGVD. The intent is to lessen the likelihood of domestic well failures and sinkhole formation over time in the Dover/Plant City area during freeze events when groundwater is pumped to protect valuable but cold sensitive crops. Permittees and applicants that typically use groundwater for frost/freeze crop protection and most likely affected by the proposed rules are strawberry, citrus, blueberry, nursery and tropical fish farms.

During rule development the District considered many options including: (1) an across the board reduction in water quantities; (2) requiring water use permittees to obtain insurance to cover mitigation costs, and (3) relying on existing rules to deny application for permits on an application by application, case by case basis. However, while the District could require immediate changes or cutbacks by permittees, the District believed that the economic cost to permittees would be too great and opted for a regulatory program that does not reduce quantities on existing permits unless economically feasible alternative means are available and sets a reduction goal of 20 percent over 10 years.

Relying solely on a regulatory approach, such as across the board cuts in frost/freeze quantities or limiting the duration of allowable pumping during frost freeze events could have a significant impact on the agricultural and overall economy of the area. Unlike some other crops that can be insured against natural disasters such as hail, there is no "freeze event" subsidized crop insurance for strawberries, the main crop in the area. Further, such insurance generally requires the grower to make every effort to protect the crop, including pumping groundwater. The grower would be responsible for any losses due to freezes. Therefore, the grower will utilize permitted frost/freeze protection water quantities and/or a financially feasible alternative means to protect the crop.

The regulatory provisions of the recovery strategy are designed primarily to restrict any new impacts from frost/freeze withdrawals on groundwater levels in the Minimum Aquifer Level Protection Zone. This is accomplished by restricting new increases in frost/freeze protection groundwater quantities that affect the Minimum Aquifer Level Protection Zone so that water levels will not be lowered even further during frost/freeze events. To some extent, frost/freeze protection groundwater quantities may be reduced through rule provisions such as "net benefit" when an increase in frost/freeze

protection is requested. In that case where one permittee requests an increase in frost/freeze protection groundwater quantities, another permittee can agree that a specified portion of its groundwater withdrawal will be reduced and reserved to protect the aquifer level.

The primary method for reducing existing groundwater withdrawals for frost/freeze protection in and around the Minimum Aquifer Level Protection Zone will be non-regulatory. The focus of this effort is to provide further financial incentives for water users to adopt technologies that reduce groundwater use such as the use of tailwater recovery systems and protection methods other than water such as crop cloths and crop enclosures.

In accordance with statute and District rule, to prevent further water level declines during frost/freeze events, new groundwater quantities for cold protection that impact the Minimum Aquifer Level Protection Zone will not be permitted. Applicants for new frost freeze groundwater quantities may eliminate the impact by relocating withdrawals, developing alternative sources or means of cold protection, or providing a net benefit that offsets the impact of the proposed withdrawals plus a 20% net benefit. Alternative sources or means of cold protection range from \$581 to \$3,700 per acre farmed per year for row and tree crops and approximately \$78 per hundred square feet of pond for fish farms. Per acre costs vary by the type of crop grown and the size of the farm.

Existing permitted groundwater quantities for cold protection that impact the Minimum Aquifer Level Protection Zone will not be affected. However when existing water use permittees apply for renewal of their permits that have cold protection quantities that impact the Minimum Aquifer Protection Zone, they will have to incur the cost to investigate the feasibility of alternative cold protection methods (costs addressed above) and implement them if economically, technically and environmentally feasible to reduce existing impacts. As part of the non-regulatory portion of the recovery strategy, the District intends to fund 75% of the equipment costs of alternative cold protection measures that reduce cold protection withdrawals within in the DPCWUCA and 50% to 75% of equipment costs for projects outside the DPCWUCA that reduce impacts on the Minimum Aquifer Level Protection Zone, significantly reducing the costs, which are only incurred after finding that they are feasible, addressed above. Proposed relocation and net benefit provisions are designed to lessen the impact of the proposed rules by allowing the movement and expansion of the affected agricultural industries so long as the relocation does not increase cold protection impacts and the expansion contributes to lessening of such impacts.

To better monitor and model cold protection impacts, the District will provide meters and automatic meter reading (AMR) devices to existing permittees that do not have them and:

- have groundwater cold protection quantities or crops that typically require cold protection quantities in the DPCWUCA, and
- have 100,000 gpd or more of groundwater permitted in the DPCWUCA.

New permittees that meet the above conditions will as one of the permit conditions have to purchase, install and maintain the required meters at an annualized cost range of \$10 to \$103 per acre per withdrawal site. The District will pay the AMR data collection and transmission subscription costs for both existing and new permittees required to meter and use AMR devices.

Current permit conditions in the Dover/Plant City area generally place the burden of well complaint investigation and repair on more recent permittees. Proposed revisions will significantly reduce the likelihood that an individual permittee will have to incur the costs of multiple well mitigation investigations and repairs as often occurred in the 2010 freeze event.

To provide flow meters, AMR devices, AMR data reporting subscriptions and revise well mitigation allocation methods, the District will incur approximately \$6.1 million in one-time and \$582,000 in recurring annual costs. The proposed revisions are not anticipated to generate rule implementation costs to any other state or local agencies nor are they anticipated to have any effects on state or local revenues.

No small cities or counties are affected by the proposed rules. Only those small businesses that exceed the permitting thresholds in Rule 40D-2.041, F.A.C. and have, would typically use, or request new groundwater quantities for frost/freeze protection in the DPCWUCA, or whose existing or proposed groundwater frost/freeze protection withdrawals outside the DPCWUCA that would impact the Minimum Aquifer Level Protection Zone, will be affected as previously described. As noted above, the District will reduce the cost to existing small businesses that must comply with the rule by providing meters and AMR devices, and covering the costs of AMR data reporting subscriptions so as to minimize costs to small businesses resulting from the regulation designed to allow the small business to continue to operate in compliance with statute and District rule. The District also intends to cost share the alternative frost/freeze protection costs that are deemed economically, technically and environmentally feasible that existing small business permittees may have to incur.

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: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.036, 373.042, 373.0421, 373.709 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: January 25, 2011, 9:00 a.m.

PLACE: Southwest Florida Water Management District, Tampa Service Office, 7601 US 301, Tampa, FL 33637

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The Southwest Florida Water Management District Human Resources Director, 2379 Broad Street, Brooksville, Florida 34604-6899; telephone (352)796-7211, ext. 4702 or 1(800)423-1476 (FL only), ext. 4702; TDD (FL only) 1(800)231-6103; or mail to ADACoordinator@swfwmd.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 IS: Pamela Gifford, Office of General Counsel, 2379 Broad St., Brooksville, FL 34604-6899, (352)796-7211 (4156) (OGC #2010010)

THE FULL TEXT OF THE PROPOSED RULE IS:

40D-8.626 Minimum Aquifer Levels.

(1) through (2) No change.

(3) Dover/Plant City Water Use Caution Area Minimum Aquifer Level.

(a) The District has determined that ground water withdrawals in the Dover/Plant City area have contributed to water level declines that are significantly harmful to the water resources of the area. The Minimum Aquifer Level is established as part of a comprehensive management program intended to arrest water level declines during frost/freeze events to minimize the potential for impacts to existing legal uses and sinkhole occurrence.

(b) The Minimum Aquifer Level is the 10 ft. potentiometric surface elevation (NGVD 1929) at District Well DV-1 Suwannee, located as shown in Figure 8-4. The Minimum Aquifer Level is the level below which the greatest impact occurred in terms of well failures and sinkholes during the 2010 frost/freeze event.

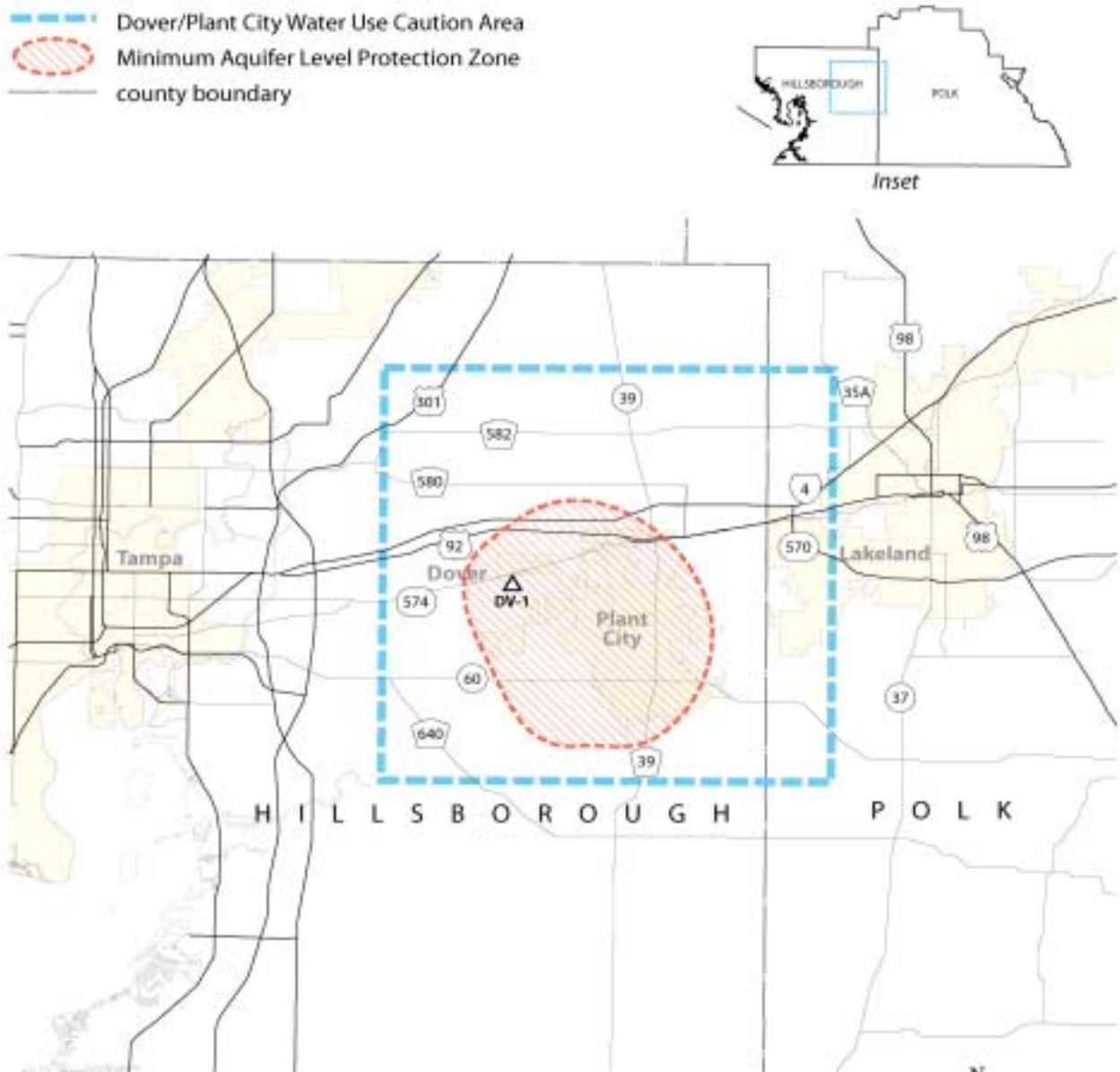
(c) The Minimum Aquifer Level at DV-1 Suwannee is affected by local and regional groundwater withdrawals. In order to address the effects of local and regional groundwater withdrawals and the variable hydrogeologic factors within the region, a Minimum Aquifer Level Protection Zone is established. The Minimum Aquifer Protection Zone is the area within the 30 ft. drawdown contour that resulted from the January, 2010 frost/freeze event, as shown in Figure 8-4. The

digital description of the geographic area is available from the District as ArcGIS Geographic Information System feature class MinimumAquiferLevelProtectionZone.

(d) Compliance with the Minimum Aquifer Level is evaluated using a ground water flow model simulation of the permitted groundwater frost/freeze withdrawals in the Dover/Plant City WUCA. Based on an annual simulation, if the resulting potentiometric level is at or above 10 ft NGVD at well DV-1 Suwannee, compliance with the Minimum Aquifer Level is achieved. If the resulting level is below 10 ft. NGVD

(1929) at well DV-1 Suwannee, compliance with the Minimum Aquifer Level is not achieved. Once the Minimum Aquifer Level is achieved based on the annual simulation, if the actual potentiometric level falls below the Minimum Aquifer Level during a frost/freeze event, the District shall investigate the cause, re-evaluate the Minimum Aquifer Level and determine the appropriate recovery strategy.

Figure 8-4. Minimum Aquifer Level Site DV-1 Suwannee and Minimum Aquifer Level Protection Zone



Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.036, ~~373.0361, 373.0395,~~ 373.042, 373.0421, 373.709 FS. History—New 8-7-00, Amended 1-1-07, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Alba Mas, Tampa Regulation Manager, 7601 Highway 301 North, Tampa, FL 33637-6759, (813)985-7481 (Ext. 2000)
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Southwest Florida Water Management District Governing Board
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 14, 2010
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 12, 2010

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.:	RULE TITLE:
40D-80.075	Regulatory Portion of Recovery Strategy for the Dover/Plant City Water Use Caution Area

PURPOSE AND EFFECT: In January 2010, farmers in the Dover/Plant City area pumped large quantities of groundwater to protect their crops. This combined pumping dropped the aquifer level 60 feet and caused more than 750 temporarily dry wells for neighboring homeowners. Pumping groundwater for freeze protection is a best management practice for strawberry, citrus, and other industries and is authorized by water use permits. However, the farmers were responsible for fixing hundreds of the dry wells. Amendments to Chapter 40D-80, Florida Administrative Code are being made as part of a rulemaking package, which will also include amendments to Chapters 40D-1, 40D-2, and 40D-8, F.A.C., to prevent a similar situation. Effective and complete implementation of the current phase of the management strategy for the Dover/Plant City area frost/freeze crop protection pumping is dependent on each of the proposed amendments to Chapters 40D-1, 40D-2, 40D-8 and 40D-80, F.A.C. Amendments to Chapter 40D-8, F.A.C., will establish a minimum aquifer level. The District has determined that the actual levels are below the proposed minimum aquifer level. As required by Section 373.0421, F.S., amendments to Chapter 40D-80, F.A.C., will establish a minimum aquifer level recovery strategy for the Dover/Plant City area. This will be accomplished by the proposed water use permitting rule amendments to Chapter 40D-2, F.A.C., that are part of this rulemaking package, and non-regulatory mechanisms including assistance in offsetting ground water withdrawals for frost/freeze protection through the Facilitating Agricultural Resource Management Systems (FARMS) program. Amendments to Chapters 40D-1 and 40D-2, F.A.C., will add new forms and list updated forms as it relates to water use permitting in the Dover/Plant City Water Use Caution Area being proposed in companion proposed amendments to Chapter 40D-2, F.A.C.

SUMMARY: The recovery strategy proposed in Rule 40D-80.075, F.A.C., for the Minimum Aquifer Level for the Dover/Plant City WUCA allows for the gradual restoration of the aquifer level so that permittees have time to adapt to new practices or use alternative water sources. The recovery strategy has a goal of reducing groundwater pumping for freeze protection by 20% within 10 years. In addition to the regulatory mechanisms included in proposed amendments to Chapters 40D-1 and 40D-2, F.A.C., the District has revised its program called Facilitating Agricultural Resource Management Systems to provide enhanced funding opportunities for growers in the Dover/Plant City WUCA to install alternative methods of frost/freeze crop protection rather than the continue use of groundwater pumping. By reducing groundwater pumping for freeze protection by 20% during future freeze events, actual groundwater levels are predicted to remain above the minimum aquifer level and impacts should be avoided or minimized. This goal will be reviewed after the first five years.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: From January 3-13, 2010, for the first time during the period that records have been kept, temperatures in eastern Hillsborough County and western Polk County dropped below 34 degrees for 11 consecutive days. As a result, area farmers pumped large quantities of groundwater to protect their crops. This combined pumping dropped the aquifer level 60 feet, contributed to the more than 140 sinkholes and caused more than 750 neighboring groundwater wells to be damaged or to temporarily go dry. Under Florida Statute and District water use permitting rules this damage is not allowable. Therefore, in response to the 2010 freeze event combined with previous freeze events that also resulted in dry wells and sinkholes in the Dover/Plant City area, the Southwest Florida Water Management District is revising its rules in Chapters 40D-1, 40D-2, 40D-8, and 40D-80, F.A.C., to reduce the potential for impacts from groundwater pumping during future freeze events. The District is establishing a Water Use Caution Area, a Minimum Aquifer Level, a Minimum Aquifer Protection Zone and a Minimum Aquifer Level Recovery Strategy to manage permits authorized to withdraw groundwater for frost/freeze crop protection. The objective of the Recovery Strategy is by January 2020, to reduce groundwater withdrawals for frost/freeze protection by 20% from January 2010 quantities to lessen the potential that drawdown during a future frost/freeze event would lower the aquifer level at District Well DV-1 Suwannee below 10 feet NGVD. The intent is to lessen the likelihood of domestic well failures and sinkhole formation over time in the Dover/Plant City area during freeze events when groundwater is pumped to protect valuable but cold sensitive crops. Permittees and applicants that typically use groundwater for frost/freeze crop protection and most likely affected by the proposed rules are strawberry, citrus, blueberry, nursery and tropical fish farms.

During rule development the District considered many options including: (1) an across the board reduction in water quantities; (2) requiring water use permittees to obtain insurance to cover mitigation costs, and (3) relying on existing rules to deny application for permits on an application by application, case by case basis. However, while the District could require immediate changes or cutbacks by permittees, the District believed that the economic cost to permittees would be too great and opted for a regulatory program that does not reduce quantities on existing permits unless economically feasible alternative means are available and sets a reduction goal of 20 percent over 10 years.

Relying solely on a regulatory approach, such as across the board cuts in frost/freeze quantities or limiting the duration of allowable pumping during frost freeze events could have a significant impact on the agricultural and overall economy of the area. Unlike some other crops that can be insured against natural disasters such as hail, there is no “freeze event” subsidized crop insurance for strawberries, the main crop in the area. Further, such insurance generally requires the grower to make every effort to protect the crop, including pumping groundwater. The grower would be responsible for any losses due to freezes. Therefore, the grower will utilize permitted frost/freeze protection water quantities and/or a financially feasible alternative means to protect the crop.

The regulatory provisions of the recovery strategy are designed primarily to restrict any new impacts from frost/freeze withdrawals on groundwater levels in the Minimum Aquifer Level Protection Zone. This is accomplished by restricting new increases in frost/freeze protection groundwater quantities that affect the Minimum Aquifer Level Protection Zone so that water levels will not be lowered even further during frost/freeze events. To some extent, frost/freeze protection groundwater quantities may be reduced through rule provisions such as “net benefit” when an increase in frost/freeze protection is requested. In that case where one permittee requests an increase in frost/freeze protection groundwater quantities, another permittee can agree that a specified portion of its groundwater withdrawal will be reduced and reserved to protect the aquifer level.

The primary method for reducing existing groundwater withdrawals for frost/freeze protection in and around the Minimum Aquifer Level Protection Zone will be non-regulatory. The focus of this effort is to provide further financial incentives for water users to adopt technologies that reduce groundwater use such as the use of tailwater recovery systems and protection methods other than water such as crop cloths and crop enclosures.

In accordance with statute and District rule, to prevent further water level declines during frost/freeze events, new groundwater quantities for cold protection that impact the Minimum Aquifer Level Protection Zone will not be permitted. Applicants for new frost freeze groundwater

quantities may eliminate the impact by relocating withdrawals, developing alternative sources or means of cold protection, or providing a net benefit that offsets the impact of the proposed withdrawals plus a 20% net benefit. Alternative sources or means of cold protection range from \$581 to \$3,700 per acre farmed per year for row and tree crops and approximately \$78 per hundred square feet of pond for fish farms. Per acre costs vary by the type of crop grown and the size of the farm.

Existing permitted groundwater quantities for cold protection that impact the Minimum Aquifer Level Protection Zone will not be affected. However when existing water use permittees apply for renewal of their permits that have cold protection quantities that impact the Minimum Aquifer Protection Zone they will have to incur the cost to investigate the feasibility of alternative cold protection methods (costs addressed above) and implement them if economically, technically and environmentally feasible to reduce existing impacts. As part of the non-regulatory portion of the recovery strategy, the District intends to fund 75% of the equipment costs of alternative cold protection measures that reduce cold protection withdrawals within in the DPCWUCA and 50% to 75% of equipment costs for projects outside the DPCWUCA that reduce impacts on the Minimum Aquifer Level Protection Zone, significantly reducing the costs, which are only incurred after finding that they are feasible, addressed above. Proposed relocation and net benefit provisions are designed to lessen the impact of the proposed rules by allowing the movement and expansion of the affected agricultural industries so long as the relocation does not increase cold protection impacts and the expansion contributes to lessening of such impacts.

To better monitor and model cold protection impacts, the District will provide meters and automatic meter reading devices to existing permittees that do not have them and:

- have groundwater cold protection quantities or crops that typically require cold protection quantities in the DPCWUCA, and
- have 100,000 gpd or more of groundwater permitted in the DPCWUCA.

New permittees that meet the above conditions will as one of the permit conditions have to purchase, install and maintain the required meters at an annualized cost range of \$10 to \$103 per acre per withdrawal site. The District will pay the AMR data collection and transmission subscription costs for both existing and new permittees required to meter and use AMR devices.

Current permit conditions in the Dover/Plant City area generally place the burden of well complaint investigation and repair on more recent permittees. Proposed revisions will significantly reduce the likelihood that an individual permittee will have to incur the costs of multiple well mitigation investigations and repairs as often occurred in the 2010 freeze event.

To provide flow meters, AMR devices, AMR data reporting subscriptions and revise well mitigation allocation methods, the District will incur approximately \$6.1 million in one-time and \$582,000 in recurring annual costs. The proposed revisions are not anticipated to generate rule implementation costs to any other state or local agencies nor are they anticipated to have any effects on state or local revenues.

No small cities or counties are affected by the proposed rules. Only those small businesses that exceed the permitting thresholds in Rule 40D-2.041, F.A.C. and have, would typically use, or request new groundwater quantities for frost/freeze protection in the DPCWUCA, or whose existing or proposed groundwater frost/freeze protection withdrawals outside the DPCWUCA that would impact the Minimum Aquifer Level Protection Zone, will be affected as previously described. As noted above, the District will reduce the cost to existing small businesses that must comply with the rule by providing meters and AMR devices, and covering the costs of AMR data reporting subscriptions so as to minimize costs to small businesses resulting from the regulation designed to allow the small business to continue to operate in compliance with statute and District rule. The District also intends to cost share the alternative frost/freeze protection costs that are deemed economically, technically and environmentally feasible that existing small business permittees may have to incur.

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: 120.54, 373.0421, 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.016, 373.023, 373.036, 373.042, 373.0421, 373.171 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: January 25, 2011, 9:00 a.m.

PLACE: Southwest Florida Water Management District, Tampa Service Office, 7601 US 301, Tampa, FL 33637

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The Southwest Florida Water Management District Human Resources Director, 2379 Broad Street, Brooksville, Florida 34604-6899; telephone (352)796-7211, ext. 4702 or 1(800)423-1476 (FL only), ext. 4702; TDD (FL only) 1(800)231-6103; or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Pamela Gifford, Office of General Counsel, 2379 Broad St., Brooksville, FL 34604-6899, (352)796-7211 (4156) (OGC #2010010)

THE FULL TEXT OF THE PROPOSED RULE IS:

40D-80.075 Regulatory Portion of Recovery Strategy for the Dover/Plant City Water Use Caution Area.

(1) Background.

From January 3-13, 2010, for the first time during the period that records have been kept, temperatures in eastern Hillsborough County and western Polk County dropped below 34 degrees for 11 consecutive days. As a result, area farmers pumped large quantities of groundwater to protect their crops. This combined pumping dropped the aquifer level 60 feet, contributed to the large number of sinkhole occurrences, and caused more than 750 neighboring groundwater wells to be damaged or to temporarily go dry. Although pumping groundwater for frost/freeze protection of crops is authorized by their water use permits, permittees are responsible for reversing the impacts to wells in their mitigation areas. The District developed a multi-faceted approach to address these issues that included a series of work sessions for invited guests and technical experts to review public input received and to provide feedback to assist District staff in developing recommended solutions. Additional staff efforts included the coordination of a multi-governmental task force to secure state and federal funding for sinkhole and other repairs, and development of recommendations for modifications to well construction, pump depth and pressure valve cutoff devices criteria and inspections. Staff, after considerable discussions and public input, developed a more equitable approach for assigning well mitigation responsibility for frost/freeze related events. In doing so the staff made further recommendations for limitations on additional groundwater use for frost/freeze protection, developing means to significantly increase the percentage of frost/freeze protection in the area accomplished by methods other than groundwater, enhancing communications with the public and permittees during a frost/freeze event, and expansion of permit and hydrologic data collection.

(2) Objectives of Recovery Strategy.

The objective of the District's Recovery Strategy is to reduce groundwater withdrawals used for frost/freeze protection by 20% from January 2010 withdrawal quantities by January 2020. This reduction is intended to lessen the potential that drawdown during a future frost/freeze event would lower the aquifer level at District Well DV-1 Suwannee below 10 feet NGVD (1929).

(3) Recovery Strategy Mechanisms.

(a) The non-regulatory mechanisms include assistance in offsetting groundwater withdrawals for frost/freeze protection through the Facilitating Agricultural Resource Management Systems program, providing enhanced data for irrigation system management, and other means.

(b) The water use permitting rules in Chapter 40D-2, F.A.C., and the Basis of Review for Water Use Permits, incorporated by reference in Rule 40D-2.091, F.A.C., in particular section 7.4, address groundwater withdrawal impacts, alternative water supplies, frost/freeze protection methods, and resource recovery. In combination, these rules along with the non-regulatory mechanisms are intended to result in recovery to the Minimum Aquifer Level.

(4) Periodic Review of Recovery Strategy.

Progress toward achieving the Minimum Aquifer Level will be continuously evaluated, with a comprehensive assessment in 2015. This evaluation will include an assessment of the reduction in groundwater withdrawals used for frost/freeze protection in the Dover/Plant City WUCA and the resulting reduced impact on the Minimum Aquifer Level. If by January 2015 a 10% reduction in groundwater withdrawals for frost/freeze protection from January 2010 quantities has not been achieved, the Recovery Strategy will be reassessed. If by January 2020 a 20% reduction in groundwater withdrawals used for frost/freeze protection has not been achieved or if the Minimum Aquifer Level has not been achieved, the Recovery Strategy will be reassessed. Evaluation of these reduction goals will include the frost/freeze design event specified in Section 7.4 1. of the WUP Basis of Review.

(5) The provisions of subsections 40D-80.075(1)-(4), F.A.C., are intended to provide an overview of resource conditions related to the water bodies for which a Minimum Aquifer Level has been established and the components of the Recovery Strategy. The provisions of the permitting rules in Chapter 40D-2, F.A.C., and the Basis of Review for Water Use Permitting shall control in the event of any conflict or inconsistency with the provisions of subsections 40D-80.075(1)-(4), F.A.C.

Rulemaking Authority 120.54, 373.0421, 373.044, 373.113, 373.171 FS. Law Implemented 373.016, 373.023, 373.036, 373.042, 373.0421, 373.171 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Alba Mas, Tampa Regulation Manager, Southwest Florida Water Management District, 7601 Highway 301 North, Tampa, FL 33637-6759, (813)985-7481 (Ext. 2000)

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Southwest Florida Water Management District Governing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 14, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 12, 2010

DEPARTMENT OF MANAGEMENT SERVICES

Agency for Workforce Innovation

RULE NOS.:	RULE TITLES:
60BB-11.001	Authority
60BB-11.002	Public Inspection and Copying
60BB-11.003	Listing of Final Orders
60BB-11.004	Numbering of Final Orders
60BB-11.005	Electronic Database of Orders
60BB-11.006	Maintenance of Final Orders

PURPOSE AND EFFECT: The new rules set forth in this Notice of Proposed Rule establish the Agency for Workforce Innovation’s procedures for numbering, listing, managing and preserving its final orders. The Agency’s website will provide free and timely access to the Agency’s orders.

SUMMARY: The new rules establish the Agency’s procedures for numbering, listing, and maintaining final orders, and describe how these documents can be inspected and copied by the public, either online or at the offices of the Agency.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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: 120.533 FS.

LAW IMPLEMENTED: 119.021(3), 120.53(1), 120.53(2), 120.53(3) 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:

DATE AND TIME: January 21, 2011, 9:00 a.m.

PLACE: Agency for Workforce Innovation, 107 East Madison Street, Tallahassee, Florida 32399-4128; Conference Room 132; Additionally, the following teleconference number is available: Dial-in-Number: (888)808-6959 Conference Code: 2457151#

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Karen Bishop, Assistant General Counsel, Agency for Workforce Innovation, Office of General Counsel, 107 East Madison Street, MSC #110, Tallahassee, Florida 32399-4128, (850)245-7150

THE FULL TEXT OF THE PROPOSED RULES IS:

60BB-11.001 Authority.

(1) These rules regarding the numbering, management and availability of final orders are adopted pursuant to Section 120.533, F.S., and Chapter 1S-6, F.A.C., and have been approved by the Department of State pursuant to Section 120.53(1)(c), F.S.

(2) The purpose of this part is to provide public access to final orders by providing for the availability or listing of final orders.

Rulemaking Authority 120.53(1)(c)5, FS. Law Implemented 120.533 FS. History–New _____.

60BB-11.002 Public Inspection and Copying.

(1) The agency shall make the following available for public inspection and copying, at no more than cost:

(a) All final orders.

(b) A list of all final orders which are not indexed, which must be listed pursuant to Rule 1S-6.001, F.A.C.

(2)(a) The Agency Clerk in the Office of General Counsel shall assist the public in obtaining information pertaining to final orders, except for final orders issued pursuant to Chapters 60BB-2 and 60BB-3, F.A.C. The Office of the Agency Clerk is located at the Agency for Workforce Innovation, Caldwell Building, 107 E. Madison Street, MSC 110, Tallahassee, Florida 32399, Phone Number (850)245-7150.

(b) The Office of Appeals for the Unemployment Compensation Program shall assist the public in obtaining information regarding final orders issued pursuant to Chapters 60BB-2 and 60BB-3, F.A.C. The Office of Appeals is located at the Agency for Workforce Innovation, Caldwell Building, 107 E. Madison Street, MSC 347, Tallahassee, Florida 32399, Phone Number (850)921-3511.

(c) The Office of the Agency Clerk and the Office of Appeals are open to the public between the hours of 8:00 a.m. and 5:00 p.m., excluding state holidays and weekends.

(3)(a) Except for final orders issued pursuant to Chapters 60BB-2 and 60BB-3, F.A.C., final orders that are listed, but not indexed and published, and the list of such final orders, are maintained at the Office of the Agency Clerk.

(b) The Office of Appeals will render, file, and certify final orders relating to unemployment compensation tax liability. Final orders relating to unemployment compensation benefits that are listed, but not indexed and published, and the list of those final orders are maintained at the Office of Appeals for the Unemployment Compensation Program.

(4) Certified copies of final orders pertaining to unemployment compensation tax liability may be obtained from the Office of Appeals at the address provided in paragraph (2)(b). Certified copies of other final orders may be obtained from the Agency Clerk in the Office of General Counsel. The Agency will charge fees as provided in Section 119.07(4), F.S., for certified copies of final orders.

Rulemaking Authority 120.53(1)(c)5, FS. Law Implemented 120.53(1)(a)-(h) FS. History–New _____.

60BB-11.003 Listing of Final Orders.

(1) The Agency shall maintain a list of stipulations, agreed settlements, and other final orders lacking precedential value, which are unrelated to the Unemployment Compensation

Program, that have been excluded from the indexing requirement. The list shall contain the names of the parties to the proceeding and the number assigned to the final order.

(2) The Office of Appeals for the Unemployment Compensation Program shall maintain a list of final orders pertaining to unemployment compensation benefits which are excluded from the indexing requirements. The list shall contain the names of the parties to the proceeding and the docket number assigned by the Unemployment Compensation Program.

Rulemaking Authority 120.53(1)(c)5, FS. Law Implemented 120.53(2) FS. History–New _____.

60BB-11.004 Numbering of Final Orders.

(1) Except as provided in subsection (5), below, all final orders that are required to be indexed or listed shall be sequentially numbered at the time of rendition.

(2) The sequential number shall be a two-part number separated by a dash with the first part indicating the year and the second part indicating the numerical sequence of the order as rendered for that year, beginning with number 1 each new calendar year. The assigned agency designation prefix, AWI, shall precede the two-part number.

(3) The applicable order category shall be added as a suffix succeeding the agency designation prefix and two-part number. The order categories are as follows:

- DS – Declaratory Statement
- EO – Emergency Order
- FOI – Final Order/Informal Proceedings
- FOF – Final Order/Formal Proceedings
- S – Stipulation or Agreed Settlement

(4) Following the order category, the order number may include a code identifying the subject of the order. As appropriate, the following codes shall be used:

- BID Bid Protests
- TANF Temporary Assistance for Needy Families
- UC Unemployment Compensation
- WIA Workforce Investment Act

(5) The following categories of final orders shall be listed according to the docket number assigned by the Unemployment Compensation Program:

(a) Any decision of an appeals referee that becomes a final order pursuant to Section 443.151(4)(c), F.S. because the adversely affected party does not timely request review by the Unemployment Appeals Commission.

(b) Any final order issued in a proceeding heard by a special deputy pursuant to Section 443.141(2)(b), F.S.

Rulemaking Authority 120.53(1)(c)5, FS. Law Implemented 120.53(1)(h) FS. History–New _____.

60BB-11.005 Electronic Database of Orders.

(1) The electronic database for Unemployment Compensation Special Deputy Appeals shall be available on the Agency’s Web site located at <http://www.floridajobs.org/finalorders/>. The database shall include the ability to electronically search orders by docket number and by key words, including specific words, terms, and phrases that are contained within the text of the final orders, or by descriptive information about the order that may not be specifically contained in the order.

(2) The electronic database for all other Agency final orders shall be available on the Agency’s Web site located at www.floridajobs.org/Legal. The database shall include the ability to electronically search orders by docket number and by key words, including specific words, terms, and phrases that are contained within the text of the final orders, or by descriptive information about the order that may not be specifically contained in the order.

(3) Final orders shall be added to the appropriate Agency Web site within 2 business days of the issuance of the document by the Office of the Unemployment Compensation Program or by the Agency head.

Rulemaking Authority 120.53(1)(f) FS. Law Implemented 120.53(1)(a) FS. History–New _____.

60BB-11.006 Maintenance of Final Orders.

Final orders that must be indexed or listed pursuant to this Chapter shall be maintained by the agency pursuant to the retention schedule(s) approved by the Department of State, Division of Library and Information Services.

Rulemaking Authority 120.533 FS. Law Implemented 119.021(3) FS. History–New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Karen Bishop, Assistant General Counsel, Agency for Workforce Innovation, Office of General Counsel, 107 East Madison Street, MSC #110, Tallahassee, Florida 32399-4128, (850)245-7150.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Cynthia R. Lorenzo, Director, Agency for Workforce Innovation, 107 East Madison Street, Tallahassee, Florida 32399-4128

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 14, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 24, 2010

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: 64B20-2.001
 RULE TITLE: Licensure by Certification of Credentials

PURPOSE AND EFFECT: The Board proposes the rule amendment to address the licensure by certification of credentials for speech-language pathologists or audiologists.

SUMMARY: The rule amendment will address the licensure by certification of credentials for speech – language pathologists or audiologists.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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: 456.013(7), 468.1135(4) FS.

LAW IMPLEMENTED: 456.013(7), 468.1145(2), 468.1185 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Jusevitch, Executive Director, Board of Speech-Language Pathology, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32314-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B20-2.001 Licensure by Certification of Credentials.

(1) Any person desiring to be licensed as a speech-language pathologist or audiologist shall apply to the Department of Health and pay the fee required by Rule 64B20-3.002, F.A.C. The application shall be made on Form SPA-1, Application for Licensure, which is incorporated by reference herein, revised June 2010, ~~December, 2009~~, and can be obtained from the Board of Speech-Language Pathology and Audiology, Department of Health, 4052 Bald Cypress Way, Bin #C-06, Tallahassee, Florida 32399-3256 or on the Board’s website at <http://www.doh.state.fl.us/mqa/speech/index.html>. The Department shall notify the applicant by letter of any deficiencies in the application within 30 days after the application is filed. The applicant shall rectify all deficiencies in the application within one year from the date of such letter or the application will be processed as an incomplete application and the application file will be closed.

(2) The Board shall certify for licensure only those applicants who have completed the application form, remitted the application fee established by Rule 64B20-3.002, F.A.C.,

remitted the initial license fee established by Rule 64B20-3.004, F.A.C., and who have demonstrated to the Board that they:

- (a) Satisfied the educational requirements as prescribed in Rule 64B20-2.002, F.A.C.
- (b) Satisfied the professional employment experience prescribed in Rule 64B20-2.004, F.A.C.
- (c) Passed the licensure examination required by Rule 64B20-2.005, F.A.C.

(3) Effective January 1, 2002, all applicants for initial or renewal of initial license or licensure by endorsement shall submit to the Board proof of completion of a two (2) hour continuing education course relating to the prevention of medical errors. The 2-hour course shall count toward the total number of continuing education hours required for the profession. The course shall be provided by a Board-approved continuing education provider and shall include a study of root-cause analysis, error reduction and prevention, and patient safety. The address of the Board of Speech-Language Pathology and Audiology, Department of Health, 4052 Bald Cypress Way, Bin #C06, Tallahassee, FL 32399-3256.

Rulemaking Authority 456.013(7), 468.1135(4) FS. Law Implemented 456.013(7), 468.1145(2), 468.1185 FS. History—New 3-14-91, Amended 5-25-92, Formerly 21LL-2.001, Amended 11-30-93, Formerly 61F14-2.001, 59BB-2.001, Amended 6-4-02, 5-18-04, 7-16-09, 4-18-10,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Speech – Language Pathology and Audiology
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Speech – Language Pathology and Audiology
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 2, 2010
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 27, 2010

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: 64B20-2.003 RULE TITLE: Provisional Licensure; Requirements
 PURPOSE AND EFFECT: The Board proposes the rule amendment to address the requirements for provisional license.
 SUMMARY: The rule amendment will address the requirements for provisional license.
 SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.
 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: 468.1135(4) FS.
 LAW IMPLEMENTED: 468.1145(2), 468.1155(4) FS.
 IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Jusevitch, Executive Director, Board of Speech-Language Pathology, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32314-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B20-2.003 Provisional License; Requirements.

(1) A provisional license shall be required prior to initiating the professional employment experience required pursuant to Section 468.1165, F.S. and Rule 64B20-2.004, F.A.C.

(2) Any person desiring to receive a provisional license to practice speech-language pathology or audiology shall apply to the Department of Health and pay the fee required by Rule 64B20-3.002, F.A.C. The application shall be made on Form SPA-2, Application for Provisional Licensure, which is incorporated by reference herein, revised June 2010, December, 2009, and can be obtained from the Board of Speech-Language Pathology and Audiology, Department of Health, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256 or on the Board’s website at <http://www.doh.state.fl.us/mqa/speech/index.html>. The Department shall notify the applicant by letter of any deficiencies in the application within 30 days after the application is filed. The applicant shall rectify all deficiencies in the application within one year from the date of such letter or the application will be processed as an incomplete application and the application file will be closed.

(3) The Board shall certify to the Department as eligible to receive a provisional license those applicants who have completed the application form, remitted the nonrefundable application fee as required by Rule 64B20-3.002, F.A.C., the provisional license fee required by Rule 64B20-3.005, F.A.C., and who have demonstrated to the Board that they have met the educational requirements contained in Rule 64B20-2.002, F.A.C.

(4) In addition to the application form, candidates for a provisional license shall also complete Form SPA-2A, Speech-Language Pathology and/or Audiology Verification of Employment for a Provisional Licensee, which is incorporated by reference herein, revised August 2008, and can be obtained from the Board of Speech-Language Pathology and Audiology, Department of Health, 4052 Bald Cypress Way, #C06, Tallahassee, Florida 32399-3256. Said form shall provide the following:

(a) Evidence that the professional employment shall include assessment, habilitation and rehabilitation activities with clients.

(b) Evidence that the activities performed by the provisional licensee shall be monitored and evaluated by an individual with an active license in the same area for which provisional licensure is being sought. The evaluation may be conducted by more than one (1) licensed speech-language pathologist or audiologist. In such cases, one licensee shall assume the responsibility to organize and verify that the policies concerning supervision and evaluation are met.

(5) A provisional license shall be valid for a period of 21 months from the date of issuance or until a license to practice Speech-Language Pathology or Audiology pursuant to Section 468.1185, F.S., is issued, whichever occurs first.

Rulemaking Authority 468.1135(4) FS. Law Implemented 468.1145(2), 468.1155(4) FS. History–New 3-14-91, Amended 12-4-91, Formerly 21LL-2.003, Amended 11-30-93, Formerly 61F14-2.003, Amended 9-26-95, Formerly 59BB-2.003, Amended 11-20-07, 6-1-09, 4-18-10,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Speech – Language Pathology and Audiology
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Speech – Language Pathology and Audiology
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 2, 2010
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 27, 2010

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: 64B20-3.007
RULE TITLE: Active Status License Fee
PURPOSE AND EFFECT: The Board proposes the rule amendment to reduce the renewal fee.
SUMMARY: The rule amendment will notify applicants of the reduced of renewal fee.
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.
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: 468.1145(1) FS.
LAW IMPLEMENTED: 456.036, 468.1145(8) FS.
IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Jusevitch, Executive Director, Board of Speech-Language Pathology, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32314-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B20-3.007 Active Status License Fee.

The fee for biennial renewal of an active status license shall be one hundred twenty-five dollars (~~\$125.00~~ \$100.00).

Rulemaking Specific Authority 468.1145(1) FS. Law Implemented 456.036, 468.1145(8) FS. History–New 3-14-91, Amended 8-21-91, Formerly 21LL-3.007, 61F14-3.007, Amended 2-13-95, 8-17-95, Formerly 59BB-3.007, Amended_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Speech – Language Pathology and Audiology
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Speech – Language Pathology and Audiology
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 2, 2010
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 20, 2010

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: 64B20-4.001
RULE TITLE: Certification of Assistants
PURPOSE AND EFFECT: The Board proposes the rule amendment to address the certification of speech-language pathologist or audiologist assistants.
SUMMARY: The rule amendment will address the licensure by certification of credentials for speech – language pathologists or audiologists assistants.
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.
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: 468.1125(9), 468.1135(4) FS.
LAW IMPLEMENTED: 468.1125(3), (9), 468.1215 FS.
IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Jusevitch, Executive Director, Board of Speech-Language Pathology, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32314-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B20-4.001 Certification of Assistants.

(1) Any person desiring to be certified as a speech-language pathology assistant or audiology assistant shall apply to the Department of Health. The application shall be made on Form SPA-3, Assistant Certification, which is

incorporated by reference herein, revised June 2010, ~~December, 2009~~, and can be obtained from the Board of Speech-Language Pathology and Audiology, Department of Health, 4052 Bald Cypress Way, Bin #C-06, Tallahassee, Florida 32399-3256 or on the Board's website at <http://www.doh.state.fl.us/mqa/speech/index.html>. Such application and application fee required pursuant to Rule 64B20-3.002, F.A.C., shall expire one year from the date on which the application and fee are initially received in the Board office. After the period of one year, a new application and application fee must be submitted.

(2) The Board shall certify as eligible for an assistant certificate only those applicants who have submitted a completed application form, and a supervisory plan which satisfies the criteria established by Rule 64B20-4.004, F.A.C., remitted the nonrefundable application fee required by Rule 64B20-3.002, F.A.C., the initial certificate fee established by Rule 64B20-3.008, F.A.C., and who have demonstrated to the Board that they satisfy the educational requirements elaborated in Rule 64B20-4.002, F.A.C.

Rulemaking Authority 468.1125(9), 468.1135(4) FS. Law Implemented 468.1125(3), (9), 468.1215 FS. History--New 3-14-91, Amended 12-4-91, Formerly 21LL-4.001, Amended 10-12-93, Formerly 61F14-4.001, Amended 5-22-96, Formerly 59BB-4.001, Amended 7-16-09, 4-18-10, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Speech – Language Pathology and Audiology
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Speech – Language Pathology and Audiology
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 2, 2010
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 27, 2010

DEPARTMENT OF HEALTH

Division of Disease Control

RULE NO.: 64D-4.002
 RULE TITLE: Definitions

PURPOSE AND EFFECT: The purpose and effect of this amendment will be to decrease the federal poverty level (FPL) from 400% to 300% FPL for the AIDS Drug Assistance Program (ADAP). The federal poverty level is used for eligibility purposes for the HIV/AIDS Patient Care Programs to better serve low income persons living with HIV disease. The change is part of the cost containment process to serve the neediest due to an unprecedented demand for services and lack of funding.

SUMMARY: The proposed revisions decrease the federal poverty level for those persons living with HIV/AIDS accessing ADAP.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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: 381.003(1)(c) FS.

LAW IMPLEMENTED: 381.011(1), 381.003(1)(c) 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: January 14, 2011, 10:00 a.m.

PLACE: Prather Building, Bureau of HIV/AIDS, Room 345Q, 2585 Merchants Row Boulevard, Tallahassee, Florida 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Suzanne Stevens, (850)245-4335, Suzanne_Stevens@doh.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 IS: Suzanne Stevens, Bureau of HIV/AIDS, 4052 Bald Cypress Way, BIN #A09, Tallahassee, Florida 32399-1715, (850)245-4335, Suzanne_Stevens@doh.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

64D-4.002 Definitions.

For the purpose of this rule chapter, the words and phrases listed below are defined in the following manner:

(1) through (12) No change.

(13) Low Income means a gross household income at or below 400% of the FPL in accordance with subsection 64D-4.002(9), F.A.C., for all HIV/AIDS patient care programs in accordance with subsection 64D-4.002(12), F.A.C., excluding ADAP which will be at or below 300% of the FPL.

(14) through (15) No change.

Rulemaking Authority 381.0011(13) FS. Law Implemented 381.001(1), 381.003(1)(c), 381.0011(5) FS. History--New 1-23-07, Amended 8-31-07, 3-21-08, 10-27-08, 3-30-09, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Suzanne Stevens, Patient Care

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ana Viamonte Ros, M.D., M.P.H., State Surgeon General

DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: December 3, 2010
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAW: December 10, 2010

NAVIGATION DISTRICTS

Florida Inland Navigation District

RULE NOS.:	RULE TITLES:
66B-1.003	Definitions
66B-1.004	Policy
66B-1.005	Funds Allocation
66B-1.006	Application Process
66B-1.008	Project Eligibility
66B-1.009	Project Administration
66B-1.011	Reimbursement
66B-1.014	Small-Scale Spoil Island Restoration and Enhancement Projects
66B-1.015	Small-Scale Derelict Vessel Removal Projects
66B-1.016	Waterway Cleanup Events

PURPOSE AND EFFECT: The purpose of the proposed rule development is to include the following provisions in the program rule: Ensure consistency within the rule and Chapter 374, F.S., and add maritime management plans as eligible projects; clarify the rule provisions for project application, funding, eligibility and administration; and include a section on Waterway Cleanup Events.

The effect of the rule development is to implement changes in the administration of the District's Assistance Programs that will assist the District and program applicants in the review and evaluation of applications submitted pursuant to the rule.

SUMMARY: Minor changes to the Cooperative Assistance Program rule sections: Definitions, Policy, Funds Allocation, Application Process, Project Eligibility, Project Administration, Reimbursement, Small-Scale Spoil Island Restoration, Small-Scale Derelict Vessel Removal and the addition of a Waterway Cleanup Events.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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: 374.976(2) FS.

LAW IMPLEMENTED: 374.976(1)-(3) 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: January 18, 2011, 11:00 a.m.

PLACE: The FIND district office, 1314 Marcinski Road, Jupiter, Florida

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: Mark Crosley, Assistant Executive Director, (561)627-3386. 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 RULES IS: Mark Crosley, Assistant Executive Director, Florida Inland Navigation District, 1314 Marcinski Road, Jupiter, Florida 33477, telephone number: (561)627-3386

THE FULL TEXT OF THE PROPOSED RULES IS:

66B-1.003 Definitions.

The basic terms utilized in this rule are defined as follows:

(1) through (3) No change.

(4) "BEACH RENOURISHMENT" means the placement of sand on a beach for the nourishment, renourishment or restoration of a beach.

(4) through (9) through (5) through (10) No change.

(11) "MARITIME MANAGEMENT PLAN" means a written plan containing a systematic arrangement of elements specifically formulated to identify, evaluate and promote the benefits of eligible waterway accessibility and enjoyment, with consideration and respect to the physical, environmental and economic parameters of the planning area.

(10) through (26) through (12) through (28) No change.

Rulemaking Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 12-17-90, Amended 2-6-97, Formerly 16T-1.003, Amended 5-17-98, 3-21-01, 3-20-03, 3-3-04, 4-21-05, 4-24-06, 4-15-07, 3-25-08, 2-22-10,_____.

66B-1.004 Policy.

The following constitutes the policy of the District regarding the administration of the program.

(1) Financial Assistance Eligibility: Eligible federal, state and regional agencies may be provided financial assistance, support or cooperation in planning, acquisition, development, construction, reconstruction, extension, improvement, operation or the maintenance of public navigation, local and regional anchorage management, beach renourishment, public recreation, inlet management, environmental education, maritime management plans, and boating safety projects directly related to the waterways. Eligible projects shall include the acquisition and development of public boat ramps, launching facilities, and public boat docking and mooring facilities, including those in man-made, navigable waterways contiguous to "waterways" as defined in Rule 66B-1.003, F.A.C.

(2) through (11) No change.

Rulemaking Specific Authority 374.976(2) FS. Law Implemented 374.976(1), (2) FS. History–New 12-17-90, Amended 2-6-97, Formerly 16T-1.004, Amended 5-17-98, 3-31-99, 3-5-00, 3-21-01, 7-30-02, 3-3-04, 4-21-05, 4-1-09,_____.

66B-1.005 Funds Allocation.

The Board will allocate funding for this program based upon the District’s overall goals, management policies, fiscal responsibilities and operational needs for the upcoming year. If funds are determined to be available for the program, the District will notify potential eligible state and regional agencies of the availability of program funding and the authorized submission period. Applications will be reviewed by the Board utilizing District Form No. 00-25 and No. 00-25 (a) through (f) Cooperative Assistance Program Application Evaluation and Rating Worksheet (effective date 4-24-06) hereby incorporated by reference and available from the District office.

(1) through (3) No change.

(4) Multi-Year Funding: The construction phase of projects that are large scale, involve multiple phases, have a construction time line of one year or longer, or are requesting over 50% of the total assistance funding available for the program, will be reviewed and approved by the Board for a multiple year period subject to budgeting and allocation pursuant to the provisions of Chapter 200, F.S. The determination by the Board to provide assistance funding on a multi-year basis can be made at any time during the application review process. All approved multi-year projects are limited to a maximum of two (2) additional funding requests.

(5) Public Navigation: Projects or project elements in the category of public navigation that will qualify for up to seventy-five percent (75%) program funds must be within the Intracoastal Right-of-Way (ROW), or provide public navigation channel access to public launching, mooring or docking facilities. In addition, the following shall apply:

(a) through (b) No change.

(6) through (7) No change.

Rulemaking Specific Authority 374.976(2) FS. Law Implemented 374.976(1), (3) FS. History–New 12-17-90, Amended 2-6-97, Formerly 16T-1.005, Amended 5-17-98, 3-31-99, 3-21-01, 7-30-02, 3-3-04, 4-21-05, 4-24-06, 4-15-07, 3-25-08, 4-1-09,_____.

66B-1.006 Application Process.

(1) Application Period: With the exception of eligible Disaster Relief Projects, eligible Small-Scale Spoil Island Restoration and Enhancement Projects, ~~and~~ eligible Small-Scale Derelict Vessel Applications, and Waterway Cleanup Events, all applications for assistance through this program will be submitted during the authorized submission period which shall be established by vote of the Board at a scheduled meeting.

(2) Application Form: Florida Inland Navigation District Cooperative Assistance Program Application; Applicant Information – Project Summary, Form No. 90-12 (effective date 4-24-06) is hereby incorporated by reference and available from the District office. All applications for financial assistance and support through this program shall be made on this form. With the exception of projects eligible under the Small-Scale Spoil Island Restoration and Enhancement program, ~~and~~ the Small-Scale Derelict Vessel program, and eligible Waterway Cleanup Events, all applications for financial assistance and support through this program from state agencies shall also be made on FIND Form Number 90-12a Project Information (effective date 4-24-06) and shall include a detailed cost estimate submitted on FIND Form No. 90-25 Florida Inland Navigation District Assistance Program Project Cost Estimate (effective date 4-24-06), hereby incorporated by reference and available from the District office. In addition, all applicants shall submit a complete and detailed Project Timeline (FIND FORM No. 96-10) (effective date 4-15-07).

(3) through (4) No change.

(5) Maps and Geographic Information: All applicants shall be required to submit, at minimum, the following geographic information: A County location map, a project location map, a project boundary map, and a clear and detailed site development map for land development projects.

~~(6)(5)~~ Application Review: If the proposed project is a construction project within a single County, applicants shall obtain the local FIND Commissioner’s initials on Form No. 90-16 prior to submitting the application to the District office. It is the applicant’s responsibility to make timely arrangements for the local FIND Commissioner’s review a pre-application meeting will be held with the local FIND Commissioner prior to formal submission of the application. If the proposed project is a regional project, a pre-application meeting will be held with District staff prior to formal submission of the application. In the absence of extenuating circumstances outside of the applicant’s control as determined by the Board of Commissioners, a single County application shall not be considered complete if it does not include the local FIND commissioner’s initials on Form No. 90-16.

Upon receipt in the District office, staff will review the applications for completeness of the informational requirements identified in the Application Checklist, FIND Form Number 90-16 (effective date 7-30-02) hereby incorporated by reference and available from the District office, and for compliance with the eligibility requirements of this rule. When an application is determined by staff to be incomplete or ineligible, Staff will immediately inform the applicant by mail. The applicant will then have until the date established by the Board in the application package to bring the application into compliance. If the applicant fails to provide a complete application in compliance with these rules, the

application will not be considered for funding. In order to have a complete application, the applicant shall not only submit the forms required under Rule 66B-1.006, F.A.C., and any other information requirements identified in the Application Checklist (FIND Form Number 90-16), but such forms and other submitted information must be completely filled out, executed as applicable, and also establish compliance with Chapter 66B-1, F.A.C.

(6) through (9) renumbered (7) through (10) No change.

Rulemaking Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 12-17-90, Amended 2-6-97, Formerly 16T-1.006, Amended 3-5-00, 3-21-01, 7-30-02, 3-20-03, 4-21-05, 4-24-06, 4-15-07, 3-25-08,_____

66B-1.008 Project Eligibility.

(1) Eligible Projects: Financial assistance and support through this program shall be used to plan or carry out public navigation and anchorage management, public recreation, environmental education, boating safety, acquisition and development of spoil sites and publicly owned commercial/industrial waterway access directly related to the waterways, acquisition and development of public boat ramps, launching facilities and boat docking and mooring facilities, and inlet management, maritime management planning, environmental mitigation and beach renourishment directly related to the waterways.

(a) No change.

(b) Ineligible Projects or Project Elements: Project costs ineligible for program funding or matching funds will include: contingencies, miscellaneous, reoccurring personnel related costs, land acquisition that is not for additional trailer parking at an existing boat ramp, irrigation equipment, ball-courts, park and playground equipment, and any extraneous recreational amenities not directly related to the waterway such as the following:

1. Landscaping that does not provide shoreline stabilization or aquatic habitat;
2. Restrooms for non-waterway users;
3. Roadways providing access to non-waterway users;
4. Parking areas for non-waterway users;
5. Utilities for non-waterway related facilities;
6. Lighting for non-waterway related facilities;
7. Project maintenance and maintenance equipment;
8. Picnic shelters and furniture;
9. Vehicles to transport vessels;
10. Operational items such as fuel, oil, etc.;
11. Office space that is not incidental and necessary to the operation of the main eligible public building; and
12. Conceptual project planning, including: cost-benefit analysis, public surveys, opinion polls, public meetings, and organizational conferences.

(c) through (d) No change.

(5) The District may assist eligible governments with efforts to prepare and implement a comprehensive maritime management plan. The plan shall be utilized by the eligible government to promote and maximize the public benefit and enjoyment of eligible waterways, while identifying and prioritizing the waterway access needs of the community. The plan should not duplicate any existing or ongoing efforts for the same waterway or water shed, nor shall the District participate in any effort that does not address the basic maritime needs of the community.

(a) The District shall participate in one plan per County. Existing plans may be updated at reasonable intervals or amended to include waterway areas previously not included in the original effort. Public, government, environmental, industry and other pertinent interest groups shall be solicited and included for input in the planning process.

(b) The plan shall be utilized as a tool to provide a minimum 5-year planning analysis and forecast for the maritime needs of the community, and shall include, at minimum, the following:

1. Public boat ramp & ramp parking inventory and analysis.
2. Public mooring and docking facility analysis, including day docks and transient slips.
3. Commercial and working waterfront identification and needs analysis.
4. The identification, location, condition and analysis of existing and potential navigation channels.
5. An inventory and assessment of accessible public shorelines.
6. Public waterway transportation needs.
7. Environmental conditions that affect boat facility siting, a current resource inventory survey, and restoration opportunities.
8. Economic conditions affecting the boating community and boating facilities.
9. Acknowledgment and coordination with existing data and information, including an emphasis on the Intracoastal Waterway.

(c) Projects requested for assistance program funding shall be consistent with the applicant's maritime management plan. The applicant should utilize the plan to assist in prioritizing waterway improvement projects.

(6)(5) Final Decisions: The Board will make all final decisions on the eligibility of a project or specific project costs.

Rulemaking Specific Authority 374.976(2) FS. Law Implemented 374.976(1)-(3) FS. History—New 12-17-90, Amended 2-6-97, Formerly 16T-1.008, Amended 5-17-98, 3-31-99, 3-5-00, 3-21-01, 7-30-02, 3-20-03, 3-3-04, 4-15-07, 3-25-08, 4-1-09, 2-22-10,_____.

66B-1.009 Project Administration.

The District will appoint a project manager who shall be responsible for monitoring the project and the project agreement. The project manager shall also be responsible for approving all reimbursement requests. The project sponsor shall appoint a liaison agent, who will be a member of the eligible applicant's staff, to act on its behalf in carrying out the terms of the project agreement. Administration of the project will be as follows:

(1) Project Agreement: For each funded project, the District and the project sponsor will enter into a project agreement setting forth the mutual obligations of the parties concerning the project. The project agreement shall be executed and returned by the project sponsor within six (6) months of the approval of the project funding. The project agreement shall incorporate the applicable policies and procedures of the program as outlined in this rule. Project agreements will be for a two-year period with the possibility for one, one-year extension. Any request for a one-year extension of funding shall require submittal by the PROJECT SPONSOR of a request for extension to the DISTRICT no later than July of fiscal year two of the approved project. This request will then be considered by the DISTRICT Board, whose decision shall be final. In review of these requests, the Board will take into consideration the current status and progress of the project and the ability of the applicant to complete the project within one additional year.

(2) No change.

(3) Agreement Modification: All proposed changes to the project agreement must be submitted to the District in writing by the project sponsor accompanied by a statement of justification for the proposed changes. All project agreement amendments shall be approved by the District Board, except that the executive director may approve a minor project agreement amendment for a project within a county with the local District commissioner's concurrence. A minor project amendment shall not change the approved projects category, ~~nor~~ result in a reallocation of more than 35% of the approved funding of the project among project elements, nor allow for a greater than 35% change in the project scale or scope of work. Project agreement amendments will not include a change to the approved project's location or a change in the approved project's purpose or project type. Agreed changes shall be evidenced by a formal amendment to the project agreement.

(4) through (9) No change.

Rulemaking Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History–New 12-17-90, Formerly 16T-1.009, Amended 3-21-01, 7-30-02,_____.

66B-1.011 Reimbursement.

The District shall release program funds in accordance with the terms and conditions set forth in the project agreement. This release of program funds shall be on a reimbursement only

basis unless otherwise authorized by the Board. Board authorization shall only be given if the applicant can demonstrate that the project cannot be accomplished otherwise. The District shall reimburse the project sponsor for project costs expended on the project in accordance with the project agreement. However, the Board may approve the payment of all or a portion of the program funds upon the execution of the project agreement. Project funds to be reimbursed will require the submission of a Reimbursement Request Form and required supporting documents, FIND Form No. 90-14 (effective date 7-30-02) hereby incorporated by reference and available from the District office.

(1) through (5) No change.

(6) Recovery of Additional Project Funding: If the project sponsor receives additional funding for the project costs from another source that was not identified in the original application and that changes the agreement cost-share percentage, the project sponsor shall proportionately reimburse the District's program funds equal to the cost-share percentage in the approved project agreement. The project sponsor shall promptly notify the District of any project payments it receives from a source other than the District.

Rulemaking Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History–New 12-17-90, Formerly 16T-1.011, Amended 3-31-99, 7-30-02,_____.

66B-1.014 Small-Scale Spoil Island Restoration and Enhancement Projects.

Proposals shall be accepted for the restoration or enhancement of spoil islands and natural islands within the District's waterways for recreational, navigational, educational, and environmental purposes. The applicable provisions of this rule apply to these applications with the following additions or exceptions:

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

(b) Property Control – The Project Sponsor must have written property rights on the Project site to construct and maintain the Project for a minimum of five years. Such property rights can be in the form of a lease, interlocal agreement, use agreement or other legal form approved by the District. The applicant shall include a map clearly delineating the location of all proposed work included in the application.

(4) through (5) No change.

Rulemaking Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History–New 3-20-03, Amended 4-24-06,_____.

66B-1.015 Small-Scale Derelict Vessel Removal Projects.

Proposals shall be accepted for financial assistance for the removal of derelict vessels within the District's waterways. The applicable provisions of this rule apply to these applications with the following additions or exceptions:

(1) through (3) No change.

(4) District funding shall be limited to \$20,000 per county, per year, provided on a reimbursement basis only. The limitation on pre-agreement expenses may be waived by the Board in accordance with subsection 66B-1.005 ~~66B-2.005~~(3), F.A.C.

(5) No change.

(6) The derelict vessel must be located in the District's Waterways, as defined in Rule 66B-1.003 ~~66B-2.003~~, F.A.C. The applicant shall include a map clearly delineating the location of all vessels included in the application.

(7) through (11) No change.

Rulemaking Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 4-24-06, Amended 4-15-07, 3-25-08, _____.

66B-1.016 Waterways Cleanup Events.

Proposals shall be accepted for financial assistance for the organized removal of refuse within the District's waterways. The applicable provisions of this rule apply to these applications with the following additions or exceptions:

(1) Application Procedure: Prior to the event, a request for funding shall be submitted to the District by means of a cover letter detailing the occurrence of the cleanup, contact information, a map of the cleanup locations and the general parameters of the event. In addition, the Applicant will submit a detailed budget clearly delineating the expenditure of all District funds, as well as the overall general budget of the event. Proposals may be submitted to the District and considered by the Board at any time during the year.

(2) Availability: The District shall fund a maximum of one clean-up program per waterway, per year within a county, with exception to the provisions of items (8) through (10), below.

(3) Applicant Eligibility: The clean-up program must be sponsored by a government agency or a registered not-for-profit corporation.

(4) Funding: District funding shall be limited to \$5,000.00 per waterway, per county, except for the provisions of items (8) through (10), below.

(5) The District shall be recognized in all written, on-line, audio or video advertising and promotions as a participating sponsor of the clean-up program.

(6) Funding Eligibility: The funding provided by the District shall only be allocated to reimburse the applicant for out of pocket expenditures related to specific cleanup program expenses such as trash bags, trash collection, haul and landfill fees, gloves, advertising, T-shirts, and related expenses. The funding provided by the District shall not be allocated for parties, meetings, food or beverages.

(7) The District Board shall make all final decisions concerning the provision of funding for a clean-up program.

In addition to the requirements stated above, a cleanup program implementing all of the following additional incentives will qualify for up to additional \$5,000 in clean up funds.

(8) The clean-up program budget must provide equal or greater matching funds for all Navigation District funding.

(9) The applicant shall tally and report the composition and location of the waterway-related debris, with the goal to show definitive progress in the amount of refuse collected, a reduction in the overall debris in the waterway, or an increase in the number of additional waterway areas included in the clean up.

(10) For each additional \$1,000 in Navigation District funding, the applicant shall coordinate a minimum of one waterway collection point or clean up area, or an applicant can conduct an additional waterway cleanup program for the waterway areas.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Mark Crosley, Assistant Executive Director
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: David Roach, Executive Director
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 13, 2010
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 5, 2010, 36/44

NAVIGATION DISTRICTS

Florida Inland Navigation District

RULE NOS.:	RULE TITLES:
66B-2.003	Definitions
66B-2.004	Policy
66B-2.005	Funds Allocation
66B-2.006	Application Process
66B-2.008	Project Eligibility
66B-2.009	Project Administration
66B-2.011	Reimbursement
66B-2.014	Small-Scale Spoil Island Restoration and Enhancement Projects
66B-2.015	Small-Scale Derelict Vessel Removal Projects
66B-2.016	Waterways Cleanup Events

PURPOSE AND EFFECT: The purpose of the proposed rule development is to include the following provisions in the program rule: Ensure consistency within the rule and Chapter 374, F.S., and add maritime management plans as eligible projects; clarify the rule provisions for project application, funding, eligibility and administration; and include a section on Waterway Cleanup Events.

The effect of the rule development is to implement changes in the administration of the District's Assistance Programs that will assist the District and program applicants in the review and evaluation of applications submitted pursuant to the rule.

SUMMARY: Minor changes to Waterways Assistance Program rule sections: Definitions, Policy, Funds Allocation, Application Process, Project Eligibility, Project Administration, Reimbursement, Small-Scale Spoil Island Restoration, Small-Scale Derelict Vessel Removal and the addition of Waterway Cleanup Events.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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: 374.976(2) FS.

LAW IMPLEMENTED: 374.976(1)-(3) 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: January 18, 2011, 11:00 a.m.

PLACE: The FIND District Office, 1314 Marcinski Road, Jupiter, Florida

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: Mark Crosley, Assistant Executive Director, telephone number: (561)627-3386. 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 RULES IS: Mark Crosley, Assistant Executive Director, Florida Inland Navigation District, 1314 Marcinski Road, Jupiter, Florida 33477, telephone Number: (561)627-3386

THE FULL TEXT OF THE PROPOSED RULES IS:

66B-2.003 Definitions.

The basic terms utilized in this rule are defined as follows:

(1) through (11) No change.

(12) "MARITIME MANAGEMENT PLAN" means a written plan containing a systematic arrangement of elements specifically formulated to identify, evaluate and promote the benefits of eligible waterway accessibility and enjoyment, with consideration and respect to the physical, environmental and economic parameters of the planning area.

(12) through (29) renumbered (13) through (30) No change.

Rulemaking Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 12-17-90, Amended 9-2-92, 2-6-97, Formerly 16T-2.003, Amended 5-17-98, 3-21-01, 3-20-03, 3-3-04, 4-21-05, 4-24-06, 4-15-07, 3-25-08,_____.

66B-2.004 Policy.

The following constitutes the policy of the District regarding the administration of the program:

(1) No change.

(a) Member counties may be provided financial assistance, support or cooperation in planning, acquisition, development, construction, reconstruction, extension, improvement, operation or the maintenance of public navigation, local and regional anchorage management, beach renourishment, public recreation, inlet management, environmental education, maritime management plans, and boating safety projects directly related to the waterways.

(b) through (d) No change.

(2) through (11) No change.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1), (2) FS. History--New 12-17-90, Amended 2-3-94, 2-6-97, Formerly 16T-2.004, Amended 5-18-98, 3-31-99, 5-25-00, 3-21-01, 7-30-02, 3-3-04, 4-21-05, 4-1-09, 2-22-10,_____.

66B-2.005 Funds Allocation.

The Board will allocate funding for this program based upon the District's overall goals, management policies, fiscal responsibilities and operational needs for the upcoming year. If funds are determined to be available for the program, the District will notify potential eligible governmental agencies of the availability of program funding. Applications will be reviewed by the Board utilizing District Forms No. 91-25 and 91-25 (a) through (f) Waterways Assistance Program Application Evaluation and Rating Worksheet (effective date 4-24-06); and 93-25 and 93-25 (a, b and c) Waterways Assistance Program Navigation Districts Application Evaluation and Rating Worksheet (effective date 4-24-06), hereby incorporated by reference and available from the District office.

(1) through (3) No change.

(4) Multi-Year Funding: The construction phase of projects that are large scale, involve multiple phases, have a construction time line of one year or longer, or are requesting a significant amount of assistance funding in relation to the total assistance available for the county where the project is located, will be reviewed and approved by the District Board for a multiple year period subject to budgeting and allocation pursuant to the provisions of Chapter 200, F.S. The determination by the Board to provide assistance funding on a multi-year basis can be made at any time during the application review process. All approved multi-year projects are limited to a maximum of two (2) additional funding requests.

(5) through (6) No change.

(7) Public Navigation: Projects or project elements in the category of public navigation that will qualify for up to seventy-five percent (75%) program funds must be within the Intracoastal Right-of-Way (ROW), or provide public navigation channel access to public launching, mooring or docking facilities. In addition, the following shall apply:

(a) through (b) No change.

(8) No change.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1), (3) FS. History—New 12-17-90, Amended 6-24-93, 9-5-96, 2-6-97, Formerly 16T-2.005, Amended 5-17-98, 8-26-99, 3-21-01, 7-30-02, 3-3-04, 4-21-05, 4-24-06, 4-15-07, 3-25-08, 4-1-09, _____.

66B-2.006 Application Process.

(1) Application Period: With the exception of eligible Disaster Relief Projects, eligible Small-Scale Spoil Island Restoration and Enhancement Projects ~~and~~ eligible Small-Scale Derelict Vessel Applications and Waterway Cleanup Events, all applications for assistance through this program will be submitted during the authorized submission period that shall be established by vote of the Board at a scheduled meeting.

(2) Application Forms: Florida Inland Navigation District Waterways Assistance Program Project Application FIND Form Number 90-22 (effective date 4-24-06) and 93-22a, Project Information Navigation Related Districts (effective date 4-24-06) are hereby incorporated by reference and available from the District office. With the exception of projects eligible under the Small-Scale Spoil Island Restoration and Enhancement program, ~~and~~ the Small-Scale Derelict Vessel program, and eligible Waterway Cleanup Events, all applications for financial assistance and support through this program from member counties and local governments shall be made on Form Number FIND 90-22 and shall include a detailed cost estimate submitted on FIND Form No. 90-25, Florida Inland Navigation District Assistance Program Project Cost Estimate, (effective date 4-24-06), hereby incorporated by reference and available from the District office. All applications for financial assistance and support through this program from navigation related districts shall be made on FIND Form Number 93-22 (effective date 4-24-06), hereby incorporated by reference and available from the District office, and shall include a detailed cost estimate submitted on FIND Form No. 90-25. In addition, all applicants shall submit a complete and detailed Project Timeline (FIND FORM No. 96-10) (effective date 4-15-07).

(3) through (4) No change.

(5) Maps and Geographic Information: All applicants shall be required to submit, at minimum, the following geographic information: A County location map, a project location map, a project boundary map, and a clear and detailed site development map for land development projects.

~~(6)(5)~~ Application Review: Applicants shall obtain the local FIND Commissioner's initials on Form No. 90-26 prior to submitting the application to the District office. It is the applicant's responsibility to make timely arrangements for the local FIND Commissioner's review. In the absence of extenuating circumstances outside of the applicant's control as determined by the Board of Commissioners, an application shall not be considered complete if it does not include the local FIND commissioner's initials on Form No. 90-26. Applications will be reviewed by the local FIND Commissioner before being submitted to the District office. Upon receipt in the District office, staff will review the applications for completeness of the informational requirements identified in the Application Checklist, FIND Form Number 90-26 (effective date 7-30-02), and for compliance with the eligibility requirements of this rule. When an application is determined by staff to be incomplete or ineligible, staff will immediately inform the applicant by mail. The applicant will then have until the date established by the Board in the application package to bring the application into compliance. If the applicant fails to provide a complete application in compliance with these rules, the application will not be considered for funding. In order to have a complete application, the applicant shall not only submit the forms required under Rule 66B-2.006, F.A.C., and any other information requirements identified in the Application Checklist (FIND Form Number 90-26), but such forms and other submitted information must be completely filled out, executed as applicable, and also establish compliance with Chapter 66B-2, F.A.C.

(7) through (10) No change.

Rulemaking Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New 12-17-90, Amended 9-2-92, 6-24-93, 4-12-95, Formerly 16T-2.006, Amended 5-25-00, 3-21-01, 7-30-02, 3-20-03, 4-21-05, 4-24-06, 4-15-07, 3-25-08, _____.

66B-2.008 Project Eligibility.

(1) Eligible Projects: Financial assistance and support through this program shall be used to plan or carry out public navigation and anchorage management, public recreation, environmental education, boating safety, acquisition and development of spoil sites and publicly owned commercial/industrial waterway access directly related to the waterways, acquisition and development of public boat ramps, launching facilities and boat docking and mooring facilities, inlet management, maritime management planning, environmental mitigation and beach renourishment.

(a) through (d) No change.

(2) through (4) No change.

(5) The District may assist eligible local governments with efforts to prepare and implement a comprehensive maritime management plan. The plan shall be utilized by the eligible government to promote and maximize the public benefit and enjoyment of eligible waterways, while identifying and prioritizing the waterway access needs of the community. The

plan should not duplicate any existing or ongoing efforts for the same waterway or water shed, nor shall the District participate in any effort that does not address the basic maritime needs of the community.

(a) The District shall participate in one plan per County. Existing plans may be updated at reasonable intervals or amended to include waterway areas previously not included in the original effort. Public, government, environmental, industry and other pertinent interest groups shall be solicited and included for input in the planning process.

(b) The plan shall be utilized as a tool to provide a minimum 5-year planning analysis and forecast for the maritime needs of the community, and shall include, at minimum, the following:

1. Public boat ramp & ramp parking inventory and analysis.

2. Public mooring and docking facility analysis, including day docks and transient slips.

3. Commercial and working waterfront identification and needs analysis.

4. The identification, location, condition and analysis of existing and potential navigation channels.

5. An inventory and assessment of accessible public shorelines.

6. Public Waterway transportation needs.

7. Environmental conditions that affect boat facility siting, a current resource inventory survey, and restoration opportunities.

8. Economic conditions affecting the boating community and boating facilities.

9. Acknowledgment and coordination with existing data and information, including an emphasis on the Intracoastal Waterway.

(c) Projects requested for assistance program funding shall be consistent with the applicant's maritime management plan. The applicant should utilize the plan to assist in prioritizing waterway improvement projects.

(6)(5) Final Decisions: The Board will make all final decisions on the eligibility of a Project or specific project costs.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1)-(3) FS. History--New 12-17-90, Amended 9-2-92, 6-24-93, 2-3-94, 4-12-95, 9-5-96, 2-6-97, Formerly 16T-2.008, Amended 5-17-98, 3-31-99, 5-25-00, 3-21-01, 7-30-02, 3-20-03, 3-3-04, 4-15-07, 3-25-08, 4-1-09, 2-22-10,_____.

66B-2.009 Project Administration.

The District will appoint a project manager who shall be responsible for monitoring the project and the project agreement. The project manager shall also be responsible for approving all reimbursement requests. The project sponsor shall appoint a liaison agent, who will be a member of the

eligible applicants staff, to act on its behalf in carrying out the terms of the project agreement. Administration of the project will be as follows:

(1) Project Agreement: For each funded project, the District and the project sponsor will enter into a project agreement. The project agreement shall be executed and returned by the project sponsor within six (6) months of the approval of the project funding and prior to the release of program funds, setting forth the mutual obligations of the parties concerning the project. The project agreement shall incorporate the applicable policies and procedures of the program as outlined in this rule. Project agreements will be for a two-year period with the possibility for one, one-year extension. Any request for a one-year extension of funding shall require submittal by the PROJECT SPONSOR of a request for extension to the DISTRICT no later than July of fiscal year two of the approved project. This request will then be considered by the DISTRICT Board, whose decision shall be final. In review of these requests, the Board will take into consideration the current status and progress of the project and the ability of the applicant to complete the project within one additional year.

(2) No change.

(3) Agreement Modification: All proposed changes to the project agreement must be submitted to the District in writing by the project sponsor accompanied by a statement of justification for the proposed changes. All project agreement amendments shall be approved by the District Board, except that the Executive Director may approve a minor project agreement amendment for a project within a county with the local District commissioners concurrence. A minor project amendment shall not change the approved projects category, ~~nor~~ result in a reallocation of more than 35% of the approved funding of the project among project elements, nor allow for a greater than 35% change in the project scale or scope of work. Project agreement amendments will not include a change to the approved projects location or a change in the approved projects purpose or project type. Agreed changes shall be evidenced by a formal amendment to the project agreement and shall be in compliance with these rules.

(4) through (9) No change.

~~Rulemaking Specific~~ Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 12-17-90, Formerly 16T-2.009, Amended 3-21-01, 7-30-02,_____.

66B-2.011 Reimbursement.

The District shall release program funds in accordance with the terms and conditions set forth in the project agreement. This release of program funds shall be on a reimbursement only basis. The District shall reimburse the project sponsor for project costs expended on the project in accordance with the project agreement. Project funds to be reimbursed will require the submission of a Reimbursement Request Form and

required supporting documents, FIND Form No. 90-14 (effective date 7-30-02) hereby incorporated by reference and available from the District office.

(1) through (5) No change.

(6) Recovery of Additional Project Funding: If the project sponsor receives additional funding for the project costs from another source that was not identified in the original application and that changes the agreement cost-share percentage, the project sponsor shall proportionately reimburse the District's program funds equal to the cost-share percentage in the approved project agreement. The project sponsor shall promptly notify the District of any project payments it receives from a source other than the District.

Rulemaking Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 12-17-90, Amended 6-24-93, Formerly 16T-2.011, Amended 3-31-99, 7-30-02,_____.

66B-2.014 Small-Scale Spoil Island Restoration and Enhancement Projects.

Proposals shall be accepted for the restoration or enhancement of spoil islands and natural islands within the Districts waterways for recreational, navigational, educational, and environmental purposes. The applicable provisions of this rule apply to these applications with the following additions or exceptions:

(1) through (2) No change.

(3) No change.

(a) No change.

(b) Property Control: The Project Sponsor must have written property rights on the Project site to construct and maintain the Project for a minimum of five years. Such property rights can be in the form of a lease, interlocal agreement, use agreement or other legal form approved by the District. The applicant shall include a map clearly delineating the location of all proposed work included in the application.

(4) through (5) No change.

Rulemaking Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 7-30-02, Amended 4-24-06,_____.

66B-2.015 Small-Scale Derelict Vessel Removal Projects.

Proposals shall be accepted for financial assistance for the removal of derelict vessels within the Districts waterways. The applicable provisions of this rule apply to these applications with the following additions or exceptions:

(1) through (5) No change.

(6) The derelict vessel must be located in the Districts Waterways, as defined in Rule 66B-2.003, F.A.C. The applicant shall include a map clearly delineating the location of all vessels included in the application.

(7) through (11) No change.

Rulemaking Specific Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History--New 4-24-06, Amended 4-15-07, 3-25-08,_____.

66B-2.016 Waterways Cleanup Events.

Proposals shall be accepted for financial assistance for the organized removal of refuse within the District's waterways. The applicable provisions of this rule apply to these applications with the following additions or exceptions:

(1) Application Procedure: Prior to the event, a request for funding shall be submitted to the District by means of a cover letter detailing the occurrence of the cleanup, contact information, a map of the cleanup locations and the general parameters of the event. In addition, the Applicant will submit a detailed budget clearly delineating the expenditure of all District funds, as well as the overall general budget of the event. Proposals may be submitted to the District and considered by the Board at any time during the year.

(2) Availability: The District shall fund a maximum of one clean-up program per waterway, per year within a county, with exception to the provisions of items (8) through (10), below.

(3) Applicant Eligibility: The clean-up program must be sponsored by a government agency or a registered not-for-profit corporation.

(4) Funding: District funding shall be limited to \$5,000.00 per waterway, per county, except for the provisions of items (8) through (10), below.

(5) The District shall be recognized in all written, on-line, audio or video advertising and promotions as a participating sponsor of the clean-up program.

(6) Funding Eligibility: The funding provided by the District shall only be allocated to reimburse the applicant for out of pocket expenditures related to specific cleanup program expenses such as trash bags, trash collection, haul and landfill fees, gloves, advertising, T-shirts, and related expenses. The funding provided by the District shall not be allocated for parties, meetings, food or beverages.

(7) The District Board shall make all final decisions concerning the provision of funding for a clean-up program. In addition to the requirements stated above, a cleanup program implementing all of the following additional incentives will qualify for up to additional \$5,000 in clean up funds.

(8) The clean-up program budget must provide equal or greater matching funds for all Navigation District funding.

(9) The applicant shall tally and report the composition and location of the waterway-related debris, with the goal to show definitive progress in the amount of refuse collected, a reduction in the overall debris in the waterway, or an increase in the number of additional waterway areas included in the clean up.

(10) For each additional \$1,000 in Navigation District funding, the applicant shall coordinate a minimum of one waterway collection point or clean up area, or an applicant can conduct an additional waterway cleanup program for the waterway areas.

Rulemaking Authority 374.976(2) FS. Law Implemented 374.976(1) FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Mark Crosley, Assistant Executive Director
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: David Roach, Executive Director
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 13, 2010
NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 5, 2010, 36/44

Section III
Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF TRANSPORTATION

RULE NO.: 14-15.0081 RULE TITLE: Toll Facilities Description and Toll Rate Schedule

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36 No. 42, October 22, 2010 issue of the Florida Administrative Weekly has been withdrawn.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-602.206 RULE TITLE: Riot and Disorder Plan

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 36, No. 44, November 5, 2010 issue of the Florida Administrative Weekly.

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: ~~October 8~~ August 10, 2010

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

RULE NO.: 40B-1.706 RULE TITLE: Fees

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 36, No. 39, October 1, 2010 issue of the Florida Administrative Weekly.

Notice is hereby given that this rule has been changed to reflect comments received from the Joint Administrative Procedures Committee. When changed, the rule shall read as noted below:

TABLE 1.A. SCHEDULE OF PERMIT FEES
WATER USE PERMITS

General Water Use Permits Less than 10,000 GPD-ADR per paragraph 40B-2.041(4), F.A.C.	\$100
Modification or Renewal	\$50
General Water Use Permits <u>10,000 GPD-ADR or more and less than 2,000,000 GPD-ADR</u> as per paragraph 40B-2.041(4), F.A.C.	\$230
Modification or Renewal	\$115
Individual or Conceptual Approval Water Use Permits per subsection 40B-1.703(3) and paragraph 40B-2.041(5), F.A.C.	\$530
Modification or Renewal	\$265

Please contact Linda Welch, Rules & Contracts Coordinator, SRWMD, 9225 C.R. 49, Live Oak, Florida, 32060, (386)362-1001 or 1(800)226-1066 if you have questions.

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District
RULE NO.: 40B-2.025 RULE TITLE: Processing of Water Use Permit Applications

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 23, June 11, 2010 issue of the Florida Administrative Weekly has been withdrawn.

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NOS.: 59A-8.002 RULE TITLES: Definitions
59A-8.003 Licensure Requirements
59A-8.004 Licensure Procedure
59A-8.008 Scope of Services
59A-8.0095 Personnel
59A-8.0185 Personnel Policies
59A-8.020 Acceptance of Patients or Clients
59A-8.0215 Plan of Care
59A-8.022 Clinical Records
59A-8.0245 Advance Directives
59A-8.027 Emergency Management Plans

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 36, No. 28, July 16, 2010 issue of the Florida Administrative Weekly.

The deletion of subsection 59A-8.0185, F.A.C., is in response to written comments received from the staff of the Joint Administrative Procedures Committee. subsection

59A-8.004(4), F.A.C., is deleted because the contents are now in subsection 59A-35.060(1)(m), F.A.C. Other changes are made in response to comments from the public hearing held on September 9, 2010 and requirements in 2010-279, Laws of Florida. The Statement of Estimated Regulatory Costs is revised due to changes in this notice and previous change notices, written comments from the Small Business Regulatory Advisory Council, and Chapter 2010-279, Laws of Florida.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A revised statement of estimated regulatory costs has been prepared and is available from the proposed rule contact person, Anne Menard at Anne.Menard@ahca.myflorida.com or by fax (850)414-2444. The following is a summary of the SERC:

As of December 7, 2010, there were 2,324 licensed home health agencies in Florida. These agencies will be required to comply with the rule as well as any new agencies that are licensed in the coming years. There have been changes to the proposed rules filed in three prior change notices as well as this notice. Many items with costs, including photo identification badges and health statements, have been removed. There will be costs to home health agencies for some of the remaining rule items as estimated by the Agency for Health Care Administration in its Statement of Estimated Regulatory Costs. However, none of the remaining proposed rules will increase aggregate regulatory costs beyond the limit in Chapter 2010-279, Laws of Florida, effective November 17, 2010. The Agency for Health Care Administration will incur the cost of rulemaking, as well as the costs associated with enforcing the proposed changes. There is no cost to local government for the revisions in these rules since none of these changes affect local government entities.

59A-8.004

~~(4) If the applicant is a limited liability company, the name and address of each member, its legal name, and the business name and address must be identified. For initial and change of ownership applicants and name changes, a current authorization for the limited liability company from the Department of State, the operating agreement and the articles of organization pursuant to Chapter 608, F.S. must be submitted.~~

59A-8.0095 Personnel.

(5) Home Health Aide and Certified Nursing Assistant.

(m) Responsibilities of the home health aide and CNA shall include:

4. Keeping records by date and time of visit for filing in the client's record of personal health care activities ~~other tasks performed for each client~~. A checklist or other format may be used. Records may be kept electronically. Each home health agency will demonstrate a process to verify that services were provided.

(12) Homemakers and Companions.

(a) The homemaker shall:

5. Report to the appropriate supervisor any incidents or problems related to his work or to the caregiver ~~and make a note in the work record.~~

7. Maintain chronological work records by time of visit and date to be filed in the client's record. A checklist or other format may be used. Records may be kept electronically. Each home health agency will demonstrate a process to verify that services were provided.

(b) The companion shall:

6. Maintain a chronological written record of services; by time of visit and date to be filed in the client's record. A checklist or other format may be used. Records may be kept electronically. Each home health agency will demonstrate a process to verify that services were provided;

59A-8.0185 Personnel Policies.

Rulemaking Authority 400.497 FS. Law Implemented 400.471, 400.497 FS. History—New 10-27-94, Amended 1-17-00, 7-18-01, 9-22-05, 8-15-06, Repealed.

59A-8.0215 Plan of Care and Service Provision Plan.

(3) A service provision plan shall be prepared for clients that receive only services from a home health aide, certified nursing assistant, homemaker or companion and do not receive skilled services as required in Section 400.491, F.S. This can be a checklist or other format as determined by the home health agency. When the client or patient also receives skilled services, a plan of care is done that includes all services and a service provision plan is not done.

(4) The service provision plan shall include, but is not limited to, the following:

(a) The frequency of visits as agreed to by the client or his or her responsible party. The plan may include a statement that additional or fewer visits will be arranged at the direction of the client. When clients have personal care needs that are dependent on home health aide or certified nursing assistant visits at specific times of the day, the plan will include the sagreed upon specified times for the visits with the frequency.

(b) A ~~description or list of the tasks to be performed for the services to be provided during the visits~~ visit.

~~(c) Whether a home health aide, certified nursing assistant, homemaker or companion will provide the services.~~

~~(6) All plans of care and service provision plans are individualized based on each patient or client's needs, strengths, limitations and goals.~~

59A-8.022 Clinical Records and Service Records.

(6) Service records for clients receiving only home health aide, certified nursing assistant, homemaker and companion services may be paper or electronic and must contain, at a minimum, the following:

(a) ~~Client Identification sheet for the client with~~ name, address, telephone number, date of birth, sex, caregiver, next of kin or guardian;

(b) Service provision plan, notes of any changes in the plan, and all subsequent updates and written agreement required in Section 400.487, F.S.;

(c) Service notes or checklists, signed and dated by the staff member providing the service which shall include the information in subsection 59A-8.0095(5) or (12), F.A.C., depending on the services provided:

(d) Home visits to clients for supervision of staff providing services, if such visits are made;

(e) ~~The Termination summary including the date of last visit and the reason for termination of service.~~

(7) Home health agencies that provide services under contract to patients or clients admitted by another home health agency are expected to have a paper or electronic copy of the records of visits made by their staff and a copy of the plan of care or service provision plan created by the admitting agency for each patient or client

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors’ Licensing Board

RULE NO.: RULE TITLE:
61G6-5.0061 Registration of Additional New
 Business Entity or Transfers

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 10, March 12, 2010 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE NO.: RULE TITLE:
64B-7.001 Pain Management Clinic
 Registration Requirements

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 36, No. 38, September 24, 2010 issue of the Florida Administrative Weekly.

(1) Every clinic location that is advertising pain-management services or employing a physician who is primarily treating pain by prescribing or dispensing controlled substance medications, unless exempt under Sections 458.3265(1) or 459.0137(1), F.S., must register and maintain a valid registration with the Department. Every registered clinic location upon change of ownership must register and maintain a valid registration with the Department. To be eligible to

register with the Department, the clinic must meet the statutory requirements, which include the requirement that the clinic be fully owned by a physician or group of physicians who are currently licensed pursuant to Chapter 458 or 459 or licensed as a health care clinic with the Agency for Health Care Administration pursuant to Part X of Chapter 400, F.S. With regard to the surgical services exemption, interventional pain procedures of the type routinely billed using surgical codes are included in the term surgical services.

(2) The clinics designated physician must have a full, active, and unencumbered license, which includes:

(a) Having a clear, active license as a medical doctor or osteopathic physician under Chapter 458 or 459, F.S., that permits the physician to perform all duties authorized by holding a license without restriction.

(b) Having a license that is not designated as limited, restricted, retired, temporary, or training.

(c) Having a license with no restrictions on practice and no current disciplinary or other unsatisfied obligations imposed by the Board of Medicine, Board of Osteopathic Medicine, or the Department that limits or restricts the practice of medicine or osteopathic medicine, which includes suspension, probation, or any other restrictions on practice.

(3) Having considered the needs of small and rural clinic locations, the designated physician shall practice at the clinic location, which means retaining documentation of being physically present and practicing medicine or osteopathic medicine at that location for no less than at least 33% of the hours per week that the clinic is open for business. For clinic locations with 3 or more physicians administering, prescribing, or dispensing controlled substance medications, including the designated physician, or for those clinic locations prescribing or dispensing more than half the maximum number of controlled substance prescriptions that the boards by rule allow a clinic to issue over a 24-hour period, the designated physician must be present at least 67% of the hours per week that the clinic is open for business. When the designated physician is unable to practice at the clinic location as required by this subsection, prescribing or dispensing of controlled substance medications at the clinic must cease unless and until the name of another designated physician who meets the statutory requirements is received by the Department by mail, facsimile, or electronic mail, which may include the date of return of the former designated physician intending to resume the position if he or she is qualified to serve in that capacity and the absence from the clinic location is temporary.

(4) To register with the Department, the designated physician must submit Application for Pain Management Clinic Registration, Form #DH-MQA 1219, 10/10, incorporated herein by reference. This form can be obtained from the Department of Health, Division of Medical Quality Assurance, at: 4052 Bald Cypress Way, Bin C-01, Tallahassee, FL 32399 or on the Board of Medicine or Board of Osteopathic

Medicine website, which can be accessed at: www.flhealthsource.com or at MQA_medicine@doh.state.fl.us. At this mail or electronic address, the clinic is responsible to provide notice to the Department of the departure of the designated physician and, within 10 days after termination, the identity of another designated physician for the clinic. At this mail or electronic address, the designated physician at a registered clinic also within 10 days of departure shall notify the board of the date of termination from employment.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-9.009
 RULE TITLE: Standard of Care for Office Surgery
 NOTICE OF CONTINUATION OF PUBLIC HEARING

The Board of Medicine hereby gives notice of a public hearing on Rule 64B8-9.009, F.A.C., to be held on Thursday, February 3, 2011, at 3:00 p.m., or as soon thereafter as can be heard, at the Rosen Plaza Hotel, 9700 International Drive, Orlando, FL 32819. The hearing is necessary to discuss written comments submitted by the staff of the Joint Administrative Procedures Committee. The Surgical Care Committee discussed this rule at its meeting held on December 2, 2010, and determined that the hearing should be continued to its February 2011 meeting. The rule was originally published in Vol. 36, No. 41, of the October 15, 2010, Florida Administrative Weekly.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Larry McPherson, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board’s Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: 64B9-8.005
 RULE TITLE: Unprofessional Conduct
 NOTICE OF PUBLIC HEARING

The Department of Health, Board of Nursing hereby gives notice that, pursuant to Section 120.54(3)(c)1., F.S., a Public Hearing will be held on Rule 64B9-8.005, F.A.C., at the time, date and place listed below:

DATE AND TIME: For Rule 64B9-8.005, at 8:30 a.m. or as soon thereafter as possible, on Friday, February 4, 2011, until business is concluded.

PLACE: Embassy Suites, USF/Busch Gardens, 3705 Spectrum Blvd., Tampa, FL 33612

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Conscious sedation

Notice of the above-referenced proposed rule was originally published in Vol. 36, No. 33, of the August 20, 2010, Florida Administrative Weekly.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399 or by emailing a request to the Board Office at MQA_Nursing@doh.state.fl.us, or by calling (850)245-4125.

All written materials will be accepted for these rules through the end of the hearing.

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board’s Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1 (800) 955-8770 (Voice) and 1(800) 955-8771 (TDD).

**Section IV
 Emergency Rules**

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: 40DER10-1
 RULE TITLE: Dover/Plant City Area Frost-Freeze
 SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: The Dover/Plant City area is one of the largest strawberry production areas in the country. When a frost/freeze event occurs strawberry and other similar commodity farmers and aquaculture operations pump large quantities of water to protect their crops. Due to the pumping, the Floridan aquifer level drops, sinkholes occur and some local residents’ wells stop working. Depending on the freeze event numerous sinkholes occur and up to 250 dry wells have been reported. From January 3-13, 2010, temperatures in eastern Hillsborough County dropped below 34 degrees for 11 consecutive days. As a result, area farmers again pumped large quantities of groundwater to protect their crops. During this event, this combined pumping dropped the aquifer level 60 feet and caused more than 750 temporarily dry wells for neighboring homeowners. Although pumping groundwater for

freeze protection is a best management practice for strawberry, citrus and other industries and was authorized by their water use permits, pursuant to their permits farmers were responsible for fixing hundreds of dry wells. However, problems with the current permit requirements became evident during the January 2010 freeze. The problems included that the permit requirements did not require well mitigation for many of the residents' dry wells leading many residents to be without water for extended periods or to pay themselves the costs necessary to restore their wells to service. Additionally, some farmers were required to mitigate many wells, some over 100 wells, while other farmers did not have to mitigate any wells. The District had to address provision of water service to some of the residents through an emergency order. A year later the District is still working to resolve complaints and issues resulting from the January 2010 freeze event.

To address these frost/freeze issues for future freeze events, and the District held numerous public and stakeholder meetings and a series of technical work sessions to receive feedback from key stakeholders. The information gathered at these meetings helped staff develop recommendations to prevent a similar situation from happening in the future. These recommendations included amendments to District rules, including changes to farmers water use permit conditions. The District's objective was to have the rule amendments in effect before the first freeze event might occur in the winter of 2010/2011. Due to the desire of the District to allow extended public input on the rules, the rules will not be in effect until late in the winter, at the earliest.

Frost/freeze events have now already occurred in December 2010 in the Dover/Plant City area and the District is receiving dry well complaints. The weather forecast is for additional freezing temperatures in the Dover/Plant City area and yet to come are the weeks and months with the statistically most frequent freeze events.

Imminent freeze events pose an immediate danger to the public welfare due to the likely interruption of water service for residents in the area and the potential for sinkholes.

The proposed emergency rules will protect the public interest by ensuring that within the Dover/Plant City area everyone with a dry well complaint and those responsible for mitigation of freeze impacts will be subject to a comprehensive, orderly, expeditious and equitable process for addressing impacts and restoring water service.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The procedure used by the District to adopt the emergency rule is fair under the circumstances. Affected persons have had a minimum of one week prior notice of the emergency rule. The District included the proposed emergency rule in the Governing Board's monthly meeting packet which is available to the public at a minimum of seven days prior to the day that the Board and Executive Director approved and filed the

emergency rule for adoption. The public is given an opportunity to comment on all matters before the Board during its meetings. The Board's meeting packet information is posted on the District's website. The draft emergency rule was provided to the strawberry growers affected by the emergency rule 14 days prior to the Board and Executive Director action on the rule. The emergency rule will be posted on the District's website and will be provided to all affected permittees.

SUMMARY: The rules define the geographic area within which they apply. Within the applicable geographic area, permits are subject to a process that assigns responsibility for the investigation and potential mitigation of dry well complaints resulting from frost/freeze crop protection pumpage. Within the applicable geographic area, permits are made subject to a process for the investigation and potential mitigation of the dry wells and persons with wells affected by the frost/freeze pumping are advised that they may avail themselves of the process that assigns responsibility for investigation and mitigation of their dry wells. Finally, a standard impact mitigation condition included in permits in the applicable geographic area are replaced with an alternative mitigation condition.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Pamela Gifford, Office of General Counsel, 2379 Broad St., Brooksville, FL 34604-6899, (352)796-7211, (4156) (OGC #2010010)

THE FULL TEXT OF THE EMERGENCY RULE IS:

40DER10-1 Dover/Plant City Area Frost-Freeze.

(1) DOVER/PLANT CITY AREA – Effective as of December 15, 2010, the area subject to this emergency rule is the Dover/Plant City Area within Hillsborough and Polk Counties within the following sections (all Townships are South; all Ranges are East). The boundary of the area is depicted in Figure ER-1.

Township 27, Range 20: Sections 25, 26, 35 and 36;

Township 27, Range 21: Sections 25 through 36;

Township 27, Range 22: Sections 25 through 36;

Township 27, Range 23: Sections 29 through 32;

Township 28, Range 20: Sections 1, 2, 11 through 14, 23 through 26, 35 and 36;

Township 28, Range 21: All Sections;

Township 28, Range 22: All Sections;

Township 28, Range 23: Sections 5 through 8, 17 through 20, and 29 through 32;

Township 29, Range 20: Sections 1, 2, 11 through 14, 23 through 26, 35 and 36;

Township 29, Range 21: All Sections;

Township 29, Range 22: All Sections;

Township 29, Range 23: Sections 5 through 8, 17 through 20, and 29 through 32;

Township 30, Range 20: Sections 1, 2, 11 and 12;

Township 30, Range 21: Sections 1 through 12:

Township 30, Range 22: Sections 1 through 12:

Township 30, Range 23: Sections 5 through 8.

(2) ASSIGNMENT OF RESPONSIBILITY FOR FROST/FREEZE WITHDRAWAL-RELATED WELL COMPLAINTS TO PERMITTEES WITHIN THE DOVER/PLANT CITY AREA – The responsibility of existing and new permittees with a withdrawal point within the Dover/Plant City Area to investigate and resolve frost/freeze withdrawal-related well complaints shall be determined as follows:

(a) Floridan Aquifer Drawdown Contribution – The District shall determine the Floridan aquifer drawdown resulting from each permittee’s permitted frost/freeze groundwater withdrawals through groundwater computer modeling simulation. The modeling shall account for each permittee’s ground water frost/freeze protection quantities, the specific location of the withdrawal site and include the duration of the design event.

(b) Allocation Ratio – The District shall determine an allocation ratio for each permittee with frost/freeze groundwater quantities. The District shall determine each permittee’s percent of the total of frost/freeze groundwater quantities permitted within the Dover/Plant City Area. The percent is then converted into an allocation ratio. For example, a permittee who is permitted 2% of the overall groundwater frost/freeze protection quantities in the area would have a ratio of 1:50 and would only be eligible to be assigned one well complaint for every 50 received.

(c) Legal Existing Use Date – The District shall determine each permittee’s existing legal use date based on when the permit was issued with the current water use quantities.

(d) Impact Location – As each well complaint is received, the coordinates for the impacted well shall be entered into the model to determine the aquifer drawdown caused by each permittee at those coordinates.

(e) Assignment of Responsibility – The responsibility to investigate and resolve the complaint is then assigned to the permittee that caused the greatest drawdown at a particular site, except:

1. If the permittee’s existing legal use date precedes that of the complainant’s well.

2. If the permittee has already been assigned all the complaints it is responsible for based on its allocation ratio.

3. If the permittee is determined not to have been withdrawing ground water.

If subparagraph (2)(e)1., 2., or 3. applies, then the process in this subsection (2) is repeated for the permittee who has the next greatest drawdown at the complainant’s site.

(3) INVESTIGATION OF FROST/FREEZE PROTECTION WITHDRAWAL-RELATED WELL COMPLAINTS BY PERMITTEES WITHIN THE DOVER/PLANT CITY AREA – Permits in effect as of

December 15, 2010, with a withdrawal within the Dover/Plant City Area shall have any permit conditions requiring investigation of frost/freeze, crop protection withdrawal-related well complaints within a specified area or distance removed and replaced with the following permit condition. Permits issued on or after December 15, 2010, or for uses permitted prior to December 15, 2010, that include frost/freeze protection, crop protection, and that do not have a specific condition requiring complaint investigations shall also include this permit condition.

(a) Frost/Freeze Withdrawal-related Well Complaints. Well Evaluation and Temporary Supply.

After the District receives a well complaint and determines that there is a responsible permittee, as provided in this emergency Rule 40DER10-1, the District will then notify the responsible permittee of the complaint. It will also inform the complainant of the responsible permittee.

(b) Estimates of Repairs.

1. The permittee shall arrange with the complainant for the evaluation and preparation of an estimate for restoration of water service to the complainant. The evaluation shall occur within 24 hours of the receipt of the complaint by the permittee, unless the complainant agrees to a longer time period. The permittee shall notify the District of the date and time for the evaluation of the complainant’s well. Selection of a water well contractor to undertake either the repair or replacement of the complainant’s well is at the discretion of the permittee, as long as the water well contractor has a license in good standing issued by a water management district. If only a pump repair is required, the person doing the repair shall have the appropriate occupational license.

2. Alternatively, the complainant and the permittee can jointly arrange for the evaluation and preparation of an estimate to address the well complaint. If this option is chosen, then the evaluation must occur within 24 hours of the receipt of the complaint by the permittee, unless the complainant agrees to a longer time period.

3. The permittee shall provide a temporary water supply to the complainant within five hours of the completion of the well evaluation and continue to provide the temporary water supply until water service is restored to the complainant’s well as long as the complainant cooperates with the permittee in the repair of the complainant’s well.

(c) Restoration of Water Supply.

1. If the evaluation indicates that groundwater pumping for frost/freeze crop protection resulted in loss of the complainant’s water service, the permittee shall pay for the work necessary to restore water service to the complainant.

2. If the well evaluation does not occur within 24 hours or within a longer time period agreed to by the complainant or a temporary water supply is not provided within five hours of the well evaluation, the complainant may arrange for the evaluation and repair or replacement of the well as necessary to

restore water supply and a temporary water supply if needed. Once the complainant provides a detailed accounting of well repair or replacement expenditures, and expenses for a temporary water supply if applicable, to the District and the permittee, the permittee shall reimburse the complainant within 30 days of permittee's receipt of the detailed accounting for the well repair or replacement expenditures, as well as the expenses for a temporary water supply if applicable, or provide a report to the District within seven days of the receipt by the permittee of disputed costs. This report shall detail why the permittee is not responsible for reimbursing all of the funds expended by the complainant for the well repair or replacement, and a temporary water supply if applicable. The permittee shall provide a copy of this report to the complainant. The District will review the report and determine the appropriate reimbursement based on the cause of the well complaint and the appropriate remedy.

(d) Pre-Complaint Repairs.

If a complainant has expended funds for a well repair or replacement before submitting a well complaint to the District, and upon filing the complaint within 14 days of the water use permittee's pumping that resulted in interference, the District determines that there is a responsible permittee as provided in (2) above, if the complainant provides a detailed accounting of expenditures for well repair or replacement, and for a temporary water supply if applicable, then the responsible permittee shall reimburse the complainant for its actual expenditures, not to exceed \$1,500 within 30 days of permittee's receipt of the detailed accounting of the expenditures or provide a report to the District within seven days of the receipt by the permittee of disputed costs. This report shall detail why the permittee is not responsible for reimbursing all of the funds expended by the complainant for the well repair or replacement, and temporary water supply if applicable. The permittee shall provide a copy of this report to the complainant. The District will review the report and determine the appropriate reimbursement based on the cause of the well complaint and the appropriate remedy.

(e) Permittee's Mitigation Activities and Report.

1. The permittee shall inform the District as to how the permittee intends to proceed to mitigate the complaint within one business day after notice of responsibility to mitigate the complaint is delivered by the District to the permittee via electronic mail, phone call or message, or facsimile transmission, or within three business days after depositing a letter to permittee in the U.S. Mail.

2. If the permittee informs the District that it has determined that it is not responsible for mitigation of the complaint, then the permittee must provide a full explanation for its position. If, after the District has reviewed the permittee's response, the District determines that the permittee

is still responsible for mitigating the complaint, the permittee shall proceed with full mitigation of the complaint as set forth in this condition.

3. All well complaints shall be fully mitigated by the permittee as soon as is practicable. Full mitigation of the well complaint shall be restoration of the complainant's well to pre-impact condition or better, including the pressure levels, discharge quantity, and water quality. Full mitigation of the well complaint necessitates the construction of a new well for the complainant if the existing well cannot be restored to pre-impact condition.

4. Within one business day after the complaint is fully mitigated, the permittee shall provide a report to the District in which the permittee details the activities undertaken by either the complainant or the permittee to mitigate the complaint as well as any reimbursements made by the permittee to the complainant. The permittee shall provide a copy of this report to the complainant. The District will review the report submitted by the permittee and may require additional action by the permittee if the District determines that the complaint has not been fully mitigated.

(f) If the permittee makes a good-faith effort to comply with the response process set forth above but is unable to repair or replace the well because of the lack of cooperation of the complainant, the permittee may request that the District deem the permittee to have satisfied this permit condition.

(g) Time is of the essence of this permit condition and each of its provisions. For example, the full mitigation of a complaint does not excuse the failure to timely comply with each of the provisions of this condition.

(4) AVAILABILITY OF MITIGATION PROCESS FOR IMPACTS TO EXISTING LEGAL USES – Persons who believe that groundwater pumping by a water use permittee for frost/freeze protection has interfered with the person's existing legal use of groundwater may seek mitigation based upon the process set forth in subsection (3), above. An example of interference with the person's existing legal use of groundwater is that the person's well pump no longer operates. In order to seek mitigation through this process such persons must provide the District with their name, address, phone number and the location of their affected groundwater well within 14 days of the water use permittee's pumping that resulted in the interference.

(5) STANDARD PERMIT CONDITION.

(a) The following condition is removed from all existing permits with a withdrawal point located within the Dover/Plant City Area as of December 15, 2010:

The Permittee shall mitigate any adverse impact to environmental features or offsite land uses as a result of withdrawals. When adverse impacts occur or are imminent, the District shall require the Permittee to mitigate the impacts. Adverse impacts include the following:

1. Significant reduction in levels or flows in water bodies such as lakes, impoundments, wetlands, springs, streams, or other watercourses.

2. Sinkholes or subsidence caused by reduction in water levels.

3. Damage to crops and other vegetation causing financial harm to the owner.

4. Damage to the habitat of endangered or threatened species.

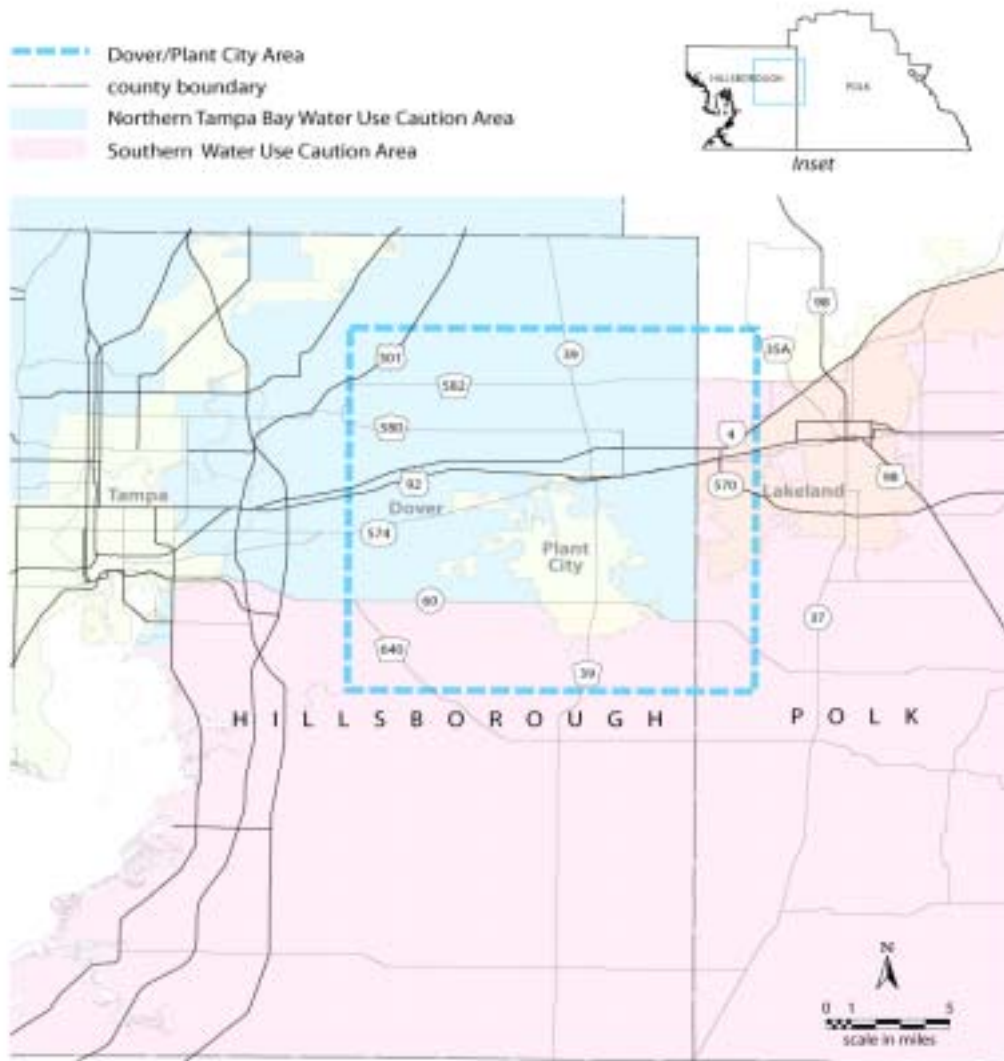
(b) All permits with a withdrawal point within the Dover/Plant City Area shall include the following condition:

The Permittee shall mitigate any unacceptable adverse impact resulting from withdrawals to environmental features, Minimum Flows or Minimum Levels, or offsite land uses, as

specified in subsection 40D-2.301(1), F.A.C., and the Water Use Permit Information Manual, Part B, the Basis of Review for Water Use Permit Applications, Chapter 4. Should unanticipated or unmitigated unacceptable adverse impacts occur, the Permittee shall be required to expeditiously mitigate the impacts.

Rulemaking Authority 120.54(4), 373.044, 373.113, 373.171 FS. Law Implemented 120.54(4), 373.216, 373.219, 373.223, 373.239 FS. History—New 12-15-10.

Figure ER-1



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

EFFECTIVE DATE: December 15, 2010

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

Section V

Petitions and Dispositions Regarding Rule Variance or Waiver

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN THAT on December 9, 2010, the South Florida Water Management District (District) Governing Board has issued an order.

SFWMD Order No.: 2010-209-DAO-ROW was issued to Francisco Herdocia (Application No.: 10-0913-1M). The petition for waiver was received by the District on October 26, 2010. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 36, No. 45, on November 12, 2010. No public comment was received. This Order provides a waiver of the District's criteria to allow an existing hedge and a portion of a playhouse that is within 40 feet from top of bank within the C-100C west right of way to remain; Section 17, Township 55 South, Range 40 East, Miami-Dade County. Specifically, the Order grants a waiver from subsections 40E-6.011(4) and (6), Florida Administrative Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District, incorporated by reference in subsection 40E-6.091(1), Florida Administrative Code, which prohibits the placement of permanent and/or semi-permanent above-ground facilities within 40 feet of the top of the canal bank within works of lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the District's current ability to perform necessary construction, alteration, operation, and routine maintenance activities; and 2) the Order granting a waiver from the subject rule is based upon principles of fairness.

A copy of the Order may be obtained by contacting: Juli Russell, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, (561)682-6268 or by email: jurussel@sfwmd.gov.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT on December 8, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for Variance from Bridgehampton Bay #1/#2, filed September 13, 2010, and advertised in Vol. 36, No. 40, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until July 31, 2013, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-578).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 8, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for Variance from Purdom Power Plant, filed September 14, 2010, and advertised in Vol. 36, No. 40, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until December 1, 2015, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-582).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 8, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a

Petition for Variance from The Salvation Army, filed September 27, 2010, and advertised in Vol. 36, No. 40, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.7.4, 3.11.1, 3.10.5, 2.4.4 and 2.6.5 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for restricted door openings, emergency signaling devices, a means to disconnect the power supply, car top clearance and non-shearing astragals until February 1, 2011, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-588).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 8, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for Variance from Island Walk Condo I Assoc., filed September 20, 2010, and advertised in Vol. 36, No. 41, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until July 1, 2015, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-590).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 8, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. That Final Order was in response to a Petition for Variance from Barwood Condo I Assoc., filed September 21, 2010, and advertised in Vol. 36 No. 41 of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance denies the Petitioner a variance from Rule 2.3.1(a), ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires

providing ladders access to the elevator pit because the Petitioner has already completed the work and a variance is no longer needed (VW 2010-591).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

NOTICE IS HEREBY GIVEN THAT on December 8, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for Variance from Park Lane, filed September 21, 2010, and advertised in Vol. 36, No. 41, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until July 1, 2015, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-592).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 8, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for Variance from The Tamarind Condo, filed September 22, 2010, and advertised in Vol. 36, No. 41, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3, 3.10.4(t) and 2.2.3 ASME A17.3, 1996 edition, Rule 2.29.2 ASME A17.1, 2000 edition and Rule 61C-5.009, Florida Administrative Code, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations, keyed stop switch, machine room and spaces lighting, hoistway floor numbering and hoistway vents until December 31, 2011, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-593).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 8, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for Variance from JC Penney, filed September 27, 2010, and advertised in Vol. 36, No. 41, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until December 31, 2011, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-599).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 8, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for emergency Variance from DeSoto Apartments, filed September 27, 2010, and advertised in Vol. 36, No. 41, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-601).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 8, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for emergency Variance from Blue Water Bay Condo, filed October 19, 2010, and advertised in Vol. 36, No. 44, of the Florida Administrative Weekly. No comments were

received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 211.3a, 211.3c, 211.3c(1)(f) ASME A17.1, 1987 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires the in car stop switch being rendered inoperative when the door is closed on Phase I recall, a three position Phase II keyed switch and a "call cancel" button because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-642).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 8, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. That Final Order was in response to a Petition for Variance from McCrory Building, filed October 25, 2010, and advertised in Vol. 36, No. 44 of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance denies the Petitioner a variance from Rule 3.19.3.3.1, ASME A17.1, 2000 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators with the correct flexible hose and fitting assemblies because the Petitioner has not provided the information necessary to make a decision on the request (VW 2010-649).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

NOTICE IS HEREBY GIVEN THAT on December 8, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for Variance from Madeira Sol Condo, filed November 1, 2010, and advertised in Vol. 36, No. 45, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until July 1, 2015, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-660).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 8, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for emergency Variance from Seaside Plaza Annex Garage, filed November 8, 2010, and advertised in Vol. 36, No. 47, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until January 1, 2012, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-671).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 8, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for emergency Variance from Bridgeton North, Inc., filed November 8, 2010, and advertised in Vol. 36, No. 47, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until November 1, 2013, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-672).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 8, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for emergency Variance from Mariner's Light Condo Assoc., filed November 10, 2010, and advertised in Vol. 36, No. 47, of the Florida Administrative Weekly. No comments

were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until December 31, 2015, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-678).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 8, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for emergency Variance from Sea Haven Resort, filed November 15, 2010, and advertised in Vol. 36, No. 47, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-685).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 8, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order. The Final Order was in response to a Petition for emergency Variance from Trafalgar Ct., filed November 17, 2010, and advertised in Vol. 36, No. 47, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until November 15, 2013, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2010-690).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 9, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition from Tampa Racquet Club Condo Assoc. Petitioner seeks a variance of the requirements of an unspecified Section of A17.3, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2010-717).

A copy of the Petition may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 9, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition from Sears. Petitioner seeks a variance of the requirements of an unspecified Section of A17.3, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2010-718).

A copy of the Petition may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 7, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition from Inlet Village Condo Assoc., Inc. Petitioner seeks an emergency variance of the requirements of Section 3004.1, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires hoistway venting which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2010-719).

A copy of the Petition may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 9, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety received a petition from Counseling & Recovery Center, Inc. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 2.7.4, 3.3.2, 3.10.6 and 3.11.1(a)(2), as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for door restrictors, platform guards, phase reversal and failure protection and two-way communication which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2010-720).

A copy of the Petition may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 15, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for ASME A17.3, Section 4.5 and 3.7 and of ASME A17.1, Section 8.11.3.2.1, 2.11 and 2.14.1.5, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires the relief valve setting and system pressure test, protection of hoistway openings and top emergency exits which poses a significant economic/financial hardship.

Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2010-722).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN THAT on December 14, 2010, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for paragraph 61C-1.004(2)(a), subsections 61C-4.010(6), (7), Florida Administrative Code, and Section 6-402.11, 2001 FDA Food Code from The Healthy Bagel Company, Jacksonville, FL. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers and employees. They are requesting to share the bathrooms located within another licensed establishment for use by both customers and employees.

A copy of the Petition can be obtained from: Lydia.Gonzalez@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

The Division of Hotels and Restaurants will accept comments concerning the Petition within 5 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

NOTICE IS HEREBY GIVEN THAT on December 7, 2010, the Electrical Contractors Licensing Board, received a petition for Timur Colak, seeking a variance or waiver of Rule 61G6-6.017, Florida Administrative Code, which requires for the purpose of certification, a passing examination score on any part of the examination shall be valid only for a period of two (2) years from the date of the examination.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juanita Chastain, Executive Director, Electrical Contractors Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0783. Comments on this petition should be filed with the Electrical Contractors Licensing Board within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN THAT on December 2, 2010, the Board of Accountancy has issued an order.

The Order is regarding the Petition for Variance, filed on September 13, 2010, by Trisha Floyd. The Notice of Petition for Waiver or Variance was published in Vol. 36, No. 40, of the October 8, 2010, Florida Administrative Weekly. Petitioner sought a waiver or variance of paragraph 61H1-28.0052(1)(b), F.A.C., entitled "Number of Sittings, and Granting of Credit, Release of Grades and Completion of Examination, Transition Rules" which requires candidates to pass all four test sections of the CPA Examination within a rolling eighteen-month period, which begins on the NASBA grade release for the first test section passed. The Board considered the instant Petition at a duly-noticed public telephonic meeting held on November 18, 2010.

The Board's Order granted the petition finding that Petitioner established that the purpose of the underlying statute, Section 473.306, Florida Statutes, would be met by granting a variance from paragraph 61H1-28.0052(1)(b), F.A.C. The Board further found that Petitioner established that applying the requirements of the aforementioned rule to her circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Order may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607.

NOTICE IS HEREBY GIVEN THAT on December 6, 2010, the Board of Accountancy has issued an order.

The Order is regarding the Petition for Waiver or Variance, filed on August 4, 2010, by Kevin Payne. The Notice of Petition for Waiver or Variance was published in Vol. 36, No. 35, of the September 3, 2010, Florida Administrative Weekly. The Petitioner sought a waiver or variance of subsection 61H1-33.003(6), F.A.C., entitled "Continuing Professional Education," which requires that each Florida certified public accountant, as a part of the biennial licensure renewal, on or before December 31 prior to his/her biennial license renewal, report on forms prescribed by the Board, compliance with continuing professional education requirements completed during the applicable reestablishment period. The Board considered the instant Petition at a duly-noticed public meeting, held October 22, 2010, in Tampa, Florida.

The Board's Order granted the petition finding that Petitioner established that the purpose of the underlying statute, Section 473.312, Florida Statutes, would be met by granting a variance or waiver from subsection 61H1-33.003(6), F.A.C. The Board further found that Petitioner established that the Board's full application of the aforementioned rules to his circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Order may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607.

NOTICE IS HEREBY GIVEN THAT on December 1, 2010, the Board of Accountancy, received a petition for Amy Robinson, seeking a variance or waiver of paragraph 61H1-28.0052(1)(b), Florida Administrative Code, that requires candidates to pass all four test sections of the CPA Examination within a rolling eighteen-month period, which begins on the NASBA grade release date for the first test section(s) passed.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN THAT on December 2, 2010, the Board of Accountancy has issued an order.

The Order is regarding the Petition for Variance, filed on August 30, 2010, by Brandy Wunker. The Notice of Petition for Waiver or Variance was published in Vol. 36, No. 40, of the October 8, 2010, Florida Administrative Weekly. Petitioner sought a waiver or variance of paragraph 61H1-28.0052(1)(b), F.A.C., entitled "Number of Sittings, and Granting of Credit, Release of Grades and Completion of Examination, Transition Rules" which requires candidates to pass all four test sections of the CPA Examination within a rolling eighteen-month period, which begins on the NASBA grade release for the first

test section passed. The Board considered the instant Petition at a duly-noticed public telephonic meeting held on November 18, 2010.

The Board's Order granted the petition finding that Petitioner established that the purpose of the underlying statute, Section 473.306, Florida Statutes, would be met by granting a variance from paragraph 61H1-28.0052(1)(b), F.A.C. The Board further found that Petitioner established that applying the requirements of the aforementioned rule to her circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Order may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT on December 14, 2010, the Board of Chiropractic Medicine, received a petition for Joshua C. Flinn, DC. The petitioner is seeking a waiver or variance of subsection 64B2-13.004(2), Florida Administrative Code, which requires that six (6) hours of the forty (40) required continuing education hours, shall be in the area of record keeping/documentation and coding and taken during the biennium.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Bruce Deterding, Executive Director, Board of Chiropractic Medicine/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257. Comments on this petition should be filed with the Board of Chiropractic Medicine within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN THAT on October 26, 2010, the Board of Clinical Laboratory Personnel, received a petition for Victoria S. Curtis. Petitioner is seeking a variance or waiver of paragraph 64B3-5.003(3)(a), Option 2 and 3, Florida Administrative Code, which sets forth the requirements for a specialty licensure as a technologist in microbiology, serology/immunology, clinical chemistry, hematology, immuno-hematology, and molecular pathology.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Bruce Deterding, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

Comments on the petition should be filed with the Board of Clinical Laboratory Personnel within 14 days of publication of this notice.

FLORIDA HOUSING FINANCE CORPORATION

NOTICE IS HEREBY GIVEN THAT on December 9, 2010, the Florida Housing Finance Corporation, received a petition for Waiver/Variance from subsection 9I-35.006(5), F.A.C., which provides deferred SAIL interest of on a very low income set-aside for a term longer than required by law, from COMMUNITY CONNECTIONS OF JACKSONVILLE, INC. The petition is seeking a waiver to allow the Petitioner to continue to operate the Project and will facilitate a new loan structure wherein the outstanding principal balance of the Loan will be repaid in full over time.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Della Harrell, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housings website at: www.floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m. (Eastern Standard Time), on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN THAT on December 10, 2010, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: CREATIVE CHOICE HOMES XXVIII, LTD

DATE PETITION WAS FILED: January 22, 2010

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Subsection 67-48.002(116), F.A.C.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, February 5, 2010, Vol. 36, No. 5

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: December 10, 2010

THE GENERAL BASIS FOR THE DECISION: The purpose of the underlying statute is to make loans to Eligible Housing Providers and Eligible Home Buyers for the construction of affordable housing. The waiver will further this purpose.

A copy of the Order may be obtained by contacting: Della Harrell, Corporation Clerk at (850)488-4197 or email: Della.Harrell@floridahousing.org. The Final Order is posted on Florida Housings website at: www.floridahousing.org.

NOTICE IS HEREBY GIVEN THAT on December 10, 2010, the Florida Housing Finance Corporation has issued an order.

NAME OF THE PETITIONER: CREATIVE CHOICE HOMES XXIX, LTC

DATE PETITION WAS FILED: January 22, 2010

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Subsection 67-48.002(111), F.A.C.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, February 5, 2010, Vol. 36, No. 5

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER: December 10, 2010

THE GENERAL BASIS FOR THE DECISION: The purpose of the underlying statute is to make loans to Eligible Housing Providers and Eligible Home Buyers for the construction of affordable housing. The waiver will further this purpose.

A copy of the Order may be obtained by contacting: Della Harrell, Corporation Clerk at (850)488-4197 or email: Della.Harrell@floridahousing.org. The Final Order is posted on Florida Housings website at: www.floridahousing.org.

Section VI

Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

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

DATE AND TIME: Wednesday, January 12, 2011, 10:00 a.m.

PLACE: The Casements, 25 Riverside Drive, Ormond Beach, Florida 32176

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

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Joan Jefferson at 1(800)847-7278. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Joan Jefferson, Florida Main Street Coordinator, Department of State, R. A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250, 1(800)847-7278.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Pesticide Review Council** announces a public meeting to which all persons are invited.

DATE AND TIME: January 18, 2011, 10:00 a.m.

PLACE: Florida Farm Bureau Federation, 5700 Southwest 34th Street, Gainesville, Florida 32607, (352)378-8100

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the council during which there will be a review of pertinent pesticide issues impacting on human health and the environment.

For more information, you may contact: The Bureau of Pesticides, 3125 Conner Boulevard, Building 6, Mail L-29, Tallahassee, Florida 32399-1650, (850)617-7917.

The **Division of Licensing, Florida Department of Agriculture and Consumer Services** announces a workshop to which all persons are invited.

DATE AND TIME: January 25, 2011, 9:00 a.m. – 3:00 p.m.

PLACE: Department of Agriculture and Consumer Services, 3125 Conner Blvd., Eyster Auditorium, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of the parameters for carrying firearms for class "G" licenses.

A copy of the agenda may be obtained by contacting: sumnert@doacs.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: sumnert@doacs.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Tracy Sumner at sumnert@doacs.state.fl.us.

DEPARTMENT OF EDUCATION

The **Florida Rehabilitation Council (FRC)**, By-Laws Work Group announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 18, 2011, 9:00 a.m. – 11:00 a.m.

PLACE: VR Headquarters, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of the Florida Rehabilitation Council.

Any interested parties that need further information may contact: Paige Sharpton at (850)245-3397.

For appeal process see Section 286.0105, Florida Statutes.

Please note that committees of the Florida Rehabilitation Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at: www.rehabworks.org at least seven days before the meeting. Persons who want to be notified of such meetings may request to be put on a mailing list by writing to Paige Sharpton at the Councils address.

A copy of the agenda may be obtained by contacting: The FRC at (850)245-3397.

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 3-5 days before the workshop/meeting by contacting: The FRC at (850)245-3397. 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 **Department of Education**, Charter School Appeal Commission announces a hearing to which all persons are invited.

DATES AND TIMES: January 11, 2011, 10:00 a.m. – completion; January 12, 2011, 9:00 a.m. – completion

PLACE: Florida Department of Education, 325 W. Gaines Street, Conference Rooms 1721/25, Tallahassee, Florida 32399-0400

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Charter School Appeal Commission will hear the application denial of College Preparatory Academy of the Treasure Coast, Inc. vs. The School Board of St. Lucie County; Imagine at Osceola, Inc. vs. The School Board of Osceola County; Scott Academy Charter School vs. The School Board of Volusia County; Alafaya Charter School vs. The School Board Orange County.

A copy of the agenda may be obtained by contacting: Office of Independent Education and Parental Choice, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399, (850)245-0502.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by

contacting: The Office of Independent Education and Parental Choice, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399, (850)245-0502. 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: Office of Independent Education and Parental Choice, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399, (850)245-0502.

The **Commission for Independent Education** announces a workshop to which all persons are invited.

DATE AND TIME: January 6, 2011, 1:00 p.m.

PLACE: Mission Inn Resort & Club, 10400 County Road 48, Howey-In-The-Hills, Florida 34737

GENERAL SUBJECT MATTER TO BE CONSIDERED: Institutional Standards and Procedures for licensure including incorporation of forms.

A copy of the agenda may be obtained by contacting: The Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399. 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: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399.

The **Gulf Coast Community College District**, Board of Trustees announces a public meeting to which all persons are invited.

DATE AND TIME: January 13, 2011, 10:00 a.m.

PLACE: The North Bay Center, Emergency Operations Center, Room 107, 637 Highway 2300, Southport, Florida 32409

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Gulf Coast Community College District Board of Trustees will hold its monthly meeting.

Contact person for this meeting is: Dr. Jim Kerley, president.

A copy of the agenda may be obtained by contacting: Dr. Steve Nettles, District Board of Trustees Liaison, Director of Institutional Effectiveness, Gulf Coast Community College.

DEPARTMENT OF LAW ENFORCEMENT

The Florida **Department of Law Enforcement** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, January 4, 2011, 2:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4108657#. Please call 5 minutes prior to the designated time of the Conference Call

GENERAL SUBJECT MATTER TO BE CONSIDERED: Standards of Excellence Committee Meeting.

A copy of the agenda may be obtained by contacting: Medical Examiners Commission Staff at (850)410-8600.

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: Medical Examiners Commission Staff at (850)410-8600 or writing: FDLE, Medical Examiners Commission, P. O. Box 1489, Tallahassee, FL 32302. 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: Medical Examiners Commission Staff at (850)410-8600.

DEPARTMENT OF TRANSPORTATION

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

DATES AND TIMES: December 30, 2010, 2:00 p.m.; January 27, 2011, 2:00 p.m.; February 25, 2011, 9:00 a.m.; March 24, 2011, 2:00 p.m.; April 28, 2011, 2:00 p.m.; May 26, 2011, 2:00 p.m.; June 30, 2011, 2:00 p.m. (Changes to meeting Date and Time will be posted at: www.dot.state.fl.us/contractsadministrationdistrict1)

PLACE: Florida Department of Transportation, 801 North Broadway Avenue, Bartow, Florida 33830

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Technical Review Committee Meetings for review of technical issues relating to projects where bids were received by the District One Contracts Office.

A copy of the agenda may be obtained by contacting: Cheryl.sanchious@dot.state.fl.us or writing: Cheryl L. Sanchious, District Contracts Administrator, Attn.: MS #1-18, 801 North Broadway Avenue, Bartow, Florida 33830.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Cheryl.sanchious@dot.state.fl.us or writing: Cheryl L. Sanchious, District Contracts Administrator, Attn.: MS #1-18, 801 North Broadway Avenue, Bartow, Florida 33830, (863)519-2598. 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 **Department of Transportation** announces a public meeting to which all persons are invited.

DATES AND TIMES: January 4, 2011, 10:00 a.m.; February 1, 2011, 10:00 a.m.; March 1, 2011, 1:00 p.m.; April 5, 2011, 10:00 a.m.; May 3, 2011, 10:00 a.m.; June 7, 2011, 10:00 a.m.; July 5, 2011, 10:00 a.m. (Changes to meeting Date and Time will be posted at: www.dot.state.fl.us/contractsadministrationdistrict1)

PLACE: Florida Department of Transportation, 801 North Broadway Avenue, Bartow, Florida 33830

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Awards Committee Meetings to determine the Departments intent to award or reject projects where bids were received by the District One Contracts Office.

A copy of the agenda may be obtained by contacting: Cheryl.sanchious@dot.state.fl.us or by writing: Cheryl L. Sanchious, District Contracts Administrator, Attn.: MS #1-18, 801 North Broadway Avenue, Bartow, Florida 33830.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Cheryl.sanchious@dot.state.fl.us or by writing: Cheryl L. Sanchious, District Contracts Administrator, Attn.: MS #1-18, 801 North Broadway Avenue, Bartow, Florida 33830, (863)519-2598. 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 **Department of Transportation** announces a public meeting to which all persons are invited.

DATES AND TIME: January 11, 2011; February 8, 2011; March 8, 2011; April 5, 2011; May 10, 2011; June 7, 2011, 10:00 a.m. (Changes to meeting Date and Time will be posted at: www.dot.state.fl.us/contractsadministrationdistrict4)

PLACE: Florida Department of Transportation, 3400 West Commercial Blvd., Fort Lauderdale, FL 33309

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Technical Review Committee Meetings for review of technical issues relating to projects where bids were received by the District Four Contracts Office.

A copy of the agenda may be obtained by contacting: Lizz.Holmes@dot.state.fl.us, Lizz Holmes, District Contracts Administrator, 3400 West Commercial Blvd., Fort Lauderdale, FL 33309.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Lizz.Holmes@dot.state.fl.us, District Contracts Administrator, Attn.: Lizz Holmes 3400 West Commercial Blvd., Fort Lauderdale, FL 33309, (954)777-4650. 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 **Department of Transportation** announces a public meeting to which all persons are invited.

DATES AND TIME: January 13, 2011; February 10, 2011; March 10, 2011; April 7, 2011; May 12, 2011; June 9, 2011, 9:00 a.m. (Changes to meeting Date and Time will be posted at: www.dot.state.fl.us/contractsadministrationdistrict4)

PLACE: Florida Department of Transportation, 3400 West Commercial Blvd., Fort Lauderdale, FL 33309

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Awards Committee Meetings to determine the Departments intent to award or reject projects where bids were received by the District Four Contracts Office.

A copy of the agenda may be obtained by contacting: Lizz.Holmes@dot.state.fl.us, Lizz Holmes District Contracts Administrator, 3400 West Commercial Blvd., Fort Lauderdale, FL 33309.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Lizz.Holmes@dot.state.fl.us, District Contracts Administrator, Attn.: Lizz Holmes, 3400 West Commercial Blvd., Fort Lauderdale, FL 33309, (954)777-4650. 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 **Department of Transportation** announces a public meeting to which all persons are invited.

DATES AND TIME: January 13, 2011; February 10, 2011; March 10, 2011; April 14, 2011; May 12, 2011; June 16, 2011, 3:00 p.m. (Changes to meeting Date and Time will be posted at: www.dot.state.fl.us/contractsadministrationdistrict5)

PLACE: Florida Department of Transportation, 719 South Woodland Boulevard, DeLand, Florida 32720

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Technical/Awards Review Committee Meetings for review of technical issues relating to projects where bids were received by the District Five Contracts Office.

A copy of the agenda may be obtained by contacting: michelle.sloan@dot.state.fl.us or writing: Michelle Sloan, Procurement Supervisor, Attn.: MS #524, 719 South Woodland Boulevard, DeLand, Florida 32720.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: michelle.sloan@dot.state.fl.us or writing: Michelle Sloan, Procurement Supervisor, Attn.: MS #524, 719 South Woodland Boulevard, DeLand, Florida 32720, (386)943-5528. 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 **Department of Transportation** announces a public meeting to which all persons are invited.

DATES AND TIME: January 19, 2011; February 16, 2011; March 16, 2011; April 20, 2011; May 18, 2011; June 15, 2011; July 20, 2011, 10:00 a.m. (Changes to meeting Date and Time will be posted at: www.dot.state.fl.us/contractsadministrationdistrict7)

PLACE: Florida Department of Transportation, 11201 North McKinley Drive, Tampa, Florida 33612

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Technical Review Committee Meetings for review of technical issues relating to projects where bids were received by the District Seven Contracts Office.

A copy of the agenda may be obtained by contacting: Sharlena.Korman@dot.state.fl.us or writing: Sharlena Korman, District Contracts Process and Records Technician, District Contracts Office, District Seven, 11201 North McKinley Drive, Tampa, Florida 33612.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Sharlena Korman, District Contracts Process and Records Technician, District Contracts Office, District Seven, 11201 North McKinley Drive, Tampa, Florida 33612. 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 **Department of Transportation** announces a public meeting to which all persons are invited.

DATES AND TIME: January 19, 2011; February 16, 2011; March 23, 2011; April 20, 2011; May 18, 2011; June 29, 2011, 2:00 p.m. (Changes to meeting Date and Time will be posted at: www.dot.state.fl.us/contractsadministrationdistrict2)

PLACE: Florida Department of Transportation, District 2, 1109 S. Marion Avenue, Lake City, Florida 32025-5874

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Technical Review Committee Meetings for review of technical issues relating to projects where bids were received by the District Two Contracts Office.

A copy of the agenda may be obtained by contacting: patsy.elkins@dot.state.fl.us or writing: Florida Department of Transportation, Attn.: Patsy Elkins, District Contracts Coordinator, MS #2015, 1109 S. Marion Avenue, Lake City, Florida 32025-5874.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: patsy.elkins@dot.state.fl.us or writing: Patsy Elkins, District Contracts Coordinator, 1109 S. Marion Avenue, Lake City, Florida 32025-5874, (386)758-3703. 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 **Department of Transportation** announces a public meeting to which all persons are invited.

DATES AND TIME: January 27, 2011; February 24, 2011; March 24, 2011; April 28, 2011; May 26, 2011; June 23, 2011, 1:30 p.m. (Changes to meeting Date and Time will be posted at: www.dot.state.fl.us/contractsadministrationdistrict3)

PLACE: Florida Department of Transportation, 1074 Hwy. 90, Chipley, Florida 32428

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Technical Review Committee Meetings for review of technical issues relating to projects where bids were received by the District Three Contracts Office.

A copy of the agenda may be obtained by contacting: richard.norris@dot.state.fl.us or writing: Richard Norris, District Contracts Administrator, Attn.: Professional Services, 1074 Hwy. 90, Chipley, Florida 32428.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: richard.norris@dot.state.fl.us or writing: Richard Norris, District Contracts Administrator, 1074 Hwy. 90, Chipley, Florida 32428, (850)638-0250. 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 **Department of Transportation** announces a public meeting to which all persons are invited.

DATES AND TIME: January 28, 2011; February 25, 2011; March 25, 2011; April 29, 2011; May 27, 2011; June 24, 2011; July 29, 2011, 8:00 a.m. (Changes to meeting Date and Time will be posted at: www.dot.state.fl.us/contractsadministrationdistrict7)

PLACE: Florida Department of Transportation, 11201 North McKinley Avenue, Tampa, Florida 33612

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Awards Committee Meetings to determine the Departments intent to award or reject projects where bids were received by the District Seven Contracts Office.

A copy of the agenda may be obtained by contacting: Sharlena.Korman@dot.state.fl.us or by writing: Sharlena Korman, District Contracts Process and Records Technician, District Contracts Office, District Seven, 11201 North McKinley Drive, Tampa, Florida 33612.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Sharlena Korman, District Contracts Process and Records Technician, District Contracts Office, District Seven, 11201 North McKinley Drive, Tampa, Florida 33612 or (813)975-6036. 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 **Department of Transportation** announces a public meeting to which all persons are invited.

DATES AND TIME: January 31, 2011; February 21, 2011; March 21, 2011; April 25, 2011; May 23, 2011; June 27, 2011, 11:00 a.m. (Changes to meeting Date and Time will be posted at: www.dot.state.fl.us/contractsadministrationturnpike)

PLACE: Florida Department of Transportation, MP 263, Bldg. 5315, Florida's Turnpike, Ocoee, FL 34761

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Technical/Award Review Committee Meetings for review of issues relating to projects where bids were received by the Turnpike Contracts Office.

A copy of the agenda may be obtained by contacting: Richardjr.Nethercote@dot.state.fl.us or writing: Richard Nethercote, Jr., District Contracts Administrator, MP 263, Bldg. 5315, Florida's Turnpike, Ocoee, FL 34761.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by

contacting: Richardjr.Nethercote@dot.state.fl.us or writing: Richard Nethercote, Jr., District Contracts Administrator, MP 263, Bldg. 5315, Florida's Turnpike, Ocoee, Florida 34761, (407)264-3885. 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 **Department of Transportation** announces a public meeting to which all persons are invited.

DATES AND TIME: January 31, 2011; February 28, 2011; March 28, 2011; May 2, 2011; May 31, 2011; June 27, 2011, 2:00 p.m. (Changes to meeting Date and Time will be posted at: www.dot.state.fl.us/contractsadministrationdistrict3)

PLACE: Florida Department of Transportation, 1074 Hwy. 90, Chipley, Florida 32428

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Awards Committee Meetings to determine the Departments intent to award or reject projects where bids were received by the District Three Contracts Office.

A copy of the agenda may be obtained by contacting: richard.norris@dot.state.fl.us or writing: Richard Norris, District Contracts Administrator, Attn.: Professional Services, 1074 Hwy. 90, Chipley, Florida 32428.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: richard.norris@dot.state.fl.us or writing: Richard Norris, District Contracts Administrator, 1074 Hwy. 90, Chipley, Florida 32428, (850)638-0250. 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 **Department of Transportation** announces a public meeting to which all persons are invited.

DATES AND TIME: February 1, 2011; March 1, 2011; April 5, 2011; May 3, 2011; May 31, 2011; July 12, 2011, 8:30 a.m. (Changes to meeting Date and Time will be posted at: www.dot.state.fl.us/contractsadministrationdistrict2)

PLACE: Florida Department of Transportation, District 2, 1109 S. Marion Avenue, Lake City, Florida 32025-5874

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Awards Committee Meetings to determine the Departments intent to award or reject projects where bids were received by the District Two Contracts Office.

A copy of the agenda may be obtained by contacting: patsy.elkins@dot.state.fl.us or by writing: Patsy Elkins, District Contracts Coordinator, MS 2015, 1109 S. Marion Avenue, Lake City, Florida 32025-5874.

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

agency at least 7 days before the workshop/meeting by contacting: patsy.elkins@dot.state.fl.us or by writing: Patsy Elkins, District Contracts Coordinator, MS 2015, 1109 S. Marion Avenue, Lake City, FL 32025-5874, (386)758-3703. 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 **Department of Transportation** announces a public meeting to which all persons are invited.

DATES AND TIME: February 3, 2011; March 3, 2011; April 7, 2011; May 4, 2011; June 2, 2011, 2:30 p.m. (Changes to meeting Date and Time will be posted at: www.dot.state.fl.us/contractsadministrationdistrict6)

PLACE: Florida Department of Transportation, 1000 N. W. 111th Avenue, Miami, Florida 33172

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Technical Review Committee Meetings for review of technical issues relating to projects where bids were received by the District Six Contracts Office.

A copy of the agenda may be obtained by contacting: michelle.guidry@dot.state.fl.us or writing: Michelle Guidry, District Letting Coordinator, 1000 N. W. 111th Avenue, Miami, Florida 33172.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: michelle.guidry@dot.state.fl.us or writing: Michelle Guidry, District Letting Coordinator, 1000 N. W. 111th Avenue, Miami, Florida 33172, (305)470-5404. 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 **Department of Transportation** announces a public meeting to which all persons are invited.

DATES AND TIMES: February 7, 2011, 1:30 p.m.; March 7, 2011, 9:00 a.m.; April 11, 2011, 9:00 a.m.; May 9, 2011, 9:00 a.m.; June 6, 2011, 9:00 a.m. (Changes to meeting Date and Time will be posted at: www.dot.state.fl.us/contractsadministrationdistrict6)

PLACE: Florida Department of Transportation, 1000 N. W. 111th Avenue, Miami, Florida 33172

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Awards Committee Meetings to determine the Departments intent to award or reject projects where bids were received by the District Six Contracts Office.

A copy of the agenda may be obtained by contacting: michelle.guidry@dot.state.fl.us or writing: Michelle Guidry, District Letting Coordinator, 1000 N. W. 111th Avenue, Miami, Florida 33172.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Michelle Guidry, District Letting Coordinator, 1000 N. W. 111th Avenue, Miami, FL 33172, (305)470-5404. 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 **Department of Transportation** announces a public meeting to which all persons are invited.

DATES AND TIME: February 8, 2011; March 8, 2011; April 12, 2011; May 10, 2011; June 7, 2011; July 5, 2011, 2:00 p.m. (Changes to meeting Date and Time will be posted at: www.dot.state.fl.us/cc-admin/meetingnotice.shtm)

PLACE: Florida Department of Transportation, 605 Suwannee St., Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Technical Review Committee Meetings for review of technical issues relating to projects where bids were received by the Central Contracts Office.

A copy of the agenda may be obtained by contacting: Contracts.admin@dot.state.fl.us or writing: Juanita Moore, Contracts Manager, Contracts Office, MS 55, 605 Suwannee 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 7 days before the workshop/meeting by contacting: Contracts.admin@dot.state.fl.us or writing: Juanita Moore, Contracts Manager, Contracts Office, MS 55, 605 Suwannee St., Tallahassee, FL 32399, (850)414-4000. 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 **Department of Transportation** announces a public meeting to which all persons are invited.

DATES AND TIME: February 9, 2011; March 9, 2011; April 13, 2011; May 11, 2011; June 8, 2011; July 6, 2011, 1:00 p.m. (Changes to meeting Date and Time will be posted at: www.dot.state.fl.us/cc-admin/meetingnotice.shtm)

PLACE: Florida Department of Transportation, 605 Suwannee St., Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are the Awards Committee Meetings to determine the Departments intent to award or reject projects where bids were received by the Central Contracts Office.

A copy of the agenda may be obtained by contacting: Contracts.admin@dot.state.fl.us or writing: Juanita Moore, Contracts Manager, Contracts Office, MS 55, 605 Suwannee 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 7 days before the workshop/meeting by contacting: Contracts.admin@dot.state.fl.us or writing: Juanita Moore, Contracts Manager, Contracts Office, MS 55, 605 Suwannee St., Tallahassee, FL 32399, (850)414-4000. 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).

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

FLORIDA PAROLE COMMISSION

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATES AND TIME: Wednesdays, January 5, 2011; January 12, 2011; January 26, 2011, 8:30 a.m.

PLACE: Florida Parole Commission, 4070 Esplanade Way, Tallahassee, FL 32399-2450

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery, Control Release and all other Commission business.

A copy of the agenda may be obtained by contacting: Florida Parole Commission at (850)488-1293.

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 Parole Commission at ada@fpc.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).

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.

EXECUTIVE OFFICE OF THE GOVERNOR

The **Office of Drug Control** announces a telephone conference call to which all persons are invited.

DATES AND TIME: January 6, 20, 2011; February 3, 17, 2011, 4:00 p.m – 5:00 p.m.

PLACE: Room 2105, The Capitol, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Prescription Drug Monitoring Program Foundation, Inc.

A copy of the agenda may be obtained by contacting: Claude Shipley at (850)414-8820.

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: Claude Shipley at (850)414-8820. 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: Claude Shipley at (850)414-8820.

The Florida **Office of Drug Control** announces a public meeting to which all persons are invited.

DATE AND TIME: January 27, 2011, 10:00 a.m. – 3:00 p.m.

PLACE: Room 2103, The Capitol, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Drug Policy Advisory Council.

A copy of the agenda may be obtained by contacting: Claude Shipley at (850)414-8820.

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: Claude Shipley at (850)414-8820. 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: Claude Shipley at (850)414-8820.

The Florida **Office of Drug Control** announces a public meeting to which all persons are invited.

DATE AND TIME: February 10, 2011, 9:00 a.m. – 12:00 p.m.

PLACE: Room 2103, The Capitol, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Prescription Drug Monitoring Program Implementation and Oversight Task Force.

A copy of the agenda may be obtained by contacting: Claude Shipley at (850)414-8820.

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: Claude Shipley at (850)414-8820. 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: Claude Shipley at (850)414-8820.

REGIONAL PLANNING COUNCILS

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

DATE AND TIMES: Monday, January 10, 2011, 4:00 p.m.; Economic Development Committee, 3:00 p.m.; Executive Committee, 3:00 p.m.

PLACE: Niceville City Hall, 208 North Partin Drive, Niceville FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Council and the two committees.

A copy of the agenda may be obtained by contacting: Ms. Terry Joseph, Executive Director, West Florida Regional Planning Council at terry.joseph@wfrpc.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 2 Business days before the workshop/meeting by contacting: Ms. Terry Joseph, Executive Director, West Florida Regional Planning Council at terry.joseph@wfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Ms. Terry Joseph, Executive Director, West Florida Regional Planning Council at terry.joseph@wfrpc.org.

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

DATE AND TIME: January 12, 2011, 9:30 a.m.

PLACE: Sebring Airport Authority Board Room, 128 Authority Lane, Sebring, FL 33870

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting of the Council and/or its Executive Committee.

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

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: Patricia M. Steed, Executive Director, 555 East Church Street, Bartow, FL 33830, psteed@cfrpc.org or (863)534-7130.

For more information visit our website at: www.swfrpc.org.

The **Tampa Bay Regional Planning Council**, Regional Planning Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: January 7, 2011, 1:30 p.m.

PLACE: 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Regional Planning Advisory Committee.

A copy of the agenda may be obtained by contacting: www.tbrpc.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: Wren Krahl at (727)570-5151, ext. 22 or email: wren@tbrpc.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).

For more information, you may contact: Avera Wynne at (727)570-5151, ext. 30 or email: avera@tbrpc.org.

METROPOLITAN PLANNING ORGANIZATIONS

The **Broward County Transportation Disadvantaged Coordinating Board** announces a public meeting to which all persons are invited.

DATE AND TIME: January 10, 2011, 2:00 p.m.

PLACE: Board Room, Broward Metropolitan Planning Organization, Trade Centre South, 100 West Cypress Creek Road, Suite 850, Fort Lauderdale, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Business Meeting of the Broward County Transportation Disadvantaged Coordinating Board (BCCB).

A copy of the agenda may be obtained by contacting: Deborah Byrnes at (954)876-0033, email: byrnesd@browardmpo.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 2 days before the workshop/meeting by contacting: Deborah Byrnes at (954)876-0033. 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: Deborah Byrnes at (954)876-0033, email: byrnesd@browardmpo.org.

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

DATE AND TIME: Wednesday, January 5, 2011, 10:00 a.m.

PLACE: Southwest Florida Regional Planning Council, 2nd Floor, Meeting Room, 1926 Victoria Avenue, Fort Myers, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The SWFRPC's Lower West Coast Watersheds Implementation Committee will hold their monthly meeting.

A copy of the agenda may be obtained by contacting: Mr. David Crawford at (239)338-2550, ext. 226 or email: dcrawford@swfrpc.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: Ms. Deborah Kooi at (239)338-2550, ext. 210 or dkooi@swfrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

WATER MANAGEMENT DISTRICTS

The **Suwannee River Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: January 5, 2011, 1:00 p.m.

PLACE: District Headquarters, 9225 CR 49, Live Oak, FL 32060

GENERAL SUBJECT MATTER TO BE CONSIDERED: Legal counsel for District's Governing Board.

A copy of the agenda may be obtained by contacting: The District at (386)362-1001 or 1(800)226-1066 (Florida only).

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: The District at (386)362-1001 or 1(800)226-1066 (Florida only). 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.

The **Suwannee River Water Management District** announces a hearing to which all persons are invited.

DATE AND TIME: January 11, 2011, 9:00 a.m.

PLACE: District Headquarters, Live Oak, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The proposed acquisition of the Robert Shaw/Santa Fe Swamp Addition, 60.11 acres ±, Alachua and Bradford Counties Acres, with Preservation 2000 Resale Funds.

A copy of the agenda may be obtained by contacting: Lisa Cheshire at (386)362-1001 or email: lmc@srwmd.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 2 days before the workshop/meeting by contacting: Lisa Cheshire at (386)362-1001 or email: lmc@srwmd.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Terry Demott at (386)362-1001 or email: ted@srwmd.org.

The **Suwannee River Water Management District** announces a hearing to which all persons are invited.

DATE AND TIME: January 11, 2011, 9:00 a.m.

PLACE: District Headquarters, Live Oak, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The proposed acquisition of the Robert Shaw/Santa Fe Swamp Addition, 60.11 acres ±, Alachua and Bradford Counties, with Preservation 2000 Resale Funds.

A copy of the agenda may be obtained by contacting: Lisa Cheshire at (386)362-1001 or email: lmc@srwmd.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 2 days before the workshop/meeting by contacting: Lisa Cheshire at (386)362-1001 or email: lmc@srwmd.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Terry Demott at (386)362-1001 or email: ted@srwmd.org.

The **Suwannee River Water Management District** announces a hearing to which all persons are invited.

DATE AND TIME: January 11, 2011, 9:00 a.m.

PLACE: District Headquarters, Live Oak, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public hearing is being held to offer interested persons the opportunity to provide comments concerning the annual revision and changes to the District's Florida Forever Work Plan.

A copy of the 2011 Florida Forever Work Plan may be obtained on the District website: www.mysuwanneeriver.com or by writing: Gwendolyn Lord, Business Resource Specialist IV, SRWMD, 9225 CR 49, Live Oak, FL 32060.

A copy of the agenda may be obtained by contacting: Gwendolyn Lord, Business Resource Specialist IV at (386)362-1001.

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: Lisa Cheshire at (386)362-1001. 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: Gwendolyn Lord, Business Resource Specialist IV, SRWMD, 9225 CR 49, Live Oak, FL 32060.

The **St. Johns River Water Management District**, Projects & Land Committee announces a public meeting to which all persons are invited.

DATE AND TIMES: Friday, January 7, 2011, 8:00 a.m., Projects & Land Committee Business Meeting; 10:15 a.m., Tour of Upper St. Johns River Basin Project areas

PLACE: Projects and Land Business Meeting: Holiday Inn Vero Beach, 3384 Ocean Drive, Vero Beach, FL 32963; Projects and Land Committee Tour: Lake Cara Recreation Area West entrance to Fort Drum Marsh Conservation Area, Approximately 15 miles west of I-95 and SR 60, Vero Beach, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Updates and discussion on the Upper St. Johns River Basin Restoration Program by Hector Herrera, Basin Program Manager and a water quality trend update by TBA.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention: Heather Barnes, 4049 Reid Street, Palatka, FL 32177, (386)329-4347.

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: Heather Barnes at (386)329-4347. 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.

The **St. Johns River Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIMES: Tuesday, January 11, 2011, 8:15 a.m., Chair's Meeting; 9:00 a.m., Finance, Administration and Audit Committee; 10:00 a.m., Regulatory Committee; followed by Governing Board Meeting and Public Hearing on Land Acquisition

PLACE: District Headquarters, 4049 Reid Street (Hwy. 100 West), Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion and consideration of District business including regulatory and non-regulatory matters. Staff may recommend approval of external amendments which affect the adopted budget.

NOTE: One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention: Missy McDermont, 4049 Reid Street, Palatka, Florida 32177, (386)329-4101 or by visiting the District's website: www.floridaswater.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 48 hours before the workshop/meeting by contacting: District Clerk at (386)329-4500. 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.

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

DATE AND TIME: Tuesday, January 4, 2011, 9:00 a.m.

PLACE: Tampa Service Office, 7601 US 301, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: Permit No. and Project Name: 43031040.001 All American Boat Storage, 43033204.001 Pinellas County – Curlew Creek Channel A, 43032379.002 Sweetwater Preserve Livestock Pond.

A copy of the agenda may be obtained by contacting: Patty McLeod, Southwest Florida Water Management District, PMO, 2379 Broad Street, Brooksville, FL 34609-6749 or by visiting the District's website: www.watermatters.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: SWFWMD, Human Resources Director at 1(800)423-1476, ext. 4702, TDD (FL Only), 1(800)231-6103 or email: ADACoordinator@swfwmd.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 **Southwest Florida Water Management District** announces a workshop to which all persons are invited.

DATE AND TIME: Thursday, January 6, 2011, 6:00 p.m. – 8:45 p.m.

PLACE: Lecanto Government Building, 3600 West Sovereign Path, Lecanto, Florida 34461

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Southwest Florida Water Management District is inviting the public to comment on proposed minimum flows and levels (MFLs) for the Homosassa River and associated springs. The District has already held one public workshop on the Homosassa River MFLs. This second meeting was scheduled to give the public additional time to review the proposed MFLs.

The state Legislature requires the District to set MFLs for priority water bodies within the District. A minimum flow or level is the limit at which further water withdrawals will cause significant harm to the water resources and/or environment.

During the workshop, District staff will review the regulatory framework and the technical basis for the proposed MFLs. The workshop will also provide an opportunity for local governments, citizens and others to be part of the development of minimum flows and levels for the river system.

Public comment gathered at the workshop will be summarized and presented to the Governing Board when staff submits a final report and proposed rule amendments associated with the MFLs in the coming months. Following consideration of the report, public comments and results from an independent peer review, the Governing Board may choose to adopt the MFLs

into District rules. Governing Board meetings are open to the public where brief oral comments are permitted on meeting agenda items.

Written comments are also welcome and can be submitted via mail or email to: Doug Leeper, Chief Environmental Scientist, 2379 Broad Street, Brooksville, FL 34604-6899, Doug.Leeper@watermatters.org, no later than January 20, 2011.

A draft report containing information on the development of MFLs for the Homosassa River is available on the District's web site. To locate the report, browse to WaterMatters.org/mfl and click on the MFL documents and reports link.

For more information, please contact: Doug Leeper at 1(800)423-1476, ext. 4272.

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: (352)796-7211 or 1(800)423-1476 (Florida Only), extension 4702, TDD (Florida Only) 1(800)231-6103 or email: ADACoordinator@swfwmd.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 **Water Resources Advisory Commission (WRAC)** announces a public meeting to which all persons are invited.

DATE AND TIME: January 6, 2011, 9:00 a.m. – 4:00 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Public Meeting of the Water Resources Advisory Commission (WRAC) regarding water resources protection, water supply and flood protection issues. The public is advised that it is possible that one or more members of the Governing Board of the South Florida Water Management District may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting: Megan Jacoby at (561)682-6517 or at our website: <http://my.swfwmd.gov/wrac>.

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

DEPARTMENT OF ELDER AFFAIRS

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATES AND TIME: January 4, 2011; February 2, 2011; March 1, 2011; April 5, 2011; May 3, 2011; June 7, 2011; July 5, 2011; August 2, 2011; September 6, 2011; October 4, 2011; November 1, 2011; December 6, 2011, 9:00 a.m. – 10:45 a.m. (EST/EDT)

PLACE: Temple Shalom, 23190 Utica Avenue, Port Charlotte, FL 33949

GENERAL SUBJECT MATTER TO BE CONSIDERED: Southwest Florida District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Clare Caldwell, Department of Elder Affairs, Room 152, 2295 Victoria Avenue, Ft. Myers, FL 33901, (239)338-3325, email: caldwellcr@elderaffairs.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 72 hours before the workshop/meeting by contacting: Clare Caldwell, Department of Elder Affairs, 2295 Victoria Avenue, Room 152, Ft. Myers, Florida 33901, (239)338-3325 or email: caldwellcr@elderaffairs.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).

For more information, you may contact: Clare Caldwell, Department of Elder Affairs, 2295 Victoria Avenue, Room 152, Ft. Myers, Florida 33901, (239)338-3325 or email: caldwellcr@elderaffairs.org.

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATES AND TIME: January 10, 2011; February 14, 2011; March 14, 2011; April 11, 2011; May 9, 2011; June 13, 2011; July 11, 2011; August 8, 2011; September 12, 2011; October 10, 2011; November 14, 2011; December 12, 2011, 10:00 a.m. – 11:30 a.m. (EST/EDT)

PLACE: 3601 Kirby Loop Road, Ft. Pierce, FL 34981

GENERAL SUBJECT MATTER TO BE CONSIDERED: Treasure Coast District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Ryan Miller, Department of Elder Affairs, 3801 N. W. 40th Terrace, Suite A, Gainesville, Florida 32606, (352)955-5015 or email: millerr@elderaffairs.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 72 hours before the workshop/meeting by contacting: Ryan Miller, Department of Elder Affairs, 3801 Northwest 40th Terrace, Suite A, Gainesville, Florida 32606, (352)955-5015 or email: millerr@elderaffairs.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).

For more information, you may contact: Ryan Miller, Department of Elder Affairs, 3801 N. W. 40th Terrace, Suite A, Gainesville, Florida 32606, (352)955-5015 or email: millerr@elderaffairs.org.

The Department of Elder Affairs, Long-Term Care Ombudsman Program announces a public meeting to which all persons are invited.

DATES AND TIME: January 10, 2011; February 21, 2011; March 21, 2011; April 11, 2011; May 16, 2011; June 20, 2011; July 18, 2011; August 15, 2011; September 19, 2011; October 17, 2011; November 21, 2011; December 12, 2011, 11:00 a.m. – 12:00 Noon (EST/EDT)

PLACE: 111 South Sapodilla Ave., Room #113B, West Palm Beach, FL 33401

GENERAL SUBJECT MATTER TO BE CONSIDERED: Palm Beach District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Clare Caldwell, Department of Elder Affairs, 2295 Victoria Avenue, Room 152, Ft. Myers, FL 33901, (239)338-3325 or email: caldwelcr@elderaffairs.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 72 hours before the workshop/meeting by contacting: Clare Caldwell, Department of Elder Affairs, 2295 Victoria Avenue, Room 152, Ft. Myers, Florida 33901, (239)338-3325 or email: caldwelcr@elderaffairs.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).

For more information, you may contact: Clare Caldwell, Department of Elder Affairs, 2295 Victoria Avenue, Room 152, Ft. Myers, Florida 33901, (239)338-3325 or email: caldwelcr@elderaffairs.org.

The Department of Elder Affairs, Long-Term Care Ombudsman Program announces a public meeting to which all persons are invited.

DATES AND TIME: January 11, 2011; February 8, 2011; March 8, 2011; April 12, 2011; May 10, 2011; June 14, 2011; July 12, 2011; August 9, 2011; September 13, 2011; October 11, 2011; November 8, 2011; December 13, 2011, 10:00 a.m. – 11:00 a.m. (EST/EDT)

PLACE: Elder Source, 4160 Woodcock Drive, Bldg. 2800, 2nd Floor, Jacksonville, FL 32207

GENERAL SUBJECT MATTER TO BE CONSIDERED: First Coast District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Ryan Miller, Department of Elder Affairs, 3801 N. W. 40th Terrace, Suite A, Gainesville, Florida 32606, (352)955-5015 or email: millerr@elderaffairs.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 72 hours before the workshop/meeting by contacting: Ryan Miller, Department of Elder Affairs, 3801 Northwest 40th Terrace, Suite A, Gainesville, Florida 32606, (352)955-5015 or email: millerr@elderaffairs.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).

For more information, you may contact: Ryan Miller, Department of Elder Affairs, 3801 N. W. 40th Terrace, Suite A, Gainesville, Florida 32606, (352)955-5015 or email: millerr@elderaffairs.org.

The Department of Elder Affairs, Long-Term Ombudsman Program announces a public meeting to which all persons are invited.

DATES AND TIME: January 11, 2011; February 8, 2011; March 8, 2011; April 12, 2011; May 10, 2011; June 14, 2011; July 12, 2011; August 9, 2011; September 13, 2011; October 11, 2011; November 8, 2011; December 13, 2011, 12:30 p.m. – 1:45 p.m. (EST/EDT)

PLACE: DCF Building, 1400 West Commercial Blvd., Room 203, Ft. Lauderdale, FL 33309

GENERAL SUBJECT MATTER TO BE CONSIDERED: Broward District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Clare Caldwell, Department of Elder Affairs, 2295 Victoria Avenue, Room 152, Ft. Myers, Florida 33901, (239)338-3325 or email: caldwelcr@elderaffairs.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 72 hours before the workshop/meeting by contacting: Clare Caldwell, Department of Elder Affairs, 2295 Victoria Avenue, Room 152, Ft. Myers, Florida 33901, (239)338-3325 or email: caldwelcr@elderaffairs.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).

For more information, you may contact: Clare Caldwell, Department of Elder Affairs, 2295 Victoria Avenue, Room 152, Ft. Myers, Florida 33901, (239)338-3325 or email: caldwelcr@elderaffairs.org.

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATES AND TIME: January 12, 2011; February 9, 2011; March 9, 2011; April 13, 2011; May 11, 2011; June 8, 2011; July 13, 2011; August 10, 2011; September 7, 2011; October 12, 2011; November 9, 2011; December 7, 2011, 10:00 a.m. – 11:00 a.m. (EST/EDT)

PLACE: 210 North Palmetto Avenue, Room 148, Daytona Beach, FL 32114

GENERAL SUBJECT MATTER TO BE CONSIDERED: First Coast South District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Ryan Miller, Department of Elder Affairs, 3801 N. W. 40th Terrace, Suite A, Gainesville, Florida 32606, (352)955-5015 or email: millerr@elderaffairs.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 72 hours before the workshop/meeting by contacting: Ryan Miller, Department of Elder Affairs, 3801 Northwest 40th Terrace, Suite A, Gainesville, Florida 32606, (352)955-5015 or email: millerr@elderaffairs.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).

For more information, you may contact: Ryan Miller, Department of Elder Affairs, 3801 N. W. 40th Terrace, Suite A, Gainesville, Florida 32606, (352)955-5015 or email: millerr@elderaffairs.org.

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATES AND TIME: January 13, 2011; February 10, 2011; March 10, 2011; April 14, 2011; May 12, 2011; June 9, 2011; July 14, 2011; August 11, 2011; September 8, 2011; October 13, 2011; November 10, 2011; December 8, 2011, 10:00 a.m. – 11:00 a.m. (EST/EDT)

PLACE: St. Anne Byzantine Catholic Church, 7120 Massachusetts Avenue, New Port Richey, FL 34653

GENERAL SUBJECT MATTER TO BE CONSIDERED: Pasco and North Pinellas District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, Florida 34655, (727)376-3442 or email: carpenterd@elderaffairs.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 72 hours before the workshop/meeting by

contacting: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, FL 34655, (727)376-3442 or email: carpenterd@elderaffairs.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).

For more information, you may contact: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, FL 34655, (727)376-3442 or email: carpenterd@elderaffairs.org.

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATES AND TIME: January 13, 2011; February 10, 2011; March 10, 2011; April 14, 2011; May 12, 2011; June 9, 2011; July 14, 2011; August 11, 2011; September 8, 2011; October 13, 2011; November 10, 2011; December 15, 2011, 10:30 a.m. – 12:30 p.m. (EST/EDT)

PLACE: North Miami Beach Public Library, 1601 N. E. 164th Street, North, North Miami Beach, FL 33162

GENERAL SUBJECT MATTER TO BE CONSIDERED: North Dade District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Clare Caldwell, Department of Elder Affairs, 2295 Victoria Avenue, Room 152, Ft. Myers, Florida 33901, (239)338-3325 or email: caldwellcr@elderaffairs.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 72 hours before the workshop/meeting by contacting: Clare Caldwell, Department of Elder Affairs, 2295 Victoria Avenue, Room 152, Ft. Myers, Florida 33901, (239)338-3325 or email: caldwellcr@elderaffairs.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).

For more information, you may contact: Clare Caldwell, Department of Elder Affairs, 2295 Victoria Avenue, Room 152, Ft. Myers, Florida 33901, (239)338-3325 or email: caldwellcr@elderaffairs.org.

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATES AND TIME: January 13, 2011; February 10, 2011; March 10, 2011; April 14, 2011; May 12, 2011; June 9, 2011, 12:00 Noon – 2:00 p.m. (EST/EDT)

PLACE: Mayor William Beardall Senior Center, 800 South Delaney Avenue, Room 3C, Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: East Central Florida District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Ryan Miller, Department of Elder Affairs, 3801 N. W. 40th Terrace, Suite A, Gainesville, Florida 32606, (352)955-5015 or email: millerr@elderaffairs.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 72 hours before the workshop/meeting by contacting: Ryan Miller, Department of Elder Affairs, 3801 Northwest 40th Terrace, Suite A, Gainesville, Florida 32606, (352)955-5015 or email: millerr@elderaffairs.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).

For more information, you may contact: Ryan Miller, Department of Elder Affairs, 3801 N. W. 40th Terrace, Suite A, Gainesville, Florida 32606, (352)955-5015 or email: millerr@elderaffairs.org.

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATES AND TIME: January 13, 2011; February 10, 2011; March 10, 2011; April 14, 2011; May 12, 2011; June 9, 2011; July 14, 2011; August 11, 2011; September 8, 2011; October 13, 2011; November 10, 2011; December 8, 2011, 2:00 p.m. – 3:00 p.m. (EST/EDT)

PLACE: United Way of Central Florida, 5605 US Hwy. 98 South, Highland City, FL 33846

GENERAL SUBJECT MATTER TO BE CONSIDERED: South Central Florida District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Ryan Miller, Department of Elder Affairs, 3801 N. W. 40th Terrace, Suite A, Gainesville, Florida 32606, (352)955-5015 or email: millerr@elderaffairs.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 72 hours before the workshop/meeting by contacting: Ryan Miller, Department of Elder Affairs, 3801 Northwest 40th Terrace, Suite A, Gainesville, Florida 32606, (352)955-5015 or email: millerr@elderaffairs.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).

For more information, you may contact: Ryan Miller, Department of Elder Affairs, 3801 N. W. 40th Terrace, Suite A, Gainesville, Florida 32606, (352)955-5015 or email: millerr@elderaffairs.org.

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 14, 2011, 9:30 a.m. – 11:00 a.m. (EST)

PLACE: Conference Call: 1(888)808-6959, Conference Code: 9382152028#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Long-Term Care Ombudsman Program, Data and Information Committee Business.

A copy of the agenda may be obtained by contacting: Priscilla Zachary, 4040 Esplanade Way, Ste. 280P, Tallahassee, FL 32399, (850)414-2323 or email: zacharypa@elderaffairs.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 72 hours before the workshop/meeting by contacting: Priscilla Zachary, 4040 Esplanade Way, Ste. 280P, Tallahassee, FL 32399, (850)414-2323 or email: zacharypa@elderaffairs.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).

For more information, you may contact: Priscilla Zachary, 4040 Esplanade Way, Ste. 280P, Tallahassee, Florida 32399, (850)414-2323 or email: zacharypa@elderaffairs.org.

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATES AND TIME: January 18, 2011; February 15, 2011; March 15, 2011; April 19, 2011; May 17, 2011; June 21, 2011; July 19, 2011; August 16, 2011; September 20, 2011; October 18, 2011; November 15, 2011; December 20, 2011, 12:00 Noon – 12:55 p.m. (EST/EDT)

PLACE: Kendall United Methodist Church, 7600 S. W. 104th Street, Miami, FL 33176

GENERAL SUBJECT MATTER TO BE CONSIDERED: South Dade and the Florida Keys District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Clare Caldwell, Department of Elder Affairs, 2295 Victoria Avenue, Room 152, Ft. Myers, Florida 33901, (239)338-3325 or email: caldweller@elderaffairs.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 72 hours before the workshop/meeting by

contacting: Clare Caldwell, Department of Elder Affairs, 2295 Victoria Avenue, Room 152, Ft. Myers, Florida 33901, (239)338-3325 or email: caldwellcr@elderaffairs.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).

For more information, you may contact: Clare Caldwell, Department of Elder Affairs, 2295 Victoria Avenue, Room 152, Ft. Myers, Florida 33901, (239)338-3325 or email: caldwellcr@elderaffairs.org.

The Department of Elder Affairs, Long-Term Care Ombudsman Program announces a public meeting to which all persons are invited.

DATES AND TIME: January 19, 2011; February 16, 2011; March 16, 2011; April 20, 2011; May 18, 2011; June 15, 2011; July 20, 2011; August 17, 2011; September 21, 2011; October 19, 2011; November 16, 2011; December 21, 2011, 9:30 a.m. – 10:45 a.m. (EST/EDT)

PLACE: Department of Environmental Protection, 3800 Common Wealth Blvd., Carr Bldg., Room 170, Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: Panhandle District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, Florida 34655, (727)376-3442 or email: carpenterd@elderaffairs.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 72 hours before the workshop/meeting by contacting: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, FL 34655, (727)376-3442 or email: carpenterd@elderaffairs.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).

For more information, you may contact: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, FL 34655, (727)376-3442 or email: carpenterd@elderaffairs.org.

The Department of Elder Affairs, Long-Term Care Ombudsman Program announces a public meeting to which all persons are invited.

DATES AND TIME: January 20, 2011; July 21, 2011; October 20, 2011, 10:30 a.m. – 12:00 Noon (EST/EDT)

PLACE: Largo Community Center, 400 Alt. Keen Road, Largo, FL 33770

GENERAL SUBJECT MATTER TO BE CONSIDERED: Mid & South Pinellas District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, Florida 34655, (727)376-3442 or email: carpenterd@elderaffairs.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 72 hours before the workshop/meeting by contacting: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, FL 34655, (727)376-3442 or email: carpenterd@elderaffairs.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).

For more information, you may contact: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, FL 34655, (727)376-3442 or email: carpenterd@elderaffairs.org.

The Department of Elder Affairs, Long-Term Care Ombudsman Program announces a public meeting to which all persons are invited.

DATES AND TIME: January 20, 2011; February 17, 2011; March 17, 2011; April 21, 2011; May 19, 2011; June 16, 2011; July 21, 2011; August 18, 2011; September 15, 2011; October 20, 2011; November 17, 2011; December 8, 2011, 12:30 p.m. – 2:30 p.m. (EST/EDT)

PLACE: Haven Hospice, 4200 N. W. 90th Blvd., Gainesville, FL 32606

GENERAL SUBJECT MATTER TO BE CONSIDERED: North Central Florida District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, Florida 34655, (727)376-3442 or email: carpenterd@elderaffairs.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 72 hours before the workshop/meeting by contacting: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, FL 34655, (727)376-3442 or email: carpenterd@elderaffairs.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).

For more information, you may contact: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, FL 34655, (727)376-3442 or email: carpenterd@elderaffairs.org.

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATES AND TIME: January 21, 2011; February 18, 2011; March 18, 2011; April 15, 2011; May 20, 2011; June 17, 2011; July 15, 2011; August 19, 2011; September 16, 2011; October 21, 2011; November 18, 2011; December 16, 2011, 11:00 a.m. – 12:00 Noon (EST/EDT)

PLACE: First Presbyterian Church of Brandon, 121 Carver Avenue, Room D, Brandon, FL 33510

GENERAL SUBJECT MATTER TO BE CONSIDERED: West Central Florida District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Ryan Miller, Department of Elder Affairs, 3801 N. W. 40th Terrace, Suite A, Gainesville, Florida 32606, (352)955-5015 or email: millerr@elderaffairs.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 72 hours before the workshop/meeting by contacting: Ryan Miller, Department of Elder Affairs, 3801 Northwest 40th Terrace, Suite A, Gainesville, Florida 32606, (352)955-5015 or email: millerr@elderaffairs.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).

For more information, you may contact: Ryan Miller, Department of Elder Affairs, 3801 N. W. 40th Terrace, Suite A, Gainesville, Florida 32606, (352)955-5015 or email: millerr@elderaffairs.org.

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATES AND TIME: January 25, 2011; February 22, 2011; March 22, 2011; April 26, 2011; May 24, 2011; June 28, 2011; July 26, 2011; August 23, 2011; September 27, 2011; October 25, 2011; November 22, 2011, 12:30 p.m. – 2:30 p.m. (EST/EDT)

PLACE: Lake Panasoffkee Parks and Recreation Community Center, 1582 County Road 459, Lake Panasoffkee, FL 33538

GENERAL SUBJECT MATTER TO BE CONSIDERED: Withlacoochee District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, Florida 34655, (727)376-3442 or email: carpenterd@elderaffairs.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 72 days before the workshop/meeting by contacting: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, FL 34655, (727)376-3442 or email: carpenterd@elderaffairs.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).

For more information, you may contact: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, FL 34655, (727)376-3442 or email: carpenterd@elderaffairs.org.

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATES AND TIME: January 27, 2011; February 24, 2011; March 31, 2011; April 28, 2011; May 26, 2011; June 30, 2011; July 28, 2011; August 25, 2011; September 29, 2011; October 27, 2011; November 17, 2011; December 15, 2011, 9:30 a.m. – 12:00 Noon (CST/CDT)

PLACE: 1101 Gulf Breeze Parkway, Gulf Breeze, FL 32561
GENERAL SUBJECT MATTER TO BE CONSIDERED: Northwest Florida District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, Florida 34655, (727)376-3442 or email: carpenterd@elderaffairs.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 72 hours before the workshop/meeting by contacting: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, FL 34655, (727)376-3442 or email: carpenterd@elderaffairs.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).

For more information, you may contact: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, FL 34655, (727)376-3442 or email: carpenterd@elderaffairs.org.

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATES AND TIME: February 3, 2011; May 5, 2011; August 4, 2011; November 3, 2011, 9:00 a.m. – 12:00 Noon (EST/EDT)

PLACE: Embassy Suites Hotel, 225 Shorecrest Drive, Altamonte Springs, FL 32701

GENERAL SUBJECT MATTER TO BE CONSIDERED: Long-Term Care Ombudsman Program, Executive Committee Business.

A copy of the agenda may be obtained by contacting: Martie Daemy, 701 W. Fletcher Avenue, Suite C, Tampa, FL 33612, (813)558-5590 or email: daemya@elderaffairs.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 72 hours before the workshop/meeting by contacting: Martie Daemy, 701 W. Fletcher Avenue, Suite C, Tampa, Florida 33612, (813)558-5590 or email: daemya@elderaffairs.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).

For more information, you may contact: Martie Daemy, 701 W. Fletcher Avenue, Suite C, Tampa, FL 33612, (813)558-5590 or email: daemya@elderaffairs.org.

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATES AND TIME: February 3, 2011; May 5, 2011; August 4, 2011; November 3, 2011, 2:00 p.m. – 5:00 p.m. (EST/EDT)

PLACE: Embassy Suites Hotel, 225 Shorecrest Drive, Altamonte Springs, FL 32701

GENERAL SUBJECT MATTER TO BE CONSIDERED: Long-Term Care Ombudsman Program, Advocacy Committee business.

A copy of the agenda may be obtained by contacting: Aubrey Posey, Department of Elder Affairs, 4040 Esplanade Way, Ste. 280P, Tallahassee, FL 32399, (850)414-2323 or email: poseya@elderaffairs.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 72 hours before the workshop/meeting by contacting: Aubrey Posey, Department of Elder Affairs, 4040 Esplanade Way, Ste. 280P, Tallahassee, Florida 32399, (850)414-2323 or email: poseya@elderaffairs.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).

For more information, you may contact: Aubrey Posey, Department of Elder Affairs, 4040 Esplanade Way, Ste. 280P, Tallahassee, Florida 32399, (850)414-2323 or email: poseya@elderaffairs.org.

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATES AND TIME: February 3, 2011; May 5, 2011; August 4, 2011; November 3, 2011, 2:00 p.m. – 5:00 p.m. (EST/EDT)

PLACE: Embassy Suites Hotel, 225 Shorecrest Drive, Altamonte Springs, FL 32701

GENERAL SUBJECT MATTER TO BE CONSIDERED: Long-Term Care Ombudsman Program, Training Committee business.

A copy of the agenda may be obtained by contacting: Martie Daemy, 701 W. Fletcher Avenue, Suite C, Tampa, FL 33612, (813)558-5590 or email: daemya@elderaffairs.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 72 hours before the workshop/meeting by contacting: Martie Daemy, 701 W. Fletcher Avenue, Suite C, Tampa, Florida 33612, (813)558-5590 or email: daemya@elderaffairs.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).

For more information, you may contact: Martie Daemy, 701 W. Fletcher Avenue, Suite C, Tampa, FL 33612, (813)558-5590 or email: daemya@elderaffairs.org.

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATES AND TIME: February 3, 2011; May 5, 2011; August 4, 2011; November 3, 2011, 2:00 p.m. – 5:00 p.m. (EST/EDT)

PLACE: Embassy Suites Hotel, 225 Shorecrest Drive, Altamonte Springs, FL 32701

GENERAL SUBJECT MATTER TO BE CONSIDERED: Long-Term Care Ombudsman Program, Data & Information Committee business.

A copy of the agenda may be obtained by contacting: Priscilla Zachary, 4040 Esplanade Way, Ste. 280P, Tallahassee, FL 32399, (850)414-2323 or email: zacharypa@elderaffairs.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 72 hours before the workshop/meeting by contacting: Priscilla Zachary, 4040 Esplanade Way, Ste. 280P, Tallahassee, Florida 32399, (850)414-2323 or email:

zacharypa@elderaffairs.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).

For more information, you may contact: Priscilla Zachary, 4040 Esplanade Way, Ste. 280P, Tallahassee, FL 32399, (850)414-2323 or email: zacharypa@elderaffairs.org.

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATES AND TIME: February 4, 2011; May 6, 2011; August 5, 2011; November 4, 2011, 8:00 a.m. – 12:30 p.m. (EST/EDT)

PLACE: Embassy Suites Hotel, 225 Shorecrest Drive, Altamonte Springs, FL 32701

GENERAL SUBJECT MATTER TO BE CONSIDERED: Long-Term Care Ombudsman Quarterly State Council business.

A copy of the agenda may be obtained by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, Florida 32399, (850)414-2323 or email: hongl@elderaffairs.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 72 hours before the workshop/meeting by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, Florida 32399, (850)414-2323 or email: hongl@elderaffairs.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).

For more information, you may contact: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2323 or email: hongl@elderaffairs.org.

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATES AND TIME: February 17, 2011; May 19, 2011; August 18, 2011; November 17, 2011, 10:30 a.m. – 12:00 Noon (EST/EDT)

PLACE: Gulfport Neighborhood Center, Room 1617, 49th Street S., Gulfport, FL 33707

GENERAL SUBJECT MATTER TO BE CONSIDERED: Mid & South Pinellas District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, Florida 34655, (727)376-3442 or email: carpenterd@elderaffairs.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 72 hours before the workshop/meeting by contacting: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, FL 34655, (727)376-3442 or email: carpenterd@elderaffairs.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).

For more information, you may contact: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, FL 34655, (727)376-3442 or email: carpenterd@elderaffairs.org.

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATES AND TIME: March 17, 2011; June 16, 2011; September 15, 2011, 10:30 a.m. – 12:00 Noon (EST/EDT)

PLACE: Enoch Davis Center, Room 111, 18th Avenue S., St. Petersburg, FL 33705

GENERAL SUBJECT MATTER TO BE CONSIDERED: Mid & South Pinellas District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, Florida 34655, (727)376-3442 or email: carpenterd@elderaffairs.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 72 hours before the workshop/meeting by contacting: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, FL 34655, (727)376-3442 or email: carpenterd@elderaffairs.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).

For more information, you may contact: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, FL 34655, (727)376-3442 or email: carpenterd@elderaffairs.org.

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATE AND TIME: April 21, 2011, 10:30 a.m. – 12:00 Noon (EST)

PLACE: Olive Garden Restaurant, Largo Mall, 10500 Ulmerton Road, Largo, FL 33771

GENERAL SUBJECT MATTER TO BE CONSIDERED: Mid & South Pinellas District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, Florida 34655, (727)376-3442 or email: carpenterd@elderaffairs.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 72 hours before the workshop/meeting by contacting: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, FL 34655, (727)376-3442 or email: carpenterd@elderaffairs.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).

For more information, you may contact: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, FL 34655, (727)376-3442 or email: carpenterd@elderaffairs.org.

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATE AND TIME: December 15, 2011, 10:30 a.m. – 12:00 Noon (EST)

PLACE: Mary Grizzly Building, Room 136, 11351 Ulmerton Road, Largo, FL 33778

GENERAL SUBJECT MATTER TO BE CONSIDERED: Mid & South Pinellas District Long-Term Care Ombudsman Council business.

A copy of the agenda may be obtained by contacting: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, Florida 34655, (727)376-3442 or email: carpenterd@elderaffairs.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 72 hours before the workshop/meeting by contacting: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, FL 34655, (727)376-3442 or email: carpenterd@elderaffairs.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).

For more information, you may contact: Diane Carpenter, Department of Elder Affairs, 2523 Seven Springs Blvd., New Port Richey, FL 34655, (727)376-3442 or email: carpenterd@elderaffairs.org.

DEPARTMENT OF MANAGEMENT SERVICES

The **Agency for Workforce Innovation**, Early Learning Information System Project Steering Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, January 10, 2011, 10:30 a.m. – 12:30 p.m.

PLACE: Caldwell Building, Conference Room B-49, 107 E. Madison Street, Tallahassee, Florida 32399; Conference Call: 1(888)808-6959, Conference Code: 9997256#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular recurring meeting to review project status and act on any decisions required of the Committee.

A copy of the agenda may be obtained by contacting: <http://www.floridajobs.org/earlylearning/index.html>.

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: Dianne Corbett at (850)245-7285. 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 **Agency for Workforce Innovation**, Unemployment Compensation Claims and Benefits Information System, Executive Steering Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, January 12, 2011, 10:30 a.m. – 12:00 Noon

PLACE: Caldwell Building, Conference Room B49, 107 E. Madison Street, Tallahassee, Florida 32399; Conference Call: 1(888)808-6959, Conference Code: 7532872126#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular recurring meeting to review project status and act on any decisions required of the Committee.

A copy of the agenda may be obtained by contacting: <http://www.floridajobs.org/Events/index.html>.

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: Dianne Corbett at (850)245-7285. 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 **Agency for Workforce Innovation**, Early Learning Information System Project Steering Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, January 12, 2011, 2:00 p.m. – 4:00 p.m.

PLACE: Caldwell Building, Conference Room B-49, 107 E. Madison Street, Tallahassee, Florida 32399; Conference Call: 1(888) 808-6959, Conference Code: 9997256#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular recurring meeting to review project status and act on any decisions required of the Committee.

A copy of the agenda may be obtained by contacting: <http://www.floridajobs.org/earlylearning/index.html>.

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: Dianne Corbett at (850)245-7285. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Board of Architecture and Interior Design** announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 6, 2011, 2:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4879597#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will discuss general business.

A copy of the agenda may be obtained by contacting: Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751, (850)922-5012.

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: Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751, (850)922-5012. 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: Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751, (850)922-5012.

The **Florida Barbers' Board** announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 14, 2011, 10:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4878197#

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)922-6096.

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)922-6096. 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)922-6096.

The **Florida Engineers Management Corporation** and the Florida **Board of Professional Engineers** announces a workshop to which all persons are invited.

DATE AND TIME: February 23, 2011, 9:00 a.m. (EST) or as soon thereafter as possible

PLACE: Hyatt Regency Tampa, Two Tampa City Center, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board member training.

A copy of the agenda may be obtained by contacting: Rebecca Sammons at (850)521-0500.

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: Rebecca Sammons at (850)521-0500. 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: Rebecca Sammons at email: rsammons@fbpe.org.

The Florida **Board of Professional Engineers** announces a public meeting to which all persons are invited.

DATES AND TIMES: February 23, 2011, 1:00 p.m.; February 24, 2011, 8:30 a.m. (EST)

PLACE: Hyatt Regency Tampa, Two Tampa City Center, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the board.

A copy of the agenda may be obtained by contacting: Rebecca Sammons at (850)521-0500.

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: Rebecca Sammons at (850)521-0500. 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: Rebecca Sammons at email: rsammons@fbpe.org.

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

DATES AND TIME: February 15, 16, 17, 18, 2011, 9:00 a.m.

PLACE: Hampton Inn & Suites Amelia Island, 19 South 2nd Street, Fernandina Beach, FL 32034

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

A copy of the agenda may be obtained by contacting: Building Code Administrators and Inspectors Board, 1940 N. Monroe St., Tallahassee, FL 32399-2211.

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

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

The **Board of Accountancy** announces a public meeting to which all persons are invited.

DATES AND TIMES: Thursday, January 27, 2011, Probable Cause, 9:00 a.m. – until all business is concluded; Board Meeting, 1:00 p.m. – until all business is concluded; Friday, January 28, 2011, Board meeting, 9:00 a.m. – until all business is concluded

PLACE: Sheraton Suites, 4400 West Cypress Street, Tampa FL 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Probable Cause Panel will meet to conduct hearings on disciplinary matters. These meetings are closed to the public; however, there may be cases where probable cause was previously found which are to be reconsidered. This is a public meeting. The Board will meet to consider enforcement proceedings including consideration of investigation officers' reports, rules, and other general business. This is a public meeting.

A copy of the agenda may be obtained by contacting: June Carroll, Administrative Assistant II, Board of Accountancy 240 N. W. 76th Drive, Suite A, Gainesville FL 32607.

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: June Carroll at (352)333-2505. 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: June Carroll at (352)333-2505.

The **Florida Real Estate Appraisal Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, January 10, 2011, 9:00 a.m. (Eastern Time)

PLACE: Division of Real Estate using Conference Call: 1(888)808-6959, Conference Code: 3177171#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of the Appraisal Board: Topics include, but not limited to, proposed legislation affecting Chapter 475, Part II, F.S., Chapter 61J1, F.A.C., rule amendments, disciplinary actions, and general subject matter.

A copy of the agenda may be obtained by writing: Beverly Ridenauer, Government Analyst II, Florida Real Estate Appraisal Board, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1757.

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 five (5) days before the workshop/meeting by contacting: Beverly Ridenauer at (407)317-7171. 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.

The **Florida Mobile Home Relocation Corporation** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, January 13, 2011, 2:00 p.m.

PLACE: Call in meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of the Florida Mobile Home Relocation Corporation. Review of mobile home owner applications for compensation for relocation and/or abandonment due to change in land use, and such other business as may come before the board. A schedule for future meetings will be determined.

A copy of the agenda may be obtained by contacting: Janet Garrett at 1(888)862-7010.

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: Janet Garrett at 1(888)862-7010. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Janet Garrett, Executive Director, FMHRC, P. O. Box 3047, Tallahassee, FL 32315, 1(888)862-7010.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

The **Department of Environmental Protection** announces a workshop to which all persons are invited.

DATE AND TIME: January 12, 2011, 1:00 p.m. – 5:00 p.m.

PLACE: 2600 Blair Stone Road, Room 609, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a rulemaking workshop to consider changes to Chapter 62-716, F.A.C., that are necessary to implement Chapter 2010-143, Laws of Florida. The proposed rule will, at a

minimum: adopt a format for reporting recycled materials; create a voluntary certification program for materials recovery facilities; and establish a method and criteria to be used by counties in calculating recycling rates.

A copy of the agenda may be obtained by contacting: Raoul Clarke, Department of Environmental Protection, MS 4555, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, (850)245-8750 or email: Raoul.Clarke@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Raoul Clarke at (850)245-8750. 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 **Department of Environmental Protection**, Clean Boating Partnership announces a public meeting to which all persons are invited.

DATE AND TIME: January 12, 2011, 1:30 p.m. – 3:30 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 2452846#

GENERAL SUBJECT MATTER TO BE CONSIDERED: This teleconference is to review discussion items and recommendations concerning the Department of Environmental Protection's Clean Marina and Clean Vessel Act programs.

A copy of the agenda may be obtained by contacting: Brenda Leonard, 3900 Commonwealth Blvd., MS 30, Tallahassee, FL 32399, (850)245-2847, Brenda.Leonard@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Brenda Leonard at (850)245-2847. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Brenda Leonard at (850)245-2847.

The **Department of Environmental Protection** announces a workshop to which all persons are invited.

DATE AND TIME: January 13, 2011, 9:00 a.m. – 12:30 p.m.

PLACE: 2600 Blair Stone Road, Room 609, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a rulemaking workshop to consider changes to Chapter 62-701, F.A.C., that are necessary to implement Chapters 2010-205 and 2010-143, Laws of Florida. The proposed changes include construction and closure requirements for

construction and demolition debris landfills, a requirement that all construction and demolition debris be processed prior to disposal when economically feasible, and updated financial assurance requirements.

A copy of the agenda may be obtained by contacting: Richard Tedder, Department of Environmental Protection, MS 4565, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, (850)245-8735 or email: Richard.Tedder@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Richard Tedder at (850)245-8735. 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 **Department of Environmental Protection** announces a hearing to which all persons are invited.

DATE AND TIME: January 26, 2011, 2:00 p.m.

PLACE: Room 611, Bob Martinez Center, 2600 Blair Stone Road, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive testimony and public comment and to take final action on proposed amendments to the Fiscal Year (FY) 2010 Drinking Water State Revolving Fund (SRF) priority list. Construction projects that met the requirements of Rule 62-552.655, F.A.C., by submitting planning documents by April 15, 2010, and plans, specifications, and permits by November 1, 2010, and pre-construction projects that submitted a complete Request for Inclusion (RFI) on the priority list by November 1, 2010, will be added to the contingency or fundable portion of the priority list based on availability of funds. Projects may be subject to a segment cap limit. The cost of these projects which is in excess of the segment cap will be placed on the contingency portion of the priority list for consideration of funding at a future public hearing.

The Department may adopt, modify, or deny the proposed actions at the hearing. Prior to Department action at the hearing, all interested persons will have the opportunity to testify regarding any proposed actions. After the hearing, the Department will file the Notice of Final Agency Action. A copy of the Notice of Final Agency Action will be sent to local governments sponsoring the projects at issue and to any person submitting a timely written request. Such written requests must be submitted at the hearing or filed with the Departments: Bureau of Water Facilities Funding, 2600 Blair Stone Road, Mail Station #3505, Tallahassee, Florida 32399-2400, no later than 5:00 p.m. on the first working day after the public hearing.

The draft priority list will be available after January 20, 2011, on the Departments website or a copy may be obtained by contacting: Venkata Panchakarla, Bureau of Water Facilities Funding, at the same address, by phone: (850)245-8366 or by email: Venkata.Panchakarla@dep.state.fl.us.

A copy of the agenda may be obtained by contacting: Venkata Panchakarla, Bureau of Water Facilities Funding, at the same address as above, by phone: (850)245-8366 or by email: Venkata.Panchakarla@dep.state.fl.us on or after January 20, 2011.

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: Venkata Panchakarla, Bureau of Water Facilities Funding, at the same address, by phone: (850)245-8366 or by email: Venkata.Panchakarla@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF JUVENILE JUSTICE

The Florida **Department of Juvenile Justice** announces a workshop to which all persons are invited.

DATE AND TIME: Thursday, January 13, 2011, 8:30 a.m. – 12:30 p.m.

PLACE: DJJ Headquarters, 2737 Centerview Drive, General Counsel's Conference Room 3223, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Further discussion of the new rule provisions governing secure detention services (draft Rules 63G-2.013-.028, F.A.C.).

A copy of the agenda may be obtained by contacting: John Milla, 2737 Centerview Dr., Ste. 3200, Tallahassee, FL 32399-3100, e-mail: john.milla@djj.state.fl.us.

DEPARTMENT OF HEALTH

The **Correctional Medical Authority** announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 13, 2011, 1:00 p.m. – 2:00 p.m.

PLACE: Conference Call: 1(888)808-6959 (Toll Free), Conference Code: 5391969#; 4030 Esplanade Way, 2nd Floor, Room 280N, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Continued discussion of issues relating to correctional health care in the Florida Department of Corrections.

A copy of the agenda may be obtained by contacting: Correctional Medical Authority at (850)245-4557.

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: Correctional Medical Authority at (850)245-4557. 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: Correctional Medical Authority at (850)245-4557.

The **Board of Massage Therapy** announces a public meeting to which all persons are invited.

DATES AND TIME: Thursday, January 27, 2011; Friday, January 28, 2011, 9:00 a.m. (EST) or shortly thereafter

PLACE: Rosen Plaza Hotel, 9700 International Drive, Orlando, FL 32819, (407)996-9700

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Business.

A copy of the agenda may be obtained by contacting: Anthony Jusevitch, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C-06, Tallahassee, FL 32399, (850)245-4161.

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: Paula Mask at (850)245-4161. 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.

The Florida **Board of Nursing**, North Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 11, 2011, 10:00 a.m. – 12:00 Noon

PLACE: Department of Health, Tallahassee at Meet Me Number: 1(888)808-6959, Conference Code: 2454640#

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

A copy of the agenda may be obtained by contacting: Joe Baker, Jr., Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3257.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: The Board Office. 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.

The **Department of Health, Board of Opticianry** announces an official Board meeting. All interested parties are invited to attend at the address listed below, which is normally open to the public.

DATE AND TIME: February 11, 2011, 8:30 a.m.

PLACE: Marriott Orlando Airport, 7499 Augusta National Drive, Orlando, Florida 32822

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official Board Meeting.

A copy of the agenda may be obtained by writing: Sue Foster, Executive Director, Department of Health, Board of Opticianry, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

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

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD). Persons requiring special accommodations due to disability or physical impairment should contact: Sue Foster, (850)245-4474 at least one week prior to the meeting date.

The **Board of Optometry** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, January 14, 2011, 9:00 a.m.

PLACE: Marriott Orlando Airport, 7499 Augusta National Drive, Orlando, Florida 32822, (407)851-9000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Bruce Deterding, Executive Director, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257 or accessing: www.doh.state.fl.us/mqa/optometry/index.html.

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. 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.

The **Board of Podiatric Medicine** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, January 4, 2011, 4:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 9849329103#; Department of Health, 4052 Bald Cypress Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board business.

A copy of the agenda may be obtained by contacting: Bruce Deterding, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257 or accessing: www.doh.state.fl.us/mqa/podiatry/index.html.

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. 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 CHILDREN AND FAMILY SERVICES

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

DATE AND TIME: January 5, 2011, 10:00 a.m. – 12:00 Noon (Central Time)

PLACE: Chipola Regional Workforce Development Board (One Stop Center), 4636 Highway 90, RIM Plaza, Suite K, Marianna, FL 32446

GENERAL SUBJECT MATTER TO BE CONSIDERED: Circuit 14 Community Alliance meeting.

A copy of the agenda may be obtained by contacting: Shirley Little at email: Shirley_Little@dcf.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Shirley Little at (850)872-7648 or email:

Shirley_Little@dcf.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 **Department of Children and Families**, SunCoast Region announces a public meeting to which all persons are invited.

TAMPA Procurement Administrative and Negotiation Meetings:

DATES AND TIMES: January 5, 2011, 1:00 p.m., Solicitation Conference; February 1, 2011, 1:05 p.m., Reply Opening; February 8, 2011, 1:00 p.m., Meeting of Department Evaluators; February 22, 2011, 1:00 p.m., Debriefing Meeting of Department Evaluators and Ranking of the Replies; March 2, 2011, 9:00 a.m. – 5:00 p.m., Negotiation Meetings; March 30, 2011, TBA, DCF Negotiation Team to Develop Recommendation for Award, 9393 North Florida Avenue

PLACE: Tampa Meetings: Department of Children and Families, 9393 North Florida Avenue, Tampa, FL 33612

BRADENTON Negotiation Meetings:

DATES AND TIMES: March 9, 2011, 9:00 a.m. – 5:00 p.m.; March 16, 2011, 10:30 a.m. – 5:00 p.m.; March 23, 2011, 9:00 a.m. – 5:00 p.m.

PLACE: Bradenton Meetings: The McClure Center, 4215 Concept Court, Bradenton, FL 34211

GENERAL SUBJECT MATTER TO BE CONSIDERED: The SunCoast Region Invitation to Negotiate #23FS11000, To Become the Lead Agency for Community-Based Care in Circuit 12/ Manatee, Sarasota, and DeSoto Counties.

A copy of the ITN is available online at: http://vbs.dms.state.fl.us/vbs/main_menu. A copy of the agendas may be obtained by contacting: Lois Admire at (813)558-5743, Lois_E_Admire@dcf.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Lois Admire at (813)558-5743. 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 **Governor's Task Force on Autism Spectrum Disorders** announces a telephone conference call to which all persons are invited.

DATES AND TIME: December 29, 2010; December 30, 2010; January 3, 2011, 1:00 p.m. – conclusion

PLACE: Conference Call: 1(888)808-6959, Code: 9439484#

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a conference call for the Governor's Task Force on Autism Spectrum Disorders. The Task Force will discuss the scope and prioritization of issues to be addressed as listed in Executive Order 09-82.

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: Deleah Sims at (850)488-9547 or by email: Deleah_Sims@apd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: www.healthyfloridians.com/autism.html.

FINANCIAL SERVICES COMMISSION

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: January 19, 2011, 9:00 a.m. during a regular meeting of the Financial Services Commission

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rule 69O-138.001, Florida Administrative Code, published on November 5, 2010 in Vol. 36, No. 44, of the Florida Administrative Weekly.

The Governor and Cabinet Website at: <http://www.myflorida.com/myflorida/cabinet/mart.html>.

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: Kerry Krantz at email: Kerry.Krantz@flor.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: Kerry Krantz at email: Kerry.Krantz@flor.com.

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: January 19, 2011, 9:00 a.m. during a regular meeting of the Financial Services Commission

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rule 69O-137.001, Florida Administrative Code, published on November 5, 2010 in Vol. 36, No. 44, of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: The Governor and Cabinet Website at: <http://www.myflorida.com/myflorida/cabinet/mart.html>.

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: Kerry Krantz at email: Kerry.Krantz@flor.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: Kerry Krantz at email: Kerry.Krantz@flor.com.

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: January 19, 2011, 9:00 a.m., during a regular meeting of the Financial Services Commission

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Final Public Hearing on the adoption of proposed amendments to Rule 69O-138.047, Florida Administrative Code, published on September 3, 2010 in Vol. 36, No. 35, of the Florida Administrative Weekly has been moved from December 7, 2010 to January 19, 2011.

A copy of the agenda may be obtained by contacting: The Governor and Cabinet Website at: <http://www.myflorida.com/myflorida/cabinet/mart.html>.

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: Kerry Krantz, Office of Insurance Regulation, email: Kerry.krantz@flor.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: Kerry Krantz, Office of Insurance Regulation at email: Kerry.krantz@flor.com.

NOTICE OF CHANGE – The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: January 19, 2011, 9:00 a.m., during a regular meeting of the Financial Services Commission

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Final Public Hearing on the adoption of proposed amendments to Rule 69O-162.203, Florida Administrative Code, published on September 3, 2010 in Vol. 36, No. 35, of the Florida Administrative Weekly has been changed from December 7, 2010 to January 19, 2011.

A copy of the agenda may be obtained by contacting: The Governor and Cabinet Website at: <http://www.myflorida.com/myflorida/cabinet/mart.html>.

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: Kerry Krantz, Office of Insurance Regulation at email: Kerry.krantz@flor.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: Kerry Krantz, Office of Insurance Regulation at email: Kerry.krantz@flor.com.

NOTICE OF CHANGE – The Financial Services Commission, Office of Insurance Regulation announces a hearing to which all persons are invited.

DATE AND TIME: January 19, 2011, 9:00 a.m., during a regular meeting of the Financial Services Commission

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Final Public Hearing on the adoption of proposed amendments to Rule 690-164.020, Florida Administrative Code, published on September 3, 2010, in Vol. 36, No. 35, of the Florida Administrative Weekly has been changed from December 7, 2010 to January 19, 2011.

A copy of the agenda may be obtained by contacting: The Governor and Cabinet Website at: <http://www.myflorida.com/myflorida/cabinet/mart.html>.

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: Kerry Krantz, Office of Insurance Regulation at email: Kerry.krantz@flor.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: Kerry Krantz, Office of Insurance Regulation at email: Kerry.krantz@flor.com.

NOTICE OF CHANGE – The Financial Services Commission, Office of Insurance Regulation announces a hearing to which all persons are invited.

DATE AND TIME: January 19, 2011, 9:00 a.m., during a regular meeting of the Financial Services Commission

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Final Public Hearing on the adoption of proposed amendments to Rules 690-200.004, .005, .006, .009, .014, .015, Florida

Administrative Code, published on July 9, 2010 in Vol. 36, No. 27, of the Florida Administrative Weekly has been changed from December 7, 2010 to January 19, 2011.

A copy of the agenda may be obtained by contacting: The Governor and Cabinet Website at: <http://www.myflorida.com/myflorida/cabinet/mart.html>.

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: Steve Szypula, Office of Insurance Regulation at email: Steve.Szypula@flor.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: Steve Szypula, Office of Insurance Regulation at email: Steve.Szypula@flor.com.

The Financial Services Commission, Office of Insurance Regulation announces a hearing to which all persons are invited.

DATE AND TIME: January 19, 2011, 9:00 a.m., during a regular meeting of the Financial Services Commission

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rule 690-149.303, Florida Administrative Code, published on April 9, 2010 in Vol. 36, No. 14, of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: The Governor and Cabinet Website at: <http://www.myflorida.com/myflorida/cabinet/mart.html>.

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: Gerry Smith, Life and Health Product Review, Office of Insurance Regulation, email: Gerry.Smith@flor.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: Gerry Smith, Life and Health Product Review, Office of Insurance Regulation, email: Gerry.Smith@flor.com.

AGENCY FOR ENTERPRISE INFORMATION TECHNOLOGY

The **Agency for Enterprise Information Technology (AEIT)**, Chief Information Officers Council Steering announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, January 7, 2011, 9:00 a.m. – 11:00 a.m.

PLACE: Collins Building, Room 138, 107 W. Gaines Street (Public Entrance on Bloxham Street), Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To enhance communication among the Chief Information Officers of all state agencies and assist in identifying critical statewide information technology issues.

A copy of the agenda may be obtained by contacting: Margie (Rainey) Drury, Florida Department of Legal Affairs, Office of Information Technology at (850)414-3525, email: margie.rainey@myfloridalegal.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Margie (Rainey) Drury at (850)414-3525. 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 E-FILING AUTHORITY

The **Florida Courts E-Filing Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: January 11, 2011, 10:00 a.m.

PLACE: Hyatt Regency Orlando International Airport, 9300 Airport Blvd., Orlando, Florida 32827

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Authority Board of Directors will hold a meeting to discuss the implementation of the Florida Courts e-filing portal and view a demonstration.

A copy of the agenda may be obtained by contacting: Beth Allman at (850)921-0808 or email: allman@flclerks.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: Beth Allman at (850)921-0808 or email: allman@flclerks.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).

ORANGE COUNTY RESEARCH AND DEVELOPMENT AUTHORITY

The **Orange County Research and Development Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: January 13, 2011, 8:00 a.m.

PLACE: Central Florida Research Park, 12424 Research Parkway, Suite 100, Orlando, FL 32826

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: Joe Wallace at (407)282-3944.

DISABILITY SOLUTIONS FOR INDEPENDENT LIVING, INC.

The **disAbility Solutions for Independent Living, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: January 24, 2011, 6:00 p.m.

PLACE: 119 South Palmetto Avenue, Suite 180, Daytona Beach, FL 32119

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a Board of Directors Meeting that is open to the public. Fundraising and the Expansion of Program Services at DSIL will be discussed along with a review of the fiscal reports.

A copy of the agenda may be obtained by contacting: kristine@dsil.org or calling: (386)255-1812, TTY (386)252-6222.

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: kristine@dsil.org or calling (386)255-1812, TTY (386)252-6222. 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).

SOUTHWOOD SHARED RESOURCE CENTER

The **Southwood Shared Resource Center** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, January 3, 2011, 3:00 p.m.

PLACE: Capitol Center Office Center, Betty Easley Building, Suite 180, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting of the SSRC Operations and Finance Workgroup.

A copy of the agenda may be obtained by contacting: Ann Barfield at ann.barfield@dms.myflorida.com, (850)922-9698.

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: Ann Barfield at email: ann.barfield@dms.myflorida.com or (850)922-9698. 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: Ann Barfield at email: ann.barfield@dms.myflorida.com or (850)922-9698.

The **Southwood Shared Resource Center** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, January 4, 2011, 1:30 p.m.
 PLACE: Department of Community Affairs, 2555 Shumard Oak Blvd., Room 250-L, Tallahassee, FL 32399-2100

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting of the SSRC Customers and Services Workgroup.

A copy of the agenda may be obtained by contacting: Steve Grantham at (850)922-1475 or email: Steve.Grantham@dca.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Steve Grantham at (850)922-1475 or email: Steve.Grantham@dca.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Steve Grantham at (850)922-1475 or email: Steve.Grantham@dca.state.fl.us.

The **Southwood Shared Resource Center** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, January 5, 2011, 10:00 a.m.
 PLACE: Conference Room 225A, 4030 Esplanade Way, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting of the Primary Data Center Management Group: Board Chairs and Executive Directors of the three State Primary Data Centers and the CIO Council Chairperson.

A copy of the agenda may be obtained by contacting: Ann Barfield at ann.barfield@dms.myflorida.com, (850)922-9698.

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: Ann Barfield at email: ann.barfield@dms.myflorida.com or (850)922-9698. 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: Ann Barfield at email: ann.barfield@dms.myflorida.com or (850)922-9698.

SOIL AND WATER CONSERVATION DISTRICTS

The **Clay County Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: January 3, 2011, 1:00 p.m.
 PLACE: Clay County Extension Office, 2463 SR 16 W, Green Cove Springs, FL 32043

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Meeting.

A copy of the agenda may be obtained by contacting: Sally Doyle at (904)284-6355.

The **South Dade Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, January 19, 2011, 9:30 a.m.
 PLACE: USDA Florida City Service Center, 1450 North Krome Avenue, Suite 104, Florida City, FL 33034

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Agenda Items for presentation to the Board of Supervisors: Nursery BMP Lab, MIL Lab, CBO and District Reports and projects.

A copy of the agenda may be obtained by contacting: Norma Wilson at (305)242-1288.

For more information, you may contact: Morgan Levy, SDSWCD Administrator at (305)242-1288.

Section VII Notices of Petitions and Dispositions Regarding Declaratory Statements

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Wayne Allen, Jr., In Re: Legacy Dunes Condominium Association, Inc., on November 12, 2010. The following is a summary of the agency's declination of the petition:

The division declined to issue a declaratory statement because it cannot issue a statement concerning events that have already taken place; or when it involves the rights of third parties who are not parties to the declaratory statement; or when the petitioner does not provide the division with a complete current set of governing documents for review.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Lakeisha T. Hood, lessee/tenant, In Re: The Hamptons at Metrowest Condominium Association, Inc. on November 12, 2010. The following is a summary of the agency's declination of the petition:

The division declined to issue a declaratory statement because it may not issue a statement where the facts complained of have already taken place; or it may not issue a statement unless it has competent substantial evidence upon which to make its determination.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Peter Klein, Unit Owner, In Re: Barclay at Hamptons West Condominium Association, Inc. on September 8, 2010. The following is a summary of the agency's declination of the petition:

The division declined to issue a declaratory statement because it may not issue a statement concerning events that have already taken place; or when it may affect the rights of third parties who are not parties to the declaratory statement.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Roger G. Pickles, Esq., for Richard Vecchio, Unit Owner/Petitioner, In Re: Hillsboro Imperial Condominium Association, Inc., on October 21, 2010. The following is a summary of the agency's declination of the petition:

The division declined to issue a declaratory statement because it cannot issue a statement concerning violations that have already occurred; or because the division does not have jurisdiction and the matter must be taken to the court or arbitration for a determination.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT on December 6, 2010, the Board of Accountancy has received the petition for declaratory statement from John Smith. The petition seeks the agency's opinion as to the applicability of Rule 61H1-27.0041, Florida Administrative Code, as it applies to the petitioner.

The petition seeks the Board's interpretation of Rule 61H1-27.0041, Florida Administrative Code, and whether the required one year of work experience can be achieved through volunteer work. Petitioner also inquires whether he can substitute his work experience as a staff accountant and bookkeeper for staffing agencies for the experience required in Rule 61H1-27.0041, F.A.C.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT the Department of Health has issued an order disposing of the petition for declaratory statement filed by Florida Medical Association, Inc., on October 27, 2010. The following is a summary of the agency's disposition of the petition:

Petitioners requested a declaratory statement from the department in regards to whether certain specific advertisements require registration as a pain-management clinic under the pain-management clinic registration statutes. The petition was granted. The department addressed each of the proposed advertisements in the Final Order.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Larry McPherson, Executive Director, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3254, (850)245-4230.

NOTICE IS HEREBY GIVEN THAT the Board of Podiatric Medicine has received the petition for declaratory statement from Dr. Mark J. Metzger, D.P.M. The petition seeks the agency's opinion as to the applicability of Section 461.003(5), F.S., as it applies to the petitioner regarding scope of practice as a podiatrist licensed in the state of Florida under Chapter 461, F.S. to perform, interpret and bill for Nerve Conduction Velocity (NCV) testing and corresponding needle electromyography (EMG) testing of skeletal muscles performed on either the upper or lower extremities.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Bruce Deterding, Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32314-3256.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Division of State Fire Marshal has received the petition for declaratory statement from All Children's Hospital on December 2, 2010. The petition seeks the agency's opinion as to the applicability of Chapter 554, F.S., Boiler Safety Code 554.108 Inspection (1), and Section 554.1021, F.S., Definitions; also, Rule 69A-51.060, F.A.C., Requirements for New Installations as it applies to the petitioner.

All Children's Hospital is a place of public assembly as defined in the F.S. and F.A.C. cited, and new boilers are installed in the Central Energy Plant for the new hospital, the boilers are located in a separate building two blocks away from the

hospital. As such, the boilers are not located within a place of public assembly, and the Boiler Safety Code does not apply in this instance to All Children's Hospital. Since the boilers are not located within a place of public assembly, there is no requirement for Ladders and runways to be installed for the boilers in the Central Energy plant at All Children's Hospital.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, FL 32399-0340, (850)413-3604 or (850)413-4238, Fax: (850)922-1235 or (850)488-0697 (please advise if you would like it mailed or faxed to you and please include your phone number on your request in case any question arises) or by emailing your request to: Lesley.Mendelson@myfloridacfo.com.

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Division of State Fire Marshal has issued an order disposing of the petition for declaratory statement filed by Pastor Jose Fernandez, Petitioner, on September 14, 2010. The following is a summary of the agency's disposition of the petition:

The Petitioner requested a declaratory statement relating to NFPA 101 Paragraph 13.1.6, Table 13.1.6., 2006, Edition, relating to Petitioner's particular set of circumstances. The Petitioner wants to convert the subject building for use as an assembly occupancy for his congregation. The first floor will be used for worship and the second floor for fellowship. The question is whether fire sprinkler protection is needed on the second floor, and the answer to this question depends upon which floor is the level of exit discharge. The Declaratory Statement concludes that the level of exit discharge is the first level because it is the lowest level and exits directly outside at grade. None of the second floor exits discharge directly outside at grade. Therefore, the second floor must be protected throughout by an approved fire sprinkler system.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Lesley Mendelson, Assistant General Counsel, 200 East Gaines Street, Tallahassee, Florida 32399-0340, (850)413-3604 or (850)413-4238, Fax: (850)922-1235 or (850)488-0697 (please advise if you would like it mailed or faxed to you and please include your phone number on your request in case any question arises) or by e-mailing your request to: Lesley.Mendelson@myfloridacfo.com.

FINANCIAL SERVICES COMMISSION

NOTICE IS HEREBY GIVEN THAT the petition for declaratory statement filed by Homeowners Choice on September 13, 2010, with the Office of Insurance Regulation has been withdrawn by the petitioner and the withdrawal was accepted.

A copy of the Letter withdrawing the Petition for Declaratory Statement may be obtained by contacting: Catharine.Schoenecker@flor.com.

Please refer all comments to: Catharine.Schoenecker@flor.com.

NOTICE IS HEREBY GIVEN THAT the Office of Insurance Regulation has received the petition for declaratory statement from We the People, Inc. of the United States. The petition seeks the agency’s opinion as to the applicability of Sections 624.02 and 624.03, Florida Statutes, as it applies to the petitioner.

On November 22, 2010, Petitioner inquired whether its proposed charitable donation program to purchase commercial annuities pursuant to a charitable installment bargain sale agreement from a seller (donor) who intends to make a gift of the value of the annuity owned by the donor in excess of the sales price received for charitable purposes, constitutes a transaction involving “insurance” within the meaning of Section 624.02, Florida Statutes, or an “annuity” under the Florida Insurance Code. Further, Petitioner inquired if it offers the proposed program, if Petitioner would be an “insurer” with the meaning of Section 624.03, Florida Statutes, and as such would be required to obtain a Certificate of Authority required by Section 624.401, Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Leean.Johns@flor.com.

Please refer all comments to: Leean.Johns@flor.com

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

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

NONE

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

NONE

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

NONE

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

NONE

Section XI Notices Regarding Bids, Proposals and Purchasing

DEPARTMENT OF EDUCATION

The School Board of Pinellas County, Florida will receive sealed bids in the Purchasing Department of the School Board of Pinellas County, 301 – Fourth Street S. W., Largo, Florida 33770-3536, until 3:00 p.m. (Local Time), February 1, 2011, for the purpose of selecting a Contractor for supplying all labor, material, and ancillary services required for the scope listed below.

SEALED BID NO.: 11-968-091

BID TITLE: HVAC Repairs & Services

SCOPE OF PROJECT: The purpose and intent of this invitation to bid is to select (3) three qualified, “Mechanical Contractor(s)” to provide all labor, materials, equipment and supervision to perform general routine and emergency repairs and general HVAC (Heating, Ventilation and Air Conditioning) services, on an as needed basis, county wide. The district shall reserve the right to supply all refrigerant, and/or any parts or equipment in excess of \$700. This bid shall establish firm fixed hourly labor rates and firm percentages of cost plus mark-up for materials and supplies.

General HVAC services and repairs include, but are not limited to:

- Trouble shooting and repairing small and light commercial HVAC equipment.
- Installing and changing-out of worn equipment.
- Cleaning coils and comprehensive maintenance.
- Emergency and after hours response as needed (as defined later).
- Repairing and rebuilding of chilled and condenser water pumps.
- Repairing and installing Variable Air Volume (VAV) boxes.
- Repairing large industrial central air handlers up to 200 tons.
- Repairing and troubleshooting large commercial units including semi-hermetic chillers and centrifugals.
- All remodeling shall be in accordance with plans and specifications.

REQUESTED SUBMITTALS

The following submittals should be submitted with your bid for evaluation. The three highest scoring bidders will be asked to submit the following upon request after the bid opening if not present in the bid submittal.

- Name, address and phone number of the bidder’s contact person (see bid proposal page 30).
- A minimum of five (5) references from customers for whom you have performed work of similar scope and size as this contract. Utilize the enclosed forms on pages 20-21 for this purpose.
- Resumes of key personnel including journeyman level service mechanics who will be assigned to this contract. This information shall include the types of industrial chillers upon which they are certified to work, as well as documentation from each chiller OEM confirming that the individual has attended such training. Utilize the enclosed forms on pages 22-26 for this purpose.
- Copy of Class “A” Mechanical Contractor license with either a “CM” or “RM” occupation code.
- A list of all persons assigned to this contract. All shall possess an EPA UNIVERSAL refrigerant certification and the company shall have a minimum of 10 service technicians with such certifications on full time staff.
- Copy of licensure EPA UNIVERSAL refrigerant certifications for all persons assigned to this contract.
- Documented evidence that the bidder has been in the business of providing the services described in this bid for at least 4 years including the bidder’s physical address.

PRE-BID CONFERENCE: A pre-bid conference will not be held for this project. If you have questions of a technical nature about this bid, please contact one of the following individuals.

Jerome “PJ” Paulding, Manager
 Maintenance Department
 Walter Pownall Service Center
 11111 S. Belcher Road
 Largo, FL 33773-5210
 Phone: (727)547-7216
 Email: pauldingj@pcsb.org

Rodger D. Williams, Annual Contracts Administration
 Maintenance Department
 Walter Pownall Service Center
 Pinellas County Schools
 Ph: (727)547-7181
 Cell: (727)638-3319
 Fax: (727)547-7241
 Email: williamsr@pcsb.org

Purchasing Department
 301 Fourth Street, S. W.
 Largo, Florida 33770
 (727)588-6149
 (727)588-6129 (Fax)

The Owner reserves the right to reject all bids.

BY ORDER OF THE SCHOOL BOARD OF PINELLAS COUNTY, FLORIDA

DR. JULIE M. JANSSEN, ED. D	JANET R. CLARK
SUPERINTENDENT OF SCHOOLS	CHAIRMAN
AND EX-OFFICIO SECRETARY	
TO THE SCHOOL BOARD	MARK C.
	LINDEMANN
	DIRECTOR
	PURCHASING

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

**Section XII
 Miscellaneous**

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice of Publication for a New Point
 Franchise Motor Vehicle Dealer in a County of More
 than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Pacific Rim International West, Inc., intends to allow the establishment of Eco Green Machine LLC, d/b/a Eco Green Machine, as a dealership for the sale of motorcycles manufactured by Zhejiang Mengdeli Electric Co., Ltd. (MENG) at 7000 Park Boulevard, Pinellas Park (Pinellas County), Florida 33781, on or after January 23, 2011.

The name and address of the dealer operator(s) and principal investor(s) of Eco Green Machine, LLC, d/b/a Eco Green Machine, are dealer operator(s): Patcharee Clark, 7000 Park Boulevard, Suite A, Pinellas Park, Florida 33781; principal investor(s): Patcharee Clark, 7000 Park Boulevard, Suite A, Pinellas Park, Florida 33781.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Wendy Yu, Pacific Rim International West, Inc., 2260 South Archibald Avenue, Unit E, Ontario, California 91761.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Gorilla Motor Works, LLC, intends to allow the establishment of Ride Green Florida, LLC, d/b/a Ride Green Scooters as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co., Ltd. (ZHNG) at 671 West Fairbanks Avenue, Winter Park (Orange County), Florida 32789, on or after January 23, 2011.

The name and address of the dealer operator(s) and principal investor(s) of Ride Green Florida, LLC, d/b/a Ride Green Scooters are dealer operator(s): Ronald N. Schwartz, 2632 Mandan Trail, Winter Park, Florida 32789; principal investor(s): Ronald N. Schwartz, 2632 Mandan Trail, Winter Park, Florida 32789, and Brian S. Schwartz, 8414 Chamberlain Place, Oviedo, Florida 32765.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Diana Hammer, Gorilla Motor Works, LLC, 12485 44th Street North, Suite A, Clearwater, Florida 33762.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Textron, Inc., intends to allow the establishment of Rob-Roy Investments, Inc., d/b/a Dixielectricar as a dealership for the sale of low-speed vehicles manufactured by Textron, Inc. (EZGO) at 14091-G Emerald Coast Parkway, Destin (Walton County), Florida 32541, on or after January 23, 2011.

The name and address of the dealer operator(s) and principal investor(s) of Rob-Roy Investments, Inc., d/b/a Dixielectricar are dealer operator(s): Robert Lunch, Jr., 14091 G Emerald Coast Parkway, Destin, Florida 32541, principal investor(s): Robert Lunch, Jr., 14091 G Emerald Coast Parkway, Destin, Florida 32541.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be

submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Rusty McGahee, Textron, Inc., 1451 Marvin Griffin Road, Augusta, Georgia 30906.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Textron, Inc., intends to allow the establishment of S & E Group, Inc., d/b/a Golf Car Depot as a dealership for the sale of low-speed vehicles manufactured by Textron, Inc., (EZGO) at 3904 Land O'Lakes Boulevard, Land O'Lakes (Pasco County), Florida 34639, on or after January 23, 2011.

The name and address of the dealer operator(s) and principal investor(s) of S & E Group, Inc., d/b/a Golf Car Depot are dealer operator(s): Marty Luster, 3904 Land O'Lakes Boulevard, Land O'Lakes, Florida 34639; principal investor(s): Marty Luster, 3904 Land O'Lakes Boulevard, Land O'Lakes, Florida 34639.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Rusty McGahee, Textron, Inc., 1451 Marvin Griffin Road, Augusta, Georgia 30906.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving

the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Adly Moto, LLC, intends to allow the establishment of Scooter Escapes, LLC, d/b/a Scooter Escapes as a dealership for the sale of motorcycles manufactured by China Jialing Industrial Group Co., Ltd. (JIAL) at 1450 1st Avenue North, St. Petersburg (Pinellas County), Florida 33705, on or after January 23, 2011.

The name and address of the dealer operator(s) and principal investor(s) of Scooter Escapes, LLC, d/b/a Scooter Escapes are dealer operator(s): Thomas Salveggi, 1450 1st Avenue North, St. Petersburg, Florida 33705; principal investor(s): Thomas Salveggi, 1450 1st Avenue North, St. Petersburg, Florida 33705.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Henry Li, Adly Moto, LLC, 1200 Lakeside Parkway, Suite 325, Flower Mound, Texas 75028.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Polaris Sales, Inc., intends to allow the establishment of Tampa V-Twin, Inc., as a dealership for the

sale of motorcycles manufactured by Victory (VICO) at 16336 North Florida Avenue, Lutz (Hillsborough County), Florida 33549, on or after January 23, 2011.

The name and address of the dealer operator(s) and principal investor(s) of Tampa V-Twin, Inc., are dealer operator(s): Jan Downing, 17580 Cedarwood Loop, Lutz, Florida 33558, Hartford Downing, 17580 Cedarwood Loop, Lutz, Florida 33558; principal investor(s): Jan Downing, 17580 Cedarwood Loop, Lutz, Florida 33558, Hartford Downing, 17580 Cedarwood Loop, Lutz, Florida 33558.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Michael W. Malone, Polaris Sales, Inc., 2100 Highway 55, Medina, Minnesota 55340-9770.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

AGENCY FOR HEALTH CARE ADMINISTRATION

DECISIONS ON BATCHED APPLICATIONS

The Agency for Health Care Administration made the following decisions on Certificate of Need applications for Hospital Beds and Facilities batching cycle with an application due date of September 8, 2010:

County: Hernando Service District: 3
 CON # 10094 Decision Date: 12/10/2010 Decision: D
 Facility/Project: Haven Behavioral Services of Florida, LLC
 Applicant: Haven Behavioral Services of Florida, LLC

Project Description: Establish a 24-bed adult inpatient psychiatric hospital
 Approved Cost: \$0

County: Lake Service District: 3
 CON # 10095 Decision Date: 12/10/2010 Decision: D
 Facility/Project: Haven Behavioral Services of Florida, LLC
 Applicant: Haven Behavioral Services of Florida, LLC

Project Description: Establish a 26-bed adult inpatient psychiatric hospital
 Approved Cost: \$0

County: Marion Service District: 3
 CON # 10097 Decision Date: 12/10/2010 Decision: A
 Facility/Project: HealthSouth Rehabilitation Hospital of Marion County, LLC
 Applicant: HealthSouth Rehabilitation Hospital of Marion County, LLC

Project Description: Establish a 40-bed comprehensive medical rehabilitation hospital
 Approved Cost: \$21,079,443.00

County: Marion Service District: 3
 CON # 10098 Decision Date: 12/10/2010 Decision: D
 Facility/Project: West Marion Community Hospital
 Applicant: Marion Community Hospital, Inc.

Project Description: Establish a 20-bed comprehensive medical rehabilitation unit
 Approved Cost: \$0

County: Sumter Service District: 3
 CON # 10099 Decision Date: 12/10/2010 Decision: D
 Facility/Project: Wildwood Medical Center, Inc.
 Applicant: Wildwood Medical Center, Inc.

Project Description: Establish an 84-bed acute care hospital in zip code 34785
 Approved Cost: \$0

County: Sumter Service District: 3
 CON # 10100 Decision Date: 12/10/2010 Decision: A
 Facility/Project: The Villages Tri-County Medical Center, Inc.
 Applicant: The Villages Tri-County Medical Center, Inc.

Project Description: Establish an 80-bed acute care hospital in Zip Code 34785
 Approved Cost: \$0.00

County: Volusia Service District: 4
 CON # 10101 Decision Date: 12/10/2010 Decision: D
 Facility/Project: Halifax Health Medical Center
 Applicant: Halifax Hospital Medical Center

Project Description: Establish a 40-bed comprehensive medical rehabilitation unit
 Approved Cost: \$0

County: Volusia Service District: 4
 CON # 10102 Decision Date: 12/10/2010 Decision: D
 Facility/Project: Haven Behavioral Services of Florida, LLC

Applicant: Haven Behavioral Services of Florida, LLC
 Project Description: Establish a 29-bed adult inpatient psychiatric hospital
 Approved Cost: \$0
 County: Pinellas Service District: 5
 CON # 10103 Decision Date: 12/10/2010 Decision: D
 Facility/Project: Haven Behavioral Services of Florida, LLC
 Applicant: Haven Behavioral Services of Florida, LLC
 Project Description: Establish a 40-bed adult inpatient psychiatric hospital
 Approved Cost: \$0

A request for administrative hearing, if any, must be made in writing and must be actually received by this department within 21 days of the first day of publication of this notice in the Florida Administrative Weekly pursuant to Chapter 120, Florida Statutes, and Chapter 59C-1, Florida Administrative Code.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

NOTICE OF INTENT TO ISSUE PROPOSED MODIFICATION OF POWER PLANT CERTIFICATION

The Florida Department of Environmental Protection (Department) hereby provides notice of intent to modify the Conditions of Certification (COCs) issued pursuant to the Florida Electrical Power Plant Siting Act, 403.501 et seq., Florida Statutes ("F.S."), for the Deerhaven Generating Station, Power Plant Siting Application No. PA74-04, OGC Case No.: 10-3624. Pursuant to Section 403.516(1)(c), F.S., the Department proposes to modify the COCs for Deerhaven to incorporate requirements imposed on the facility relating to the recently certified Gainesville Renewable Energy Center. A copy of the proposed modification may be obtained by contacting: Michael P. Halpin, P.E., Administrator, Siting Coordination Office, Department of Environmental Protection, 3900 Commonwealth Boulevard, MS 48, Tallahassee, Florida 32399-3000, (850)245-2002. Pursuant to Section 403.516(1)(c)2., F.S., parties to the certification proceeding have 45 days from issuance of notice to such party's last address of record in which to object to the requested modification. Failure of any of the parties to file a response will constitute a waiver of objection to the requested modification. Any person who is not already a party to the certification proceeding and whose substantial interest is affected by the requested modification has 30 days from the date of publication of this public notice to object in writing. The written objection must be filed (received) in the: Office of General Counsel of the Department at 3900 Commonwealth

Boulevard, M.S. 35, Tallahassee, Florida 32399-3000. If no objections are received, then a Final Order approving the modification shall be issued by the Department. If objections are raised and agreement can not be reached, then pursuant to Rule 62-17.211, Florida Administrative Code, the applicant may file a petition for modification seeking approval of those portions of the request for modification to which written objections were timely filed. Mediation is not available in this proceeding.

The Department of Environmental Protection gives notice of its intent to grant a variance under Section 403.201, F.S., from the provisions of sub-subparagraph 62-4.242(2)(a)2.b., F.A.C., to Collier County, 0142538-010-BV to allow turbidity to exceed background levels by 10 NTU's in Outstanding Florida Waters at the edge of a 150 meter diameter mixing zone. The variance is proposed in conjunction with the proposed maintenance dredging of Wiggins Pass, Collier County, FL. The Department's file on this matter is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the: Department of Environmental Protection, Bureau of Beaches and Coastal System, 5050 W. Tennessee St., Bldg. B, Tallahassee, FL 32304, (850)488-7708.

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, Florida Statutes. The petition must contain the information set forth below and must be filed (received by the clerk) in the: Office of General Counsel of the Department, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

Mediation under Section 120.573, F.S. is not available.

Because the administrative hearing process is designed to redetermine final agency action on the application, the filing of a petition for an administrative hearing may result in a modification of the agency action or even a denial of the application. If a sufficient petition for an administrative hearing or request for an extension of time to file a petition is timely filed, this agency action automatically becomes only proposed agency action on the application, subject to the result of the administrative review process. Accordingly, the applicant is advised not to commence construction or other activities in accordance with this variance until the deadlines noted below for filing a petition for an administrative hearing, or request for an extension of time has expired.

Under subsections 28-106.111(3) and 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the: Office of General Counsel of the Department at 3900

Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, before the applicable deadline. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon. If a request is filed late, the Department may still grant it upon a motion by the requesting party showing that the failure to file a request for an extension of time before the deadline was the result of excusable neglect.

In the event that a timely and sufficient petition for an administrative hearing is filed, other persons whose substantial interests will be affected by the outcome of the administrative process have the right to petition to intervene in the proceeding. Any intervention will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

In accordance with subsections 28-106.111(2) and 62-110.106(3)(a), (4), F.A.C., petitions for an administrative hearing by the applicant must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first.

Under Section 120.60(3), F.S., however, any person who has asked the Department for notice of agency action may file a petition within 14 days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S.

A petition that disputes the material facts on which the Department's action is based must contain the following information: (a) The name and address of each agency affected and each agency's file or identification number, if known; (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination; (c) A statement of when and how the petitioner received notice of the agency decision; (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate; (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action; and (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action; (g) A statement of the relief sought by the

petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C. Under Sections 120.569(2)(c) and (d), F.S., a petition for administrative hearing must be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed.

This action is final and effective on the date filed with the Clerk of the Department unless a petition is filed in accordance with the above. Upon the timely filing of a petition this order will not be effective until further order of the Department.

This variance constitutes an order of the Department. The applicant has the right to seek judicial review of the order under Section 120.68, Florida Statutes, by the filing of a notice of appeal under Rule 9.110, Florida Rules of Appellate Procedure, with: The Clerk of the Department, Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000; and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when the final order is filed with the Clerk of the Department.

NOTICE OF INTENT TO GRANT A GROUND WATER QUALITY CRITERIA EXEMPTION

The Department of Environmental Protection gives notice of its intent to grant an exemption from the Class G-II ground water standard for sodium pursuant to Rule 62-520.500, Florida Administrative Code (F.A.C.), as part of industrial wastewater Permit Number FLA016960 to the Progress Energy (PE), Inc., Crystal River Energy Complex (CREC), Citrus County, 15760 West Powerline Street, Crystal River, Florida. The exemption is for the permitted discharge of treated industrial wastewater to Class G-II ground water. The ground water quality criteria exemption is for a duration of five (5) years from the date the Department signs the Final Order granting the exemption. Future exemptions must be petitioned for by the applicant through the Siting Coordination Office as a petition for a Modification of Certification for the facility pursuant to the Power Plant Siting Act, Section 403.516(1)(c), F.S.

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

notice. The petitioner must mail a copy of the petition to the applicant: Mr. Michael L. Shrader, Lead Environmental Specialist, Progress Energy Florida, Inc., Post Office Box 14042 MAC PEF 903, St. Petersburg, Florida 33701-5501 at the time of filing.

The failure of any person to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will only be at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

A petition that disputes the material facts on which the Department's action is based must contain the following information:

(a) The name, address, and telephone number of each petitioner; the name, address, and telephone number of the petitioner's representative, if any; the Department case or identification number and the county in which the subject matter or activity is located;

(b) A statement of when and how each petitioner received notice of the Department action;

(c) A statement of how each petitioner's substantial interests are affected by the Department action;

(d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;

(e) A statement of facts that the petitioner contends warrants reversal or modification of the Department action;

(f) A concise statement of the ultimate facts alleged, as well as the Rules and statutes which entitle the petitioner to relief; and

(g) Demand for relief (sought by the petitioner, stating precisely the action that the petitioner wants the Department to take).

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise contain the same information as set forth above, as required by Rule 28-106.301, F.A.C.

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

Mediation is not available for this proceeding.

The application is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays at the: Department's

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

Notice of Intent to Issue Variance Under Section 403.201, F.S.

The Department of Environmental Protection (Department) gives notice of its intent to issue a variance (File No.: 19-0296384-002-EV) to Grace Bay Property Owner's Association, Inc., 109 Sycamore Drive, Carrollton, Georgia 30117-4635, under Sections 373.414(17) and 403.201, Florida Statutes (F.S.), from the provisions of subsection 62-312.080(7), Florida Administrative Code (F.A.C.), which provide limits for when an applicant may obtain a permit to dredge and fill in Class II waters that are approved for shellfish harvesting. This variance will apply to the construction of a six slip multi-family boat dock proposed in Wetland Resource Permit application No.: 19-0296384-001-DF.

On June 26, 2009, Grace Bay applied for a permit for construction of a six slip multi-family boat dock. The proposed project includes a 4 foot by 420 foot access walkway, a 6 foot by 26 foot terminal platform, two 2 foot by 20 foot finger piers, six 12 foot by 20 foot boat slips, 24 wrapped pilings to serve as mounts for the six boat lifts, and 116 wrapped pilings to support the walkway and terminus.

The project proposes the construction of one six-slip multi-family dock in lieu of six individual single-family docks. The construction of six individual single-family docks will have greater impact to St. George Sound. Six single-family docks would require twelve boat slips and 744 pilings as well as six separate construction events and a greater amount of pre-empted Sovereign Submerged Lands. Six individual single-family docks each with two boat slips at this site would not be in the best interest of water quality.

The Department's file on this matter is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays at the: Tallahassee Branch Office, Department of Environmental Protection, 3900 Commonwealth Boulevard, MS 55, Tallahassee, Florida 32399-3000.

Under this intent to issue, this variance is hereby granted subject to the applicant's compliance with any requirement in this intent to publish notice of this intent in a newspaper of general circulation and to provide proof of such publication in accordance with Section 50.051, Florida Statutes. This action is final and effective on the date filed with the Clerk of the Department unless a sufficient petition for an administrative hearing is timely filed under Sections 120.569 and 120.57, Florida Statutes, as provided below. If a sufficient petition for an administrative hearing is timely filed, this intent to issue automatically becomes only proposed agency action on the application, subject to the result of the administrative review process. Therefore, on the filing of a timely and sufficient petition, this action will not be final and effective until further

order of the Department. When proof of publication is provided, if required by this intent, and if a sufficient petition is not timely filed, the variance will be issued as a ministerial action. Because an administrative hearing may result in the reversal or substantial modification of this action, the applicant is advised not to commence construction or other activities until the deadlines noted below for filing a petition for an administrative hearing or request for an extension of time have expired and until the variance has been executed and delivered. Mediation is not available.

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, Florida Statutes. The petition must contain the information set forth below and must be filed (received by the clerk) in the: Office of General Counsel of the Department, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

Under subsection 62-110.106(4), Florida Administrative Code, a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the: Office of General Counsel of the Department, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, before the applicable deadline. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon. If a request is filed late, the Department may still grant it upon a motion by the requesting party showing that the failure to file a request for an extension of time before the deadline was the result of excusable neglect.

If a timely and sufficient petition for an administrative hearing is filed, other persons whose substantial interests will be affected by the outcome of the administrative process have the right to petition to intervene in the proceeding. Intervention will be permitted only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, Florida Administrative Code.

In accordance with Sections 373.414(17) and 403.201, F.S., petitions for an administrative hearing by the applicant must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), Florida Statutes, must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first. Under Section 120.60(3), Florida Statutes, however, any person who has asked the Department for notice of agency action may file a petition within 14 days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, Florida Statutes.

A petition that disputes the material facts on which the Department's action is based must contain the following information:

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

(b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination;

(c) A statement of when and how the petitioner received notice of the agency decision;

(d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;

(e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action;

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

(g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, Florida Administrative Code. Under Sections 120.569(2)(c) and (d), Florida Statutes, a petition for administrative hearing must be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed.

This intent to issue a variance constitutes an order of the Department. Subject to the provisions of Section 120.68(7)(a), Florida Statutes, which may require a remand for an administrative hearing, the applicant has the right to seek judicial review of the order under Section 120.68, Florida Statutes, by the filing of a notice of appeal under rule 9.110 of the Florida Rules of Appellate Procedure with the: Clerk of the Department, Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000; and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of

appeal. The notice of appeal must be filed within 30 days from the date when the order is filed with the Clerk of the Department.

FLORIDA STATE CLEARINGHOUSE

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. A list of projects, comments deadlines and the address for providing comments are available at http://www.dep.state.fl.us/secretary/oip/state_clearinghouse/. For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

DEPARTMENT OF HEALTH

On December 9, 2010, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Kimberly M. Shields Alters, D.C., A.R.N.P., License #CH 5200, ARNP 1670952. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On December 9, 2010, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Kimberly M. Shields Alters, D.C., A.R.N.P., License #CH 5200, ARNP 1670952. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On December 8, 2010, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Karyn Leigh Bevis, R.N., License #RN 2896982. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On December 10, 2010 Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Restriction Order with regard to the license of Katherine Jane Brown, L.P.N., License #LPN 1346531. This Emergency Restriction Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8), and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public. For additional information, contact the Department of Health, Agency Clerk's Office.

On December 10, 2010, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Jennifer Lynn Miller Fazaa, R.N., License #RN 1952152. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On December 7, 2010, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Amber Lynn Herman, L.P.N., License #PN 5174873. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On December 13, 2010, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Margie Suzette Kiesner, L.P.N., License #PN 1041041. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On December 13, 2010, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Kathleen A. Michalsen, R.N. License #RN 9276934. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On December 13, 2010, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Patricia A. Verri, R.N., License #RN 9293739. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF FINANCIAL SERVICES

Notice of Qualified Public Depository Withdrawals
 DEPARTMENT OF FINANCIAL SERVICES
 DIVISION OF TREASURY
 BUREAU OF COLLATERAL MANAGEMENT
 PUBLIC DEPOSITS SECTION

 THE QUALIFIED PUBLIC DEPOSITORIES LISTED BELOW HAVE WITHDRAWN FROM THE FLORIDA PUBLIC DEPOSITS PROGRAM AS OF THE DATE SHOWN.

GREAT FLORIDA BANK (MIAMI)
 11/15/2010

LEGACY BANK OF FLORIDA (BOCA RATON)
 12/07/2010

LANDMARK BANK OF FLORIDA (SARASOTA)
 12/15/2010

Section XIII B
Index to Rules Filed During Preceding Week

**RULES FILED BETWEEN December 6, 2010
 and December 10, 2010**

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

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
40C-40.011	12/7/10	12/27/10	36/39	
40C-40.302	12/7/10	12/27/10	36/39	
40C-42.091	12/7/10	12/27/10	36/39	
40C-44.091	12/7/10	12/27/10	36/39	
40C-44.341	12/7/10	12/27/10	36/39	
40C-400.201	12/7/10	12/27/10	36/39	

EXECUTIVE OFFICE OF THE GOVERNOR
Office of Tourism, Trade and Economic Development

27M-5.001	12/10/10	12/30/10	36/44	
27M-5.002	12/10/10	12/30/10	36/44	
27M-5.003	12/10/10	12/30/10	36/44	
27M-5.004	12/10/10	12/30/10	36/44	
27M-5.005	12/10/10	12/30/10	36/44	
27M-5.006	12/10/10	12/30/10	36/44	
27M-5.007	12/10/10	12/30/10	36/44	
27M-5.008	12/10/10	12/30/10	36/44	
27M-5.009	12/10/10	12/30/10	36/44	

DEPARTMENT OF CORRECTIONS

33-601.217	12/9/10	12/29/10	36/35	36/41
------------	---------	----------	-------	-------

WATER MANAGEMENT DISTRICTS
St. Johns River Water Management District

40C-1.1013	12/7/10	12/27/10	36/39	36/50
40C-2.101	12/7/10	12/27/10	36/39	
40C-4.091	12/7/10	12/27/10	36/39	
40C-4.321	12/7/10	12/27/10	36/39	
40C-4.381	12/7/10	12/27/10	36/39	
40C-20.011	12/7/10	12/27/10	36/39	
40C-22.001	12/7/10	12/27/10	36/39	

AGENCY FOR HEALTH CARE ADMINISTRATION
Office of Licensure and Certification

59A-7.021	12/9/10	12/29/10	36/36	36/43
59A-7.034	12/9/10	12/29/10	36/38	36/44

DEPARTMENT OF ENVIRONMENTAL PROTECTION

62-204.800	12/10/10	12/30/10	36/40	
------------	----------	----------	-------	--

DEPARTMENT OF HEALTH
Division of Disease Control

64D-3.046	12/9/10	12/29/10	36/35	36/43
-----------	---------	----------	-------	-------

**LIST OF RULES AWAITING LEGISLATIVE
 APPROVAL PURSUANT TO (CHAPTER 2010-279,
 LAWS OF FLORIDA)**

DEPARTMENT OF HEALTH
Board of Medicine

64B8-9.0131	11/8/10	*****		
64B8-9.0132	11/8/10	*****		