

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

**DEPARTMENT OF HEALTH**

**Board of Nursing**

**RULE NO.:** 64B9-3.002  
**RULE TITLE:** Qualifications for Examination

**PURPOSE AND EFFECT:** The Board proposes these changes to amend the qualifications for examinations.

**SUBJECT AREA TO BE ADDRESSED:** Qualifications for Examination.

**RULEMAKING AUTHORITY:** 464.006 FS.

**LAW IMPLEMENTED:** 456.013, 464.008, 464.009 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 #C07, 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 Nursing**

**RULE NO.:** 64B9-3.014  
**RULE TITLE:** Graduates From Foreign or Non-NCSBN Jurisdictions

**PURPOSE AND EFFECT:** The Board proposes these changes to clarify the requirements necessary.

**SUBJECT AREA TO BE ADDRESSED:** Graduates From Foreign or Non-NCSBN Jurisdictions.

**RULEMAKING AUTHORITY:** 464.006 FS.

**LAW IMPLEMENTED:** 456.013(1), 464.008 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.

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**DEPARTMENT OF HEALTH**

**Board of Nursing**

**RULE NO.:** 64B9-15.005  
**RULE TITLE:** Standards for Certified Nursing Assistant Training Programs

**PURPOSE AND EFFECT:** The Board proposes this amendment to add necessary language concerning compliance.

**SUBJECT AREA TO BE ADDRESSED:** Standards for Certified Nursing Assistant Training Programs.

**RULEMAKING AUTHORITY:** 464.202, 464. 203 FS.

**LAW IMPLEMENTED:** 464.2085 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 Nursing**

**RULE NO.:** 64B9-15.007  
**RULE TITLE:** Approval of New Certified Nursing Assistant Training Programs

**PURPOSE AND EFFECT:** The Board proposes this amendment to delete unnecessary language and adopt and incorporate by reference licensure forms and add the Board's website where forms may be obtained.

**SUBJECT AREA TO BE ADDRESSED:** Approval and Renewal of New Certified Nursing Assistant Training Programs.

**RULEMAKING AUTHORITY:** 464.202, 464. 203 FS.

**LAW IMPLEMENTED:** 464.2085 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.

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**DEPARTMENT OF HEALTH**

**Board of Nursing**

RULE NO.: 64B9-15.009  
 RULE TITLE: Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances

PURPOSE AND EFFECT: The Board proposes this rule amendment to amend the penalties and sentencing guidelines.

SUBJECT AREA TO BE ADDRESSED: Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances.

RULEMAKING AUTHORITY: 464.204 FS.

LAW IMPLEMENTED: 456.072, 464. 204 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

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**DEPARTMENT OF HEALTH**

**Board of Opticianry**

RULE NO.: 64B12-9.001  
 RULE TITLE: Examination for Licensure

PURPOSE AND EFFECT: The Board proposes the rule amendment because the examination is being developed and administered by a national company and the rule must be updated to reflect this change.

SUBJECT AREA TO BE ADDRESSED: Examination for licensure.

RULEMAKING AUTHORITY: 456.017(1)(d), (5), 484.005 FS.

LAW IMPLEMENTED: 456.017(1)(d), (5) 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: Sue Foster, Executive Director, Board of Opticianry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258  
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**DEPARTMENT OF HEALTH**

**Board of Opticianry**

RULE NO.: 64B12-9.002  
 RULE TITLE: Re-Examination

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete unnecessary language and to add new language to clarify the examination application process because a national company is now administering the examination and the application process and requirements have changed. Form DH-MQA 1190, "Re-examination Application" will be updated and incorporated by reference into the rule.

SUBJECT AREA TO BE ADDRESSED: Re-examination application process and requirements.

RULEMAKING AUTHORITY: 456.017(2), 484.005 FS.

LAW IMPLEMENTED: 456.017(2) 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.

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**DEPARTMENT OF HEALTH**

**Board of Opticianry**

RULE NO.: 64B12-9.0015  
 RULE TITLE: Application for Examination and Licensure

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete unnecessary language and to add new language to clarify the application process and requirements

for licensure examination; and to update and incorporate by reference form DH-MQA 1065, "Application for Licensure Examination".

SUBJECT AREA TO BE ADDRESSED: Application for examination for licensure.

RULEMAKING AUTHORITY: 456.017(2), 484.005 FS.

LAW IMPLEMENTED: 456.017(2) 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.

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**DEPARTMENT OF HEALTH**

**Board of Opticianry**

RULE NO.: 64B12-10.007 RULE TITLE: Minimum Equipment Requirements

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify the minimum equipment maintained in each office where opticianry is practiced.

SUBJECT AREA TO BE ADDRESSED: Minimum equipment requirements.

RULEMAKING AUTHORITY: 484.005(2) FS.

LAW IMPLEMENTED: 484.002(3), 484.005(2) FS.

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**DEPARTMENT OF HEALTH**

**Board of Opticianry**

RULE NO.: 64B12-10.012 RULE TITLE: Change of Address

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify the process for notifying the Board of a change of address to comply with intention of the statute.

SUBJECT AREA TO BE ADDRESSED: Change of address.

RULEMAKING AUTHORITY: 484.005, 456.035 FS.

LAW IMPLEMENTED: 456.035 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.

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**DEPARTMENT OF HEALTH**

**Board of Opticianry**

RULE NO.: 64B12-11.003 RULE TITLE: Active Status Fee

PURPOSE AND EFFECT: The Board proposes the rule amendment to lower the renewal fee for an active status license.

SUBJECT AREA TO BE ADDRESSED: Active status fee.

RULEMAKING AUTHORITY: 456.025, 456.036, 484.005, 484.008(1) FS.

LAW IMPLEMENTED: 484.008(1), 455.271 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.

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**DEPARTMENT OF HEALTH**

**Board of Opticianry**

RULE NO.: 64B12-15.001 RULE TITLE: Continuing Education for License Renewal

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete unnecessary language to clarify the requirements for continuing education for license renewal and to renumber the rule accordingly.

SUBJECT AREA TO BE ADDRESSED: Continuing education for license renewal.

RULEMAKING AUTHORITY: 456.013(8), (9), 484.005, 484.008(3) FS.

LAW IMPLEMENTED: 456.013(8), (9), 484.008(3) 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.

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**DEPARTMENT OF HEALTH**

**Board of Opticianry**

RULE NO.: 64B12-16.003  
 RULE TITLE: Apprenticeship Requirements and Training Program

PURPOSE AND EFFECT: The Board proposes the rule amendment to modify the language to clarify the requirements for apprenticeship and training programs. The rule amendment will also provide the website where form DH-MQA 1063, "Apprenticeship Sponsor Form" can be downloaded.

SUBJECT AREA TO BE ADDRESSED: Apprenticeship requirements and training programs.

RULEMAKING AUTHORITY: 484.005 FS.

LAW IMPLEMENTED: 484.002, 484.007(1)(d)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.

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**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Funeral, Cemetery, and Consumer Services**

RULE NO.: 69K-1.008  
 RULE TITLE: Criteria for Review of Criminal Records

PURPOSE AND EFFECT: This rulemaking action would implement changes to Section 497.141(5)(a), Florida Statutes, regarding demonstration by license applicants who have a criminal record, that issuance of the license applied for would not create a danger to the public.

SUBJECT AREA TO BE ADDRESSED: Factors to be addressed and considered in evaluating whether a license applicant who has a criminal record, has demonstrated that issuance of the license applied for would not create a danger to the public.

RULEMAKING AUTHORITY: 497.103(5), 497.141(5)(a) FS.

LAW IMPLEMENTED: 497.141 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: February 8, 2012, 9:00 a.m.

PLACE: Room 332, Pepper Building, 111 W. Madison Street, 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 5 days before the workshop/meeting by contacting: LaTonya Bryant-Parker, at (850)413-4957 or LaTonya.Bryant-Parker@myfloridaCFO.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: Douglas Shropshire, Executive Director, Board of Funeral, Cemetery, and Consumer Services, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, FL 32399-0361, (850)413-4984, shropshired@MyFloridaCFO.com. Direct any request for rule development workshop to Mr. Shropshire THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Worker's Compensation**

RULE NO.: 69L-3.012  
 RULE TITLE: Notice of Denial

PURPOSE AND EFFECT: The proposed rule is amended to add new subsection 69L-3.012(9), F.A.C., to inform claims-handling entities of notice requirements to employees when the payment of a compensable medical benefit will be

apportioned, pursuant to Section 440.15(5), F.S. The proposed rule clarifies that claims-handling entities must provide employees with notification of decisions to apply apportionment prior to the rendering of medical service(s). The proposed rule provides that compliance with the notice requirements is achieved by mailing Form DFS-F2-DWC-12 (Notice of Denial) to the employee as specified. The proposed rule also references the notice required under subsection 69L-7.602(5), F.A.C., that claims handling entities must provide to health care providers. The proposed rule applies for dates of injury occurring on or after October 1, 2003.

**SUBJECT AREA TO BE ADDRESSED:** Notice requirements to employees by claims-handling entities where apportionment is applied in the payment of a medical benefit.

**RULEMAKING AUTHORITY:** 440.185(5), 440.20(3), 440.591 FS.

**LAW IMPLEMENTED:** 440.12(2), 440.14, 440.15(5), 440.192(8), 440.20(2), (4), (9), (15)(f), 440.207(2) 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:** Thursday, February 23, 2012, 9:00 a.m. – 10:00 a.m.

**PLACE:** Room 102, Hartman Building, 2012 Capital Circle Southeast, 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 5 days before the workshop/meeting by contacting: Eric Lloyd, (850)413-1689 or Eric.Lloyd@myfloridacfo.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:** Eric Lloyd, Program Administrator, Office of Medical Services, Division of Workers' Compensation, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-4232, (850)413-1689 or Eric.Lloyd@myfloridacfo.com  
**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.**

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Worker's Compensation**

<b>RULE NO.:</b>	<b>RULE TITLE:</b>
69L-7.501	Florida Workers' Compensation Reimbursement Manual for Hospitals

**PURPOSE AND EFFECT:** The purpose and effect of the proposed rule development is to amend the rule to adopt by reference the 2012 Edition of the Florida Workers' Compensation Reimbursement Manual for Hospitals, replacing the 2006 Edition of the Florida Workers' Compensation Reimbursement Manual for Hospitals in the existing rule. The 2012 Edition of the Florida Workers' Compensation Reimbursement Manual for Hospitals will incorporate a fee schedule for certain hospital outpatient services within defined geographic areas in Florida utilizing Current Procedural Terminology® (CPT) line level charge data. The methodology for the incorporated fee schedule establishes criteria to evaluate 18 months of hospital outpatient bill data. The 2012 Edition of the Florida Workers' Compensation Reimbursement Manual for Hospitals also makes technical changes to include a new manual format, an expanded table of contents and chapters by topic.

**SUBJECT AREA TO BE ADDRESSED:** Reimbursements to hospitals for outpatient care provided to workers' compensation patients pursuant to the Florida Workers' Compensation Reimbursement Manual for Hospitals.

**RULEMAKING AUTHORITY:** 440.13(12), (14), 440.591 F.S.

**LAW IMPLEMENTED:** 440.13(7), (12), (14) 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:** Thursday, February 16, 2012, 9:00 a.m. – 11:00 a.m.

**PLACE:** Room 102, Hartman Building, 2012 Capital Circle Southeast, 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 5 days before the workshop/meeting by contacting: Eric Lloyd, (850)413-1689 or Eric.Lloyd@myfloridacfo.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:** Eric Lloyd, Office of Medical Services, Program Administrator, Division of Workers' Compensation, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-4232, (850)413-1689 or Eric.Lloyd@myfloridacfo.com  
**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.**

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Worker’s Compensation**

RULE NO.: 69L-7.602  
 RULE TITLE: Florida Workers’ Compensation Medical Services Billing, Filing and Reporting Rule

**PURPOSE AND EFFECT:** The proposed rule (which applies to dates of injury occurring on or after October 1, 2003) clarifies that an insurer must provide health care providers with prior notification of a decision to apply apportionment in the payment of reimbursement for medical services. The amendment provides that an insurer shall, at the time of authorization or following authorization but prior to the rendering of medical service(s), provide each health care provider with written or electronic notification of its decision to apply apportionment in the payment of reimbursement for medical service(s). Subsection (7) of the rule is deleted, as the penalty provisions are transferred to Rule Chapter 69L-24, F.A.C.

**SUBJECT AREA TO BE ADDRESSED:** Notice Requirements to Health Care Providers by Insurers when Apportioning Payment of Reimbursement for Compensable Medical Service(s).

**RULEMAKING AUTHORITY:** 440.13(4), 440.15(3)(b), (d), 440.185(5), 440.525(2), 440.591, 440.593(5) FS.

**LAW IMPLEMENTED:** 440.09, 440.13(2)(a), (3), (4), (6), (11), (12), (14), (16), 440.15(3)(b), (d), (5), 440.185(5), (9), 440.20(6), 440.525(2), 440.593 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:** Thursday, February 23, 2012, 10:00 a.m. – 11:00 a.m.

**PLACE:** Room 102, Hartman Building, 2012 Capital Circle Southeast, 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 5 days before the workshop/meeting by contacting: Eric Lloyd, (850)413-1689 or Eric.Lloyd@myfloridacfo.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:** Eric Lloyd, Office of Medical Services, Program Administrator, Division of Workers’ Compensation, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-4232, (850)413-1689 or Eric.Lloyd@myfloridacfo.com

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

**Section II  
 Proposed Rules**

**DEPARTMENT OF STATE**

**Division of Cultural Affairs**

RULE NO.: IT-1.037  
 RULE TITLE: State Touring Program

**PURPOSE AND EFFECT:** The State Touring Program consists of two components: The Artist Roster and Presenter Fee Support. The purpose of this amendment is to establish in rule the most recent guidelines for each component. The Artist Roster Guidelines update eligibility criteria, the application form, panel review and evaluation criteria, and amend materials incorporated by reference. The Presenter Fee Support Guidelines update eligibility criteria, match requirements, the application form, and reporting requirements. The administrative forms used for each component are incorporated by reference.

**SUMMARY:** The proposed rule incorporates the latest State Touring Program guidelines and administrative forms. Amendments to the guidelines include eligibility criteria, panel review and evaluation criteria, match requirements, the application form, and reporting requirements.

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

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

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

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:** 265.286(1), 265.286(5)(c), 265.286(11) FS.

**LAW IMPLEMENTED:** 265.286 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:** Monday, February 13, 2012, 9:30 a.m.

PLACE: Division of Cultural Affairs, R. A. Gray Building, 3rd Floor, Room 307, 500 South Bronough Street, Tallahassee, Florida 32399-0250

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Donald R. Blancett, Division of Cultural Affairs, R. A. Gray Building, 3rd Floor, 500 South Bronough Street, Tallahassee, Florida 32399-0250

THE FULL TEXT OF THE PROPOSED RULE IS:

IT-1.037 State Touring Program.

(1) The State Touring Program provides performances, ~~and activities, and exhibitions~~ by Florida artists to as many Florida communities as possible. This program has two application ~~components~~ categories:

- (a) The Artist Roster; and
- (b) The Presenter Fee Support ~~application~~.

(2) Appointment to the ~~Artist~~ Artistic Roster. Companies and individuals that wish to be included on the State Touring ~~Artist~~ Roster must meet the requirements in the State Touring ~~Artist~~ Roster Guidelines, and submit a State Touring Program ~~Artist~~ Roster Application (Form CA2E143), effective ~~4/2012~~ 4/2012. The Guidelines and the Application are hereby incorporated by reference and available from the Division at [www.Florida-arts.org](http://www.Florida-arts.org).

(3) Eligibility for Presenter Fee Support. Organizations that wish to present one of the companies or individual artists on the State Touring ~~Artist~~ Roster must meet the requirements in the State Touring Presenter Guidelines, and submit a State Touring Presenter Application (Form CA2E144), effective ~~4/2012~~ 4/2012. The Guidelines and the Application are hereby incorporated by reference and available from the Division at [www.Florida-arts.org](http://www.Florida-arts.org).

(4) The following forms are used in the administration of the Presenter Fee Support component and are hereby incorporated by reference and available from the Division at [www.Florida-Arts.org](http://www.Florida-Arts.org).

(a) Grant Report Form and State Funds Expenditure Log (Form CA2E004), effective 4/2012.

(b) Grant Amendment Request Form (Form CA2E002), effective 4/2012.

(c) Grant Award Agreement (Form CA2E149), effective 4/2012.

Rulemaking Authority 265.286(1), 265.286(5)(c), 265.286(11) FS. Law Implemented 265.286 FS. History—New 10-27-09, Amended

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Donald R. Blancett

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Sandy Shaughnessy

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 19, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: Vol. 37, No. 47, November 23, 2011

**AGENCY FOR HEALTH CARE ADMINISTRATION  
Medicaid**

RULE NO.: 59G-6.010  
RULE TITLE: Payment Methodology for Nursing Home Services

PURPOSE AND EFFECT: The purpose of this rule is to incorporate by reference the Florida Title XIX Long-Term Care Reimbursement Plan (the Plan), effective July 1, 2011. The Plan, effective July 1, 2011, includes revisions made in accordance with a request from the Centers for Medicare and Medicaid Services (CMS) for the addition of a reference to Rule 59G-9.070, F.A.C., for the amount of late cost report sanctions; a reimbursement rate reduction made in accordance with Senate Bill 2000, 2011-12 General Appropriations Act, Specific Appropriation 208; a rate freeze and staffing ratio changes made in accordance with Senate Bill 2144, Section 1(3)(a) and Section 5 (23)(a); and interim rate procedure modifications made in accordance with Chapter 2011-61, Laws of Florida.

SUMMARY: The proposed rule incorporates changes to the Florida Title XIX Long-Term Care Reimbursement Plan (the Plan) payment methodology, effective July 1, 2011 for a reimbursement rate reduction, specification of the rule for the amount of cost report sanctions, modifications to nursing home staffing ratios, a reimbursement rate freeze, and changes to interim rate procedures.

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

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

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

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: 409.919 FS.

LAW IMPLEMENTED: 409.908, 409.9082 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: February 14, 2012, 10:00 a.m. – 11:00 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room C, 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 7 days before the workshop/meeting by contacting: Edwin Stephens, Medicaid Program Finance, (850)412-4077 or by e-mail at edwin.stephens@ahca.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Edwin Stephens, Medicaid Program Finance, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Mail Stop 21, Tallahassee, Florida 32308, (850)412-4077 or by e-mail at edwin.stephens@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-6.010 Payment Methodology for Nursing Home Services.

Reimbursement to participating nursing homes for services provided shall be in accord with the Florida Title XIX Long-Term Care Reimbursement Plan, Version ~~XXXIXVIII~~ Effective Date July 1, 2011~~0~~ and incorporated herein by reference. A copy of the Plan as revised may be obtained by writing to the Deputy Secretary for Medicaid, 2727 Mahan Drive, Mail Stop 8, Tallahassee, Florida 32308. The Plan incorporates Provider Reimbursement Manual (CMS Pub. 15-1).

Rulemaking Authority 409.919 FS. Law Implemented 409.908, 409.9082 FS. History—New 7-1-85, Amended 10-1-85, Formerly 10C-7.482, Amended 7-1-86, 1-1-88, 3-26-90, 9-30-90, 12-17-90, 9-15-91, 3-26-92, 10-22-92, 4-13-93, 6-27-93, Formerly 10C-7.0482, Amended 4-10-94, 9-22-94, 5-22-95, 11-27-95, 11-6-97, 2-14-99, 10-18-99, 1-11-00, 4-24-00, 9-20-00, 11-20-01, 2-20-02, 7-14-02, 1-08-03, 6-11-03, 12-3-03, 2-16-04, 7-21-04, 10-12-04, 4-19-06, 8-26-07, 2-12-08, 9-22-08, 3-3-10, 2-23-11,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Edwin Stephens

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Elizabeth Dudek

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 4, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 17, 2011

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NO.: 59G-6.045

RULE TITLE:

Payment Methodology for Services in Facilities Not Publicly Owned and Publicly Operated (Facilities Formerly Known as ICF/DD Facilities)

PURPOSE AND EFFECT: The purpose of this rule is to incorporate by reference the Florida Title XIX Intermediate Care Facilities (ICF) for the Mentally Retarded and the Developmentally Disabled Facilities not Publicly Owned and not Publicly Operated Reimbursement Plan (the Plan) effective July 1, 2011. The Plan effective July 1, 2011, includes revisions made in accordance with a request from the Centers for Medicare and Medicaid Services (CMS) to specify Rule 59G-9.070, F.A.C., for the amount of late cost report sanctions; Senate Bill 2000, 2011-12 General Appropriations Act, Specific Appropriation 207 which implements a reimbursement rate reduction; and Senate Bill 2144, Section 5, 409.908(23)(a), Florida Statutes, which establishes a rate freeze in reimbursement rates.

SUMMARY: This rule implements a reimbursement rate reduction and a reimbursement rate freeze, effective July 1, 2011. Also, this rule adds a reference to Rule 59G-9.070, F.A.C., that specifies the amount of sanctions for the submission of a late cost report.

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

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

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

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: 409.919 FS.

LAW IMPLEMENTED: 409.908, 409.9083 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: February 14, 2012, 9:00 a.m. – 10:00 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room C, 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 7 days before the workshop/meeting by contacting: Edwin Stephens, Medicaid Program Finance, (850)412-4077 or by e-mail at edwin.stephens@ahca.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Edwin Stephens, Medicaid Program Analysis, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Mail Stop 21, Tallahassee, Florida 32308, (850)412-4077 or by e-mail at edwin.stephens@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-6.045 Payment Methodology for Services in Facilities Not Publicly Owned and Publicly Operated (Facilities Formerly Known as ICF/DD Facilities).

Reimbursement to participating facilities for services provided shall be in accord with the Florida Title XIX ICF/MR-DD Reimbursement Plan for Facilities Not Publicly Owned and Not Publicly Operated (Formerly known as ICF-MR/DD Facilities), Version VII, Effective Date July 1, 2011 incorporated herein by reference. A copy of the Plan may be obtained by writing to the Deputy Secretary for Medicaid, Agency for Health Care Administration, Mail Stop 8, Tallahassee, Florida 32308.

Rulemaking Authority 409.919 FS. Law Implemented 409.908 FS. History—New 3-14-99, Amended 10-12-04, 2-22-06, 4-12-09, 3-3-10, 2-23-11, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Edwin Stephens

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Elizabeth Dudek

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 4, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 17, 2011

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NO.: 59G-6.090  
 RULE TITLE: Payment Methodology for County Health Departments

PURPOSE AND EFFECT: The purpose of this rule is to incorporate by reference the Florida Title XIX County Health Department Reimbursement Plan (the Plan) effective July 1, 2011. The Plan effective July 1, 2011, includes revisions made in accordance with a request from the Centers for Medicare and Medicaid Services (CMS) to specify Rule 59G-9.070,

F.A.C., for the amount of late cost report sanctions; Senate Bill 2000, 2011-12 General Appropriations Act, Specific Appropriation 201 which implements a reimbursement rate reduction; and Senate Bill 2144, Section 5, 409.908(23)(a), Florida Statutes, which establishes a rate freeze in reimbursement rates.

SUMMARY: This rule implements a reimbursement rate reduction and a reimbursement rate freeze, effective July 1, 2011. Also, this rule adds a reference to Rule Number 59G-9.070, F.A.C., that specifies the amount of sanctions for the submission of a late cost report.

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

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

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: 409.919 FS.

LAW IMPLEMENTED: 409.908 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: February 14, 2012, 11:00 a.m. – 12:00 Noon

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room C, 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 7 days before the workshop/meeting by contacting: Edwin Stephens, Medicaid Program Finance, (850)412-4077 or by e-mail at edwin.stephens@ahca.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Edwin Stephens, Medicaid Program Finance, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Mail Stop 21, Tallahassee, Florida 32308, (850)412-4077 or by e-mail at edwin.stephens@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-6.090 Payment Methodology for County Health Departments.

Reimbursement to participating county health departments for services provided shall be in accordance with the Florida Title XIX County Health Departments Reimbursement Plan Version ~~IXVIII~~ Effective Date July 1, 2011~~0~~ and incorporated herein by reference. A copy of the Plan as revised may be obtained by writing to the Deputy Secretary for Medicaid, 2727 Mahan Drive, Building 3, Mail Stop 8, Tallahassee, Florida 32308.

Rulemaking Authority 409.919 FS. Law Implemented 409.908 FS. History—New 6-3-93, Formerly 10P-6.090, Amended 7-21-02, 11-21-04, 1-11-09, 3-24-10, 2-23-11, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Edwin Stephens

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Elizabeth Dudek

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 4, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 17, 2011

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NO.: 62-304.300 RULE TITLE: St. Marks River Basin TMDLs

PURPOSE AND EFFECT: The purpose of the rule is to adopt a new Total Maximum Daily Load (TMDL), and its allocation, for nitrate, which has caused a biological impairment in the Upper Wakulla River within the St. Marks River Basin. This rulemaking also makes minor changes to the pre-existing TMDL for this basin by renumbering the pre-existing TMDL, editing it for consistency with other TMDLs, and clarifying that this pre-existing TMDL is for Munson Slough above Lake Munson.

SUMMARY: The new TMDL addresses biology impairments in the St. Marks River Basin. Specifically, the TMDL rule being proposed for adoption is for the Upper Wakulla River. This waterbody was verified as impaired for biology using the methodology established in Chapter 62-303, F.A.C. The proposed nitrate target of 0.35 mg/L was set to meet the biology criterion. This rulemaking has been given OGC Case Number 09-0155.

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

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

While Section 120.541, F.S., does not necessitate the preparation of a SERC in such instance, the Department has chosen to prepare a SERC for all proposed TMDLs to assist in

the determination of whether any costs are incurred as a result of the TMDL, and if so, how much. The proposed rule only assigns reductions to the non-regulatory component of the TMDL, and thus, results in no additional costs.

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

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: 403.061, 403.067 FS.

LAW IMPLEMENTED: 403.061, 403.062, 403.067 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: Thursday, February 16, 2012, 1:30 p.m.

PLACE: Florida Department of Environmental Protection, Bob Martinez Center, 2600 Blair Stone Road, Room 609, 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 5 days before the workshop/meeting by contacting: Ms. Pat Waters at (850)245-8449. 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: Jan Mandrup-Poulsen, Division of Environmental Assessment and Restoration, Bureau of Watershed Restoration, Mail Station 3555, Florida Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, telephone (850)245-8448

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

62-304.300 St. Marks River Basin TMDLs.

~~(1) Munson Slough Above Lake Munson TMDL. Munson Slough TMDL for Fecal Coliform.~~ The Total Maximum Daily Load (TMDL) is 400 counts/100mL for fecal coliform, and is allocated as follows:

~~(a)(+) The Wasteload Allocation (WLA) for wastewater point sources is not applicable.~~

~~(b) The WLA for discharges subject to the Department's National Pollutant Discharge Elimination System (NPDES) Municipal Stormwater Permitting Program is to address anthropogenic sources in the basin such that in-stream concentrations meet the fecal coliform criteria, which, based on the measured concentrations from the 2006 period, will~~

require a 31.6 percent reduction at sources contributing to exceedances of the criteria at Roberts Ave., and for the 2006 period, will require a 96.9 percent reduction at sources contributing to exceedances of the criteria at Springhill Road, and for the 1992 to 2007 period, will require a 91.5 percent reduction at sources contributing to exceedances of the criteria at Capital Circle S. W.

~~(c)(2)~~ The Load Allocation (LA) for nonpoint sources is to address anthropogenic sources in the basin such that in-stream concentrations meet the fecal coliform criteria, which, based on the measured concentrations from the 2006 period, will require a 31.6 percent reduction at sources contributing to exceedances of the criteria at Roberts Ave., and for the 2006 period, will require a 96.9 percent reduction at sources contributing to exceedances of the criteria at Springhill Road, and for the 1992 to 2007 period, will require a 91.5 percent reduction at sources contributing to exceedances of the criteria at Capital Circle S. W.

~~(d)(3)~~ The Margin of Safety is implicit.

~~(e)(4)~~ While the LA and WLA for fecal coliform have been expressed as the percent reductions needed to attain the applicable Class III criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the required reduction of in-stream fecal concentration. However, it is not the intent of the TMDL to abate natural background conditions.

(2) Upper Wakulla River. The nitrate TMDL to address the biological impairment is an in-stream monthly mean concentration of 0.35 mg/L and is allocated as follows:

(a) The WLA for wastewater sources is not applicable.

(b) The WLA for discharges subject to the Department's NPDES Municipal Stormwater Permitting Program is not applicable.

(c) The LAs for nonpoint sources are to address anthropogenic sources in the basin such that in-stream nitrate concentrations meet the TMDL target, which, based on the mean concentrations from the 2002-2007 period, will require a 56.2 percent reduction of nitrate at sources contributing to the observed biological impairment.

(d) The Margin of Safety is implicit.

(e) While the WLA and LAs for nitrate have been expressed as the concentration and percent reduction needed to attain the applicable Class III biology criterion, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the required reduction of in-stream nitrate concentrations. However, it is not the intent of the TMDL to abate natural background conditions.

Rulemaking Specific Authority 403.061, 403.067 FS. Law Implemented 403.061, 403.062, 403.067 FS. History--New 10-21-08, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Drew Bartlett, Director, Division of Environmental Assessment and Restoration

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Herschel Vinyard Jr., Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 11, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 23, 2011

#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.:

RULE TITLE:

62-304.300

St. Marks River Basin TMDLs

PURPOSE AND EFFECT: The purpose of the rule is to adopt new Total Maximum Daily Loads (TMDLs), and their allocations, for turbidity (addresses aquatic life impairment), total ammonia (addresses un-ionized ammonia impairment), 5-day biological oxygen demand (BOD5), total nitrogen (TN), and total phosphorus (TP) that have caused low dissolved oxygen (DO) and nutrient impairments for certain waters within the St. Marks River Basin.

SUMMARY: These new TMDLs address aquatic life, un-ionized ammonia, nutrient, and low DO impairments in the St. Marks River Basin. Specifically, the TMDL rules being proposed for adoption are for Munson Slough above Lake Munson, Lake Munson, and Munson Slough below Lake Munson. These waterbodies were verified as impaired using the methodology established in Chapter 62-303, F.A.C. The turbidity target of 31 NTU was set to meet the turbidity criterion, the total ammonia target of 0.32 mg/L was set to meet the un-ionized ammonia criterion of 0.02 mg/L, the TN and TP targets were set to meet a DO criterion of 5.0 mg/L in both Munson Slough and Lake Munson and a Trophic State Index of 56 in Lake Munson. The target concentration of turbidity (Lake Munson) was established using a percent reduction, the total ammonia target (Munson Slough below Lake Munson) was established using a regression model, the concentrations of TN and TP were established using reference stream conditions (Munson Slough above Lake Munson) and the Watershed Management model in combination with an empirical equation (Lake Munson). This rulemaking has been given OGC Case Number 09-0155.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

While Section 120.541, F.S., does not necessitate the preparation of a SERC in such instance, the Department has chosen to prepare a SERC for all proposed TMDLs to assist in

the determination of whether any costs are incurred as a result of the TMDL, and if so, how much. The SERC analysis shows that the proposed rules are likely to increase the regulatory costs in excess of \$1 million in aggregate within the five years of implementation of these rules in order to restore these impaired waters.

The Agency has determined that the proposed rule is expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein:

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: 403.061, 403.067 FS.

LAW IMPLEMENTED: 403.061, 403.062, 403.067 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: Thursday, February 16, 2012, 1:30 p.m.

PLACE: Florida Department of Environmental Protection, Bob Martinez Center, 2600 Blair Stone Road, Room 609, 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 5 days before the workshop/meeting by contacting: Ms. Pat Waters at (850)245-8449. 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: Jan Mandrup-Poulsen, Division of Environmental Assessment and Restoration, Bureau of Watershed Restoration, Mail Station 3555, Florida Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, telephone (850)245-8448

THE FULL TEXT OF THE PROPOSED RULE IS:

62-304.300 St. Marks River Basin TMDLs.

(1) through (2) No change.

(3) Munson Slough Above Lake Munson. The dissolved oxygen TMDLs are 5-day biological oxygen demand (BOD<sub>5</sub>) of 2.00 mg/L, total nitrogen (TN) of 0.72 mg/L, and total phosphorus (TP) of 0.15 mg/L and are allocated as follows:

(a) The WLA for wastewater point sources is not applicable.

(b) The WLA for discharges subject to the Department's NPDES Municipal Stormwater Permitting Program is to address anthropogenic sources in the basin such that in-stream concentrations meet the dissolved oxygen criterion and TMDL

concentrations, which, based on the median concentrations from the 1973-2007 period, will require a 50 percent reduction for BOD<sub>5</sub>, an 8.35 percent reduction for TN, and a 17.53 percent reduction for TP at sources contributing to exceedances of the criterion and TMDLs.

(c) The LAs for nonpoint sources are to address anthropogenic sources in the basin such that in-stream concentrations meet the dissolved oxygen criterion and the TMDL concentrations, which, based on the median concentrations from the 1973-2007 period, will require a 50 percent reduction for BOD<sub>5</sub>, an 8.35 percent reduction for TN, and a 17.53 percent reduction for TP at sources contributing to exceedances of the criterion and TMDLs.

(d) The Margin of Safety is implicit.

(e) While the WLA and LAs for BOD<sub>5</sub>, TN, and TP have been expressed as the concentrations and percent reductions needed to attain the applicable Class III criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the required reduction of in-stream BOD<sub>5</sub>, TN, and TP concentrations. However, it is not the intent of the TMDL to abate natural background conditions.

(4) Lake Munson. The turbidity TMDL is 31 Nephelometric turbidity units (NTUs) and is allocated as follows:

(a) The WLA for wastewater point sources is not applicable.

(b) The WLA for discharges subject to the Department's NPDES Municipal Stormwater Permitting Program is to address anthropogenic sources in the basin such that in-lake concentrations meet the TMDL concentration, which, based on the median concentrations from the 1986-2007 period, will require a 31.9 percent reduction at sources contributing to exceedances.

(c) The LAs for nonpoint sources are to address anthropogenic sources in the basin such that in-lake concentrations meet the TMDL concentration, which, based on the median concentrations from the 1986-2007 period, will require a 31.9 percent reduction at sources contributing to exceedances of the TMDL.

(d) The Margin of Safety is implicit.

(e) While the WLA and LAs for turbidity have been expressed as the concentration and percent reduction needed to attain the applicable Class III criterion, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the required reduction of in-lake turbidity concentration. However, it is not the intent of the TMDL to abate natural background conditions.

(5) Lake Munson. The dissolved oxygen and nutrient [Trophic State Index (TSI)] TMDLs are in-lake concentrations for BOD<sub>5</sub> of 2.00 mg/L, TN of 0.765 mg/L, and TP of 0.044 mg/L and are allocated as follows:

(a) The WLA for wastewater sources is not applicable.

(b) The WLA for discharges subject to the Department's NPDES Municipal Stormwater Permitting Program is to address anthropogenic sources in the basin such that in-lake concentrations meet the dissolved oxygen criterion and the nutrient TMDL concentrations, which, based on the mean concentrations from the 2004-2008 period, will require a 50 percent reduction for BOD<sub>5</sub>, a 32.5 percent reduction for TN, and a 76.7 percent reduction for TP at sources contributing to exceedances.

(c) The LAs for nonpoint sources are to address anthropogenic sources in the basin such that in-lake concentrations meet the dissolved oxygen criterion and the TMDL concentrations, which, based on the mean concentrations from the 2004-2008 period, will require a 50 percent reduction for BOD<sub>5</sub>, a 32.5 percent reduction for TN, and a 76.7 percent reduction for TP at sources contributing to exceedances of the dissolved oxygen criterion and BOD<sub>5</sub> and nutrients TMDL concentrations.

(d) The Margin of Safety is implicit.

(e) While the WLA and LAs for BOD<sub>5</sub>, TN and TP have been expressed as the concentrations and percent reductions needed to attain the applicable Class III criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the required reduction of in-lake BOD<sub>5</sub>, TN, and TP concentrations. However, it is not the intent of the TMDL to abate natural background conditions.

(6) Munson Slough Below Lake Munson. The dissolved oxygen TMDL is an in-stream concentration for BOD<sub>5</sub> of 2.00 mg/L and is allocated as follows:

(a) The WLA for wastewater point sources is not applicable.

(b) The WLA for discharges subject to the Department's NPDES Municipal Stormwater Permitting Program is to address anthropogenic sources in the basin such that in-stream concentrations meet the dissolved oxygen criterion and BOD<sub>5</sub> TMDL concentration, which, based on the mean concentration from the period 1986-2007, will require a 52.9 percent reduction for BOD<sub>5</sub> at sources contributing to exceedances.

(c) The LAs for nonpoint sources are to address anthropogenic sources in the basin such that in-stream concentrations meet the dissolved oxygen criterion and the BOD<sub>5</sub>TMDL concentration, which, based on the mean concentrations from the 1986-2007 period, will require a 52.9 percent reduction for BOD<sub>5</sub> at sources contributing to exceedances of the criteria.

(d) The Margin of Safety is implicit.

(e) While the WLA and LAs for BOD<sub>5</sub> have been expressed as the concentration and percent reduction needed to attain the applicable Class III dissolved oxygen criterion, it is

the combined reductions from both anthropogenic point and nonpoint sources that will result in the required reduction of in-stream BOD<sub>5</sub> concentrations. However, it is not the intent of the TMDL to abate natural background conditions.

(7) Munson Slough Below Lake Munson. The un-ionized ammonia impairment is addressed by reductions in total ammonia. The total ammonia TMDL is an in-stream concentration of 0.32 mg/L and is allocated as follows:

(a) The WLA for wastewater sources is not applicable.

(b) The WLA for discharges subject to the Department's NPDES Municipal Stormwater Permitting Program is to address anthropogenic sources in the basin such that in-stream un-ionized ammonia concentrations meet the water quality criterion, which, based on the mean concentration from the period 1971-2007, will require a 33.3 percent reduction of total ammonia at sources contributing to exceedances.

(c) The LAs for nonpoint sources are to address anthropogenic sources in the basin such that in-stream un-ionized ammonia concentrations meet the water quality criterion, which, based on the mean concentrations from the 1971-2007 period, will require a 33.3 percent reduction of total ammonia at sources contributing to exceedances.

(d) The Margin of Safety is implicit.

(e) While the WLA and LAs for total ammonia have been expressed as the concentration and percent reduction needed to attain the applicable Class III un-ionized ammonia criterion, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the required reduction of in-stream un-ionized ammonia concentrations. However, it is not the intent of the TMDL to abate natural background conditions.

Rulemaking Specific Authority 403.061, 403.067 FS. Law Implemented 403.061, 403.062, 403.067 FS. History--New 10-21-08, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Drew Bartlett, Director, Division of Environmental Assessment and Restoration

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Herschel Vinyard Jr., Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 11, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 23, 2011

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NOS.:	RULE TITLES:
62-701.200	Definitions
62-701.210	Documents Incorporated by Reference
62-701.220	General Applicability
62-701.300	Prohibitions

62-701.315 Permit Fees for Solid Waste Management Facilities  
 62-701.320 Solid Waste Management Facility Permit Requirements, General  
 62-701.330 Landfill Permit Requirements  
 62-701.400 Landfill Construction Requirements  
 62-701.500 Landfill Operation Requirements  
 62-701.510 Water Quality Monitoring Requirements  
 62-701.530 Gas Management Systems  
 62-701.600 Landfill Final Closure  
 62-701.620 Long-Term Care  
 62-701.630 Financial Assurance  
 62-701.710 Waste Processing Facilities  
 62-701.730 Construction and Demolition Debris Disposal and Recycling  
 62-701.803 General Permit for Off-site Disposal of Yard Trash  
 62-701.900 Forms

**PURPOSE AND EFFECT:** The Department is proposing to amend Chapter 62-701, F.A.C., which contains regulations for a wide variety of solid waste facilities including landfills, construction and demolition debris disposal facilities and waste processing facilities. This chapter was last amended on January 6, 2011. A number of simplifying changes are being proposed to the chapter with the goals of continuing environmental protection but also: (1) reducing unnecessary regulations; (2) reducing costs to the regulated community; (3) clarifying existing regulations; and (4) conforming the chapter to recent statutory changes. These measures will result in a significant savings to the regulated community while continuing to provide environmental protection.

**SUMMARY:** The chapter is being amended in several places to clarify that storm water and surface water management is not regulated under solid waste permits. Prohibitions on disposal of yard trash and waste tires are being updated to reflect statutory language. Permit fees for several types of facilities are being eliminated, and a new permit fee for certain general permits is identified. The kinds of documents that must be submitted with certifications of construction completion are clarified. The innovative use of recycled materials in lieu of soil for cover requirements is being specifically authorized. Requirements for routine leachate sampling are being eliminated. Financial assurance requirements for gas recovery facilities are being eliminated. Landfill closure procedures are being clarified. Additional flexibility in monitoring requirements for closed landfills is being added. The current provisions for deferral of financial assurance for disposal units that have not yet accepted waste is being replaced with a simple requirement that financial assurance is not required until 60 days prior to acceptance of waste. To conform to recent statutory changes, the general permit for land clearing debris disposal facilities will now apply to yard trash disposal facilities.

Requirements for waste processing facilities are being reorganized and simplified. Indoor waste processing facilities will be allowed to apply for permit renewals under a general permit instead of an individual permit. Small container-to-container transfer stations will be exempt from permitting requirements under certain conditions, including a notification to the Department. These changes will have the effect of reducing permitting requirements for many facilities, and will not impose any additional permitting requirements on any facilities.

**OTHER RULES INCORPORATING THIS RULE:** Rule 62-701.200 is referenced in Rule 62-709.201, Rule 62-710.201, Rule 62-711.400, Rule 62-713.200, Rule 62-713.300, Rule 62-716.200, and Rule 62-722.200. Rule 62-701.300 is referenced in Rule 62-709.300, Rule 62-713.300, and Rule 62-737.150. Rule 62-701.320 is referenced in Rule 62-709.300 and Rule 62-713.300. Rule 62-701.510 is referenced in Rule 62-713.400 and Rule 62-713.600. Rule 62-701.630 is referenced in Rule 62-710.800 and Rule 62-713.600. Rule 62-701.900 is referenced in Rule 62-710.800, Rule 62-704.400, Rule 62-711.500, Rule 62-711.520, Rule 62-711.530, Rule 62-711.550, Rule 62-713.400, Rule 62-713.600, and Rule 62-722.400, F.A.C.

**EFFECT ON THOSE OTHER RULES:** Amendments to Rule 62-701.200, Rule 62-701.300, Rule 62-701.320, and 62-701.900 will have no significant impact on other referencing rules. Amendments to Rule 62-701.510 will require an amendment to Rule 62-713.400 to delete references to leachate monitoring, but will have no significant impact on other referencing rules. Amendments to Rule 62-701.630 will have those effects on the referencing rules that are described above.

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

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Some of the proposed changes make clerical or technical changes, or reorganize existing rule language. Other proposed changes reduce the regulatory burden of the rule chapter or clarify that certain procedures will not apply in specific cases. There are no costs associated with any of the proposed changes, and in some cases they will significantly reduce costs. Thus, the proposed rules are not expected to require legislative ratification pursuant to subsection 120.541(3), F.S.

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

RULEMAKING AUTHORITY: 403.061, 403.087, 403.0877, 403.704, 403.7045, 403.7125, 403.716, 403.814 FS.

LAW IMPLEMENTED: 403.061, 403.087, 403.0877, 403.121, 403.702-403.717, 403.75-403.769, 403.814 FS.

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

DATE AND TIME: February 16, 2012, 9:00 a.m.

PLACE: Department of Environmental Protection, 3900 Commonwealth Blvd., Conference Room A, 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: Richard Tedder (contact information provided below). 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: Richard Tedder, Department of Environmental Protection, MS 4565, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, telephone (850)245-8735 or email at Richard.Tedder@dep.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

#### 62-701.200 Definitions.

The following words, phrases or terms as used in Chapters 62-701 through 62-722, F.A.C., unless the context indicates otherwise, shall have the following meaning:

(1) through (21) No change.

(22) "Commercial solid waste" means all types of solid waste generated by stores, offices, restaurants, warehouses, and other nonmanufacturing activities, excluding household waste residential and industrial solid wastes.

(23) through (49) No change.

(50) "Indoor" means within a structure that has been constructed with a roof over an impervious surface and has outside walls on a minimum of all but one of the sides of the facility. The roof and outside walls must be constructed with materials having structural strength like wood, block, fiberglass, plastic or metal rather than materials like canvas or tarpaulin, and may include windows and doors. An impervious surface means a surface like a poured concrete pad or asphalt concrete paving excludes rain and public access and would control air flows in the event of a fire.

(51) through (68) No change.

(69) "Manure" means a solid waste composed of excreta of animals, and residual materials that have been used for bedding, sanitary or feeding purposes for such animals. ~~For purposes of Chapter 62-709, F.A.C., manure does not mean such material generated and managed by normal farming operations.~~

(70) through (136) No change.

All other definitions found in Chapter 403, F.S., and Chapters 62-702 through 62-722, F.A.C., to the extent that they are consistent with the definitions of this chapter, are applicable to the terms used in this chapter.

Rulemaking Authority 403.704 FS. Law Implemented 403.702-.717, 403.75-.769 FS. History—Formerly 10D-12.02, 10-1-74, Revised 7-20-76, Amended 5-24-79, 6-13-84, 4-25-85, 7-1-85, 12-10-85, Formerly 17-7.02, 17-7.020, Amended 8-2-89, 6-25-90, Formerly 17-701.020, Amended 1-6-93, 1-2-94, 5-19-94, Formerly 17-701.200, Amended 12-23-96, 5-27-01, 1-6-10\_\_\_\_\_.

#### 62-701.210 Documents Incorporated by Reference.

Specific references to the documents listed below are made throughout this chapter. These documents are adopted as standards and are incorporated into this chapter by reference. The reference documents are available for inspection at the Department's district offices.

(1) through (18) No change.

(19) GRI Test Method GM19 revision ~~3~~ 2 dated June 4, 2010 ~~January 28, 2005~~.

(20) No change.

Rulemaking Authority 403.061, 403.704 FS. Law Implemented 403.061, 403.702-.717 FS. History—New 1-6-93, Amended 1-2-94, Formerly 17-701.210, Amended 5-27-01, 1-6-10\_\_\_\_\_.

#### 62-701.220 General Applicability.

(1) No change.

(2) This chapter applies to all solid waste and each solid waste management facility in this state, with the following exceptions:

(a) No change.

(b) Injection wells defined under and subject to the provisions of Chapter ~~62-528~~ 65-528, F.A.C.;

(c) through (f) No change.

(g) The collection and processing of soil, rocks, vegetative debris, asphalt, and similar materials normally associated with and actually from construction and routine maintenance of roads, as defined in Section 334.03(24), F.S., when such materials are beneficially used or reused by the generator as part of a road construction or maintenance project. Street sweepings, ditch scrapings, shoulder scrapings, and catch basin sediments are included in this exemption provided that any significant amounts of solid waste, such as tires, furniture, white goods, and automobile parts, are removed prior to use or reuse. This exception does not apply when materials are

contaminated by a spill or other unusual event. Storage of these materials at transfer stations or off-site waste storage areas is addressed in subparagraph 62-701.710(1)(c)(e)5., F.A.C.

(3) through (6) No change.

~~(7) Storm water and surface water management are generally regulated under other rules of the Department or water management districts. Issuance of a permit under this chapter does not relieve a permittee from compliance with any of these rules, nor does this chapter require that an applicant receive all necessary storm water or surface water management permits before receiving a solid waste permit. There are several requirements in this chapter that stormwater be controlled in accordance with Part IV of Chapter 373 and the rules promulgated thereunder. Unless otherwise specifically provided, the referenced rules are Chapter 62-25, F.A.C., for facilities within the Northwest Florida Water Management District, and Chapter 62-330, F.A.C., for all other facilities.~~

Rulemaking Authority 403.061, 403.704 FS. Law Implemented 403.061, 403.702-.717 FS. History—New 1-6-93, Amended 1-2-94, 5-19-94, Formerly 17-701.220, Amended 5-27-01, 1-6-10, \_\_\_\_\_.

62-701.300 Prohibitions.

(1) No change.

(2) Siting. Unless authorized by a Department permit or site certification in effect on May 27, 2001, or unless specifically authorized by another Department rule or a Department license or site certification based upon site-specific geological, hydrogeological, design, or operational features, no person shall store or dispose of solid waste:

(a) through (f) No change.

(3) through (7) No change.

(8) Special wastes for landfills.

(a) No person who knows or who should know of the nature of such solid waste shall dispose of the following wastes:

~~1.(a)~~ Lead-acid batteries in any landfill;

~~2.(b)~~ Used oil in any landfill, except as provided in Chapter 62-710, F.A.C.;

~~3.(c)~~ Yard trash in a Class I landfill, except as may be allowed pursuant to Section 403.708(12)(c), F.S.; and

~~4.(d)~~ White goods in any landfill; ~~and~~

~~(b)(e)~~ Whole waste tires may not be disposed of in any landfill or in any construction and demolition debris disposal facility, except as provided in Chapter 62-711, F.A.C.

(9) through (18) No change.

Rulemaking Authority 403.704 FS. Law Implemented 403.704, 403.7045(3)(d), 403.707, 403.708 FS. History—Formerly 10D-12.06, 10D-12.07, 10-1-74, Amended 5-24-79, 5-27-82, 12-10-85, Formerly 17-7.04, 17-7.040, Amended 6-25-90, Formerly 17-701.040, Amended 1-6-93, 1-2-94, 5-19-94, Formerly 17-701.300, Amended 12-23-96, 5-27-01, 1-6-10, \_\_\_\_\_.

62-701.315 Permit Fees for Solid Waste Management Facilities.

Notwithstanding the provisions of paragraph 62-4.050(4)(j), F.A.C., the following fees shall apply to permit applications for solid waste management facilities. The provisions of paragraphs 62-4.050(4)(o) through (v), F.A.C., continue to apply to such permits or applications. Fees for permit modifications are established in subsection 62-701.320(4), F.A.C.

(1) Construction permits.

(a) through (b) No change.

~~(c)~~ Solid waste storage and handling area at a solid waste combustor with a capacity of 50 tons per day or more. \$5,000

~~(d)~~ Solid waste storage and handling area at a solid waste combustor with a capacity of less than 50 tons per day \$2,000

(e) through (k) renumbered (c) through (i) No change.

(2) Operation permits.

(a) through (b) No change.

~~(c)~~ Solid waste storage and handling area at a solid waste combustor with a capacity of 50 tons per day or more \$5,000

~~(d)~~ Solid waste storage and handling area at an air curtain incinerator or at a solid waste combustor with a capacity of less than 50 tons per day \$1,000

(e) through (h) renumbered (c) through (f) No change.

(3) Closure permits.

(a) through (b) No change.

~~(c)~~ All other solid waste facilities \$1,000

~~(c)(d)~~ Closure permit for landfill that which involves only long-term care (10-year duration) \$2,000

(4) Waste processing facility.

(a) No change.

(b) Renewal permit that which does not involve additional construction \$1,000

~~(c)~~ General permit for indoor facilities \$100

(5) Construction and demolition debris disposal facilities.

(a) No change.

(b) Renewal permit that which does not involve additional construction \$1,000

(c) No change.

~~(6)~~ General permit for yard trash land-clearing debris disposal facility or a mobile waste tire processing facility. \$100

(7) through (11) No change.

Rulemaking Authority 403.061, 403.087, 403.704 FS. Law Implemented 403.087, 403.702, 403.704, 403.707, 403.70715 FS. History—New 5-27-01, Amended 1-6-10, \_\_\_\_\_.



62-701.320 Solid Waste Management Facility Permit Requirements, General.

(1) through (8) No change.

(9) Permits for construction, modification, operation, and closure. Complete permit applications for construction or operation of a solid waste management facility, renewal of an operation permit for an existing facility, modification of an existing facility, or closure of a facility shall be evaluated by the respective Department district office in accordance with Chapters 62-4 and 62-701, F.A.C. Except as provided in Rule 62-701.620, F.A.C., the time period for permits shall be no longer than five years from the date of issuance by the Department. However, a construction/operation permit shall be issued for a longer period, not to exceed ten years, so that the permit will allow up to five years of operation after initial construction has been completed.

(a) No change.

(b) After all specified construction has been completed and before acceptance of any solid waste, the engineer of record shall certify to the Department that the permitted construction is complete and that it was done in accordance with the plans submitted to the Department except where minor deviation was necessary. The certification shall be submitted on Form 62-701.900(2), Certification of Construction Completion of a Solid Waste Management Facility, effective May 19, 1994, hereby adopted and incorporated by reference. Copies of this form are available from a local District Office or by writing to the Department of Environmental Protection, Solid Waste Section, MS 4565, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. The final report required by subsection 62-701.400(7), F.A.C., as well as any reports required by subparagraphs 62-701.400(3)(d)10. and 62-701.400(3)(f)5., F.A.C., shall be submitted with the certification. All deviations shall be described in detail and the reasons therefore enumerated. The permittee shall not accept solid waste at the facility until one of the following has occurred:

1. through 2. No change.

(c) In addition to the above requirements, the permittee shall not accept solid waste at the facility unless a construction/operation permit or an operation permit has been issued to the permittee. ~~If the applicant has submitted Form 62-701.900(29), as provided for in paragraph 62-701.630(2)(e) or paragraph 62-701.730(11)(b), F.A.C., the permittee shall not accept solid waste at the solid waste disposal unit referenced in that Form unless the Department has given the permittee a specific separate approval authorizing operation of the unit.~~

(10) Permit renewals.

(a) No change.

(b) Applicants for permit renewal shall demonstrate how they will comply with any applicable new or revised laws or rules relating to construction, operation, or closure of solid waste management facilities. Closure plans shall be updated at

the time of permit renewal to reflect changes in closure design, long-term care requirements, and financial assurance requirements ~~responsibility documentation.~~

(c) No change.

(11) through (18) No change.

Rulemaking Authority 403.061, 403.704, 403.716 FS. Law Implemented 403.0877, 403.121(3)(e), 403.702, 403.704, 403.707, 403.716 FS. History—New 1-6-93, Amended 1-2-94, 5-19-94, Formerly 17-701.320, Amended 12-23-96, 5-27-01, 1-6-10, \_\_\_\_\_.

62-701.330 Landfill Permit Requirements.

(1) No change.

(2) Permitted footprint. Applicants seeking permits for lined landfills are not limited to the amount of area they may need for disposal in a 5-year permit period. Rather, applicants may seek a permit with as large a disposal area as they desire subject to the following conditions.

(a) through (b) No change.

(c) During the life of the 5-year permit, the applicant must notify the Department in writing before beginning construction of another permitted phase of the landfill. Construction may proceed, without further action being required by the Department, if it is in accordance with the conditions of the permit. However, if rule changes occur after the 5-year permit is issued which affect the design of the construction, then permit modifications may be required. Upon completion of the construction of a permitted phase of the landfill, a Certification of Construction Completion document must be prepared for the phase and submitted to the Department for approval. Department approval in accordance with paragraph 62-701.320(9)(b)(a), F.A.C., is required before the applicant may begin use of the newly constructed phase. No permit fees will be required for authorizing use of these phases.

(d) through (e) No change.

(3) Permit applications. Permit applications for landfills shall be submitted on Form 62-701.900(1), Application to Construct, Operate, Modify, or Close a Solid Waste Management Facility, effective date January 6, 2010, hereby adopted and incorporated by reference. Copies of this form are available from a local District Office or by writing to the Department of Environmental Protection, Solid Waste Section, MS 4565, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. Applications shall meet the requirements of Rule 62-701.320, F.A.C., and shall also include the following specific requirements:

(a) through (g) No change.

(h) The financial assurance documentation required by Rule 62-701.630, F.A.C. A statement of how the applicant will demonstrate financial responsibility for the closing and long-term care of the landfill.

(i) Operational plans and drawings as required in subsections 62-701.500(2), (6), (7), (8), (9), (10), and (11), F.A.C.

Rulemaking Authority 403.061, 403.704 FS. Law Implemented 403.702, 403.704, 403.707 FS. History—New 1-6-93, Amended 1-2-94, Formerly 17-701.330, Amended 5-27-01, 1-6-10.

62-701.400 Landfill Construction Requirements.

(1) through (2) No change.

(3) Landfill liner requirements. Class I Landfills shall be constructed with composite or double liners, and a leachate collection and removal system. Liners and leachate collection systems for Class III landfills are addressed in paragraph 62-701.400(3)(g), F.A.C.

(a) through (c) No change.

(d) Standards for geosynthetic components.

1. HDPE geomembranes ~~and shall have factory and field seams whose shear strengths during testing are at least 90 percent of the specified minimum yield strength.~~ LLDPE geomembranes shall have factory and field seams whose shear and peel strengths during testing are in conformance with the seam strengths specified in method GRI GM19. PVC geomembranes shall have factory and field seams whose shear and peel strengths during testing are in conformance with the seam strengths specified in method PGI 1104. For all geomembranes, the failure shall occur in the lining material outside the seam area. All field seams must also be visually inspected and pressure or vacuum tested for seam continuity using suitable non-destructive techniques.

2. through 11. No change.

(e) through (g) No change.

(4) through (6) No change.

(7) Liner systems construction quality assurance.

(a) No change.

(b) Liner systems shall be installed in accordance with a Department-approved construction quality assurance plan. Plans that comply with EPA Document EPA/600/R-93/182 shall be presumed to be in compliance with this section. The following minimum specific elements shall be included in the plan:

1. Responsibility and authority of all organizations and key personnel involved in permitting, designing, constructing, and providing construction quality assurance of the waste disposal facility shall be described fully;

2. Minimum qualifications of the construction assurance quality professional engineer and supporting personnel shall be in the plan to demonstrate that they possess the training and experience necessary to fulfill their identified responsibilities;

3. Procedures and tests that will be used to monitor the installation of the liner system components shall be described in detail;

4. The sampling activities, sample size, sample locations, frequency of testing, acceptance and rejection criteria, and plans for implementing corrective measures that may be necessary shall be described; and

5. Reporting requirements for construction quality assurance activities shall be described, including daily summary reports, observation data sheets, problem identification and corrective measures, and final documentation. All such documents shall be included in the final report which shall be forwarded to the Department.

(c) No change.

(d) If an electrical leak location survey method, or other equivalent method is used to test the geomembrane(s) in the liner system, testing shall be conducted after placement of the soil drainage layer. The geomembrane liner leak location survey shall be performed using standard industry methods, and any leaks located shall be repaired and tested by methods approved by the Department. The results of the geomembrane liner leak location survey, including a description of the locations of any leaks detected and the repairs that were conducted on these leaks, shall be documented in a final report included with the completion of construction documents required in this subsection.

~~1. Responsibility and authority of all organizations and key personnel involved in permitting, designing, constructing, and providing construction quality assurance of the waste disposal facility shall be described fully;~~

~~2. Minimum qualifications of the construction assurance quality professional engineer and supporting personnel shall be in the plan to demonstrate that they possess the training and experience necessary to fulfill their identified responsibilities;~~

~~3. Procedures and tests that will be used to monitor the installation of the liner system components shall be described in detail;~~

~~4. The sampling activities, sample size, sample locations, frequency of testing, acceptance and rejection criteria, and plans for implementing corrective measures that may be necessary shall be described; and~~

~~5. Reporting requirements for construction quality assurance activities shall be described, including daily summary reports, observation data sheets, problem identification and corrective measures, and final documentation. All such documents shall be included in the final report which shall be forwarded to the Department.~~

(e) through (f) No change.

(8) No change.

(9) Surface water management systems.

(a) Stormwater shall be controlled in accordance with Part IV of Chapter 373, F.S., and the rules promulgated thereunder. A copy of any permit for stormwater control issued by the Department, or documentation that no such permit is required, shall be submitted to the Department and construction authorized by that permit shall be completed before the facility

~~receives waste for disposal. Applicants should be aware that other government agencies may also regulate stormwater management and may require separate permits. For aboveground disposal units, the design of any features intended to convey stormwater to a permitted or exempted treatment system shall be included in the solid waste construction permit.~~

~~(b) A stormwater management system shall be designed, constructed and maintained which, at a minimum, prevents stormwater from the peak discharge of the 25 year storm event from running onto those portions of the landfill which have not been closed.~~

~~(b)(e) Stormwater management systems shall be designed to avoid mixing of stormwater with leachate. Stormwater or other surface water which comes into contact with the landfilled solid waste or mixes with leachate shall be considered leachate and is subject to the requirements of subsections 62-701.500(8) and 62-701.510(5), F.A.C.~~

(10) No change.

(11) Landfills in ground water. A landfill constructed so that the bottom liner is constantly in contact with ground water is not prohibited by this rule. However, an applicant proposing such a design shall include special design features ~~that which~~ demonstrate that the landfill will provide an equivalent degree of protection for the environment as would a similar landfill whose bottom liner is not in contact with ground water. Such a design is not entitled to the presumption of compliance with performance standards ~~that which~~ is set forth in subsection (1) of this section. In addition to any other ~~assurances of financial assurance requirements~~ responsibility for closure, an applicant shall provide a performance bond sufficient to ensure long-term maintenance and operation of the leachate collection system.

Rulemaking Authority 403.061, 403.704 FS. Law Implemented 403.0877, 403.702, 403.704, 403.707 FS. History—New 1-6-93, Amended 1-2-94, 5-19-94, Formerly 17-701.400, Amended 5-27-01, 1-6-10\_\_\_\_\_.

62-701.500 Landfill Operation Requirements.

(1) through (3) No change.

(4) Waste records.

(a) No change.

(b) Types of waste received:

1. ~~Class I waste Municipal solid waste.~~

2. through 4. No change.

(5) through (6) No change.

(7) Waste Handling Requirements.

(a) through (d) No change.

(e) Initial cover shall be applied and maintained at landfills in order to minimize any adverse environmental, safety, or health effects such as those resulting from birds, unauthorized wastes, blowing litter, odors, vectors, or fires. To the extent the

following materials meet the criteria of subsection 62-701.200(53), F.A.C., operators of landfills may use them as initial cover:

1. Auto shredder residue, alone or mixed with soil, at Class I landfills.

2. Recovered screen material at Class I or Class III landfills.

3. Street sweepings at Class I landfills. If no significant amount of Class I waste is present in the street sweepings, then they can also be used at Class III landfills.

4. Solid waste combustor ash residue at Class I landfills.

(f) The minimum frequency for applying cover is:

1. through 2. No change.

~~(g)(f) An intermediate cover in addition to the six-inch initial cover shall be applied and maintained within seven days of cell completion if additional solid waste will not be deposited within 180 days of cell completion. The landfill operator may remove all or part of the intermediate cover before placing additional waste or installing final cover. To the extent the following materials meet the criteria of subsection 62-701.200(55), F.A.C., operators of landfills may also use them as intermediate cover:~~

1. Recovered screen material.

2. A mixture of soil and ground or chipped yard trash provided that soil makes up at least 50 percent by volume of the mixture.

(8) through (12) No change.

(13) Recordkeeping. In addition to records and reporting required by other sections of this chapter, the landfill owner or operator shall:

(a) through (b) No change.

(c) Maintain an annual estimate of the remaining life and capacity in cubic yards of the existing, constructed landfill and an annual estimate of the life and remaining capacity in cubic yards and site life of other permitted areas not yet constructed. ~~The annual estimate shall be based on a summary of the heights, lengths, and widths of the solid waste disposal units.~~ The estimate shall be made and reported annually to the Department.

(d) No change.

Rulemaking Authority 403.061, 403.704 FS. Law Implemented 403.702, 403.704, 403.707 FS. History—New 1-6-93, Amended 1-2-94, 5-19-94, Formerly 17-701.500, Amended 5-27-01, 1-6-10\_\_\_\_\_.

62-701.510 Water Quality ~~and Leachate~~ Monitoring Requirements.

(1) through (2) No change.

(3) Ground water monitoring.

(a) No change.

(b) Multiple downgradient compliance wells shall be located at or immediately adjacent to the compliance line of the zone of discharge, if required in subsection ~~(6)(7)~~ of this

section. If site-specific conditions require installation of compliance wells within the zone of discharge, then a confirmed exceedance of a ground water standard above background at such wells will be considered a violation of that standard.

- (c) through (d) No change.
- (4) No change.

~~(5) Leachate sampling. The water quality monitoring plan shall specify the location of, and proposed protocol for, landfill leachate sampling to obtain a representative characterization of the leachate composition in the leachate collection and removal system as the leachate comes from the wastes and before it is subjected to conditions that may change the characteristics of the leachate. All sampling points shall be located to minimize pumping of leachate before sampling.~~

~~(5)(6)~~ Initial and routine sampling frequency and requirements. Except as otherwise specified in a Department permit or order or in subsection ~~(6)(7)~~ of this section, frequency of sampling and analysis shall comply with the following. However, the owner or operator of a solid waste disposal unit may request a permit modification from the appropriate District Office of the Department to delete specific monitoring parameters or field parameters from routine analyses of detection or compliance wells and surface water. The Department will grant such modification upon a demonstration that these parameters are not reasonably expected to be in or derived from the waste contained in the unit, or are not reasonably expected to be detected in the ground water as a result of the operations of the facility.

- (a) No change.
- (b) Initial background water quality.
  1. No change.
  2. Sampling and analysis for initial background ground water quality shall be for the parameters listed in paragraphs ~~(7)(8)(a)~~ and ~~(7)(8)(c)(d)~~ of this section.

3. Sampling and analysis for initial background surface water quality shall be for the parameters listed in paragraph ~~(7)(8)(b)~~ of this section.

~~(c) Routine leachate sampling.~~

~~1. Leachate shall be sampled and analyzed annually for the parameters listed in paragraphs (8)(e) and (d) of this section.~~

~~2. For landfills which are receiving waste, if this annual analysis indicates that a contaminant listed in 40 CFR Part 261.24 exceeds the regulatory level listed therein, the permittee shall initiate monthly sampling and analysis and shall notify the Department in writing. If in any three consecutive months no listed contaminant is found to exceed the regulatory level, the permittee may discontinue the monthly sampling and analysis and return to a routine sampling schedule.~~

~~(c)(d)~~ Routine monitoring well sampling. All detection wells, and a representative sample of background wells, shall be sampled and analyzed at least semi-annually for the ground water parameters listed in paragraph ~~(7)(8)(a)~~ of this section, in

accordance with the water quality monitoring plan. The owner or operator of a solid waste disposal unit may request a permit condition or modification from the appropriate District Office of the Department to use an alternate monitoring frequency. The Department will approve such condition or modification upon a demonstration that the alternate frequency is appropriate based upon site specific lithology of the aquifer and unsaturated zone, hydraulic conductivity of the aquifer and unsaturated zone, ground water flow rates, minimum distance of travel and the fate and transport of parameters detected.

~~(d)(e)~~ Routine surface water sampling. Surface waters shall be sampled and analyzed semi-annually for the parameters listed in paragraph ~~(7)(8)(b)~~ of this section, in accordance with the water quality monitoring plan.

~~(6)(7)~~ Evaluation monitoring, prevention measures and corrective action.

(a) Evaluation monitoring and prevention measures. If monitoring parameters are detected in detection wells in concentrations that are significantly above background water quality, or that are at levels above the Department's water quality standards or criteria specified in Chapter 62-520, F.A.C., the permittee may resample the wells within 30 days after the sampling data is received, to confirm the data. Should the permittee choose not to resample, the Department will consider the water quality analysis as representative of current ground water conditions at the facility. If the data is confirmed, or if the permittee chooses not to resample, the permittee shall notify the Department in writing within 14 days of this finding. Upon notification by the Department, the permittee shall initiate evaluation monitoring as follows:

1. Routine monitoring of all monitoring wells, surface water monitoring locations and leachate sampling locations shall continue according to the requirements of subsection ~~(5)(6)~~ of this section.

2. Except as provided in paragraph (b) of this subsection, within 90 days of notification from the Department to initiate evaluation monitoring and annually thereafter, the permittee shall sample and analyze a representative sample of the background wells and all affected detection wells for the parameters listed in paragraph ~~(7)(8)(c)(d)~~ of this section. Any new parameters detected and confirmed in the affected downgradient wells shall be added to the routine ground water monitoring parameter lists required in subsection ~~(5)(6)~~ of this section for the affected wells.

3. Within 90 days of notification from the Department to initiate evaluation monitoring, the permittee shall install and sample compliance monitoring wells at the compliance line of the zone of discharge and downgradient from the affected detection monitoring wells. These wells shall be installed according to the requirements of paragraph (3)(d) of this section, and, except as provided in paragraph (b) of this subsection, samples from these wells and the affected detection wells shall be analyzed quarterly for the parameters listed in

paragraph ~~(7)(8)(a)~~ of this section and any other parameters detected in the affected detection and downgradient wells sampled in subparagraph ~~(6)(7)(a)2.~~ and annually for the parameters listed in paragraph ~~(7)(8)(c)(d)~~. If any contaminants are detected and confirmed in compliance wells in concentrations that exceed both background levels and Department water quality standards or criteria, then the provisions of paragraph ~~(6)(7)(c)~~ of this section apply; otherwise, the following subparagraphs apply.

4. through 5. No change.

6. The owner or operator of a solid waste disposal unit may request authorization ~~a permit modification~~ from the appropriate District Office of the Department to use an alternate monitoring frequency, for repeated sampling during evaluation monitoring. The Department will grant such authorization ~~modification~~ upon a demonstration that the alternate frequency is appropriate based upon site specific lithology of the aquifer and unsaturated zone, hydraulic conductivity of the aquifer and unsaturated zone, ground water flow rates, minimum distance of travel and the fate and transport of parameters detected.

7. The owner or operator of a solid waste disposal unit may request authorization ~~a permit modification~~ from the appropriate District Office of the Department to delete specific monitoring parameters or field parameters from evaluation analyses of detection or compliance wells. The Department will grant such authorization ~~modification~~ upon a demonstration that these parameters are not reasonably expected to be in or derived from the waste contained in the unit.

8. No change.

(b) If the parameters detected in the detection wells identified in paragraph (a) of this subsection consist only of iron, aluminum, manganese, sulfates, or total dissolved solids (TDS), either individually or in any combination, then only the detected parameters are required to be monitored in the representative background wells, affected detection wells and downgradient compliance wells required in this section rather than the parameters listed in paragraphs ~~(7)(8)(a)~~ and ~~(7)(8)(c)(d)~~. However, if the facility is unlined, the parameters specified in paragraph ~~(7)(8)(a)~~ shall also be analyzed for in the initial sampling event for the affected detection wells and downgradient compliance wells.

(c) No change.

~~(7)(8)~~ Water quality parameters. The following list of water quality monitoring parameters shall be used for each type of sampling to be done.

(a) through (b) No change.

~~(c) Leachate monitoring parameters:~~

<del>Field parameters</del>	<del>Laboratory parameters</del>
<del>Specific conductivity</del>	<del>Total ammonia - N</del>
<del>pH</del>	<del>Total alkalinity (as mg/L CaCO<sub>3</sub>)</del>

<del>Dissolved oxygen</del>	<del>Chlorides</del>
<del>Colors, sheens</del>	<del>Iron</del>
<del>(by observation)</del>	<del>Mercury</del>
<del>Temperature</del>	<del>Nitrate</del>
	<del>Temperature</del>
	<del>Sodium</del>
	<del>Total dissolved solids (TDS)</del>
	<del>Biochemical oxygen demand (BOD<sub>5</sub>)</del>
	<del>Chemical oxygen demand (COD)</del>

~~(c)(d)~~ No change.

~~(8)(9)~~ Water quality monitoring reporting.

(a) The landfill owner or operator shall report all representative water quality monitoring results to the Department within 60 days from completion of laboratory analyses, unless a different due date is specified in the permit. ~~This report shall also include any leachate monitoring results obtained in accordance with paragraph (6)(c) of this section.~~ In accordance with subsections 62-160.240(3) and 62-160.340(4), F.A.C., water quality data ~~contained in the report~~ shall be provided to the Department in an electronic format consistent with requirements for importing into Department databases, unless an alternate form of submittal is specified in the permit. The permittee shall include Form 62-701.900(31), Water Quality Monitoring Certification, effective date January 6, 2010, hereby adopted and incorporated by reference, with each report certifying that the laboratory results have been reviewed and approved by the permittee. Copies of this form are available from a local District Office or by writing to the Department of Environmental Protection, Solid Waste Section, MS 4565, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. The operator of the landfill shall notify the Department at least 14 days before the sampling is scheduled to occur so that the Department may collect split samples. If water quality data is not provided in an electronic format, the permittee shall submit a separate report that includes ~~The report shall include~~ at least the following:

1. through 10. No change.

(b) A technical report, signed and sealed by a professional geologist or professional engineer with experience in hydrogeologic investigations, shall be submitted to the Department every two and one-half years during the active life of the facility, and every five years during the long-term care period. The report shall summarize and interpret the water quality ~~and leachate monitoring results~~ and water level measurements collected during the past two and one-half years. The report shall contain, at a minimum, the following:

1. through 8. No change.

(c) No change.

Rulemaking Authority 403.061, 403.704 FS. Law Implemented 403.702, 403.704, 403.707 FS. History—New 1-6-93, Amended 1-2-94, 5-19-94, Formerly 17-701.510, Amended 5-27-01, 1-6-10,\_\_\_\_\_.

62-701.530 Gas Management Systems.

(1) Design requirements.

(a) Landfills that receive degradable wastes shall have a gas management system designed to prevent explosions and fires, and to minimize off-site odors, lateral migration of gases and damage to vegetation. Combustible gases shall be calibrated to methane. Owners or operators of such landfills shall submit a general gas management system design as part of their permit application, and may modify that design as necessary at the time of closure based upon site-specific conditions. Landfill gas management systems shall:

1. through 2. No change.

3. Be designed to reduce gas pressure in the interior of the landfill by collecting the gases to prevent them from moving laterally. ~~Collection pipes, pathways, or vents shall collect gas from at least the uppermost two thirds of the filled waste or where the more anaerobic conditions exist.~~ Air shall not be forced into the collection system. Passive venting or suction shall be used to extract gas; and

4. No change.

(b) through (c) No change.

(2) through (4) No change.

(5) Landfill gas recovery facilities.

(a) through (b) No change.

~~(c) The owner or operator of a gas recovery facility shall post a performance bond to cover the estimated costs of closing the facility. If the gas recovery facility is included in the approved closure plan or closure permit of the landfill, and if the closure costs are included in the landfill closure cost estimates for which financial responsibility is required by Rule 62-701.630, F.A.C., then no separate proof of financial responsibility is required.~~

(6) No change.

Rulemaking Authority 403.061, 403.704 FS. Law Implemented 403.702, 403.704, 403.707 FS. History—New 5-27-01, Amended 1-6-10, \_\_\_\_\_.

62-701.600 Landfill Final Closure.

(1) No change.

(2) Closure permit requirements. Prior to initiating closure of a solid waste disposal unit, or part of a solid waste disposal unit, the owner or operator must receive authorization from the Department in one of the following manners. The owner or operator may ~~shall~~ submit an application to the Department for a closure permit ~~final closure of the landfill, or closure of the solid waste disposal unit, at least 90 days before the date when wastes will no longer be accepted. The application shall be on Form 62-701.900(1), which application shall include a closure plan.~~ If the landfill is operating under a Department permit, the owner or operator may request a modification of the permit to address substantive changes in the closure plan, or the owner or operator may demonstrate that the closure plan in the existing operation permit includes sufficient detail to provide

reasonable assurance of compliance with the provisions of this section. In all cases, the closure plan shall include in lieu of submitting a closure permit application. The application or request for modification shall include an updated closure plan which is made up of the following:

(a) through (c) No change.

(d) A demonstration that proof of financial assurance responsibility for long-term care will be provided.

(3) Closure design plan. The closure design plan shall consist of engineering plans and a report on closing procedures that apply to the final closing of solid waste disposal units during the operation of the landfill, the final closing of the landfill, and the monitoring and maintenance during the long-term care period. The closure design plan shall include the following information:

(a) through (f) No change.

(g) Final cover design.

1. Landfills shall have a final cover designed to minimize infiltration and erosion, which shall include a barrier layer consisting of a soil layer, a geomembrane, or a combination of a geomembrane with a low permeability material. All geosynthetic and soil components used in the final cover shall meet the standards and specifications contained in subparagraphs 62-701.400(3)(d)1. and 2., (3)(d)5.-11., paragraph (e), and (f), F.A.C. For lined Class I and Class III landfills, the barrier layer shall have a permeability that is substantially equivalent to, or less than, the permeability of the bottom liner system. If the landfill uses a geomembrane in the bottom liner system, the barrier layer shall also incorporate a geomembrane. For unlined Class I landfills, the barrier layer shall have a permeability of  $1 \times 10^{-7}$  cm/sec or less. For unlined Class III landfills, the barrier layer shall have a permeability of  $1 \times 10^{-5}$  cm/sec or less. For unlined Class III landfills which accepted only yard trash, no barrier layer is required; instead, final cover shall consist of a 24-inch thick soil layer, or a 30-inch thick layer consisting of approximately 50 percent soil and 50 percent ground or chipped yard trash by volume, the upper six inches of which shall be capable of supporting vegetative growth.

2. If the barrier layer consists only of soil, it shall be at least 18 inches thick, installed in 6-inch thick lifts, and shall have a final, 18-inch thick layer of soil, or a 24-inch thick layer consisting of approximately 50 percent soil and 50 percent ground or chipped yard trash by volume, that will sustain vegetation to control erosion placed on top of the barrier layer.

3. If the barrier layer consists only of a GCL, a protective soil layer at least 24 inches thick shall be placed on top of the GCL with the upper six inches being able to sustain vegetative growth. In the alternative, the GCL may be covered with a 12-inch thick layer of soil that is then covered with a 15-inch thick layer consisting of approximately 50 percent soil and 50 percent ground or chipped yard trash by volume, with the upper six inches being able to sustain vegetative growth. The

GCL shall be placed on a protective soil layer at least six inches thick. Material specifications and installation methods, which may include a drainage layer between the GCL and the protective soil layer over the GCL, shall be adequate to protect the barrier layer from root penetration, resist erosion, and remain stable on the final design slopes of the landfill.

4. If a geomembrane is used in the barrier layer, it shall be either HDPE or LLDPE with a minimum average thickness of 40 mils or PVC with a minimum average thickness of 30 mils, shall have chemical and physical resistance to materials it may come in contact with, and shall withstand exposure to the natural environmental stresses and forces throughout the installation, seaming process, and settlement of the waste during the closure and long-term care period. A protective soil layer at least 24 inches thick shall be put on top of the geomembrane. In the alternative, the geomembrane may be covered with a 12-inch thick layer of soil that is then covered with a 15-inch thick layer consisting of approximately 50 percent soil and 50 percent ground or chipped yard trash by volume, with the upper six inches being able to sustain vegetative growth. Material specifications, installation methods, and compaction specifications, which may include a drainage layer between the geomembrane and the protective soil layer, shall be adequate to protect the barrier layer from root penetration, resist erosion, and remain stable on the final design slopes of the landfill. This layer shall include topsoil or soils that will sustain vegetative growth.

5. through 7. No change.

(4) through (9) No change.

Rulemaking Authority 403.061, 403.704 FS. Law Implemented 403.702, 403.704, 403.707 FS. History—New 1-6-93, Amended 1-2-94, 5-19-94, Formerly 17-701.600, Amended 5-27-01, 1-6-10,\_\_\_\_\_.

62-701.620 Long-Term Care.

(1) Long-term care period. The owner or operator of any landfill which receives wastes after January 6, 1993, shall continue to monitor and maintain the integrity and effectiveness of the final cover as well as other appurtenances of the facility, control erosion, fill subsidences, comply with the ground water monitoring plan, and maintain the stormwater system, in accordance with an approved closure plan for 30 years from the official date of closing. Before the expiration of the long-term care monitoring and maintenance period, the Department may extend the time period if the closure design or closure operation plan is found to be ineffective, or if the permittee has not performed all required monitoring and maintenance. For purposes of this subsection, “ineffective” means that:

(a) through (d) No change.

(2) through (3) No change.

(4) Modified ground water monitoring plan.

~~(a) The owner or operator of a landfill may apply to the appropriate District Office of the Department for a modification to its ground water monitoring plan to remove a parameter from the list specified in subsection 62-701.510(8), F.A.C. The Department will grant such modification upon a demonstration that leachate and ground water have consistently been sampled and analyzed for the parameter, and that the parameter has never been detected in the leachate or in any ground water well or surface water point during the active life of the landfill.~~

(b) The owner or operator may apply for a modification of its ground water monitoring plan to reduce or eliminate the frequency of monitoring. The Department will grant such a modification upon a demonstration that there have been no violations of ground water quality standards or criteria detected in the monitoring system after final closure, and that sufficient time has passed so that any leachate escaping the landfill since final closure would be expected to have reached the monitoring well system.

(5) Gas monitoring. The gas collection and monitoring system required in paragraph 62-701.600(4)(f), F.A.C., shall be maintained for the long-term care period of the landfill. The owner or operator of a landfill may apply ~~to the appropriate District Office of the Department~~ for a permit modification to reduce or eliminate the frequency of monitoring the long-term care period. The Department will grant such a modification if the applicant demonstrates that the landfill has stabilized to the point where there is no significant production of combustible gases or objectionable odors.

(6) through (9) No change.

Rulemaking Authority 403.704 FS. Law Implemented 403.703(5), 403.704, 403.707 FS. History—New 7-1-85, Formerly 17-7.075, 17-701.075, Amended 1-6-93, 1-2-94, 5-19-94, Formerly 17-701.620, Amended 5-27-01, 1-6-10,\_\_\_\_\_.

62-701.630 Financial Assurance.

(1) No change.

(2) Applicability.

(a) A government-owned landfill closed on or before October 1, 1988, shall not be required to comply with this ~~section rule.~~

(b) As a condition for the issuance of a landfill permit, permit transfer, or permit modification authorizing expansion, the owner or operator shall provide the Department with closure cost estimates for the permitted portions of the landfill as part of the application. Proof of financial assurance issued in favor of the Florida Department of Environmental Protection in the amount of the closing and long-term care cost estimates for each permitted disposal unit shall be provided at least 60 days prior to the initial receipt of waste at such unit the landfill. This proof shall be submitted to the Department as

~~part of the permit application process, except as provided in paragraph (e) of this subsection. The financial mechanism shall either be:~~

1. through 2. No change.

~~(c) No solid waste shall be stored or disposed of at a solid waste disposal unit until the permittee has received written approval of the financial assurance mechanism from the Department. A permittee may delay submitting proof of financial assurance for a solid waste disposal unit under the following conditions. Such proof must be submitted at least 60 days prior to the planned acceptance of any solid waste. Under no circumstances shall the permittee receive waste at the solid waste disposal unit until it has received written acknowledgement from the Department that the financial mechanism has been properly submitted and funded.~~

~~1. The solid waste disposal unit for which a permit is being sought has not received solid waste for storage or disposal;~~

~~2. The permit being sought does not authorize operation of the solid waste disposal unit, or requires a specific separate approval by the Department prior to operation being authorized;~~

~~3. The permittee identifies the type of financial mechanism it intends to use, and provides reasonable assurance as part of the permit application that it is capable of obtaining and using the identified mechanism;~~

~~4. The permittee submits Form 62-701.900(29), Financial Assurance Deferral Application, effective date January 6, 2010, hereby adopted and incorporated by reference, as part of the permit application. Copies of this form are available from a local District Office or by writing to the Department of Environmental Protection, Solid Waste Section, MS 4565, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. This form will inform the permittee of these requirements, and will include an acknowledgement by the permittee agreeing not to accept waste until the financial assurance has been approved.~~

~~(d) Owners or operators of existing Class I landfills receiving waste after October 9, 1993, that are required to undertake a corrective action program in accordance with subsection 62-701.510(6)(7), F.A.C., shall submit proof of financial assurance to the Department no later than 120 days after the corrective action remedy has been selected.~~

(3) Cost estimates for closure.

~~(a) For the purposes of determining the amount of proof of financial assurance that is required by this section, the owner or operator shall estimate the total cost of closure in current dollars for the permitted portions of the landfill and for those portions of the landfill for which a permit is sought, for the time period in the landfill operation when the extent and manner of its operation make closing most expensive. The annual cost of long-term care shall be estimated, listed separately, and multiplied by the number of years required in the long-term care period. The owner or operator shall submit the estimates, together with all necessary justification, to the~~

Department as part of the permit application. The costs shall be estimated and certified by a professional engineer for a third party performing the work, on a per unit basis, with the source of estimates indicated.

(b) through (e) No change.

(4) No change.

(5) Landfill management escrow account.

(a) through (c) No change.

(d) Payments into the landfill management escrow account shall be made by the owner or operator at least annually.

1. The first payment must be made before the end of the first fiscal year after the initial receipt of solid waste into the landfill. A notice of such payment shall be submitted to the Department. Subsequent payments must be made over the term of the active life of the landfill. The calculations for such annual payment shall be determined using one of the following methods:

a. "Pay-in" method:  $payment = (CE - CV)/Y$ , where CE is the current dollar closing cost estimate at the beginning of the fiscal year (or later, if submitted pursuant to paragraph (4)(c) of this section), CV is the current value of the escrow account at the beginning of the fiscal year, and Y is the number of remaining years in the design life of the landfill at the beginning of the fiscal year; or

b. "Balance" method: the fiscal year end account balance =  $[CE \times (DE/DL)] - E$ , where CE is the approved current dollar closing cost estimate (by solid waste disposal unit) at the beginning of the fiscal year (or later, if submitted pursuant to paragraph (4)(c) of this section); DE, the design life exhausted (by solid waste disposal unit), is the period of time between the initial receipt of waste and the current fiscal year end; DL, the design life (by solid waste disposal unit), is the period of time between initial receipt of waste and end of receipt of waste; and E, all documented closing expenditures to date (by solid waste disposal unit), are expenses identified by the fiscal year end audit(s) as being incurred closing or maintaining the landfill identified in the closure plan. The choice of use of this formula requires the continued use throughout the remaining design life of the landfill or phase. In the event the fiscal year end audited account balance exceeds the required balance, the owner or operator may remove the excess funds upon written authorization from the Department.

2. through 4. No change.

(e) through (g) No change.

(6) Alternate proof of financial assurance.

(a) The appropriate part of Form 62-701.900(5), Financial Mechanisms for Solid Waste Management Facilities Requiring Closure and/or Long-term Care, effective date [eff. date] ~~January 6, 2010~~, hereby adopted and incorporated by reference, shall be used, and originally signed duplicates submitted, when demonstrating proof of financial assurance under this section. Copies of this form are available from a local District Office or by writing to the Department of



Environmental Protection, Solid Waste Section, MS 4565, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. Proof of financial assurance under this subsection shall include surety bonds, certificates of deposit, securities, letters of credit, trust fund agreements, closure insurance (excluding independent procurement), or financial tests and corporate guarantees, showing that the owner or operator has sufficient financial resources to cover, at a minimum, the costs of complying with all state landfill closing and long-term care requirements. If such proof of financial assurance is surety bonds, letters of credit, trust fund agreements, closure insurance or financial tests and corporate guarantees, such proof shall be submitted on forms provided by the Department in accordance with the requirements of paragraphs (b) through (d) of this subsection. If proof of financial assurance is securities or certificates of deposit, these instruments must be used in conjunction with a trust fund and shall be submitted directly to the trustee. The owner or operator shall estimate such costs pursuant to subsection (3) of this section.

(b) 40 CFR Part 264 Subpart H which contains EPA's rules on financial requirements for owners and operators of hazardous waste facilities are hereby adopted as financial requirements for purposes of this section incorporated by reference as those rules appear in 40 CFR Part 264, revised as of July 1, ~~2010~~ 2007, except:

1. The following sections of 40 CFR Part 264, Subpart H are specifically not adopted as part of this rule:

a. ~~264.140(a); 264.140(b); 264.140(d); 264.141(a); 264.141(e); 264.142(b); 264.142(c); 264.143(b)(3)(ii)(C); 264.143(c)(3)(ii)(C); 264.143(d)(3)(ii)(C); 264.143(f)(1); 264.144(b); 264.144(c); 264.145(b)(3)(ii)(C); 264.145(c)(3)(ii)(C); 264.145(d)(3)(ii)(C); 264.145(f)(1); 264.147; 264.149; 264.150; and 264.151.~~

b. through f. No change.

2. No change.

(c) An owner or operator may satisfy the requirements of this subsection by passing a financial test using Form 62-701.900(5)(e). The financial test shall cover the latest approved estimate or any subsequent estimate that is higher. To pass this test the owner or operator must meet the criteria of either subparagraph 1. or 2. as follows:

1. No change.

2. The owner or operator must have:

a. A bond issuance, secured or unsecured, having a redemption date with at least five years remaining. An unsecured bond rating must maintain a rating of BBB or better as issued by Standard and Poor's bond rating service or Baa2 or better as issued by Moody's bond rating service. A facility using an insured or secured bond must demonstrate to the Department the underlying or senior unsecured bond rating as assigned by Standard and Poor's ~~is would be~~ BBB or better, or as assigned by Moody's ~~is would be~~ Baa2 or better; ~~if the bond was not an insured or backed security but a bond debenture;~~

b. through c. No change.

(d) No change.

(7) Cost estimates for corrective action. An owner or operator of a landfill required to establish financial assurance for a corrective action program pursuant to paragraph (2)(d) of this section shall have a detailed written estimate in current dollars, estimated and certified by a professional engineer, of the cost of hiring a third party to perform the corrective action in accordance with subsection 62-701.510(6)(7), F.A.C. The corrective action cost estimate must account for the total cost of corrective action activities as described in the corrective action plan for the entire corrective action period. The owner or operator shall submit the estimate, together with all necessary justification, to the Department for approval along with proof of financial assurance.

(8) Cost adjustments for corrective action.

(a) The owner or operator shall annually adjust the estimate for inflation and changes in the corrective action plan until the corrective action program is completed in accordance with subsection 62-701.510(6)(7), F.A.C. The adjustment shall be made either by:

1. through 2. No change.

(b) through (c) No change.

(9) through (10) No change.

Rulemaking Authority 403.704 FS. Law Implemented 403.704, 403.707 FS. History—New 7-1-85, Formerly 17-7.076, Amended 11-28-89, Formerly 17-701.076, Amended 1-6-93, 1-2-94, 5-19-94, Formerly 17-701.630, Amended 5-27-01, 1-6-10, \_\_\_\_\_.

62-701.710 Waste Processing Facilities.

(1) Applicability.

(a) No change.

(b) No person shall construct or operate a waste processing facility without a permit issued by the Department. ~~All modifications or renewals of existing permits, and all new construction or operation permits issued on or after May 27, 2001, for waste processing facilities, shall comply with this rule.~~

~~(c) For facilities operating under a general permit, a timely and sufficient application for an individual permit will be considered a renewal application for purposes of Section 120.60(4), F.S.~~

~~(d) A waste processing facility which ceases accepting waste prior to the expiration of its permit shall close in accordance with the provisions of that permit.~~

~~(c)(e)~~ No change.

(d) The following facility types are subject to special requirements or are exempt from some requirements of this section.

1. Transfer stations that accept primarily household waste, commercial solid waste, recovered materials, or construction and demolition debris, that manage waste on a first-in, first-out basis, and that store such waste for no greater than 7 days are

exempt from the requirement to provide financial assurance set forth in subsection (7) of this section, and are also exempt from the requirement to have a trained spotter set forth in paragraph 62-701.710(4)(c), F.A.C.

2. Waste processing facilities that accept only construction and demolition debris are exempt from the requirement to provide a leachate control system set forth in paragraph (3)(b) of this section, provided that all areas where waste is stored or processed are covered by a ground water monitoring system which meets the requirements of paragraph 62-701.730(4)(b), F.A.C. A facility that operates without a leachate control system shall perform a contamination evaluation as part of its closure activities, and shall continue to operate the ground water monitoring system if the evaluation indicates the potential for ground water contamination.

3. Waste-to-energy facilities are exempt from the requirement to have a trained operator and a trained spotter set forth in paragraph 62-701.710(4)(c), F.A.C.

(2) Application. A permit application for a waste processing facility shall be submitted on Form 62-701.900(4), Application to Construct, Operate, or Modify a Waste Processing Facility, effective date January 6, 2010, hereby adopted and incorporated by reference. Copies of this form are available from a local District Office or by writing to the Department of Environmental Protection, Solid Waste Section, MS 4565, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. The form shall indicate whether the facility will operate as a materials recovery facility, transfer station, some other type of processing facility, or some combination thereof, and shall be signed and sealed by a professional engineer, and shall include the information required in Subsections 62-701.320(5), (6), (7), and paragraph (8)(a), F.A.C., apply to such applications. The application must meet the requirements of subsection 62-701.320(7), F.A.C., except for paragraphs (e) and (h) and subparagraphs (7)(f)4. and 5., and must also include the following specifically including:

(a) A description of the operation of the facility including:

1. The types of materials, i.e., wastes, recyclable materials or recovered materials, to be managed or processed;
2. The expected daily average and maximum weights or volumes of materials to be managed or processed;
3. How the materials will be managed or processed;
4. How the materials will flow through the facility including locations of the loading, unloading, sorting, processing and storage areas;
5. The types of equipment that will be used;
6. The maximum time materials will be stored at the facility;
7. The maximum amounts of wastes, recyclable materials, and recovered materials that will be stored at the facility at any one time; and

8. The expected disposition of materials after leaving the facility. A description of the solid waste that is proposed to be collected, stored, processed or disposed of by the facility, a projection of those waste types and quantities expected in future years, and the assumptions used to make the projections;

(b) A site plan, of a scale not greater than 200 feet to the inch, which shows the facility location, total acreage of the site, and any other relevant features such as water bodies or wetlands on or within 200 feet of the site and potable water wells on or within 500 feet of the site;

~~(e) A description of the operation and functions of all processing equipment that will be used, with design criteria and expected performance. The description shall show the flow of solid waste and associated operations in detail, and shall include:~~

~~1. Regular facility operations as they are expected to occur;~~

~~2. Procedures for start up operations, and scheduled and unscheduled shut down operations; and 3. Potential safety hazards and control methods, including fire detection and control;~~

~~(d) A description of loading, unloading, storage, and processing areas;~~

~~(e) Identification and capacity of any on-site storage areas for recyclable materials, non-processable wastes, unauthorized wastes, and residues;~~

~~(f) A plan for disposal of unmarketable recyclable materials and residue, and for waste handling capability in the event of breakdowns in the operations or equipment;~~

~~(c)(g) A boundary survey; and legal description, and topographic survey of the property;~~

(d) A construction plan, including engineering calculations, that describes how the applicant will comply with the design requirements of subsection 62-701.710(3), F.A.C.;

~~(e)(h) An operation plan that which describes how the applicant will comply with subsection 62-701.710(4), F.A.C., and the recordkeeping requirements of subsection 62-701.710(8), F.A.C.;~~

~~(f)(i) A closure plan that which describes generally how the applicant will comply with subsection 62-701.710(6), F.A.C.;~~

(g) A contingency plan that describes how the applicant will comply with subsection 62-701.320(16), F.A.C. and

~~(h)(j) The financial assurance documentation required by subsection 62-701.710(7), F.A.C.~~

(3) Design requirements. Minimum design requirements for waste processing facilities are as follows:

(a) Tipping, processing, sorting, storage and compaction areas that ~~are in an enclosed building or covered area shall have ventilation systems. The areas that are not enclosed shall be equipped with litter control devices.~~

(b) through (c) No change.

(4) Operational requirements.

(a) All operations shall be conducted in accordance with the approved Operation Plan. The Department shall be notified before any substantial changes or revisions to the approved Operation Plan are implemented in order to determine whether a permit modification is required. A permit application for a waste processing facility shall include the following operational requirements:

1. An operation and maintenance manual describing the facility operations, the persons responsible for the operations, and types of equipment that will be used. All activities at the facility shall be performed in accordance with the manual and plans for the facility. Manuals and plans shall be updated as operations change but no less frequently than upon renewal of the operation permit;

2. A plan to inspect the wastes received by the facility, that specifies inspection procedures and procedures to handle unauthorized wastes; and

3. A contingency plan to cover operational interruptions and emergencies such as fires, explosions, or natural disasters.

(b) Stored putrescible wastes shall not be allowed to remain unprocessed for more than 48 hours; however, if the operation plan includes provisions to control vectors and odors, putrescible wastes may be stored for up to seven days. Any other unauthorized waste received by the facility shall be segregated and transported to an authorized disposal or recycling facility within 30 days of receipt. ~~Areas where putrescible waste is stored or processed shall be cleaned at least weekly to prevent odor or vector problems, and all drains and leachate conveyances shall be kept clean so that leachate flow is not impeded.~~

(c) Operators and spotters shall be trained in accordance with subsection 62-701.320(15), F.A.C.

1. No change.

2. At least one trained spotter shall be on duty at all times that waste is received at the site to inspect the incoming waste. All incoming waste shall be inspected, and any unauthorized waste shall be removed from the waste stream and placed into appropriate containers for disposal at a permitted facility in accordance with a schedule submitted as part of the operation plan.

(d) through (f) No change.

(g) All drains and leachate conveyances shall be maintained so that leachate flow is not impeded.

~~(h)(e)~~ No change.

(i) If the facility has reached its permitted capacity for storage of wastes or recyclable materials, the permittee shall not accept additional waste for processing until sufficient capacity has been restored.

(5) Certification. Certification of construction completion shall be done in accordance with paragraph 62-701.320(9)(b), F.A.C. Record drawings of relevant construction details shall be submitted along with the certification.

(6) Closure requirements.

~~(a) The permit application shall include a closure plan that identifies the steps needed to close the facility.~~

~~(a)(b)~~ No change.

~~(b)(e)~~ No change.

~~(c)(d)~~ Closure must be completed within 180 days after receiving the final solid waste shipment. Closure will include removal of all recovered materials from the site, as well as performing any contamination evaluation required by paragraph ~~62-701.710(2)(d)2.~~ ~~62-701.710(10)(b),~~ F.A.C. ~~When closure is completed,~~ the owner or operator shall certify in writing to the Department when that closure is complete. The Department will make an inspection within 30 days to verify the closure and advise the owner or operator of the closure status.

(7) Financial assurance.

(a) The owner or operator of a waste processing facility shall provide the Department with proof of financial assurance issued in favor of the State of Florida in the amount of the closing cost estimates for the facility. ~~This proof, along with the closing cost estimates,~~ shall be submitted to the Department as part of the permit application for the facility. Proof of financial assurance shall be submitted at least 60 days prior to the initial receipt of waste at the facility. Proof of financial assurance shall consist of one or more of the following financial instruments which comply with the requirements of subsection 62-701.630(6), F.A.C.: trust fund; surety bond guaranteeing payment; surety bond guaranteeing performance; irrevocable letter of credit; insurance; and financial test and corporate guarantee. If the owner or operator of the facility is a local government, an escrow account which complies with the requirements of subsection 62-701.630(5), F.A.C., may be used to provide proof of financial assurance. Financial documents shall be submitted on Form 62-701.900(5)(a), (b), (c), (d), (e), (f), (g), or (h), as appropriate.

(b) through (c) No change.

~~(8) Stormwater. Stormwater shall be controlled in accordance with Part IV of Chapter 373, F.S., and the rules promulgated thereunder. A copy of any permit for stormwater control issued by the Department, or documentation that no such permit is required, shall be submitted to the Department and construction authorized by that permit shall be completed before the facility receives waste. Applicants should be aware that other government agencies may also regulate stormwater management and may require separate permits.~~

~~(8)(9)~~ Recordkeeping.

(a) No change.

(b) The owner or operator of any facility which recycles construction and demolition debris shall submit an annual report to the Department on Form 62-701.900(7), Annual Report for a Construction and Demolition Debris Facility, effective date January 6, 2010, hereby adopted and

incorporated by reference. Copies of this form are available from a local District Office or by writing to the Department of Environmental Protection, Solid Waste Section, MS 4565, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. This report shall include a summary of the amounts and types of wastes disposed of or recycled. The county of origin of materials which are recycled, or a statement that the county of origin is unknown, shall be included in the report. The report shall be submitted no later than ~~February~~ April 1 of each year ~~beginning in 1998~~, and shall cover the preceding calendar year.

~~(10) Special requirements for facility types:~~

~~(a) Transfer stations that accept primarily household waste, commercial waste, recovered materials, or construction and demolition debris, that manage waste on a first in, first out basis, and that store waste for no greater than 7 days are exempt from the requirement to provide financial assurance set forth in subsection (7) of this section.~~

~~(b) Waste processing facilities that accept only construction and demolition debris are exempt from the requirement to provide a leachate control system set forth in paragraph (3)(b) of this section, provided that all areas where waste is stored or processed are covered by a ground water monitoring system which meets the requirements of paragraph 62-701.730(4)(b), F.A.C. A facility that operates without a leachate control system shall perform a contamination evaluation as part of its closure activities, and shall continue to operate the ground water monitoring system if the evaluation indicates the potential for ground water contamination.~~

~~(9)(11) No change.~~

(10) General permit for indoor waste processing facility.

(a) General permit. A general permit is hereby granted to any person for the operation of a waste processing facility at which all incoming solid waste is stored and processed indoors, that has been constructed in conformance with a permit issued pursuant to this section, and that will be operated in accordance with the standards and criteria set forth in Rules 62-4.540 and 62-701.300, F.A.C., and this subsection. To qualify for a general permit a facility must comply with the following:

1. The facility has been designed to have all incoming wastes tipped, sorted and processed indoors.

2. The facility has been constructed with a leachate control system to prevent discharge of leachate and avoid mixing of leachate with stormwater, and to minimize the presence of standing water.

3. Storage areas are designed to hold the expected volume of materials until they are transferred for disposal or recycling. Recovered materials, yard trash, and untreated wood may be stored outside. Other recyclable materials separated from the incoming waste stream may be stored outside in rolloff containers provided they are covered.

(b) Notification. Any person wishing to operate an indoor waste processing facility pursuant to this subsection shall notify the Department on Form 62-701.900(34), Notification of Intent to Use a General Permit for an Indoor Waste Processing Facility, effective [eff date], hereby adopted and incorporated by reference. Copies of this form are available from a local District Office or by writing to the Department of Environmental Protection, Solid Waste Section, MS 4565, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. Each notification shall include a certification that the facility has been constructed in accordance with the criteria in this subsection, and the following:

1. A description of the facility that complies with paragraph 62-701.710(2)(a), F.A.C.;

2. An operation plan that complies with paragraph 62-701.710(2)(e), F.A.C.;

3. A closure plan that complies with paragraph 62-701.710(2)(f), F.A.C.; and

4. A contingency plan that complies with paragraph 62-701.710(2)(g), F.A.C.;

(c) Facility information that was submitted to the Department to support the most recent construction or operation permit, and which is still valid, does not need to be re-submitted with the notification. The notification shall list and reaffirm that the information is still valid.

(d) Other requirements. The permittee shall comply with the requirements of subsections 62-701.710(4), (6), and (8), F.A.C.

(11) Transfer stations that consolidate waste directly from one mobile container or vehicle into another mobile container or vehicle are exempt from the permitting requirements of this section provided:

a. The owner or operator notifies the Department on Form 62-701.900(35), Notification of Container-to-Container Waste Processing Facility, effective [eff date], hereby adopted and incorporated by reference. Copies of this form are available from a local District Office or by writing to the Department of Environmental Protection, Solid Waste Section, MS 4565, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400;

b. The facility is operated to minimize the discharge of leachate to the environment and to control objectionable odors, litter, dust, and other fugitive particulates;

c. Only construction and demolition debris and Class III solid waste is accepted at the facility;

d. Waste is stored only in mobile containers or vehicles, and is not stored on the ground, or in a permanent immobile container or structure, or on a tipping floor, except for the occasional storage of bulky items that do not generate leachate;

e. No solid waste, including waste in mobile containers or vehicles, is stored at the facility, or on any adjacent property, for more than 7 days;

f. The largest mobile container or vehicle on-site that is used for consolidation and transfer does not hold more than 40 cubic yards;

g. No more than ten mobile containers or vehicles containing waste, and no more than 200 cubic yards of waste, are stored on the site at any one time; and,

h. Each mobile container or vehicle stored at the facility is owned or leased by the operator of the facility.

Rulemaking Authority 403.061, 403.704 FS. Law Implemented 403.702, 403.704, 403.707 FS. History—New 5-27-01, Amended 1-6-10,\_\_\_\_\_.

62-701.730 Construction and Demolition Debris Disposal and Recycling.

(1) through (2) No change.

(3) Certification. Certification of construction completion shall be done in accordance with paragraph 62-701.320(9)(b)(a), F.A.C.

(4) Other requirements. Except as specified in this section, the requirements of Rules 62-701.330 through 62-701.630, F.A.C., do not apply to construction and demolition debris disposal facilities.

(a) No change.

(b) A water quality monitoring plan that meets the criteria set forth in Rule 62-701.510 and Chapter 62-520, F.A.C., shall be included with the permit application, and shall be implemented and maintained by the owner or operator, with the following exceptions:

1. through 4. No change.

5. Background water quality shall be established in accordance with the provisions of paragraph 62-701.510(5)(6)(b), F.A.C., except that the analysis shall also include sulfate and aluminum. In addition, all background and detection wells shall be sampled and analyzed at least once prior to permit renewal for those parameters listed in paragraph 62-701.510(7)(8)(a), F.A.C., as well as sulfate and aluminum.

6. No change.

(c) If monitoring parameters are detected in monitoring wells in concentrations which are significantly above background water quality, or which are at levels above the Department's water quality standards or criteria specified in Chapter 62-520, F.A.C., the provisions of subsection 62-701.510(6)(7), F.A.C., shall apply.

(d) through (i) No change.

~~(5) Stormwater. Stormwater shall be controlled in accordance with Part IV of Chapter 373, F.S., and the rules promulgated thereunder. A copy of any permit for stormwater control issued by the Department, or documentation that no such permit is required, shall be submitted to the Department and construction required by that permit shall be completed before the facility receives waste for disposal or recycling. Applicants should be aware that other government agencies may also regulate stormwater management and may require~~

~~separate permits.~~ For aboveground disposal units, the design of any features intended to convey stormwater to a permitted or exempted treatment system shall be included in the solid waste construction permit.

(6) through (8) No change.

(9) Closure.

(a) No change.

(b) Final cover and seeding or planting of vegetative cover shall be placed on each disposal unit within 180 days after it has reached its final grade or ceased receiving wastes. Final cover shall consist of a 24-inch-thick soil layer, or a 30-inch thick layer consisting of approximately 50 percent soil and 50 percent ground or chipped yard trash by volume, the upper six inches of which shall be capable of supporting vegetation, and shall be graded and compacted as necessary to eliminate ponding, promote drainage, and minimize erosion. The side slopes of all above-grade disposal units shall be no greater than three feet horizontal to one foot vertical rise. If the disposal unit is lined, the closure design shall include a barrier layer or other measures to ensure that the design leachate head over the liner is not exceeded after closure. The final cover shall be vegetated to control erosion. Disposal units that are aboveground shall be designed to control the flow of stormwater, such as building reverse sloping benches or terraces into the side slopes of the disposal units and shall contain down slope drainage ways with water flow energy dissipaters unless reasonable assurance is provided that adequate erosion control will be achieved in the absence of such measures.

(c) through (f) No change.

(10) No change.

(11) Financial assurance.

(a) As a condition for issuance of an off-site construction and demolition debris disposal facility permit, permit transfer, or permit modification authorizing expansion, the owner or operator shall provide the Department with closure cost estimates for the permitted portions of the facility as part of the application proof of financial assurance issued in favor of the State of Florida in the amount of the closing and long-term care cost estimates for the facility. Proof of financial assurance issued in favor of the Florida Department of Environmental Protection in the amount of the closing and long-term care cost estimates for each permitted disposal unit shall be provided at least 60 days prior to the initial receipt of waste at such unit. This proof shall be submitted to the Department as part of the permit application process. No solid waste shall be stored or disposed of at a solid waste disposal unit until the permittee has received written approval of the financial assurance mechanism from the Department. The financial mechanism shall either be:

1. through 2. No change.

~~(b) A permittee may delay submitting proof of financial assurance for a solid waste disposal unit under the following conditions. Such proof must be submitted at least 60 days prior to the planned acceptance of any solid waste. Under no circumstances shall the permittee receive waste at the solid waste disposal unit until it has received written acknowledgement from the Department that the financial mechanism has been properly submitted and funded.~~

~~1. The solid waste disposal unit for which a permit is being sought has not received solid waste for storage or disposal;~~

~~2. The permit being sought does not authorize operation of the solid waste disposal unit, or requires a specific separate approval by the Department prior to operation being authorized;~~

~~3. The permittee identifies the type of financial mechanism it intends to use, and provides reasonable assurance as part of the permit application that it is capable of getting and using the identified mechanism; and~~

~~4. The permittee submits Form 62-701.900(29) as part of the permit application. This form will inform the permittee of these requirements, and will include an acknowledgement by the permittee agreeing not to accept waste until the financial assurance has been approved.~~

(c) through (e) renumbered (b) through (d) No change.

~~(e)(f) If long-term care is extended because the permittee has failed to perform all required monitoring and maintenance during the long-term care period, financial assurance shall continue to be required during the extended long-term care. If the long-term care is extended for any other reason, financial assurance is not required during the extended long-term care period, except as may be required in paragraph (d)(e) of this subsection.~~

(12) Annual Reports. The owner or operator of the facility shall submit an annual report to the Department on Form 62-701.900(7). This report shall include a summary of the amounts and types of wastes disposed of or recycled. The county of origin of materials that are recycled, or a statement that the county of origin is unknown, shall be included in the report. The report shall be submitted no later than February April 1 of each year and shall cover the preceding calendar year.

(13) through (16) No change.

(17) On-site disposal. Construction and demolition debris that is disposed of on the property where it is generated, or on property that is adjacent or contiguous to and under common ownership and control as that property where the waste is generated, is exempt from the ~~permitting~~ requirements of this section and Rule 62-701.330, F.A.C. However, such disposal is subject to the prohibitions of Rule 62-701.300, F.A.C. All waste shall be inspected by the generator or a spotter prior to disposal, either at the point of generation or at the disposal site, to ensure that any unauthorized waste is removed from the waste stream prior to disposal and managed in accordance with

Department rules. Final cover and seeding or planting of vegetative cover shall be placed on each disposal unit within 180 days after final receipt of waste. Final cover shall consist of a 24-inch-thick soil layer, the upper six inches of which shall be capable of supporting vegetation, and shall be graded and compacted as necessary to eliminate ponding, promote drainage, and minimize erosion. The side slopes of all above-grade disposal areas shall be no greater than three feet horizontal to one foot vertical rise.

(18) through (21) No change.

Rulemaking Authority 403.0877, 403.704, 403.707 FS. Law Implemented 403.0877, 403.706, 403.707 FS. History—New 8-2-89, Formerly 17-701.061, Amended 1-6-93, Formerly 17-701.730, Amended 12-23-96, 4-23-97, 5-27-01, 1-6-10, \_\_\_\_\_.

62-701.803 General Permit for Off-site Disposal of Yard Trash Land Clearing Debris.

(1) Notification. Notwithstanding the provisions of Rule 62-701.730, F.A.C., facilities that accept for disposal only yard trash land clearing debris may operate under a general permit pursuant to Part III of Rule 62-4, F.A.C., and this section. For purposes of this section, "land clearing debris" includes yard trash includes land clearing debris and unpainted, nontreated wood scraps and wood pallets that meet the definition of construction and demolition debris. The owner or operator of the yard trash land clearing debris disposal facility shall notify the Department in writing of the intent to use this general permit on Form 62-701.900(3), Notification of Intent to Use a General Permit for a Yard Trash Land Clearing Debris Disposal Facility, effective date January 6, 2010, hereby adopted and incorporated by reference. Copies of this form are available from a local District Office or by writing to the Department of Environmental Protection, Solid Waste Section, MS 4565, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400. Owners or operators of solid waste management facilities which have a permit under Chapter 62-701, F.A.C., to receive yard trash land clearing debris are exempt from this requirement. The notification shall include:

(a) through (c) No change.

(d) A boundary survey; and legal description, and ~~topographic survey~~ of the property;

(e) through (h) No change.

~~(2) Certification. Certification of construction completion shall be done in accordance with paragraph 62-701.320(9)(b), F.A.C.~~

~~(2)(3) Other requirements.~~

(a) The requirements of Rules 62-701.330 through 62-701.630, F.A.C., do not apply to yard trash land clearing debris disposal facilities, provided that none of the prohibitions contained in Rule 62-701.300, F.A.C., shall be violated.

(b) through (e) No change.

~~(4) Stormwater. Stormwater shall be controlled in accordance with Part IV of Chapter 373, F.S., and the rules promulgated thereunder. A copy of any permit for stormwater control issued by the Department, or documentation that no such permit is required, shall be submitted to the Department before the facility receives waste for disposal. Applicants should be aware that other government agencies may also regulate stormwater management and may require separate permits.~~

~~(3)(5) Temporary storage. The owner or operator shall make arrangements or shall have equipment for temporary storage, handling and transport to an authorized disposal or recycling facility for solid waste, other than yard trash and clearing debris, that is inadvertently accepted by the facility. Such solid waste that is accepted by the facility shall be segregated and disposed of in accordance with Department rules. Unless an alternate schedule is included in an operation plan submitted with the permit application, which provides for the control of odors and vectors, putrescible waste shall not be stored for longer than 48 hours and non-putrescible waste shall not be stored for longer than 30 days. Any hazardous waste that is received by the facility shall be managed in accordance with the provisions of Chapter 62-730, F.A.C.~~

~~(4)(6) Compaction. Yard trash land clearing debris shall be compacted and sloped as necessary to assure that the requirements of subsection ~~(8)(10)~~ of this section can be met.~~

~~(5)(7) Access. Access to the disposal facility shall be controlled during the active life of the facility by fencing or other effective barriers to prevent disposal of solid waste other than yard trash land clearing debris.~~

~~(6)(8) Inspection of waste. At least one spotter shall be on duty at the working face at all times that the site is operating to inspect the incoming waste. Any material other than yard trash land clearing debris shall be removed from the waste stream and placed into appropriate containers for disposal at a permitted facility. Spotters shall be trained in accordance with subsection 62-701.320(15), F.A.C.~~

(9) through (10) renumbered (7) through (8) No change.

~~(9)(11) Notification of closure. The owner or operator shall notify the Department within 30 days after closing, covering, and seeding the facility as required in subsection ~~(8)(10)~~ of this section.~~

~~(10)(12) Incineration. A facility that employs an air curtain incinerator and that also stores or disposes of yard trash land clearing debris at the site shall meet the permitting requirements of Rule 62-256.500, F.A.C., as well as this section.~~

~~(11)(13) No change.~~

Rulemaking Authority 403.704, 403.707, 403.814 FS. Law Implemented 403.707, 403.814 FS. History—New 8-2-89, Amended 1-6-93, 1-2-94, 5-19-94, Formerly 17-701.803, Amended 12-23-96, 4-23-97, 5-27-01, 1-6-10, \_\_\_\_\_.

62-701.900 Forms.

The forms used by the Department in the solid waste management program are adopted and incorporated by reference elsewhere in this chapter. The following list of forms is provided solely for convenience. Some of the form numbers may not be consecutive due to repeal or transfer of earlier forms. Copies of forms may be obtained from a local District Office or by writing to the Florida Department of Environmental Protection, Solid Waste Section, Mail Station 4565, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400.

(1) Form 62-701.900(1), Application to Construct, Operate, Modify, or Close a Solid Waste Management Facility, effective January 6, 2010.

(2) Form 62-701.900(2), Certification of Construction Completion of a Solid Waste Management Facility, effective May 19, 1994.

(3) Form 62-701.900(3), Notification of Intent to Use a General Permit for a Yard Trash Land Clearing Debris Disposal Facility, effective ~~[eff. date] January 6, 2010~~.

(4) Form 62-701.900(4), Application to Construct, Operate, or Modify a Waste Processing Facility, effective ~~[eff. date] January 6, 2010~~.

(5) Form 62-701.900(5), Financial Mechanisms for Solid Waste Management Facilities Requiring Closure and/or Long-term Care, effective January 6, 2010.

(a) Solid Waste Facility Irrevocable Letter of Credit.

(b) Solid Waste Facility Financial Guarantee Bond.

(c) Solid Waste Facility Performance Bond.

(d) Solid Waste Facility Closure/Long-Term Care Insurance Certificate.

(e) Solid Waste Facility Financial Test.

(f) Solid Waste Facility Corporate Guarantee.

(g) Solid Waste Facility Trust Fund Agreement.

(h) Solid Waste Facility Standby Trust Fund Agreement.

(6) Form 62-701.900(6), Application to Construct, Operate, or Modify a Construction and Demolition Debris Disposal or Disposal with Recycling Facility, effective May 27, 2001.

(7) Form 62-701.900(7), Annual Report for a Construction and Demolition Debris Facility, effective January 6, 2010.

(8) Form 62-701.900(8), Permit Transfer Form, effective January 6, 2010.

(9) Form 62-701.900(9), Application for Preliminary Examination and Final Examination and Certification of Resource Recovery Equipment, effective November 15, 2009.

~~(10) Application for a Permit to Construct/Operate a Solid Waste Management Facility for the Production of Compost, effective December 23, 1996.~~

~~(11) Annual Report for a Solid Waste Management Facility Producing Compost Made from Solid Waste, effective December 23, 1996.~~

~~(10)(12)~~ Form 62-701.900(18), Waste Tire Collector Registration Application, effective January 6, 2010.

~~(11)(13)~~ Form 62-701.900(19), Waste Tire General Permit Application, effective January 6, 2010.

~~(12)(14)~~ Form 62-701.900(20), Waste Tire Site Notification, effective January 6, 2010.

~~(13)(15)~~ Form 62-701.900(21), Waste Tire Processing Facility Quarterly Report, effective January 6, 2010.

~~(14)(16)~~ Form 62-701.900(22), Waste Tire Collector Annual Report, effective January 6, 2010.

~~(15)(17)~~ Form 62-701.900(23), Waste Tire Processing Facility Permit Application, effective January 6, 2010.

~~(16)(18)~~ Form 62-701.900(24), Waste Tire Small Processing Facility Permit Application, effective January 6, 2010.

~~(17)(19)~~ Form 62-701.900(25), Waste Tire Collection Center Permit Application, effective January 6, 2010.

~~(18)(20)~~ Form 62-701.900(26), Application for Recovered Materials Certification, effective January 6, 2010.

~~(19)(21)~~ Form 62-701.900(27), Reporting Form for Recovered Materials, effective January 6, 2010.

~~(20)(22)~~ Form 62-701.900(28), Closure Cost Estimating Form For Solid Waste Facilities, effective January 6, 2010.

~~(23)~~ Financial Assurance Deferral Application, effective January 6, 2010.

~~(21)(24)~~ Form 62-701.900(30), Monitoring Well Completion Report, effective January 6, 2010.

~~(22)(25)~~ Form 62-701.900(31), Water Quality Monitoring Certification, effective January 6, 2010.

~~(23)(26)~~ Form 62-701.900(32), Application for a Permit to Construct and Operate a Research, Development and Demonstration Facility, effective January 6, 2010.

~~(24)~~ Form 62-701.900(34), Notification of Intent to Use a General Permit for an Indoor Waste Processing Facility, effective [eff. date].

~~(25)~~ Form 62-701.900(35), Notification of Container-to-Container Waste Processing Facility, effective [eff. date].

Rulemaking Authority 403.704 FS. Law Implemented 403.707 FS. History—New 8-2-89, Amended 1-6-93, 5-19-94, Formerly 17-701.900, Amended 12-23-96, 4-23-97, 5-27-01, 1-6-10, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Richard Tedder

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Herschel T. Vinyard Jr., Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 4, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 13, 2010

**DEPARTMENT OF HEALTH**

**Division of Medical Quality Assurance**

RULE NO.: 64B-3.005  
 RULE TITLE: Counterfeit-Proof Prescription Pads or Blanks for Controlled Substance Prescribing

PURPOSE AND EFFECT: Due to statutory changes, the rule must be amended to reflect that use of counterfeit-proof prescription blanks or pads is mandatory. Due to statutory changes, the Department also must impose additional requirements and approve vendors of counterfeit-proof prescription pads.

SUMMARY: This rule specifies the security features that must be included to obtain approval for use as a counterfeit-proof prescription pad. The rule incorporates an application for the approval of counterfeit-proof prescription pad vendors and describes the responsibilities of approved vendors including submission of a monthly report.

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

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

The SERC estimates the number of entities likely to be affected by the rule, and reflects that most of the costs were imposed by the existing rule and are as mandated by the statute. It also reflects that there will be no impact on state or local revenues.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The agency does not anticipate the need for ratification as the amendment of this rule will not have the adverse impact or regulatory costs in excess of \$1 million in five years as established in Section 120.541(2)(a)1., 2. and 3., F.S.

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

RULEMAKING AUTHORITY: 456.42, 893.065 FS.

LAW IMPLEMENTED: 456.42, 893.065 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: Lola Pouncey, Bureau Chief, Division of Medical Quality Assurance, Bureau of Operations, 4052 Bald Cypress Way, Bin #BCO-01, Tallahassee, Florida 32399-3260 or by e-mail at lola\_pouncey@doh.state.fl.us



THE FULL TEXT OF THE PROPOSED RULE IS:

64B-3.005 Counterfeit-~~Proof Resistant~~ Prescription Pads or Blanks for Controlled Substance Prescribing.

(1) A practitioner authorized in this state to prescribe prescription drugs (hereinafter referred to as “prescribing practitioner”) ~~must may~~ use a counterfeit-~~proof resistant~~ prescription pad or blank produced by a vendor approved by the department when writing ~~hard-copy~~ prescription(s) for controlled substances listed in Chapter 893, Schedule H, Schedule III, or Schedule IV of Section 893.03, F.S.

(2) The counterfeit-~~proof resistant~~ prescription pad or blank ~~must may~~ contain the following security features ~~which must be present on the blank~~:

(a) The background color must be blue or green and resist reproduction;

(b) The pad or blank must be printed on artificial watermarked paper;

(c) The pad or blank must resist erasures and alterations and;

(d) The word “void” or “illegal” must appear on any photocopy or other reproduction of the pad or blank. This language shall not obstruct or render illegible any portion of the drug name, quantity or directions for use.

(3) The counterfeit-~~proof resistant~~ prescription pad or blank must contain the following information:

(a) The preprinted name, address and category of professional licensure of the prescribing practitioner or the name and address of the healthcare facility and;

(b) A space for the prescribing practitioner’s name if not preprinted and federal Drug Enforcement Administration registration number for controlled substances;

(c) The vendor’s unique tracking number, as described in (5)(c), printed on the front and readily visible; and

(d) A description of the security features.

(4) Any person or entity desiring to produce counterfeit-proof prescription pads or blanks for use by prescribing practitioners shall apply to the department for approval. The application shall be made on incorporated by reference form DH-MQA 1250 (07/11), Application for Counterfeit-Proof Prescription Pad Vendor, which can be obtained at \_\_\_\_\_ or from the department at Department of Health, 4052 Bald Cypress Way, Bin #BCO-01, Tallahassee, Florida 32399-3260, or online at <http://www.doh.state.fl.us/mqa/counterfeit-proof.html>.

(5) Vendors approved to produce counterfeit-proof prescription pads or blanks are responsible for the secure production and distribution of the counterfeit-proof prescription pads or blanks to prescribing practitioners. Approved vendors must:

(a) Maintain a secure facility and safeguards for operational processes that ensure the integrity of receiving, verifying, manufacturing, storing, distributing to intended

parties, and recalling or voiding counterfeit-proof prescription pad or blank orders received from prescribing practitioners or healthcare facilities;

(b) Receive orders in writing signed by an authorized prescribing practitioner or healthcare facility;

(c) Print a unique tracking identification number for each order on the front of the counterfeit-proof prescription pad or blank. The number must consist of three subsets: (1) a unique alphabetic prefix that readily identifies the vendor, (2) the date of printing, and (3) a batch number. The alpha prefix used to identify the vendor will be assigned by the department and must appear in upper case. The date of printing must immediately follow the vendors’s unique alpha identifier and must be presented in six character numerical field using the format YRMODY. The batch number assigned by the vendor must immediately follow the print date and consist of numerical characters and must not contain spaces or special characters (e.g., dashes, periods, commas, slashes, alpha characters). From left to right, the tracking identification number must appear as alpha prefix, print date, and then batch number, with no blank spaces between subsets;

(d) Ship counterfeit-proof prescription pads or blanks in sturdy containers that resist loss or damage to the prescription pads or blanks. The product must be shipped by the vendor or a reliable shipping firm that uses tracking numbers to locate missing shipments or verifies delivery to the authorized prescribing practitioner or healthcare facility;

(e) Maintain records and information about the production and distribution of counterfeit-proof prescription pads or blanks. A unique tracking identification number and the name of the authorized prescriber or healthcare facility that purchased the prescription pad or blank must be maintained and made available to the department upon request. The department may request random inspections of the counterfeit-proof prescription pads or blanks produced by the vendor;

(f) Destroy counterfeit-proof prescription pads or blanks unused by the prescriber or healthcare facility for which they were produced and returned to the vendor; and

(g) Submit a monthly report to the department documenting the name of the prescribing practitioner or healthcare facility who purchased counterfeit-proof prescription pads or blanks, the batch number assigned to the counterfeit-proof prescription pad or blank order, and the number of pads or blanks sold. This report must be submitted to the department within 15 business days after the end of the reporting month.

(6) The counterfeit-~~proof resistant~~ prescription pad or blank is not transferable and shall not be used by any person other than the prescribing practitioner whose name appears on the pad or blank or who is authorized to use the pad or blank by the healthcare facility.

Rulemaking Specific Authority 456.42, 893.065 FS. Law Implemented 456.42, 893.065 FS. History—New 6-26-08, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Lola Pouncey, Bureau Chief  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: H. Frank Farmer, Jr., M.D., Ph.D., FACP, State Surgeon General  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 20, 2011  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 2, 2011

**DEPARTMENT OF HEALTH**

**Board of Nursing**

RULE NO.: 64B9-3.0015  
RULE TITLE: Application for Licensure  
PURPOSE AND EFFECT: The Board proposes the repeal of Rule 64B9-3.0015, F.A.C.  
SUMMARY: This rule is being repealed.  
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST:

During discussion of the economic impact 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 and that these rule amendments will not require ratification by the Legislature. 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.

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.

RULEMAKING AUTHORITY: 120.53, 456.013, 456.031, 456.033, 464.006, 464.008, 464.009, 464.012 FS.

LAW IMPLEMENTED: 120.53, 456.013, 456.031, 456.033, 464.006, 464.008, 464.009, 464.012 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: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

64B9-3.0015 Application for Licensure.

Rulemaking Specific Authority 120.53, 456.013, 456.031, 456.033, 464.006, 464.008, 464.009, 464.012 FS. Law Implemented 120.53, 456.013, 456.031, 456.033, 464.006, 464.008, 464.009, 464.012FS, History—New 9-25-96, Formerly 59S-3.0015, Amended 1-22-01, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Nursing  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Nursing Board  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 13, 2011

**DEPARTMENT OF HEALTH**

**Board of Nursing**

RULE NO.: 64B9-3.007  
RULE TITLE: Examination Security  
PURPOSE AND EFFECT: The Board proposes the repeal of Rule 64B9-3.007, F.A.C.  
SUMMARY: This rule is being repealed.  
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST:

During discussion of the economic impact 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 and that these rule amendments will not require ratification by the Legislature. 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.

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.

RULEMAKING AUTHORITY: 456.017(1)(d) FS.

LAW IMPLEMENTED: 456.017(1)(d) 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: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

64B9-3.007 Examination Security.

Rulemaking Specific Authority 456.017(1)(d) FS. Law Implemented 456.017(1)(d) FS, History–New 10-6-82, Formerly 21O-17.01, 21O-17.001, 61F7-3.007, 59S-3.007, Amended 4-28-99, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Nursing  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Nursing Board  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 13, 2011

**DEPARTMENT OF HEALTH**

**Board of Nursing**

RULE NO.: 64B9-4.005  
RULE TITLE: Filing of the Application  
PURPOSE AND EFFECT: The Board proposes the repeal of Rule 64B9-4.005, F.A.C.

SUMMARY: This rule is being repealed.  
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST:

During discussion of the economic impact 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 and that these rule amendments will not require ratification by the Legislature. 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.

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.

RULEMAKING AUTHORITY: 464.006 FS.  
LAW IMPLEMENTED: 464.012 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: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

64B9-4.005 Filing of the Application

Rulemaking Specific Authority 464.006 FS. Law Implemented 464.012 FS. History–New 8-31-80, Formerly 21O-11.26, 21O-11.026, 61F7-4.005, Amended 5-29-96, Formerly 59S-4.005, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Nursing  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Nursing Board  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 13, 2011

**DEPARTMENT OF HEALTH**

**Board of Nursing**

RULE NO.: 64B9-4.014  
RULE TITLE: Inactive Status; Reactivation  
PURPOSE AND EFFECT: The Board proposes the repeal of Rule 64B9-4.014, F.A.C.

SUMMARY: This rule is being repealed.  
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST:

No Statement of Estimated Regulatory Cost was prepared. The Board has 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 cost alternative must do so in writing within 21 days of this notice. Additionally, it has been determined that this rule does not meet the threshold for ratification by legislature.

RULEMAKING AUTHORITY: 464.006, 464.012, 464.014 FS.  
LAW IMPLEMENTED: 456.036(9), 464.012, 464.014 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: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

64B9-4.014 Inactive Status; Reactivation.

Rulemaking Authority 464.006, 464.012, 464.014 FS. Law Implemented 456.036(9), 464.012, 464.014 FS. History–New 8-31-80, Amended 3-16-81, 6-18-85, Formerly 21O-11.28, Amended 3-19-87, 10-21-87, Formerly 21O-11.028, Amended 12-27-93, Formerly 61F7-4.014, 59S-4.014, Amended 4-5-00, 9-6-09, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Nursing  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Nursing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 3, 2010

**DEPARTMENT OF HEALTH**

**Board of Nursing**

RULE NO.: 64B9-5.009  
RULE TITLE: Continuing Education on HIV/AIDS  
PURPOSE AND EFFECT: The Board proposes the repeal of Rule 64B9-5.009, F.A.C.

SUMMARY: This rule is being repealed.  
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST:

During discussion of the economic impact 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 and that these rule amendments will not require ratification by the Legislature. 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.

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.

RULEMAKING AUTHORITY: 456.033, 464.006 FS.  
LAW IMPLEMENTED: 456.033 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: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

64B9-5.009 Continuing Education on HIV/AIDS

Rulemaking Specific Authority 456.033, 464.006 FS. Law Implemented 456.033 FS. History—New 4-6-92, Amended 9-22-92, Formerly 21O-19.002, Amended 9-13-93, Formerly 61F7-5.009, Amended 5-2-95, Formerly 59S-5.009, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Nursing

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Nursing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 13, 2011

**DEPARTMENT OF HEALTH**

**Board of Nursing**

RULE NO.: 64B9-5.010  
RULE TITLE: Continuing Education of Domestic Violence

PURPOSE AND EFFECT: The Board proposes the repeal of Rule 64B9-5.010, F.A.C.

SUMMARY: This rule is being repealed.  
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST:

During discussion of the economic impact 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 and that these rule amendments will not require ratification by the Legislature. 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.

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.

RULEMAKING AUTHORITY: 455.587, 456.031, 464.006 FS.

LAW IMPLEMENTED: 455.587, 456.031 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: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

64B9-5.010 Continuing Education of Domestic Violence.

Rulemaking Specific Authority 455.587, 456.031, 464.006 FS. Law Implemented 455.587, 456.031 FS. History—New 11-16-95, Formerly 59S-5.010, Amended 10-23-02, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Nursing

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Nursing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 13, 2011

**DEPARTMENT OF HEALTH**

**Board of Nursing**

RULE NO.: 64B9-5.012  
 RULE TITLE: Continuing Education on End of Life  
 PURPOSE AND EFFECT: The Board proposes the repeal of Rule 64B9-5.012, F.A.C.

SUMMARY: This rule is being repealed.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST:**

During discussion of the economic impact 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 and that these rule amendments will not require ratification by the Legislature. 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.

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.

RULEMAKING AUTHORITY: 456.031(1)(c), 456.033(3) FS.

LAW IMPLEMENTED: 456.031(1)(c), 456.033(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 RULE IS: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

64B9-5.012 Continuing Education on End of Life.

Rulemaking Specific Authority 456.031(1)(c), 456.033(3) FS. Law Implemented 456.031(1)(c), 456.033(3) FS. History–New 1-28-02, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Nursing

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Nursing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 13, 2011

**DEPARTMENT OF HEALTH**

**Board of Opticianry**

RULE NO.: 64B12-8.019  
 RULE TITLE: Security and Monitoring Procedures for Licensure Examination

PURPOSE AND EFFECT: The Board proposes the rule repeal because the rule is no longer necessary because the examination is now being administered by a national company. SUMMARY: The rule is being repealed because the examination is being administered by a national company and the rule is no longer necessary.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST:**

During discussion of the economic impact of this rule the Department, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Cost (SERC) was not necessary and that these rule amendments will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time. The rule 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.

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.

RULEMAKING AUTHORITY: 456.017(1)(d) FS.

LAW IMPLEMENTED: 456.017(1)(d) 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: Sue Foster, Executive Director, Board of Opticianry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B12-8.019 Security and Monitoring Procedures for Licensure Examination.

Rulemaking Specific Authority 456.017(1)(d) FS. Law Implemented 456.017(1)(d) FS. History–New 12-30-82, Formerly 21P-8.19, 21P-8.019, 61G13-8.019, 59U-8.019, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Opticianry

NAME AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Opticianry

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 4, 2011

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**Mental Health Program**

RULE NO.: 65E-12.110  
 RULE TITLE: Integrated Crisis Stabilization Unit and Addictions Receiving Facility Services

PURPOSE AND EFFECT: The purpose of this rulemaking is to expand the scope of Rule 65E-12.110, F.A.C., to include integrated adult crisis stabilization unit and addictions receiving facility services (in addition to children’s facilities), to update statutory references, to eliminate archaic language, and to modify certain provisions of the rule to enhance the quality of services in the facilities regulated by this rule.

SUMMARY: The proposed rulemaking would provide that integrated Crisis Stabilization Unit/Addictions Receiving Facilities (CSU/ARFs) may serve adults and children. The proposed rulemaking provides minimum standards for eligibility criteria for CSU/ARF service recipients, clinical procedures to be used in CSU/ARFs, staffing requirements, and operational, administrative, and financing requirements, including procedures for licensure and designation. With certain exceptions specified, CSU/ARFs would be subject to the requirements of Chapters 65E-12 and 65E-5, F.A.C. and exempt from the requirements of Chapter 65D-30, F.A.C. CSU/ARFs would be required to admit any individual who would otherwise be eligible for admission to a CSU under Chapter 397, F.S., or to an ARF under Chapter 394, F.S. CSU/ARFs would provide integrated CSU and ARF services based on the particular needs of each individual served.

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

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

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: 394.4612 FS.

LAW IMPLEMENTED: 394.4612 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: Joe Anson, Substance Abuse and Mental Health Program Office, Department of Children & Families, (850)717-4330 joe\_anson@dcf.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

(Substantial rewording of Rule 65E-12.110 follows. See Florida Administrative Code for present text.)

65E-12.110 Integrated ~~Children’s~~ Crisis Stabilization Unit and Addictions Receiving Facility ~~Services Demonstration Models~~.

(1) General Provisions.

(a) All the requirements for licensure and operation as a Crisis Stabilization Unit (CSU) that are otherwise required by Chapters 65E-12 and 65E-5, F.A.C., shall apply, except as provided for in Section 394.4612, Section 394.499, F.S., and this rule.

(b) The requirements for licensure and operation as an addictions receiving facility (ARF) that are otherwise required by Chapter 65D-30, F.A.C., shall not apply except as provided for in Sections 394.4612 and 394.499, F.S., and this rule section.

(c) This rule section applies both to integrated adult Crisis Stabilization Unit (CSU) and addictions receiving facility (ARF) services (as described in Section 394.4612, F.S. and hereafter referred to as “adult CSU/ARFs” and to children’s Crisis Stabilization Unit (CSU) and addictions receiving facility (ARF) services, hereafter referred to as “children’s CSU/ARFs.”

(2) Eligibility Criteria

(a) Adult CSU/ARFs shall serve individuals 18 years of age and older who present with a serious and acute mental illness or substance abuse impairment, or with co-occurring mental illness and substance abuse disorders.

(b) Children’s CSU/ARFs shall serve minors under 18 years of age who present with a serious and acute mental illness or substance abuse impairment, or with co-occurring mental illness and substance abuse disorders.

(c) If an individual is admitted to a children’s CSU/ARF while under 18 years of age and attains the age of 18 years while receiving services at the facility, the facility may continue to provide services to the individual until the individual is discharged.

(d) CSU/ARFs shall admit any individual who would otherwise be eligible for admission to a CSU under Chapter 394, F.S. or to an ARF under Chapter 397, F.S.

(3) Clinical Procedures.

(a) CSU/ARFs shall provide integrated CSU and ARF services within the same facility, and shall provide services to each individual based upon their particular needs. This may include an emphasis on services that are typically provided in either an ARF or a CSU, as determined from the initial screening and assessment and subsequent screening of each individual.

(b) Commingling (or sharing of common space) among CSU/ARF service recipients may be permitted, regardless of the service recipients’ diagnoses, types of treatment, or reasons for admission.

(c) Service recipients requiring close medical observation, as determined by the medical staff, must be visible and readily accessible to nursing staff 24/7.

(d) The use of medication-assisted and methadone maintenance treatment for substance abuse in CSU/ARFs must meet the requirements of Rule 65D-30.014, F.A.C.

(e) Service recipients in a CSU/ARF must receive a physical examination within 24 hours of admission. This examination must meet the requirements of a physical health assessment as specified in subsection 65D-30.004(14), F.A.C., except that, with regard to service recipients who have been determined not to require substance abuse treatment, specific requirements of the examination may be waived in accordance with a medical protocol approved by the medical director.

(f) Service recipients in a CSU/ARF must receive a behavioral and psychosocial assessment meeting the requirements of paragraph 65E-12.107(2)(d) and subsection 65D-30.004(14), F.A.C., within 24 hours of admission.

(g) CSU/ARFs must provide all services required of CSUs (as specified in subsection 65E-12.107(5), F.A.C) and all services required of ARFs (as specified in subsection 65D-30.005(2), F.A.C.).

(h) A registered nurse shall ensure that emergency medical services are provided immediately in a CSU/ARF in accordance with the medical protocols established by the Medical Director. Such protocols shall include provisions to ensure that new arrivals are promptly assessed for symptoms of substance abuse intoxication and are given prompt medical care and attention. In addition, protocols shall be implemented to ensure that monitoring of psychiatric medication is provided, and that general health care needs are met.

(i) Development of a discharge plan shall commence upon admission. The plan shall include information on the need for continuation of prescribed psychotherapeutic medications and other prescribed medications, including opioid or other addiction treatment medications, and continuing care appointments for treatment and support services, including medication and case management, and shall be based upon the particular needs of the individual. If the discharge is delayed, the CSU/ARF shall notify the outpatient or continuing care service provider and shall document continued service planning. With the express and informed consent of the individual receiving services, discharge planning shall include input from the individual's support system, including, but not limited to, family members and friends.

(j) Prescriptions for psychotropic medications shall be provided to each adult upon discharge, and to the legal guardian of each minor upon discharge to cover the intervening days until the first scheduled outpatient appointment. Discharge planning shall address the availability of and access to prescription medication in the community.

(k) The Medical Director shall develop protocols specifying the circumstances under which blood and urine samples shall be taken for laboratory testing, including drug screening.

(4) Staffing Requirements.

(a) Staff shall meet the training requirements of Rule 65E-5.330 and subsection 65D-30.004(31), F.A.C., as a prerequisite to providing services.

(b) Within the training requirements of Rule 65E-5.330 and subsection 65D-30.004(31), F.A.C., staff shall receive training from qualified professionals in substance abuse, as defined in Section 397.311, F.S., that includes the etiology and characteristics of substance abuse, common street drugs and means of use, motivational stages, and principles of recovery and relapse.

(c) A CSU/ARF shall have a Medical Director licensed under Chapter 458 or 459, F.S., who is responsible for overseeing all medical services delivered at the facility.

(d) The staff of a CSU/ARF shall include a qualified professional specializing in substance abuse. The qualified professional must be a physician licensed under Chapter 458 or 459, F.S., or a practitioner licensed under Chapter 490 or 491, F.S., or certified through a certification process recognized by the Department of Children and Families (hereafter referred to as "the Department") as provided in Sections 397.311 and 397.416, F.S. Individuals who are certified are permitted to serve in the capacity of a qualified professional, but only within the scope of their certification. A qualified professional shall be available on-call 24 hours per day, seven days per week. A qualified professional shall be on-site daily for a minimum of 40 hours per week total. The provider's operating procedures shall include a description of those circumstances requiring the qualified professional to be on-site.

(e) Emergency screeners shall meet the requirements of subsections 65D-30.005(7) and 65E-5.400(5), F.A.C.

(f) CSU/ARFs shall meet the staff and supervision requirements of subsections 65D-30.005(12)-(13), F.A.C.

(g) CSU/ARFs shall comply with subsection 65D-30.004(33), F.A.C., which limits the tasks that may be performed by certain types of staff members.

(5) Operational, Administrative, and Financing Requirements.

(a) Licensure and Designation. A facility may operate as a CSU/ARF if it meets the following requirements:

1. The facility is licensed as a CSU by the Agency for Health Care Administration (hereafter referred to as the "Agency") under Chapter 394, F.S. and Chapter 65E-12, F.A.C.;

2. The facility is designated as a Baker Act receiving facility by the Department under Chapter 394, F.S., and Chapter 65E-5, F.A.C.;

3. The facility is licensed as a detoxification facility by the Department under Chapter 397, F.S. and Chapter 65D-30, F.A.C.; and

4. The facility is designated as an ARF by the Department under Chapter 397, F.S. and Chapter 65D-30, F.A.C.

(b) Unit Operating Policies and Procedures. Uniform policies and procedures and forms that provide for the integrated operation of CSU/ARF services shall be developed and utilized. This shall include policies and procedures in accordance with the provisions set forth in Rules 65E-12.105, 65E-12.106, and 65E-12.107, F.A.C. These procedures shall include provisions that address use of the Baker Act and the Marchman Act in accordance with the individual’s diagnosis. The unit’s operating policies and procedures shall be subject to the approval of the organization’s Medical Director and advisory governing board.

(c) CSU/ARFs shall develop policies and procedures for reporting to the Department critical incidents within 24 hours of their discovery. Critical incidents shall include any death, serious injury or illness, any event involving recent non-admission or discharge, a felony crime, fire, natural or other disaster, epidemic, escape, riot, elopement, sexual harassment, sexual battery, medication errors, violations of crucial procedures, and actions resulting in physical injury or any situation which may evoke public reaction or media coverage.

(d) CSU/ARFs shall report each seclusion and restraint event to the Department. This reporting shall be done electronically using the Department’s web-based application either directly via the data input screens or indirectly via the File Transfer Protocol batch process. The required reporting elements are: Provider tax identification number; Person’s social security number and identification number; date and time the seclusion or restraint event was initiated; discipline of the person ordering the seclusion or restraint; discipline of the person implementing the seclusion or restraint; reason seclusion or restraint was initiated; type of restraint used; whether significant injuries were sustained by the person; and date and time seclusion or restraint was terminated. Facilities shall report seclusion and restraint events on a monthly basis. Events that result in death or significant injury either to a staff member or person shall be reported to the Department’s web based system in accordance with Department operating procedures.

(e) In those cases where an individual receiving services from a CSU/ARF needs to be transported to other services, the provider shall arrange for such transportation.

(f) CSU/ARFs that house both men and women must provide separate bedrooms for each gender.

(g) When a CSU/ARF releases an involuntary client held under the Marchman Act, notice shall be given to the court.

(h) Each CSU/ARF shall ensure that information in case records and any other identifying information for individuals reflecting a substance abuse diagnosis be maintained in accordance with 42 Code of Federal Regulations, Part 2. The Department and the Agency shall have access to confidential records, as needed, to conduct monitoring visits, surveys, complaint investigations, and other required site visits.

(i) In those instances where case records are maintained electronically, a staff identifier code shall be acceptable in lieu of a signature. Documentation within case records shall not be deleted. Amendments or marked through changes shall be initialed and dated by the individual making such changes.

(j) A CSU/ARF shall develop a uniform case record system regarding the content and format of case records.

(k) Each CSU/ARF shall develop a written Universal Infection Control plan-which shall apply to all staff, volunteers, and to all individuals receiving services, and shall be reviewed and approved by the Medical Director. The CSU/ARF shall conduct screening and a risk assessment for infectious diseases for each individual who is determined to be substance abuse impaired, as required by Rules 65D-30.004 and 65E-5.180, F.A.C. All infection control activities shall be documented.

(6) Investigation of Complaints

(a) Each CSU/ARF shall develop a written policy and procedure regarding complaints as required by subsection 65E-5.180(6), F.A.C. This policy must be posted conspicuously in an area of the facility routinely used by all service recipients.

(b) Complaints received by the Department or by the Agency may be jointly investigated.

Rulemaking Specific Authority 394.4612,—394.499 FS. Law Implemented 394.4612,—394.499 FS. History—New 8-28-03, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Joe Anson

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: David E. Wilkins, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 28, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 5, 2010



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

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Consumer Services**

RULE NOS.:	RULE TITLES:
5J-6.005	Licensing Requirement, Commercial Telephone Seller, Salesperson
5J-6.013	Exemption

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. 50, December 17, 2010 issue of the Florida Administrative Weekly.

5J-6.003 Definitions. – No change.

5J-6.005 Licensing Requirement, Commercial Telephone Seller, Salesperson.

(1) No person may act as a commercial telephone seller or salesperson unless licensed by the Department of Agriculture and Consumer Services. All applicants for a license shall submit to the Department DACS Form 10001, Commercial Telephone Seller Business License Application Packet Package, Rev. 07/11 8/40, hereby incorporated by reference, along with the required non-refundable fee. Copies of this form may be obtained from the Department of Agriculture and Consumer Services, Division of Consumer Services, Attention: Telemarketing, 2005 Apalachee Parkway, Terry L. Rhodes Bldg., Tallahassee, Florida 32399-6500, or accessed online at ~~the following link:~~ [http://www.flrules.org/Gateway/reference http://www.doacs.state.fl.us/onestop/forms/10001.pdf](http://www.flrules.org/Gateway/reference/http://www.doacs.state.fl.us/onestop/forms/10001.pdf). Businesses may also apply or renew their license online at: [www.800helpfla.com/registeronline](http://www.800helpfla.com/registeronline).

(2)(a) In the event a licensed commercial telephone seller hires an employee to function as a salesperson, but the employee does not possess a current commercial telephone salesperson license, the licensed commercial telephone seller may obtain interim operating authority for the unlicensed salesperson from the Department by submitting DACS Form 10005, Commercial Telephone Salesperson Individual License Application Packet, Rev. 07/11 8/40, including the Statement of Verification, hereby incorporated by reference, along with a written request that the applicant be granted interim operating authority. Copies of this form may be obtained from the Department of Agriculture and Consumer Services, Division of Consumer Services, Attention: Telemarketing, 2005 Apalachee Parkway, Terry L. Rhodes Bldg., Tallahassee, Florida 32399-6500, or accessed online at ~~the following links:~~ <http://www.flrules.org/Gateway/reference http://www.doacs.state.fl.us/onestop/forms/10005.pdf>.

~~state.fl.us/onestop/forms/10005.pdf.~~ Salespersons may also apply or renew their license online at: [www.800helpfla.com/registeronline](http://www.800helpfla.com/registeronline).

(b) through (c) No change.

(3) The licensee shall notify the Department of all material changes in the information submitted in either the original application for licensure, or any application for renewal of the license within 10 days of the material change. The licensee shall utilize DACS Form 10006, Florida Telemarketing Act Material Change Form, Rev. 07/11 8/40, hereby incorporated by reference. Copies of this form may be obtained from the Department of Agriculture and Consumer Services, Division of Consumer Services, Attention: Telemarketing, 2005 Apalachee Parkway, Terry L. Rhodes Bldg., Tallahassee, Florida 32399-6500, or accessed online at ~~the following link:~~ <http://www.flrules.org/Gateway/reference http://www.doacs.state.fl.us/onestop/forms/10006.pdf> DACS Form 10006 may also be completed and submitted online at: [www.800helpfla.com/registeronline](http://www.800helpfla.com/registeronline).

(4) In the event that a salesperson licensee changes his/her company affiliation, the salesperson shall utilize DACS Form 10006, Florida Telemarketing Act Material Change Form, Rev. 07/11 8/40, incorporated in subsection (3), above, and pay the prescribed \$10 fee. Such change in status shall be submitted to the Department within 10 days of the change.

(5) In the event that a salesperson intends to affiliate with more than one company, the salesperson shall execute a separate Statement of Verification, as found in DACS Form 10005, Commercial Telephone Salesperson Individual License Application Packet, Rev. 07/11 8/40, incorporated in (2), above, for each commercial telephone seller with which the salesperson intends to affiliate.

Rulemaking Authority 501.605, 501.626 FS. Law Implemented 501.605, 501.607, 501.608, 501.609 FS. History–New 4-12-92, Amended 2-15-93, 6-26-94, 5-15-95, 2-11-98, 1-20-03.

5J-6.013 Exemption.

(1) Any business entity claiming an exemption from the commercial telephone seller laws pursuant to Section 501.608(1)(b), Florida Statutes, shall, prior to offering its services, file with the Department the executed Affidavit of Exemption included in DACS Form 10001, Rev. 07/11 8/40, hereby incorporated by reference. Copies of this form may be obtained from the Department of Agriculture and Consumer Services, Division of Consumer Services, Attention: Telemarketing, 2005 Apalachee Parkway, Terry L. Rhodes Bldg., Tallahassee, Florida 32399-6500, or accessed online at: <http://www.flrules.org/Gateway/reference http://www.doacs.state.fl.us/onestop/forms/10001.pdf>.

(2) No change.

Rulemaking Authority 501.626 FS. Law Implemented 501.604, 501.608 FS. History–New 6-26-94, Amended 2-11-98, 1-20-03.

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Consumer Services**

RULE NO.:                   RULE TITLE:  
5J-9.002                   Registration, Document Submission  
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. 47, November 24, 2010 issue of the Florida Administrative Weekly.

5J-9.002 Registration, Document Submission.

(1) Any person who intends to operate as a seller of travel shall submit DACS Form 10200, Sellers of Travel Registration Package, Rev. ~~07/11 7/10~~, hereby incorporated by reference, along with the applicable non-refundable registration fee specified by Section 559.928(2), F.S. Copies of this form may be obtained from the Department of Agriculture and Consumer Services, Division of Consumer Services, Attention: Sellers of Travel, 2005 Apalachee Parkway, Terry L. Rhodes Bldg., Tallahassee, Florida 32399-6500, or accessed online at ~~the following link:~~ <http://www.flrules.org/Gateway/reference> ~~http://www.doacs.state.fl.us/onestop/forms/10200.pdf~~. Businesses may also apply or renew their license online at [www.800helpfla.com/registeronline](http://www.800helpfla.com/registeronline).

(2) An independent agent claiming an exemption from registration shall file with the Department DACS Form 10211, Sellers of Travel Independent Sales Agents Statement of Exemption, Rev. ~~07/11 7/10~~, hereby incorporated by reference. Copies of this form may be obtained from the Department of Agriculture and Consumer Services, Division of Consumer Services, Attention: Sellers of Travel, 2005 Apalachee Parkway, Terry L. Rhodes Bldg., Tallahassee, Florida 32399-6500, or accessed online at ~~the following link:~~ <http://www.flrules.org/Gateway/reference> ~~http://www.doacs.state.fl.us/onestop/forms/10211.pdf~~.

(3) No change.

Rulemaking Authority 559.9355(3) FS. Law Implemented 559.928, 559.935(3) FS. History—New 10-6-93, Amended 1-3-95, 6-4-95, 12-27-95, 2-11-98, 10-21-03, \_\_\_\_\_.

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Consumer Services**

RULE NO.:                   RULE TITLE:  
5J-9.006                   Security Requirement  
NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 36, No. 47, November 24, 2010 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:                   RULE TITLE:  
6A-6.0252                   Use of Prescribed Pancreatic Enzyme Supplements  
NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 37, No. 51, December 22, 2011 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF CITRUS**

RULE NO.:                   RULE TITLE:  
20-64.001                   Grades Established  
NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 46, November 18, 2011 issue of the Florida Administrative Weekly.

20-64.001 Grades Established.

Florida State Grades for processed citrus products shall be identical with applicable United States Standards for Grades of Orange Juice, Eff. 1-10-83; United States Standards for Grades of Grapefruit Juice, Eff 9-12-83; United States Standards for Grades of Canned Tangerine Juice, Eff 7-1-69; United States Standards for Grades of Frozen Concentrated Blended Grapefruit Juice and Orange Juice, Eff. 9-21-68, incorporated herein by reference. Any product failing to meet the grade of minimum quality standards prescribed herein shall be labeled substandard, or in the case of bulk containers, the shipment shall be accompanied by an inspection certificate with the bill of lading and invoice for each shipment clearly bearing the legend “substandard.”

Rulemaking Authority 601.10(7), 601.11 FS. Law Implemented 601.10(7), 601.11, 601.48 FS. History—Formerly 105-1.19(1), Revised 1-1-75, Formerly 20-64.01, Amended \_\_\_\_\_.

**DEPARTMENT OF CORRECTIONS**

RULE NO.:                   RULE TITLE:  
33-601.223                   Designation of Institutions for Youthful Offenders  
NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 37, No. 35, September 2, 2011 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF CORRECTIONS**

RULE NO.:                   RULE TITLE:  
33-601.226                   Youthful Offender Program Participation  
NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 37, No. 35, September 2, 2011 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF MANAGEMENT SERVICES**

**Agency for Workforce Innovation**

RULE NO.:                   RULE TITLE:  
60BB-5.014                 Scheduling of Hearings  
NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 50, December 16, 2011 issue of the Florida Administrative Weekly. The notice of proposed rule did not state the Unemployment Appeals Commission approved the proposed rule on October 5, 2011.

**DEPARTMENT OF MANAGEMENT SERVICES**

**Agency for Workforce Innovation**

RULE NO.:                   RULE TITLE:  
60BB-5.024                 Conduct of the Hearing  
NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 50, December 16, 2011 issue of the Florida Administrative Weekly.

1. The Notice of Proposed Rule did not state the Unemployment Appeals Commission approved the proposed rule on October 5, 2011.
2. The Notice of Proposed Rule did not state what information was relied upon in determining that the proposed rule is not expected to require legislative ratification. The information expressly relied upon is: the preliminary analysis conducted to determine whether a SERC was required and the nature of the rule.

**DEPARTMENT OF MANAGEMENT SERVICES**

**Agency for Workforce Innovation**

RULE NO.:                   RULE TITLE:  
60BB-5.025                 Decision  
NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 50, December 16, 2011 issue of the Florida Administrative Weekly.

1. The Notice of Proposed Rule did not state the Unemployment Appeals Commission approved the proposed rule on October 5, 2011.
2. The Notice of Proposed Rule did not state what information was relied upon in determining that the proposed rule is not expected to require legislative ratification. The information expressly relied upon is: the preliminary analysis conducted to determine whether a SERC was required and the nature of the rule.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE NO.:                   RULE TITLE:  
61G15-18.008             Adoption of Model Rules of  
                                          Procedure  
NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 43, October 28, 2011 issue of the Florida Administrative Weekly.

The correction is in response to comments submitted by the Joint Administrative Procedures Committee in a letter dated November 10, 2011. The corrections are as follows:

The PURPOSE AND EFFECT shall read as:

The Board proposes the rule repeal as the rule is no longer necessary as it is a substantial restatement of statute and duplicative of rule.

The STATEMENT OF ESTIMATED REGULATORY COSTS shall read as: During discussion of the economic impact 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 and that these rule amendments will not require ratification by the Legislature. 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.

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 PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Zana Raybon, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32399-5267

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE NO.:                   RULE TITLE:  
61G15-18.010             Approved Schools and Colleges  
NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 43, October 28, 2011 issue of the Florida Administrative Weekly.

The correction is in response to comments submitted by the Joint Administrative Procedures Committee in a letter dated November 10, 2011. The corrections are as follows:

The PURPOSE AND EFFECT shall read as:

The Board proposes the rule repeal as the rule is no longer necessary as it is duplicative of Rule 61G15-20.006, F.A.C.

The STATEMENT OF ESTIMATED REGULATORY COSTS shall read as: During discussion of the economic impact 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 and that these rule amendments will not require ratification by the Legislature. 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.

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 PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Zana Raybon, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32399-5267

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE NO.: 61G15-18.011      RULE TITLE: Definitions

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 43, October 28, 2011 issue of the Florida Administrative Weekly.

The correction is in response to comments submitted by the Joint Administrative Procedures Committee in a letter dated November 10, 2011. The corrections are as follows:

The PURPOSE AND EFFECT shall read as:

The Board proposes the rule repeal as the Florida Engineering Management Corporation is defined in statute, and a definition of its acronym "FEMC" is not necessary.

The STATEMENT OF ESTIMATED REGULATORY COSTS shall read as: During discussion of the economic impact 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 and that these rule amendments will not require ratification by the Legislature. 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.

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 PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Zana Raybon, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32399-5267

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE NO.: 61G15-18.015      RULE TITLE: Education Advisory Committee

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 43, October 28, 2011 issue of the Florida Administrative Weekly.

The correction is in response to comments submitted by the Joint Administrative Procedures Committee in a letter dated November 10, 2011. The corrections are as follows:

The PURPOSE AND EFFECT shall read as:

The Board proposes the rule repeal because rules reflects an outside committee that no longer exists.

The STATEMENT OF ESTIMATED REGULATORY COSTS shall read as: During discussion of the economic impact 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 and that these rule amendments will not require ratification by the Legislature. 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.

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 PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Zana Raybon, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32399-5267

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE NO.: 61G15-19.003      RULE TITLE: Purpose

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 43, October 28, 2011 issue of the Florida Administrative Weekly.

The correction is in response to comments submitted by the Joint Administrative Procedures Committee in a letter dated November 10, 2011. The corrections are as follows:

The PURPOSE AND EFFECT shall read as:

The Board proposes the rule repeal because the rule is a substantial re-statement of statute.

The STATEMENT OF ESTIMATED REGULATORY COSTS shall read as: During discussion of the economic impact 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 and that these rule amendments will not require ratification by the Legislature. 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.

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 PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Zana Raybon, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32399-5267

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE NO.: 61G15-22.007      RULE TITLE: Noncompliance

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 43, October 28, 2011 issue of the Florida Administrative Weekly.

The correction is in response to comments submitted by the Joint Administrative Procedures Committee in a letter dated November 10, 2011. The corrections are as follows:

The PURPOSE AND EFFECT shall read as:

The Board proposes the rule repeal because the rule is a substantial re-statement of statute.

The STATEMENT OF ESTIMATED REGULATORY COSTS shall read as: During discussion of the economic impact 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 and that these rule amendments will not require ratification by the Legislature. 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.

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 PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Zana Raybon, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32399-5267

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE NO.: 61G15-35.001      RULE TITLE: General Responsibility

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 43, October 28, 2011 issue of the Florida Administrative Weekly.

The correction is in response to comments submitted by the Joint Administrative Procedures Committee in a letter dated November 10, 2011. The corrections are as follows:

The PURPOSE AND EFFECT shall read as:

The Board proposes the rule repeal because the rule is a substantial re-statement of statute.

The STATEMENT OF ESTIMATED REGULATORY COSTS shall read as: During discussion of the economic impact 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 and that these rule amendments will not require ratification by the Legislature. 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.

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 PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Zana Raybon, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32399-5267

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

RULE NO.:                   RULE TITLE:  
61G15-35.002               Definitions

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 43, October 28, 2011 issue of the Florida Administrative Weekly.

The correction is in response to comments submitted by the Joint Administrative Procedures Committee in a letter dated November 10, 2011. The corrections are as follows:

The PURPOSE AND EFFECT shall read as:

The Board proposes the rule repeal because the rule is a substantial re-statement of statute and it is duplicative of rule.

The STATEMENT OF ESTIMATED REGULATORY COSTS shall read as: During discussion of the economic impact 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 and that these rule amendments will not require ratification by the Legislature. 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.

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 PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Zana Raybon, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32399-5267

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Building Code Administrators and Inspectors Board**

RULE NOS.:                   RULE TITLES:  
61G19-6.004               Abandonment of Applications  
61G19-6.007               Standard Certificates; In General  
61G19-6.011               Limited Certificates

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 47, November 23, 2011 issue of the Florida Administrative Weekly.

The correction is response to the comments made in the Joint Administrative Procedures Committee letter dated December 16, 2011. The corrections are as follows:

The PURPOSE AND EFFECT should read: After a comprehensive review of existing rules the Board has determined the following: Rule 61G19-6.004, F.A.C., is being

repealed as it essentially restates the provisions of Section 455.203(5), Florida Statutes, which sets forth the criteria for closure and termination of deficient applications. Rule 61G19-6.007, F.A.C., is being repealed as it essentially restates the language of the law implemented. Rule 61G19-6.011, F.A.C., was originally implemented to effectuate a savings clause in the original practice act; the language is now obsolete and is being repealed.

The SUMMARY should read: The rules having been deemed either redundant of current statutory provisions or obsolete are being repealed.

THE PERSON TO BE CONTACTED REGARDING THIS NOTICE IS: Robyn Barineau, Executive Director, Building Code Administrators and Inspectors Board, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Building Code Administrators and Inspectors Board**

RULE NO.:                   RULE TITLE:  
61G19-12.001               Delinquent Status

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 47, November 23, 2011 issue of the Florida Administrative Weekly.

The correction is response to the comments made in the Joint Administrative Procedures Committee letter dated December 16, 2011. The corrections are as follows:

The PURPOSE AND EFFECT should read: After a comprehensive review of existing rules the Board has determined that the in question is repetitive of the law implemented and is therefore unnecessary and should be stricken from the Code.

The SUMMARY should read: The rule, having been deemed redundant of current statutory provisions is being repealed.

THE PERSON TO BE CONTACTED REGARDING THIS NOTICE IS: Robyn Barineau, Executive Director, Building Code Administrators and Inspectors Board, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**State Boxing Commission**

RULE NOS.:                   RULE TITLES:  
61K1-1.003               Licenses, Permits; Requirement,  
                                          Procedure and Period, Fee  
61K1-1.004               Weight Classes; Weigh-In;  
                                          Pre-Match Physical of Participant  
                                          and Referee

- 61K1-1.005 Promoter and Matchmaker;  
Licensing and Bond; Duties and  
Conduct
- 61K1-1.0055 Concessionaire; License; Bond
- 61K1-1.011 Manager; License; Contract Between  
Manager and Participant

**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 JUVENILE JUSTICE**

**Residential Services**

- |            |                                                |
|------------|------------------------------------------------|
| RULE NOS.: | RULE TITLES:                                   |
| 63E-7.002  | Definitions                                    |
| 63E-7.006  | Quality of Life and Youth Grievance<br>Process |

**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. 42, October 21, 2011 issue of the Florida Administrative Weekly.

63E-7.002 Definitions.

For the purpose of this rule chapter, the following words shall have the meanings indicated.

(1) through (4) No change.

(5) Attorney of Record – A licensed attorney who represents the youth on a previous or pending case, or an attorney who has written authorization from the youth or the youth’s parent or legal guardian to provide legal consultation or representation for the youth.

(5) through (89) renumbered (6) through (90) No change.

Rulemaking Authority 20.316, 985.64, 985.601(3)(a) FS. Law Implemented 985.601(3)(a), 985.03(44), 985.441(1)(b) FS. History—New 9-30-07, Amended 8-25-08, 7-8-09, 12-21-09, 5-4-10, 7-20-10, 12-20-10,\_\_\_\_\_.

63E-7.006 Quality of Life and Youth Grievance Process.

(1) A residential commitment program shall establish the expectation that staff will treat youth with dignity and respect, and the program shall provide a positive quality of life for its youth by providing, at a minimum, the following:

- (a) Shelter;
- (b) Safety and security;
- (c) Clothing;
- (d) Food;
- (e) Access to the Department of Children and Families’ central abuse hotline addressed in Chapter 39, F.S., or if the youth is 18 years or older, the department’s Central Communications Center that serves as the department’s incident reporting hotline;
- (f) Healthcare;

- (g) Mental health and substance abuse services;
  - (h) Educational and prevocational or vocational services;
  - (i) Opportunities for recreation and large muscle exercise;
  - (j) Opportunities for expression of religious beliefs;
  - (k) Visitation;
  - (l) Access to incoming mail and opportunities to send outgoing mail; ~~and~~
  - (m) Telephone access; ~~and~~
  - (n) Opportunity to access the courts.
- (2) through (5) No change.

(6) If a youth requests to contact an attorney of his or her choice, the facility must accommodate that request. This supervised process may be done via telephone or the internet. Communication between the youth and the contacted attorney shall be confidential, but visually supervised. Once the youth identifies an attorney willing to represent the youth, that attorney is to be given attorney of record status. The facility is not required to provide an attorney for the youth.

~~(7)(6)~~ A residential commitment program shall establish written procedures specifying the process for youth to grieve actions of program staff and conditions or circumstances in the program related to the violation or denial of basic rights. These procedures shall establish each youth’s right to grieve and ensure that all youth are treated fairly, respectfully, without discrimination, and that their rights are protected.

(a) The procedures shall address each of the following phases of the youth grievance process, specifying timeframes that promote timely feedback to youth and rectification of situations or conditions when grievances are determined to be valid or justified.

1. Informal phase wherein the youth attempts to resolve the complaint or condition with staff on duty at the time of the grieved situation;
2. Formal phase wherein the youth submits a written grievance that requires a written response from a supervisory staff person; and
3. Appeal phase wherein the youth may appeal the outcome of the formal phase to the program director or designee.

(b) Program staff shall be trained on the program’s youth grievance process and procedures.

(c) Program staff shall explain the grievance process to youth during their program orientation and shall post the written procedures throughout the facility for easy access by youth.

(d) The program shall provide grievance forms and accompanying instructions at locations throughout the facility so they are readily accessible to youth. When a youth requests assistance in filing a grievance, program staff shall assist the youth as needed.

(e) The program shall maintain documentation on each youth grievance and its outcome for at least one year.

Rulemaking Authority 985.64, 985.601(3)(a), 20.316 FS. Law Implemented 985.601(3)(a), 985.03(44), 985.441(1)(b) FS. History—New 12-24-07, Amended 7-20-10,\_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Massage**

RULE NO.: 64B7-32.001  
RULE TITLE: Definitions

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 51, December 22, 2011 issue of the Florida Administrative Weekly.

The Purpose and Effect and Summary shall read as:

**PURPOSE AND EFFECT:** The Board proposes this rule amendment to modify the rule so courses that are eligible for distance learning do not require the physical presence of the instructor.

**SUMMARY:** This rule is being amended to modify the rule so courses that are eligible for distance learning do not require the physical presence of the instructor.

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-51.001  
RULE TITLE: Manner of Application

**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. 49, December 9, 2011 issue of the Florida Administrative Weekly.

The change is as follows:

**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 THIS CHANGE IS: Allen Hall, Executive Director, Electrolysis Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3258**

**DEPARTMENT OF HEALTH**

**Board of Optometry**

RULE NO.: 64B13-4.006  
RULE TITLE: Security and Monitoring Procedures for Licensure Examination

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 43, October 28, 2011 issue of the Florida Administrative Weekly.

The correction is as follows:

Summary shall read as: The Board proposes the rule amendment to establish security and monitoring procedures for licensure exam.

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**Economic Self-Sufficiency Program**

RULE NO.: 65A-4.221  
RULE TITLE: Drug Testing for Temporary Cash Assistance Applicants

**NOTICE OF PUBLIC HEARING**

The Department of Children and Family Services announces a hearing regarding the above rule, as noticed in Vol. 38, No. 1, January 6, 2012, Florida Administrative Weekly.

**DATE AND TIME:** January 31, 2012, 10:30 a.m.

**PLACE:** 1317 Winewood Boulevard, Building 3, Room 455, Tallahassee, FL 32399-0700

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Proposed new Rule 65A-4.221, F.A.C.

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: Cindy Keil. 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).

**NAVIGATION DISTRICTS**

**Florida Inland Navigation District**

RULE NOS.: 66B-1.004, 66B-1.005, 66B-1.008  
RULE TITLES: Policy, Funds Allocation, Project Eligibility

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 1, January 6, 2012 issue of the Florida Administrative Weekly.

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

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

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

1) No requirement for a SERC was triggered under Section 120.541(1), F.S. and 2) based upon the nature of the rule, 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. It is anticipated that the proposed rule will not have any negative economic impact.



**NAVIGATION DISTRICTS**

**Florida Inland Navigation District**

RULE NOS.:	RULE TITLES:
66B-2.004	Policy
66B-2.005	Funds Allocation
66B-2.008	Project Eligibility

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 1, January 6, 2012 issue of the Florida Administrative Weekly.

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

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

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

1) No requirement for a SERC was triggered under Section 120.541(1), F.S. and 2) based upon the nature of the rule, 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. It is anticipated that the proposed rule will not have any negative economic impact.

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Accounting and Auditing**

RULE NO.:	RULE TITLE:
69I-40.040	Contracts and Grants

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 43, October 28, 2011 issue of the Florida Administrative Weekly.

The Notice of Proposed Rule, as advertised on October 28, 2011, did not fully address information that should have been included under the Summary of Statement of Estimated Regulatory Costs and Legislative Ratification.

The following language is inserted under the Summary of Statement of Estimated Regulatory Costs and Legislative Ratification: The Department has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency.

The Department has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is

required, the information expressly relied upon and described herein: The rule adopts a process for payment processing which has not been used for eight years. The process now used is embodied in CFO memo 2 (2010-2011). Under Section 120.52(16)(c)2., F.S. memoranda or instructions to state agencies issued by the CFO relating to claims for payments submitted by state agencies fall outside the definition of “rule” and are therefore exempt from the requirements of Section 120.54, F.S. The rule to be repealed is unused and unnecessary. Given that the rule is not in use, its repeal will have no effect, economic or otherwise. The repeal therefore will not have an adverse impact on small business or likely increase directly or indirectly the regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. Hence the requirement for Legislative ratification has not been triggered.

**FINANCIAL SERVICES COMMISSION**

**OIR – Insurance Regulation**

RULE NO.:	RULE TITLE:
69O-162.203	Adoption of 2001 Commissioners Standard Ordinary (CSO) Preferred Mortality Tables for Determining Reserve Liabilities for Ordinary Life Insurance.

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 37, No. 26, July 1, 2011 issue of the Florida Administrative Weekly has been withdrawn.

**Section IV  
Emergency Rules**

**DEPARTMENT OF THE LOTTERY**

RULE NO.:	RULE TITLE:
53ER12-1	Instant Game Number 1131, THE LUCKY SPOT

**SUMMARY:** This emergency rule describes Instant Game Number 1131 “THE LUCKY SPOT,” for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game

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

**THE FULL TEXT OF THE EMERGENCY RULE IS:**

53ER12-1 Instant Game Number 1131, THE LUCKY SPOT.

(1) Name of Game. Instant Game Number 1131, "THE LUCKY SPOT."

(2) Price. THE LUCKY SPOT lottery tickets sell for \$1.00 per ticket.

(3) THE LUCKY SPOT lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning THE LUCKY SPOT lottery ticket, the ticket must meet the applicable requirements of Rule 53ER10-1, F.A.C.

(4) The play symbols and play symbol captions are as follows:



(5) The prize amount symbols and prize amount symbol captions are as follows:

<b>\$1.00</b>	<b>\$2.00</b>	<b>\$3.00</b>	<b>\$4.00</b>
ONE	TWO	THREE	FOUR
<b>\$5.00</b>	<b>\$10.00</b>	<b>\$15.00</b>	<b>\$20.00</b>
FIVE	TEN	FIFTEEN	TWENTY
<b>\$40.00</b>	<b>\$50.00</b>	<b>\$100</b>	<b>\$1,000</b>
THY FIVE	FOR THOU	ONE HUN	ONE THOU
FORTY	FIFTY		

(6) Determination of Prizewinners.

(a) There are four spots on a ticket. A ticket having a prize amount symbol and corresponding prize amount symbol caption in any spot shall entitle the claimant to that prize.

(b) The prizes are: \$1.00, \$2.00, \$3.00, \$4.00 \$5.00, \$10.00, \$15.00, \$20.00, \$25.00, \$40.00, \$50.00, \$100, \$1,000, and \$4,000.

(7) The estimated odds of winning, value and number of prizes in Instant Game Number 1131 are as follows:

<u>GAME PLAY</u>	<u>WIN</u>	<u>ESTIMATED ODDS OF 1 IN</u>	<u>NUMBER OF WINNERS IN 63 POOLS OF 240,000 TICKETS PER POOL</u>
\$1	\$1	10.71	1,411,200
\$1 x 2	\$2	30.00	504,000
\$2	\$2	30.00	504,000
\$1 x 4	\$4	150.00	100,800
(\$1 x 2) + \$2	\$4	300.00	50,400
\$2 x 2	\$4	150.00	100,800
\$4	\$4	150.00	100,800
\$1 + (\$2 x 2)	\$5	750.00	20,160
(\$1 x 3) + \$2	\$5	750.00	20,160
\$2 + \$3	\$5	750.00	20,160

\$1 + \$4	\$5	750.00	20,160
\$5	\$5	750.00	20,160
(\$1 x 2) + (\$4 x 2)	\$10	500.00	30,240
(\$2 x 3) + \$4	\$10	500.00	30,240
(\$2 x 2) + (\$3 x 2)	\$10	500.00	30,240
\$5 x 2	\$10	500.00	30,240
\$10	\$10	500.00	30,240
\$5 + \$15	\$20	1,500.00	10,080
\$5 x 4	\$20	1,500.00	10,080
(\$5 x 2) + \$10	\$20	1,500.00	10,080
\$10 x 2	\$20	1,500.00	10,080
\$20	\$20	1,500.00	10,080
(\$5 x 2) + \$10 + \$20	\$40	4,800.00	3,150
\$10 x 4	\$40	4,800.00	3,150
(\$5 x 2) + (\$15 x 2)	\$40	4,800.00	3,150
\$20 x 2	\$40	4,800.00	3,150
\$40	\$40	4,800.00	3,150
(\$20 x 3) + \$40	\$100	12,000.00	1,260
\$25 x 4	\$100	12,000.00	1,260
(\$40 x 2) + \$20	\$100	12,000.00	1,260
\$50 x 2	\$100	12,000.00	1,260
\$100	\$100	20,000.00	756
\$1,000	\$1,000	120,000.00	126
\$4,000	\$4,000	240,000.00	63

(8) The estimated overall odds of winning some prize in Instant Game Number 1131 are 1 in 4.88. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(9) For reorders of Instant Game Number 1131, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(10) Payment of prizes for THE LUCKY SPOT lottery tickets shall be made in accordance with the rule of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS, Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS, History—New 1-4-12.

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: January 4, 2012

**DEPARTMENT OF THE LOTTERY**

RULE NO.: 53ER12-2  
 RULE TITLE: Instant Game Number 1132, \$25,000 CLUBS

SUMMARY: This emergency rule describes Instant Game Number 1132, "\$25,000 CLUBS," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning; value and number of prizes in the game.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER12-2 Instant Game Number 1132, \$25,000 CLUBS.

(1) Name of Game. Instant Game Number 1132, "\$25,000 CLUBS."

(2) Price. \$25,000 CLUBS lottery tickets sell for \$2.00 per ticket.

(3) \$25,000 CLUBS lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning \$25,000 CLUBS lottery ticket, the ticket must meet the applicable requirements of Rule 53ER10-1, F.A.C.

(4) The "YOUR CARDS" play symbols and play symbol captions are as follows:



(5) The "WINNING CARDS" prize symbols and prize symbol captions are as follows:



(6) The prize symbols and prize symbol captions are as follows:

\$1.00 ONE	\$2.00 TWO	\$4.00 FOUR	\$5.00 FIVE	\$10.00 TEN
\$15.00 FIFTEEN	\$20.00 TWENTY	\$25.00 THY FIVE	\$30.00 THIRTY	\$40.00 FORTY
\$100 ONE HUN	\$200 TWO HUN	\$400 FOUR HUN	\$1,000 ONE THOU	\$10,000 TEN THOU
				\$25,000 TWYFIV THOU

(7) The legends are as follows:

YOUR CARDS	WINNING CARDS
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(8) Determination of Prizewinners.

(a) A ticket having a play symbol and corresponding play symbol caption in the "YOUR CARDS" play area that matches either play symbol and corresponding play symbol caption in the "WINNING CARDS" play area shall entitle the claimant to the corresponding prize shown for that symbol. A ticket having

a " " symbol and corresponding caption in the "YOUR NUMBERS" play area shall entitle the claimant to double the prize shown. A ticket having an "A" symbol and corresponding caption in the "YOUR NUMBERS" play area shall entitle the claimant to all ten prizes shown.

(b) The prizes are: \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$15.00, \$20.00, \$25.00, \$30.00, \$40.00, \$100, \$200, \$400, \$1,000, \$10,000 and \$25,000.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 1132 are as follows:

GAME PLAY	WIN	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 68 POOLS OF 180,000 TICKETS PER POOL
\$2	\$2	10.00	1,224,800
\$1 x 4	\$4	50.00	244,800
(\$1 x 2) + \$2	\$4	50.00	244,800
\$2 (CLUB)	\$4	50.00	244,800
\$4	\$4	50.00	244,800
\$1 x 5	\$5	375.00	32,640
(\$1 x 3) + \$2	\$5	375.00	32,640
\$2 (CLUB) + \$1	\$5	375.00	32,640
\$1 + \$4	\$5	375.00	32,640
\$5	\$5	375.00	32,640
\$1 x 10	\$10	250.00	48,960
(ACE)	\$10	250.00	48,960
\$1 x 10	\$10	250.00	48,960
\$2 x 5	\$10	250.00	48,960
\$5 (CLUB)	\$10	250.00	48,960
\$10	\$10	250.00	48,960
(\$1 x 5) + (\$2 x 5) (ACE)	\$15	750.00	16,320
(\$1 x 5) + (\$2 x 5)	\$15	750.00	16,320
\$2 + (\$4 x 2) + \$5	\$15	750.00	16,320
\$5 + \$5	\$15	750.00	16,320
(CLUB)	\$15	750.00	16,320

<u>\$1 + (\$2 x 7)</u>	<u>\$25</u>	<u>900.00</u>	<u>13.600</u>
<u>+ (\$5 x 2)</u>			
<u>(ACE)</u>			
<u>\$1 + (\$2 x 7)</u>	<u>\$25</u>	<u>900.00</u>	<u>13.600</u>
<u>+ (\$5 x 2)</u>			
<u>(\$2 x 5) + (\$5</u>	<u>\$25</u>	<u>900.00</u>	<u>13.600</u>
<u>x 3)</u>			
<u>\$5 + \$10</u>	<u>\$25</u>	<u>900.00</u>	<u>13.600</u>
<u>(CLUB)</u>			
<u>\$25</u>	<u>\$25</u>	<u>1,200.00</u>	<u>10,200</u>
<u>(\$2 x 5) + (\$4</u>	<u>\$30</u>	<u>3,600.00</u>	<u>3,400</u>
<u>x 5) (ACE)</u>			
<u>\$5 x 6</u>	<u>\$30</u>	<u>3,600.00</u>	<u>3,400</u>
<u>\$10 x 3</u>	<u>\$30</u>	<u>3,600.00</u>	<u>3,400</u>
<u>\$15 (CLUB)</u>	<u>\$30</u>	<u>3,600.00</u>	<u>3,400</u>
<u>\$30</u>	<u>\$30</u>	<u>3,600.00</u>	<u>3,400</u>
<u>\$4 x 10</u>	<u>\$40</u>	<u>6,000.00</u>	<u>2,040</u>
<u>(ACE)</u>			
<u>(\$4 x 5) + (\$5</u>	<u>\$40</u>	<u>6,000.00</u>	<u>2,040</u>
<u>x 4)</u>			
<u>\$10 x 4</u>	<u>\$40</u>	<u>6,000.00</u>	<u>2,040</u>
<u>\$10 + \$15</u>	<u>\$40</u>	<u>6,000.00</u>	<u>2,040</u>
<u>(CLUB)</u>			
<u>\$40</u>	<u>\$40</u>	<u>6,000.00</u>	<u>2,040</u>
<u>(\$4 x 5) +</u>	<u>\$100</u>	<u>3,600.00</u>	<u>3,400</u>
<u>(\$10 x 4) +</u>			
<u>\$40 (ACE)</u>			
<u>\$10 x 10</u>	<u>\$100</u>	<u>3,600.00</u>	<u>3,400</u>
<u>(\$10 x 2) +</u>	<u>\$100</u>	<u>3,600.00</u>	<u>3,400</u>
<u>\$40 (CLUB)</u>			
<u>(\$10 x 4) +</u>	<u>\$100</u>	<u>3,600.00</u>	<u>3,400</u>
<u>(\$30 x 2)</u>			
<u>\$100</u>	<u>\$100</u>	<u>3,600.00</u>	<u>3,400</u>
<u>\$20 x 10</u>	<u>\$200</u>	<u>18,000.00</u>	<u>680</u>
<u>(ACE)</u>			
<u>\$25 x 8</u>	<u>\$200</u>	<u>18,000.00</u>	<u>680</u>
<u>\$10 (CLUB)</u>	<u>\$200</u>	<u>18,000.00</u>	<u>680</u>
<u>+ (\$30 x 6)</u>			
<u>\$100 (CLUB)</u>	<u>\$200</u>	<u>18,000.00</u>	<u>680</u>
<u>\$200</u>	<u>\$200</u>	<u>18,000.00</u>	<u>680</u>
<u>\$40 x 10</u>	<u>\$400</u>	<u>45,000.00</u>	<u>272</u>
<u>(ACE)</u>			
<u>(\$40 x 5) +</u>	<u>\$400</u>	<u>45,000.00</u>	<u>272</u>
<u>(\$100 x 2)</u>			
<u>\$100 x 4</u>	<u>\$400</u>	<u>45,000.00</u>	<u>272</u>
<u>\$200 (CLUB)</u>	<u>\$400</u>	<u>45,000.00</u>	<u>272</u>
<u>\$400</u>	<u>\$400</u>	<u>45,000.00</u>	<u>272</u>
<u>(\$40 x 5) +</u>	<u>\$1,000</u>	<u>180,000.00</u>	<u>68</u>
<u>(\$100 x 2) +</u>			
<u>(\$200 x 3)</u>			
<u>(ACE)</u>			
<u>\$100 x 10</u>	<u>\$1,000</u>	<u>180,000.00</u>	<u>68</u>
<u>\$200 x 5</u>	<u>\$1,000</u>	<u>180,000.00</u>	<u>68</u>
<u>\$200 + \$400</u>	<u>\$1,000</u>	<u>180,000.00</u>	<u>68</u>
<u>(CLUB)</u>			

<u>\$1,000</u>	<u>\$1,000</u>	<u>180,000.00</u>	<u>68</u>
<u>\$10,000</u>	<u>\$10,000</u>	<u>1,020,000.00</u>	<u>12</u>
<u>\$25,000</u>	<u>\$25,000</u>	<u>1,224,000.00</u>	<u>10</u>

(10) The estimated overall odds of winning some prize in Instant Game Number 1132 are 1 in 4.36. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 1132, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) Payment of prizes for \$25,000 CLUBS lottery tickets shall be made in accordance with rule of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS, Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS, History—New 1-4-12.

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: January 4, 2012

**DEPARTMENT OF THE LOTTERY**

RULE NO.: 53ER12-3  
 RULE TITLE: Instant Game Number 1133, \$250,000 CASH PAYOUT

SUMMARY: This emergency rule describes Instant Game Number 1133, “\$250,000 CASH PAYOUT” for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER12-3 Instant Game Number 1133, \$250,000 CASH PAYOUT.

(1) Name of Game. Instant Game Number 1133, “\$250,000 CASH PAYOUT.”

(2) Price. \$250,000 CASH PAYOUT lottery tickets sell for \$5.00 per ticket.

(3) \$250,000 CASH PAYOUT lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning \$250,000 CASH PAYOUT lottery ticket, the ticket must meet the applicable requirements of Rule 53ER10-1, F.A.C.

(4) The "YOUR NUMBERS" play symbols and play symbol captions are as follows:

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX	7 SEVEN	8 EIGHT	9 NINE	10 TEN
11 ELEVEN	12 TWELVE	13 THIRTEEN	14 FOURTEEN	15 FIFTEEN	16 SIXTEEN	17 SEVENTEEN	18 EIGHTEEN	19 NINETEEN	20 TWENTY
21 TWENTYONE	22 TWENTYTWO	23 TWENTYTHREE	24 TWENTYFOUR	25 TWENTYFIVE	\$\$ DOUBLE	☆ HINALL			

(5) The "WINNING NUMBERS" play symbols and play symbol captions are as follows:

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX	7 SEVEN	8 EIGHT	9 NINE	10 TEN
11 ELEVEN	12 TWELVE	13 THIRTEEN	14 FOURTEEN	15 FIFTEEN	16 SIXTEEN	17 SEVENTEEN	18 EIGHTEEN	19 NINETEEN	20 TWENTY
21 TWENTYONE	22 TWENTYTWO	23 TWENTYTHREE	24 TWENTYFOUR	25 TWENTYFIVE					

(6) The prize symbols and prize symbol captions are as follows:

\$2.00 TWO	\$5.00 FIVE	\$10.00 TEN	\$15.00 FIFTEEN	\$20.00 TWENTY
\$25.00 THY FIVE	\$30.00 THIRTY	\$50.00 FIFTY	\$100 ONE HUN	\$200 TWO HUN
\$400 FOUR HUN	\$1,000 ONE THOU	\$2,000 TWO THOU	\$10,000 TEN THOU	\$250,000 TWOHUNFTHY THOU

(7) The legends are as follows:

WINNING NUMBERS	YOUR NUMBERS
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(8) Determination of Prizewinners.

(a) A ticket having a play symbol and corresponding play symbol caption in the "YOUR NUMBERS" play area that matches a play symbol and corresponding play symbol caption in the "WINNING NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that symbol. A

ticket having a "\$\$" symbol and corresponding caption in the "YOUR NUMBERS" play area shall entitle the claimant to

double the prize shown. A ticket having a "☆" symbol and corresponding caption in the "YOUR NUMBERS" play area shall entitle the claimant to all twelve prizes shown.

(b) The prizes are: \$2.00, \$5.00, \$10.00, \$15.00, \$20.00, \$25.00, \$30.00, \$50.00, \$100, \$200, \$400, \$1,000, \$2,000, \$10,000 and \$250,000.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 1133 are as follows:

GAME PLAY	WIN	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 68 POOLS OF 120,000 TICKETS PER POOL
\$5	\$5	10.00	816,000
\$5 (\$\$)	\$10	30.00	272,000
\$2 x 5	\$10	60.00	136,000
\$5 x 2	\$10	30.00	272,000
\$10	\$10	60.00	136,000
\$5 + \$5 (\$\$)	\$15	300.00	27,200
\$5 x 3	\$15	150.00	54,400
\$5 + \$10	\$15	300.00	27,200
\$15	\$15	300.00	27,200
\$2 x 10	\$20	300.00	27,200
\$10 (\$\$)	\$20	300.00	27,200
\$5 x 4	\$20	300.00	27,200
\$5 + \$15	\$20	300.00	27,200
\$20	\$20	300.00	27,200
\$5 x 5	\$25	1,200.00	6,800
\$5 (\$\$) + \$15	\$25	1,200.00	6,800
\$5 + (\$10 x 2)	\$25	1,200.00	6,800
\$10 + \$15	\$25	1,200.00	6,800
\$25	\$25	1,200.00	6,800
(\$2 x 10) + (\$5 x 2)	\$30	1,200.00	6,800
(STAR)			
\$5 x 6	\$30	1,200.00	6,800
\$15 (\$\$)	\$30	1,333.33	6,120
\$10 x 3	\$30	1,500.00	5,440
\$30	\$30	1,500.00	5,440
(\$2 x 5) + (\$5 x 6) + \$10	\$50	1,200.00	6,800
(STAR)			
\$10 + \$20	\$50	1,200.00	6,800
(\$\$)	\$50	1,500.00	5,440
\$15 (\$\$) + \$20	\$50	1,500.00	5,440
\$25 x 2	\$50	1,500.00	5,440
\$50	\$50	1,500.00	5,440
(\$5 x 10) + (\$25 x 2)	\$100	1,200.00	6,800
(STAR)			
\$10 x 10	\$100	1,500.00	5,440
(\$10 x 2) + (\$15 x 2) + \$25 (\$\$)	\$100	1,500.00	5,440
\$50 (\$\$)	\$100	1,200.00	6,800
\$100	\$100	1,500.00	5,440
(\$10 x 10) + (\$50 x 2)	\$200	15,000.00	544
(STAR)			
(\$10 x 5) + (\$20 x 5) + \$25 (\$\$)	\$200	15,000.00	544
\$25 x 8	\$200	15,000.00	544

\$100 (\$\$)	\$200	15,000.00	544
\$200	\$200	15,000.00	544
(\$30 x 10) +	\$400	15,000.00	544
(\$50 x 2)			
(STAR)			
(\$25 x 4) +	\$400	15,000.00	544
(\$100 x 2) +			
\$50 (\$\$)			
\$100 x 4	\$400	15,000.00	544
\$200 (\$\$)	\$400	15,000.00	544
\$400	\$400	15,000.00	544
(\$50 x 4) +	\$1,000	40,000.00	204
(\$100 x 8)			
(STAR)			
(\$100 x 6) +	\$1,000	40,000.00	204
\$200 (\$\$)			
\$100 x 10	\$1,000	40,000.00	204
(\$100 x 2) +	\$1,000	40,000.00	204
\$400 (\$\$)			
\$1,000	\$1,000	40,000.00	204
(\$100 x 4) +	\$2,000	120,000.00	68
(\$200 x 8)			
(STAR)			
\$200 x 10	\$2,000	120,000.00	68
(\$100 x 2) +	\$2,000	120,000.00	68
\$400 (\$\$)			
+\$1,000			
\$1,000 (\$\$)	\$2,000	120,000.00	68
\$2,000	\$2,000	120,000.00	68
\$10,000	\$10,000	120,000.00	68
\$250,000	\$250,000	1,360,000.00	6

(10) The estimated overall odds of winning some prize in Instant Game Number 1133 are 1 in 4.01. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 1133, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) Payment of prizes for \$250,000 CASH PAYOUT lottery tickets shall be made in accordance with the rule of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 1-4-12.

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: January 4, 2012

**DEPARTMENT OF THE LOTTERY**

RULE NO.: 53ER12-4  
 RULE TITLE: Instant Game Number 1134,

FLORIDA LOTTERY™ BLACK

SUMMARY: This emergency rule describes Instant Game Number 1134, “FLORIDA LOTTERY™ BLACK,” for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:


53ER12-4 Instant Game Number 1134, FLORIDA LOTTERY™ BLACK.

(1) Name of Game. Instant Game Number 1134, “FLORIDA LOTTERY™ BLACK.”

(2) Price. FLORIDA LOTTERY BLACK lottery tickets sell for \$10.00 per ticket.

(3) FLORIDA LOTTERY BLACK lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning FLORIDA LOTTERY BLACK lottery ticket, the ticket must meet the applicable requirements of Rule 53ER10-1, F.A.C.

(4) The “YOUR NUMBERS” play symbols and play symbol captions are as follow s:

1	2	3	4	5	6	7	8	9	10			
ONE	TWO	THREE	FOUR	FIVE	SIX	SEVEN	EIGHT	NINE	TEN			
11	12	13	14	15	16	17	18	19	20			
ELEVN	TWELV	THRTN	FORTN	FIFTN	SIXTN	SVNTN	EGHTN	NINTN	TWENTY			
21	22	23	24	25	26	27	28	29	30			
THYONE	THYTWO	THYTHR	THYFOR	THYFIV	THYSIX	THYSVN	THYEGT	THYNIN	THYRTY	WIN	DOUBLE	10TIMES

(5) The “WINNING NUMBERS” play symbols and play symbol captions are as follows:

1	2	3	4	5	6	7	8	9	10
ONE	TWO	THREE	FOUR	FIVE	SIX	SEVEN	EIGHT	NINE	TEN
11	12	13	14	15	16	17	18	19	20
ELEVN	TWELV	THRTN	FORTN	FIFTN	SIXTN	SVNTN	EGHTN	NINTN	TWENTY
21	22	23	24	25	26	27	28	29	30
THYONE	THYTWO	THYTHR	THYFOR	THYFIV	THYSIX	THYSVN	THYEGT	THYNIN	THYRTY

(6) The prize symbols and prize symbol captions are as follows:

<b>\$5.00</b> FIVE	<b>\$10.00</b> TEN	<b>\$15.00</b> FIFTEEN	<b>\$20.00</b> TWENTY	<b>\$25.00</b> THY FIVE
<b>\$30.00</b> THIRTY	<b>\$40.00</b> FORTY	<b>\$50.00</b> FIFTY	<b>\$100</b> ONE HUN	<b>\$150</b> ONEHUN FTY
<b>\$200</b> THO HUN	<b>\$500</b> FIVE HUN	<b>\$1,000</b> ONE THOU	<b>\$10,000</b> TEN THOU	<b>\$1,000,000</b> \$50K/YR/20YRS

(7) The legends are as follows:

WINNING NUMBERS	YOUR NUMBERS
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(8) Determination of Prizewinners.

(a) A ticket having a play symbol and corresponding play symbol caption in the "YOUR NUMBERS" play area that matches a play symbol and corresponding play symbol caption in the "WINNING NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that symbol. A

ticket having a "WIN" symbol and corresponding caption in the "YOUR NUMBERS" play area shall entitle the claimant to the

corresponding prize shown. A ticket having a "DOUBLE" symbol and corresponding caption in the "YOUR NUMBERS" play area shall entitle the claimant to the double the prize shown. A

ticket having a "10TIMES" symbol and corresponding caption in the "YOUR NUMBERS" play area shall entitle the claimant to the ten times the prize shown.

(b) The prizes are: \$5.00, \$10.00, \$15.00, \$20.00, \$25.00, \$30.00, \$40.00, \$50.00, \$100, \$150, \$200, \$500, \$1,000, \$10,

**\$1,000,000**  
000 and \$50K/YR/20YRS

(9) \$1,000,000 Prize Payment Options.

(a) A winner of a \$1,000,000 prize may choose one of two payment options for receiving his or her prize. Payment options are "Cash Option" or "Annual Payment." At the time the \$1,000,000 prize is claimed, the terminal will produce a player claim instructions ticket. The winner has sixty (60) days from the date the player claim instructions ticket is produced to file a claim choosing the Cash Option. If a winner does not choose the Cash Option within such time, the Annual Payment option will be applied. Once the winner files a claim and exercises the winner's chosen option, the election of that option shall be final.

(b) Cash Option prizes will be paid in one (1) lump sum cash payment of \$700,000, less applicable federal withholding taxes.

(c) Annual Payment prizes will be paid in twenty (20) equal annual installments of \$50,000, less applicable federal withholding taxes.

(10) The estimated odds of winning, value, and number of prizes in Instant Game Number 1134 are as follows:

GAME PLAY	VALUE	ESTIMATED ODDS OF 1 IN	NUMBER OF WINNERS IN 60 POOLS OF 120,000 TICKETS PER POOL
\$5 x 2	\$10	30.00	240.000
\$5 (\$\$)	\$10	20.00	360.000
\$10	\$10	30.00	240.000
\$5 x 3	\$15	60.00	120.000
\$5 + \$10	\$15	30.00	240.000
\$15	\$15	60.00	120.000
\$5 x 4	\$20	60.00	120.000
(\$5 x 2) + \$10	\$20	100.00	72.000
\$10 x 2	\$20	150.00	48.000
\$10 (\$\$)	\$20	60.00	120.000
\$20	\$20	60.00	120.000
\$5 x 5	\$25	400.00	18.000
(\$5 x 3) + \$10	\$25	300.00	24.000
\$5 + (\$10 x 2)	\$25	300.00	24.000
\$5 (\$\$) + \$15	\$25	300.00	24.000
\$25	\$25	400.00	18.000
\$5 x 6	\$30	600.00	12.000
\$5 (\$\$) + (\$10 x 2)	\$30	600.00	12.000
\$10 x 3	\$30	600.00	12.000
\$15 (\$\$)	\$30	600.00	12.000
\$30	\$30	600.00	12.000
\$5 x 8	\$40	1,200.00	6.000
\$10 x 4	\$40	1,200.00	6.000
\$20 x 2	\$40	1,200.00	6.000
\$20 (\$\$)	\$40	1,200.00	6.000
\$40	\$40	1,200.00	6.000
\$5 (GOLD BAR)	\$50	750.00	9.600
\$10 x 5	\$50	750.00	9.600
\$10 (\$\$) + (\$15 x 2)	\$50	923.08	7.800
\$25 x 2	\$50	923.08	7.800
\$50	\$50	923.08	7.800
(\$5 x 10) + (\$10 x 5)	\$100	600.00	12.000
\$10 (GOLD BAR)	\$100	400.00	18.000
\$10 x 10	\$100	480.00	15.000
\$20 x 5	\$100	600.00	12.000
\$50 (\$\$)	\$100	600.00	12.000
\$100	\$100	600.00	12.000
\$10 x 15	\$150	6,000.00	1.200
\$15 (GOLD BAR)	\$150	6,000.00	1.200
\$15 (\$\$) + (\$30 x 4)	\$150	6,000.00	1.200
\$50 x 3	\$150	6,000.00	1.200
\$150	\$150	6,000.00	1.200

(\$10 x 10) + (\$20 x 5)	\$200	6,000.00	1,200
\$20 (GOLD BAR)	\$200	6,000.00	1,200
\$25 x 8	\$200	6,000.00	1,200
\$100 (\$\$)	\$200	6,000.00	1,200
\$200	\$200	6,000.00	1,200
(\$25 x 10) + (\$50 x 5)	\$500	6,000.00	1,200
\$50 (GOLD BAR)	\$500	6,000.00	1,200
\$100 x 5	\$500	6,000.00	1,200
\$50 (\$\$) + \$200 (\$\$)	\$500	6,000.00	1,200
\$500	\$500	6,000.00	1,200
(\$50 x 10) + (\$100 x 5)	\$1,000	60,000.00	120
\$100 (GOLD BAR)	\$1,000	60,000.00	120
\$200 x 5	\$1,000	60,000.00	120
\$500 (\$\$)	\$1,000	60,000.00	120
\$1,000	\$1,000	60,000.00	120
(\$500 x 10)	\$10,000	120,000.00	60
+ (\$1,000 x 5)	\$10,000	120,000.00	60
\$1,000,000	TOP	900,000.00	8
(\$50K/yr/20yrs)	PRIZE		
*****			

(11) The estimated overall odds of winning some prize in Instant Game Number 1134 are 1 in 3.36. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(12) For reorders of Instant Game Number 1134, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(13) Payment of prizes for FLORIDA LOTTERY BLACK lottery tickets shall be made in accordance with the rule of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 1-4-12.

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: January 4, 2012

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

### DEPARTMENT OF EDUCATION

NOTICE IS HEREBY GIVEN that on January 10, 2012, the Florida's Office of Early Learning, received a petition for variance from subsection 60BB-4.210(1), F.A.C., which provides requirements for maintaining school readiness eligibility and allows an individual to be unemployed for a maximum of 30 days before losing eligibility to receive services. The Petition was filed by Redlands Christian Migrant Association, 402 W. Main St., Immokalee, FL 34142.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Stephanie Savestanan, Florida's Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399.

### DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that on January 4, 2012, the Division of Emergency Management, received a petition for Sara Bay Country Club, Inc. Petitioner seeks a waiver of the requirements of Sections 252.85(4) and (5), Florida Statutes, adopted by Rules 9G-14.004 and 9G-14.005, Florida Administrative Code, that requires payment of late fees and penalties which pose a significant economic/financial hardship. Petitioner has satisfied the reporting requirements. Any interested person may file comments within 15 days of the publication of this notice with: Mindy Dowling, Bureau of Preparedness, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mindy Dowling, Bureau of Preparedness, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

### DEPARTMENT OF LAW ENFORCEMENT

NOTICE IS HEREBY GIVEN that on January 10, 2012, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Bushnell Police Department on behalf of one officer, Joshua Hardy Sermons. 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 and supervised by a CJSTC-certified firearms instructor. The petition supports the requested waiver by stating that Officer Sermons was at all times a CJSTC-certified firearms instructor. Officer Sermons' 2008 and 2010 CJSTC 86A forms were signed by an officer who had not completed all paperwork to become a CJSTC-certified firearms instructor.



Petitioner further states that it would violate the principles of fairness to fail to recognize that the CJSTC-certified firearms instructor, Officer Sermons, did actually complete the physical requirements of the rule.

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

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NOTICE IS HEREBY GIVEN that on January 10, 2012, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Naples Police Department on behalf of Officer Joshua Holcombe for the 2008 (7/1/2006 – 6/30/2008) mandatory firearms requalification reporting period. 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 and supervised by a CJSTC-certified firearms instructor. The petition supports the requested waiver by stating that the officer at issue attempted to comply with the rule, but was prevented by a serious injury to his hand. Petitioner states that the officer will suffer a substantial hardship if his certification is 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 officer did not have an opportunity to complete training because of an injury to his hand.

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

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NOTICE IS HEREBY GIVEN that on January 10, 2012, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Office of the Marshall, Supreme Court of Florida, on behalf of five officers named in the petition. 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 and supervised by a CJSTC-certified firearms instructor. The petition supports the requested waiver by stating that the officers had completed the course of fire, but were no longer employed with the Office of the Marshall well before the end of the 2008 reporting cycle. Some of the five officers had incomplete CJSTC 86A forms, others' forms were missing from the training files.

Petitioner further states that it would violate the principles of fairness to fail to recognize that these five officers did actually complete the physical requirements of the rule.

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

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NOTICE IS HEREBY GIVEN that on January 9, 2012, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from the University of Central Florida Police Department on behalf of certain 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 instructors conducting the course of fire were not CJSTC certified firearms instructors during the 2008 reporting cycle. Three of the officers cannot locate the CJSTC 86A forms in their records for the 2008 reporting cycle. One of the officers signed his own CJSTC 86A form for the 2008 reporting cycle. Petitioner states that the agency's 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 affected by this situation did successfully complete the requirement simply because their instructors were not CJSTC certified firearms instructors for their requalification shoots during the 2008 reporting cycle, cannot locate their CJSTC 86A forms, or signed their own CJSTC 86A form.

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

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#### **PUBLIC SERVICE COMMISSION**

NOTICE IS HEREBY GIVEN that on January 6, 2012, the Florida Public Service Commission, received a petition for waiver from paragraphs 25-6.065(5)(d) and (e), Florida Administrative Code, Docket No.: 120012-EI, Petition for variance and waiver of certain contractual requirements in Rule 25-6.065, F.A.C., by Progress Energy Florida, Inc. Paragraph 25-6.065(5)(d), F.A.C., addresses the requirements that a Standard Interconnection Agreement contain a provision that the customer hold harmless and indemnify the investor-owned utility for all loss to third parties resulting from the operation of the customer-owned renewable generation, except when the loss occurs due to the negligent actions of the investor-owned utility. Paragraph 25-6.065(5)(e), F.A.C., addresses the requirement that a Standard Interconnection Agreement contain general liability insurance for personal and property damage, or sufficient guarantee and proof of self-insurance, in the amount of no more than \$1 million for Tier 2 customers and no more than \$2 million for Tier 3

customers. Comments on the petition should be filed with: Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, within 14 days after publication of this notice. For additional information, please contact Pamela H. Page, Office of the General Counsel, at the above address or telephone (850)413-6199.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850.

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### **WATER MANAGEMENT DISTRICTS**

NOTICE IS HEREBY GIVEN that on December 22, 2011, the South Florida Water Management District (SFWMD), received a petition for Hardship Exemption from Miguel A. Davila-Duran, 5516 Columbus Road, West Palm Beach, FL 33406. The application seeks relief from provisions in Rules 62-531.300 and 63-531.330, F.A.C., pertaining to a water well contractor license, pursuant to Section 373.326, Florida Statutes.

A copy of the Petition for Variance or Waiver may be obtained by contacting: the Water Use Bureau during the normal business hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at 3301 Gun Club Road, West Palm Beach, FL 33406; by telephone at (561)682-6929 or via email: [asuperch@sfwmd.gov](mailto:asuperch@sfwmd.gov). To be considered, comments must be received by the close-of-business on January 27, 2012, at the South Florida Water Management, 3301 Gun Club Road, West Palm Beach, FL 33406, Attn.: District Clerk.

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### **DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on January 4, 2012, the Division issued an order. The Final Order was in response to a Petition for emergency Variance from Church of Scientology in Clearwater, filed 12/7/2011, and advertised in Vol. 37, No. 51, 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, 3.3.2, 3.10.4(u), 2.1.3(b), 2.1.5, 3.4.3(a)(3), 3.4.5(d) ASME A17.3, 1996 edition and 303.2c, ASME A17.1, 1996, 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, platform guards, emergency stop switch, fascia under the hoistway sill to extend no less than the depth of the leveling zone plus 3 inches, counterweight guard in the pit, a maximum gap between the hoistway and car doors of 5.5 inches, emergency lighting and

support of hydraulic lines until September 3, 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 2011-401).

A copy of the Order or additional information may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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NOTICE IS HEREBY GIVEN that on December 28, 2011, the the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Colony Hotel in Delray Beach. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 2.7.4, 3.3.2, 3.10.3, 3.10.4(h), 3.10.4(u) and 3.11.1, 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 restricted door opening, platform guards, cartop operating devices, final terminal stopping devices, car stop switch and in-car two-way communication and alarm 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 2011-426).

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.

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NOTICE IS HEREBY GIVEN that on December 28, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Presidential Golfview Condominium. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 3.11.3 and 2.7.4, 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 firefighters' emergency operations and restricted door openings 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 2011-427).

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.

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NOTICE IS HEREBY GIVEN that on January 4, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Magnuson Hotel in Clearwater, FL. Petitioner

seeks a temporary variance of the requirements of ASME A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Codes that requires upgrading the elevators with firefighters' emergency operations 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 2012-001).

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.

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NOTICE IS HEREBY GIVEN that on December 29, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Wells Fargo (Largo Office Center) in Bellair Bluffs, FL. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 3.11.3, 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 firefighters' emergency operations 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 2012-002).

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.

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NOTICE IS HEREBY GIVEN that on January 4, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Horizon Bay Memory Care in Tampa, FL. Petitioner seeks an emergency variance of the requirements of ASME A17.1, Section 2.18 and 2.20, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires suspension and governor ropes be of a minimum size 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 2012-003).

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.

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The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice on November 22, 2011, the Division of Hotels and

Restaurants received a Petition for a Routine Variance for Subparagraph 3-305.11(A)(2), 2001 FDA Food Code, Paragraph 3-305.14, 2001 FDA Food Code, Paragraph 6-202.15, 2001 FDA Food Code, Paragraph 6-202.16, 2001 FDA Food Code, subsections 61C-4.010(1), (6), Florida Administrative Code, from El Primo Catering located in Orlando, FL. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk potentially hazardous foods other than frankfurters from an open air mobile food dispensing vehicle.

The Petition for this variance was published in Vol. 37, No. 50 on December 16, 2011. The Order for this Petition was signed on January 3, 2012 and after a complete review of the variance request, the Division finds that the application of this rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring that each pan within the steam table is properly covered with an individual lid; the steam table is enclosed within a cabinet with tight-fitting doors, and is protected by an air curtain installed and operated according to the manufacturer's specifications that protects against flying vermin or other environmental contaminants; all steam table foods must be properly reheated for hot holding at approved commissaries and held hot at the proper minimum temperature per the parameters of the currently adopted FDA Food Code; steam table food is to be dispensed by the operator with no customer self-service. The Petitioner shall also strictly adhere to the operating procedures and copies of the variance and operating procedures are to be present on the MFDV during all periods of operation.

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

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NOTICE IS HEREBY GIVEN that on December 21, 2011, the Board of Professional Engineers, received a petition for Variance or Waiver, filed on December 21, 2011, by Mukesh Joshi, P.E. The Petitioner seeks the Variance or Waiver from paragraph 61G15-20.007(1)(b), F.A.C., with respect to the requirement that each applicant for a Florida engineers license must demonstrate the completion of a substantial equivalency for the general education course requirements.

The Board will address this Petition at its next meeting.

Comments on this petition should be filed with: Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, FL 32303-5268, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Zana Raybon, Executive Director, Board of Professional Engineers, at the above address or telephone (850)521-0500.

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NOTICE IS HEREBY GIVEN that on December 22, 2011, the Board of Accountancy, received a petition for Michael Thomas Maguire, seeking a variance or waiver of subsection 61H1-27.0041(2), F.A.C., which requires that one year of work experience be certified in a prescribed report by an applicant's supervising CPA.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Voloria 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.

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**DEPARTMENT OF HEALTH**

NOTICE IS HEREBY GIVEN that on January 4, 2012, the Board of Chiropractic Medicine, received a petition for Carol A. DeWilde, D.C. The petitioner is seeking a waiver or variance of Rule 64B2-13.004, Florida Administrative Code, which requires that for the purpose of renewing or reactivating a license, an applicant must demonstrate to the Board that he/she has participated in at least forty (40) classroom hours of Board approved continuing chiropractic education.

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.

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NOTICE IS HEREBY GIVEN that on January 4, 2012, the Board of Nursing Home Administrators, received a petition for Lance Dixon. The petitioner is seeking a waiver or variance of Rule 64B10-11.007, Florida Administrative Code, which lists the subjects required for fulfilling the 60 semester hours requirement pursuant to Section 468.1695(2)(a)1., Florida Statutes.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Bruce Deterding, Executive Director, Board of Nursing Home Administrators, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257. Comments on this petition should be filed with the Board of Nursing Home Administrators within 14 days of publication of this notice.

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NOTICE IS HEREBY GIVEN that on January 4, 2012, the Board of Optometry, received a petition for waiver or variance filed by Kirsten Knowles, O.D., FAAO, from Rule 64B13-4.001, F.A.C., with regard to the licensure requirement of Rule 64B13-4.001, F.A.C., that applicants submit scores on the national licensing exam taken no longer than 5 years prior to application.

Comments on this petition should be filed with the Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Bruce Deterding, Executive Director, Board of Optometry, at the above address or telephone (850)245-4355.

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NOTICE IS HEREBY GIVEN that on December 14, 2011, the Board of Physical Therapy Practice, received a petition for Andrea Hall, seeking a variance or waiver of paragraph 64B17-4.001(2)(a), F.A.C. Ms. Hall requests the Board to waive remaining education credits due to lack of course availability.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255. Comments on this petition should be filed with the Board of Physical Therapy Practice/MQA within 14 days of publication of this notice.

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NOTICE IS HEREBY GIVEN that on December 16, 2011, the Board of Physical Therapy Practice, received a petition for Aneta Mozdyniewicz, seeking a variance or waiver of Rule 64B17-3.001, Florida Administrative Code. Ms. Mozdyniewicz requests the Board to waive education credits based on 19 weeks of clinical internship performed at Cralle Physical Therapy Clinic, supervised by licensed physical therapist, Raymond H. Cralle RPT, PT #1043.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255. Comments on this petition should be filed with the Board of Physical Therapy Practice/MQA within 14 days of publication of this notice.

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NOTICE IS HEREBY GIVEN that on December 16, 2011, the Board of Physical Therapy Practice, received a petition for Katarzyna Skladanowski, seeking a variance or waiver of Rule 64B17-3.003, Florida Administrative Code. Ms. Skladanowski requests the Board to waive certain education credits based on her credential evaluation and professional work experience.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255. Comments on this petition should be filed with the Board of Physical Therapy Practice/MQA within 14 days of publication of this notice.

NOTICE IS HEREBY GIVEN that on December 29, 2011, the Board of Physical Therapy Practice, received a petition for Chirag Vegda, seeking a variance or waiver of Rule 64B17-3.001, Florida Administrative Code. Mr. Vegda requests the Board to consideration of a Waiver of certain general education credits.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255. Comments on this petition should be filed with the Board of Physical Therapy Practice/MQA within 14 days of publication of this notice.

#### **DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

NOTICE IS HEREBY GIVEN that on December 7, 2011, the Department of Children and Families, received a petition for waiver of subsection 65C-15.010(3), Florida Administrative Code, from Hope Center for Teens, Inc. Subsection 65C-15.010(3), F.A.C., requires a licensed child-placing agency to annually obtain an audit of its financial records.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32399-0700.

#### **FINANCIAL SERVICES COMMISSION**

NOTICE IS HEREBY GIVEN that on December 22, 2011, the Office of Insurance Regulation, received a petition for a variance from Rule 69O-125.003, Florida Administrative Code, from Monumental Life Insurance Company ("Monumental"). Rule 69O-125.003, Florida Administrative Code, prohibits insurance providers from making underwriting decisions based upon of an applicant's intent to engage in future lawful foreign travel or based upon past lawful foreign travel. Monumental is seeking permission to consider travel to Iraq and Afghanistan in its underwriting of insurance applicants.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Debra Seymour at [debra.seymour@floir.com](mailto:debra.seymour@floir.com).

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

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

State Board of Administration

Division of Bond Finance

Financial Services Commission:

Office of Insurance Regulation

Office of Financial Regulation

Agency for Enterprise Information Technology

Department of Veterans' Affairs

Department of Highway Safety and Motor Vehicles

Department of Law Enforcement

Department of Revenue

Administration Commission

Florida Land and Water Adjudicatory Commission

Board of Trustees of the Internal Improvement Trust Fund

Department of Environmental Protection

DATE AND TIME: February 9, 2012, 9:00 a.m.

PLACE: Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

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

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

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

The **Financial Services Commission** will take action on matters duly presented on its agenda which may include, but not be limited to; matters relating to rulemaking for all activities of the **Office of Insurance Regulation** concerning insurers and other risk bearing entities, including licensing, rates, policy forms, market conduct, claims, adjusters, issuance of certificates of authority, solvency, viatical settlements,

premium financing, and administrative supervision, as provided under the Insurance Code or Chapter 636, F.S., and matters related to rulemaking for all activities of the **Office of Financial Regulation** relating to the regulation of banks, credit unions, other financial institutions, finance companies, retail installment sales providers, title loan lenders, collection agencies, mortgage brokers, mortgage lenders, certified capital companies, money services businesses, and the securities industry.

The **Agency for Enterprise Information Technology** will take action on matters duly presented on its agenda which may include, but not be limited to, the presentation and approval of the Agency's Annual Operational Work Plan as well as matters relating to rulemaking for all activities of the Agency.

The **Department of Veterans' Affairs** will take action on matters duly presented on its agenda which may include the administration of the Department as well as actions taken to further the Department's mission of providing assistance to veterans and their dependents, pursuant to Section 292.05, F.S.

The **Department of Highway Safety and Motor Vehicles** will take action on matters duly presented on its agenda, which may include such matters as approval of agency policies, taking agency action with regard to administrative procedure matters, and considering other matters within its authority pursuant to Florida Statutes.

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

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

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

The **Florida Land and Water Adjudicatory Commission** will take action on matters duly presented on its agenda including appeals of local government development orders in areas of critical state concern or of developments of regional impact under Section 380.07, F.S.; and review of water management matters under Chapter 373, F.S. The Commission will also review Department of Environmental Protection's

rules and orders which, prior to July 1, 1993, the Governor and Cabinet, sitting as the head of the Department of Natural Resources, had authority to issue or promulgate.

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

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

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

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

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

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## DEPARTMENT OF STATE

The Florida **Department of State, Division of Library and Information Services** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, January 30, 2012, 8:15 a.m. – 8:30 a.m. (EST)

PLACE: Archives Conference Room, Division of Library and Information Services, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The State Library Council Governmental Affairs Subcommittee will review and discuss matters and issues related to the programs and/or activities of the Division of Library and Information Services. Subject matter may include issues that have local or statewide impact on the Division and/or the services it provides to Florida's citizens, and strategies to promote the Division's values and work.

A copy of the agenda may be obtained by contacting: Judith A. Ring, Division Director at (850)245-6600.

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: (850)245-6600 or TDD (850)922-4085. 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 **Friends of the Museums of Florida History, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, January 30, 2012, 9:30 a.m.

PLACE: Tallahassee, FL – TBA

GENERAL SUBJECT MATTER TO BE CONSIDERED: Fundraising for the Forever changed permanent exhibit.

A copy of the agenda may be obtained by contacting: Elyse Cornelison, Museum of Florida History, (850)245-6413.

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: Elyse Cornelison, Museum of Florida History, (850)245-6413. 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: Elyse Cornelison, Museum of Florida History, (850)245-6413.

The Florida **Division of Cultural Affairs** and the **Florida Council on Arts and Culture** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, February 9, 2012, 10:00 a.m.

PLACE: Division of Cultural Affairs, R.A. Gray Building, 3rd Floor, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss, review and take action on funding recommendations for grants and any other business which may appropriately come before the Council.

Note: If a quorum of members does not participate on the conference call, items on the agenda for formal action will be discussed as a workshop by those present on the phone and in person, and written minutes will be taken although no formal action will be taken. If you have questions or if you would like call-in instructions, please call: (850)245-6490.

A copy of the agenda may be obtained by contacting: Rachelle Ashmore at (850)245-6490 or by email at [Rachelle.Ashmore@DOS.MyFlorida.com](mailto:Rachelle.Ashmore@DOS.MyFlorida.com) or via the Division's website: [www.florida-arts.org](http://www.florida-arts.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 48 hours before the workshop/meeting by contacting: Jennifer Hoelsing at (850)245-6462 or by email at: [Jennifer.Hoelsing@DOS.MyFlorida.com](mailto:Jennifer.Hoelsing@DOS.MyFlorida.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Rachelle Ashmore at [Rachelle.Ashmore@DOS.MyFlorida.com](mailto:Rachelle.Ashmore@DOS.MyFlorida.com).

#### DEPARTMENT OF LEGAL AFFAIRS

The Florida **Commission on the Status of Women** announces a telephone conference call to which all persons are invited.

DATE AND TIME: February 8, 2012, 10:00 a.m.

PLACE: Please call: (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual Report Committee.

DATE AND TIME: February 8, 2012, 11:00 a.m.

PLACE: Please call: (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Policy Committee.

DATE AND TIME: February 9, 2012, 9:00 a.m.

PLACE: Please call: (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Finance/Budget Committee.

DATE AND TIME: February 14, 2012, 11:00 a.m.

PLACE: Please call: (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Awards and Recognition Task Force.

DATE AND TIME: February 14, 2012, 3:00 p.m.

PLACE: Please call: (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Bylaws Committee.

DATE AND TIME: February 15, 2012, 10:00 a.m.

PLACE: Please call: (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Women's Hall of Fame Committee.

NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

A copy of the agenda may be obtained by contacting: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, Florida 32399-1050, (850)414-3300, Fax: (850)921-4131.

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: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax: (850)921-4131. 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 Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, Florida 32399-1050, (850)414-3300, Fax: (850)921-4131.

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

The **Florida Coordinating Council on Mosquito Control** announces a public meeting to which all persons are invited.

DATE AND TIME: February 7, 2012, 10:00 a.m.

PLACE: Florida Department of Agriculture and Consumer Services, Eyster Auditorium, 3125 Connor Boulevard, Tallahassee, Florida 32399-1650, (850)488-8731 and by Teleconference/WebEx. Teleconference Information: Phone Number: 1(888)808-6959, Conference Code: 921 414 5; WebEx Information: <https://suncom.webex.com/suncom/j.php?ED=179852687&UID=1351522062&RT=MIMxMQ%3D%3D>; Meeting Password: no password required.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the business of the Council.

A copy of the agenda or for more information, you may contact: Mr. Michael J. Page, Chief of Bureau of Entomology and Pest Control, 1203 Governors Square Boulevard, Suite 300, Tallahassee, Florida 32301, (850)617-7997.

The **Florida Bed Bug Workgroup** announces a public meeting to which all persons are invited.

DATE AND TIME: February 14, 2012, 10:00 a.m.

PLACE: Florida Department of Agriculture and Consumer Services, Eyster Auditorium, 3125 Connor Boulevard, Tallahassee, Florida 32399-1650, (850)488-8731 and by Teleconference/WebEx. Teleconference Information: Conference Call: 1(888)808-6959, Conference Code: 921 414 5; WebEx Information: <https://suncom.webex.com/suncom/j.php?ED=179829102&UID=1351395122&RT=MIMxMQ%3D%3D>; Meeting Password: No password required

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the business of the Workgroup.

A copy of the agenda or for more information, you may contact: Mr. Michael J. Page, Chief of Bureau of Entomology and Pest Control, 1203 Governors Square Boulevard, Suite 300, Tallahassee, Florida 32301, (850)617-7997.

The **Pest Control Enforcement Advisory Council** announces a public meeting to which all persons are invited.

DATE AND TIME: March 6, 2012, 9:00 a.m.

PLACE: Florida Department of Agriculture and Consumer Services, Eyster Auditorium, 3125 Connor Boulevard, Tallahassee, Florida 32399-1650, (850)488-8731 and by Teleconference/WebEx. Teleconference Information: Phone Number: 1(888)808-6959, Conference Code: 921 414 5, WebEx Information: <https://suncom.webex.com/suncom/j.php?ED=179853212&UID=1351524562&RT=MIMxMQ%3D%3D>, Meeting Password: no password required.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the business of the Council.

A copy of the agenda or for more information, you may contact: Mr. Michael J. Page, Chief of Bureau of Entomology and Pest Control, 1203 Governors Square Boulevard, Suite 300, Tallahassee, Florida 32301, (850)617-7997.

**DEPARTMENT OF EDUCATION**

The **Florida Rehabilitation Council**, Quarterly Meeting and Public Forum announces a public meeting to which all persons are invited.

DATES AND TIMES: February 15-17, 2012, 8:00 a.m. – until close of the meeting; Public Forum: February 17, 2012, 10:30 a.m. – 11:30 a.m. or until completed

PLACE: Homewood Suites, 2987 Apalachee Parkway, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: 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](http://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 Council's 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 **Education Practices Commission** announces a hearing to which all persons are invited.

DATE AND TIME: A Teacher Hearing Panel, January 27, 2012, 9:00 a.m. or as soon thereafter as can be heard

PLACE: The Schultz Center, 4019 Boulevard Center Drive, Jacksonville, Florida 32207, (904)348-5757

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hearing Panel of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators.

A copy of the agenda may be obtained by contacting: Kathleen M. Richards at (850)245-0455.

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: Kathleen M. Richards at (850)245-0455. 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: Lisa Forbess or Kathleen M. Richards at (850)245-0455.

The **Florida Atlantic University** announces a public meeting to which all persons are invited.

DATE AND TIME: January 27, 2012, 1:00 p.m.

PLACE: FAU, Building 97, Room 222, 777 Glades Road, Boca Raton, FL 33428

GENERAL SUBJECT MATTER TO BE CONSIDERED: To hold a site specific proposal meeting regarding Florida's Art in State Buildings Program, for BR-678 Culture and Society Building.

A copy of the agenda may be obtained by contacting: Corina Mavrodi at cmavrodi@fau.edu.

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: Corina Mavrodi at cmavrodi@fau.edu. 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 COMMUNITY AFFAIRS**

The **Florida Building Commission**, "The Commission" announces a public meeting to which all persons are invited.

DATES AND TIME: January 30-31, 2012, 9:00 a.m. – completion

PLACE: Tradewinds Island Grand Hotel, 5500 Gulf Boulevard St., Pete Beach, Florida 33706, (727)367-6461

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monday, January 30, 2012

9:00 a.m. Accessibility TAC

1:00 p.m. 2013 Florida Building Code Update Process Ad Hoc

Tuesday, January 31, 2012

9:00 a.m. Plenary session meeting of the Florida Building Commission

Review and Approve Agenda

Review and Approve the December 6, 2011 Meeting Minutes and Facilitator's Report and the January 17 and 25 (if held) Conference Call Meetings Reports

Chair's Discussion Issues and Recommendations

Resolution of Appreciation for Rick Dixon

Workplan Prioritization Exercise Results Discussion

Effectiveness Assessment Survey Results Discussion

Update of the Commission Workplan

Florida Accessibility Code Certification Hearing

Accessibility Waiver Applications:

Alan Waserstein 1225 Collins Avenue, Miami Beach, FL

CHJ Ventures LLC, 7120 S.W. 47th Street, Miami, FL

Loews Miami Beach Hotel, 1601 Collins Avenue, Miami Beach, FL

Trinity Catholic High School 2600 S. W. 42nd Street, Ocala, FL

7144 Byron LLC/Ayuda, 7144 Byron Avenue, Miami Beach, FL

Ransom Everglades School Pool Replacement, 3575 Main Highway, Coconut Grove, FL

A1A Burrito Works, 608 S. Ocean Drive Boulevard, Flagler Beach, FL

Applications for Product and Entity Approval; Revocations

Applications for Accreditor and Course Approval

Binding Interpretations:

Petitions for Declaratory Statement:

Second Hearing-

DS 2011-085 by Dan Johnson of Swim, Incorporated

First Hearing-

DS 2011-096 by Jeffery Cooper of EPOX-Z Corporation

DS 2011-097 by Jeffery Cooper of EPOX-Z Corporation

Legal and Legislative Issues

Committee Reports and Recommendations:

Accessibility TAC

Education POC

Energy TAC

Product Approval POC

Structural TAC

2013 Florida Building Code Update Process Ad Hoc

2013 Florida Building Code Update Process

Energy Code Compliance Software Consideration and Approval

Commission Member Comments and Issues

General Public Comment

Adjourn Plenary Session

A copy of the agenda may be obtained by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100, call: (850)487-1824, Fax: (850)414-8436 or see the Commission's website at: [www.floridabuilding.org](http://www.floridabuilding.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 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100, call: (850)487-1824, Fax: (850)414-8436 or see the Commission's website at: [www.floridabuilding.org](http://www.floridabuilding.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. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, call: (850)487-1824, Fax: (850)414-8436 or see the Commission's website at: [www.floridabuilding.org](http://www.floridabuilding.org).

The **Florida Building Commission**, "The Commission", NOTICES A PUBLIC HEARING ON ITS INTENT TO REQUEST CERTIFICATION OF THE 2012 FLORIDA ACCESSIBILITY CODE FOR BUILDING CONSTRUCTION BY THE UNITED STATES DEPARTMENT OF JUSTICE TO BE HELD DURING ITS JANUARY 2012 MEETING announces a public meeting to which all persons are invited.

DATE AND TIME: January 31, 2012, 8:30 a.m. – completion  
PLACE: Trade Winds Island Grand Hotel, 5500 Gulf Boulevard, St. Pete Beach, Florida 33706, (727)367-6461

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Building Commission announces its intent to pursue United States Department of Justice (DOJ) certification of equivalency for the 2012 Florida Accessibility Code for Building Construction (2012 Florida Accessibility Code). Certification is based on determination by the DOJ that the 2012 Florida Accessibility Code, which replaces the certified 1997 Florida Accessibility Code for Building Construction (1997 Florida Accessibility Code), meets or exceeds the minimum requirements of the Americans with Disabilities Act (ADA) for accessibility and usability of places of public accommodation and commercial facilities. At any enforcement proceeding under title III of the ADA, certification provides rebuttable evidence that the Code meets or exceeds the minimum requirements of title III for private facilities. Determination of equivalency is determined by comparison to the DOJ adopted Americans with Disabilities Act Standards for Accessible Design (ADA Standards).

Chapter 553, Part II, Accessibility by Handicapped Persons, Florida Statutes, establishes the Florida Accessibility Code for Building Construction. Section 553.502 of Part II establishes the intent of the law that ... "All state laws, rules, standards and codes governing facilities covered by the Americans with Disabilities Act Standards for Accessible Design shall be maintained to assure certification of the state's construction standards and codes." The 1997 Florida Accessibility Code, which is based on the 1991 ADA Standards as revised 1994, was issued a certification of equivalency by the DOJ and compliance with the 1997 Code provides rebuttable evidence of compliance with the minimum requirements of title III of the ADA until the 2010 ADA Standards become mandatory March 15, 2012.

The DOJ adopted final rules creating the 2010 ADA Standards September 15, 2010. The Florida Building Commission developed the 2012 Florida Accessibility Code to maintain

consistency with the 2010 ADA Standards and adopted it by rule October 2011. The update to the Accessibility Code is intended to allow application for DOJ certification and it is scheduled to take effect concurrent with the date for mandatory use of the 2010 ADA Standards, March 15, 2012.

The 2012 Florida Accessibility Code and supporting documentation, this notice of intent to pursue certification and notice of hearing can be viewed and downloaded from the Florida Building Commission website: [www.FloridaBuilding.org](http://www.FloridaBuilding.org) under the "Hot Topics" tab or can be viewed and copied at the Commission's office: Building Codes and Standards Office, 2555 Shumard Oak Blvd., Tallahassee, Florida 32399-2100.

A copy of the agenda may be obtained by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, call: (850)487-1824, Fax: (850)414-8436 or see the Commission's website at: [www.floridabuilding.org](http://www.floridabuilding.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 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100 or call: (850)487-1824, Fax: (850)414-8436 or see the Commission's website at: [www.floridabuilding.org](http://www.floridabuilding.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. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, call: (850)487-1824, Fax: (850)414-8436, or see the Commission's website at: [www.floridabuilding.org](http://www.floridabuilding.org).

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The **Department of Economic Opportunity** announces a workshop to which all persons are invited.

DATE AND TIME: Monday, January 30, 2012, 10:00 a.m. – 4:00 p.m. (EST)

PLACE: Marathon Fire Station, 8900 Overseas Highway, Marathon, Florida 33050 (Directions: (850)717-8504)

DATE AND TIME: Monday, February 27, 2012, 10:00 a.m. – 4:00 p.m. (EST)

PLACE: Harvey Government Center, 1200 Truman Avenue, Key West, Florida 33040 (Directions: (850)717-8504)

DATE AND TIME: Friday, March 30, 2012, 10:00 a.m. – 4:00 p.m. (EDT)

PLACE: Murray E. Nelson Government Center, 102050 Overseas Highway, Key Largo, Florida 33037 (Directions: (850)717-8504)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to provide updated information regarding hurricane evacuation modeling in the Florida Keys. The goal of the workshops include: Develop a memorandum of understanding between local governments and state agencies regarding the computer modeling variables; evaluate build out potential of the keys within the 24 hour clearance time and develop the basis for a new allocation of rate of growth (ROGO) units for the Florida Keys.

A copy of the agenda may be obtained by contacting: Barbara Powell, (850)717-8504 or email: [barbara.powell@deo.myflorida.com](mailto:barbara.powell@deo.myflorida.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: Barbara Powell, (850)717-8504 or email: [barbara.powell@deo.myflorida.com](mailto:barbara.powell@deo.myflorida.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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## DEPARTMENT OF TRANSPORTATION

The Florida **Department of Transportation**, District 7 announces a public meeting to which all persons are invited.

DATE AND TIME: Meetings to be held monthly as described below

PLACE: Florida Department of Transportation, District 7, Headquarters, 11201 N. McKinley Drive, Tampa, Florida 33612

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation intends to hold monthly Access Management Review Committee meetings in 2012. These meetings will be held once each month, usually on the last Wednesday of the month, at the District Seven headquarters building in Tampa. The purpose of the meetings is to review requests for median opening variances on state roads within the District's jurisdiction. District Seven is comprised of Citrus, Hernando, Pasco, Pinellas and Hillsborough counties. To confirm specific meeting dates and times, the public is advised to view the public notices posted on the internet at: <http://cosharepoint.dot.state.fl.us/sites/publicnotices/default.aspx>.

A copy of the agenda may be obtained by contacting: kent.fast@dot.state.fl.us at (813)975-6263 or jim.scott@dot.state.fl.us or (813)975-6273.

The **Commercial Motor Vehicle Review Board** announces a public meeting to which all persons are invited.

DATE AND TIME: February 9, 2012, 8:30 a.m.

PLACE: Department of Transportation, Haydon Burns Building, Room 348, 605 Suwannee Street, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a monthly meeting of the Commercial Motor Vehicle Review Board for the purpose of reviewing penalties imposed upon any vehicle or persons under the provisions of Chapter 316, Florida Statutes, relating to weights or to violations of safety regulations.

A copy of the agenda may be obtained by contacting: Sharon S. Day, Executive Assistant, Commercial Motor Vehicle Review Board, Rhyne Building, Traffic Engineering and Operations Office, 2740 Centerview Drive, Ste. 3B, Tallahassee, Florida 32301, (850)410-5613.

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 1(800)955-8771 or 1(800)955-8770 (Voice). If you are hearing impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

### **PUBLIC SERVICE COMMISSION**

The Florida **Public Service Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, February 9, 2012, 6:00 p.m.

PLACE: Springlake Community Center, 209 Springlake Boulevard, Sebring, FL 33876

GENERAL SUBJECT MATTER TO BE CONSIDERED: Docket No. 110165-SU – Application for staff-assisted rate case in Highlands County by Utility Corporation of Florida, Inc.

The purpose of the meeting is to give customers and other interested persons an opportunity to offer comments regarding the quality of service provided by the utility, the proposed rate increase, and to ask questions and comment on other issues. One or more of the Commissioners of the Florida Public Service Commission may attend and participate in this meeting. For questions, contact: Commission Staff, Pauline Robinson at (850)413-6183 or parobins@psc.state.fl.us.

EMERGENCY CANCELLATION OF CUSTOMER MEETING: If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation

of the meeting will also be provided on the Commission's website (<http://www.psc.state.fl.us/>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199. 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: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770. 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 or questions, contact: Commission Staff, Pauline Robinson, (850)413-6183, parobins@psc.state.fl.us.

### **EXECUTIVE OFFICE OF THE GOVERNOR**

The **Governor's Commission on Volunteerism & Community Service, Volunteer Florida** announces a public meeting to which all persons are invited.

DATES AND TIME: Thursday, February 23, 2012, 12:00 Noon through Sunday, February 26, 2012, until all business is complete

PLACE: Caribe Royale Orlando, 8101 World Center Drive, Orlando, FL 32821

GENERAL SUBJECT MATTER TO BE CONSIDERED: 2012 Florida AmeriCorps and National Service Conference. Registration is required. Training of AmeriCorps and National Service members, networking, Inclusion Council meeting, and general business of the Governor's Commission on Volunteerism and Community Service.

A copy of the agenda may be obtained by contacting: Kristin Mullikin at [kristin@volunteerflorida.org](mailto:kristin@volunteerflorida.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: Kristin Mullikin at [kristin@volunteerflorida.org](mailto:kristin@volunteerflorida.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: Kristin Mullikin at [kristin@volunteerflorida.org](mailto:kristin@volunteerflorida.org).

**REGIONAL PLANNING COUNCILS**

The **Bay County Transportation Disadvantaged Local Coordinating Board** announces a public meeting to which all persons are invited.

DATE AND TIME: February 1, 2012, 1:00 p.m.

PLACE: Bay County Government Center, 840 West 11th Street, Room 1030, Panama City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Bay County Transportation Disadvantaged Quarterly Board Meeting.

A copy of the agenda may be obtained by contacting: [www.wfrpc.org/baytd](http://www.wfrpc.org/baytd).

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: Mary Markham, email: [mary.markham@wfrpc.org](mailto:mary.markham@wfrpc.org) or call Toll Free: 1(800)226-8914, ext. 281. 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: Julia Pearsall, email: [julia.pearsall@wfrpc.org](mailto:julia.pearsall@wfrpc.org) or call Toll Free: 1(800)226-8914, ext. 231.

The **Bay Area Resource Council**, Technical Advisory Committee announces a workshop to which all persons are invited.

DATE AND TIME: February 1, 2012, 1:30 p.m. (CST)

PLACE: West Florida Regional Planning Council, 4081 E. Olive Rd., Ste. A, Pensacola, FL 32514

GENERAL SUBJECT MATTER TO BE CONSIDERED: The workshop will consist of discussing goals for the upcoming year and general business of the TAC.

A copy of the agenda may be obtained by contacting: Kathy Ahlen, West Florida Regional Planning Council, Staff to BARC at 1(800)226-8914, ext. 210, email: [kathy.ahlen@wfrpc.org](mailto:kathy.ahlen@wfrpc.org), <http://www.wfrpc.org/barcmeetingannouncements>.

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: Kathy Ahlen, 1(800)226-8914, ext. 210. 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: Kathy Ahlen, West Florida Regional Planning Council, 1(800)226-8914, ext. 210 or [kathy.ahlen@wfrpc.org](mailto:kathy.ahlen@wfrpc.org).

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

DATE AND TIME: February 1, 2012, 1:30 p.m.

PLACE: Board of County Commissioners Meeting Room, County Courthouse, 207 Northeast 1st Street, Jasper, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Hamilton County Transportation Disadvantaged Coordinating Board.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N.W. 67th Place, Gainesville, Florida 32653-1603.

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: (352)955-2200. 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 **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: February 6, 2012, 10:00 a.m.

PLACE: Board of County Commissioners Meeting Room, Courthouse Annex, 229 S.W. Pinckney Street, Suite 219, Madison, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Madison County Transportation Disadvantaged Coordinating Board.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N.W. 67th Place, Gainesville, Florida 32653-1603.

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: (352)955-2200. 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 **Northeast Florida Regional Council** announces a public meeting to which all persons are invited.

DATE AND TIMES: Friday, February 3, 2012, Planning & Growth Management Committee, 8:30 a.m.; Personnel, Budget & Finance Committee, 9:00 a.m.; Strategic Regional Policy

Planning Committee, 9:00 a.m.; Full Board of Directors, 10:00 a.m.; Legislative Policy Committee immediately following the Board meeting

PLACE: 6850 Belfort Oaks Place, Jacksonville, FL 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Monthly Meeting.

A copy of the agenda may be obtained by contacting: Sheron Forde, (904)279-0880 or sforde@nefrc.org.

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The **Northeast Florida District IV Local Emergency Planning Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, February 8, 2012, 10:00 a.m.

PLACE: The Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Quarterly Meeting of the Northeast Florida Regional Council District IV Local Emergency Planning Committee.

Notice is also given that one or more members of Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes, may attend or speak at this meeting.

A copy of the agenda may be obtained by contacting: Beth Payne (bpayne@nefrc.org) or Bonnie Magee (bmagee@nefrc.org) at (904)279-0880.

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: Bonnie Magee, (904)279-0880. 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: Beth Payne (bpayne@nefrc.org) or Bonnie Magee (bmagee@nefrc.org) at (904)279-0880.

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

DATE AND TIME: Thursday, February 2, 2012, 9:00 a.m. – 11:00 a.m.

PLACE: Barnett Park, 4801 West Colonial Drive, Orlando, FL 32808

GENERAL SUBJECT MATTER TO BE CONSIDERED: Third workgroup meeting to discuss the planning elements and process for developing an Orange County Post-Disaster Redevelopment Plan.

A copy of the agenda may be obtained by contacting: Matt Boerger, (407)262-7772 or by email: mboerger@ecfrpc.org.

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The **Tampa Bay Regional Planning Council**, Regional Planning Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: February 3, 2012, 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 4 days before the workshop/meeting by contacting: Wren Krahl, (727)570-5151, ext. 22. 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: Mr. Avera Wynne, (727)570-5151, ext. 30.

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

DATE AND TIME: Monday, February 6, 2012, 10:30 a.m.

PLACE: Beacon Council Board Room, 80 S.W. 8th Street, Suite 2400, Miami, FL 33130

GENERAL SUBJECT MATTER TO BE CONSIDERED: Any Development Order received prior to the meeting. Any proposed Local Government Comprehensive Plan received prior to the meeting. Southeast Overtown Park West Increment III Staff Assessment – City of Miami; Any adopted Local Government Comprehensive Plan received prior to the meeting. Any Proposed Public Education Facilities Element (PEFE)/Capital Improvements Element (CIE) Amendments received prior to the meeting. Any proposed Local Government Comprehensive Plan Amendment received prior to the meeting. Any Adopted Public Education Facilities Element (PEFE)/Capital Improvements Element (CIE) Amendments received prior to the meeting. Any adopted Local Government Comprehensive Plan Amendment received prior to the meeting. Meeting on monthly Council business; Executive Committee meeting at 10:00 a.m. at the above location. Council related committees may meet periodically before (9:00 a.m.) and following the regularly scheduled Council meetings.

A copy of the agenda may be obtained by contacting: (954)985-4416.

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: (954)985-4416. 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: (954)985-4416.

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The **Treasure Coast Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: February 2, 2012, 10:00 a.m.

PLACE: St. Lucie County Health Department, 5150 N.W. Milner Drive, Port St. Lucie, Florida 34983

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the quarterly meeting of Council's Florida District X Local Emergency Planning Committee.

A copy of the agenda may be obtained by contacting: Kathryn Boer at (772)221-4060.

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: Kathryn Boer at (772)221-4060. 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: Kathryn Boer at (772)221-4060.

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### COMMISSION ON ETHICS

The **Commission on Ethics** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, February 3, 2012, 8:30 a.m.

PLACE: Florida Parole Commission, 4070 Esplanade Way, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Commission Meeting.

A copy of the agenda may be obtained by contacting: Commission on Ethics, website: [www.ethics.state.fl.us](http://www.ethics.state.fl.us) or call: (850)488-7864.

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: Commission on Ethics, (850)488-7864. 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).

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### METROPOLITAN TRANSPORTATION PLANNING ORGANIZATIONS

The **Metropolitan Transportation Planning Organization** for the Gainesville Urbanized Area announces a public meeting to which all persons are invited.

DATE AND TIME: February 8, 2012, 10:00 a.m.

PLACE: Jack Durrance Auditorium, County Administration Building, 12 Southeast 1st Street, Gainesville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Alachua County Transportation Disadvantaged Coordinating Board.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N.W. 67th Place, Gainesville, Florida 32653-1603.

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: (352)955-2200. 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).

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The **Broward County Transportation Disadvantaged Coordinating Board** announces a public meeting to which all persons are invited.

DATE AND TIME: January 30, 2012, 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)876-0037, 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)876-0037, email: byrnesd@browardmpo.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: Deborah Byrnes at (954)876-0037, email: byrnesd@browardmpo.org.

**WATER MANAGEMENT DISTRICTS**

The **St. Johns River Water Management District**, Projects & Land Committee announces a public meeting to which all persons are invited.

DATE AND TIMES: Monday, February 13, 2012, 1:00 p.m., Projects and Land Committee Site Visits; 5:00 p.m., Projects & Land Committee Business Meeting

PLACE: District Headquarters, 4049 Reid Street (Hwy. 100 West), Palatka, FL 32177. Projects and Land Committee Site Visits: Various locations along the Lower Ocklawaha River Basin.

The locations of the site visits may be changed due to inclement weather or other unforeseen circumstances. Notice of such change will be available by contacting: St. Johns River Water Management District, Attention: Heather Barnes, 4049 Reid Street, Palatka, FL 32177, Hbarnes@sjrwmd.com or by phone: (386)329-4347.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Updates and discussion of the Lower Ocklawaha River Basin associated resources and structures. The Projects and Land Committee will discuss agenda items, followed by committee recommendations to be approved by the full Governing Board.

NOTE: In the event a quorum of the Committee is not available for the business meeting at the date, time and place set forth above, the Committee shall meet on Tuesday, February 14, 2012, 8:00 a.m. at District Headquarters, 4049 Reid Street (Hwy. 100 West), Palatka, FL 32177. 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: Heather Barnes, 4049 Reid Street, Palatka, Florida 32177, Hbarnes@sjrwmd.com, by phone: (386)329-4347 or by visiting the District’s website: www.sjrwmd.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 **St. Johns River Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIMES: Tuesday, February 14, 2012, 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, FL 32177, by phone at (386)329-4101 or by visiting the District’s website at: 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 **St. Johns River Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, February 14, 2012, following Committee Reports and Public Hearing on Land Acquisition at the Governing Board meeting which begins at 1:00 p.m.

PLACE: District Headquarters, 4049 Reid Street (Hwy. 100 West), Palatka, FL 32177



GENERAL SUBJECT MATTER TO BE CONSIDERED: A public hearing to receive public testimony regarding the District's Florida Forever Work Plan Annual Update for the acquisition and management of lands funded by the Florida Forever Trust Fund pursuant to Section 373.139(3) and 373.199(7), Florida Statutes.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention: Missy McDermont, 4049 Reid Street, Palatka, FL 32177, by phone at (386)329-4101 or by visiting the District's website at: [www.floridaswater.com](http://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.

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The **Southwest Florida Water Management District (SWFWMD)** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 26, 2012, 8:00 a.m.

PLACE: SWFWMD, Bartow Service Office, 170 Century Boulevard, Bartow, FL 33830

GENERAL SUBJECT MATTER TO BE CONSIDERED: Bartow Service Office Governing Board Subcommittee Meeting: Discuss subcommittee business including facility rehabilitation, construction and leasing options. Governing Board members may attend.

A copy of the agenda may be obtained by contacting: [WaterMatters.org](http://WaterMatters.org) – Boards, Meetings & Event Calendar; 1(800)423-1476 (FL Only) or (352)796-7211.

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 (FL Only) or (352)796-7211, ext. 4702; TDD (FL Only) 1(800)231-6103 or email: [ADACoordinator@swfwmd.state.fl.us](mailto: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).

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: [time.parkerson@watermatters.org](mailto:time.parkerson@watermatters.org), 1(800)492-7862 (FL Only) or (863)534-1448, ext. 6006 (Ad Order EXE0185).

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NOTICE OF CHANGE – The **Southwest Florida Water Management District (SWFWMD)** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, January 31, 2012, 9:00 a.m.

PLACE: SWFWMD, Tampa Service Office, 7601 US Highway 301 North, Tampa, FL 33637 (note: this is a change of location from the published calendar)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting, Committee Meetings, Subcommittee Meetings and Public Hearing: Consider SWFWMD business. Some Board members may participate in the meeting via communications media technology.

A copy of the agenda may be obtained by contacting: [WaterMatters.org](http://WaterMatters.org) – Boards, Meetings & Event Calendar, 1(800)423-1476 (FL Only) or (352)796-7211.

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 (FL Only) or (352)796-7211, ext. 4702; TDD (FL Only) 1(800)231-6103 or email: [ADACoordinator@swfwmd.state.fl.us](mailto: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).

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: [Luanne.Stout@watermatters.org](mailto:Luanne.Stout@watermatters.org), 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4605 (Ad Order EXE0184).

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The **Southwest Florida Water Management District (SWFWMD)** announces a workshop to which all persons are invited.

DATES AND TIME: Wednesday, February 1-2, 2012, 9:00 a.m.

PLACE: Florida State Fairgrounds, 4800 US Hwy. 301 N., Tampa, FL 33610

GENERAL SUBJECT MATTER TO BE CONSIDERED: Tampa Bay Wholesale Growers 28th Annual Spring Expo: Governing Board, Basin Board and Advisory Committee members may attend.

A copy of the agenda may be obtained by contacting: Tammy Gould, Tampa Bay Wholesale Growers, [tbwg@tbwg.org](mailto:tbwg@tbwg.org) or (813)655-1914.

For more information, you may contact: Lou.Kavouras@watermatters.org, 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4604 (Ad Order EXE0186).

The **South Florida Ecosystem Restoration Science Coordination Group** announces a workshop to which all persons are invited.

South Florida Ecosystem Restoration Science Coordination Group sponsored Public Workshop on the Central Everglades Planning Project

DATE AND TIME: Wednesday, February 1, 2012, 9:00 a.m. – 5:00 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 workshop for the Central Everglades Planning Project sponsored by the South Florida Ecosystem Restoration Task Force is being held to engage the public. The South Florida Ecosystem Restoration Science Coordination Group is sponsoring this workshop to discuss science topics related to Everglades restoration. The public is advised that it is possible that one or more members of the Water Resources Advisory Commission and 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: Visiting the website: [www.sfrestore.org](http://www.sfrestore.org) or by contacting: Carrie Beeler at (305)348-1665.

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: The District Clerk's Office at (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Carrie Beeler at (305)348-1665.

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

DATE AND TIME: February 2, 2012, 9:00 a.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: Paul Millar at (561)682-6335 or at our website: <http://my.sfwmd.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 7 days before the workshop/meeting by contacting: The District Clerk's office at (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

Water Resources Advisory Commission (WRAC) Workshop – 2012 Lower East Coast Regional Water Supply Plan

DATE AND TIME: February 3, 2012, 10:00 a.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 sponsored by the Water Resources Advisory Commission (WRAC) regarding the 2012 Lower East Coast Regional Water Supply Plan. The public is advised that it is possible that one or more members of the Governing Board of the South Florida Water Management District may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting: Paul Millar at (561)682-6335 or at our website: <http://my.sfwmd.gov/wrac> or Lower East Coast Water Supply Plan.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: The District Clerk's office at (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **South Florida Water Management District** announces a hearing to which all persons are invited.

DATE AND TIME: Thursday, February 9, 2012, Regular Meeting, 9:00 am.; Public Hearing is anticipated to start after completion of the Discussion Agenda but may occur earlier or later in the day

PLACE: South Florida Water Management District Headquarters, B-1 Building, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Hearing of the Governing Board of the South Florida Water Management District to adopt the Florida Forever Work Plan, 2012 Annual Update, included as Chapter 6A, F.A.C.; Volume II of the South Florida Environmental Report. Public comments may be made in person at the public hearing on February 9, 2012. At the conclusion of the public hearing, the District Governing Board will vote on the recommendation to adopt the Plan.

For more information regarding the Plan, please contact: Wanda Caffie-Simpson, Budget Bureau, (561)682-6445, e-mail: [wsimpso@sfwmd.gov](mailto:wsimpso@sfwmd.gov), South Florida Water Management District Headquarters, 3301 Gun Club Road, Mail Stop Code 7320, West Palm Beach, FL 33406.

A copy of the agenda may be obtained by contacting: (1) District website: [www.sfwmd.gov](http://www.sfwmd.gov) or (2) by writing: South Florida Water Management District, Mail Stop 2214, P. O. Box 24680, West Palm Beach, FL 33416-4680.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: District Clerk's Office, (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).

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: District Clerk's Office, (561)682-2087.

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**The South Florida Ecosystem Restoration Working Group** announces a workshop to which all persons are invited.

South Florida Ecosystem Restoration Working Group sponsored Public Workshop on the Central Everglades Planning Project

DATE AND TIME: January 25, 2012, 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: The third in a series of public workshops for the Central Everglades Planning Project sponsored by the South Florida Ecosystem Restoration Task Force is being held to engage the public. This workshop will report the Task Force's feedback to the U.S. Army Corps of Engineers and the SFWMD during the Central Everglades Planning Project. The public is advised that it is possible that one or more members of the Water Resources

Advisory Commission and 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: Marsha Bansee at (305)348-1665 or at our website: [www.sfstore.org](http://www.sfstore.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 7 days before the workshop/meeting by contacting: Marsha Bansee at (305)348-1665. 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: Marsha Bansee or Sandy Soto at (305)348-1665.

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**The South Florida Water Management District** announces a public meeting to which all persons are invited.

Quarterly meeting of the Everglades Technical Oversight Committee (TOC)

DATE AND TIME: February 28, 2012, 10:00 a.m.

PLACE: South Florida Water Management, District Headquarters, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting of the Everglades Technical Oversight Committee (TOC).

A copy of the agenda may be obtained by contacting: 1) District Website (<http://www.sfwmd.gov/toc>) or 2) write: Kim Chuirazzi, South Florida Water Management District, Mail Stop 7282, P. O. Box 24680, West Palm Beach, FL 33416-4680.

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: The District Clerk's Office, (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).

For more information, you may contact: Dr. Garth Redfield, Water Quality Bureau, South Florida Water Management District, Mail Stop 7211, P. O. Box 24680, West Palm Beach, FL 33416-4680, (561)682-6611.

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### **COMMISSION FOR THE TRANSPORTATION DISADVANTAGED**

The **Commission for the Transportation Disadvantaged** announces a public meeting to which all persons are invited.

DATE AND TIME: February 3, 2012, 10:00 a.m. – until completion

PLACE: The Capitol, Cabinet Meeting Room, 400 S. Monroe Street, Tallahassee, FL 32399; Teleconference Number: 1(888)808-6959, Conference Code: 34767

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss regular Commission business.

A copy of the agenda may be obtained by contacting: Vicki Scheffer, 605 Suwannee St., MS #49, Tallahassee, FL 32399, (850)410-5700 or 1(800)983-2435.

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: Vicki Scheffer, 605 Suwannee St., MS #49, Tallahassee, FL 32399, (850)410-5700 or 1(800)983-2435. 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).

**REGIONAL UTILITY AUTHORITIES**

The **Peace River Manasota Regional Water Supply Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: February 9, 2012, 9:30 a.m.

PLACE: DeSoto County Administration Building, 201 East Oak Street, Arcadia, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors will convene to conduct regular business of the Authority. Immediately following the Board of Directors will conduct a workshop for the FY 2013 Budget.

A copy of the agenda may be obtained by contacting: Peace River Manasota Regional Water Supply Authority, 9415 Town Center Pkwy., Lakewood Ranch, Florida 34202.

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: (941)316-1776. 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: (941)316-1776.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

The **Agency for Health Care Administration**, on behalf of the **Bone Marrow Transplant Advisory Panel** announces a telephone conference call to which all persons are invited.

DATE AND TIME: January 27, 2012, 9:00 a.m.

PLACE: **\*\*Conference Call\*\*** Call-in number: 1(888)808-6959; Conference Code: 9222546

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Bone Marrow Transplant Advisory Panel will discuss the results of the legal review of the contents of the proposed rule language to Rule 59B-12.001, F.A.C., Bone Marrow Transplantation.

A copy of the agenda may be obtained by contacting: Karin Boatwright, Agency for Health Care Administration, Bureau of Managed Health Care, (850)412-4312 or email: karin.boatwright@ahca.myflorida.com. A copy of the draft language can also be provided by request.

**DEPARTMENT OF MANAGEMENT SERVICES**

The **Department of Management Services, Division of Telecommunications**, Joint Task Force on State Agency Law Enforcement Communications announces a public meeting to which all persons are invited.

DATE AND TIME: January 31, 2012, 10:00 a.m.

PLACE: Betty Easley Conference Center, Room 152, 4075 Esplanade Way, Tallahassee, Florida 32399; Call-In-Number: 1(888)808-6959, Passcode: 9227435

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss operational matter of the Statewide Law Enforcement Radio System.

A copy of the agenda may be obtained by contacting: Bruce Meyers at (850)922-7510, bruce.meyers@dms.myflorida.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 days before the workshop/meeting by contacting: Department of Management Services at (850)922-7435. 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 **Florida State Employees' Charitable Campaign (FSECC)**, Steering Committee announces a public meeting to which all persons are invited.

DATES AND TIMES: Tentatively: Friday, February 3, 2012; Tentatively: Tuesday, February 7, 2012, Tentatively: Tuesday, February 14, 2012, 9:00 a.m. – 12:00 Noon

PLACE: Department of Management Services, 4050 Esplanade Way, Conference Room 101, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Steering Committee will review and make recommendations for applications for participation in the 2012 Florida State Employees' Charitable Campaign.

A copy of the agenda may be obtained by contacting: Ms Erin S. Thoresen at email: Erin.Thoresen@dms.myflorida.com or (850)922-1274.

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: Ms. Erin S. Thoresen at email: Erin.Thoresen@dms.myflorida.com or (850)922-1274. 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 Florida **Commission on Human Relations** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, January 30, 2012, 9:00 a.m.

PLACE: This is a telephonic meeting. Please contact Casey Snipes at (850)488-7082, ext. 1001 or email: casey.snipes@fchr.myflorida.com prior to the meeting to obtain the call-in number. We are located at 2009 Apalachee Parkway, Ste. 100, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Legislative Updates.

A copy of the agenda may be obtained by contacting: Casey Snipes at (850)488-7082, ext. 1001 or email: casey.snipes@fchr.myflorida.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: Casey Snipes at (850)488-7082, ext. 1001 or casey.snipes@fchr.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Casey Snipes at (850)488-7082, ext. 1001, casey.snipes@fchr.myflorida.com.

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Board of Architecture and Interior Design**, Invitation to Negotiate (ITN) Committee announces a public meeting to which all persons are invited.

DATE AND TIME: February 9, 2012, 1:00 p.m.

PLACE: Department of Business and Professional Regulation, Professions Board Room, 1940 North Monroe Street, Tallahassee, Florida 32399-0751, Telephone (850)717-1982

GENERAL SUBJECT MATTER TO BE CONSIDERED: Invitation to Negotiate (ITN) Committee meeting with the responders to the ITN.

A copy of the agenda may be obtained by contacting: Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0751, Telephone: (850)717-1982.

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: Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0751, Telephone: (850)717-1982. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0751, Telephone: (850)717-1982.

The **Board of Architecture and Interior Design** announces a public meeting to which all persons are invited.

DATE AND TIME: February 9, 2012, 3:00 p.m.

PLACE: Department of Business and Professional Regulation, Bureau of Education and Testing Resource Conference Room, 1940 North Monroe Street, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business – Training for reviewing Continuing Education Applications.

A copy of the agenda may be obtained by contacting: Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0751, Telephone: (850)717-1982.

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, Telephone: (850)717-1982. 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, Telephone: (850)717-1982.

The **Board of Architecture and Interior Design** announces a public meeting to which all persons are invited.

DATE AND TIME: February 10, 2012, 9:00 a.m.  
PLACE: Business and Professional Regulation, Professions Board Room, 1940 North Monroe Street, Tallahassee, Florida 32399-0751, (850)717-1982  
GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business – including disciplinary cases, reports, rules, application reviews, discussion items on the architecture and interior design professions.

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)717-1982.

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)717-1982. 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)717-1982.

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The **Construction Industry Licensing Board** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, February 7, 2012, 10:00 a.m. or soon thereafter

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4879516

GENERAL SUBJECT MATTER TO BE CONSIDERED: CE/Exams/Public Awareness committee meeting.

A copy of the agenda may be obtained by contacting: Amanda Wynn, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Amanda Wynn, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Amanda Wynn, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

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The **Construction Industry Licensing Board** announces a public meeting to which all persons are invited.

DATES AND TIMES: Wednesday, February 8, 2012, 12:00 Noon; Thursday, February 9, 2012, 8:00 a.m.; Friday, February 10, 2012, 8:00 a.m. or soon thereafter

PLACE: Hyatt Regency Jacksonville Riverfront, 225 Coastline Drive, Jacksonville, FL 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business, disciplinary and committee meetings of the board.

A copy of the agenda may be obtained by contacting: Amanda Wynn, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Amanda Wynn, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Amanda Wynn, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

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The **Board of Pilot Commissioners** announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 14, 2012, 10:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4878197#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Deputy Pilot Advancement Committee.

A copy of the agenda may be obtained by contacting: Board of Pilot Commissioners, 1940 N. Monroe Street, Tallahassee, FL 32399-0773.

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.

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The Probable Cause Panel of the **Florida Real Estate Appraisal Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, February 1, 2012. 9:00 a.m. (Eastern Time)

PLACE: Division of Real Estate, Room N901, North Tower, 400 W. Robinson St., Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases to determine probable cause and to conduct a public meeting to review cases where probable cause was previously found. Portions of the probable cause proceedings are not open to the public. All or part of this meeting may be conducted by teleconference in order to permit maximum participation of the Board members or its counsel.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Division of Real Estate, 400 W. Robinson St., Suite N801, Orlando, FL 32801-1772. Only public portions of the agenda are available upon request.

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: Division of Real Estate at (407)481-5632. 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).

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The **Florida Real Estate Appraisal Board** announces a public meeting to which all persons are invited.

DATES AND TIME: Thursday and Friday, February 2-3, 2012, 8:30 a.m.

PLACE: Division of Real Estate, Room N901, North Tower, 400 W. Robinson St., Orlando, FL 32801

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 contacting: Beverly Ridenauer, Florida Real Estate Appraisal Board, 400 W. Robinson St., Suite N801, Orlando, FL 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: Department of Business and Professional Regulation at (407)481-5632. 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.

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#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: February 1, 2012, 9:00 a.m.

PLACE: Brevard Community College, Vocational Auditorium, Building 14-104, 1519 Clearlake Road, Cocoa, Florida 32922

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is presented to inform elected officials, public works and stormwater managers, land managers, and the public on the status of the North Indian River Lagoon Basin Management Action Plan (BMAP). The North Indian River Lagoon is the portion of the Indian River Lagoon Basin north of U.S. Highway 192 in Brevard County. The North Indian River Lagoon BMAP is a plan of how to achieve the reductions in total nitrogen and total phosphorus loadings required by the Total Maximum Daily Loads (TMDLs) adopted for the North Indian River Lagoon in 2009. The required reductions in total phosphorus and total nitrogen loadings will improve water quality sufficiently to allow growth of seagrasses to target water depths. The BMAP is a plan of how to achieve the reductions in total nitrogen and total phosphorus loadings required by the Total Maximum Daily Load (TMDL) adopted for the North Indian River Lagoon. The TMDL adopted in 2009 requires reductions in the loadings of total nitrogen and total phosphorus into the North Indian River Lagoon that will improve water quality sufficiently to allow growth of seagrasses to target water depths.

A copy of the agenda may be obtained by contacting: Ms. Mary Paulic, Department of Environmental Protection, 2600 Blair Stone Road, Watershed Assessment Section, MS #3565, Tallahassee, Florida 32399-2400 or by calling her at (850)245-8560.

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: Ms. Mary Paulic at (850)245-8560. 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).

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The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: February 1, 2012, 9:00 a.m.

PLACE: Cape Canaveral Public Library, 201 Polk Avenue, Cape Canaveral, Florida 32920

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This meeting is presented to inform elected officials, public works and stormwater managers, land managers, and the public on the status of the Banana River Lagoon Basin Management Action Plan (BMAP). The Banana River Lagoon BMAP is a plan of how to achieve the reductions in total nitrogen and total phosphorus loadings required by the Total Maximum Daily Loads adopted for the Banana River Lagoon in 2009. The required reductions in total phosphorus and total nitrogen loadings will improve water quality sufficiently to allow growth of seagrasses to target water depths.

A copy of the agenda may be obtained by contacting: Ms. Mary Paulic, Department of Environmental Protection, 2600 Blair Stone Road, Watershed Assessment Section, MS #3565, Tallahassee, Florida 32399-2400 or by calling her at (850)245-8560.

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: Ms. Mary Paulic at (850)245-8560. 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).

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The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: January 30, 2012, 2:00 p.m.

PLACE: Indian River County Commission Chambers, 1801 27th Street, Vero Beach, Florida 32960

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This meeting is presented to inform elected officials, public works and stormwater managers, land managers, and the public on the status of the Central Indian River Lagoon Basin Management Action Plan (BMAP). The Central Indian River Lagoon Basin covers the area of the Indian River Lagoon from US Highway 192 in Brevard County south to Ft. Pierce. The Central Indian River Lagoon BMAP is a plan of how to achieve the reductions in total nitrogen and total phosphorus loadings required by the Total Maximum Daily Loads (TMDLs) adopted for the Central Indian River Lagoon in

2009. The required reductions in total phosphorus and total nitrogen loadings will improve water quality sufficiently to allow growth of seagrasses to target water depths.

A copy of the agenda may be obtained by contacting: Ms. Mary Paulic, Department of Environmental Protection, 2600 Blair Stone Road, Watershed Assessment Section, MS #3565, Tallahassee, Florida 32399-2400 or by calling her at (850)245-8560.

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: Ms. Mary Paulic at (850)245-8560. 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).

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

DATE AND TIME: February 1, 2012, 7:00 p.m.

PLACE: Terra Ceia Village Improvement Center, 1505 Center Road, Terra Ceia, Florida 34250

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Consideration of the land management plan for Terra Ceia Preserve State Park by the general public.

A copy of the agenda may be obtained by contacting: Kevin Kiser, Park Manager, 3708 Patten Avenue, Ellenton, Florida 34222, (941)723-4536, Fax: (941)721-2070, email: Kevin.Kiser@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: Kevin Kiser, Park Manager, 3708 Patten Avenue, Ellenton, Florida 34222, (941)723-4536, Fax: (941)721-2070, Kevin.Kiser@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Kevin Kiser, Park Manager, 3708 Patten Avenue, Ellenton, Florida 34222, (941)723-4536, Fax: (941)721-2070, email: Kevin.Kiser@dep.state.fl.us.

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

DATE AND TIME: February 2, 2012, 9:00 a.m.

PLACE: Judah P. Benjamin Confederate Memorial At Gamble Plantation Historic State Park, 3708 Patten Avenue, Ellenton, Florida 34222

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Consideration of the land use management plan for Terra Ceia Preserve State Park by members of the advisory group.



A copy of the agenda may be obtained by contacting: Kevin Kiser, Park Manager, Judah P. Benjamin Confederate Memorial At Gamble Plantation Historic State Park, 3708 Patten Avenue, Ellenton, Florida 34222, (941)723-4536, Fax:(941)721-2070, Kevin.Kiser@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: Kevin Kiser, Park Manager, Judah P. Benjamin Confederate Memorial At Gamble Plantation Historic State Park, 3708 Patten Avenue, Ellenton, Florida 34222, (941)723-4536, Fax: (941)721-2070, email: Kevin.Kiser@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Kevin Kiser, Park Manager, Judah P. Benjamin Confederate Memorial At Gamble Plantation Historic State Park, 3708 Patten Avenue, Ellenton, Florida 34222, (941)723-4536, Fax: (941)721-2070, Kevin.Kiser@dep.state.fl.us.

The **Acquisition and Restoration Council** announces a public meeting to which all persons are invited.

DATES AND TIME: February 9-10, 2012; April 19-20, 2012; June 14-15, 2012; August 16-17, 2012; October 11-12, 2012; December 13-14, 2012, All meetings will begin at 9:00 a.m. unless otherwise noted Public Hearings: Dates: \*\*May (Date and time TBA) \*\*November (Date and Time TBA) \*\* Public hearing sites yet to be arranged. Contact the Office of Environmental Services 30 days prior to meeting date for hearing location. The hearing will also be advertised in Florida newspapers 30 days before, and on the Official Notice website 2 weeks before the hearings.

PLACE: The Department of Environmental Protection, Marjory Stoneman Douglas Building, 3900 Commonwealth Boulevard, Conference Room A, Tallahassee, Florida (unless otherwise stated)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Acquisition and Restoration Council (ARC), as defined in Section 259.035, Florida Statutes, announces the following calendar of 2012 for their public hearings/meetings to which all interested parties are invited for the purposes of conducting business of the Council, including the review of land acquisition proposals, management plans and proposed uses of state-owned lands and to conduct other business of the Council.

A copy of the agenda may be obtained by contacting: Office of Environmental Services at (850)245-2784 or see website: [www.dep.state.fl.us/lands/arc\\_calendar.htm](http://www.dep.state.fl.us/lands/arc_calendar.htm).

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: Office of Environmental Services at (850)245-2784 or see [www.dep.state.fl.us/lands/arc\\_calendar.htm](http://www.dep.state.fl.us/lands/arc_calendar.htm), Teresia Whalen at (850)245-2748 or email: Teresia.Whalen@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).

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: Office of Environmental Services at (850)245-2784 or see website: [www.dep.state.fl.us/lands/arc\\_calendar.htm](http://www.dep.state.fl.us/lands/arc_calendar.htm), Teresia Whalen at (850)245-2748 or Teresia.Whalen@dep.state.fl.us.

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## DEPARTMENT OF HEALTH

The **Florida Coordinating Council for the Deaf and Hard of Hearing Website Committee** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, January 31, 2012, 2:00 p.m. (EST)

PLACE: Conference Call: 1(888)808-6959, Conference Code: 5221678031#. Communication access real-time translation (CART) services will be provided remotely via the following weblink: <http://www.streamtext.net/text.aspx?event=FCDDHH> GENERAL SUBJECT MATTER TO BE CONSIDERED: The Design and Content of the Council's website: [www.fccdhh.org](http://www.fccdhh.org). Due to the fact that this will be a working meeting, public comment will not be taken at this teleconference.

A copy of the agenda may be obtained by contacting: Mary Grace Tavel at [info@fccdhh.org](mailto:info@fccdhh.org) or by telephone or TTY: Phone: (850)245-4913, Toll-Free Phone: 1(866)602-3275, TTY: (850)245-4914, Toll-Free TTY: 1(866)602-3276.

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: Mary Grace Tavel at [info@fccdhh.org](mailto:info@fccdhh.org) or by telephone or TTY: Phone: (850)245-4913, Toll-Free Phone: 1(866)602-3275, TTY: (850)245-4914, Toll-Free TTY: 1(866)602-3276. 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: Mary Grace Tavel at [info@fccdhh.org](mailto:info@fccdhh.org) or by telephone or TTY: Phone: (850)245-4913, Toll-Free Phone: 1(866)602-3275, TTY: (850)245-4914, Toll-Free TTY: 1(866)602-3276.

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The **Board of Pharmacy** announces a public meeting to which all persons are invited.

DATES AND TIMES: February 7, 2012, 10:00 a.m.; February 8, 2012, 8:00 a.m.

PLACE: Renaissance World Golf Village Resort, 500 South Legacy Tr., St. Augustine, FL 32092, (904)940-8634

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board business.

A copy of the agenda may be obtained by contacting: The Board of Pharmacy at (850)245-4292.

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 10 days before the workshop/meeting by contacting: The Board of Pharmacy at (850)245-4292. 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: The Board of Pharmacy at (850)245-4292.

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The **Board of Chiropractic Medicine** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, February 17, 2012, 8:30 a.m.

PLACE: Florida Hotel and Conference Center, 1500 Sand Lake Road, Orlando, Florida 32809, (407)956-4286

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Sherra W. Causey, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257 or access our web site at: [www.doh.state.fl.us/mqa/chiro/index.html](http://www.doh.state.fl.us/mqa/chiro/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: Sherra W. Causey. 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.

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The **Board of Dentistry** announces a public meeting to which all persons are invited.

DATE AND TIME: February 17, 2012, 9:00 a.m.

PLACE: Department of Health, 4040 Esplanade Way, Building 4040, Room #301, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review reconsideration cases.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes 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)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact: Sue Foster at (850)245-4474.

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NOTICE OF CHANGE – The **Board of Medicine**, Credentials Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, February 2, 2012, 9:00 a.m.

PLACE: UPDATED HOTEL PHONE #: Gaylord Palms Resort & Convention Center, 6000 West Osceola Pkwy., Kissimmee, FL 34746, Hotel phone #: (407)586-2000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at: [www.flhealthsource.com](http://www.flhealthsource.com) for cancellations or changes to meeting dates or call: Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Chandra Prine at [chandra\\_prine@doh.state.fl.us](mailto:chandra_prine@doh.state.fl.us) or call (850)245-4135.

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 10 days before the workshop/meeting by contacting: Chandra Prine at [chandra\\_prine@doh.state.fl.us](mailto:chandra_prine@doh.state.fl.us) or call: (850)245-4135. 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.

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NOTICE OF CHANGE – The **Board of Medicine**, Physician Assistants Council announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, February 2, 2012, 2:00 p.m.  
 PLACE: UPDATED HOTEL PHONE #: Gaylord Palms Resort & Convention Center, 6000 West Osceola Pkwy., Kissimmee, FL 34746, Hotel phone #: (407)586-2000  
 GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at: [www.flhealthsource.com](http://www.flhealthsource.com) for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Cheryl Smiley, [cheryl\\_smiley@doh.state.fl.us](mailto:cheryl_smiley@doh.state.fl.us) or call: (850)245-4131, ext. 3506.

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 10 days before the workshop/meeting by contacting: Cheryl Smiley at [cheryl\\_smiley@doh.state.fl.us](mailto:cheryl_smiley@doh.state.fl.us) or call: (850)245-4131, ext. 3506. 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.

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NOTICE OF CHANGE – The **Board of Medicine**, Rules/Legislative Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, February 2, 2012, immediately following the Anesthesiology Assistants Joint Committee

PLACE: UPDATED HOTEL PHONE #: Gaylord Palms Resort & Convention Center, 6000 West Osceola Pkwy., Kissimmee, FL 34746, Hotel phone #: (407)586-2000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at: [www.flhealthsource.com](http://www.flhealthsource.com) for cancellations or changes to meeting dates or call: Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Whitney Bowen at [whitney\\_bowen@doh.state.fl.us](mailto:whitney_bowen@doh.state.fl.us) or call: (850)245-4131, ext. 3517.

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 10 days before the workshop/meeting by contacting: Whitney Bowen at [whitney\\_bowen@doh.state.fl.us](mailto:whitney_bowen@doh.state.fl.us) or

call: (850)245-4131, ext. 3517. 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.

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NOTICE OF CHANGE – The **Board of Medicine**, Anesthesiology Assistants Joint Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, February 2, 2012, immediately following the Physician Assistants Council

PLACE: UPDATED HOTEL PHONE #: Gaylord Palms Resort & Convention Center, 6000 West Osceola Pkwy., Kissimmee, FL 34746, Hotel phone #: (407)586-2000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at: [www.flhealthsource.com](http://www.flhealthsource.com) for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131, for information.

A copy of the agenda may be obtained by contacting: Chandra Prine at [chandra\\_prine@doh.state.fl.us](mailto:chandra_prine@doh.state.fl.us) or call: (850)245-4135.

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 10 days before the workshop/meeting by contacting: Chandra Prine at [chandra\\_prine@doh.state.fl.us](mailto:chandra_prine@doh.state.fl.us) or call: (850)245-4135. 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.

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NOTICE OF CHANGE – The **Board of Medicine**, Surgical Care/Quality Assurance Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, February 2, 2012, immediately following the Rules/Legislative Committee

PLACE: UPDATED HOTEL PHONE #: Gaylord Palms Resort & Convention Center, 6000 West Osceola Pkwy., Kissimmee, FL 34746, Hotel phone #: (407)586-2000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee

meetings may be cancelled prior to the meeting date. Please check the Board Web Site at: [www.flhealthsource.com](http://www.flhealthsource.com) for cancellations or changes to meeting dates or call: Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: George Johnson at [george\\_johnson@doh.state.fl.us](mailto:george_johnson@doh.state.fl.us) or call: (850)245-4134.

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 10 days before the workshop/meeting by contacting: George Johnson at [george\\_johnson@doh.state.fl.us](mailto:george_johnson@doh.state.fl.us) or call (850)245-4134. 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.

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**NOTICE OF CHANGE – The Board of Medicine**, Finance & Process Accountability Committee announces a public meeting to which all persons are invited.

**DATE AND TIME:** Thursday, February 2, 2012, immediately following the Communication, Information & Education Committee

**PLACE:** UPDATED HOTEL PHONE #: Gaylord Palms Resort & Convention Center, 6000 West Osceola Pkwy., Kissimmee, FL 34746, Hotel phone #: (407)586-2000

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General business of the committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at [www.flhealthsource.com](http://www.flhealthsource.com) for cancellations or changes to meeting dates or call: The Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Whitney Bowen at [whitney\\_bowen@doh.state.fl.us](mailto:whitney_bowen@doh.state.fl.us) or call: (850)245-4131, ext. 3517.

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 10 days before the workshop/meeting by contacting: Whitney Bowen at email: [whitney\\_bowen@doh.state.fl.us](mailto:whitney_bowen@doh.state.fl.us) or call: (850)245-4131, ext. 3517. 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.

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**NOTICE OF CHANGE – The Board of Medicine**, Communication, Education and Information Committee announces a public meeting to which all persons are invited.

**DATE AND TIME:** Thursday, February 2, 2012, immediately following the Surgical Care/Quality Assurance Committee

**PLACE:** UPDATED HOTEL PHONE #: Gaylord Palms Resort & Convention Center, 6000 West Osceola Pkwy., Kissimmee, FL 34746, Hotel phone #: (407)586-2000

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General business of the committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at [www.flhealthsource.com](http://www.flhealthsource.com) for cancellations or changes to meeting dates or call: The Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Whitney Bowen at [whitney\\_bowen@doh.state.fl.us](mailto:whitney_bowen@doh.state.fl.us) or call: (850)245-4131, ext. 3517.

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 10 days before the workshop/meeting by contacting: Whitney Bowen at [whitney\\_bowen@doh.state.fl.us](mailto:whitney_bowen@doh.state.fl.us) or call: (850)245-4131, ext. 3517. 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.

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The **Department of Health**, Office of Trauma announces a public meeting to which all persons are invited.

**DATES AND TIMES:** February 2, 2012, 2:00 p.m. – 3:30 p.m. Eastern (1:00 p.m. – 2:30 p.m. Central); February 8, 2012, 1:00 p.m. – 2:30 p.m. Eastern (12:00 Noon – 1:30 p.m. Central); February 13, 2012, 10:15 a.m. – 11:45 a.m. Eastern (9:15 a.m. – 10:45 a.m. Central); February 21, 2012, 10:30 a.m. – 12:00 Noon Eastern (9:30 a.m. – 11:00 a.m. Central)

**PLACE:** These meetings will be held via Conference Call: 1(888)387-8686 (US), Passcode: 2062357

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Office of Trauma's Next Generation Trauma Registry Project Team has scheduled a series of conference calls with the Office of Trauma Data Group. During these conference calls the

members will review the 2013 Trauma Registry Data Dictionary. Each meeting will focus on specific sections of the dictionary. Notices of cancellation or reminders of these conference calls will be posted in the weekly Traumacomm newsletter as updates are made available. To subscribe to the Traumacomm, visit: [http://ww7.doh.state.fl.us/mailman/listinfo/office\\_of\\_trauma](http://ww7.doh.state.fl.us/mailman/listinfo/office_of_trauma).

A copy of the agenda may be obtained by contacting: Brittney Aucutt, (850)245-4440, ext. 2482.

The final instructions, the agenda, and handouts for these conference calls and updates will also be available from the Office of Trauma domain website seven days prior to the conference call. The website link is: [www.fl-traumasystem.com](http://www.fl-traumasystem.com) (Click on Notices and Events).

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: Brittney Aucutt, PMP, Registry Project Manager, Office of Trauma, (850)245-4444, ext. 2482, email: [Brittney\\_Aucutt@doh.state.fl.us](mailto:Brittney_Aucutt@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).

For more information, you may contact: Brittney Aucutt, PMP, Registry Project Manager, Office of Trauma, (850)245-4444, ext. 2482, [Brittney\\_Aucutt@doh.state.fl.us](mailto:Brittney_Aucutt@doh.state.fl.us).

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**NOTICE OF CHANGE:** The **Board of Medicine**, Physician Assistants Council announces a public meeting to which all persons are invited.

**DATE AND TIME:** UPDATED TIME: Thursday, February 2, 2012, 3:00 p.m.

**PLACE:** Gaylord Palms Resort & Convention Center, 6000 West Osceola Pkwy., Kissimmee, FL 34746. Hotel phone #: (407)586-0322

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General business of the committee. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at [www.flhealthsource.com](http://www.flhealthsource.com) for cancellations or changes to meeting dates or call the Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Cheryl Smiley at [cheryl\\_smiley@doh.state.fl.us](mailto:cheryl_smiley@doh.state.fl.us) or call (850)245-4131, ext. 3506.

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 10 days before the workshop/meeting by contacting: Cheryl Smiley at [cheryl\\_smiley@doh.state.fl.us](mailto:cheryl_smiley@doh.state.fl.us) or

call: (850)245-4131, ext. 3506. 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.

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**NOTICE OF CHANGE – The Florida Board of Medicine** announces a public meeting to which all persons are invited.

**DATES AND TIME:** Friday and Saturday, February 3-4, 2012, 8:00 a.m.

**PLACE:** UPDATED HOTEL PHONE #: Gaylord Palms Resort & Convention Center, 6000 West Osceola Parkway, Kissimmee, FL 34746, Hotel phone #: (407)586-2000

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General business of the board. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at: [www.flhealthsource.com](http://www.flhealthsource.com) for cancellations or changes to meeting dates or call: Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Whitney Bowen at [whitney\\_bowen@doh.state.fl.us](mailto:whitney_bowen@doh.state.fl.us) or call: (850)245-4131, ext. 3517.

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 10 days before the workshop/meeting by contacting: Whitney Bowen at [whitney\\_bowen@doh.state.fl.us](mailto:whitney_bowen@doh.state.fl.us) or call: (850)245-4131, ext. 3517. 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.

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The **Board of Nursing**, Central Probable Cause Panel announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** January 27, 2012, 2:30 p.m.

**PLACE:** Department of Health, Tallahassee at Meet Me Number: 1(888)808-6959, Code: 0109310#

**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 at (850)245-4125. 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.

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The **Board of Nursing Home Administrators** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, February 21, 2012, 9:00 a.m.

PLACE: Meet Me Number: 1(888)808-6959, Conference Code: 9849329103, Department of Health, 4042 Bald Cypress Way, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board business.

A copy of the agenda may be obtained by contacting: Sherra W. Causey, Board of Nursing Home Administrators, 4052 Bald Cypress Way, Bin #C-07, Tallahassee, Florida 32399-3257 or accessing the website: [www.doh.state.fl.us/mqa/nurshome/index.html](http://www.doh.state.fl.us/mqa/nurshome/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: Sherra W. Causey. 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.

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The **Board of Pharmacy** announces a public meeting to which all persons are invited.

DATES AND TIMES: February 7, 2012, 10:00 a.m.; February 8, 2012, 8:00 a.m.

PLACE: Renaissance World Golf Village Resort, 500 South Legacy Tr., St. Augustine, FL 32092, (904)940-8634

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board business.

A copy of the agenda may be obtained by contacting: Florida Board of Pharmacy website will have the agenda posted approximately one week prior to the meeting date. You may also contact: The Board at (850)245-4292.

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 10 days before the workshop/meeting by contacting: Board of Pharmacy at (850)245-4292. 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 Pharmacy at (850)245-4292.

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#### **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 27, 2012, 11:00 a.m. – 12:30 p.m. (EST)

PLACE: Early Learning Coalition, 1940 North Monroe Street, Tallahassee, Florida 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: Department of Children and Families' Community Alliance and Whole Child Leon to provide a forum for providers and the community to identify needs and gaps in services in order to improve the lives of children and families in the Big Bend area which covers Franklin, Gadsden, Jefferson, Liberty, Leon and Wakulla Counties.

A copy of the agenda may be obtained by contacting: Jeanna Olson at (850)921-8269.

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: Jeanna Olson at (850)921-8269. 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).

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The **Department of Children and Family Services**, Circuit 4, Northeast Region announces a public meeting to which all persons are invited.

DATE AND TIME: February 8, 2012, 11:00 a.m. – 12:00 Noon

PLACE: DCF- Roberts Building, 2nd Floor, Auditorium, 5920 Arlington Expressway, Jacksonville, FL 32211

GENERAL SUBJECT MATTER TO BE CONSIDERED: Pursuant to Section 394.462, F.S. and Rule 65-5.260, F.A.C., Transportation to a Receiving Facility, each county shall

designate a single law enforcement agency within the county, or portions thereof, to take a person into custody upon entry of an ex parte order or execution of a certificate for involuntary examination by an authorized professional and to transport that person to the nearest receiving facility for examination. Review of Duval current transportation plan will be discussed. A copy of the agenda may be obtained by contacting: Department of Children and Families, email: nancy\_eisele@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 48 hours before the workshop/meeting by contacting: Wanda Dowling at email: wanda\_dowling@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).

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

DATE AND TIME: January 27, 2012, 9:00 a.m. – 11:00 a.m.

PLACE: 1317 Winewood Blvd., Building 3, Room 455, Tallahassee, FL 32399-0700

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Solicitation Conference for ITN #01F12GC2, Asset Verification System. The Asset Verification System ITN will be advertised on the DMS Vendor Bid System (VBS) Electronic Posting Site: [http://myflorida.com/apps/vbs/vbs\\_www.main\\_menu](http://myflorida.com/apps/vbs/vbs_www.main_menu) on or about January 13, 2012.

A copy of the agenda may be obtained by contacting: The Department's Internet website on or about January 13, 2012.

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 person referenced in Section 1.5 of ITN #01F12GC2. 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).

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

DATE AND TIME: January 27, 2012, 9:15 a.m.

PLACE: 1317 Winewood Blvd., Building 6, Room 361, Tallahassee, FL 32399-0700

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Opening of Sealed Proposals and Review of Mandatory Requirements submitted in response to RFP #01J12AP1. The RFP was advertised on the Vendor Bid System (VBS) on January 10, 2012.

DATE AND TIME: January 27, 2012, 1:00 p.m.

PLACE: 1317 Winewood Blvd., Building 6, Room 361, Tallahassee, Florida 32399-0700

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Initial meeting of Department Evaluators as described in RFP #01J12AP1 that was advertised on the Vendor Bid System (VBS) on January 10, 2012.

DATE AND TIME: February 1, 2012, 9:00 a.m.

PLACE: 1317 Winewood Blvd., Building 6, Room 361, Tallahassee, Florida 32399-0700

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Debriefing meeting of Department Evaluators as described in RFP # 01J12AP1 that was advertised on the Vendor Bid System (VBS) on January 10, 2012.

A copy of the agenda may be obtained by contacting: The Department's Internet website: <http://www.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 5 days before the workshop/meeting by contacting: The person referenced in Section 1.5 of RFP #01J12AP1. 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).

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

DATES AND TIME: February 6-10, 2012, 8:00 a.m. – 5:00 p.m.

PLACE: 1317 Winewood Blvd., Bldg. 6, 2nd Floor, Conference Room A, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: These Negotiation meetings will be held to conduct negotiations with potential vendor(s) regarding ITN# 10H11GC1, to Become the Community-Based Managing Entity for Substance Abuse and Mental Health Services in Broward County. A more detailed agenda will be available after February 2, 2012.

A copy of the agenda may be obtained by contacting: Michele Staffieri, Procurement Manager, (850)717-4354, email: michele\_staffieri@dcf.state.fl.us.

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The **Refugee Services Program** announces a public meeting to which all persons are invited.

DATE AND TIME: January 31, 2012, 3:45 p.m.

PLACE: Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Room 203, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The opening of proposals in response to the Request for Proposals for Targeted Case Management Services for Former Political Prisoners in Miami-Dade, Broward, and Palm Beach Counties

(RFP #SNR12K02), as provided for in Section 2.5 of the RFP published on the Vendor Bid System (VBS) on December 19, 2011.

A copy of the agenda may be obtained by contacting: Anna Bethea at [Anna\\_Bethea@dcf.state.fl.us](mailto:Anna_Bethea@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 5 days before the workshop/meeting by contacting: Pamela Thornton at (850)717-4567 or email: [Pamela\\_Thornton@dcf.state.fl.us](mailto:Pamela_Thornton@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).

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The **Refugee Services Program** announces a public meeting to which all persons are invited.

DATE AND TIME: February 1, 2012, 10:00 a.m.

PLACE: Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Room 203, Tallahassee, FL 32399; Conference Call: 1(888)808-6959, Conference Code: 4883791#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The initial meeting of Department Evaluators for the Request for Proposals for Targeted Case Management Services for Former Political Prisoners in Miami-Dade, Broward, and Palm Beach Counties (RFP #SNR12K02), as provided for in Section 2.5 of the RFP published on the Vendor Bid System (VBS) on December 19, 2011.

A copy of the agenda may be obtained by contacting: Anna Bethea at [Anna\\_Bethea@dcf.state.fl.us](mailto:Anna_Bethea@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 5 days before the workshop/meeting by contacting: Pamela Thornton at (850)717-4567 or email: [Pamela\\_Thornton@dcf.state.fl.us](mailto:Pamela_Thornton@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).

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The **Refugee Services Program** announces a public meeting to which all persons are invited.

DATE AND TIME: February 2, 2012, 10:00 a.m.

PLACE: Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Room 203, Tallahassee, FL 32399; Conference Call: 1(888)808-6959, Conference Code: 4883791#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The debriefing meeting of the Department Evaluators for the Request for Proposals for Haitian Relief Services for Haitian Medical Evacuees in Hillsborough & Pinellas Counties (RFP #12K11BS1), as provided for in Section 2.5 of the RFP published on the Vendor Bid System (VBS) on December 15, 2011.

A copy of the agenda may be obtained by contacting: Anna Bethea at [Anna\\_Bethea@dcf.state.fl.us](mailto:Anna_Bethea@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 5 days before the workshop/meeting by contacting: Pamela Thornton at (850)717-4567 or email: [Pamela\\_Thornton@dcf.state.fl.us](mailto:Pamela_Thornton@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).

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The **Department of Children and Families** announces a telephone conference call to which all persons are invited.

DATE AND TIME: February 9, 2012, 10:00 a.m.

PLACE: Telephone Conference Call

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Statewide Human Trafficking Working Group will be facilitating a conference call on human trafficking matters affecting the State of Florida. Current legislation, events, statewide trends and initiatives will be discussed. To participate in the conference call please use the following information: Number: 1(888)808-6959, Code: 4139599.

A copy of the agenda may be obtained by contacting: Tyson Elliott at [Tyson\\_Elliott@dcf.state.fl.us](mailto:Tyson_Elliott@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 5 days before the workshop/meeting by contacting: Tyson Elliott at [Tyson\\_Elliott@dcf.state.fl.us](mailto:Tyson_Elliott@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).

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: Tyson Elliott at [Tyson\\_Elliott@dcf.state.fl.us](mailto:Tyson_Elliott@dcf.state.fl.us).

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The **Agency for Persons with Disabilities, Area 14, Family Care Council** announces a public meeting to which all persons are invited.

DATE AND TIME: February 14, 2012, 12:00 Noon

PLACE: Faith Lutheran Church, 211 Easton Drive, Lakeland, FL 33803

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly Meeting.

A copy of the agenda may be obtained by contacting: APD Area 14 at (863)413-3360.



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: APD Area 14 at (863)413-3360. 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: APD Area 14 at (863)413-3360.

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### FISH AND WILDLIFE CONSERVATION COMMISSION

The Florida **Fish and Wildlife Conservation Commission** announces a public meeting to which all persons are invited.

DATES AND TIMES: February 7, 2012, 1:00 p.m.; February 8-9, 2012, 8:30 a.m. each day

PLACE: Florida Public Safety Institute, 215 Academy Drive, Havana, FL 32333

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and discuss substantive and procedural issues associated with the Fish and Wildlife Conservation Commission and to take action on proposed rules and policy issues. The meeting may include fact finding field trips to Commission managed areas or facilities and to other areas to learn about management, and enforcement activities.

A copy of the agenda may be obtained by contacting: Robin Stetler, Florida Fish and Wildlife Conservation Commission, 620 S. Meridian St., Tallahassee, FL 32399-1600.

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 ADA Coordinator at (850)488-6411. 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: Mr. Bud Vielhauer, General Counsel, 620 South Meridian Street, Tallahassee, Florida 32399-1600 or (850)487-1764.

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### DEPARTMENT OF FINANCIAL SERVICES

The **Medicaid and Public Assistance Fraud Strike Force** announces a public meeting to which all persons are invited.

DATE AND TIME: February 2, 2012, 1:00 p.m. – 5:00 p.m.

PLACE: Cabinet Meeting Room (LL-03), The Capitol, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Medicaid and Public Assistance Fraud Strike Force.

A copy of the agenda may be obtained by contacting: Jade Stern at email: [jade.stern@myfloridacfo.com](mailto:jade.stern@myfloridacfo.com) or website: [www.myfloridacfo.com/strikeforce/](http://www.myfloridacfo.com/strikeforce/).

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: Jade Stern at (850)413-1770 or email: [jade.stern@myfloridacfo.com](mailto:jade.stern@myfloridacfo.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: Jade Stern [jade.stern@myfloridacfo.com](mailto:jade.stern@myfloridacfo.com), Medicaid & Public Assistance Fraud Strike Force, 200 East Gaines Street, Tallahassee, FL 32399.

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The **Board of Funeral, Cemetery and Consumer Services**, Probable Cause Panel A announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, January 30, 2012, 10:00 a.m.

PLACE: 111 West Madison Street, Claude Denson Pepper Building, Room 336J, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a public meeting to reconsider the following disciplinary case with prior findings of probable cause: Wright & Young Funeral Home, Inc., Case No. 120944-11-FC.

A copy of the agenda may be obtained by contacting: LaTonya Bryant-Parker at (850)413-3039 or [LaTonya.Bryant-Parker@myfloridacfo.com](mailto:LaTonya.Bryant-Parker@myfloridacfo.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: LaTonya Bryant-Parker at (850)413-3039 or [LaTonya.Bryant-Parker@myfloridacfo.com](mailto:LaTonya.Bryant-Parker@myfloridacfo.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).

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**POLK STATE COLLEGE, KENNETH C. THOMPSON  
INSTITUTE OF PUBLIC SAFETY**

The **Polk State College, Kenneth C. Thompson Institute of Public Safety** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 26, 2012, 2:00 p.m.

PLACE: Polk State College, Kenneth C. Thompson Institute of Public Safety, Room WCJ146, 999 Avenue H, N.E., Winter Haven, FL 33881

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Approve minutes from July 28, 2011 meeting
2. Old Business
3. New Business
  - a. Council Meeting Vacancy
  - b. Guest Speaker – Scott Wilder
4. Training Issues
5. Other Issues
6. Adjournment

A copy of the agenda may be obtained by contacting: KCTIPS, 999 Avenue H, N.E., Station #9, Winter Haven, FL 33881.

For more information, you may contact: Captain William T. Mann, Director, (863)297-1030 or Debbie Bull, Secretary, (863)669-2908.

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**FLORIDA ASSOCIATION OF CENTERS FOR  
INDEPENDENT LIVING**

The **Florida Association of Centers for Independent Living** announces a telephone conference call to which all persons are invited.

DATE AND TIME: February 2, 2012, 10:00 a.m. (EST)

PLACE: Teleconference

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the status of the James Patrick Memorial Work Incentives Personal Attendant Services Program.

A copy of the agenda may be obtained by contacting: Cyndi Mundell at (850)575-6004 or [cyndi@floridacils.org](mailto:cyndi@floridacils.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: Cyndi Mundell at (850)575-6004 or email: [cyndi@floridacils.org](mailto:cyndi@floridacils.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).

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**FLORIDA ATLANTIC R&D AUTHORITY**

The **Florida Atlantic R&D Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 26, 2012, 8:00 a.m.

PLACE: Technology Business Incubator Conference Room, 3701 FAU Blvd., Suite 210, Boca Raton, FL 33431

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governance Committee Meeting.

A copy of the agenda may be obtained by contacting: Christine Burres, [cc@research-park.org](mailto:cc@research-park.org).

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**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: February 9, 2012, 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, (407)282-3944.

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**CENTER FOR INDEPENDENT LIVING IN CENTRAL  
FLORIDA, INC.**

The **Center for Independent Living in Central Florida, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, January 31, 2012, 5:00 p.m.

PLACE: 720 North Denning Drive, Winter Park, FL 32789

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Meeting.

A copy of the agenda may be obtained by contacting: Luana Kutz at (407)623-1070 or [lkutz@cilorlando.org](mailto:lkutz@cilorlando.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: Luana Kutz at (407)623-1070 or email: [lkutz@cilorlando.org](mailto:lkutz@cilorlando.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: Luana Kutz at (407)623-1070 or [lkutz@cilorlando.org](mailto:lkutz@cilorlando.org).

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**CITIZENS PROPERTY INSURANCE CORPORATION**

The **Citizens Property Insurance Corporation** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, February 7, 2012, 2:00 p.m.

PLACE: Conference Call: 1(866)361-7525, Participant Code: 8632017402#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Items of discussion include but are not limited to business before the Actuarial and Underwriting Committee.

A copy of the agenda may be obtained by contacting: Heather Ousley at (904)208-7263 or online at: [https://www.citizensfla.com/about/future\\_boardmtgs.cfm](https://www.citizensfla.com/about/future_boardmtgs.cfm).

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: Heather Ousley at (904)208-7263. 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: Heather Ousley at (904)208-7263 or [heather.ousley@citizensfla.com](mailto:heather.ousley@citizensfla.com).

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### **PRIDE ENTERPRISES**

The **PRIDE Enterprises** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 26, 2012, 8:30 a.m. (EST)

PLACE: Tampa Airport Marriott, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: PRIDE Enterprises Board of Directors has scheduled a combined Finance Committee and Board meeting for January 26th. Additional Board meetings for 2012 are tentatively scheduled for April, July, and October. Exact date, time and place may vary and committee meetings may be scheduled as determined by the Chairman. Specific meeting announcements will be posted on <http://www.pride-enterprises.org>.

A copy of the agenda may be obtained by contacting: Denise Kiminki at [dkimink@pride-enterprises.org](mailto:dkimink@pride-enterprises.org).

For more information, you may contact: Denise Kiminki at [dkimink@pride-enterprises.org](mailto:dkimink@pride-enterprises.org).

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### **FLORIDA COLLEGE SYSTEM RISK MANAGEMENT CONSORTIUM**

The **Florida College System Risk Management Consortium** announces a workshop to which all persons are invited.

DATE AND TIME: January 27, 2012, 9:00 a.m. – 2:00 p.m.

PLACE: Renaissance Hotel & Resort Orlando Airport, 5445 Forbes Place, Orlando, FL 32812

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: Florida College System Risk Management Consortium, 4500 N.W. 27th Avenue, Suite D2, Gainesville, FL 32606.

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: Florida College System Risk Management Consortium, 4500 N.W. 27th Avenue, Suite D2, Gainesville,

FL 32606. 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: Florida College System Risk Management Consortium, 4500 N.W. 27th Avenue, Suite D2, Gainesville, FL 32606.

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### **FLORIDA INDUSTRIAL AND PHOSPHATE RESEARCH INSTITUTE**

The **USF Polytechnic Florida Industrial and Phosphate Research Institute** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, January 20, 2012, 9:30 a.m.

PLACE: USFP/FIPR Institute, Education Building, 1855 W. Main St., Bartow, FL 33830

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider funding of research proposals and other business pertaining to the operation of the Institute.

A copy of the agenda may be obtained by contacting: Marie Wilmot, Office Manager or by visiting our website at: [www.fipr.poly.usf.edu](http://www.fipr.poly.usf.edu).

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### **FLORIDA LOCAL GOVERNMENT FINANCE COMMISSION**

The **Florida Local Government Finance Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, February 24, 2012, 10:30 a.m.

PLACE: 2502 Rocky Point Drive, Suite 1060, Tampa, Florida 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting of the Commission will be for the purposes of reviewing the statewide pooled commercial paper loan program for Florida governmental entities. The Commission is an unincorporated, nonprofit association whose members are comprised of Brevard County, Florida, Charlotte County, Florida, Collier County, Florida, Lee County, Florida, Osceola County, Florida and Sarasota County, Florida.

A copy of the agenda may be obtained by contacting: John Ricco at (850)922-3838.

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.

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### **HERNANDO COUNTY METROPOLITAN PLANNING ORGANIZATIONS**

The **Hernando County Transportation Disadvantaged Local Coordinating Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, January 25, 2012, 10:00 a.m.

PLACE: John Law Ayers County Commission Chambers, Hernando County Government Center, 20 North Main Street, Room 160, Brooksville, FL 34601

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular quarterly meeting. Items scheduled on the agenda include the annual election of Vice-Chairman and committee membership reappointments, and the Community Transportation Coordinator’s regular quarterly report.

A copy of the agenda may be obtained by contacting: Steve Diez, Transportation Planner II, Hernando County Metropolitan Planning Organization, 20 North Main Street, Room 262, Brooksville, FL 34601, (352)754-4057 or email: mpo@hernandocounty.us. The meeting agenda may be viewed online at: www.hernandocounty.us/mpo.

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: Steve Diez, Transportation Planner II, Hernando County Metropolitan Planning Organization, 20 North Main Street, Room 262, Brooksville, FL 34601, (352)754-4057. 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.

**HARDEE COUNTY ECONOMIC DEVELOPMENT AUTHORITY**

The **Hardee County Economic Development Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, February 21, 2012, 8:30 a.m.

PLACE: 412 W. Orange Street, Room 103, Wauchula, FL 33873

GENERAL SUBJECT MATTER TO BE CONSIDERED: Audit, Discuss next funding cycle, new officers, and reports on projects.

A copy of the agenda may be obtained by contacting: Sandy Meeks, (863)773-9430.

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: Sandy Meeks, (863)773-9430. 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: Sandy Meeks, (863)773-9430.

**PALM TRAN CONNECTION**

The **Palm Beach County Transportation Disadvantaged Local Coordinating Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, January 18, 2012, 9:00 a.m.

PLACE: Palm Tran Connection, 3040 South Military Trail, Suite J, Conference Room, Lake Worth, FL 33463

GENERAL SUBJECT MATTER TO BE CONSIDERED: AGENDA:

- I. CALL TO ORDER
- II. INTRODUCTIONS
- III. ADOPTION OF AGENDA
- IV. CONSENT AGENDA
  - a. Approval of Meeting Minutes – November 8, 2011
  - b. Transportation Operators Payments
- V. APPROVAL OF BY-LAWS – Lou Ferri
- VI. APPROVAL OF GRIEVANCE PROCEDURES – Lou Ferri
- VII. COORDINATED CONTRACT UPDATE – Ron Jones
- VIII. MEDICAID GRIEVANCE – Angie Morlok
- IX. CTC UPDATE
  - a. Monthly Operating Report – John Coons
  - b. Connection RFP – Ron Jones
- X. FIXED ROUTE UPDATE – Chuck Cohen
- XI. TD DAY TRIP UPDATE – Bobbi Valentine
- XII. COMMENTS BY PUBLIC
- XIII. COMMENTS BY BOARD MEMBERS
- XIV. NEXT MEETING – April 18, 2012
- XV. ADJOURNMENT

A copy of the agenda may be obtained by contacting: Louis Ferri, Operations Manager, Palm Tran CONNECTION, 3044 South Military Trail, Suite D, Lake Worth, FL 33463, (561)649-9848, ext. 3620, Fax: (561)656-7155.

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: Louis Ferri, (561)649-9848, ext. 3620. 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: Louis Ferri, Operations Manager, Palm Tran CONNECTION, 3044 South Military Trail, Suite D, Lake Worth, FL 33463, (561)649-9848, ext. 3620, Fax: (561)656-7155.

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#### **FLORIDA WORKERS COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.**

The **FWCJUA, Investment Committee** announces a telephone conference call to which all persons are invited.

DATE AND TIME: February 10, 2012, 10:00 a.m. (EST)

PLACE: To participate in the teleconference meeting, please contact: Kathy Coyne at (941)378-7408

GENERAL SUBJECT MATTER TO BE CONSIDERED: The agenda items shall include a compliance review of the investment portfolio and investment manager performance.

A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7408 or from the FWCJUA's website: [www.fwcjua.com](http://www.fwcjua.com).

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#### **QCAusa**

The Florida **Department of Transportation**, District Seven announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, January 31, 2012, 5:00 p.m. – 7:00 p.m.

PLACE: Magnuson Hotel Marina Cove, 6800 Sunshine Skyway Lane, South, St. Petersburg, Florida 33711

GENERAL SUBJECT MATTER TO BE CONSIDERED: S.R. 682 Pinellas Bayway Bridge Replacement. The public meeting is being held to inform interested persons about the Bayway Bridge Replacement project in Pinellas County. The bridge is located along the Pinellas Bayway (S.R. 682) between Gulf Boulevard (S.R. 699) and west of S.R. 679/Sun Boulevard. The project will include replacing the existing two lane bascule bridge with a four lane fixed high-level bridge. Project information and display boards will be available and staff will be on-hand to answer questions. There will be no formal presentation therefore you are encouraged to drop in at your convenience during the above listed hours.

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: Lori Buck, Florida Department of Transportation District Seven, 1(800)226-7220 or (813)975-6284, or by letter to: Lori Buck, Florida Department of Transportation, 11201 N. McKinley Drive, Tampa, Florida 33612-6456, by email:

[lori.buck@dot.state.fl.us](mailto:lori.buck@dot.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: Lori Buck, Florida Department of Transportation at [roadwork@dot.state.fl.us](mailto:roadwork@dot.state.fl.us) or (813)975-6284.

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#### **ATKINS – BARTOW**

The Florida **Department of Transportation**, District One announces a Dispute Resolution Sub-team meeting to discuss a Cumulative Effects Evaluation (CEE) study, in association with the proposed Interstate 75 interchange at Everglades Boulevard in Collier County. All members of the public are invited to attend.

DATE AND TIME: Thursday, February 16, 2012, 1:30 p.m. – 3:30 p.m.

PLACE: SWIFT SunGuide Center, 10041 Daniels Parkway, Fort Myers, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: A cumulative effects evaluation study looks at changes in an area through time and how these changes affect resources in that area. This study examines how past, present and reasonably foreseeable future changes affect eight protected species found within southwest Florida. The eight species under study include: Florida panther, Florida black bear, Florida sandhill crane, wood stork, red-cockaded woodpecker, gopher tortoise, eastern indigo snake, and mangrove fox squirrel. The purpose of this meeting is to present information associated with potential future actions which may affect the eight protected species and about potential future conditions of the eight species within the project study area.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Florida Department of Transportation at least seven days before the meeting by contacting: Ms. Gwen G. Pipkin, Senior Project Manager, Phone: (863)519-2375, [gwen.pipkin@dot.state.fl.us](mailto:gwen.pipkin@dot.state.fl.us).

If you are hearing or speech impaired, please contact the Florida Department of Transportation using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, please contact Ms. Gwen Pipkin at the above phone number or email address, or visit the project web site at: [www.I-75Everglades.com](http://www.I-75Everglades.com).

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#### **URS CORPORATION – MIAMI**

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

DATE AND TIME: January 24, 2012, 6:00 p.m. – 8:00 p.m.

PLACE: The Intercontinental Hotel, 2505 N.W. 87 Avenue, Doral, FL 33172-1610

GENERAL SUBJECT MATTER TO BE CONSIDERED: FDOT District Six will hold an Alternatives Public Workshop for a Project Development and Environment (PD&E) Study on the SR 826/Palmetto Expressway from SR 836/Dolphin Expressway to SR 932/N.W. 103 Street in Miami-Dade County. The Financial Project Number is 418423-3-22-05 and the Efficient Transportation Decision Making (ETDM) Number is 11560. Graphic displays and information about the project will be available for viewing in an informal setting until 8:00 p.m. The purpose of this project is to add managed lanes in both directions of the corridor. The public will have an opportunity to provide input on the improvements for the SR 826/Palmetto Managed Lanes project.

A copy of the agenda may be obtained by contacting: Ms. Judy Solaun-Gonzalez, P.E., Project Manager at (305)470-5207 or in writing: 1000 N.W. 111 Avenue, Consultant Management Office, Miami, Florida 33172 or via e-mail at: judy.solaun@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Mr. Nicholas Danu, P.E. at (305)470-5219 or in writing: 1000 N.W. 111 Avenue, Room 6111-A, Miami, FL 33172 or via e-mail: nicholas.danu@dot.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: Ms. Judy Solaun-Gonzalez, P.E., Project Manager at (305)470-5207 or in writing: 1000 N.W. 111 Avenue, Consultant Management Office, Miami, Florida 33172 or via e-mail: judy.solaun@dot.state.fl.us.

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

### DEPARTMENT OF CORRECTIONS

NOTICE IS HEREBY GIVEN that the Florida Department of Corrections has issued an order disposing of the petition for declaratory statement filed by Florida Prison Legal Journal on September 8, 2011. The following is a summary of the agency's disposition of the petition:

The Department's Final Order denies the Petition on the grounds that a declaratory statement proceeding under section 120.565, Florida Statutes is not the appropriate mechanism for challenging agency decisions.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Janet Holmes, 501 S. Calhoun Street, Tallahassee, FL 32399.

### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that the Division of Alcoholic Beverages and Tobacco, Department of Business and Professional Regulation, State of Florida, received a Petition for Declaratory Statement In re: Petition of Astor Post No. 9986 Veterans of Foreign Wars of the United States, Inc., for a Declaratory Statement, Docket Number DS 2011-098. has received the petition for declaratory statement from Astor Post No. 9986 Veterans of Foreign Wars of the United States, Inc. The petition seeks the agency's opinion as to the applicability of Rule 61A-1.010 and subsection 61A-1.0104(3), Florida Administrative Code, as it applies to the petitioner.

The Petitioner requests a declaratory statement in regards to the term "industry members" as used in Rule 61A-1.010 and subsection 61A-1.0104(3), Florida Administrative Code. Specifically, Petitioner requests clarification as to whether the term "industry members" is narrowly tailored to encompass only those members of the alcoholic beverages industry, or applies generally to members of any industry.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Michael Ross, Chief Attorney, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, 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 received the petition for declaratory statement from Michael Hallinan, Brian Smith, and Jack Ward, Petitioners, In Re: Hibiscus-by-the-Sea Condominium Association, Inc., Docket No. 2012000588 on January 3, 2012. The petition seeks the agency's opinion as to the applicability of Section 718.110(4), Florida Statutes, as it applies to the petitioner.

Whether Hibiscus-by-the-Sea Condominium Association, Inc., a two building phased condominium, may assess unit owners in building one of a two building phased condominium the entire cost of a settlement agreement in a breach of contract suit by the adjuster against the association involving insurance proceeds under Section 718.110(4), Florida Statutes.

A copy 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.

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NOTICE IS HEREBY GIVEN that Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by Mark A. Annunziata on October 6, 2011. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 37, No. 44, of the November 4, 2011, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on November 11, 2011. The Board's Order, filed on December 29, 2011, grants the Petition for Declaratory Statement. Pursuant to Section 489.113, Florida Statutes, a contractor may employ a person who is not licensed to perform work under supervision of the contractor provided the work is within the scope of the contractor's license. Likewise, the contractor may subcontract to other licensed contractors. Therefore a general contractor can subcontract work to those competent to perform it, and the residential contractor's license does not preclude a person from working for a general contractor.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Drew Winters, Executive Director, Construction Industry Licensing Board, Post Office Box 5257, Tallahassee, Florida 32314-5257.

Please refer all comments to: Drew Winters, Executive Director, Construction Industry Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

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NOTICE IS HEREBY GIVEN that Construction Industry Licensing Board has received the petition for declaratory statement from Danny Boromei, Close Construction, LLC., filed on January 3, 2012. The petition seeks the agency's opinion as to the applicability of Section 489.113, Florida Statutes as it applies to the petitioner.

The Petitioner seeks the Board to interpret Section 489.113, Florida Statutes, and whether Petitioner is required to obtain a plumber's license for construction on a municipal public works water distribution system.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Drew Winters, Executive Director, Construction Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

Please refer all comments to: Drew Winters, Executive Director, Construction Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

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NOTICE IS HEREBY GIVEN that Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by Paul J. Del Vecchio on October 18, 2011. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 37, No. 44, of the November 4, 2011, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on November 11, 2011. The Board's Order, filed on December 29, 2011, grants the Petition for Declaratory Statement related to Section 489.105(3)(a), (b), and (c), Florida Statutes. Pursuant to Section 489.105(3), Florida Statutes, construction management as a service that oversees the management of construction activities on a given project is the exclusive purview of a licensed contractor.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Drew Winters, Executive Director, Construction Industry Licensing Board, Post Office Box 5257, Tallahassee, Florida 32314-5257.

Please refer all comments to: Drew Winters, Executive Director, Construction Industry Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

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NOTICE IS HEREBY GIVEN that Construction Industry Licensing Board has received the petition for declaratory statement from Mike Lefebvre, Diversified Window Solutions, filed on January 9, 2012. The petition seeks the agency's opinion as to the applicability of Section 489.105, Florida Statutes, as it applies to the petitioner.

The Petitioner does not state in his request which statute the Petitioner seeks the Board to interpret. However, Petitioner appears to be requesting an interpretation of Section 489.105, Florida Statutes, and whether a Division 1 contractor is required to have a Glass & Glazing License, in addition to a Division 1 Contractor's license, in order to install windows or do glazing on a building that falls within the scope of the license.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Drew Winters, Executive Director, Construction Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

Please refer all comments to: Drew Winters, Executive Director, Construction Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

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**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**

DCPS Fire Alarm System Replacement at DCPS Administration Building No. 3001/DCSB Project No. M-83970/OFDC- ITB-010-12

DUVAL COUNTY PUBLIC SCHOOLS ADVERTISEMENT FOR BIDS – Invitation To Bid For an Electrical Contractor/Publish Date January 13, 2012. Sealed bids will be received by Duval County Public Schools, Division of Facilities, Room 535, 1701 Prudential Drive, Jacksonville, FL

32207, until the time and date(s) recorded below and immediately thereafter publicly opened and recorded in the Duval County Public Schools, School Board Building, located at 1701 Prudential Drive, Jacksonville, Florida, 5th Floor, Room 513D. BIDS ARE DUE ON OR BEFORE FEBRUARY 14, 2012 AND WILL BE ACCEPTED UNTIL 2:00 P.M. OFFICIAL PROJECT TITLE: Fire Alarm System Replacement at DCPS Administration Building No. 3001/DCSB Project No. M-83970/OFDC-ITB-010-12. SCOPE OF WORK: The project consists of replacement of complete fire alarm system. Estimated construction cost is not to exceed \$200,000. Project funding is subject to availability of funds as authorized by the Owner. The selected contractor(s) shall be required to execute the Duval County School Board standard form of agreement. The District reserves the right to reject any and all bids. All bidders and subcontractors shall be licensed Contractors and registered corporations as required by the laws of the State of Florida. Contract documents for bidding may be obtained at the office of: LDI Repro Printing Centers, 806 Rosselle Street, Jacksonville, FL 32204, (904)381-0777. Name of A/E Firm: Haddad Engineering, 2955 Hartley Road, Suite 205, Jacksonville, FL 32257, (904)262-5066. DCSB Point of Contact: Kevin Trussell, (904)390-2336. Contract documents for bidding may be examined at the Duval County Public Schools Administration Building located at 1701 Prudential Drive, Jacksonville, FL 32207. MBE Participation Goal: 5% Overall. All contractors that are interested in bidding are required to attend a mandatory pre-bid conference to be held on January 26, 2012 at 3:00 p.m. at 1701 Prudential Drive, Room 513D, Tallahassee, FL. Failure to attend the pre-bid conference shall result in disqualification of that firm’s proposal. Attendees will be required to sign an attendance register. All contractors submitting proposals and bids must be pre-qualified with Duval County Public Schools at the time of the ITB Response Due Date. No proposals or bids will be accepted from Contractors who are not pre-qualified at that time. Prequalification forms and information may be obtained at [www.duvalschools.org](http://www.duvalschools.org) under [http://www.duvalschools.org/static/aboutdcps/departments/facilities/general\\_documents.asp](http://www.duvalschools.org/static/aboutdcps/departments/facilities/general_documents.asp).

The Bid Award Recommendation will be posted on the First Floor, Bulletin Board at the Duval County School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207-8182.



**STATE BOARD OF ADMINISTRATION****REQUEST FOR INFORMATION**

The Florida Prepaid College Board is requesting informational responses to a Request for Information, RFI #12-01, to obtain information from qualified firms to provide investment and marketing services for the Florida Prepaid College Board's College Investment Plan.

Copies of the Request for Information, RFI #12-01, are available on or after January 20, 2012, by submitting a written request to Kevin Thompson, Interim Executive Director Florida Prepaid College Board, 1801 Hermitage Blvd., Suite 210, Tallahassee, Florida 32308, facsimile number: (850)488-3555 or by submitting an electronic request to robin.hindle@myfloridaprepaid.com. All information received in regard to this RFI must be sent to the above postal address.

Questions regarding the RFI are due via email to robin.hindle@myfloridaprepaid.com by noon January 27, 2012. The responses in original unbound copy and four(4) additional copies of each response to the RFI must be received by 12:00 Noon, Eastern Time, February 8, 2012, at the Florida Prepaid College Board, 1801 Hermitage Blvd., Suite 210, Tallahassee, Florida 32308. Proposals must be submitted in accordance with the requirements of the RFI.

Certified Minority Business Enterprises are encouraged to participate.

**SPECIAL ACCOMMODATION:** Any person requiring special accommodations to the response deadline of a disability should fax a written request for same to Kevin Thompson, Interim Executive Director, Florida Prepaid College Board, at (850)488-3555, no later than five (5) days prior to the response deadline.

**EXPRESSWAY AUTHORITIES**

MDX PROCUREMENT/CONTRACT NO.: RFP-12-02

MDX WORK PROGRAM NO(S): 87409.030

MDX PROJECT/SERVICE TITLE: DESIGN-BUILD  
PROJECT FOR SYSTEMWIDE IMPLEMENTATION OF  
DYNAMIC MESSAGE SIGNS (DMS)

The Miami-Dade Expressway Authority ("MDX" or "Authority"), requires the services of a qualified Design-Build Firm for Systemwide Implementation of Dynamic Message Signs (DMS). For a copy of the RFP with information on the Scope of Services, Pre-qualification and submittal requirements, please logon to MDX's Website: www.mdxway.com to download the documents under "Doing Business with MDX: Vendor Login", or call: MDX's Procurement Department at (305)637-3277 for assistance. Note: In order to download any MDX solicitation, you must

first be registered as a Vendor with MDX. This can only be facilitated through MDX's Website: www.mdxway.com under "Doing Business with MDX: Vendor Registration". A Pre-Proposal Conference is scheduled for January 24, 2012 at 10:00 a.m. The deadline for submitting a Technical Proposal is February 21, 2012 by 2:00 p.m. (Eastern Time), and the deadline for submitting a Price Proposal is March 26, 2012 by 2:00 p.m. (Eastern Time).

**DEPARTMENT OF ENVIRONMENTAL PROTECTION****NOTICE OF INVITATION TO BID**

BID NO.: BDC 25-11/12

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Construction is soliciting formal competitive bids from Certified or Registered Building or General Contractors licensed to work in the jurisdiction for the project listed below. Contractor must also be certified by the FDOT in any classification applicable to this project.

**PROJECT NAME:** Florida Keys Overseas Heritage Trail-Key Largo Trailhead & Visitor Center, MM106.5

**SCOPE OF WORK:** The Contractor shall provide the necessary labor, materials, equipment, and supervision required to; Prepare offsite species habitat, trap, and relocate the Key Largo Woodrat to designated sites; Construct trailhead site improvements including asphalt driveway & parking, buildings, water/sewer/electric utilities, observation platforms & shelters, fencing & gates, storm water management system, landscaping, hardscaping, kiosks, sidewalks, benches & tables, water fountains, striping & signage, dumpster & receptacles, and etc. items as detailed in the plans and specifications. Pursuant to Executive Order 07-126 and Section 255.252(3), F.S. the Department requires the proposed project be designed and constructed in accordance with green building standards where applicable.

**PROJECT BUDGET:** \$1,710,000.00

**LOCATION:** Mile Marker 106.5, Reef Drive, Oceanside, at the Northern terminus of the Florida Keys Overseas Heritage Trail. **PROJECT MANAGER:** Todd McGee, Florida Department of Environmental Protection, Bureau of Design & Construction, 3540 Thomasville Road, Tallahassee, FL 32309, Telephone Number: (850)488-5372.

**INSTRUCTIONS:** Any firm desiring a Project Manual for this project may obtain a copy by writing to the address or calling the telephone number below. A Compact Disk (CD) containing the plans and specifications will be available on January 20, 2012, 3540 Thomasville Road, Tallahassee, Florida 32309, Attention: Todd McGee, Construction Projects Manager, Telephone: (850)488-5372, Fax: (850)488-3665.

**MINORITY BUSINESS REQUIREMENT:** The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

**PREQUALIFICATION:** When the total Bid including Alternates exceeds \$200,000, each Bidder whose field is governed by Chapter 399, 455, 489 or 633, Florida Statutes, for licensure or certification, must submit the following prequalification data of their eligibility to submit bids 240 hours (10 days) PRIOR TO the Bid Opening date, unless the Bidder has been previously qualified by the Department of Environmental Protection for the current biennium (July 1 – June 30) of odd numbered years in accordance with subsection 60D-5.004(2), F.A.C., as evidenced by a letter from DEP to the Bidder, which letter shall be presented to DEP upon request. If the Department requires clarification or additional information, Bidder shall submit such information by 120 hours (5 days) prior to Bid Opening. Material submitted after those deadlines shall disqualify the Bidder.

**ADA REQUIREMENTS:** Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact: Michael Renard, Bureau of Design and Construction, (850)488-5372, at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**E-VERIFY:** Vendor/Contractor shall utilize the U.S. Department of Homeland Security's E-Verify system to confirm the employment eligibility of all persons employed by the Vendor/Contractor during the term of the Contract to perform employment duties within Florida and all persons, including subcontractors, assigned by the Vendor/Contractor to perform work pursuant to the contract with the Department.

**BID SUBMITTAL DUE DATE:** No later than 3:30 p.m. (ET), Tuesday, February 21, 2012, to the below address: Florida Department of Environmental Protection, Bureau of Design and Construction, 3540 Thomasville Road, Tallahassee, Florida 32309, Attention: Michael Renard, Construction Projects Administrator, Bureau of Design and Construction, (850)488-5372. The Department reserves the right to reject any or all bids.

**BID POSTING DATE:** No later than 2:00 p.m. (ET), Tuesday, March 6, 2012, unless extended by the Department for good cause.

**NOTICE OF RIGHTS:** Notice of Intent to Protest the Bid Specifications must be filed with (received by) the Agency Clerk, Lea Crandall, Department of Environmental Protection, Office of General Counsel, MS #35, 3900 Commonwealth Blvd., Tallahassee Florida 32399-3000, (850)245-2242, Fax: (850)245-2303, Lea.Crandall@dep.state.fl.us during the 72-hour period after Bid Specifications are posted on the Vendor Bid System. Failure to file a Notice of Intent to Protest or a formal, written Protest in accordance with Chapter 28-110, F.A.C., within ten days after the 72-hour period ends, as prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of your right to an administrative hearing on the Bid Specifications under Chapter 120, Florida Statutes. Rules for bid protests can be found in Sections 120.569 and 120.57, F.S., and Chapter 28-110, Florida Administrative Code. A bid protester shall comply with these statutes and rules.

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## **BAYCREST CORPORATION**

### **REQUEST FOR PROPOSAL**

#### **Premier Construction & Development**

#### **Invitation to Bid**

Florida A&M University (FAMU) Abatement and Demolition PROJECT: Florida A&M University Abatement and Demolition of Existing Polkinghorne Village.

**QUALIFICATION:** All bidders must be qualified at the time of bid opening in accordance with the Instructions to Bidders, provided in the Contract Documents, Attachment 'A'. A Bid Bond or Cashier's Check for 5% of the bid amount must be included in sealed bid proposals; and 100% Payment and Performance Bonds will also be required upon award of contract. Minority and Small Business Enterprises are encouraged to participate.

Sealed bids will be received on:

**DATE AND TIME:** February 7, 2012, 4:00 p.m. EST

**PLACE:** FAMU Facilities Planning and Construction, 2400 Wahnish Way, Suite 100, Tallahassee, Florida 32307

**PLANS AND SPECIFICATIONS:** Construction Documents will be available from the Construction Manager. Contact (850)765-0103 or email bhollister@pcc-fl.com for more information.

**MANDATORY PRE-BID MEETING:** The Bidder is required to attend a mandatory Pre-Bid Meeting scheduled for:

**DATE AND TIME:** Tuesday, January 31, 2012, 2:00 p.m. EST

**PLACE:** FAMU Facilities Planning and Construction, 2400 Wahnish Way, Tallahassee, Florida 32307

Mandatory Pre-Bid Meeting will include project site visit.

**PARKING:** Contact FAMU Parking Department or Construction Manager for more information.

**PROPOSAL:** Bids must be submitted in full and in accordance with the requirements of the Contract Documents, available from the Construction Manager.

Please direct all questions to:

Premier Construction & Development

e-mail: [bhollister@pcc-fl.com](mailto:bhollister@pcc-fl.com)

Phone: (850)765-0103

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## FLORIDA DEVELOPMENT DISABILITIES COUNCIL

### REQUEST FOR PROPOSALS (FDDC #2012-CD-9400)

#### Universal Design for Learning through Technology

The Florida Developmental Disabilities Council, Inc. (FDDC) is pleased to announce that this request for proposals (RFP) #2012-CD-9400 is released to increase the use of Universal Design for Learning through technology in order to give students with cognitive and physical disabilities greater access to information in general education classes.

Individuals, not-for-profit, and for-profit agencies may submit proposals in response to this RFP. FDDC has set aside a maximum of \$100,000 in federal funds (up to \$50,000 each for two school districts) for a period not to exceed one (1) year for fiscal support of this RFP. The exact amount of the contract will be developed during contract negotiations.

Copies of this RFP can be downloaded from the FDDC website ([www.fddc.org](http://www.fddc.org)) or copies may be requested by writing: FDDC at 124 Marriott Drive, Suite 201, Tallahassee, FL 32301, or calling (850)488-4180 or Toll Free 1(800)580-7801 or TDD Toll Free 1(888)488-8633.

The deadline for submitting written questions and letters of intent for this RFP is February 10, 2012 by 4:00 p.m. (EST). Letters of intent are encouraged but not mandatory. Letters of Intent will only be accepted by fax, mail, or hand delivery. Letters of Intent by email will not be accepted. All answers to written questions will be posted on the FDDC website during the week of February 13, 2012. The deadline for submitting proposals for this RFP to FDDC is March 14, 2012 by 2:00 p.m. (DST).

PLEASE FORWARD ALL REQUESTS FOR COPIES OF THIS RFP TO CAROLYN WILLIAMS.

QUESTIONS ARE TO BE SUBMITTED IN WRITTEN FORMAT ONLY. THIS IS A LEGAL PROCESS AND WE CANNOT ANSWER QUESTIONS VERBALLY.

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## Section XII Miscellaneous

### DEPARTMENT OF LEGAL AFFAIRS

#### Notice of Availability of VOCA Grant Funds

**Announcement:** The Office of the Attorney General (OAG) is pleased to announce the availability of Victims of Crime Act (VOCA) grant funds from the U.S. Department of Justice. The purpose of VOCA grant funds is to support the provision of services to victims of crime. Services are defined as those efforts that respond to the emotional and physical needs of crime victims, assist victims of crime to stabilize their lives after victimization, assist victims to understand and participate in the criminal justice system, and provide victims of crime with a measure of safety and security. Eligibility to apply for VOCA funds is limited to victim assistance programs administered by state or local government agencies or not-for-profit corporations registered in Florida, or a combination thereof. The funding cycle for the VOCA grant funds under this notice is October 1, 2012 through September 30, 2013.

Organizations currently funded through a VOCA grant (2011-2012): may submit a Letter of Intent. The Letter of Intent may be accessed at the Office of the Attorney General's website: <http://myfloridalegal.com>, under the heading of Programs, click on Crime Victims' Services, then click on Advocacy and VOCA Grants.

Agencies that wish to expand services to additional judicial circuits must submit an application for each judicial circuit. The VOCA application may be accessed at the Office of the Attorney General's website: <http://myfloridalegal.com>, under the heading of Programs, click on Crime Victims' Services, then click on Advocacy and VOCA Grants.

Organizations not currently funded through a VOCA grant (2011-2012): may participate in the annual competitive grant process which involves submission of an application followed by an application review. An application may be accessed at the Office of the Attorney General's website: <http://myfloridalegal.com>, under the heading of Programs, click on Crime Victims' Services, then click on Advocacy and VOCA Grants.

**Deadline:** The deadline for applying for a VOCA grant under this notice is no later than 5:00 p.m. (Eastern Standard Time), Friday, February 24, 2012. Required documents submitted by fax or e-mail will not be considered.

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**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

NOTICE IS HEREBY GIVEN THAT pursuant to Section 585.14, Florida Statutes, and paragraph 5C-3.003(4)(a), Florida Administrative Code, the Division of Animal Industry under the direction of the State Veterinarian has determined that the following counties in the State of Texas are endemic for Equine Piroplasmiasis (EP): Bee, Bexar, Brooks, Cameron, Duval, Frio, Hidalgo, Jim Wells, Kenedy, Kleberg, Lampasas, Live Oak, Nueces, Refugio, San Patricio, Starr, Webb, Willacy, and Zapata.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**EXEMPTION**

The Agency for Health Care Administration authorized the following exemption pursuant to Section 408.036(3), Florida Statutes:

County: St. Lucie District: 9  
 ID # E1100017 Decision: A Issue Date: 12/22/2011  
 Facility/Project: Lawnwood Regional Medical Center & Heart Institute  
 Applicant: Lawnwood Regional Medical Center, Inc.  
 Project Description: Establish a five-bed Level III NICU  
 Proposed Project Cost: \$2,600,000.00

**EXEMPTION**

The Agency for Health Care Administration authorized the following exemption pursuant to Section 408.036(3), Florida Statutes:

County: Pinellas District: 5-2  
 ID # E120001 Decision: A Issue Date: 1/11/2012  
 Facility/Project: Consolidation of Golfview Healthcare Center & Pinellas Park Care & Rehabilitation Center  
 Applicant: LP Pinellas Park, LLC  
 Project Description: Establish a 176-bed community nursing home by consolidation of Golfview's 56 community nursing home beds at Pinellas Park's 120 bed facility  
 Proposed Project Cost: \$5,700,000.00

**EXPEDITED APPLICATION DECISION**

The Agency for Health Care Administration made the following decision on Certificate of Need application for expedited review:

County: Sarasota Service District: 8-6  
 CON # 10136 Decision Date: 1/3/2012 Decision: A  
 Applicant/Facility: The Glenridge on Palmer Ranch, Inc.  
 Project Description: Add 4 sheltered nursing home beds of existing 37 sheltered bed nursing home  
 Project Cost: \$50,803.00

**NOTICE OF FIXED NEED POOL FOR NEONATAL INTENSIVE CARE SERVICES FOR LEVEL II AND LEVEL III BEDS**

The Agency for Health Care Administration has projected a fixed need pool for Level II and Level III neonatal intensive care unit services for July 2014 pursuant to the provisions of Rules 59C-1.008 and 59C-1.042, F.A.C. Letters of intent to apply for Certificates of Need pursuant to this notice must be filed with the Certificate of Need Program Office, Building 1, Room 220, MS #28, 2727 Mahan Drive, Tallahassee, Florida 32308, on or before 5:00 p.m., February 6, 2012.

Any person who identifies an error in the fixed need pool numbers must advise the agency of the error within ten (10) days of publication of the number. If the agency concurs with the error, the fixed need pool number will be adjusted and republished in the first available edition of the Florida Administrative Weekly. Failure to notify the agency of the error during this ten day time period will result in no adjustment to the fixed need pool number for this cycle and a waiver of the person's right to raise the error at subsequent proceedings. Any other adjustments will be made in the first cycle subsequent to identification of the error including those errors identified through administrative hearings or final judicial review.

Any person whose substantial interest is affected by this action and who timely advised the agency of any error in the action has a right to request an administrative hearing pursuant to Section 120.57, Florida Statutes. In order to request a proceeding under Section 120.57, Florida Statutes, your request for an administrative hearing must state with specificity which issues of material fact or law are in dispute. All requests for hearings shall be made to the Agency for Health Care Administration and must be filed with the Agency Clerk at 2727 Mahan Drive, Building 3, Suite 3431, Tallahassee, Florida 32308. All requests for hearings must be filed with the Agency Clerk within 21 days of this publication or the right to a hearing is waived.

Fixed Need Pool Projections  
Neonatal Intensive Care Level II & Level III Services

	Level II Net Need	Level III Net Need
District 1	0	0
District 2	0	0
District 3	8	5
District 4	0	0
District 5	34	0
District 6	0	0
District 7	7	0
District 8	17	0
District 9	0	0
District 10	0	0
District 11	0	0
Statewide Total	66	5

NOTICE OF HOSPITAL FIXED NEED POOLS FOR  
COMPREHENSIVE MEDICAL REHABILITATION BEDS

The Agency for Health Care Administration has projected a fixed bed need pool for comprehensive medical rehabilitation hospital beds for July 2017 pursuant to the provisions of Rules 59C-1.008 and 59C-1.039, F.A.C. Net bed need projections for comprehensive medical rehabilitation hospital beds have been adjusted according to occupancy rate thresholds as prescribed by the above-mentioned rules. Letters of intent to apply for Certificates of Need pursuant to this notice must be filed with the Certificate of Need Program Office, Building 1, Room 220, MS 28, 2727 Mahan Drive, Tallahassee, Florida 32308, on or before 5:00 p.m., February 6, 2012.

Any person who identifies an error in the fixed need pool numbers must advise the agency of the error within ten (10) days of publication of the number. If the agency concurs with the error, the fixed need pool number will be adjusted and republished in the first available edition of the Florida Administrative Weekly. Failure to notify the agency of the error during this ten day time period will result in no adjustment to the fixed need pool number for this cycle and a waiver of the person's right to raise the error at subsequent proceedings. Any other adjustments will be made in the first cycle subsequent to identification of the error including those errors identified through administrative hearings or final judicial review.

Any person whose substantial interest is affected by this action and who timely advised the agency of any error in the action has a right to request an administrative hearing pursuant to Section 120.57, Florida Statutes. In order to request a

proceeding under Section 120.57, Florida Statutes, your request for an administrative hearing must state with specificity which issues of material fact or law are in dispute. All requests for hearings shall be made to the Agency for Health Care Administration and must be filed with the Agency Clerk at 2727 Mahan Drive, Building 3, Suite 3431, Tallahassee, Florida 32308. All requests for hearings must be filed with the agency clerk within 21 days of this publication or the right to a hearing is waived.

Comprehensive Medical Rehabilitation Bed Need

	Net Adjusted Bed Need
District 1	0
District 2	0
District 3	0
District 4	0
District 5	0
District 6	0
District 7	0
District 8	0
District 9	0
District 10	0
District 11	0
Total Statewide	0

NOTICE OF HOSPITAL FIXED NEED POOLS FOR  
PSYCHIATRIC AND SUBSTANCE ABUSE BEDS

The Agency for Health Care Administration has projected fixed bed need pools for adult and children and adolescent psychiatric and adult substance abuse beds for July 2017 pursuant to the provisions of Rules 59C-1.008, 59C-1.040, and 59C-1.041, F.A.C. Net bed need projections for adult and children and adolescent psychiatric and adult substance abuse hospital beds have been adjusted according to occupancy rate thresholds as prescribed by the above-mentioned rules. A fixed need pool projection for children and adolescent substance abuse beds is not made because the administrative rule governing this service does not include a mathematical formula for the calculation of need. An applicant seeking approval for these types of beds must establish need in its application. Letters of intent to apply for Certificates of Need pursuant to this notice must be filed with the Certificate of Need Program Office, Building 1, Room 220, MS #28, 2727 Mahan Drive, Tallahassee, Florida 32308, on or before 5:00 p.m., February 6, 2012.

Any person who identifies an error in the fixed need pool numbers must advise the agency of the error within ten (10) days of publication of the number. If the agency concurs with the error, the fixed need pool number will be adjusted and republished in the first available edition of the Florida Administrative Weekly. Failure to notify the agency of the error during this ten day time period will result in no adjustment to the fixed need pool number for this cycle and a waiver of the person’s right to raise the error at subsequent proceedings. Any other adjustments will be made in the first cycle subsequent to identification of the error including those errors identified through administrative hearings or final judicial review.

Any person whose substantial interest is affected by this action and who timely advised the agency of any error in the action has a right to request an administrative hearing pursuant to Section 120.57, Florida Statutes. In order to request a proceeding under Section 120.57, Florida Statutes, your request for an administrative hearing must state with specificity which issues of material fact or law are in dispute. All requests for hearings shall be made to the Agency for Health Care Administration and must be filed with the Agency Clerk at 2727 Mahan Drive, Building 3, Suite 3431, Tallahassee, Florida 32308. All requests for hearings must be filed with the agency clerk within 21 days of this publication or the right to a hearing is waived.

Psychiatric and Substance Abuse Net Bed Need

	Adult Psychiatric Beds Net Adjusted Bed Need	Children & Adolescent Psychiatric Beds Net Adjusted Bed Need	Adult Substance Abuse Beds Net Adjusted Bed Need
District 1	0	0	0
District 2	0	0	0
District 3	0	0	0
District 4	0	0	0
District 5	0	0	0
District 6	0	4	0
District 7	24	41	11
District 8	0	0	11
District 9	0	0	0
District 10	0	9	0
District 11	0	0	0
Total Statewide	24	54	22

**Citrus Memorial Hospital Emergency Service Exemption**  
 The Agency for Health Care Administration has received an application for an emergency service exemption from Citrus Memorial Hospital located at 502 Highland Blvd., Inverness, FL 34452 pursuant to Section 395.1041(3), Florida Statutes and Rule 59A-3.255, Florida Administrative Code. The hospital is requesting an emergency service exemption for Otolaryngology and Plastic Surgery. Comments received within 15 days of publication will be considered by the Agency prior to making a determination of exemption status.

Additional information may be obtained by writing to the Agency for Health Care Administration, Attention: Julie Young, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, by phone at (850)412-4360 or by e-mail at: Julie.Young@ahca.myflorida.com.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

Office of Intergovernmental Programs

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://approd.dep.state.fl.us/clearinghouse/>. For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

**DEPARTMENT OF HEALTH**

Notice of Emergency Action

On January 9, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Dennis Malloy Gay, L.C.S.W., License #SW 8984. 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 (2010). 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.

Notice of Emergency Action

On January 9, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Gerard M. Dileo, M.D., License #ME 95064. 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 (2010). The State

Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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#### Notice of Vacating Emergency Action

On January 6, 2012, State Surgeon General, issued an Order Vacating Order of Emergency Suspension Order with regard to the license of Eric Osvaldo Pantaleon, M.D., License #ME 63889. The Department orders that the emergency Suspension of License be lifted and your license be reinstated.

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#### Notice of Emergency Action

On January 9, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Diane B. Adams, R.N., License #RN 9176073. 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 (2010). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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#### Notice of Emergency Action

On January 4, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Suzanne Kube, R.N., License #RN 2740782. 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 (2010). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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#### Notice of Emergency Action

On January 9, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Jason Orlando, C.N.A., License #CNA 235952. 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 (2010).

The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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#### Notice of Emergency Action

On January 4, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Arthur Frances Palmer, L.P.N., License #PN 1269621. 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 (2010). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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#### Notice of Emergency Action

On January 9, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Camille Porter, R.N., License #RN 9270005. 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 (2010). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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#### Notice of Emergency Action

On January 9, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Natalie R. Proesl, C.N.A., License #CNA 153413. 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 (2010). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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Notice of Emergency Action

On January 9, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Christine R. Chico, D.O., License #OS 6260. 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 (2010). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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Notice of Emergency Action

On January 4, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Kathy Elizabeth Winters, R.R.T., License #RT 4002. 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 (2010). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

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

**RULES FILED BETWEEN January 3, 2012  
 and January 6, 2012**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF EDUCATION**  
**University of South Florida**

6C4-10.017	1/5/12	1/25/12	Newspaper	
6C4-10.109	1/5/12	1/25/12	Newspaper	
6C4-10.209	1/5/12	1/25/12	Newspaper	
6C4-13.002	1/5/12	1/25/12	Newspaper	

**DEPARTMENT OF REVENUE**

12-3.0015	1/5/12	1/25/12	37/39	
12-6.0015	1/5/12	1/25/12	37/39	
12-16.003	1/5/12	1/25/12	37/39	
12-18.001	1/5/12	1/25/12	37/39	
12-18.004	1/5/12	1/25/12	37/39	
12-22.005	1/5/12	1/25/12	37/39	
12-22.007	1/5/12	1/25/12	37/39	
12-29.002	1/5/12	1/25/12	37/39	
12-29.003	1/5/12	1/25/12	37/39	

**Sales and Use Tax**

12A-1.0142	1/5/12	1/25/12	37/39	
12A-1.097	1/5/12	1/25/12	37/39	
12A-1.107	1/5/12	1/25/12	37/39	
12A-16.008	1/5/12	1/25/12	37/39	
12A-19.041	1/5/12	1/25/12	37/39	
12A-19.100	1/5/12	1/25/12	37/39	

**Miscellaneous Tax**

12B-5.030	1/5/12	1/25/12	37/39	
12B-5.040	1/5/12	1/25/12	37/39	
12B-5.050	1/5/12	1/25/12	37/39	37/47
12B-5.060	1/5/12	1/25/12	37/39	
12B-5.070	1/5/12	1/25/12	37/39	
12B-5.080	1/5/12	1/25/12	37/39	
12B-5.090	1/5/12	1/25/12	37/39	
12B-5.100	1/5/12	1/25/12	37/39	
12B-5.110	1/5/12	1/25/12	37/39	
12B-5.121	1/5/12	1/25/12	37/39	
12B-5.130	1/5/12	1/25/12	37/39	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
12B-5.150	1/5/12	1/25/12	37/39	
12B-5.200	1/5/12	1/25/12	37/39	
12B-5.400	1/5/12	1/25/12	37/39	
12B-7.008	1/5/12	1/25/12	37/39	
12B-7.026	1/5/12	1/25/12	37/39	
12B-8.001	1/5/12	1/25/12	37/39	
12B-8.0012	1/5/12	1/25/12	37/39	
12B-8.003	1/5/12	1/25/12	37/39	
12B-8.006	1/5/12	1/25/12	37/39	
12B-8.007	1/5/12	1/25/12	37/39	
12B-8.016	1/5/12	1/25/12	37/39	

**Corporate, Estate and Intangible Tax**

12C-1.003	1/5/12	1/25/12	37/39	37/47
12C-1.051	1/5/12	1/25/12	37/39	37/47
12C-1.343	1/5/12	1/25/12	37/39	37/47
12C-3.0015	1/5/12	1/25/12	37/39	
12C-3.008	1/5/12	1/25/12	37/39	

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

61-24.004	1/5/12	1/25/12	37/40	
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**DEPARTMENT OF HEALTH**

**Division of Medical Quality Assurance**

64B-9.002	1/3/12	1/23/12	37/35	
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**Board of Dentistry**

64B5-13.005	1/4/12	1/24/12	37/48	
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**LIST OF RULES AWAITING LEGISLATIVE APPROVAL  
 PURSUANT TO (CHAPTER 2010-279, LAWS OF  
 FLORIDA)**

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Standards**

5F-11.002	7/7/11	*****	37/14	
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**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Workers' Compensation**

69L-7.020	10/24/11	*****	37/24	37/36
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