

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Cindy Benefited, Senior Management Analyst, Division of Insurance Agents and Agency Services, 200 E. Gains Street, Tallahassee, FL 32399, (850)413-5404

THE FULL TEXT OF THE PROPOSED RULES IS:

69B-177.001 Salesmen Not to Imply Club is Insurance Company.

Remaking Specific Authority 624.308(1), 626.9611 FS. Law Implemented 626.9541(1)(b) FS. History—Repromulgated 12-24-74, Formerly 4-12.02, 4-12.002, 4-177.001, Repealed.

69B-177.002 Persons Not Authorized to Solicit or Sell Insurance Unless Licensed as Insurance Agent.

Rulemaking Specific Authority 624.308(1) FS. Law Implemented 626.112 FS. History—Repromulgated 12-24-74, Formerly 4-12.03, 4-12.003, 4-177.002, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Greg Thomas, Director, Division of Insurance Agents and Agency Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jeff Atwitter, Chief Financial Officer, Department of Financial Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 2, 2011

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF STATE

Division of Elections

RULE NO.: RULE TITLE:
1S-2.039 FVRS Voter Registration Processes

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 36, September 9, 2011 issue of the Florida Administrative Weekly.

The following statement of legislative ratification was omitted and should be added to the Notice:

Based upon the following, the Agency has determined that the proposed rule will not require legislative ratification pursuant to Section 120.541(3), F.S., or other applicable statutes: 1) no requirement for SERC was triggered under Section 120.541(1), F.S., and 2) based on past experiences with election-related activities and rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.541(2)(a), F.S.

DEPARTMENT OF STATE

Division of Elections

RULE NO.: RULE TITLE:
1S-2.040 Statewide Uniform Voter
 Registration Application

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 36, September 9, 2011 issue of the Florida Administrative Weekly.

The following statement of legislative ratification was omitted and should be added to the Notice:

Based upon the following, the Agency has determined that the proposed rule will not require legislative ratification pursuant to Section 120.541(3), F.S., or other applicable statutes: 1) no requirement for SERC was triggered under Section 120.541(1), F.S. and 2) based on past experiences with election-related activities and rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.541(2)(a), F.S.

DEPARTMENT OF EDUCATION

Education Practices Commission

RULE NO.: RULE TITLE:
6B-11.009 Documentation of Mitigation,
 Aggravation, and Legal Argument

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 44, November 5, 2010 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF TRANSPORTATION

RULE NOS.:	RULE TITLES:
14-51.010	Purpose
14-51.011	Definitions
14-51.012	Trailblazing Signs
14-51.013	Sign Evaluation Process
14-51.014	General Criteria
14-51.020	Supplemental Guide Signs
14-51.021	General Service Signs
14-51.030	Supplemental Guide Signs
14-51.031	General Services Signs
14-51.040	Exclusions
14-51.041	Criteria for Unincorporated Areas
14-51.042	Sign Characteristics
14-51.043	Customized Place Name Signs
14-51.051	Standards
14-51.052	Design
14-51.053	Installation
14-51.054	Informational Guide Signs
14-51.061	TODS Program Implementation
14-51.062	General Criteria for TODS on the SHS

- 14-51.063 TODS Location and Placement
- 14-51.064 Trailblazers
- 14-51.065 Design

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. 41, October 15, 2010 issue of the Florida Administrative Weekly.

In response to comments from the Joint Administrative Procedures Committee, Rule Chapter 14-51, F.A.C., is being amended to replace all references to “rule” with “rule chapter” and “should” to “shall”, remove the definition of “attraction”, and amend the table in Rule 14-51.014, F.A.C., to address the minimum spacing requirement for signs in speed zones less than 25 mph. In addition the following language has been modified:

14-51.011(16) “Pictograph” means a pictorial representation used to identify a governmental jurisdiction, an area of jurisdiction, a governmental agency, a military base or branch of service, a governmental-approved university or college, a toll payment system, or a government-approved institution the distinctive use of color(s), symbol(s), or copy as a brand identifier for Wayfinding Sign system areas and attractions. They are non-commercial graphics as opposed to commercial logos.

14-51.013(8) Destinations signed prior to the effective date implementation of this rule chapter shall not be subject to the requirements of this rule chapter.

14-51.013(9) Signs may be approved ~~by the Department~~ for installation by the Department for research and evaluation purposes only. The research and evaluation studies are the responsibility of the applicant and at a minimum shall include trip generation, origin and destination studies, i.e. entrance and exit locations, specific route, u-turns and last minute lane changes to help determine the safety impact. These studies shall be signed and sealed by a professional engineer registered in the state of Florida. If the Department determines that it would be appropriate to allow evaluation of the temporary installation to become permanent is that to allow same on a permanent basis would be appropriate then the rule will be revised accordingly.

Rule 14-51.020(3)(g) has been amended to read “Certified Florida Farm Wineries shall be eligible for signing pursuant to Section 599.004, F.S. The Florida Farm Winery logo panel with supplemental name panel shall be installed based on space availability. There is a fee associated with this signing.”
The title of Part IV has been changed to “PLACE NAME SIGNS ON NON-LIMITED ACCESS FACILITIES.”

14-51.051(5) Existing community wayfinding guide signs that were installed on the state highway system prior to this rule becoming effective March 31, 2006, as part of the local governments approved wayfinding guide sign system shall be allowed to remain or be replaced until the local governments

approves a new community wayfinding guide sign system is approved by the local government and designed and installed in accordance with this rule chapter.

14-51.052(3) A minimum contrast value of legend color to background color ~~for community wayfinding guide signs shall be at least~~ of 70 percent is required for community wayfinding guide signs (ADA minimum contrast value).

DEPARTMENT OF ELDER AFFAIRS

Long-Term Care Ombudsman Program

RULE NO.: RULE TITLE:
58L-1.005 Access

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 37, No. 32, August 12, 2011 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF MANAGEMENT SERVICES

Agency for Workforce Innovation

RULE NOS.:	RULE TITLES:
60BB-3.013	Filing Claims and Providing Documentation
60BB-3.015	Continued Claims for Benefits
60BB-3.0254	How to Apply for Emergency Unemployment Compensation
60BB-3.0262	How to Apply for Extended Benefits
60BB-3.0263	Diligent Work Search Requirements
60BB-3.029	Public Use Forms

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. 37, No. 26, July 1, 2011 issue of the Florida Administrative Weekly.

60BB-3.013 Filing Claims and Providing Documentation.

(1) Approved Methods and Forms for Filing Florida Claims. Initial, additional, and reopened claims may be filed:

(a) On the Internet at www.fluidnow.com. Select “File a Claim” ~~“Internet Unemployment Compensation Claim Application (Initial Claim)”~~; or

(b) When ~~unemployment results from~~ a declared disaster or emergency makes and internet filing is impractical, or when the claimant needs special assistance or accommodation, by filing mailing or faxing a completed claim application, which may be obtained by contacting the Agency toll-free at 1(800) 204-2418. These applications are:

1. AWI Form UC-310, “Unemployment Compensation Application for Services” (Rev. 10/07), AWI Form UC-310(S) “Unemployment Compensation Application for Services” (Spanish version) (Rev. 10/7), or AWI Form UC-310(C) “Unemployment Compensation Application for Services”

(Creole version) (Rev. 10/7), which are incorporated by reference in Rule 60BB-3.029, F.A.C., ~~are is~~ to be used by Florida residents;

2. Form IB-1, "Initial Interstate Claim" (10/07), ~~Form IB-1(S) "Initial Interstate Claim" (Spanish version) (Rev. 10/07), or Form IB-1(C) "Initial Interstate Claim" (Creole version) (Rev. 10/7), which are~~ incorporated by reference in Rule 60BB-3.029, F.A.C., ~~are is~~ to be used by non-Florida residents.

(c) For the purposes of paragraphs (b) and (e), a claimant needs special assistance or accommodation when she or he:

1. Is legally prohibited from using a computer;

2. Has a physical or visual impairment which makes her or him unable to use a computer; or

3. Is unable to read or write effectively in a language in which the Internet application is available.

(d) In a declared disaster or emergency which makes internet filing impractical, the claimant may submit a paper application by:

1. Mailing it to the Agency for Workforce Innovation, Unemployment Compensation Records Unit, P.O. Drawer 5700, Tallahassee, Florida 32314-5350;

2. Faxing it to the Agency for Workforce Innovation, Unemployment Compensation Records Unit, (850)921-3912; or

3. Delivering it in person at a location designated by the Agency.

(e) Claimants who need special assistance or accommodation may submit a paper application in the manner set forth in subparagraphs (d)1. and 2.

(2) through (5) No change.

Rulemaking Authority 443.1317(1)(b) FS. Law Implemented 443.036, 443.091, 443.101, 443.1116 FS. History—New 8-25-92, Formerly 38B-3.013, Amended 8-14-08,_____.

60BB-3.015 Continued Claims for Benefits.

(1) Method of Filing Continued Claims.

(a) After filing an initial, additional or reopened claim, the claimant will be instructed and required to report bi-weekly for the duration of the unemployment by Internet at www.fluidnow.com.

(b) In the event of a declared disaster or emergency, or when special assistance or accommodation as defined in paragraph 60BB-3.013(1)(c), F.A.C., is required, claimants may ~~be permitted to~~ report in the manner set forth in paragraphs 60BB-3.013(1)(d) and (e), F.A.C., in person at locations designated by the Agency or by using the AWI Form UCB-60 "Weekly Claim Certification" (Rev. 02/03), which is ~~are~~ incorporated by reference in paragraphs 60BB-3.029(1)(q) ~~and (r)~~, F.A.C., of this chapter.

(2) Time Limit for Filing Continued Claims.

(a) Scheduled Reports. Continued claims for benefits must be filed within 14 calendar days following the scheduled report date as shown on the Internet Confirmation Page, or otherwise communicated to the claimant by the Agency. The Agency will stop providing this notice when the claimant ceases to report, has no additional benefits or weeks to claim, or benefits were denied and no appeal is pending at the end of the appeal period.

(b) Late Reports. If a report is not made within 14 days after the scheduled report date shown on the Internet Confirmation Page, or communicated to the claimant by an Agency representative, the claim will be re-opened effective the first day of the week in which a report is filed. Upon request, the claimant will be permitted to file a late report for weeks that were not claimed within the permissible time period and will be granted appeal rights to any resulting determination denying benefits for the weeks in question.

(c) through (e) No change.

Rulemaking Authority 443.1317(1)(b) FS. Law Implemented 443.091(1), 443.111(1), 443.151(2) FS. History—New 8-25-92, Amended 4-1-96, Formerly 38B-3.015, Amended 8-14-08,_____.

60BB-3.0254 How to Apply for Emergency Unemployment Compensation.

(1) Method of Application. Individuals whose regular unemployment compensation benefits are exhausted, whose benefit year expires between July 6, 2008 and May 29, 2010, or who are entitled to an augmentation of their emergency unemployment compensation accounts pursuant to Rule 60BB-3.0253, F.A.C., will receive notice regarding their eligibility or ineligibility for emergency unemployment compensation. Individuals who qualify for augmentation under any of the provisions set forth in subsections 60BB-3.0253(4)-(6), F.A.C., will be deemed eligible to receive these benefits without filing an application as long as they comply with the continued claims reporting requirements set forth in Rule 60BB-3.015, F.A.C. All other individuals who wish to receive emergency unemployment compensation must submit an application for benefits to the Agency for Workforce Innovation. An application may be submitted:

(a) Online by clicking on the "Internet Unemployment Compensation Claim Application (Initial Claim)" link to the Online Internet Unemployment Compensation Claim Application (11/07), or by clicking on the "Solicitud de Reclamo de Compensacion por Desempleo en el Internet (Reclamo Inicial)" link to the Online Internet Unemployment Compensation Claim Application (Spanish version) (11/07), which are incorporated by reference in paragraphs 60BB-3.029(1)(yy) and (zz), F.A.C., and which are available at <https://www2.myflorida.com/fluid/>; or

(b) In the manner set forth in paragraphs 60BB-3.013(1)(d) and (e), F.A.C., when ~~When~~ a declared disaster or emergency makes internet filing impractical, or when the claimant needs special assistance or accommodation

as defined in paragraph 60BB-3.013(1)(c), F.A.C., using ~~on~~ one of the forms listed below, which are hereby incorporated by reference into this rule.

1. Form AWI-UC310EUC (Rev. 08/10), Application for Emergency Unemployment Compensation, which may be found at http://www.floridajobs.org/unemployment/EUC_09/EUC_app.pdf;

2. Form AWI-UC310EUC (S) (Rev. 08/10), Solicitud de compensacion de emergencia por desempleo, which may be found at [http://www.floridajobs.org/unemployment/EUC_09/EUC\(s\)_app.pdf](http://www.floridajobs.org/unemployment/EUC_09/EUC(s)_app.pdf); or

3. Form AWI-UC310EUC (C) (Rev 08/10), Aplikasyon pou Aloksyon Chomaj sou Ka Dijans, which may be found at [http://www.floridajobs.org/unemployment/EUC_09/EUC\(c\)_app.pdf](http://www.floridajobs.org/unemployment/EUC_09/EUC(c)_app.pdf).

~~When filing a claim pursuant to paragraph (b), the claimant must submit his or her application by mailing the completed form to the address set forth on the form and/or accompanying instructions, or by faxing the form to the Agency for Workforce Innovation, Unemployment Compensation Records Unit, (850)921-3938.~~

(2) Notice of Determination.

(a) through (f) No change.

Rulemaking Authority 443.1317(1)(b) FS. Law Implemented 443.091, 443.101, 443.111, 443.151, 443.221(3) FS. History—New 8-11-10, Amended 12-19-10, _____.

60BB-3.0262 How to Apply for Extended Benefits.

(1) Initiating a Claim for Extended Benefits.

(a) The Agency will mail a Form UCB-60 to all individuals who exhaust their available emergency unemployment compensation. This form will advise the recipient that the application for extended benefits may be filed online at <http://www.floridajobs.org>, using the online application (Form AWI-UCB-310EB-ONL (Rev. 09/2010) Extended Benefits Online Application), which is hereby incorporated by reference into this rule.

(b) When a declared disaster or emergency makes internet filing impractical, or when the claimant needs special assistance or accommodation as defined in paragraph 60BB-3.013(1)(c), F.A.C., the claimant may file a Form AWI-UC310EB (09/10), Application for Extended Benefits (EB), which is hereby incorporated by reference into this rule, in the manner set forth in paragraphs 60BB-3.013(1)(d) and (e), F.A.C. by:

~~1. Mailing the completed form to the Agency for Workforce Innovation, Unemployment Compensation Records Unit, P. O. Drawer 5700, Tallahassee, Florida 32314-5350.~~

~~2. Faxing the form to the Agency for Workforce Innovation, Unemployment Compensation Records Unit, (850)922-0107.~~

(2) Notice of Determination.

(a) Notice of the Agency's determination of an individual's eligibility or ineligibility for extended benefits will be mailed to the individual on a Form AWI-UCB11 EB (Rev. 08/11) (Rev 12/10), Monetary Determination/Redetermination for Extended Benefits (EB), which is hereby incorporated by reference into this rule, when the Agency:

1. through 2. No change.

(b) Notice of the Agency's determination of an individual's eligibility or ineligibility for extended benefits will be mailed to the individual on a Form AWI-UCB11-I EB (Rev 12/10), Extended Benefits Determination of Eligibility, which is hereby incorporated by reference into this rule, when the individual:

1. through 4. No change.

(c) Any notice mailed pursuant to this rule will be accompanied by an EB BRI (08/11) (12/10), Extended Benefits Benefit Rights Information, which is hereby incorporated by reference into this rule.

Rulemaking Authority 443.1317(1)(b) FS. Law Implemented 443.091, 443.1115, 443.1117 FS. History—New 11-28-10, Amended _____.

60BB-3.0263 Diligent Work Search Requirements.

Every two weeks, an individual determined to be eligible for extended benefits must report his or her work search activities. The individual may satisfy this requirement by reporting online at <http://www.floridajobs.org/unemployment/EB/index.html>, and clicking on the "Claim Your Weeks" icon. When a declared disaster or emergency makes internet filing impractical, or when the claimant needs special assistance or accommodation as defined in paragraph 60BB-3.013(1)(c), F.A.C., the individual may also file his or her report on a Form AWI UCB-60EB (12/10) (6/11), Unemployment Compensation Benefit Weekly Claim Certification in the manner prescribed in paragraph 60BB-3.0262(1)(b), F.A.C. The online work search reports (Form AWI UCB-60EB-ONL (Rev 08/10) Weekly Claim Certifications and Form AWI UCB-60EB-ONL (S) (Rev 08/10), Certificaciones para Reclamaciones Semanales), and the Form AWI UCB-60EB (12/10) (09/10), are hereby incorporated by reference into this rule and may be found at <http://www.floridajobs.org/Unemployment/ucforms.html>.

Rulemaking Authority 443.1317(1)(b) FS. Law Implemented 443.091, 443.1115, 443.1117 FS. History—New 11-28-10, Amended _____.

60BB-3.029 Public Use Forms.

(1) The following forms and instructions are used by the Agency for Workforce Innovation in its dealings with the public in the administration of the unemployment compensation program, and are incorporated by reference:

(a) AWI Form ERWC – “Employee’s or Employer’s Authorization and Request for Wage Records” (New 02/06), which is available at the Agency’s Internet site at http://www.floridajobs.org/unemployment/uc_emp_forms.html.

(b) AWI Form AWA-01 – “Notarized Authorization for Release of Records” (Rev. 03/05), which is available at the Agency’s Internet site at http://www.floridajobs.org/unemployment/uc_emp_forms.html.

(c) IB-1 – “Initial Interstate Claim” (Rev. 10/07), which may be found by going to the Agency’s Internet site at http://www.floridajobs.org/unemployment/uc_claimbooklet.html and clicking on the “Florida Unemployment Compensation Claims Services/Claim Book” link.

(d) IB-1(S) – “Initial Interstate Claim” (Spanish version) (Rev. 10/07), which may be found by going to the Agency’s Internet site at http://www.floridajobs.org/unemployment/uc_claimbooklet.html and clicking on the link beginning with the phrase “Haga clic aqui para acceder”.

(e) IB-1(C) – “Initial Interstate Claim” (Creole version) (Rev. 10/07), which may be found by going to the Agency’s Internet site at http://www.floridajobs.org/unemployment/uc_claimbooklet.html and clicking on the link beginning with the phrase “Chwazi sa a pou”.

(f) AWI Form UC-310 – “Unemployment Compensation Application for Services” (Rev. 10/07) which may be found by going to the Agency’s Internet site at http://www.floridajobs.org/unemployment/uc_claimbooklet.html and clicking on the “Florida Unemployment Compensation Claims Services/ Claim Book” link.

(g) AWI Form UC-310(S) – “Unemployment Compensation Application for Services” (Spanish version) (Rev. 10/07) which may be found by going to the Agency’s Internet site at http://www.floridajobs.org/unemployment/uc_claimbooklet.html and clicking on the link beginning with the phrase “Haga clic aqui para acceder”.

(h) AWI Form UC-310(C) – “Unemployment Compensation Application for Services” (Creole version) (Rev. 10/07) which may be found by going to the Agency’s Internet site at http://www.floridajobs.org/unemployment/uc_claimbooklet.html and clicking on the link beginning with the phrase “Chwazi sa a pou”.

(i) AWI Form UC-310 Supplement (Rev. 10/07) which may be found by going to the Agency’s Internet site at http://www.floridajobs.org/unemployment/uc_claimbooklet.html and clicking on the “Florida Unemployment Compensation Claims Services/Claim Book” link.

(j) AWI Form UC-310(S) Supplement (Rev. 10/07) which may be found by going to the Agency’s Internet site at http://www.floridajobs.org/unemployment/uc_claimbooklet.html and clicking on the link beginning with the phrase “Haga clic aqui para acceder”.

(k) AWI Form UC-310(C) Supplement (Rev. 10/07) which may be found by going to the Agency’s Internet site at http://www.floridajobs.org/unemployment/uc_claimbooklet.html and clicking on the link beginning with the phrase “Chwazi sa a pou”.

(l) AWI Form UCB/STC-3 – “Short Time Compensation Plan Application” (Rev. 11/01).

(m) AWI Form UCB-9 (04/01).

(n) AWI Form UCB-11 – “Wage Transcript and Determination” (Rev. 01/08).

(o) AWI Form UCB-34 (09/01).

(p) AWI Form UCB-45 – “Notice of Determination” (Rev. 02/08).

(q) AWI Form UCB-60 – “Weekly Claim Certification” (Rev. 02/03).

(r) AWI Form UCB-121E (01/07).

(s) Employer Notification Letter (01/07).

(t) AWI Form UCB-200 “Unemployment Compensation Fact-Finding Statement” (06/08).

(u) AWI Form UCB-200LD “Labor Dispute” (06/08).

(v) AWI Form UCB-201 (06/08).

(w) AWI Form UCB-202 (06/08).

(x) AWI Form UCB-204 (06/08).

(y) AWI Form UCB-205 (06/08).

(z) AWI Form UCB-205SIF (06/08).

(aa) AWI Form UCB-206 “Reporting Requirements” (06/08).

(bb) AWI Form UCB-207 “Unemployment Compensation Fact-Finding Statement” (06/08).

(cc) AWI Form UCB-208 “Voluntary Leaving” (06/08).

(dd) AWI Form UCB-209 “Employment Status” (06/08).

(ee) AWI Form UCB-209L (06/08).

(ff) AWI Form UCB-209S “Suspension” (06/08).

(gg) AWI Form UCB-211 “School Attendance/Training” (06/08).

(hh) AWI Form UCB-219 “Reemployment Services Eligibility Issues” (06/08).

(ii) AWI Form UCB-221 “Worker Profiling and Reemployment Services Assessment” (06/01).

(jj) AWI Form UCB-231 “Claimant’s Eligibility Review Questionnaire” (06/08).

(kk) AWI Form UCB-412 – “Determination Notice of Unemployment Claim Filed” (Rev. 07/11).

(ll) Form AWI-UCW4VT (Rev. 10/07), which may be found by going to the Agency’s Internet site at http://www.floridajobs.org/unemployment/uc_claimbooklet.html and clicking on the “Florida Unemployment Compensation Claims Services/Claim Book” link.

(mm) Form AWI-UCW4VFL (S) (Rev. 10/07), which may be found by going to the Agency’s Internet site at http://www.floridajobs.org/unemployment/uc_claimbooklet.html and clicking on the link beginning with the phrase “Haga clic aqui para acceder”.

(nn) Form AWI-UCW4VFL (C) (Rev. 10/07), which may be found by going to the Agency’s Internet site at http://www.floridajobs.org/unemployment/uc_claimbooklet.html and clicking on the link beginning with the phrase “Chwazi sa a pou”.

(oo) Form AWI-UC20A (Rev. 10/07), which may be found by going to the Agency’s Internet site at http://www.floridajobs.org/unemployment/uc_bri.html and clicking on the “Florida Unemployment Compensation Program/Benefit Rights” link.

(pp) Form AWI-UC20A (S) (Rev. 10/07), which may be found by going to the Agency’s Internet site at http://www.floridajobs.org/unemployment/uc_bri.html and clicking on the link beginning with the phrase “Oprima aqui para recibir”.

(qq) Form AWI-UC20A (C) (Rev. 10/07), which may be found by going to the Agency’s Internet site at http://www.floridajobs.org/unemployment/uc_bri.html and clicking on the link beginning with the phrase “Pou ou ka itilize”.

(rr) UC Bulletin 1E (Rev. 10/07), which may be found by going to the Agency’s Internet site at http://www.floridajobs.org/unemployment/uc_bri.html and clicking on the “Florida Unemployment Compensation Program/Benefit Rights” link.

(ss) UC Bulletin 1S (Rev. 10/07), which may be found by going to the Agency’s Internet site at http://www.floridajobs.org/unemployment/uc_bri.html and clicking on the link beginning with the phrase “Oprima aqui para recibir”.

(tt) UC Bulletin 1C (Rev. 10/07), which may be found by going to the Agency’s Internet site at http://www.floridajobs.org/unemployment/uc_bri.html and clicking on the link beginning with the phrase “Pou ou ka itilize”.

(uu) UC100T (Rev. 10/07), which may be found by going to the Agency’s Internet site at http://www.floridajobs.org/unemployment/uc_claimbooklet.html and clicking on the “Unemployment Compensation Claims Services/Claim Book” link.

(vv) UC100FL(S) (Rev. 10/07), which may be found by going to the Agency’s Internet site at http://www.floridajobs.org/unemployment/uc_claimbooklet.html and clicking on the link beginning with the phrase “Haga clic aqui para acceder”.

(ww) UC100FL(C) (Rev. 10/07), which may be found by going to the Agency’s Internet site at http://www.floridajobs.org/unemployment/uc_claimbooklet.html and clicking on the link beginning with the phrase “Chwazi sa a pou”.

(xx) Online Internet Unemployment Compensation Claim Application (11/07), which is available at www.fluidnow.com.

(yy) Online Internet Unemployment Compensation Claim Application (Spanish version) (11/07), which is available at www.fluidnow.com.

(zz) AWI Form UCS-6061 “Independent Contractor Analysis” (Rev. 11/05).

(2) These forms may be obtained by:

(a) Writing to the Agency for Workforce Innovation, Unemployment Compensation Records Unit, P. O. Drawer 5750, Tallahassee, FL 32314-5750.

(b) Faxing a request to the Agency’s UC Records Unit at (850)921-3912.

(c) Calling the UC Records Unit at (850)921-3470.

Rulemaking Authority 443.1317(1)(b) FS. Law Implemented 443.171(5), 443.1715(1), (2)(b)1. FS. History—New 6-4-06, Amended 8-14-08, Amended.

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.:	RULE TITLE:
64B5-2.0142	Application for Health Access Dental License

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. 29, July 23, 2010 issue of the Florida Administrative Weekly.

The change is in response to concerns stated by the Joint Administration Procedures Committee in a letter dated August 13, 2010, November 19, 2010, and April 20, 2011. The changes are as follows:

The SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST shall read as “A Statement of Estimated Regulatory Costs was not prepared. The Board determined that the proposed rule amendments will not have an adverse impact on small business, nor will the proposed rule amendments be likely to directly or indirectly increase regulatory costs in excess of \$200,000 in the aggregate in this state within 1 year after the implementation of the rule.

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

64B5-2.0142 line 2 shall read as: ‘.....application shall be made on the Application for Health Access Dental License form #DH-MQA 1154 (Rev. 12/10).....’

The web site where the Application for Health Access Dental License can be downloaded is corrected to read as: http://doh.state.fl.us/mqa/dentistry/dn_lic_req.html.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Susan Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: 64B5-16.005
 RULE TITLE: Remediable Tasks Delegable to Dental Assistants

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 30, July 30, 2010 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: 64B19-11.0035
 RULE TITLE: Licensure by Examination: Proof Satisfactory to the Board for the Purpose of Determining Eligibility for Examination

NOTICE OF CORRECTION

Notice is hereby given that the above-referenced rule was published in Vol. 37, No. 28, of the July 15, 2011 issue of the Florida Administrative Weekly (FAW). The Board’s Summary of Statement of Estimated Regulatory Costs read as follows: “The Board determined that a Statement of Estimated Regulatory Cost (SERC) was not necessary. The Board has determined that this will not have an adverse impact on small business, or likely increase regulatory costs in excess of \$200,000 in the aggregate within 1 year after implementation of the rule. These rule amendments will not require ratification by the Legislature. Any person who wishes to provide information regarding the statement of estimated costs, or to provide a proposal for a lower regulatory cost alternative must do so in writing within 21 days of this notice.” The Board’s Summary of Statement of Estimated Regulatory Costs is corrected to read: “During discussion of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Cost (SERC) was not necessary. No person or interested party submitted additional information regarding the economic impact at that time. The Board has determined that this will not have an adverse impact on small business, or likely increase regulatory costs in excess of \$200,000 in the aggregate within 1 year after implementation of the rule. These rule amendments will not require ratification by the Legislature.

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

This correction does not affect the substance of the rule as originally published in the July 15, 2011 issue of the FAW.

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

DEPARTMENT OF HEALTH

Board of Psychology

RULE NOS.: 64B19-12.005
 64B19-12.007
 RULE TITLES: Biennial Active Renewal Fee
 Biennial Inactive Renewal Fee

NOTICE OF CORRECTION

Notice is hereby given that the above-referenced rules were published in Vol. 37, No. 29, of the July 22, 2011 issue of the Florida Administrative Weekly (FAW). The Board’s Summary of Statement of Estimated Regulatory Costs read as follows: “The Board determined that a Statement of Estimated Regulatory Cost (SERC) was not necessary. The Board has determined that this will not have an adverse impact on small business, or likely increase regulatory costs in excess of \$200,000 in the aggregate within 1 year after implementation of the rule. These rule amendments will not require ratification by the Legislature. Any person who wishes to provide information regarding the statement of estimated costs, or to provide a proposal for a lower regulatory cost alternative must do so in writing within 21 days of this notice.” The Board’s Summary of Statement of Estimated Regulatory Costs is corrected to read: “During discussion of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Cost (SERC) was not necessary. No person or interested party submitted additional information regarding the economic impact at that time. The Board has determined that this will not have an adverse impact on small business, or likely increase regulatory costs in excess of \$200,000 in the aggregate within 1 year after implementation of the rule. These rule amendments will not require ratification by the Legislature.

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

This correction does not affect the substance of these rules as originally published in the July 22, 2011 issue of the FAW.

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NO.: 68B-42.002
 RULE TITLE: Definitions

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. 37, No. 31, August 5, 2011 issue of the Florida Administrative Weekly.

Proposed amendment to Rule 68B-42.002 has been changed to include the following new subsection:

(1) through (13) No change.

(14) "Power tool" means anything other than a hand-powered tool. Prohibited devices include but are not limited to electric, gas, hydraulic or air-powered tools.

(14) through (19) renumbered (15) through (20) No change.

No other changes were made to the rule amendments as proposed.

**Section IV
Emergency Rules**

NONE

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

DEPARTMENT OF COMMUNITY AFFAIRS

The Department of Community Affairs hereby gives notice:

NAME OF PETITIONER: City of Panama City

DATE PETITION WAS FILED: May 27, 2011. It was assigned the number DCA11-WAI-108

RULE NUMBER AND NATURE OF RULE FROM WHICH VARIANCE OR WAIVER IS SOUGHT: Subsection 9K-7.003(9), Florida Administrative Code, states that Applicant must acquire property either 24 months prior to, or 24 months after, the Application deadline. Applicant has acquired property outside of that time frame but was unable to apply for grant funds due to lack of Florida Forever funding and therefore seeks a waiver of this rule. Paragraph 9K-7.007(1)(a), Florida Administrative Code, states the Applicant can receive ten points on their Application if they have acquired the property within the 24 month deadline. Applicant has acquired property outside of that time frame but was unable to apply for grant funds due to lack of Florida Forever funding and therefore seeks a waiver of this rule.

A REFERENCE TO THE PLACE AND DATE OF PUBLICATION OF THE NOTICE OF THE PETITION: June 10, 2011 issue of the Florida Administrative Weekly.

THE GENERAL BASIS FOR THE AGENCY DECISION: The Department found the Petitioner had satisfied the substantial hardship provision of Section 120.542(2), F.S. A

strict application of subsections 9K-7.007(1) and 9K-7.003(9), F.A.C., would create an economic hardship to the Petitioner and violate the principle of fairness. Based upon the facts presented, the Department decided to grant a temporary waiver of the above mentioned rules.

A copy of the Order or additional information may be obtained by contacting: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, e-mail: paula.ford@dca.state.fl.us.

DEPARTMENT OF LAW ENFORCEMENT

NOTICE IS HEREBY GIVEN that on September 7, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Orange City Police Department on behalf of 25 officers. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supports the requested waiver by stating that the officers did successfully complete the course of fire, however, the instructor conducting the course of fire was not a CJSTC certified firearms instructor during the 2008 reporting cycle. Petitioner states that the 25 officers will suffer a substantial hardship if their certifications are rendered inactive as a result of this situation. Petitioner further states that it would violate the principles of fairness to fail to recognize that the officers did successfully complete the requirement simply because the instructor was not a CJSTC certified firearms instructor for the requalification shoot during the 2008 reporting cycle. Additionally, the agency requests a waiver for the 2008-2010 reporting cycle for one officer, the agency's CJSTC certified firearms instructor, because he signed his own CJSTC form 86A. The firearms instructor did demonstrate proficiency and did complete the appropriate course of fire in the presence of other officers, however, and Petitioner argues that for that reason, he is entitled to a waiver.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32302, (850)410-7676.

NOTICE IS HEREBY GIVEN that on September 7, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Suwannee County Sheriff's Office on behalf of Lt. Wayne Musgrove. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supports the requested waiver by stating that Lt. Musgrove did successfully complete the course of fire, however, he was the only CJSTC certified firearms instructor in the agency at the time and signed his own