

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-1.0016 Master School Identification Numbers

PURPOSE AND EFFECT: The purpose and effect of this rule development is to establish the criteria and procedures the department will use to issue, and revoke master school identification numbers and to set forth the responsibilities of the school districts in this area. Master school identification numbers are necessary to maintain and report education records, enforce and support education accountability, support the distribution of funds to school districts and school district financial reports, and to assist the commissioner in carrying out the duties specified in Sections 1001.10 and 1001.11, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Master School Identification Numbers.

RULEMAKING AUTHORITY: 1002.22, 1008.34, 1008.385(3), 1008.41(2) FS.

LAW IMPLEMENTED: 1008.385(2)(a) FS.

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

DATE AND TIME: December 3, 2013, 4:00 p.m. – 5:00 p.m.

PLACE: 325 West Gaines Street, Room 1728, Tallahassee, Florida 32399. Conference call number at 1(877)809-7263 passcode 32411268# and by web cast at <https://suncom.webex.com/suncom/j.php?ED=45814428&UID=85956533&RT=MmMxMQ%3D%3D>.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tammy Duncan, Education Information and Accountability Services Section, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399-0400, (850)245-0400. To submit a comment relating to this rule development go to <https://app1.fldoe.org/rules/default.aspx>

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.: RULE TITLES:

62-761.100 Intent
62-761.200 Definitions
62-761.210 Reference Standards
62-761.300 Applicability

62-761.350 Operator Training and Certification
62-761.400 Registration and Financial Responsibility
62-761.405 Notification
62-761.420 Financial Responsibility
62-761.430 Incidents
62-761.440 Discharges
62-761.450 Notification and Reporting
62-761.500 Performance Standards for Category C Storage Tank Systems
62-761.510 Performance Standards for Category-A and Category-B Storage Tank Systems
62-761.600 Release Detection Standards
62-761.610 Release Detection Methods
62-761.640 Performance Standards for Release Detection Methods
62-761.700 Repairs, Operation and Maintenance of Storage Tank Systems
62-761.710 Recordkeeping
62-761.800 Out-of-Service and Closure Requirements
62-761.820 Incident and Discharge Response
62-761.850 Alternative Requirements and Equipment Approvals
62-761.900 Storage Tank Forms
PURPOSE AND EFFECT: Revising the Underground Storage Tank Systems rules for clarity, revising references and removing language that is no longer applicable.
SUBJECT AREA TO BE ADDRESSED: In the “Definition” section, the revisions remove definition terms that are in the statute or no longer used in rule and added certain terms for clarity. Clarifying title “Reference Standards” to “Reference Requirements,” and internet web addresses were added for those technical requirements providing digital access to industry. These technical requirements to be incorporated by reference have been updated to conform to revisions published and adopted by the American Society of Mechanical Engineers, Petroleum Equipment Institute, National Fire Protection Association, National Institute of Standards and Technology and the National Work Group on Leak Detection. In the “Applicability” section, revisions remove terms and text that are redundant or not applicable to the regulation and clarify text that may conflict with other regulations found in Chapter 62-780, F.A.C. This section further clarifies rule language by defining “small quantities” of regulated substances under exemptions and expands the pipeline definition, reducing department regulatory oversight of that industry sector. Additionally, this proposed revision adds exemptions for storage tank systems that contain a regulated substance at low concentration. In the “Registration” section, registration requirements are clarified and provide detail about valid registration placards. The Financial Responsibility subsection is proposed to be relocated into a stand-alone Rule 62-761.420, F.A.C. The “Notification” section creates a complete list for when the Department is noticed and

eliminates the term “reporting.” “Incidents” and “Discharges” are separated for clarity and extend time for the tank owner to conduct an initial incident investigation, thereby expanding time for notification to the department for unresolved incidents. Language is revised to define types of discharges and broadens discharge response to coordinate with language and tables in Chapter 62-780, F.A.C. The proposed revisions for “Release Detection” combines two subsections into one rule, thereby creating a comprehensive list for release detection requirements for clarity. It also clarifies the topic of integrity testing under operation and maintenance, including a schedule for containment and integrity testing. The proposed revision eliminates confusing or outdated language in the “Recordkeeping” section. The number of years to retain records is increased from two to five years allowing the department to move from an annual inspection to a triennial inspection cycle. This would reduce department regulatory oversight of industry while maintaining federal inspection requirements. “Alternative Requirements and Equipment Registration” is proposed to be revised from an approval process (type of permitting) to a simpler registration process. This would reduce department regulatory burden on industry without lowering environmental standards or safeguards.

RULEMAKING AUTHORITY: 376.303 FS.

LAW IMPLEMENTED: 376.302, 376.303, 376.305, 376.3072, 376.3077, 376.309, 376.322 FS.

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

DATE AND TIME: December 17, 2013, 8:30 a.m. until no later than 11:30 a.m.

Workshop attendance via webinar at: <https://www2.gotomeeting.com/register/880361098> with audio via call in number (888)670-3525 passcode: 8135053297 then #

PLACE: Room 609, Bob Martinez Building, 2600 Blair Stone Road, Tallahassee, FL

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: William E. Burns, Jr., Department of Environmental Protection, 2600 Blair Stone Rd., Tallahassee, FL 32399, bill.burns@dep.state.fl.us or (850)245-8842. 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: William E. Burns, Jr., Department of Environmental Protection, 2600 Blair Stone Rd., Tallahassee, FL 32399, bill.burns@dep.state.fl.us or (850)245-8842. Copy of the preliminary draft is available online at: <http://www.dep.state.fl.us/waste/categories/pcp/pages/announcements.htm>

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-762.101	Intent
62-762.201	Definitions
62-762.211	Reference Standards
62-762.301	Applicability
62-762.401	Registration and Financial Responsibility
62-762.451	Notification and Reporting
62-762.501	Performance Standards for Category-C Storage Tank Systems
62-762.511	Performance Standards for Category-A and Category-B Storage Tank Systems
62-762.601	Release Detection Standards
62-762.611	Release Detection Methods
62-762.641	Performance Standards for Release Detection Methods
62-762.701	Repairs, Operation and Maintenance of Storage Tank Systems
62-762.711	Recordkeeping
62-762.801	Out-of-Service and Closure Requirements
62-762.821	Incident and Discharge Response
62-762.851	Alternative Requirements and Equipment Approvals
62-762.891	Mineral Acid Storage Tank Requirements
62-762.901	Storage Tank Forms

PURPOSE AND EFFECT: Revising the Aboveground Storage Tank Systems rule for clarity, revising references and removing language that is no longer applicable.

SUBJECT AREA TO BE ADDRESSED: In the “Definition” section, the revisions remove definition terms that are in the statute or no longer used in rule and added certain terms for clarity. Revising title “Reference Standards” to “Reference Requirements,” and internet web addresses were added for those technical requirements providing digital access to industry. Technical requirements to be incorporated by reference have been updated to conform to revisions published and adopted by the American Society of Mechanical Engineers, Petroleum Equipment Institute, National Fire Protection Association, National Institute of Standards and Technology and the National Work Group on Leak Detection.

In the “Applicability” section, revisions remove terms and text that are redundant or not applicable to the regulation and clarify text that may conflict with other regulations found in Chapter 62-780, F.A.C. This section further clarifies rule language by defining “small quantities” of regulated substances under exemptions and expands the pipeline definition, reducing department regulatory oversight of that industry sector. Additionally, this proposed revision adds exemptions for storage tank systems that contain a regulated substance at low concentration. In the “Registration” section, registration requirements are clarified and provide detail about valid registration placards. The Financial Responsibility subsection is proposed to be relocated into a stand-alone Rule 62-762.421, F.A.C. The “Notification” section creates a complete list for when the Department is noticed and eliminates the term “reporting.” “Incidents” and “Discharges” are separated for clarity and extend time for the tank owner to conduct an initial incident investigation, thereby expanding time for notification to the department for unresolved incidents. Language is revised to define types of discharges and broadens discharge response to coordinate with language and tables in Chapter 62-780, F.A.C. The proposed revisions for “Release Detection” combines two subsections into one rule, thereby creating a comprehensive list for release detection requirements for clarity. It also clarifies the topic of integrity testing under operation and maintenance, including a schedule for containment and integrity testing. The proposed revision eliminates confusing or outdated language in the “Recordkeeping” section. The number of years to retain records is increased from two to five years allowing the department to move from an annual inspection to a triennial inspection cycle. This would reduce department regulatory oversight of industry while maintaining federal inspection requirements. “Alternative Requirements and Equipment Registration” is proposed to be revised from an approval process (type of permitting) to a simpler registration process. This would reduce department regulatory burden on industry without lowering environmental standards or safeguards.

RULEMAKING AUTHORITY: 376.303 FS.

LAW IMPLEMENTED: 376.302, 376.303, 376.305, 376.3072, 376.3073, 376.3077, 376.309, 376.322, 376.323, 376.324, 376.325, 403.087, 403.091 FS.

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

DATE AND TIME: December 17, 2013, 1:00 p.m. until no later than 4:30 p.m.

Workshop attendance via webinar at:
<https://www2.gotomeeting.com/register/416024186> with
 audio via call in number (888)670-3525 passcode:
 8135053297 then #

PLACE: Room 609, Bob Martinez Building, 2600 Blair Stone Road, Tallahassee, FL

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: William E. Burns, Jr., Department of Environmental Protection, 2600 Blair Stone Rd., Tallahassee, FL 32399, bill.burns@dep.state.fl.us or (850)245-8842. 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: William E. Burns, Jr., Department of Environmental Protection, 2600 Blair Stone Rd., Tallahassee, FL 32399, bill.burns@dep.state.fl.us or (850)245-8842. Copy of the preliminary draft is available online at: <http://www.dep.state.fl.us/waste/categories/pcp/pages/announcements.htm>
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 LEGAL AFFAIRS

Florida Elections Commission

RULE NO.: RULE TITLE:
 2B-1.0041 Expedited Hearing for False Military Service

PURPOSE AND EFFECT: The proposed rule is intended to set forth the process for investigation, hearing, etc., for violations of Section 104.2715, Florida Statutes.

SUMMARY: The proposed rule sets forth the process for an expedited hearing for a violation of Section 104.2715, Florida Statutes.

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 Commission meeting, the Commission, 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: 104.2715(3) FS.

LAW IMPLEMENTED: 104.2715 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: Amy McKeever Toman, J.D., Executive Director, Florida Elections Commission, Department of Legal Affairs, PL-01, The Capitol, Tallahassee, Florida 32399-1050

THE FULL TEXT OF THE PROPOSED RULE IS:

2B-1.0041 Expedited Hearing for False Military Service. The procedure for the investigation and hearing, if necessary, of a sworn complaint alleging a violation of Section 104.2715, Florida Statutes, will be as described in Rule 2B-1.004, F.A.C., and Sections 106.24, 106.25, 106.26, Florida Statutes, except that the following time restrictions shall be adhered:

(1) If the executive director finds that the complaint is legally sufficient, the legal sufficiency letter shall be sent by certified mail no later than 10 days after the expiration of the time allotted for respondent to provide a written response to the complaint.

(2) The Commission shall complete its report of investigation no later than 60 days after Respondent's receipt of the legal sufficiency letter.

(3) A copy of the Commission counsel's probable cause recommendation shall be furnished to the respondent no later than 10 days after the expiration of the time allotted for respondent to provide a written response to the investigator's report.

(4) Upon a finding of probable cause, the case shall proceed to hearing in accordance with Section 106.25(5), Florida Statutes, except that:

(a) In cases to be heard by the Division of Administrative Hearings, the executive director shall, no later than 10 days

after receipt of an order finding probable cause, refer the case to the Division of Administrative Hearings for an expedited hearing.

(b) In cases involving disputed issues of material fact to be heard by the Commission, the Chairman shall, within 10 days of issuing an order finding probable cause, direct that a Commissioner or Commissioners hear the case, in accordance with subsection 2B-1.004(5), F.A.C.

(c) Informal hearings, involving no disputed issues of material fact, shall be conducted before the Commission at the next scheduled commission meeting, unless the Chairman elects to proceed in accordance with subsection 2B-1.004(5), Florida Statutes.

Rulemaking Authority 104.2715(3) FS. Law Implemented 104.2715 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Florida Elections Commission

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Elections Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 13, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 1, 2013

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:

33-602.203 Control of Contraband

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to amend Form DC6-219, Contraband Log, to add three columns. These columns relate to logging the property bin number, logging the existence of any 30 day disposal extensions, and logging the date and time of the final disposition of the property.

SUMMARY: Form DC6-219 is being revised to include more information regarding the disposition of contraband.

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: upon review of the proposed changes to these rules and incorporated forms, the department has determined that the

amendments will not exceed any one of the economic analysis criteria in a SERC as set forth in Section 120.541(2)(a), 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: 944.09, 945.215 FS.

LAW IMPLEMENTED: 944.47, 945.215 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: LaDawna Fleckenstein, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-602.203 Control of Contraband.

(1) through (7) No change.

(8) Disposition of Contraband.

(a) Those contraband items retained for use in disciplinary hearings as evidence will be stored until such time as the warden or his designee approves of their being destroyed or disposed of. A secure area within the institution will be designed as the storage area for all contraband items. A Contraband Log, Form DC6-219, will be utilized to document the storage of contraband items. Form DC6-219 is hereby incorporated by reference. Copies of this form may be obtained from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of this form is ~~3-2-00~~.

(b) through (i) No change.

(9) No change.

Rulemaking Authority 944.09, 945.215 FS. Law Implemented 944.47, 945.215 FS. History—New 10-8-76, Amended 2-24-81, 4-18-82, 8-13-84, 2-13-85, 6-2-85, Formerly 33-3.06, Amended 2-9-87, 11-3-87, 8-14-90, 11-21-91, 1-6-94, 5-28-96, 10-26-97, Formerly 33-3.006, Amended 3-2-00, 7-8-03, 11-10-03, 6-28-07, 11-28-11, 12-5-12, 4-22-13, 11-4-13, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: James Upchurch, Assistant Secretary of Institutions

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Michael D. Crews, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 11, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 4, 2013

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-1.007 List of Approved Forms; Incorporation

PURPOSE AND EFFECT: The proposed rule amendment is intended to incorporate the revised temporary certificate for visiting physician’s application form into the Board’s forms rule.

SUMMARY: The proposed rule amendment incorporates the revised temporary certificate for visiting physician’s application form into the Board’s forms.

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, 456.0276, 456.036(5), 456.048(1), 458.309, 458.311, 458.3124(6), 458.313(4), 458.3137, 458.3145, 458.315(2), 358.317, 358.319, 458.320(8), 458.321(2), 358.345(3), (8), 458.347(13), 458.3475, 358.348(1)(a), 458.351(6) FS.

LAW IMPLEMENTED: 456.013, 456.035, 456.036, 456.048, 456.073, 458.309, 458.311, 458.3124, 458.313, 458.3145, 458.315, 458.316, 458.317, 458.319, 458.320, 458.321, 458.345, 458.347, 458.3475, 458.348, 458.351, 465.0276 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: Allison M. Dudley, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-1.007 List of Approved Forms; Incorporation.

The following forms used by the Board in its dealings with the public are listed as follows and are hereby adopted and incorporated by reference, and can be obtained from the Board office by writing to the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753, or by telephoning (850)245-4131:

(1) through (9) No change.

(10) DH-MQA 1079, entitled "~~Board of Medicine Temporary Certificate For Visiting Physicians To Obtain Medical Privileges For Instructional Purposes In Conjunction With Plastic Surgery, Medical Or Surgical Training Programs and Educational Symposiums to Practice Medicine for Educational Purposes For Allopathic Physicians,~~" (10/13) (10/09).

(12) through (17) No change.

Rulemaking Authority 456.013, 456.0276, 456.036(5), 456.048(1), 458.309, 458.311, 458.3124(6), 458.313(4), 458.3137, 458.3145, 458.315(2), 358.317, 358.319, 458.320(8), 458.321(2), 358.345(3), (8), 458.347(13), 458.3475, 358.348(1)(a), 458.351(6) FS. Law Implemented 456.013, 456.035, 456.036, 456.048, 456.50, 456.073, 458.309, 458.311, 458.3124, 458.313, 458.3145, 458.315, 458.316, 458.317, 458.319, 458.320, 458.321, 458.345, 458.347, 458.3475, 458.348, 458.351, 465.0276 FS. History—New 4-17-01, Amended 11-20-01, 8-13-02, 11-10-02, 3-19-03, 6-4-03, 11-17-03, 4-19-04, 1-31-05, 9-29-05, 6-29-06, 12-26-06, 4-2-07, 6-25-08, 1-18-09, 3-17-09, 5-20-09, 10-7-09, 1-7-10, 2-2-10, 12-6-10, 12-27-11, 2-28-12, 1-27-13, 8-5-13,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Credentials Committee, Board of Medicine
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Medicine
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 4, 2013
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 1, 2013

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-3.002
 RULE TITLE: Application, Certification, Registration, and Licensure Fees

PURPOSE AND EFFECT: The proposed rule amendment is intended to set forth a fee for those who are licensed pursuant to Section 458.3137, Florida Statutes.

SUMMARY: The proposed rule amendment sets forth a fee in the amount of \$200 for those physicians who are licensed pursuant to the provisions of Section 458.3137, F.S.

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, 456.025, 458.309, 458.311, 458.3115, 458.3124, 458.313, 458.3135, 458.3137, 458.3145, 458.315, 458.316, 458.3165, 458.317, 458.345 FS.

LAW IMPLEMENTED: 456.013, 456.025, 456.036, 458.311, 458.3115, 458.3124, 458.313, 458.3135, 458.3137, 458.3145, 458.315, 458.316, 458.3165, 458.317, 458.345, 458.347 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: Allison M. Dudley, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-3.002 Application, Certification, Registration, and Licensure Fees.

The following fees are prescribed by the Board:

(1) No change.

(2) An application fee in the amount of \$300.00 for a person desiring to obtain temporary certificate to practice in areas of critical need, as provided in Section 458.315, F.S., and a temporary certificate to practice in an approved cancer center, as provided in Section 458.3135, F.S., and a temporary

certificate to obtain medical privileges for instructional purposes in conjunction with certain plastic surgery or other medical or surgical training programs and ~~plastic surgery~~ educational symposiums, as provided in Section 458.3137, F.S.

(3) through (6) No change.

(7) The initial certification fee for any person who is issued a temporary certificate to practice in areas of critical need, public health certificate, public psychiatry certificate, or medical faculty certificate and the initial license fee for a person who is issued a license to practice as a physician as provided in Section 458.311, 458.3115, 458.3124, or 458.313, F.S.; or a limited license as provided in Section 458.317, F.S., shall be \$424.00 with the following exceptions:

(a) through (c) No change.

(d) Any person who is certified pursuant to Section 458.3137, F.S., shall pay an initial certification fee of \$200.00.

(8) through (9) No change.

Rulemaking Authority 456.013, 456.025, 458.309, 458.311, 458.3115, 458.3124, 458.313, 458.3135, 458.3137, 458.3145, 458.315, 458.316, 458.3165, 458.317, 458.345 FS. Law Implemented 456.013, 456.025, 456.036, 458.311, 458.3115, 458.3124, 458.313, 458.3135, 458.3137, 458.3145, 458.315, 458.316, 458.3165, 458.317, 458.345, 458.347 FS. History—New 12-5-79, Amended 11-10-82, 8-11-85, 10-24-85, Formerly 21M-19.02, Amended 12-4-86, 11-3-87, 7-4-88, 10-23-89, 11-12-89, 11-11-90, 1-16-91, 1-9-92, 2-10-92, 9-7-92, Formerly 21M-19.002, Amended 9-21-93, Formerly 61F6-19.002, Amended 2-13-95, 2-20-96, 6-24-96, Formerly 59R-3.002, Amended 6-7-98, 8-11-98, 11-22-98, 12-14-99, 1-31-01, 11-20-01, 10-19-03, 12-2-03, 1-26-04, 4-12-04, 12-17-12, 3-18-13, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Credentials Committee, Board of Medicine

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 4, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 1, 2013

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-4.009
RULE TITLE: Applications

PURPOSE AND EFFECT: The proposed rule amendment is intended to address changes to the temporary certificate for visiting physicians application form.

SUMMARY: The proposed rule amendment incorporates the temporary certificate for visiting physician’s application form into the Board’s application 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: 456.031, 456.033, 458.309, 458.311, 458.313 FS.

LAW IMPLEMENTED: 456.013(7), 456.031, 456.033, 458.311, 458.3124, 458.313, 458.3145, 458.315, 458.316, 458.3165, 458.317 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: Allison M. Dudley, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-4.009 Applications.

(1) All persons applying for licensure shall submit an application to the Department. The application shall be made on the applicable form set forth below, all of which are hereby adopted and incorporated by reference and can be obtained from the website at http://www.doh.state.fl.us/mqa/medical/me_applicant.html. The application must be accompanied by the application fee.

(a) through (e) No change.

(f) DH-MQA 1079, entitled ~~“Board of Medicine Temporary Certificate For Visiting Physicians To Obtain Medical Privileges For Instructional Purposes In Conjunction With Plastic Surgery, Medical Or Surgical Training Programs and Educational Symposiums to Practice Medicine for Educational Purposes For Allopathic Physicians,” (10/13)(10/09).~~

(2) through (6) No change.

Rulemaking Authority 456.031, 456.033, 458.309, 458.311, 458.313 FS. Law Implemented 456.013(7), 456.031, 456.033, 456.50, 458.311, 458.3124, 458.313, 458.3145, 458.315, 458.316, 458.3165, 458.317 FS. History—New 3-31-80, Amended 12-4-85, Formerly 21M-22.09, Amended 9-7-88, 3-13-89, 1-1-92, 2-21-93, Formerly 21M-22.009, Amended 11-4-93, Formerly 61F6-22.009, Amended 11-15-94, 2-15-96, Formerly 59R-4.009, Amended 7-10-01, 1-31-02, 5-10-04, 5-20-04, 6-13-06, 12-26-06, 1-18-09, 3-17-09, 10-7-09, 1-7-10, 5-18-10, 2-28-12, 1-27-13, 8-5-13,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Credentials Committee, Board of Medicine
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Medicine
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 4, 2013
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 1, 2013

Section III

Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Office of Energy

RULE NO.: 50-4.001
 RULE TITLE: Natural Gas Fuel Fleet Vehicle Rebate
 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. 39, No. 205, October 21, 2013 issue of the Florida Administrative Register.

The Notice of Proposed Rule was inadvertently published without the full Summary of Statement of Estimated Regulatory Cost and Legislative Ratification. The full version is below.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS (SERC) AND LEGISLATIVE RATIFICATION: The Agency has determined that this rule 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 Department’s economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes. The Natural Gas Fuel Fleet Vehicle Rebate is a voluntary program. Taxpayers may elect to participate in this program to take advantage of rebates associated with the purchase, lease, or conversion of a qualifying natural gas vehicle. Additionally, no interested party provided statements or submitted additional information regarding the economic impact for this program.

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

50-4.001 Natural Gas Fuel Fleet Vehicle Rebate.

(1) through (8) No change.

(9) Upon request of the Department, the applicant shall make the vehicles for which the applicant has applied for a rebate available for inspection by the department to verify the VIN number, the conversion kit ID number, and other information contained in the Natural Gas Fuel Fleet Vehicle Rebate Application, Form FDACS-01976, Rev. 10/13, submitted by the applicant. The Department reserves the right to verify in person any information included with any application. If the Department intends to verify application information in person, written notification of this intent will be provided to the applicant.

~~(10) The Department reserves the right to request information from an applicant before a determination is made as to the status of their rebate application. If this information is not provided by the applicant, the application shall be deemed incomplete.~~

(10)(11) Applications received after funding has been exhausted will be returned to applicant with a notice that funding has been exhausted for that program year. Applicants will be notified if their application appeared to be complete or incomplete.

(11)(12) Materials Incorporated by Reference. The Natural Gas Fuel Fleet Vehicle Rebate Application, Form FDACS-

01976, Rev. 10/13, is hereby adopted and incorporated by reference. The form may be obtained by contacting the Florida Department of Agriculture and Consumer Services, Office of Energy, at 600 South Calhoun Street, Suite 251, Tallahassee, Florida 32399-0001, or emailing Energy@FreshFromFlorida.com, and is available online at: <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>. Rulemaking Authority 377.810(5) FS. Law Implemented 377.810 FS. History—New_____.

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE NO.: RULE TITLE:
 64B3-5.008 Public Health Laboratory Personnel
 NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 39, No. 215, November 4, 2013 issue of the Florida Administrative Register has been withdrawn.

**Section IV
 Emergency Rules**

NONE

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

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NO.: RULE TITLE:
 11B-27.002: Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers
 The Criminal Justice Standards and Training Commission hereby gives notice that it has issued an order. On September 20, 2013, the Criminal Justice Standards and Training Commission received a petition for temporary waiver of subsection 11B-27.002(4), F.A.C., by Ismael Cartagena, Jr. subsection 11B-27.002(4), F.A.C., requires officers to become employed within four years of beginning basic recruit training. Notice of receipt of the petition was published in the Florida Administrative Register Volume 39, Number 185, September 23, 2013.

On November 7, 2013, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, Florida, the Commission ruled on the petition. The Commission found that the Petitioner did not demonstrate that the strict application of the Commission's rules in this case would violate the principles of fairness. The Petitioner was not being actively considered for employment by any employing agency. The Commission found that the purposes of the underlying statute, Section 943.1395(1), F.S., to ensure that officers meet strict qualification criteria and minimum training requirements, would not be addressed should the waiver be granted. The Commission denied the Petitioner's waiver request.

A copy of the Order or additional information 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.

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NO.: RULE TITLE:
 11B-35.002: Basic Recruit Training Programs for Law Enforcement, Correctional, and Correctional Probation
 The Criminal Justice Standards and Training Commission hereby gives notice that it has issued an order. On September 25, 2013, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subparagraph 11B-35.002(1)(a)11., and paragraph (2)(a), F.A.C., by Osceola County Sheriff's Office. Petitioner wishes to waive that portion of the rule that requires an officer to complete a Commission-approved basic recruit training program and to obtain employment within four years of beginning such basic recruit training. The Petitioner asserts that it gave law enforcement training to three medics from the Osceola County Fire Rescue in order for them to be S.W.A.T. Medics. The Petitioner intended the training to substitute for a Commission-approved law enforcement auxiliary training. Petitioner did not send the medics to a Commission-approved law enforcement auxiliary academy, nor did Petitioner ensure that the medics were certified within four years of beginning training. The Petitioner states that the operation of the rule would violate the principles of fairness because the medics attended all of the training that they were ordered to attend, including defensive tactics and firearms training which was given by in-house Commission-certified instructors. The

Petition states that the operation of the rule creates a substantial hardship for Petitioner and the medics by potentially taking the medics from their full-time employment as medics for Osceola County Fire Rescue and as part-time medics for the S.W.A.T. team if the medics were forced to attend a Commission-approved 111 hour auxiliary law enforcement academy. Petitioner seeks to have its training of the three medics recognized as equivalent to a Commission-approved law enforcement auxiliary academy and for the medics to have an additional two years from the date of the final order to complete the 80 hours of both defensive tactics and firearms instruction necessary for the medics to maintain certification as auxiliary law enforcement officers, should they be granted that certification by the Commission granting approval of the medics' training as equivalent to that required by the Commission for auxiliary law enforcement officers.

On November 7, 2013, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, Florida, the Commission ruled on the petition. The Commission found that the Petitioner demonstrated that the strict application of the Commission's rules in this case would violate the principles of fairness. The Commission found that the purposes of the underlying statute, Section 943.1395(1), F.S., to ensure that officers meet strict qualification criteria and minimum training requirements, would be addressed should the waiver be granted. The Commission granted the Petitioner's waiver request.

A copy of the Order or additional information 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.

DEPARTMENT OF LAW ENFORCEMENT
 Criminal Justice Standards and Training Commission
 RULE NO.: RULE TITLE:

11B-27.002: Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers

The Criminal Justice Standards and Training Commission hereby gives notice: the CJSTC has issued an order. On September 12, 2013, the Criminal Justice Standards and Training Commission, received a petition for an emergency temporary waiver of subsection 11B-27.002(4), F.A.C., by Scott Alan King. FDLE legal staff concluded that there was no emergency because the Petitioner's law enforcement certificate had already expired at the time he made his waiver

request. Subsection 11B-27.002(4), F.A.C., requires officers to become employed within four years of beginning basic recruit training. Notice of receipt of the petition was published in the Florida Administrative Register Volume 39, Number 169, September 29, 2013.

On November 7, 2013, pursuant to notice, at its regularly scheduled Business Agenda meeting held in Destin, Florida, the Commission ruled on the petition. The Commission found that the Petitioner did not demonstrate that the strict application of the Commission's rules in this case would violate the principles of fairness. The Petitioner was no longer under consideration for employment by the Polk County Sheriff's Office. The Commission found that the purposes of the underlying statute, Section 943.1395(1), F.S., to ensure that officers meet strict qualification criteria and minimum training requirements, would not be addressed should the waiver be granted. The Commission denied the Petitioner's waiver request.

A copy of the Order or additional information 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.

DEPARTMENT OF LAW ENFORCEMENT
 Criminal Justice Standards and Training Commission
 RULE NO.: RULE TITLE:

11B-35.001: General Training Programs; Requirements and Specifications

The Criminal Justice Standards and Training Commission hereby gives notice that it has issued an order. On September 19, 2013, the Commission received a Petition from Florida Keys Community College (FKCC) on behalf of Jorge Prince for a permanent waiver of subsection 11B-35.001(1), F.A.C. The Petitioner wishes to waive that portion of the rule that states a Basic Abilities Test (BAT) score is only good for four years from the date of the test.

Petitioner FKCC stated that Mr. Prince passed his Basic Abilities Test (BAT) at the time he was accepted into the Law Enforcement Basic Recruit Training Program January 7, 2013. The program did not start on that date, but was delayed until May 16, 2013. Petitioner FKCC stated that at the time the program actually began, Mr. Prince's BAT had expired. Mr. Prince took and passed an additional BAT August 22, 2013. Mr. Prince has to date passed all of his course work. The Petitioner stated that Mr. Prince will graduate February 2014 and is scheduled to take the State Officer Certification

Examination (SOCE) shortly thereafter. Unfortunately, because Mr. Prince's BAT score had expired at the time he actually began basic recruit training, he is ineligible to enroll in basic recruit training and also ineligible to take the SOCE.

Petitioner requested that the Commission permanently waive the portion of paragraph 11B-35.0011(1)(h), F.A.C., that would prevent Mr. Prince from graduating from basic recruit training and taking the SOCE, to begin when the basic recruit training course began until Mr. Prince took and passed the BAT for a second time on August 22, 2013. The Petitioner stated that Mr. Prince was prepared for basic recruit training and would have had no difficulty if the course had begun on the date that it had been scheduled to begin, which was January 7, 2013. The statute does not specify a time limit for BAT scores, and, in this case, the BAT score expired between the time Mr. Prince was to have begun his basic recruit training and the time that he actually began training. Mr. Prince had no control over the time lapse between those two dates.

Notice of receipt of the petition was published in the Florida Administrative Weekly Volume 39, Number 79, on April 23, 2013.

On November 7, 2013, at its regularly scheduled business agenda meeting held in Destin, FL, the Commission found that the Petitioner's situation is unique. The Petitioner demonstrated that the strict application of the Commission's rules in this case would violate the principles of fairness. The application of the rule violates the principles of fairness in Petitioner's situation. Petitioner will suffer economic hardship under the rule as it is applied. The Commission found that the purposes of the underlying statute, Section 943.1395(1), F.S., to ensure that officers meet strict qualification criteria and minimum training requirements, would be addressed in an alternative method by granting this rule waiver. The Commission granted the Petitioner's waiver request. Mr. Prince's BAT scores are deemed timely and he may sit for the SOCE and his score may be released and he may be employed full-time as a Law Enforcement Officer.

A copy of the Order or additional information 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.

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NO.: RULE TITLE:

11B-27.002: Certification, Employment or Appointment, Reactivation, and Terminating Employment or Appointment of Officers

The Criminal Justice Standards and Training Commission hereby gives notice that it has issued an order. On October 25, 2013, the Criminal Justice Standards and Training Commission received an emergency petition for a permanent waiver of subsection 11B-27.002(4), F.A.C., by Eugene Kight. Commission staff determined that there was no emergency because the Petitioner has until February 15, 2014 to become employed. Petitioner wished to waive that portion of the rule which requires an officer to obtain employment within four years of beginning basic recruit training. Notice of receipt of the petition was published in the Florida Administrative Register Volume 39, Number 210, on October 28, 2013.

On November 7, 2013, at its regularly scheduled business agenda meeting held in Destin, FL, the Commission found that the Petitioner's situation is unique. The Petitioner demonstrated that the strict application of the Commission's rules in this case would violate the principles of fairness. The Commission found that the purposes of the underlying statute, Section 943.13, F.S., to ensure that officers meet strict qualification criteria and minimum training requirements, would be addressed in an alternative method by granting this rule waiver. The Commission granted the Petitioner's waiver request. The Petitioner has one year from the date of the Commission vote in this matter to become employed as a law enforcement officer.

A copy of the Order or additional information 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.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

The Florida School for the Deaf and the Blind announces a public meeting to which all persons are invited.

DATE AND TIME: December 6, 2013, 9:00 a.m.

PLACE: Center for Leadership Development, Moore Hall, Room 126, FSDB Campus, 207 N. San Marco Avenue, St. Augustine, FL 32084

GENERAL SUBJECT MATTER TO BE CONSIDERED: Matters pertaining to the Florida School for the Deaf and the Blind.

A copy of the agenda may be obtained by contacting: Dr. Jeanne G. Prickett, President, FSDB, 207 N. San Marco Avenue, St. Augustine, FL 32084, (904)827-2210.

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 Dr. Jeanne G. Prickett, President, at the above-referenced address. 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: Dr. Jeanne G. Prickett, President, FSDB.

DEPARTMENT OF TRANSPORTATION

The Florida Department of Transportation, District 3 hereby announces public hearings to which all persons are invited.

DATE AND TIME: December 3, 2013, 8:00 a.m.

PLACE: Florida Department of Transportation, District Three Design Conference Room, 1074 Highway 90, Chipley, FL 32428, and broadcast live to the following locations:

FDOT Midway Operations Center Conference Room, 17 Commerce Blvd, Midway, FL 32343

FDOT Milton Operations Center Conference Room, 6025 Old Bagdad Highway, Milton, FL 32583

FDOT Panama City Operations Center Conference Room, 3633 Highway 390, Panama City, FL 32405

FDOT Ponce de Leon Operations Center Conference Room, 1723 Sunrise Circle, Ponce de Leon, FL 32455

GENERAL SUBJECT MATTER TO BE CONSIDERED: Tentative Program of Work for Fiscal Years July 1, 2014 through June 30, 2019. The hearing will cover the following counties at the scheduled session times, and we anticipate beginning the public comment time approximately 45 minutes after the beginning of each session.

8:00 a.m. (CST) Escambia, Santa Rosa, Okaloosa, and Walton Counties

10:30 a.m. (CST) Bay, Calhoun, Gulf, Holmes, Jackson, and Washington Counties

1:30 p.m. (CST) Franklin, Gadsden, Jefferson, Liberty, Leon and Wakulla Counties

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status.

Persons wishing to express concerns about Title VI may do so by contacting: Florida Department of Transportation, District 3 Title VI Coordinator, John Smith 1074 Highway 90,

Chipley, Florida 32428, 1(888)638-0250 john.smith@dot.state.fl.us or FDOT, Statewide Title VI Administrator, Jacqueline Paramore, 605 Suwannee Street, Tallahassee, Florida 32399-0450 (850)414-4753, Jacqueline.Paramore@dot.state.fl.us. Persons who require special accommodations under the Americans with Disabilities Act or persons who require translation services (free of charge) should contact Regina Battles at 1(888)638-0250 at least seven days prior to the hearing.

PURPOSE: This Public Hearing is being conducted pursuant to Section 339.135(4)(c), Florida Statutes. The purpose of the public hearing is to consider the Department’s Tentative Work Program for District Three, for the period 2014/2015 through 2018/2019, and to consider the necessity of making any changes to the program.

Written comments from TPOs/TPAs and other interested parties will be received by the Department at the public hearing and within 10 days thereafter. Comments should be addressed to Mr. James T. Barfield, P.E., District Secretary, FDOT, District Three, Post Office Box 607, Chipley, FL 32428.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission, “The Commission”, Accessibility Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: December 2, 2013, 2:00 p.m. until completion

PLACE: Meeting to be conducted using communications media technology, specifically teleconference and webinar. You must access both the teleconference number for audio only and the webinar for visual only.

To join the online meeting (now from mobile devices)

1. Go to <https://suncom.webex.com/suncom/j.php?ED=46259733&UID=0&RT=MmXMQ%3D%3D>
2. If requested, enter your name and email address.
3. If a password is required, enter the meeting password (this meeting does not require a password.)
4. Click "Join".

To join the teleconference only

Provide your phone number when you join the meeting to receive a call back. Alternatively, you can call toll-free number 1(888)670 3525 (US), attendee access code 606 232 6940.

Public point of access: Florida Building Commission, Office of Codes and Standards, Department of Business and Professional Regulation, Suite 90A, 1940 North Monroe Street, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider and provide recommendations to the Commission regarding requests for waivers (as listed below) and other business for the Commission.

1. The Alamo Hotel, 4121 Indian Creek, Miami Beach
2. South Beach 18 LLC, 125 18 Street, Miami Beach
3. AXIS, 1437-1439 Washington Avenue, Miami Beach
4. One Story Retail Building, 7350 Biscayne Boulevard, Miami
5. 2501 Riverside Avenue Renovation, 2501 Riverside Avenue, Jacksonville
6. Emotions AP LLC Hotel/Rooming House, 927 Jefferson Avenue, Miami Beach
7. Space D, 1471 Capital Circle, Tallahassee
8. Dewey's Indoor Golf and Sports Grill, 7720 Turkey Lake Road, Orlando

A copy of the agenda may be obtained by contacting: Ms. Mary Kathryn Smith, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)487-1824.

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, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399-2100, (850)487-1824, or fax, (850)414-8436. 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. Mary Kathryn Smith, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)487-1824.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

RULE NO.: **RULE TITLE:**

61G20-3.007: Product Approval by the Commission

The Florida Building Commission announces a workshop to which all persons are invited.

DATE AND TIME: December 13, 2013, 8:30 a.m., or as soon as thereafter as the matter comes before the Florida Building Commission in accordance with its agenda.

PLACE: TradeWinds Island Grand Beach Resort, 5500 Gulf Blvd, St. Pete Beach, Florida 33706

GENERAL SUBJECT MATTER TO BE CONSIDERED: Changes to the State Product Approval Program. Specifically the commission seeks to determine how to include applications for product approval using product evaluation reports from evaluation entities other than those from licensed engineers or architects and to revise the payment screen of the on-line product approval application as needed to correlate with the changes to the administration function of the State Product Approval Program.

A copy of the agenda may be obtained by contacting: Mo Madani, Planning Manager, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)717-1825.

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: Mo Madani at (850)717-1825. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mo Madani, Planning Manager, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)717-1825.

DEPARTMENT OF HEALTH

Division of Children's Medical Services

The Florida KidCare Coordinating Council announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, December 6, 2013, 1:00 p.m. – 4:00 p.m. EST

PLACE: Capital Circle Office Center, 4025 Esplanade Way, Room # 301, Tallahassee, FL 32399-0950

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida KidCare Coordinating Council, an advisory body appointed by the Florida Department of Health, will meet on Friday, December 6, 2013, 1:00 p.m. – 4:00 p.m. in Tallahassee to discuss Florida KidCare, the state children's health insurance program. The Council is charged with making recommendations concerning the implementation and operation of the program.

A copy of the agenda may be obtained by contacting: Jennifer Mitchell, Department of Health, (850)245-4200, ext. 2251, Jennifer.Mitchell@flhealth.gov.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES
Economic Self-Sufficiency Program

The Department of Children and Families, Division of ACCESS – Medicaid Eligibility System Project announces public meetings to which all persons are invited.

DATES AND TIMES: January 3, 2014, 9:00 a.m.; January 17, 2014, 9:00 a.m.; January 31, 2014, 9:00 a.m.; February 14, 2014, 9:00 a.m.; February 28, 2014, 9:00 a.m.

PLACE: 1317 Winewood Blvd., Bldg. 4, Tallahassee, FL 32399-0700 (Building 4 is the place for all of the above meetings.)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Executive Steering Committee on the Medicaid Eligibility System will meet to discuss the status of system development activities.

A copy of the agenda may be obtained by contacting: Jordan_White@dcf.state.fl.us, (850)717-4146. Copies of the agendas will also be posted to the Department of Children and Families website a week preceding the meetings.

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: Jordan_White@dcf.state.fl.us; (850)717-4146. 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).

FISH AND WILDLIFE CONSERVATION COMMISSION
Freshwater Fish and Wildlife

The Florida Fish and Wildlife Conservation Commission announces a public meeting to which all persons are invited.

DATE AND TIME: December 5, 2013, 9:00 a.m.

PLACE: Bryant Building, Room #272, 620 South Meridian Street, Tallahassee, FL 32399-1600

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a quarterly meeting of the Steering Committee for the Florida Beaches Habitat Conservation Plan. Topics to be discussed include staff updates from the last quarter and legislative considerations relating to implementation of the Plan. No votes will be taken.

A copy of the agenda may be obtained by contacting Jennifer McGee, Florida Fish and Wildlife Conservation Commission,

Species Conservation Planning Section, 620 South Meridian Street, MS 2A, Tallahassee, Florida 32399-1600, (850)921-1023, Jennifer.McGee@myfwc.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: 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).

For more information, you may contact Jennifer McGee, Florida Fish and Wildlife Conservation Commission, Species Conservation Planning Section, 620 South Meridian Street, MS 2A, Tallahassee, Florida 32399-1600, (850)921-1023, Jennifer.McGee@myfwc.com.

MOFFITT CANCER CENTER & RESEARCH INSTITUTE

The Florida Cancer Control & Research Advisory Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 26, 2013, 4:00 p.m. – 4:30 p.m.

PLACE: Dial: 1(800)206-6032; passcode: 7451520#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review and Vote on Cancer Center of Excellence Award's requirements.

A copy of the agenda may be obtained by contacting: Sandra.Stonecypher@Moffitt.org.

CITIZENS PROPERTY INSURANCE CORPORATION

The Information Systems Advisory Committee of Citizens Property Insurance Corporation announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, December 4, 2013, 1:30 p.m.

PLACE: Conference call, 1(866)361-7525, conference ID 4869641229#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Business before the Information Systems Advisory Committee.

A copy of the agenda may be obtained by contacting: The Corporate website at: <http://www.citizensfla.com> or Maryann Kinney at (850)513-3928.

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 Maryann Kinney at (850)513-3928. 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).

ATKINS – BARTOW

Florida Department of Transportation, District One, and Florida’s Turnpike Enterprise will hold public hearings to present the District One Tentative Five Year Work Program for fiscal years beginning July 1, 2014, through June 30, 2019. All members of the public are invited to attend. Specific notice is provided to the Polk Transportation Planning Organization, Lee County, Sarasota/Manatee, Charlotte County-Punta Gorda and Collier Metropolitan Planning Organizations, Central Florida Metropolitan Planning Organization Alliance, West Central Florida Metropolitan Planning Organizations Chairs Coordinating Committee, Tampa Bay Area Regional Transportation Authority and the county commissions of Charlotte, Collier, DeSoto, Glades, Hardee, Hendry, Highlands, Lee, Manatee, Okeechobee, Polk and Sarasota Counties.

DATE AND TIME: Wednesday, December 11, 2013, 9:30 a.m. or soon thereafter

PLACE: Central Florida Regional Planning Council meeting, Bartow Public Library, 2150 South Broadway Avenue, Bartow, FL

DATE AND TIME: Friday, December 13, 2013, 2:00 p.m. or soon thereafter

PLACE: Joint Charlotte County-Punta Gorda/Lee County Metropolitan Planning Organization board meeting, Charlotte Harbor Event and Convention Center, Peace River Rooms A & B, 75 Taylor Street, Punta Gorda, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The public hearings will consist of department presentations about the tentative work program followed by a public testimony period. At each hearing, people are invited to review the tentative work program. Department staff will be available for information discussion and assistance. A court reporter will accept public comments, if desired, for entry into the public record. Written comments from all interested parties are accepted by the department at the public hearings or if received by December 31, 2013. Comments should be mailed to Billy L. Hattaway, P.E., District Secretary, Florida Department of Transportation, Post Office Box 1249, Bartow, Florida 33831.

The public hearings are developed in compliance with Section 339.135(4)(d), Florida Statutes, as amended, and Title VI of the Civil Rights Act of 1964 and related statutes. Public

participation is solicited without regard to race, color, religion, sex, age, national origin, disability or family status. People who require special accommodations under the Americans with Disabilities Act or who require translation services (free of charge) should contact Robin Parrish, District One Title VI Coordinator, by phone at (863)519-2675 or by email at robin.parrish@dot.state.fl.us at least seven days prior to the hearings.

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

NOTICE IS HEREBY GIVEN that that the Home Inspectors Licensing Program of the Department of Business and Professional Regulation has declined to rule on the petition for declaratory statement filed by Steve Taylor on August 5, 2013. The following is a summary of the agency's declination of the petition:

The petition fails to identify a particular set of circumstances about which a declaratory statement can be issued. Moreover, the petition lacks sufficient specificity to establish associational standing. Additionally, the petition seeks a statement regarding the activity and obligations of third parties. The Department declines to issue a statement of general applicability.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Department of Business and Professional Regulation, Agency Clerk's Office, 1940 North Monroe Street, Suite 92, Tallahassee, Florida 32399-2202. Telephone: (850)921-0342, email: AGC.Filing@myfloridalicense.com.

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

NONE

Section XII
Miscellaneous

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

RECEIPT OF EXPEDITED APPLICATION

The Agency for Health Care Administration has received the following Certificate of Need application for expedited review:

CON #10215 Received: 11/15/13

County: Manatee District: 6-2

Applicant/Facility: Greenbriar NH, LLC/Greenbriar
Rehabilitation and Nursing Center

Project Description: Add 19 community nursing home beds to Greenbriar Rehabilitation and Nursing Center by delicensing 19 beds at South Tampa Health and Rehabilitation Center (Hillsborough County – District 6-1).

DEPARTMENT OF HEALTH

Board of Massage Therapy

Notice of Emergency Action

On November 13, 2013, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the license of Jr Mountain Corp, MM, MM#: 28964. This Emergency Restriction Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes, (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 Massage Therapy

Notice of Emergency Action

On November 13, 2013, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the license of Chae I. Jeong, L.M.T., MA#: 45050. This Emergency Restriction Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes, (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.

Section XIII
Index to Rules Filed During Preceding
Week

RULES FILED BETWEEN NOVEMBER 12, 2013
 AND NOVEMBER 15, 2013

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF EDUCATION

State Board of Education

6A-1.09981	11/13/2013	12/3/2013	39/182	39/205
6A-1.099828	11/13/2013	12/3/2013	39/181	39/205
6A-4.00821	11/13/2013	12/3/2013	39/163	39/205
6A-6.0202	11/13/2013	12/3/2013	39/181	39/205

STATE BOARD OF ADMINISTRATION

19-8.010	11/12/2013	12/2/2013	39/199	
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DEPARTMENT OF THE LOTTERY

53ER13-76	11/12/2013	11/12/2013	39/221	
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AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

59G-4.071	11/12/2013	12/2/2013	39/168	
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Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

61H1-33.006	11/13/2013	12/3/2013	39/163	39/204
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DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

64B10-11.002	11/12/2013	12/2/2013	39/78	39/203
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Board of Optometry

64B13-5.001	11/12/2013	1/11/2014	39/181	
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Board of Speech-Language Pathology and Audiology

64B20-7.001	11/12/2013	12/2/2013	39/189	
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LIST OF RULES AWAITING LEGISLATIVE APPROVAL PURSUANT TO CHAPTER 2010-279, LAWS OF FLORIDA

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

64J-2.006	7/12/13	*****	39/29	
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DEPARTMENT OF FINANCIAL SERVICES

Division of Worker's Compensation

69L-7.020	10/24/11	*****	37/24	37/3
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