

Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF CORRECTIONS

RULE NO. 33-302.109
RULE TITLE: Offender Orientation
PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to implement Section 948.09, Florida Statutes, by creating a rule that allows an offender a reduction in the cost of supervision by paying the entire remaining balance in one payment prior to the end of the offender’s supervision.
SUBJECT AREA TO BE ADDRESSED: Offender Supervision.
RULEMAKING AUTHORITY: 944.09, 948.09 FS.
LAW IMPLEMENTED: 20.315, 944.09, 948.09 FS.
IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: LaDawna Fleckenstein, 501 S. Calhoun Street, Tallahassee, Florida 32399

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-104.101 News Media Visitors.
 (1) through (3) No change.

(4) Option for Prepayment of Cost of Supervision - Once an offender has satisfied all other monetary obligations imposed by the court or Florida Parole Commission, including restitution, court costs, public defender application fee, etc., the offender may receive a 25% reduction in cost of supervision by paying the entire remaining balance in one payment, including the 4% surcharge. This prepayment option must occur prior to the last 90 days of the supervision period.

Rulemaking Authority 944.09, 948.09 FS. Law Implemented 20.315, 944.09, 948.09 FS., 45 CFR Part 160, 164. History–New 7-19-01, Amended 9-15-02, 7-30-03, 1-6-04, 1-11-05,_____.

COMMISSION FOR THE TRANSPORTATION DISADVANTAGED

RULE NOS.: 41-2.007
 41-2.013
RULE TITLES: Reporting Requirements
 Transportation Disadvantaged Trust Fund
PURPOSE AND EFFECT: The Commission proposes the amendment to Rule 41-2.007 to delete unnecessary language and to add new language to clarify how the financial

management documents can be obtained. The Commission proposes the amendment to Rule 41-2.013 to delete language regarding establishment of a reserve and emergency fund because of legislative appropriations.

SUBJECT AREA TO BE ADDRESSED: How the financial management documents can be obtained from the Commission; the reserve and emergency fund.

RULEMAKING AUTHORITY: 427.013(9) FS.

LAW IMPLEMENTED: 427.012(8), 427.013(3), (7), (8), (9), (12), (13), (16), 427.0135(1), 427.015(1), 427.0159, 427.016 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Steve Holmes, Executive Director, 605 Suwannee Street, MS-49, Tallahassee, FL 32399-0405

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Barbers’ Board

RULE NO. 61G3-16.0091	RULE TITLE: Requirement for Instruction on Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome (HIV/AIDS) for Continuing Education
 61G3-16.0092	 Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome (HIV/AIDS) Education Provider Requirements

PURPOSE AND EFFECT: The Board is evaluating amendment of the rules as needed to comport with Section 455.2179(1), F.S. (2012)

SUBJECT AREA TO BE ADDRESSED: Requirements for provision of and instruction for continuing education on Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome.

RULEMAKING AUTHORITY: 455.2228, 476.064(4) FS.

LAW IMPLEMENTED: 455.2178, 455.2179, 455.2228 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Robyn Barineau, Executive Director, Barbers' Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750.

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

**Section II
Proposed Rules**

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO. RULE TITLE:
64B19-11.001 Examination

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to incorporate the revised application for Re-Examination into the current rule.

SUMMARY: The revised Application for Re-Examination will be incorporated into the rule.

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: 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 Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.013(1), 456.017(1)(b), (c), 456.0635(2), 490.004(4) FS.

LAW IMPLEMENTED: 456.017(1)(b), (c), (d), (6), 490.005 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B19-11.001 Examination.

(1) through (3) No change.

(4)(a) A candidate for licensure by examination who fails to pass one part of the examination shall only be required to retake and pass that part of the examination which was failed. The application for re-examination of the Florida laws and rules examination shall be made on the Re-Examination Application/Laws and Rules Exam form DH-MQA 1221 (revised ~~7/12~~ ~~40/11~~), available from ~~http://www.flrules.org/Gateway/reference.asp?No=Ref 01248~~ or at the Board office or at ~~http://www.doh.state.fl.us/mqa/psychology~~, and hereby adopted and incorporated by reference. The application for re-examination of the EPPP shall be made on the Re-Examination Application/National Exam form DH-MQA 1222 (revised 10/09), hereby adopted and incorporated by reference. Upon notice from the Department's Testing Services Unit of an applicant's unsuccessful scores(s), the Board Office will send the appropriate re-examination form(s) to the affected applicant.

(b) No change.

Rulemaking Authority 456.013(1), 456.017(1)(b), (c), 456.0635(2), 490.004(4) FS. Law Implemented 456.017(1)(b), (c), (d), (6), 490.005 FS. History--New 4-4-82, Amended 7-11-84, Formerly 21U-11.03, Amended 2-19-86, 12-30-86, 3-10-87, 11-21-88, 3-5-90, 1-16-92, Formerly 21U-11.003, Amended 6-14-94, Formerly 61F13-11.003, Amended 1-7-96, 6-26-97, Formerly 59AA-11.001, Amended 2-21-99, 5-1-00, 1-10-01, 8-5-01, 4-26-04, 5-10-05, 2-24-10, 6-7-12, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Psychology

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Psychology

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 20, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 9, 2012

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO. RULE TITLE:
64B19-11.010 Limited Licensure

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to incorporate the revised limited licensure application into the current rule.

SUMMARY: The revised limited licensure application will be incorporated into the rule.

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: 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 Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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: 456.015(1), (4), 490.004(4) FS.

LAW IMPLEMENTED: 456.015 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B19-11.010 Limited Licensure.

(1) Pursuant to Section 456.015, F.S., the Board shall grant a limited license to any applicants who meet the requirements of Section 456.015, F.S., and:

(a) through (b) No change

(c) Complete and submit to the Board form DH-MQA 1188, (Revised ~~7/12~~ ~~4/12~~), "Application for Psychologist Limited Licensure," which is hereby incorporated by reference, copies of which may be obtained from ~~http://www.flrules.org/Gateway/reference.asp?No=Ref-01487~~, the Board office or ~~on the Board's website at http://www.doh.state.fl.us/mqa/psychology~~.

(2) No change.

Rulemaking Authority 456.015(1), (4), 490.004(4) FS. Law Implemented 456.015 FS. History—New 6-14-94, Formerly 61F13-11.012, Amended 6-26-97, Formerly 59AA-11.010, Amended 3-24-02, 5-24-09, 5-2-10, 9-3-12, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Psychology

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Psychology

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 20, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 9, 2012.

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.	RULE TITLE:
64B19-11.011	Provisional License; Supervision of Provisional Licensees

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to incorporate the revised provisional licensure application into the current rule

SUMMARY: The revised provisional licensure application will be incorporated into the rule.

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: 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 Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.013, 490.003(6), 490.004(4), 490.0051 FS.

LAW IMPLEMENTED: 456.013, 490.003(6), 490.004(4), 490.0051, 490.009 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B19-11.011 Provisional License; Supervision of Provisional Licensees

All applicants applying for provisional licensure shall:

(1) Complete and submit to the Board form DH-MQA 1189, (Revised 7/12 4/12), "Application for Provisional Psychology Licensure," which is hereby incorporated by reference, copies of which may be obtained from <http://www.flrules.org/Gateway/reference.asp?No=Ref-01264>, the Board office or on the Board's website at <http://www.doh.state.fl.us/mqa/psychology>.

(2) through (5) No change

Rulemaking Authority 456.013, 490.003(6), 490.004(4), 490.0051 FS. Law Implemented 456.013, 490.003(6), 490.004(4), 490.0051, 490.009 FS. History--New 1-27-98, Amended 3-24-02, 9-8-03, 5-24-09, 3-1-10, 6-18-12,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Psychology

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:

Board of Psychology

DATE PROPOSED RULE APPROVED BY AGENCY HEAD:

July 20, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR:

October 9, 2012.

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO. RULE TITLE:

64B19-11.012 Application Forms

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to incorporate the revised psychologist licensure application into the current rule.

SUMMARY: The revised psychologist licensure application will be incorporated into the rule

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: 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 Costs (SERC) was not necessary and

that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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: 490.004(4) FS.

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

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B19-11.012 Application Forms.

(1) All applicants for licensure pursuant to Chapter 490, F.S., shall complete and submit form DH-MQA 1187, (Revised 07/12 04/12), "Application for Psychologist Licensure," which is incorporated herein by reference and which may be obtained from <http://www.flrules.org/Gateway/reference.asp?No=Ref-01265>, the Board office, or on the Board's website at <http://www.doh.state.fl.us/mqa/psychology>.

(2) through (4) No change.

Rulemaking Authority 490.004(4) FS. Law Implemented 490.005, 490.006(1)(b), 490.007(1) FS. History--New 6-25-02, Amended 5-24-09, 3-1-10, 5-23-10, 11-10-11, 6-18-12,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Psychology

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:

Board of Psychology

DATE PROPOSED RULE APPROVED BY AGENCY HEAD:

July 20, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR:

October 9, 2012.

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO. RULE TITLE:

64B19-12.009 Continuing Education Provider Fees

PURPOSE AND EFFECT: The Board proposes the rule amendment to decrease the continuing education provider fees.

SUMMARY: The rule amendment will decrease the continuing education provider fees.

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: : 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 Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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: 490.0085(4) FS.

LAW IMPLEMENTED: 490.0085(4) FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B19-12.009 Continuing Education Provider Fees.

(1) The application fee and the renewal fee for Board approval of a continuing education provider is \$250.00 ~~\$500.00~~.

(2) No change.

Rulemaking Specific Authority 490.0085(4) FS. Law Implemented 490.0085(4) FS. History--New 10-14-87, Amended 6-23-91, 10-28-92, Formerly 21U-12.011, 61F13-12.011, Amended 1-7-96, Formerly 59AA-12.009, Amended 9-20-98, 8-8-01, 6-16-03, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Psychology

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Psychology

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 20, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 9, 2012.

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.:

RULE TITLE:

64B19-13.005

Obligations of Continuing Psychological Education Providers

PURPOSE AND EFFECT: The Board proposes the rule amendment to remove reference to the \$500 fee and to incorporate Rule 64B19-12.009, F.A.C., to eliminate the need for development of this rule each time the fee is changed.

SUMMARY: The rule amendment will remove reference to the \$500 fee and to incorporate Rule 64B19-12.009, F.A. C., to eliminate the need for development of this rule each time the fee is changed.

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: 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 Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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: 490.004(4), 490.0085(4) FS.

LAW IMPLEMENTED: 490.007(2), 490.0085(1) FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B19-13.005 Obligations of Continuing Psychological Education Providers.

(1) To maintain status as a continuing psychological education provider, the provider must:

(a) through (h) No change.

(i) Maintain active status as a continuing psychological education provider by conducting at least one (1) program a year for psychologists, renewing provider status each biennium, and paying the biennial renewal fee required by Rule 64B19-12.009, F.A.C., of \$500 so that it is postmarked no later than the last date of the biennial renewal period;

- (j) through (k) No change.
(2) No change.

Rulemaking Specific Authority 490.004(4), 490.0085(4) FS. Law Implemented 490.007(2), 490.0085(1), (3) FS. History—New 1-28-93, Formerly 21U-13.006, Amended 6-14-94, Formerly 61F13-13.006, Amended 1-7-96, Formerly 59AA-13.005, Amended 8-5-01,

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Psychology
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Psychology
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 20, 2012
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 9, 2012.

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO. 64B19-18.007
RULE TITLE: Requirements for Forensic Psychological Evaluations of Minors for the Purpose of Addressing Custody, Residence or Visitation Disputes

PURPOSE AND EFFECT: The Board proposes the substantial rewrite of the rule to clarify the requirements for forensic psychological evaluations of minors and to modify the chapter title.

SUMMARY: The substantial rewrite of the rule will clarify the requirements for forensic psychological evaluations of minors and to modify the chapter title.

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: 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 Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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: 490.004(4) FS.

LAW IMPLEMENTED: 490.009(1) FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

(Substantial rewording of Rule 64B19-18.007 follows. See Florida Administrative Code for current text)

64B19-18.007 Requirements for Forensic Psychological Evaluations of Minors for the Purpose of Dissolution of Marriage, Support, or Time-Sharing Action, Addressing Custody, Residence or Visitation Disputes.

(1) It is a conflict of interest for a psychologist who has treated a minor or any of the adults involved in a dissolution of marriage, support, or time-sharing action as defined by Chapter 61, Florida Statutes, to perform a forensic evaluation for the purpose of recommending a time-sharing schedule and parenting plan. Consequently, a psychologist who treats a minor or any of the adults involved in a dissolution of marriage, support, or time-sharing action as defined by Chapter 61, Florida Statutes, may not also perform a forensic evaluation for the purposes of recommending a time-sharing schedule or parenting plan. So long as confidentiality is not violated, a psychologist may provide a court, or a mental health professional performing a forensic evaluation, with factual information about the minor derived from treatment, but shall not state an opinion about time-sharing schedules and parenting plans.

(2) The psychologist who serves as an evaluator shall not also serve as guardian ad litem, mediator, therapist or parenting coordinator regarding the children in the instant case. The psychologist who has had a prior role as guardian ad litem, mediator, therapist or parenting coordinator shall not serve as an evaluator for the children in the instant case.

Rulemaking Authority 490.004(4) FS. Law Implemented 490.009(1) FS. History—New 6-14-94, Formerly 61F13-20.007, Amended 1-7-96, Formerly 59AA-18.007, Amended 9-30-04,

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Psychology.
NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Board of Psychology.
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: July 20, 2012
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: October 9, 2012.

DEPARTMENT OF HEALTH

Division of Disease Control

RULE NO. 64D-3.044	RULE TITLE: Allocation Methodology for the Distribution of Funds Appropriated for Tuberculosis Control
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PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment is to repeal this rule which has been identified as no longer necessary.

SUMMARY: The rule was identified as no longer necessary and appropriate for repeal because Chapter 2012-184, LOF, has repealed statutory authority for the rule. There are no other rules incorporating this rule.

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: 381.0011, 381.003(2), 392.66 FS.

LAW IMPLEMENTED: 381.0011, 381.003(1)(a) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Carol Tanner, Florida Department of Health, Tuberculosis Program, 2585 Merchants Row Blvd., Tallahassee, FL 32399, (850) 245-4311

THE FULL TEXT OF THE PROPOSED RULE IS:

64D-3.044 Allocation Methodology for the Distribution of Funds Appropriated for Tuberculosis Control.

Rulemaking Authority 381.0011, 381.003(2), 392.66 FS. Law Implemented 381.0011, 381.003(1)(a) FS. History—New 11-20-06, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Carol Tanner

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: John H. Armstrong, M.D., FACS, State Surgeon General

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 15, 2012

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO. 68A-13.003	RULE TITLE: Hunting Regulations for Ducks, Geese, and Coots
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PURPOSE AND EFFECT: The purpose of the proposed rule change is to establish bag limits for taking ducks in conformance with federal regulations. Rule wording would be changed to increase the bag limit for scaup to four.

SUMMARY: This rule amends migratory bird hunting regulations to establish duck, goose and coot season dates and bag limits.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

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

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

DATE AND TIME: During the Commission’s regular meeting December 5-6, 2012, 8:30 a.m. to 5:00 p.m., each day.

PLACE: Franklin County Courthouse, 33 Market Street, Apalachicola, Florida 32320.

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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Diane R. Eggeman, Director, Division of Hunting and Game Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, FL 32399-1600

THE FULL TEXT OF THE PROPOSED RULE IS:

68A-13.003 Hunting Regulations for Ducks, Geese, and Coots.

The Commission has approved the following regulations and bag limits for taking ducks, geese, and coots:

(1) Duck, light goose, and coot season:

(a) through (c) No change.

(d) In addition to the open season specified in paragraph (1)(a) above, a “Youth Waterfowl Hunt” will be held on the first Saturday and Sunday following the last Sunday in January. Youth hunters must be under 16 years of age and must be accompanied by a non-hunting adult at least 18 years of age. Daily bag limits and species restrictions for ducks, geese, and coots will be as described in ~~paragraphs~~ ~~paragraph~~ (1)(f) and ~~subsection~~ (4)(c). Common moorhens may also be taken on the “Youth Waterfowl Hunt;” bag and possession limits for this species will be as specified in Rule 68A-13.008, F.A.C.

(e) No change.

(f) Limits: The possession limit for ducks and coots shall be two days’ bag limit. There shall be no possession limit for light geese. Light geese include only snow (including blue) and Ross’ geese.

1. Ducks: The daily bag limit for ducks is six, including no more than four mallards, of which only two can be females, ~~four two~~ scaup, four scoters, three wood ducks, two redheads, two pintails, one canvasback, one black duck, one Florida duck (mottled duck), and one fulvous whistling-duck. In addition to the daily bag limit for ducks, the daily bag limit for mergansers is five, only two of which may be hooded mergansers.

2. through 3. No change.

(2) through (5) No change.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const.; Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 8-1-79, Amended 10-23-79, 8-19-80, 9-29-81, 8-30-82, 7-27-83, 8-13-84, 8-13-85, 10-1-85, Formerly 39-13.03, Amended 8-5-86, 8-24-87, 8-18-88, 12-12-88, 8-17-89, 10-30-89, 8-9-90, 10-31-90, 8-22-91, 10-31-91, 8-23-92, 10-22-92, 9-2-93, 10-28-93, 11-6-94, 10-23-95, 10-20-96, 8-7-97, 10-28-97, 11-12-98, 6-23-99, Formerly 39-13.003, Amended 11-7-00, 5-13-02, 5-1-03, 7-1-04, 7-1-05, 2-1-06, 7-1-06, 1-9-07, 1-8-08, 7-1-08, 1-6-09, 1-19-10, 7-1-10, 1-5-11, 3-25-12_____.

BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE FOLLOWING THE COMMISSION MEETING AT WHICH THEY ARE CONSIDERED IF THE RULES ARE NOT CHANGED. IF CHANGED, THE RULES MAY BE FILED AS SOON AS POSSIBLE AFTER PUBLICATION OF A NOTICE OF CHANGE IN THE F.A.W.

NAME OF PERSON ORIGINATING PROPOSED RULE: Diane R. Eggeman, Director, Division of Hunting and Game Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Fl 32399-1600.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 5, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 22, 2011

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.:	RULE TITLES:
68B-14.0035	Size Limits: Amberjacks, Black Sea Bass, Gray Triggerfish, Grouper, Hogfish, Red Porgy, Snapper
68B-14.0036	Recreational Bag Limits: Snapper, Grouper, Hogfish, Black Sea Bass, Red Porgy, Amberjacks, Tilefish, Exception, Wholesale/Retail Purchase Exemption
68B-14.0045	Commercial Harvest Requirements; Licenses, Season Closures, Bag and Trip Limits
68B-14.005	Regulation and Prohibition of Certain Harvesting Gear: Allowable Gear, Incidental Bycatch, Violation

PURPOSE AND EFFECT: NOAA Fisheries Service has published rules that reduce commercial and recreational fishing for black sea bass in the Atlantic Ocean. A stock assessment completed in 2011 showed that black sea bass are undergoing overfishing. This new rule would modify

recreational and commercial harvest regulations in the Atlantic Ocean to achieve consistency between the Commission's black sea bass regulations and federal regulations in Atlantic federal waters. The Commission is considering changes to state regulations that would 1) increase the minimum size limits for commercial and recreational harvest to 11 inches total length (TL) and 13 inches TL respectively in the Atlantic, 2) decrease the recreational bag limit from 15 to five fish per person per day in the Atlantic, 3) require anyone fishing with black sea bass traps in Atlantic state waters to have a federal South Atlantic black sea bass pot endorsement and a commercial snapper grouper unlimited permit, and 4) change Atlantic state trap requirements to match federal trap specifications and requirements (This would include trap construction requirements, requiring traps to be set in waters north of Cape Canaveral, and requiring traps to be removed from the water and brought back to shore at the conclusion of each trip.).

The effect of these rule amendments is that federal and state regulations can be applied more consistently to all fishing activity in the Atlantic Ocean. Consistent regulations in state waters would contribute to the federal rebuilding plan and reduce the likelihood of catch exceeding federal annual catch limits. This should help ensure a sustainable harvest for the future.

SUMMARY: 68B-14.0035 (Size Limits: Amberjacks, Black Sea Bass, Gray Triggerfish, Grouper, Hogfish, Red Porgy, Snapper) would be amended to set the minimum size limits for black sea bass harvested from the Atlantic Ocean recreationally at 13 inches total length and commercially at 11 inches total length. Rule 68B-14.0036 (Recreational Bag Limits: Snapper, Grouper, Hogfish, Black Sea Bass, Red Porgy, Amberjacks, Tilefish, Exception, Wholesale/Retail Purchase Exemption) would be modified to reduce the recreational bag and possession limit for black sea bass for the Atlantic Ocean to five fish per person per day. Rule 68B-14.0045 (Commercial Harvest Requirements; Licenses, Season Closures, Bag and Trip Limits) would be amended to specify that for a person to fish with black sea bass traps in the Atlantic Ocean, a valid federal South Atlantic black sea bass pot endorsement and a valid federal South Atlantic snapper grouper unlimited commercial permit must be issued to and possessed aboard the vessel. Rule 68B-14.005 (Regulation and Prohibition of Certain Harvesting Gear: Allowable Gear, Incidental Bycatch, Violation) would be modified to specify that black sea bass traps fished in the Atlantic Ocean must have a tag issued by the National Marine Fisheries Service attached and shall only be used north of 28°35.1'N latitude. The draft rule would also modify trap specifications in the Atlantic Ocean to be consistent with those for Atlantic federal waters. Additionally, this draft rule would require black sea bass traps fished in the Atlantic Ocean to be removed from the water at the end of each trip.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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: Article IV, Section 9, Florida Constitution.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution.

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

DATE AND TIME: During the Commission's regular meeting December 5-6, 8:30 a.m. to 5:00 p.m., each day

PLACE: Franklin County Courthouse, 33 Market Street, Apalachicola, FL 32320

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jessica McCawley, Director, Division of Marine Fisheries Management, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, and (850) 487-0554

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-14.0035 Size Limits: Amberjacks, Black Sea Bass, Gray Triggerfish, Grouper, Hogfish, Red Porgy, Snapper.

No person shall land, possess, unnecessarily destroy, purchase, exchange, sell or offer for sale any of the following species harvested in or from state waters, of a length less than set forth as follows:

(1) No change.

(2)(a) Black sea bass harvested in the Gulf of Mexico ~~or commercially harvested in the Atlantic Ocean~~ 10 inches total length.

(b) Black sea bass harvested recreationally in the Atlantic Ocean, ~~11 inches total length in 2007, and 12 inches total length beginning January 1, 2008~~ 13 inches total length.

(c) Black sea bass harvested commercially in the Atlantic Ocean 11 inches total length.

(3) through (7) No change.

PROPOSED EFFECTIVE DATE: February 1, 2013

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 12-31-98, Amended 3-1-99, Formerly 46-14.0035, Amended 1-1-00, 1-1-01, 1-1-01, 1-1-03, 9-16-05, 7-1-06, 7-1-07, 4-1-08, 1-6-09, 8-27-09, 3-23-12, 2-1-13.

68B-14.0036 Recreational Bag Limits: Snapper, Grouper, Hogfish, Black Sea Bass, Red Porgy, Amberjacks, Tilefish, Exception, Wholesale/Retail Purchase Exemption.

(1) through (3) No change.

(4) Black sea bass. Except as provided elsewhere in this rule, no recreational harvester shall harvest in or from state waters of the Atlantic Ocean, nor possess while in or on state waters of the Atlantic Ocean, more than 5 ~~45~~ black sea bass per day.

(5) through (9) No change.

PROPOSED EFFECTIVE DATE: February 1, 2013

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 12-31-98, Amended 3-1-99, Formerly 46-14.0036, Amended 10-22-99, 1-1-00, 3-6-00, 3-1-01, 1-1-03, 1-3-05, 9-16-05, 1-1-06, 7-1-06, 7-1-07, 4-1-08, 1-6-09, 8-27-09, 10-16-09, 1-19-10, 12-30-11, 7-1-12, 2-1-13.

68B-14.0045 Commercial Harvest Requirements; Licenses, Season Closures, Bag and Trip Limits.

(1) Licenses.

(a) Each person harvesting any of the species listed in subsection 68B-14.001(2), F.A.C., for commercial purposes in state waters shall possess a valid saltwater products license with a restricted species endorsement and:

1. through 3. No change.

4. For a person to use a black sea bass trap in the Atlantic Ocean, a valid South Atlantic black sea bass pot endorsement as defined in 50 C.F.R. § 622.4(a)(2)(xv) and a valid commercial South Atlantic snapper-grouper unlimited permit must be issued to and possessed aboard the vessel.

(b) No change.

(c) Each person harvesting any of the species listed in subsection 68B-14.001(2), F.A.C., for commercial purposes in the Atlantic Ocean who is required to possess any ~~either or both~~ of the federal permits listed in paragraph (a) is subject to any federal vessel possession limits that apply in the adjacent EEZ and shall not possess in or on state waters of the Atlantic Ocean more fish or pounds than specified in the federal regulations.

(d) No change.

(2) through (3) No change.

PROPOSED EFFECTIVE DATE: February 1, 2013

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 2-1-90, Amended 12-31-92, 10-18-93, 3-1-94, 6-15-95, 1-1-96, 11-27-96, 12-31-98, 3-1-99, Formerly 46-14.0045, Amended 1-1-00, 3-6-00, 1-1-01, 3-1-01, 6-1-01, 1-1-03, 7-15-04, 5-20-05, 9-16-05, 3-10-06, 7-1-07, 4-1-08, 8-27-09, 1-19-10, 1-12-11, 2-1-13.

68B-14.005 Regulation and Prohibition of Certain Harvesting Gear: Allowable Gear, Incidental Bycatch, Violation.

(1) Allowable gear. Except as provided in subsection (2), the following shall be the only gear types and methods allowed for the harvest in or from state waters of any of the species specified in subsection 68B-14.001(2), F.A.C.:

(a) No change.

(b) A black sea bass trap must have a valid identification tag issued by the National Marine Fisheries Service attached when fished in the Atlantic Ocean. Traps shall only be used north of Latitude 27° North in the Gulf of Mexico and north of Latitude 28°35.1' North in the Atlantic Ocean (due east of the NASA Vehicle Assembly Building, Cape Canaveral, FL).

Each such trap shall comply with the following:

1. Each trap in the Atlantic Ocean shall comply with the definition of sea bass pots in 50 C.F.R. § 622.2.

2.- Each trap in the Gulf of Mexico shall comply with the following specifications: (1)The outer dimensions must ~~do~~ not exceed 2 feet in height, 2 feet in width, and 2 feet in depth or a volume of 8 cubic feet. The ~~and the~~ throat or entrance must ~~does~~ not exceed 5 inches in height and 2 inches in width at its narrowest point.

3.- A biodegradable panel shall be part of each trap used to take black sea bass. Each trap in the Atlantic Ocean shall comply with the degradable panel and mesh size requirements for black sea bass pots defined in 50 C.F.R. § 622.40. A black sea bass trap in the Gulf of Mexico shall be considered to have a “biodegradable panel” or a “degradable panel” if one of the following methods is used in construction of the trap:

a. through g. No change.

4.- Escape vents. All black sea bass traps shall have an unobstructed escape vent opening on at least two opposite vertical sides, excluding top and bottom, that complies with one of the following minimum sizes:

a. through c. No change.

5.- Trap marking requirements.

a. No change.

b. Each black sea bass trap in the water or onboard a vessel in the Atlantic Ocean must have a valid identification tag issued by National Marine Fisheries Service attached pursuant to 50 C.F.R. § 622.40(d)(1)(i)(D).

c.- A buoy or time-release buoy shall be attached to each black sea bass trap or at each end of a weighted trap trotline. The buoy shall be constructed of styrofoam, cork, molded polyvinyl chloride, or molded polystyrene, be of sufficient

strength and buoyancy to float, and be either white in color or the same color as the owner's blue crab or stone crab buoy colors. Buoys shall be either spherical in shape with a diameter no smaller than 6 inches or some other shape so long as it is no shorter than 10 inches in the longest dimension and the width at some point exceeds 5 inches. No more than 5 feet of any buoy line attached to a buoy used to mark a black sea bass trap or attached to a trotline shall float on the surface of the water.

~~6.5.~~ Each black sea bass trap used in state waters shall have a back panel (the side of the trap opposite the entrance) with mesh that is at least 2 inches between sides of the meshes, based on centerline measurements between opposite, parallel wires or netting strands.

7. In the Atlantic Ocean, black sea bass traps shall be removed from the water at the conclusion of each trip.

~~8.6.~~ Black sea bass traps used in state waters shall be removed from the water once the commercial quota is met and the season is closed.

- (c) No change.
- (2) through (5) No change.

PROPOSED EFFECTIVE DATE: February 1, 2013

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 12-11-86, Amended 2-1-90, 3-1-94, 10-4-95, 7-15-96, 1-1-98, 12-31-98, 6-1-99, Formerly 46-14.005, Amended 1-1-03, 3-1-05, 7-17-05, 7-1-07, 3-12-08, 4-1-08, 1-19-10, 2-1-13.

BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE FOLLOWING THE COMMISSION MEETING AT WHICH THEY ARE CONSIDERED IF THE RULES ARE NOT CHANGED. IF CHANGED, THE RULES MAY BE FILED AS SOON AS POSSIBLE AFTER PUBLICATION OF A NOTICE OF CHANGE IN THE F.A.W.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jessica McCawley, Director, Division of Marine Fisheries Management, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850) 487-0554.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 6, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 22, 2011

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF STATE

Division of Elections

RULE NO.: 1S-2.042 RULE TITLE: Third-Party Voter Registration Organizations

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. 38, No. 38, September 21, 2012 issue of the Florida Administrative Register.

Based upon written comments received prior to the scheduled public hearing, the following paragraphs in the proposed rule have been changed to read:

(1) Paragraph (1)(a):
 (a) Form DS-DE 119 (eff. 09/2012), (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01866>), entitled "Third-Party Voter Registration Organization Registration Form."

(2) Paragraph (5)(b):
 (b) Any organization claiming that its failure to deliver a voter registration application within the required timeframe was based upon force majeure or impossibility of performance may provide a ~~sworn~~ statement to the Division explaining the circumstances constituting force majeure or impossibility of performance.

(3) Paragraph (8)(b):
 (b) Except as noted below, ~~Any other person, except supervisors of elections or their staff,~~ may report allegations of irregularities or fraud involving an organization's voter registration activities by filing an elections fraud complaint with the Division. *See* Rule 1S-2.025, F.A.C.

(4) paragraph (8)(d):
 (d) The Secretary of State will not refer a violation to the Attorney General unless there is evidence that the applicant entrusted the voter registration application to the ~~a~~ third-party voter registration organization.

No other changes to the proposed rule have been made.

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-1.09942 RULE TITLE: State Uniform Transfer of Students in the Middle Grades

NOTICE OF CONTINUATION

Notice is hereby given that the above rule, as noticed in Vol. 38, No. 36, September 7, 2012 Florida Administrative Register has been continued from November 6, 2012 to December 12, 2012.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.: 61H1-27.0041
 RULE TITLE: One Year of Work Experience

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. 38, No. 33, August 17, 2012 issue of the Florida Administrative Register.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

1. Form DBPR CPA 32 entitled "Verification of Work Experience," which is incorporated into the rule, has been revised to include references to both rules in which it is incorporated. The form has also been revised on page 2 to request the State or Territory in which the verifying CPA is licensed.

2. The rule shall now read as follows.

61H1-27.0041 One Year of Work Experience.

(1) With the exception of an applicant who completes the requirements of Section 473.308(3), F.S., on or before December 31, 2008, and who passes the licensure examination on or before June 30, 2010, an applicant must document one year of work experience, as follows:

(1) ~~Definitions. Within the context of this rule, the following definitions apply:~~

(a) ~~"Applicant." An applicant is a person who has met Florida's educational requirements for licensure and intends from the outset of the supervised experience to meet the supervised experience requirement for licensure.~~

(b) ~~"Supervised" and "supervision" the subjection of the applicant, during employment, to oversight, guidance and evaluation by a supervisor who had the right to control and direct the applicant as to the result to be accomplished by the work and also as to the means by which the result was to be accomplished.~~

(c) ~~"Supervisor." A supervisor is either a licensed certified public accountant in good standing with any regulating body or a chartered accountant recognized by the International Qualifications Appraisal Board (IQAB).~~

(2) One year of work experience shall be held and understood to mean the provision of any type of service or advice involving the use of accounting, attest, compilation, management advisory, financial advisory, tax, or consulting skills rendition of services such as are customarily performed by full-time, regularly employed staff employees of a certified public accountant during the normal workweek as verified required by the verifying employing certified public accountant, commencing after the completion of 120 semester or 160 quarter hours from an accredited college or university

with a concentration in accounting and business courses or after the applicant has passed the licensure examination in another state or territory of the United States and has either been licensed as a certified public accountant or has met licensing requirements for that state or territory the educational requirements set forth in subsection 61H1-27.002(3), F.A.C. The experience must either average at least twenty (20) hours a week over no more than one hundred and four (104) weeks or average no more than forty (40) hours a week over no more than fifty-two (52) weeks. Reasonable vacation time and sick leave or other required absences may be permitted. The verifying certified public accountant supervisor, in her or his report to the Department, shall verify certify that the applicant rendered such services as are customarily performed by full-time, regularly employed staff employees for a minimum of 2,000 hours gained over a period of not less than fifty-two (52) or more than one hundred and four (104) weeks. The sequence of the experience is considered immaterial, that is, whether the experience was secured before or after taking the examination, or partly before the examination and partly after the examination, provided the two periods combined equal at least one year.

(2) For purposes of this rule, a verifying certified public accountant is either a licensed certified public accountant in good standing with any regulating body or a chartered accountant recognized by the International Qualifications Appraisal Board (IQAB), both during the applicant's one year of work experience and at the time of verification.

(3) No change.

(4) Documentation of the one year of work experience shall be made using the Verification Certification of Work Experience form (DBPR Form CPA 32/Revised 08/2012 40/09), which is hereby incorporated by reference, a copy of which may be obtained from the Board office located at 240 N. W. 76th Drive, Suite A, Gainesville, FL 32607-6655.

Rulemaking Authority 473.304(1), 473.308(4), ~~473.308(4)(a)~~, FS. Law Implemented 473.308(4), ~~473.308(4)(a)~~, FS. History—New 3-3-09, Amended 5-3-10,_____.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Veloria Kelly, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.: 61H1-29.003
 RULE TITLE: Experience for Licensure by

Endorsement
 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. 38, No. 35, August 31, 2012 issue of the Florida Administrative Register.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

1. Form DBPR CPA 32 entitled "Verification of Work Experience," which is incorporated into the rule, has been revised to include references to both rules in which it is incorporated. The form has also been revised on page 2 to request the State or Territory in which the verifying CPA is licensed.
2. Subsection (5) of the rule shall now read as follows.

(5) Documentation of the experience shall be made using the Verification of Work Experience form (DBPR Form CPA 32/Revised 08/2012), which is hereby incorporated by reference, a copy of which may be obtained from the Board office located at 240 N. W. 76th Drive, Suite A, Gainesville, FL 32607-6655.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Voloria Kelly, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607.

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on October 18, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Sun Towers Retirement Community. Petitioner seeks a variance of the requirements of ASME A17.3, Section 3.11.3, 2.7.4, 3.10.4(t), 3.11.1(a)(2), and 3.3.2, as adopted by 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators with firefighters' emergency operations, platform guards, restricted door openings, in car stop switch, and car emergency signal devices which poses a significant economic/financial hardship. Any interested person may file comments within 4 days of the publication of this

notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2012-344).

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.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department of Environmental Protection hereby gives notice:

The Department issued a variance on October 23, 2012, to LTA Distributors LLC for the New Life Tires and Auto Repair facility in Miami-Dade County, Florida. The Petition for Variance was filed on August 23, 2012, and notice of receipt of the petition was published in the F.A.W. on September 21, 2012. The variance granted relief from Rule 62-711.500(3)(a), F.A.C., which requires submittal of proof of financial assurance for closing a waste tire site at a waste tire processing facility as part of the permit application. The Petitioner demonstrated that meeting this requirement for this facility that stores no more than 4,000 used tires at any one time would cause a substantial hardship because the transactional costs of the financial assurance would exceed the value of the mechanism. The Petitioner also demonstrated that the granting of the variance would not create a significant threat to public health or the environment and would not be likely to result in the failure to close the waste tire site as required by Chapter 62-711, F.A.C., and Section 403.717, F.S.

A copy of the Order or additional information may be obtained by contacting: Richard Tedder, Program Administrator, Department of Environmental Protection, Solid Waste Section, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, email: richard.tedder@dep.state.fl.us, (850)245-8735.

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: RULE TITLE:

64B19-11.0035 Licensure by Examination: Proof Satisfactory to the Board for the Purpose of Determining Eligibility for Examination

NOTICE IS HEREBY GIVEN that on September 18, 2012, the Board of Psychology, received a petition for variance or waiver of Rule 64B19-11.0035, F.A.C., which requires applicants to provide proof satisfactory to the Board that the applicant's degree obtained outside of the United States or Canada was equivalent to a Ph.D., Psy.D., or an Ed.D. in psychology and obtained from a program equivalent to a program accredited by a programmatic accrediting agency recognized and approved by the US Department of Education.

Comments on this petition should be filed with the Board of Psychology within 14 days of publication of this notice.

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

Section VI Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF EDUCATION

Division of Florida Colleges

The Florida State College at Jacksonville District Board of Trustees announces a public meeting to which all persons are invited.

DATE AND TIME: November 1, 2012, 8:00 a.m. – 3:00 p.m.

PLACE: Innisbrook Hotel, Palm Harbor, FL, 34684

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Association of Florida Colleges (AFC), Trustees Development and Governance meeting.

ATTENDEES: Trustee Candy Holloway and Trustee Doug Burnett

All objections to this notice or the propriety of the scheduled Trustees' development and governance meeting should be filed in writing with the College President, Florida State College at Jacksonville, on or before November 1, 2012. All legal issues should be brought to the College's attention and an attempt made to resolve them prior to the meeting.

The College does not discriminate on the basis of race, color, national origin, sex, religion, age or disability in employment or the provision of services and is an equal access / equal opportunity / affirmative action college. If special accommodations are required, please advise AFC Director of Administration and Finance Ms. Eileen Johnson at 850-222-3222, 72 hours in advance of the meeting.

A copy of the agenda may be obtained by contacting: Kimberli Sodek.

DEPARTMENT OF CORRECTIONS

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

DATE AND TIME: Thursday, November 1, 2012 at 10:30 a.m.

PLACE: Reception and Medical Center, Warden's Conference Room, 7765 South, C.R. 231, Lake Butler, FL 32054

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Quarterly Meeting of the RMC Hospital Governing Body

A copy of the agenda may be obtained by contacting: Tiffany Roseke at (386) 496-6908

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: Tiffany Roseke at (386) 496-6908. 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: Tiffany Roseke at (386) 496-6908

DEPARTMENT OF ELDER AFFAIRS

The Department of Elder Affairs announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, November 1, 2012 from 1:00 p.m. – 2:00 p.m.(EST)

PLACE: Conference Call: (888) 670-3525, Conference Code: 962 076 0613.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of the work of the Research Committee of the Purple Ribbon Task Force.

A copy of the agenda may be obtained by contacting: Joshua Spagnola, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2155, email: spagnolaj@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Joshua Spagnola, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2155, email: spagnolaj@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Joshua Spagnola, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2155, email: spagnolaj@elderaffairs.org.

DEPARTMENT OF ELDER AFFAIRS

The Department of Elder Affairs announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, November 1, 2012 from 2:00 p.m. - 3:00 p.m (EST).

PLACE: Conference Call: (888) 670-3525, Conference Code: 962 076 0613.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of the work of the Providers/Caregivers Committee of the Purple Ribbon Task Force.

A copy of the agenda may be obtained by contacting: Joshua Spagnola, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2155, email: spagnolaj@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Joshua Spagnola, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2155, email:

spagnolaj@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Joshua Spagnola, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2155, email: spagnolaj@elderaffairs.org.

DEPARTMENT OF ELDER AFFAIRS

The Department of Elder Affairs announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, November 2, 2012 from 10:00 a.m. - 11:00 a.m. (EST).

PLACE: Conference Call: (888) 670-3525, Conference Code: 962 076 0613.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of the work of the Associations Committee of the Purple Ribbon Task Force.

A copy of the agenda may be obtained by contacting: Joshua Spagnola, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2155, email: spagnolaj@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Joshua Spagnola, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2155, email: spagnolaj@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Joshua Spagnola, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2155, email: spagnolaj@elderaffairs.org.

DEPARTMENT OF ELDER AFFAIRS

The Department of Elder Affairs announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, November 2, 2012 from 2:00 p.m. - 3:00 p.m. (EST).

PLACE: Conference Call: (888) 670-3525, Conference Code: 962 076 0613.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of the work of the Law Enforcement/Disaster Preparedness Committee of the Purple Ribbon Task Force.

A copy of the agenda may be obtained by contacting: Joshua Spagnola, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2155, email: spagnolaj@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Joshua Spagnola, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2155, email:

spagnolaj@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Joshua Spagnola, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2155, email: spagnolaj@elderaffairs.org.

DEPARTMENT OF MANAGEMENT SERVICES

Division of Purchasing

The Department of Management Services, Division of State Purchasing announces a public meeting to which all persons are invited.

DATE AND TIME: November 1, 2012, 2:00 p.m.

PLACE: Room 101, 4050 Esplanade Way, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Management Services announces a public meeting to which all persons are invited. Pre-Response Conference, ITN No. 03-390-000-Q

Potable Water and Food Grade Ice for Emergency Operations.

In accordance with the timeframe set forth in section 120.525, Florida Statutes, a Pre-Response Vendor Conference is hereby noticed within the timeline for the ITN (Number: 03-390-000-Q) for Potable Water and Food Grade Ice for Emergency Operations. The Department reserves the right to issue amendments, addenda, and changes to the timeline and specifically to the meeting notice listed above. The Department will post notice of any changes or additional meetings within the Vendor Bid System (VBS) in accordance with section 287.042(3), Florida Statutes, and will not re-advertise notice in the Florida Administrative Weekly (FAW).

Access the VBS at: http://vbs.dms.state.fl.us/vbs/main_menu.

A copy of the agenda may be obtained by contacting: Michelle MacVicar at (850)414-6131, Michelle.macvicar@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 48 days before the workshop/meeting by contacting: Michelle MacVicar at (850)414-6131, Michelle.macvicar@dms.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: Michelle MacVicar at (850) 414 - 6131, Michelle.macvicar@dms.myflorida.com.

DEPARTMENT OF HEALTH

The Florida Department of Health, Infant, Maternal, and Reproductive Health Unit announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, November 6, 2012, 3:00 p.m.

PLACE: Meeting Number: 628 390 931
Meeting Password: journey
Go to <https://rcg.webex.com/rcg/j.php?ED=185935102&UID=498365452&PW=NYzM3NmEwNDlh&RT=MiMxMg%3D%3D>
Call-in toll number (US/Canada): 1-650-479-3208
Access code: 628 390 931
GENERAL SUBJECT MATTER TO BE CONSIDERED:
Healthy Start Redesign Steering Committee Meeting
A copy of the agenda may be obtained by contacting: Javier_Vazquez@doh.state.fl.us or visiting the Healthy Start Website at: <http://www.doh.state.fl.us/family/mch/hs/hs.html>
For more information, you may contact: Javier_Vazquez@doh.state.fl.us or visit the Healthy Start Website at: <http://www.doh.state.fl.us/family/mch/hs/hs.html>

DEPARTMENT OF CHILDREN AND FAMILY SERVICES
Substance Abuse Program
The Department of Children and Families announces a public meeting to which all persons are invited.
DATE AND TIME: October 30, 2012, 10:00 a.m.
PLACE: Northeast Florida State Hospital, 7487 South SR 121, Bldg. 1, Rm. 65, Macclenny, Florida 32063
GENERAL SUBJECT MATTER TO BE CONSIDERED:
Solicitation Conference and Site Visit for ITN# 10I12GC1, Northeast Florida State Hospital Housekeeping Services.
The purpose of the Solicitation Conference is to review ITN# 10I12GC1, Northeast Florida State Hospital (NEFSH) Housekeeping Services, with interested Respondents so that areas of misunderstanding or ambiguity are clarified. After the Solicitation Conference has ended, there will be a tour of the facility (Site Visit) so that interested Respondents can acquire an idea of the size and housekeeping needs of NEFSH. A conference call number is available for other entities to listen in on the Solicitation Conference.
Conference Call Number: 1-888-670-3525; Code: 1728895543
A copy of the agenda may be obtained by contacting: Tarha Sondesky, Procurement Manager, 1317 Winewood Blvd., Bldg 6, Room 283, Tallahassee, Florida 32399, 850-717-4346; tarha_sondesky@dcf.state.fl.us

FLORIDA HOUSING FINANCE CORPORATION
The Florida Housing Finance Corporation Board of Directors Audit Committee announces a public meeting to which all persons are invited.
DATE AND TIME: November 1, 2012, 3:30 p.m. until adjourned
PLACE: Florida Housing Finance Corporation, Seltzer Room, 6th Floor, 227 N. Bronough Street, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: 1. The Committee will meet regarding the general business of the Committee. 2. Such other matters as may be included on the Agenda for the November 1, 2012, Audit Committee Meeting. A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, phone number (850) 488-4197, approximately two days prior to meeting, or by visiting the Corporation's website at www.floridahousing.org. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney at the Florida Housing Finance Corporation at (850) 488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

FLORIDA HOUSING FINANCE CORPORATION
The Florida Housing Finance Corporation Board of Directors Procedures Committee announces a public meeting to which all persons are invited.
DATE AND TIME: November 1, 2012, 1:30 p.m. – 3:00 p.m.
PLACE: Florida Housing Finance Corporation, Seltzer Room, 6th Floor, 227 N. Bronough Street, Tallahassee, FL 32301
GENERAL SUBJECT MATTER TO BE CONSIDERED: 1. The Committee will meet regarding the general business of the Committee. 2. Such other matters as may be included on the Agenda for the November 1, 2012, Procedures Committee Meeting. A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, phone number (850) 488-4197, approximately two days prior to meeting, or by visiting the Corporation's website at www.floridahousing.org. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Sheila Freaney at the Florida Housing Finance Corporation at (850) 488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

POLK TRANSPORTATION PLANNING ORGANIZATION
 The Polk Transportation Planning Organization announces a hearing to which all persons are invited.

DATE AND TIME: November 5, 2012, 1:30 p.m.

PLACE: Neil Combee Administration Building, Board Room, 330 W. Church Street, Bartow, FL 33831

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual Public Hearing and Quarterly Meeting of the Transportation Disadvantaged Coordinating Board for Polk County

A copy of the agenda may be obtained by contacting: Diane Slaybaugh, Sr. Transportation Planner, Polk TPO, (863)534-6495. Also may be downloaded at www.polktpo.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 4 days before the workshop/meeting by contacting: Public Communications Office, 330 W. Church Street, Bartow, FL, (863)534-6090. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Diane Slaybaugh, Sr. Transportation Planner, Polk TPO (863) 534-6495.

FLORIDA LEAGUE OF CITIES

The Florida Municipal Construction Insurance Trust announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, December 6, 2012, 2:00 p.m.

PLACE: Hyatt Grand Cypress, One Grand Cypress Blvd, Orlando, FL 32836.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Municipal Construction Insurance Trust general meeting conducted through the use of communications media technology, as authorized by section 163.01(18), Florida Statutes. Persons interested in attending may do so in person at

the Hyatt Grand Cypress, One Grand Cypress Blvd, Orlando, FL 32836, where a communications media technology facility will be located.

A copy of the agenda may be obtained by contacting: Linda Bridges, email: lbridges@flcities.com or call: (850) 222-9684.

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: Linda Bridges, email: lbridges@flcities.com or call: (850) 222-9684. 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: Jeannie Garner, email: jgarner@flcities.com or call: (407) 425-9142.

Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that the Construction Industry Licensing Board has received the petition for declaratory statement from Lightning Investigations, filed on October 2, 2012. The petition seeks the agency's opinion as to the applicability of Chapter 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 Chapter 489.105, Florida Statutes, and whether a license is required for technicians to investigate the cause and origin of damage to HVAC units and to prepare a written report with their findings.

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.

Section XI Notices Regarding Bids, Proposals and Purchasing

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

DEPARTMENT OF EDUCATION
University of Central Florida

General Contractor's Maintenance and Repair
NOTICE TO GENERAL CONTRACTORS

The University of Central Florida, on behalf of the Board of Trustees, announces that continuing

Professional services for maintenance and repair projects are required for the following service: General Contractor.

The General Contractor will provide maintenance & repair services for educational (University) facilities, to include but not limited to: concrete sidewalk repairs; building interior and exterior repairs, painting, plumbing, & electrical repair/maintenance issues deemed necessary by University Facilities & Safety employees designated to conduct repair/maintenance projects to ensure building systems are maintained and repaired to the University standards.

All trades utilized under a General Contractors professional license may be utilized in the scope of this agreement. Campus Service contracts for these projects provide that the Contractors will be available on an as-needed basis for the upcoming fiscal year. Upon completion of satisfactory performance, the contract may be renewed yearly for two (2) additional years. The contractor receiving the award may not have an exclusive contract to perform services for these projects. The University may have additional campus service professionals under contract during the same time period

Selection of finalists for interviews will be made on the basis of the general contractors qualifications, including experience and ability, past experience; projected workloads; past performance; location; bonding capacity; cost estimating, ability to meet time and budget; and experience of the firm's personnel, staff and consultants. Finalists will be provided a

copy of the University of Central Florida Design, Construction, and Renovation Standards, and the University of Central Florida agreement with which the General Contractor must comply. The Selection Committee may reject all proposals and stop the selection process at any time.

INSTRUCTIONS:

General Contractors desiring to provide professional services shall apply by letter and a completed University of Central Florida "General Contractor Qualifications Supplement (GCQS)".

Attach to each letter of application:

Provide a list of completed jobs over the last two (2) years with contact names and telephone numbers.

A copy of the applicant's current Professional Contractors license from the state of Florida. An applicant must be properly licensed to practice at the time of submission of this application. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Submit five (5) copies of the above requested data bound in the order listed above. Applications which do not comply with the above instructions will not be considered. Application materials will not be returned.

The plans and specifications for the Florida Board of Education projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a contractor may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past thirty six (36) months. The selected contractor must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or contractor in excess of \$15,000.00 in connection with this project for a period of thirty six (36) months from the date of their being placed on the convicted vendor list.

General Contractor Qualifications Supplement (GCQS) forms, descriptive project information, and selection criteria may be obtained by contacting: Gina Seabrook, Facilities and Safety Building 16, Libra Dr. Orlando, Fl. 32816-3600. Telephone: (407) 823-2166, email: gina.seabrook@ucf.edu or accessing the University of Central Florida, Facilities Planning website at www.fp.ucf.edu.

Submittals must be received in the Facilities & Safety Building, University of Central Florida, 4000 Central Florida Blvd., or P.O. Box 163020, Orlando, Florida 32816-3020, by 5:00 P.M. local time, December 2, 2012. Facsimile (FAX) submittals are not acceptable and will not be considered.

Section XII Miscellaneous

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On October 24, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Rebecca Loraine Sanford, L.P.N, License # PN 5164197. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes. (2011) The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On October 24, 2012, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Robert Niel Classon, R.N., License # RN #1543952.

This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes. (2011) The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Pharmacy

Notice of Emergency Action

On October 24, 2012, State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Demetrios George P. Dorovenis, R.Ph., License # PS 41072. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Pharmacy

Notice of Emergency Action

On October 24, 2012, State Surgeon General, issued an Order of Emergency Suspension Order with regard to the permit of Rejuvi Pharmaceuticals, Inc., Permit # PH 23297. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

FINANCIAL SERVICES COMMISION

FSC –Financial Institution Regulation
 Financial Institutions

NOTICE OF FILINGS

Financial Services Commission
 Office of Financial Regulation

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following applications. Comments may be submitted to the Division Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Agency Clerk as follows:

<u>By Mail or Facsimile</u>	OR	<u>By Hand Delivery</u>
Agency Clerk		Agency Clerk
Office of Financial Regulation		Office of Financial Regulation
P.O. Box 8050		General Counsel’s Office
Tallahassee, Florida 32314-8050		The Fletcher Building, Suite 118
Phone (850) 410-9800		101 East Gaines Street,
Fax: (850) 410-9548		Tallahassee, Florida 32399-0379
		Phone: (850) 410-9889

The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 P.M., November 14, 2012):

APPLICATION TO ACQUIRE CONTROL

Financial Institution to be Acquired: Mainstreet Community Bank of Florida, Deland, Florida

Proposed Purchasers: Lynette Drake, Jeffrey Roberts, Marie Roberts and Jeffrey and Marie Roberts as trustee of the Ryan Roberts Trust

Received: October 22, 2012

APPLICATION TO ACQUIRE CONTROL

Financial Institution to be Acquired: Mainstreet Community Bank of Florida, Deland, Florida

Proposed Purchasers: Frank Peplinski, Jerry Peplinski and Jerry Peplinski as trustee of the Peplinski Family

Mainstreet 2012 Trust

Received: October 22, 2012

Section XIII
Index to Rules Filed During Preceding Week

NOTE: The above Section will be published on Tuesday beginning October 2, 2012.
