

Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF STATE

Division of Elections

RULE NO.: 1S-2.051 RULE TITLE: Federal Write-In Absentee Ballot

PURPOSE AND EFFECT: The purpose of the proposed rule is to implement the requirements of Chapter law 2011-162, Laws of Florida, which expanded the use of federal write-in absentee ballots (which is a back-up ballot to the state absentee ballot) beyond federal elections to include a state or local election involving two or more candidates. The new law took effect July 1, 2011. The new law requires the Department of State to adopt directions and criteria for determining voter intent on a federal write-in absentee ballot in the event of a recount.

SUBJECT AREA TO BE ADDRESSED: Provides procedures for determining voter intent on a federal write-in absentee ballot in the event of a recount.

RULEMAKING AUTHORITY: 20.10(3), 97.012(1), 102.166(4) FS.

LAW IMPLEMENTED: 101.6952, 101.5614, 102.166 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: Bennett Miller, Assistant General Counsel, Office of General Counsel at (850)245-6536, bennett.miller@dos.myflorida.com or John Boynton, Deputy Secretary, (850)245-6200, john.boynton@dos.myflorida.com, Florida Department of State, 500 S. Bronough Street, Tallahassee, Florida 32399-0250

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

RULE NOS.: 5A-17.001, 5A-17.002, 5A-17.003 RULE TITLES: Definitions, Acknowledgment Requirements Form

PURPOSE AND EFFECT: The purpose of this rulemaking is to adopt rules for the Agricultural Land Acknowledgment Act, Section 163.3163, Florida Statutes, which was created by Section 2 of Chapter 2011-007, Laws of Florida, (HB 7103). The Department of Agriculture and Consumer Services, in

cooperation with the Department of Revenue, was delegated authority to adopt rules to administer the Act. The Department received several requests for rulemaking to ensure common application of the Act across the state and worked with interested parties to draft the proposed rules.

SUBJECT AREA TO BE ADDRESSED: Agricultural Land Acknowledgment Act, Section 163.3163, Florida Statutes.

RULEMAKING AUTHORITY: 163.3163(4)(c), 570.07(23) FS.

LAW IMPLEMENTED: 163.3163 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: Steven Hall, Senior Attorney, Department of Agriculture and Consumer Services by email at "Steven.Hall@FreshFromFlorida.com" or by phone (850)245-1000

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

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: 40D-2.331 RULE TITLE: Modification of Permits

PURPOSE AND EFFECT: The purpose of this rulemaking is to amend Rule 40D-2.331, F.A.C. and the associated Water Use Permit Letter Modification Short Form (Form No. LEG-R.035.00 (3/09)) to allow for the use of the form to modify permits associated with the District's Facilitating Agricultural Resource Management Systems (FARMS) program projects funded pursuant to Chapter 40D-26, F.A.C. Standby quantities created as a result of a project will not be reduced as long as the permittee operates the project and the conditions of issuance provided for in Chapter 373, F.S. and Chapter 40D-2, F.A.C. are met (and if requested by permittee, the permit is extended for twenty years). The Modification Short Form is amended to allow a permittee to modify its permit to include or remove a FARMS project. These changes are necessary due to negotiations regarding the contract associated with FARMS projects.

SUBJECT AREA TO BE ADDRESSED: Modification of Permits.

RULEMAKING AUTHORITY: 373.044, 373.113, 373.149, 373.171, 373.216, 373.249 FS.

LAW IMPLEMENTED: 373.079(4)(a), 373.083(5), 373.171, 373.239 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.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sonya White, 7601 Highway 301 North, Tampa, FL 33637-6759, (813)985-7481 (4660), email sonya.white@swfwmd.state.fl.us (OGC #2013006)

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.:	RULE TITLE:
62-302.300	Findings, Intent, and Antidegradation Policy for Surface Water Quality

PURPOSE AND EFFECT: The Department of Environmental Protection proposes to incorporate by reference in Rule 62-302.300, F.A.C., the document titled "Implementation of Florida's Numeric Nutrient Standards". This document describes implementation approaches for numeric nutrient standards in Florida waters.

SUBJECT AREA TO BE ADDRESSED: Rule development will address the incorporation by reference in Rule 62-302.300, F.A.C., of the document titled "Implementation of Florida's Numeric Nutrient Standards".

RULEMAKING AUTHORITY: 403.061, 403.062, 403.087, 403.088, 403.504, 403.704, 403.804, 403.805 FS.

LAW IMPLEMENTED: 373.414, 403.021(11), 403.061, 403.085, 403.086, 403.087, 403.088, 403.101, 403.141, 403.161, 403.182, 403.502, 403.702, 403.708, 403.802 FS.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Eric Shaw, Standards and Assessments Section,, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 6511, Tallahassee, FL 32399-2400; telephone (850)245-8429; email Eric.Shaw@dep.state.fl.us

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

62-302.300 Findings, Intent, and Antidegradation Policy for Surface Water Quality.

(1) through (18) No change.

(19) The implementation of numeric nutrient standards under Rules 62-302.531 and 62-302.532, F.A.C., shall be implemented consistent with the document titled "Implementation of Florida's Numeric Nutrient Standards," dated March 2013, which is incorporated by reference herein. Copies of this document may be obtained from the Department's internet site at <http://www.dep.state.fl.us/water/wqssp/swq-docs.htm> or by writing to the Florida Department of Environmental Protection, Standards and Assessment Section, 2600 Blair Stone Road, MS 6511, Tallahassee, FL 32399-2400.

Rulemaking Authority 403.061, 403.062, 403.087, 403.088, 403.504, 403.704, 403.804, 403.805 FS. Law Implemented 373.414, 403.021(11), 403.061, 403.085, 403.086, 403.087, 403.088, 403.101, 403.141, 403.161, 403.182, 403.502, 403.702, 403.708, 403.802 FS. History—Formerly 17-3.041, Amended 1-28-90, Formerly 17-3.042, 17-302.300, Amended 12-19-94, 1-23-95, 12-26-96, 5-15-02, 12-7-06,_____.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Mental Health Program

RULE NO.:	RULE TITLE:
65E-4.001	Criminal Justice Mental Health and Substance Abuse Reinvestment Grant Criteria

PURPOSE AND EFFECT: The purpose of this rulemaking is to establish by rule the grant criteria for the Criminal Justice Mental Health and Substance Abuse Reinvestment Grant pursuant to Section 394.658, Fla. Stat.

SUBJECT AREA TO BE ADDRESSED: Criminal Justice Mental Health and Substance Abuse Reinvestment Grant.

RULEMAKING AUTHORITY: 394.658(3) FS.

LAW IMPLEMENTED: 394.658 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.

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: Ellen Piekalkiewicz, office: (850)717-4623. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Ellen Piekalkiewicz, 1317 Winewood Blvd. Bldg. 6 Room 231, Tallahassee, FL 32399, office: (850)717-4623, Ellen_piekalkiewicz@dcf.state.fl.us

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

65E-4.001 Grant Criteria.

(1) To qualify to receive a Criminal Justice Mental Health and Substance Abuse Reinvestment Grant counties or consortiums of counties shall submit applications to the Department in the form and manner described in the request for applications issued by the Department.

(2) Applications for a 1-year planning grant shall be evaluated by using the criteria described in this section.

(a) The quality of the applicant county or consortium of counties or counties' strategic plan to identify and treat individuals who have a mental illness, substance abuse disorder, or co-occurring mental health and substance abuse disorders who are in, or at risk of entering, the criminal or juvenile justice systems;

(b) The quality of the strategy to divert individuals from judicial commitment to community-based service programs offered by the Department of Children and Family Services in accordance with Sections 916.13 and 916.17, F.S.;

(c) The adequacy of the analysis of the current population of the jail or juvenile detention center in the county or consortium of counties that is not being served;

(d) The quality of the strategies to be used by law enforcement programs to identify and respond to incidents involving mentally ill offenders;

(e) The capability and experience of the applicant's county or consortium of counties to undertake the Expansion Grant activities;

(f) The proposed sustainability actions that the county or consortium of counties will use to preserve and enhance the initiatives funded under this grant program; and

(g) The quality and adequacy of the budget and budget narrative including that the correct percentage of allowable matching funds has been included in the budget detail, with accompanying documentation of the sources of match.

(3) Applications for a 3-year implementation or expansion grant shall be evaluated by using the criteria described in this section.

(a) The quality of the plan that describes collaboration between the county or consortium of counties, the affected law enforcement and criminal justice entities, and the available treatment organizations and resources;

(b) The quality of the description that the necessary groundwork has been completed or is nearing completion so services can be readily implemented;

(c) The quality of the proposed diversion design;

(d) The schedule and location of project activities, and the kind and number of participants to determine that project expectations are realistic;

(e) The adequacy of the analysis of the current population of the jail or juvenile detention center in the county or consortium of counties that is not being served;

(f) The quality of the strategies to be used by law enforcement programs to identify and respond to incidents involving mentally ill offenders;

(g) The quality of the plan to screen potential participants and to conduct tailored, validated needs-based assessments;

(h) The capability and experience of the applicant's county or consortium of counties to undertake the Expansion Grant activities;

(i) The proposed sustainability actions that the county or consortium of counties will use to preserve and enhance the initiatives funded under this grant program; and

(k) The quality and adequacy of the budget and budget narrative including that the correct percentage of allowable matching funds has been included in the budget detail, with accompanying documentation of the sources of match.

Rulemaking Authority 394.658(3) FS. Law Implemented 394.658 FS. History—New _____.

Section II Proposed Rules

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

RULE NOS.:	RULE TITLES:
5B-67.001	Definitions
5B-67.002	Purpose and Declaration of a Nuisance
5B-67.003	Quarantine Area
5B-67.004	Movement or Possession of Hosts and Regulated Articles; Conditions of Certification from Regulated Areas
5B-67.005	Confiscation and Disposal of Hosts and Regulated Articles
5B-67.006	Treatment Areas, Treatment Procedures, Mitigative Measures, and Declaration of Eradication

PURPOSE AND EFFECT: The purpose of this rule is to establish delimiting survey, regulatory actions, and control procedures designed to contain and eradicate the giant African land snail in the State of Florida. The effect will be that the Florida Department of Agriculture can respond to the giant

African land snail infestation in Miami /Dade County and contain and eliminate it within the authority of state laws and rules.

SUMMARY: To establish regulatory requirements for giant African land snail quarantine areas, movement or possession of regulated articles, conditions for certification of regulated articles, confiscation and disposal of regulated articles, designation of treatment areas and treatment procedures, and declaration of eradication.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

RULEMAKING AUTHORITY: 570.07(23), 581.031(1), (5), (7) FS.

LAW IMPLEMENTED: 570.07(2), (13), 581.031(1), (5), (6), (7), (20) FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Richard Gaskalla, Director, Division of Plant Industry, Florida Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100. 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: Richard Gaskalla, Director, Division of Plant Industry, Florida Department of Agriculture and Consumer Services, P. O. Box 147100, Gainesville, Florida 32614-7100

THE FULL TEXT OF THE PROPOSED RULE IS:

5B-67.001 Definitions.

For the purpose of this rule, the definitions in Section 581.011, F.S., and the following definitions shall apply:

(1) EPA. The United States Environmental Protection Agency.

(2) Giant African land snail or giant African snail. Any life stage of *Achatina fulica*, also known as *Lissachatina fulica* or other synonyms thereof.

(3) Infested. The condition of harboring the giant African land snail in any of its life stages.

(4) Regulated article(s). The giant African land snail and any article(s), including plants or plant parts, containers, or soil capable of transporting or harboring plant feeding snails, including but not limited to debris, compost, and building material(s).

(5) USDA-APHIS-PPQ, United States Department of Agriculture, Animal and Plant Health Inspection Service, Plant Protection and Quarantine.

Rulemaking Authority 570.07(23), 581.031(1), (5), (7), (17) FS. Law Implemented 570.32(5), (6), 581.031(6), (7), (9), (15), (17), (20), (26), (30), 581.101, 581.161, 581.181 FS. History—New _____.

5B-67.002 Purpose and Declaration of a Nuisance.

The purpose of these rules is to declare the giant African land snail a nuisance capable of causing harm to the public, as a plant pest of agricultural and landscape plants and to establish procedures for conducting a program to delimit, contain and eradicate the giant African land snail as defined in subsection 5B-67.001(2), F.A.C., in the State of Florida. This rule chapter designates the size of quarantine areas and the requirements for the movement and certification of regulated articles. It also designates the size of treatment areas and the procedures for conducting treatments, outlines program mitigative measures and sets forth the requirements for declaring eradication. The giant African land snail is hereby declared a public and agricultural nuisance due to its detection in Miami/Dade County, its ability to rapidly reproduce, its ability to feed on over 500 different plant species, damage stucco and concrete surfaces, and its ability to harbor rat lung worm which can transmit a form of meningitis to humans.

Rulemaking Authority 570.07(23), 581.031(1), (5), (7), (17) FS. Law Implemented 570.32(5), (6), 581.031(6), (7), (9), (15), (17), (20), (26), (30), 581.101, 581.161, 581.181 FS. History—New _____.

5B-67.003 Quarantine Area.

(1) A minimum of a 0.5 mile radius area around a giant African land snail detection shall be quarantined upon finding an active population of two or more live snails in any life stage.

(2) The geographical boundaries of a quarantine area shall be published in a major newspaper of general distribution in the quarantine area, provided to affected industry groups, and published on the Department's website at www.freshfromflorida.com/pi.

(3) It shall be unlawful to move the giant African land snail or a regulated article within, through or from a quarantine area unless in accordance with Rule 5B-67.004, F.A.C.

(4) A list of regulated articles likely to be present in a quarantine area shall be published in a major newspaper of general distribution in the quarantine area, provided to affected industry groups, and published on the Department's website at www.freshfromflorida.com/pi.

(5) An area shall be released from quarantine following a declaration that the giant African land snail has been eradicated in accordance with subsection 5B-67.006(4), F.A.C.

Rulemaking Authority 570.07(23), (24), 581.031(1), (5), (7), (17) FS. Law Implemented 570.32(5), (6), 581.031(6), (7), (9), (15), (17), (20), (26), (30), 581.101, 581.161, 581.181 FS. History—New _____.

5B-67.004 Movement or Possession of Hosts or Regulated Articles; Conditions of Certification from Regulated Areas.

(1) Compliance agreements. The certification of handling, processing, treatment and moving of regulated articles may be accomplished through the use of one of the following compliance agreements: Compliance Agreement - Giant African Land Snail (GALS) Nursery/Stock Dealer/Garden Center, FDACS-08486, Rev. 01/13; Compliance Agreement – Giant African Land Snail (GALS) Solid Waste Facilities (Transfer Stations, Land Fills, Recycling/Mulching/ Compost Facilities) and Commercial Trash Haulers, FDACS-08487, Rev. 01/13; and Compliance Agreement - Giant African Land Snail (GALS) Landscape / Lawn Maintenance, FDACS-08488, Rev. 01/13.

(2) It shall be unlawful for any person to move any giant African land snails or other regulated articles within, through, or out of the quarantine area unless in compliance with this rule chapter and movement practices that have been authorized by the Department or the USDA-APHIS-PPQ via PPO Permit 526. Applicants must apply for a PPO 526 via website www.aphis.usda.gov/permits/ppq_epermits.shtml.

(3) All life stages of giant African land snails or other regulated articles may be moved within, through or out of a quarantine area if they are from an establishment that is under a compliance agreement, has been inspected and treated with an EPA-labeled molluscicide that is approved for use by the Department, and found to be free of the giant African land snail. Hosts or regulated articles shall be certified by the Department for movement out of a quarantine area for commercial or distribution purposes following confirmation by the Department of the method above. After confirmation, the Department shall issue a Temporary Certificate of Inspection, FDACS-08010, Rev. 07/12, as incorporated by reference in Rule 5B-2.010, F.A.C. Prior to movement of hosts or regulated articles, the method of treatment and location of the treatment facility must be documented in the "Additional Declarations" section of FDACS-08010, Rev. 07/12. Interstate movement of hosts or regulated articles shall be governed by 7 CFR §301.32 – Subpart – Fruit Flies (§301.32 and §301.32-1 to §301.32-10, effective June 9, 2008) which is incorporated by reference in subsection 5B-66.004(3), F.A.C.

(4) Soil and plants with soil attached shall be certified for movement only if an authorized representative of the Department or USDA-APHIS-PPQ has conducted an inspection and certified that they are not infested with the giant African land snail and originate from a property that is under a compliance agreement.

(5) Landscape and any article capable of transporting or harboring plant feeding snails, including but not limited to soil, debris, compost and building materials may be moved from a regulated area by parties under compliance agreement if it is apparently free of all life stages of the giant African land snail and is moved in a means of conveyance that safeguards the debris from spillage while in transit and is taken to an approved landfill the same day it is collected.

(6) Giant African land snails and associated regulated articles may be moved within Florida for research purposes under a special permit issued by the Director of the Division of Plant Industry. The special permit shall be a letter written to an individual and will contain the stipulations of the safeguards necessary to contain the giant African land snail and regulated articles.

(7) The following documents are hereby adopted and incorporated by reference. These documents may be obtained by writing to the Florida Department of Agriculture and Consumer Services, Division of Plant Industry, Bureau of Plant and Apiary Inspection, at, P. O. Box 147100, Gainesville, FL 32614-7100 or online as indicated.

(a) Compliance Agreement – Giant African Land Snail (GALS), Nursery/Stock Dealer/ Garden Center, FDACS-08486, Rev. 01/13, available online via website www.flrules.org/Gateway/reference.

(b) Compliance Agreement – Cooperative Giant African Land Snail (GALS) Solid Waste Facilities (Transfer Stations, Land Fills, Recycling/Mulching/Compost Facilities) and Commercial Trash Haulers, FDACS-08487, Rev. 01/13, online via website www.flrules.org/Gateway/reference.

(c) Compliance Agreement – Giant African Land Snail (GALS) Landscape / Lawn Maintenance, FDACS-08488, Rev. 01/13, online via website www.flrules.org/Gateway/reference.

Rulemaking Authority 570.07(23), 581.031(1), (5), (7), (17) FS. Law Implemented 570.32(5), (6), 581.031(6), (7), (9), (15), (17), (20), (26), (30), 581.101, 581.161, 581.181 FS. History—New _____.

5B-67.005 Confiscation and Disposal of Hosts and Regulated Articles.

Any regulated articles offered for sale or distribution within the quarantine area that are not in compliance with Rule 5B-66.004, F.A.C. shall be considered infested and:

(1) Shall be confiscated, held and destroyed by the Department at the expense of the vendor or person having possession of the hosts or regulated articles upon issuance of a

Stop-Sale Notice and Hold Order, FDACS-08016, Rev. 02/10, as incorporated by reference in subsection 5B-65.005(2), F.A.C.; or

(2) Shall be voluntarily destroyed by the vendor or person having possession of regulated articles pursuant to an Agreement For Treatment, Destruction, Forfeiture Or Return of Plants and/or Plant Parts, FDACS-08029, Rev. 04/08, as incorporated by reference in Rule 5B-3.0038, F.A.C.

Rulemaking Authority 570.07(23), (24), 581.031(1), (5), (7), (17) FS. Law Implemented 570.32(5), (6), 581.031(6), (7), (9), (15), (17), (20), (26), (30), 581.101, 581.161, 581.181 FS. History—New

5B-67.006 Treatment Areas, Treatment Procedures, Mitigative Measures, and Declaration of Eradication.

(1) Treatment areas and treatment procedures to eradicate a giant African land snail infestation will be dependent on the number of infested properties detected and the geographical area affected by the infestation, but will generally encompass an area of 200 yards beyond all known infested properties. The geographical boundaries of treatment areas shall be published in a major newspaper of general distribution in the treatment area, provided to affected industry groups, and published on the Department's website at www.freshfromflorida.com/pi. Treatment areas shall be treated under the direction of the Department or the USDA-APHIS-PPQ. All pesticide applications will be applied in accordance with applicable federal and state regulations when implementing mitigative measures in order to reduce environmental and public impact as described in subsection 5B-67.006(3), F.A.C. The Department or other parties acting in concert with the Department through a compliance agreement shall use the following treatment activities or combinations thereof:

(a) Ground applications of an EPA-registered molluscicide, an Emergency Exempted product as authorized by Federal Insecticide Fungicide and Rodenticide Act (FIFRA), Section 18 [7 U.S.C. 136p, effective December 13, 1991], or a Special Local Need product as authorized by FIFRA, Section 24(c) [(7 U.S.C. 136v, effective October 25, 1988) that are labeled as effective for giant African land snail control as incorporated by reference in subparagraph 5B-66.004(6)(b)1., F.A.C., and paragraphs 5B-66.006(1)(a) and (2)(c), F.A.C.

(b) Bait application of molluscicide products labeled by the EPA for residential use to control the giant African land snail will be applied to properties infested or suspected to be infested within treatment areas as defined in subsection 5B-67.006(2), F.A.C.:

(c) The removal and disposal of plant parts and debris known or suspected to harbor any stage of the giant African land snail;

(d) The placement of traps and destruction by an approved method of all collected giant African land snails;

(e) Removal and destruction by an approved method of giant African land snails through hand collection or other mechanical methods.

(2) Treatment procedures. Treatments will be conducted by the Department in accordance with the following procedures after notification to applicable federal, state, and local government agencies and officials. Such agencies and officials will be provided an opportunity to comment on program procedures or mitigative measures, or to participate in program monitoring activities:

(a) All necessary control actions among those listed in paragraphs 5B-67.006(1)(a)-(e), F.A.C., will be conducted based on the biology and known behavioral traits of the giant African land snail and using the treatments necessary to prevent further spread and achieve eradication.

(b) Local hospitals and public health facilities and agencies will be notified of the pesticide treatment schedules and the types of pesticides used and all accidental pesticide exposures will be reported to the appropriate local, state and federal authorities.

(c) All applicable environmental laws and regulations will be followed and an environmental monitoring program in accordance with applicable federal and state environmental laws will be implemented.

(d) All pesticides will be applied under the supervision of certified applicators as applicable and in accordance with label instructions, applicable quarantine or emergency exemptions, USDA Environmental Impact Statements, site-specific Environmental Assessments and state licensing requirements.

(e) All appropriate program personnel will be trained on the proper use and storage of materials and instructed on emergency procedures in the event of accidental chemical exposure.

(f) All necessary safety and cleaning equipment, protective clothing and Material Safety Data Sheets will be provided to program personnel.

(3) Program Mitigative Measures. The following mitigative measures will be taken to reduce public and environmental impact:

(a) Residents in treatment areas shall be notified in person or by posted notice at least 24 hours in advance of the date and time of planned pesticide treatments. A general notice will be provided to citizens at large and affected industry groups, and published on the Department's website at www.freshfromflorida.com/pi. Notifications will be in English and other languages as necessary based on the ethnic structure of the community. The notification shall include basic information about the program, the geographical boundaries of the treatment area, treatment procedures and measures to be taken to avoid exposure and reduce damage.

(b) A telephone help line system will be established to keep the public informed of program activities and serve as a mechanism for registering and responding to complaints.

(c) The United States Department of the Interior’s Fish and Wildlife Service and the Florida Fish and Wildlife Conservation Commission will be contacted to determine the presence of any endangered or threatened species in need of protection within the treatment area and the program shall take appropriate measures to protect those species as recommended by these agencies.

(d) Sensitive areas in or near treatment areas shall be identified prior to chemical treatments and appropriate measures taken to ensure that these areas are not adversely affected.

(e) All control actions will be conducted with appropriate concern for potential impact on the public, wildlife, non-target organisms and sensitive areas.

(4) Declaration of Eradication. Following the completion of all treatments, eradication shall be declared when no giant African land snail is detected after a period of a minimum of two years. The Department shall publish notice of the Declaration of Eradication in a major newspaper of general distribution in the quarantine area, will provide notice to affected industry groups, and publish the notice on the Department’s website at www.freshfromflorida.com/pi.

(5) Program Evaluation. Following the completion of the giant African land snail eradication program, program activities and monitoring results will be reviewed and evaluated and appropriate changes implemented for future programs.

Rulemaking Authority 570.07(23), (24), 581.031(1), (5), (7), (17) FS. Law Implemented 570.32(5), (6), 581.031(6), (7), (9), (15), (17), (20), (26), (30), 581.101, 581.161, 581.181 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Richard Gaskalla, Division Director, Division of Plant Industry, Florida Department of Agriculture and Consumer Services, P.O. Box 147100, Gainesville, Florida 32614-7100

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Adam H. Putnam, Commissioner of Agriculture

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 5, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 11, 2013

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.:	RULE TITLE:
6A-4.0021	Florida Teacher Certification Examinations

PURPOSE AND EFFECT: The purpose of this rule amendment is to revise the current FTCE competencies and skills for the following examinations: General Knowledge, Elementary Education K-6, Middle Grades English 5-9, and English 6-12. In addition, the proposed rule will change the

current fee structures for Prekindergarten/Primary PK-3 and Elementary Education K-6, as a result of changes to test formats and scoring models. Overall testing time for the Elementary Education K-6 exam will remain unchanged as a result of these proposed rule changes. The effect is the proposed adoption of new competencies and skills and fee modifications for the aforementioned examinations.

SUMMARY: The rule is proposed for amendment to adopt the Competencies and Skills Required for Teacher Certification in Florida, Nineteenth Edition. The new edition updates the competencies and skills for the General Knowledge, Elementary Education K-6, English 6-12, and Middle Grades English 5-9 examinations. In addition, fee changes for Prekindergarten/Primary PK-3 and Elementary Education K-6, are proposed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has been prepared by the agency.

It is estimated that the new fee schedule for the new Elementary Education K-6 examination will result in examinees paying \$303,160 less than under the prior examination and fee schedule. It is estimated that the new fee schedule for the new PreK-3 examination will result in examinees paying an estimated \$394,460 more than under the prior examination and fee schedule. This result is because on the PreK-3 examination, more students will likely have to retake one or more portions of the examination than under the prior examination. If the tests were revised without adjusting the fee schedule as proposed, the fiscal impact on examinees would be much higher. The agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs.

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: 1012.56(9) FS.

LAW IMPLEMENTED: 1012.56 FS.

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

DATE AND TIME: April 16, 2013, 8:00 a.m.

PLACE: Room LL03, The Capitol, 400 South Monroe Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Phil Canto, Chief, Bureau of Postsecondary Assessment, Office of Assessment, Division of

Accountability, Research, and Measurement, 325 W. Gaines Street, Suite 414, Tallahassee, FL 32399, (850)245-0513, Phil.canto@fldoe.org

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-4.0021 Florida Teacher Certification Examinations.

(1) Scope. This rule governs the written examinations for teacher certification. Additional requirements for certification are specified in Chapter 6A-4, F.A.C.

(2) Description of the examinations and competencies to be demonstrated.

(a) The Florida Teacher Certification Examinations shall be developed by the Commissioner of Education.

(b) The written examinations shall include subtests of English language skills, reading, writing, mathematics, professional skills, and subject area specialty. These examinations may contain multiple-choice questions and questions requiring the examinee to write an answer or demonstrate a proficiency.

(c) The following competencies are to be demonstrated by means of the written examinations:

1. Before January 1, ~~2013~~ 2012, ~~the general knowledge competencies and skills as contained in the publication, "Competencies and Skills Required for Teacher Certification in Florida, Fifteenth Edition."~~ Beginning with the January 1, 2012, ~~test administration,~~ the general knowledge competencies and skills as contained in the publication "Competencies and Skills Required for Teacher Certification in Florida, Sixteenth Edition," (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00247>), ~~which is hereby incorporated by reference and made a part of this rule. Beginning with the January 1, 2013, test administration,~~ the general knowledge competencies and skills as contained in the publication "Competencies and Skills Required for Teacher Certification in Florida, Seventeenth Edition," (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00716>), ~~January 1, 2013, which is incorporated by reference and made part of this rule. Beginning July 1, 2013, the general knowledge competencies and skills contained in the publication "Competencies and Skills Required for Teacher Certification in Florida, Eighteenth Edition,"~~ (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01498>), ~~which is incorporated by reference and made part of this rule. Beginning March 1, 2014, the general knowledge competencies and skills contained in the publication "Competencies and Skills Required for Teacher Certification in Florida, Nineteenth Edition,"~~ (), ~~which is incorporated by reference and made part of this rule. These copies of these publications may be obtained by contacting the Division of Accountability, Research and Measurement, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399-0400 from the Department's web site at <http://www.fldoe.org/asp/ftee/>.~~

2. Before January 1, ~~2013~~ 2012, ~~the professional education test competencies and skills contained in the publication, "Competencies and Skills Required for Teacher Certification in Florida, Fifteenth Edition,"~~ which is hereby incorporated by reference and made a part of this rule. Beginning January 1, 2012, the professional education test competencies and skills contained in the publication "Competencies and Skills Required for Teacher Certification in Florida, Sixteenth Edition," (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00247>), which is hereby incorporated by reference and made a part of this rule. Beginning ~~July~~ January 1, 2013, the professional education test competencies and skills contained in the publication "Competencies and Skills Required for Teacher Certification in Florida, ~~Eighteenth~~ ~~Seventeenth~~ Edition," (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01498>), which is incorporated by reference and made part of this rule. ~~Beginning March 1, 2014, the professional education competencies and skills contained in the publication "Competencies and Skills Required for Teacher Certification in Florida, Nineteenth Edition,"~~ (), ~~which is incorporated by reference and made part of this rule. These copies of these publications may be obtained by contacting the Division of Accountability, Research and Measurement, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399-0400, as described in subparagraph (2)(c)1. of this rule, and~~

3. Before January 1, ~~2013~~ 2012, ~~the subject area competencies and skills contained in the publication, "Competencies and Skills Required for Teacher Certification in Florida, Fifteenth Edition,"~~ which is hereby incorporated by reference and made a part of this rule. Beginning January 1, 2012, the subject area competencies and skills contained in the publication "Competencies and Skills Required for Teacher Certification in Florida, Sixteenth Edition," (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00247>) which is hereby incorporated by reference and made a part of this rule. Beginning January 1, 2013, the subject area competencies and skills contained in the publication "Competencies and Skills Required for Teacher Certification in Florida, Seventeenth Edition," (<http://www.flrules.org/Gateway/reference.asp?No=Ref-00716>), which is incorporated by reference and made part of this rule. Beginning July 1, 2013, the subject area competencies and skills contained in the publication "Competencies and Skills Required for Teacher Certification in Florida, Eighteenth Edition," (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01498>), which is incorporated by reference and made part of this rule. ~~Beginning March 1, 2014, the subject area competencies and skills contained in the publication "Competencies and Skills Required for Teacher Certification in Florida, Nineteenth Edition,"~~ (), ~~which is incorporated by reference and made part of this rule. These copies of these publications may be obtained by contacting the Division of~~

Accountability, Research and Measurement, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399-0400 as described in subparagraph (2)(c)1. of this rule.

(3) No change.

(4) Registration, fees, and refunds.

(a) Registration for the examinations shall be for the initial examinations or for one (1) or more examinations not previously passed. To register to take the examinations, an applicant shall submit a completed application to the test administration agency.

A completed application shall consist of the following:

A completed application Form CG-20-04, Registration Application: Certification Examinations for Florida Educators, which includes the applicant’s signature. Form CG-20-04 is

hereby incorporated by reference and made a part of this rule to become effective September 1, 2009. This form may be obtained without cost from the Bureau of Educator Certification, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399 or may be submitted online via the Florida Teacher Certification Examinations/Florida Educational Leadership Examination Program website ~~Web site~~ at <http://www.fldoe.org/asp/ftce>.

(b) Beginning September 1, 2009, registration fees shall be as follows:

(b) Beginning September 1, 2009, registration fees shall be as follows:

Examination	Fee
General Knowledge Test, First-Time Registration	\$130.00
General Knowledge Test, Retake Registration	\$150.00
Professional Education Test, First-Time Registration	\$150.00
Professional Education Test, Retake Registration	\$170.00
Subject Area Examination, First-Time Registration	\$200.00
Subject Area Examination, Retake Registration	\$220.00

(c) Beginning July 1, 2013, registration fees for Prekindergarten/Primary PK-3 shall be as follows:

<u>Prekindergarten/Primary PK-3</u>	<u>Fee</u>
<u>First-Time Registration (Full Battery)</u>	<u>\$200.00</u>
<u>Single Subtest Retake Registration</u>	<u>\$150.00</u>
<u>Two Subtests Retake Registration</u>	<u>\$200.00</u>
<u>Three Subtests Retake Registration</u>	<u>\$220.00</u>
<u>Full Battery Retake Registration</u>	<u>\$220.00</u>

(d) Beginning May 1, 2014, registration fees for Elementary Education K-6 shall be as follows:

<u>Elementary Education K-6</u>	<u>Fee</u>
<u>First-Time Registration (Full Battery)</u>	<u>\$200.00</u>
<u>Single Subtest Retake Registration</u>	<u>\$150.00</u>
<u>Two Subtests Retake Registration</u>	<u>\$200.00</u>
<u>Three Subtests Retake Registration</u>	<u>\$220.00</u>
<u>Full Battery Retake Registration</u>	<u>\$220.00</u>

~~(e)~~ Refunds. Fees may be refunded provided written requests for refunds are received by the test administration agency at least twenty-four (24) hours preceding the examination date. Failure to appear for or to complete an examination shall result in forfeiture of fees.

(5) through (11) No change.

Rulemaking Authority 1012.55(1), 1012.56, 1012.59 FS. Law Implemented 1012.55, 1012.56, 1012.59 FS. History—New 8-27-80, Amended 1-11-82, 1-6-83, 5-3-83, 10-5-83, 10-15-84, Formerly 6A-4.021, Amended 12-25-86, 4-26-89, 4-16-90, 7-10-90, 4-22-91, 10-3-91, 8-10-92, 11-28-93, 4-12-95, 7-1-96, 9-30-96, 10-1-99, 7-17-00, 7-16-01, 3-24-02, 7-16-02, 3-24-03, 7-21-03, 12-23-03, 7-13-04, 5-24-05, 5-23-06, 5-21-07, 5-19-08, 7-21-08, 7-9-09, 6-22-10, 6-21-11, 11-22-11, 8-23-12, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Jane Fletcher, Interim Deputy Commissioner, Division of Accountability, Research and Measurement

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Tony Bennett, Commissioner, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 7, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 15, 2013

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-6.054
 RULE TITLE: K-12 Student Reading Intervention Requirements

PURPOSE AND EFFECT: The purpose of this rule amendment is to implement the following changes to the K-12 Student Reading Intervention Requirements: (1) Add specific progress monitoring requirement for elementary students, (2) Update the reference from Florida Comprehensive Assessment Test (FCAT) to FCAT 2.0 Reading, and (3) Add two courses that may be used for reading intervention for high school students.

SUMMARY: The rule as amended adds a specific progress monitoring requirement for elementary students, updates the reference from Florida Comprehensive Assessment Test (FCAT) to FCAT 2.0 Reading, and adds two courses that may be used for reading intervention for high school students.

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: There is no additional cost. Districts may use the Florida Assessment for Instruction in Reading (FAIR)/Progress Monitoring and Reporting Network (PMRN).

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: 1001.02, 1001.215, 1003.416, 1003.428, 1008.25 FS.

LAW IMPLEMENTED: 1001.215, 1003.4156, 1003.428, 1008.25 FS.

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

DATE AND TIME: April 16, 2013, 8:00 a.m.

PLACE: Room LL03, The Capitol, 400 South Monroe Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mary Jane Tappen, Deputy Chancellor for Curriculum, Instruction and Student Services, Department of Education, 325 W. Gaines Street, Suite 1502, Tallahassee, FL 32399, (850)245-0509, mary.tappen@fldoe.org

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-6.054 K-12 Student Reading Intervention Requirements.

(1) Elementary Assessment, Curriculum, and Instruction.

(a) Pursuant to Section 1008.25, F.S., any elementary student who exhibits a substantial deficiency in reading based upon locally determined assessments, statewide assessments, or through teacher observations must be given intensive reading instruction immediately following the identification of the reading deficiency. For elementary students not participating in the statewide reading assessment, substantial deficiency in reading must be defined by the district school board. For students required to participate in the statewide assessment, a substantial deficiency in reading is defined by scoring Level 1 or Level 2 on the Florida Comprehensive Assessment Test 2.0 (FCAT 2.0) ~~in~~ Reading. Students who exhibit a substantial deficiency in reading must be provided with additional diagnostic assessments to determine the nature of the student’s difficulty, the areas of academic need, and strategies for appropriate intervention and instruction. Schools must progress monitor students with a reading deficiency a minimum of three (3) times per year. This includes a baseline, midyear, and an end of the year assessment.

(b) Immediate intensive intervention must be provided daily for all students who have been identified with a reading deficiency. This intervention must be in addition to or as an extension of the ninety (90) minute reading block in a smaller group size setting or one on one. The student must continue to be provided with intensive reading instruction until the reading deficiency is remedied.

(2) Middle School Assessment, Curriculum, and Instruction.

(a) Pursuant to Section 1003.4156, F.S., middle school students who score at Level 1 on FCAT 2.0 Reading are required to complete an intensive reading course. Those students who score at Level 2 must be placed in an intensive reading course or a content area reading intervention course.

(b) Middle school students who score at Level 1 or Level 2 on FCAT 2.0 Reading and have intervention needs in the areas of decoding and/or text reading efficiency must have extended time for reading intervention. This extended time may include, but is not limited to, students reading on a regular basis before and afterschool with teacher support, or for students two or more years below grade level a double block of reading to accelerate foundational reading skills. The teacher must have the Reading Endorsement or Certification in Reading (Grades K-12). Teachers of sixth grade students may be certified in Elementary Education. In addition, these students must be served by teachers with evidence of success, as determined by the district. Classroom infrastructure (class size, materials, etc.) must be adequate to implement the intervention course. This intervention course should include on a daily basis:

1. Whole group explicit instruction;
2. Small group differentiated instruction;

3. Independent reading practice, utilizing classroom library materials, monitored by the teacher;

4. Integration of Next Generation Sunshine State Standard (NGSSS) benchmarks specific to the subject area if blocked with the intensive reading course (biology, world history, etc.);

5. A focus on informational text at a ratio matching FCAT 2.0 Reading; and

6. Opportunities for accelerated achievement in order to facilitate efficient reading and deeper understanding of grade level texts.

(c) Districts must establish criteria beyond FCAT 2.0 Reading for placing students into different levels of intensity for reading intervention classes to meet individual instructional needs of students. Districts must determine if students have an instructional need in decoding and text reading efficiency through the use of assessments and must identify benchmark criteria for placement of students requiring additional instructional time in reading intervention. Examples include data from screenings, progress monitoring and diagnostic assessments already in use in the district, as well as teacher recommendation. Schools must diagnose specific reading deficiencies of students scoring at Level 1 and Level 2 on FCAT 2.0 Reading.

(d) Districts may serve Level 2 students who do not need instruction in decoding and text reading efficiency in content area classes through a content area reading intervention. Teachers of these classes must complete the one hundred fifty (150) hour Content Area Reading Professional Development (CAR-PD) package, have the Reading Endorsement or Certification in Reading (Grades K-12), or complete the Next Generation Content Area Reading Professional Development (NGCAR-PD). In addition, these students must be served by teachers with evidence of success, as determined by the district. Classroom infrastructure (class size, materials, etc.) must be adequate to implement the content area reading intervention course. This intervention course should include on a daily basis:

1. Whole group explicit instruction;
2. Small group differentiated instruction;
3. Independent reading practice, utilizing classroom library materials, monitored by the teacher;
4. Integration of NGSSS benchmarks specific to the subject area (biology, world history, etc.);

5. A focus on informational text at a ratio matching FCAT 2.0 Reading; and

6. Opportunities for accelerated achievement in order to facilitate deep understanding of reading of grade level texts.

(e) Schools must progress monitor students scoring at Level 1 and 2 on FCAT 2.0 Reading a minimum of three (3) times per year. This includes a baseline, midyear, and an end of the year assessment.

(f) End-of-year assessments should be used to determine specific areas of student reading difficulty and reading intervention placement.

(g) One of the following courses as listed in the Course Code Directory incorporated in Rule 6A-1.09441, F.A.C., must be used to provide reading intervention to all middle school Level 1 students and those Level 2 students not being served through a content area reading intervention course (all courses require Reading Endorsement or Certification in Reading (Grades K-12):

1. 1000000 M/J INTENSIVE LANGUAGE ARTS
2. 1000010 M/J INTENSIVE READING
3. 1000020 M/J INTENSIVE READING & CAREER PLANNING
4. 1002181 M/J DEVELOPMENTAL LANGUAGE ARTS THROUGH ESOL (Reading)
5. 7810020 READING: 6-8

(3) High School Assessment, Curriculum, and Instruction.

(a) Pursuant to Section 1003.428, F.S., high school students who score at Level 1 on FCAT 2.0 Reading are required to complete an intensive reading course. Those students who score at Level 2 must be placed in an intensive reading course or a content area reading intervention course.

(b) High school students who score at Level 1 or Level 2 on FCAT 2.0 Reading and who have intervention needs in the areas of decoding and/or text reading efficiency must have extended time for reading intervention. This extended time may include, but is not limited to, students reading on a regular basis before and afterschool with teacher support, or for students two or more years below grade level a double block of reading to accelerate foundational reading skills. The teacher must have the Reading Endorsement or Certification in Reading (Grades K-12). In addition, these students must be served by teachers with evidence of success, as determined by the district. Classroom infrastructure (class size, materials, etc.) must be adequate to implement the intervention course. This reading intervention course should include on a daily basis:

1. Whole group explicit instruction;
2. Small group differentiated instruction;
3. Independent reading practice, utilizing classroom library materials, monitored by the teacher;
4. Integration of NGSSS benchmarks specific to the subject area if blocked with the intensive reading course (biology, world history, etc.);

5. A focus on informational text at a ratio matching FCAT 2.0 Reading; and

6. Opportunities for accelerated achievement in order to facilitate efficient reading and deeper understanding of grade level texts.

(c) Districts must establish criteria beyond FCAT 2.0 Reading for placing students into different levels of intensity for reading intervention classes to meet individual instructional needs of students. Districts must determine if students have an instructional need in decoding and text reading efficiency through the use of assessments and identify benchmark criteria for placement of students requiring additional instructional time in reading intervention. Examples include data from screenings, progress monitoring and diagnostic assessments already in use in the district, as well as teacher recommendation. Schools must diagnose specific reading deficiencies of students scoring at Level 1 and Level 2 on FCAT 2.0 Reading.

(d) Districts may serve Level 2 students who do not need instruction in decoding and text reading efficiency in content area classes through a content area reading intervention. Teachers of these classes must complete the 150 hour Content Area Reading Professional Development (CAR-PD) package, have the Reading Endorsement or Certification in Reading (Grades K-12), or complete the Next Generation Content Area Reading Professional Development (NGCAR-PD). In addition, these students must be served by teachers with evidence of success, as determined by the district. Classroom infrastructure (class size, materials, etc.) should be adequate to implement the content area reading intervention course. This intervention course should include on a daily basis:

1. Whole group explicit instruction;
2. Small group differentiated instruction;
3. Independent reading practice, utilizing classroom library materials, monitored by the teacher;
4. Integration of NGSSS benchmarks specific to the subject area (biology, world history, etc.);
5. A focus on informational text at a ratio matching FCAT 2.0 Reading; and
6. Opportunities for accelerated achievement in order to facilitate deep understanding of reading of grade level texts.

(e) Passing scores on FCAT 2.0 Reading and concordant scores on other assessments may not be used to exempt students from required intervention. In lieu of the provisions listed above, students in grades 11 and 12 who have met the graduation requirement with a Level 2 score on FCAT 2.0 Reading may be served through reading courses, content area courses without a specific professional development requirement, or before or after school.

(f) Schools must progress monitor students scoring at Level 1 and 2 on FCAT 2.0 Reading a minimum of three (3) times per year. This includes a baseline, midyear, and an end of the year assessment.

(g) End-of-year assessments should be used to determine specific areas of student reading difficulty and reading intervention placement.

(h) One of the following courses as listed in the Course Code Directory incorporated in Rule 6A-1.09441, F.A.C., must be used to provide reading intervention to all high school Level 1 students and those Level 2 students not being served through a content area reading intervention course (all courses require Reading Endorsement or Certification in Reading (Grades K-12) with the exception of 1001405 ENGLISH 4: FLORIDA COLLEGE PREP:

1. 1000400 INTENSIVE LANGUAGE ARTS
2. 1000410 INTENSIVE READING
3. 7910100 READING: 9-12
4. 1002381 DEVELOPMENTAL LANGUAGE ARTS THROUGH ESOL (Reading)
5. 7910400 LIFE SKILLS READING: 9-12
6. 1008350 READING FOR COLLEGE SUCCESS (For 11th and 12th grade students only)
7. 1001405 ENGLISH 4: FLORIDA COLLEGE PREP (For 12th grade students scoring at Level 2 on FCAT 2.0 Reading only)

Rulemaking Authority 1001.02(2), 1003.4156, 1003.428, 1008.25 FS. Law Implemented 1001.215, 1008.25, 1003.4156, 1003.428 FS. History—New 5-19-08, Amended 4-21-11,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Pam Stewart, Chancellor, Division of Public Schools
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Tony Bennett, Commissioner, Department of Education
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2013
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: January 15, 2013

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-6.0571
RULE TITLE: Career and Technical Education and Adult General Education Standards and Industry-Driven Benchmarks

PURPOSE AND EFFECT: The purpose and effect of this rule amendment is to adopt the secondary and postsecondary career education programs prescribed in Sections 1004.92 and 1011.80, Florida Statutes, and listed as follows: “Agriculture, Food & Natural Resources,” “Architecture & Construction,” “Arts, A/V Technology & Communication,” “Business, Management & Administration,” “Education & Training,” “Energy,” “Finance,” “Government & Public Administration,” “Health Science,” “Hospitality & Tourism,” “Human Services,” “Information Technology,” “Law, Public Safety & Security,” “Manufacturing,” “Marketing, Sales & Service,” “Engineering and Technology Education,” “Transportation, Distribution & Logistics,” and “Additional CTE Programs/Courses,” all of which fall under the umbrella of the

“Career and Technical Education Programs, Academic Year 2013-2014.” In addition, the proposed rule will adopt the “Adult General Education Standards and Curriculum Frameworks 2013-2014.”

SUMMARY: The Department is responsible for developing program standards and industry-driven benchmarks for career and technical education and adult general education programs. The criteria for qualification of individual courses for inclusion in secondary and postsecondary career education programs and adult general education programs prescribed in Workforce Education programs are annually adopted by the State Board and are published on the Department’s website.

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 Agency has determined that the proposed rule does not require legislative ratification and is not expected to have any impact on the factors found in Section 120.541(2)(a), Florida Statutes. The Career and Technical Education and Adult General Education Standards and Industry-Driven Benchmarks provide secondary and postsecondary district institutions and the state college institutions a framework for providing these educational programs. These frameworks contain rigorous standards and benchmarks determined to be necessary for student success in college and careers in the selected program. The adverse impact or regulatory cost, if any, do not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.51(2)(a), Florida Statutes.

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: 1004.92 FS.

LAW IMPLEMENTED: 1004.92 FS.

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

DATE AND TIME: April 16, 2013, 8:00 a.m.

PLACE: Room LL03, The Capitol, 400 South Monroe Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kathleen Taylor, Division of Career and Adult Education, 325 West Gaines Street, Room 714, Tallahassee, FL 32399-0400, (850)245-9062, Kathleen.taylor@fldoe.org

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-6.0571 Career and Technical Education and Adult General Education Standards and Industry-Driven Benchmarks.

(1) Section 1004.92, F.S., requires the Department of Education to develop program standards and industry-driven benchmarks for career and technical education and adult and community education programs. The criteria for qualification of individual courses for inclusion in the classification of secondary career education programs prescribed in Section 1011.80, F.S., or Workforce Development Education programs as prescribed in Section 1011.62, F.S., are annually adopted by the State Board and shall be published by the Commissioner in the documents titled, as follows:

“Agriculture, Food & Natural Resources (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01135>),”

“Architecture & Construction (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01136>),”

“Arts, A/V Technology & Communication (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01137>),”

“Business, Management & Administration (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01138>),”

“Education & Training (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01139>),”

“Energy (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01142>)”

“Finance (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01143>),”

“Government & Public Administration (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01145>),”

“Health Science (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01146>),”

“Hospitality & Tourism (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01147>),”

“Human Services (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01148>),”

“Information Technology (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01150>),”

“Law, Public Safety & Security (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01151>),”

“Manufacturing (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01152>),”

“Marketing, Sales & Service (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01153>),”

“Engineering and Technology Education (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01154>),”

“Transportation, Distribution & Logistics (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01155>),” and “Additional CTE Programs/Courses (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01156>),” all of which fall under the umbrella of the “Career and Technical Education Programs, Academic Year ~~2013/2014~~ ~~2012/2013~~ Curriculum Frameworks by Career Cluster,” or in the document “Adult General Education Standards and Curriculum Frameworks ~~2013/2014~~ ~~2012/2013~~. (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01157>)” These criteria are hereby incorporated by reference in this rule. Copies of these publications may be obtained from the Division of Career and Adult Education, Department of Education, The Turlington Building, 325 West Gaines Street, Tallahassee, FL 32399 or from the Department’s website at <http://www.fldoe.org/workforce/dwdframe> and http://www.fldoe.org/workforce/dwdframe/ad_frame.asp.

(2) Commissioner of Education waiver authority. The Commissioner of Education may approve a school’s waiver request submitted by a district school board to allow the school to substitute locally approved intended outcomes for State Board approved outcomes included in the documents titled as follows: “Agriculture, Food & Natural Resources,” “Architecture & Construction,” “Arts, A/V Technology & Communication,” “Business, Management & Administration,” “Education & Training,” “Energy,” “Finance,” “Government & Public Administration,” “Health Science,” “Hospitality & Tourism,” “Human Services,” “Information Technology,” “Law, Public Safety & Security,” “Manufacturing,” “Marketing, Sales & Service,” “Engineering and Technology Education,” “Transportation, Distribution & Logistics,” and “Additional CTE Programs/Courses,” all of which fall under the umbrella of the “Career and Technical Education Programs, Academic Year ~~2013/2014~~ ~~2012/2013~~ Curriculum Frameworks by Career Cluster” and “Adult General Education Standards and Curriculum Frameworks ~~2013/2014~~ ~~2012/2013~~,” provided that:

- (a) The framework does not identify occupations requiring state or federal licensure, certification or registration;
- (b) Locally approved outcomes specified for the state approved program adequately address the major concepts/content contained in the curriculum framework; and
- (c) The waiver request fulfills the provisions of Section 1001.10, F.S.

Rulemaking Authority 1004.92(2)(b)3. FS. Law Implemented 1004.92(2)(b)4. FS. History—New 10-30-78, Amended 10-23-79, 5-29-80, 7-9-81, 7-6-82, 5-29-83, 6-14-84, 7-10-85, Formerly 6A-6.571, Amended 7-9-86, 7-22-87, 8-30-88, 7-31-90, 7-31-91, 7-31-92, 7-31-93, 7-31-94, 4-30-96, 1-23-00, 7-21-08, 4-21-09, 5-3-10, 10-25-11, 6-18-12,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Rod Duckworth, Chancellor, Division of Career and Adult Education

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Tony Bennett, Commissioner, Department of Education
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 7, 2013
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: January 9, 2013

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

RULE NO.: 64J-2.006
RULE TITLE: Trauma Registry

PURPOSE AND EFFECT: To incorporate by reference the 2013 Edition of the Florida Trauma Registry Manual Data Dictionary, DOH Pamphlet 150-13.

SUMMARY: The proposed rule language changes the title and date of the current manual and incorporates the 2013 edition of the manual by reference. A copy of the proposed manual and the change matrices are available at the following hyperlink: www.fl-traumasystem.com (Click on Statutes and Rules, scroll down to the Rule Promulgation Activities for Rule 64J-2.006, F.A.C.)

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: Hospitals designated as a verified trauma centers are not considered small businesses as they employ more than 200 permanent full-time employees and have a net worth of more than \$5 million. Based on the SERC Checklist completed by the Trauma Program, the regulatory costs for the implementation of the new data collection and submission requirements included in the proposed manual does not exceed the \$200,000 threshold in the aggregate within one year after the implementation of the rule.

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: 395.405 FS.

LAW IMPLEMENTED: 395.3025(4)(f), 395.401, 395.4015, 395.402, 395.4025, 395.404, 395.4045, 395.405, 401.30, 401.35 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: April 8, 2013, 10:00 a.m. EDST

PLACE: Florida Department of Health, 4052 Bald Cypress Way, Building 4052, Conference Room 301B, Tallahassee, Florida

Participation in this hearing will be available via conference call at the following conference call number and code: Conference Call: (888)387-8686; Passcode: 2062357.

If a hearing is requested, a confirmation notice will be provided in the Traumacomm Listserv and additional videoconference site locations will be scheduled and posted on the Trauma Program website at the link indicated above. To subscribe to the Trauma Program's Weekly Newsletter: Traumacomm, visit: http://ww7.doh.state.fl.us/mailman/listinfo/office_of_trauma.

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: Aaron Harmon at (850)245-4440, Ext. 2483 or via email at aaron_harmon@doh.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lisa VanderWerf-Hourigan, (850)245-4440, Ext. 2776, lisa_vanderwerf-hourigan@doh.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

64J-2.006 Trauma Registry.

Instructions for completing and submitting data are defined in the Florida Trauma Registry Manual and Data Dictionary, March 2013 ~~February 2008~~, which is incorporated by reference and available from the department as defined in subsection 64J-2.001(4), F.A.C., or at <https://www.flrules.org/Gateway/reference.asp?No=Ref-02416>.

PROPOSED EFFECTIVE DATE: July 1, 2013.

Rulemaking Authority 395.405 FS. Law Implemented 395.3025(4)(f), 395.401, 395.4015, 395.402, 395.4025, 395.404, 395.4045, 395.405, 401.30, 401.35 FS. History—New 8-3-88, Amended 12-10-92, 11-30-93, Formerly 10D-66.103, Amended 7-14-99, 11-19-01, 6-3-02, 6-9-05, 4-25-06, 7-8-08, Formerly 64E-2.018, Amended 11-5-09, 7-1-13.

NAME OF PERSON ORIGINATING PROPOSED RULE: Lisa VanderWerf-Hourigan, M.S.

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 30, 2012

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

RULE NO.: 64J-2.006
RULE TITLE: Trauma Registry

PURPOSE AND EFFECT: To require all verified trauma centers to maintain membership in the American College of Surgeons (ACS) Trauma Quality Improvement Program (TQIP).

SUMMARY: The proposed rule language adds the ACS TQIP membership requirement for all verified trauma centers.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has been prepared by the agency.

The Agency has determined that the proposed rule is expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The agency's SERC indicates that this rule revision will directly increase regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule and \$1 million within five years of the implementation.

A copy of the SERC can be obtained at www.fl-traumasystem.com.

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: 395.405 FS.

LAW IMPLEMENTED: 395.3025(4)(f), 395.401, 395.4015, 395.402, 395.4025, 395.404, 395.4045, 395.405, 401.30, 401.35 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: April 8, 2013, 2:00 p.m. EDST

PLACE: Florida Department of Health, 4052 Bald Cypress Way, Building 4052, Conference Room 301B, Tallahassee, Florida

Participation in this hearing will be available via conference call at the following conference call number and code: Conference Call: (888)387-8686; Passcode: 2062357

If a hearing is requested, a confirmation notice for the hearing will be provided in the Traumacomm Listserv and additional videoconference site locations will be scheduled and posted on the Trauma Program website at the link indicated above. To subscribe to the Trauma Program's Weekly Newsletter: Traumacomm, visit: http://ww7.doh.state.fl.us/mailman/listinfo/office_of_trauma.

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: Aaron Harmon at (850)245-4440, Ext. 2483 or via email at aaron_harmon@doh.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lisa VanderWerf-Hourigan, (850)245-4440, Ext. 2776, lisa_vanderwerf-hourigan@doh.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

64J-2.006 Trauma Registry and Trauma Quality Improvement Program.

(1) Instructions for completing and submitting data are defined in the Florida Trauma Registry Manual, February 2008, which is incorporated by reference and available from the department as defined in subsection 64J-2.001(4), F.A.C.

(2) All verified trauma centers must maintain membership in the American College of Surgeons Trauma Quality Improvement Program.

PROPOSED EFFECTIVE DATE: July 1, 2013.

Rulemaking Authority 395.405 FS. Law Implemented 395.3025(4)(f), 395.401, 395.4015, 395.402, 395.4025, 395.404, 395.4045, 395.405, 401.30, 401.35 FS. History—New 8-3-88, Amended 12-10-92, 11-30-93, Formerly 10D-66.103, Amended 7-14-99, 11-19-01, 6-3-02, 6-9-05, 4-25-06, 7-8-08, Formerly 64E-2.018, Amended 11-5-09, 7-1-13.

NAME OF PERSON ORIGINATING PROPOSED RULE: Lisa VanderWerf-Hourigan, M.S.

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 30, 2012

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF STATE

Division of Cultural Affairs

RULE NO.: IT-1.040
 RULE TITLE: Fast Track Grants
 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. 50, March 13, 2013 issue of the Florida Administrative Register.

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

IT-1.040 Fast Track Grants.

(1) This rule provides the requirements for the Fast Track Grants Program administered by the Division of Cultural Affairs (Division). The guidelines contain eligibility requirements, application review procedures, evaluation criteria, grant administration procedures, and application forms. All grant awards are subject to the approval of the Secretary of State.

(2) All grant applicants must meet the requirements set forth in the ~~2013-2014~~ ~~2012-2013~~ guidelines for the Fast Track Grants Program, which are available from the Division at www.Florida-arts.org and are hereby incorporated by reference.

(3) The following application form is available from the Division at www.Florida-arts.org and is hereby incorporated by reference: Fast Track Grants Program Application (Form CA2E157), effective 6/2012.

(4) The following forms are used in the administration of the Fast Track Grant Program in this rule and are hereby incorporated by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-01468>.

(a) Grant Report Form and State Funds Expenditure Log (Form CA2E004), effective 5/2013 ~~6/2012~~;

(b) Grant Amendment Request (Form CA2E002), effective 5/2013 ~~6/2012~~;

(c) Grant Award Agreement (Form CA2E142), effective 6/2012.

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-1.039 Supplemental Educational Services
 in Title I Schools

NOTICE OF CONTINUATION

Notice is hereby given that the above rule, as noticed in Vol. 39, No. 14, January 22, 2013 Florida Administrative Register has been continued from March 19, 2013 to April 16, 2013.

DEPARTMENT OF MANAGEMENT SERVICES

Commission on Human Relations

RULE NO.: RULE TITLE:
60Y-7.001 Complaints

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 39, No. 40, February 27, 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**

NONE

**Section VI
Notices of Meetings, Workshops and Public
Hearings**

DEPARTMENT OF EDUCATION

The Florida Rehabilitation Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 3, 2013, 9:00 a.m. - 11:00 a.m.

PLACE: Conference call number (888)670-3525, conference code (7923533220)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Rehabilitation Council Executive Committee, General Business.

A copy of the agenda may be obtained by contacting: Roy Cosgrove at (850)245-3317.

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 Roy Cosgrove at (850)245-3317. 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).

For more information, you may contact Roy Cosgrove at (850)245-3317.

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council

The North Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: March 28, 2013, 6:00 p.m.

PLACE: Holiday Inn Hotel and Suites, Olustee Room, 213 Southwest Commerce Boulevard, Lake City, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (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.

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council

The North Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: March 28, 2013, 7:30 p.m.

PLACE: Holiday Inn Hotel and Suites, Suwannee Room, 213 Southwest Commerce Boulevard, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955.2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (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.

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council
 The North Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: March 28, 2013, 6:30 p.m.
 PLACE: Holiday Inn Hotel and Suites, Olustee Room, 213 Southwest Commerce Boulevard, Lake City, Florida
 GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Program Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (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.

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council
 The North Central Florida Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: March 28, 2013, 6:00 p.m.
 PLACE: Holiday Inn Hotel and Suites, Suwannee Room, 213 Southwest Commerce Boulevard, Lake City, Florida
 GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District
 The South Florida Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: March 26, 2013, 10:00 a.m.
 Special meeting of the Everglades Technical Oversight Committee (TOC).

PLACE: South Florida Water Management District Headquarters, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Special meeting of the Everglades Technical Oversight Committee (TOC). Topic: Central Everglades Planning Project Water Quality to Everglades National Park

A copy of the agenda may be obtained by contacting: (1) District Website (<http://www.sfwmd.gov/toc>) or (2) by writing to Kim Chuirazzi, South Florida Water Management District, Mail Stop 4442, P.O. Box 24680, West Palm Beach, FL 33416-4680.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting the District Clerk's Office, (561)682-2087. 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).

For more information, you may contact: Dr. Garth Redfield, Water Quality Bureau, (561)682-6611, South Florida Water Management District, MSC 4410, PO Box 24680, West Palm Beach, FL 33416-4680.

DEPARTMENT OF ELDER AFFAIRS

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

DATE AND TIME: Tuesday, April 2, 2013, 9:00 a.m. – 11:00 a.m. (EST).

PLACE: Conference call: (888)670-3525, conference code: 2532 8588 95

GENERAL SUBJECT MATTER TO BE CONSIDERED: The work of the Purple Ribbon Task Force and its committees will be discussed.

A copy of the agenda may be obtained by contacting: Danielle Bist, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000, (850)414-2140, bistd@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: Danielle Bist, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000, (850)414-2140, bistd@elderaffairs.org. 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).

For more information, you may contact: Danielle Bist, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000, (850)414-2140, bistd@elderaffairs.org.

DEPARTMENT OF ELDER AFFAIRS

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

DATE AND TIME: Thursday, April 4, 2013, 9:00 a.m. - 11:00 a.m. (EST)

PLACE: Conference call: (888)670-3525, conference code: 2532 8588 95

GENERAL SUBJECT MATTER TO BE CONSIDERED: The work of the Purple Ribbon Task Force and its committees will be discussed.

A copy of the agenda may be obtained by contacting: Danielle Bist, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000, (850)414-2140, bistd@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: Danielle Bist, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000, (850)414-2140, bistd@elderaffairs.org. 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).

For more information, you may contact: Danielle Bist, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000, (850)414-2140, bistd@elderaffairs.org.

DEPARTMENT OF HEALTH

Board of Chiropractic

The Board of Chiropractic Medicine Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, April 16, 2013, 1:15 p.m., at meet me number (888)670-3525, participate code 9238150597.

PLACE: Department of Health, 4042 Bald Cypress Way, Tallahassee, Florida 32399-3257

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases that have been previously heard by the panel.

A copy of the agenda may be obtained by contacting: Sherra W Causey, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Sherra W Causey. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

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

DEPARTMENT OF HEALTH

Board of Optometry

The Board of Optometry announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, April 11, 2013, 12:30 p.m., at meet me number (888)670-3525, participate code 9238150597

PLACE: Department of Health, 4042 Bald Cypress Way, Tallahassee, Florida 32399-3257

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Sherra W Causey, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257 or by accessing the web site at: www.doh.state.fl.us/mqa/optometry/index.html.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Sherra W Causey. 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 any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

DEPARTMENT OF HEALTH

Board of Pharmacy

The Board of Pharmacy announces public meetings to which all persons are invited.

DATE AND TIME: Tuesday, April 2, 2013, 9:00 a.m. and Wednesday, April 3, 2013, 8:00 a.m.

PLACE: Hilton Hotel Carillon Park, 950 Lake Carillon Drive, St. Petersburg, FL 33716, (727)540-0050

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board business.

A copy of the agenda may be obtained by contacting the Board of Pharmacy website: http://www.doh.state.fl.us/mqa/pharmacy/ph_meeting.html under "Agendas and Notices" 7 days prior to the meeting date. You may also contact: Board of Pharmacy, (850)245-4292.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting the Board of Pharmacy at (850)245-4292. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

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

For more information, you may contact the Board of Pharmacy, 4052 Bald Cypress Way, C-04, Tallahassee, FL 32399-3254, (850)245-4292.

DEPARTMENT OF HEALTH

Board of Pharmacy

The Probable Cause Panel of the Board of Pharmacy announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, March 28, 2013, 9:00 a.m.

PLACE: Conference call number (888)670-3525, conference code 5134896685

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting the Florida Board of Pharmacy at (850)245-4292.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting the Florida Board of Pharmacy at (850)245-4292. 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 any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: The Florida Board of Pharmacy at (850)245-4292.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Agency for Persons with Disabilities

The Agency for Persons with Disabilities announces a public meeting to which all persons are invited.

DATE AND TIME: March 26, 2013, 1:30 p.m.

PLACE: Agency for Persons with Disabilities, 4030 Esplanade Way, Conference Room 301, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: An Interagency Workshop, co-chaired by Department of Juvenile Justice (DJJ) and Agency for Persons with Disabilities (APD), is being held to develop recommendations to be presented at the April 9th, 2013 meeting of the Children and Youth Cabinet. A copy of the agenda may be obtained by contacting: Edith Washington, (850)414-6582.

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: Edith Washington, (850)414-6582. 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).

NORTHWOOD SHARED RESOURCE CENTER

The Northwood Shared Resource Center (NSRC), Finance and Audit Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 18, 2013, 9:00 a.m. – 11:00 a.m.

PLACE: Department of Juvenile Justice, Knight Building, CR 1219, 2737 Centerview Drive, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The March 18, 2013 Finance Meeting has been cancelled.

A copy of the agenda may be obtained by contacting: Jane Geier, jane.geier@nsrc.myflorida.com, (850)487-9442.

For more information, you may contact: Jane Geier, jane.geier@nsrc.myflorida.com, (850)487-9442.

NORTHWOOD SHARED RESOURCE CENTER

The Northwood Shared Resource Center (NSRC) Operational Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 4, 2013, 1:30 p.m. - 3:30 p.m.

PLACE: NSRC Conference Room 2020, 1940 North Monroe Street, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval of Minutes, Updates on - Solar Winds Timeline Discussion, Test Plan for NSRC Proxy/Loadbalancer Replacement and AHCA's Backup Proposal.

A copy of the agenda may be obtained by contacting: Kellie Allen, kellie.allen@nsrc.myflorida.com, (850)921-9964.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Kellie Allen, kellie.allen@nsrc.myflorida.com, (850)921-9964. 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 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: Kellie Allen, kellie.allen@nsrc.myflorida.com, (850)921-9964.

NORTHWOOD SHARED RESOURCE CENTER

The Northwood Shared Resource Center (NSRC) Board of Trustees announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 21, 2013, 1:30 p.m. – 3:30 p.m.

PLACE: DBPR, 1940 North Monroe Street, Professions Board Room, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Trustees Meeting for March 21, 2013 has been cancelled.

A copy of the agenda may be obtained by contacting: Jane Geier, jane.geier@nsrc.myflorida.com, (850)487-9442.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Jane Geier, jane.geier@nsrc.myflorida.com, (850)487-9442. 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 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: Jane Geier, jane.geier@nsrc.myflorida.com, (850)487-9442.

SOIL AND WATER CONSERVATION DISTRICTS

The South Dade Soil & Water Conservation District announces a public meeting to which all persons are invited.

DATE AND TIME: March 21, 2013, 9:30 a.m.

PLACE: USDA Florida Service Center, 1450 North Krome Ave Suite 102, Florida City, FL 33034

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular agenda items for presentation to the Board of Supervisors: District reports and projects, MIL, and Ag Lab.

A copy of the agenda may be obtained by contacting (305)242-1288.

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: (305)242-1288. 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).

For more information, you may contact: SDSWCD, 1450 N. Krome Ave. Suite 102, Florida City, FL 33035, (305)242-1288, southdadeswcd@southdadeswcd.org.

FLORIDA SURPLUS LINES SERVICE OFFICE

The Florida Surplus Lines Service Office, Board of Governors announces a public meeting to which all persons are invited.

DATE AND TIME: July 23, 2013, 1:00 p.m.

PLACE: Ponte Vedra Inn & Club, 200 Ponte Vedra Blvd, Ponte Vedra, FL 32082

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly Business meeting.

A copy of the agenda may be obtained by contacting: Georgie Barrett, gbarrett@fslso.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: Jessica Brown at (800)562-4496 or via email at jbrown@fslso.com. 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).

FLORIDA SURPLUS LINES SERVICE OFFICE

The Florida Surplus Lines Service Office, Board of Governors announces a public meeting to which all persons are invited.

DATE AND TIME: April 15, 2013, 1:00 p.m.

PLACE: 1441 Maclay Commerce Drive, Suite 200, Tallahassee, FL 32312.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly business meeting.

A copy of the agenda may be obtained by contacting: Georgie Barrett at (800)562-4496 or via email, gbarrett@fslso.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: Jessica Brown at (800)562-4496 or via email jbrown@fslso.com. 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).

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

DEPARTMENT OF FINANCIAL SERVICES

Finance

RULE NO.: RULE TITLE:

69V-40.066: Application Procedure for a Mortgage Lender Branch Office License

NOTICE IS HEREBY GIVEN that has issued an order disposing of the petition for declaratory statement filed by on March 15, 2013. The following is a summary of the agency's disposition of the petition:

OFFICE OF FINANCIAL REGULATION Division of Consumer Finance NOTICE IS HEREBY GIVEN THAT the Office of Financial Regulation has issued an order disposing of the petition for declaratory statement filed by Jim Petros, Esq., on behalf of Carrington Mortgage Services, LLC. on March 12, 2013. The following is a summary of the agency's disposition of the petition: The Notice of Petition for Declaratory Statement was published on the January 9, 2013, Vol. 39, No. 6, Florida Administrative Weekly. The petitioner requested the Office's opinion as to the application of Subsection 494.001(3) Florida Statutes, to the activities of Carrington Mortgage Services, LLC. and specifically whether Petitioner is required to apply for and obtain a Florida Branch License if the location only performs underwriting activities by way of W2 underwriter employees. The division entered its Order Closing File based on the Petitioner's request to withdraw the Petition for Declaratory Statement on March 12, 2013. A copy of the Order may be obtained by contacting: Agency Clerk, during normal business hours, Monday through Friday, except legal holidays, at the Office of Financial Regulation, P.O. Box 8050, Tallahassee, FL 32314-8050, (850)410-9889. Please refer all comments to: Cheryl L. Wolf, Esq., at the above-listed address, email: Cheryl.Wolf@flofr.com

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

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

NONE

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

NONE

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

NONE

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

NONE

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Office of Energy

RESEARCH & DEVELOPMENT BIOENERGY
GRANT PROGRAM

The Florida Department of Agriculture and Consumer Services (FDACS) is seeking grant applications from Florida colleges and universities for research and development projects in Florida relating to bioenergy technologies and innovative technologies that significantly reduce fossil fuel consumption for transportation and/or electric generation. It is anticipated that approximately \$3.9 million will be available for the Research and Development (R&D) Bioenergy Grant Program. The Department may have the option to allocate additional

funds to the Program, subject to availability. For matching funds, the minimum allowable amount for an application to be eligible for consideration for award shall be 25% of the total project costs. In addition, matching funds must be expended in concurrence with grant funds.

Grant applications and instructions may be obtained on the internet at <http://www.freshfromflorida.com/offices/energy/>. Grant applications must be received by Friday, April 19, 2012, at 5:00 p.m. Eastern Standard Time in order to be considered. FDACS reserves the right, at its sole discretion, to suspend or amend the provisions of this NOFA during the application period. If such an action occurs, FDCAS will post revisions to the NOFA on its website, <http://www.freshfromflorida.com/offices/energy/>.

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District
RFP 12/13-006 Financial Software System

The Suwannee River Water Management District is conducting a Request for Proposals (RFP) for a Financial Software System. Proposers should be individuals or firms that provide financial software, installation, data conversion, training and maintenance and support services. This software system must be comprehensive and should provide modules that will provide a platform for Accounts Payable, Accounts Receivable, General Ledger, Budget Forecasting, Payroll/Human Resources, Fixed Asset, Procurement, Contracts, Time Entry, Project Tracking, Cash Management and Customized Reporting. Requirements for this RFP are detailed more specifically in the request for proposals document which may be obtained by logging on to www.mysuwanneeriver.com or by contacting Gwen Lord at (386)647-3164.

Proposed Schedule

March 15, 2013	Release of Request for Proposal.
March 25, 2013	Questions from proposers to be submitted in writing by 5:00 p.m.
March 28, 2013	Answers to proposers' questions posted
April 10, 2013	Proposals due prior to 3:00 p.m. at District Headquarters in Live Oak. Opening will occur at this time. *
April 24, 2013	Selection Committee meeting at 10:00 a.m. at District Headquarters in Live Oak. *
May 21, 2013	Presentation by short-listed firms made between 1:00 p.m. and 4:00 p.m. at District Headquarters in Live Oak.
June 11, 2013	Approval of Top-Ranked Firm by Governing Board at 9:00 a.m. District Headquarters in Live Oak. *

* Denotes a public meeting. All times denote Eastern Standard Time (EST).

DEPARTMENT OF ENVIRONMENTAL PROTECTION
BDC35-12/13 Myakka River State Park – Clay Gully Bridge Repairs

**NOTICE OF INVITATION TO BID
STATE OF FLORIDA**

DEPARTMENT OF ENVIRONMENTAL PROTECTION
BID NO. BDC 35-12/13

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Construction is soliciting formal competitive bids from Certified or Registered Contractors licensed to work in the jurisdiction for the project listed below.

PROJECT NAME: Myakka River State Park – Clay Gully Bridge Repairs

SCOPE OF WORK: The Contractor shall provide the necessary labor, materials, equipment, and supervision required to provide stabilization and scour control of the Clay Gully Bridge and asphalt pavement repairs. Pursuant to Executive Order 07-126 and Section 255.252(3), F.S. the Department requires the proposed project be designed and constructed in accordance with green building standards where applicable.

PROJECT BUDGET: \$150,000.00

PARK LOCATION: Myakka River State Park, 13208 State Rd. 72, Sarasota, Florida (9 miles east of Sarasota on SR 72)

PROJECT MANAGER: Randall Strange, Bureau of Design & Construction, 3540 Thomasville Road, Tallahassee, Florida 32309, (850)488-5372, (Ext 118), fax number (850)488-1141.

INSTRUCTIONS: Documents for this bid will be available for download on Monday, March 18, 2013. Any firm desiring a Project Manual for this project may obtain directions by emailing susan.maynard@dep.state.fl.us and mike.renard@dep.state.fl.us. If preferred, a compact disk (CD) containing the plans and specifications can be obtained by calling the Contracts Section at (850)488-5372, (Ext. 145, Ext. 131) or emailing the addresses above.

MINORITY BUSINESS REQUIREMENT: The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

PREQUALIFICATION: When the total Bid including Alternates exceeds \$200,000, each Bidder whose field is governed by Chapter 399, 455, 489, or 633, Florida Statutes, for licensure or certification, must submit the following prequalification data of their eligibility to submit bids 240 hours (10 days) PRIOR TO the Bid Opening date, unless the Bidder has been previously qualified by the Department of Environmental Protection for the current biennium (July 1 –

June 30) of odd numbered years in accordance with subsection 60D-5.004(2), F.A.C., as evidenced by a letter from DEP to the Bidder, which letter shall be presented to DEP upon request. If the Department requires clarification or additional information, Bidder shall submit such information by 120 hours (5 days) prior to Bid Opening. Material submitted after those deadlines shall disqualify the Bidder.

ADA REQUIREMENTS: Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact Michael Renard with the Bureau of Design and Construction at (850)488-5372 at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling (800)955-8771 (TDD) or (800)955-8770 (Voice).

E-VERIFY: Vendor/Contractor shall utilize the U.S. Department of Homeland Security's E-Verify system to confirm the employment eligibility of all persons employed by the Vendor/Contractor during the term of the Contract to perform employment duties within Florida and all persons, including subcontractors, assigned by the Vendor/Contractor to perform work pursuant to the contract with the Department.

BID SUBMITTAL DUE DATE: No later than 3:30 p.m. (ET), Tuesday, April 16, 2013, to the below address: Florida Department of Environmental Protection, Bureau of Design and Construction, 3540 Thomasville Road, Tallahassee, Florida 32309, Attention Michael Renard, Construction Projects Administrator, Bureau of Design and Construction, (850)488-5372. The Department reserves the right to reject any or all bids.

BID POSTING DATE: No later than 4:00 p.m. (ET), Tuesday, April 23, 2013 unless extended by the Department for good cause.

NOTICE OF RIGHTS; Notice of Intent to Protest the Bid Specifications must be filed with (received by) the Agency Clerk, Lea Crandall, Department of Environmental Protection, Office of General Counsel, MS 35, 3900 Commonwealth Blvd., Tallahassee FL 32399-3000, (850)245-2242, Fax (850)245-2303, Lea.Crandall@dep.state.fl.us during the 72-hour period after Bid Specifications are posted on the Vendor Bid System. Failure to file a Notice of Intent to Protest or a formal, written Protest in accordance with Rule 28-110, F.A.C., within ten days after the 72-hour period ends, as prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of your right to an administrative hearing on the Bid Specifications under Chapter 120, Florida Statutes. Rules for bid protests can be found in Sections 120.569 and

120.57, F.S., and Chapter 28-110, Florida Administrative Code. A bid protester shall comply with these statutes and rules.

VISIT FLORIDA

VISIT FLORIDA is looking for diverse and enthusiastic Floridians who know and love Florida, and who can develop content and an online following around their interests. Deadline for submissions is March 31, 2013. For more information visit <http://visitflorida.org/rfp>.

**Section XII
Miscellaneous**

DEPARTMENT OF ENVIRONMENTAL PROTECTION
State Revolving Fund Program

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTICE

St. Johns County

The Florida Department of Environmental Protection has determined that the St. Johns County's project involving replacement of the existing water meters with fixed base meters and flex net system, rehabilitation of well 1 at the Inlet Beach water treatment plant, replacement of high service pumps at the Marsh Landing water treatment plant, and replacement of high service pumps and addition of variable frequency drive at the Plantation water treatment plant will not adversely affect the environment. The total cost of the project is estimated to be \$6,742,410. The project may qualify for Drinking Water State Revolving Fund monies composed of federal funds and state funds. Public comment must be received at the address below within 30 days of this notice. A full copy of the Florida Categorical Exclusion Notification can be obtained by writing to: Venkata Panchakarla, Department of Environmental Protection, State Revolving Fund Program, 2600 Blair Stone Road, MS#3505, Tallahassee, Florida 32399-2400, via email to venkata.panchakarla@dep.state.fl.us, or by calling (850)245-8366.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Office of the Secretary

Notice of Evaluation of CPI Grant Applications

The State of Florida Department of Environmental Protection, Florida Coastal Management Program (FCMP), announces the results of the evaluation of eligible Coastal Partnership Initiative (CPI) applications. Thirty-two eligible applications were received in response to the Request for Applications published August 31, 2012 and were reviewed and evaluated according to the process described in Rule 62S-4.007, F.A.C. The applications have been ranked in the following order, beginning with the highest score.

Rank	Project	Applicant	FCMP Funds Requested
1	Building Coastal Stewardship at Barrier Island Center	Sea Turtle Conservancy/Brevard Co.	15,000
2	D.J. Wilcox Coastal Access & Restoration, Phase 2	St. Lucie County	30,000
3	Florida Keys Coastal Resource Stewardship	Reef Relief/City of Key West	15,000
4	Warm Mineral Springs Creek Phase II Restoration	Sarasota County	11,176
5	Working Toward Resilient Communities, Broward County	Broward County	14,989
6	Jupiter Beach Park Restoration/Enhancement Project	Palm Beach County	30,000
7	Jupiter Waterway Trail Initiative	Town of Jupiter	10,000
8	Invasive Species Removal, Miami Marine Stadium Marina	City of Miami	28,975
9	Hatchett Creek Invasive Species Removal	City of Venice	30,000
10	Cedar Cove (King's Bay) Restoration Project	City of Crystal River	26,000
11	Charlotte Harbor Buffer Preserve Restoration Planning	Lee County	15,000
11	Beaches-Greenway Public Access, Way Finding & Signage	City of Fernandina Beach	15,000
11	ADA Pedestrian/Bicycle Trail at Tideviews Preserve	City of Atlantic Beach	20,000
14	Bakersfield Drive Wetland Restoration & Kayak Launch	City of Jacksonville	30,000
15	Historic Lighthouse: Construct Foundation Project	City of Port St. Joe	30,000
16	Santa Rosa County Sea Turtle Education & Stewardship	Santa Rosa County	15,000
17	Oceanfront Park Observation Boardwalk, Phase 3	City of Marathon	30,000
18	Griffis Landing Maritime Aquaculture & Education Center	Brevard County	30,000
19	Lakes by the Bay Park Canoe and Kayak Launch	Town of Cutler Bay	30,000
20	Bayview Avenue Boardwalk & Signage Enhancement	City of Panama City	25,000
21	U.S. 1 Scenic Corridor & Shoreline Walkway	City of Melbourne	30,000
22	Sebastian Working Waterfront - Historic Museum	City of Sebastian	10,000
23	Keep Brevard Beautiful Adopt-A-Shore Program	Keep Brevard Beautiful/Cocoa Beach	15,000
24	Deadman's Island Oyster Breakwater Project	City of Gulf Breeze	30,000
25	City of Oak Hill Waterfront Revitalization	City of Oak Hill	10,000
25	Cedar Point Environmental Education Center Display	Charlotte County	15,000
27	Cocoa Village Riverfront Connector Plan	City of Cocoa	15,000
28	Lantana Intracoastal Park Implementation	Town of Lantana	30,000
29	Pensacola CNG System	City of Pensacola	30,000
30	Martin County Beach Cleaning Task Force	Martin County	15,000
31	Estuary Park Improvements	City of Palmetto	15,000
32	American Beach Historic Park	Nassau County	40,000

Funding of any application is subject to the amount of federal coastal zone management funds awarded to the FCMP and the amount allocated to the CPI by the FCMP. Because of the uncertainty of future funding due to the federal budget sequestration, FCMP is engaging top-ranked applicants to determine the appropriateness of funding projects with existing funds. Top-ranked applicants that are unable to utilize existing funds will be included in the FCMP's FY 2013-14 annual cooperative application to the National Oceanic and Atmospheric Administration (NOAA) to the extent that FCMP's allocation for CPI within the expected award allows. The final decision whether or not to fund these projects is expected to be made by NOAA in summer of 2013. Should additional existing funds be identified prior to the FY14 Request for CPI Applications, FCMP will seek to fund the next highest ranked projects not funded by one of the two earlier efforts.

Any person whose substantial interests are affected may request a hearing pursuant to Section 120.569, Florida Statutes, within 21 days of publication of this notice. Failure to request a hearing within the applicable time period shall constitute a waiver of the right to a hearing. Questions regarding the CPI evaluation process should be directed to Susan Goggin at (850)245-2161 or by sending an email to Susan.Goggin@dep.state.fl.us.

DEPARTMENT OF HEALTH
Board of Nursing

Emergency Action

On March 14, 2013, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Damian Johnathan Slifer, RN, License # RN 9310464. 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

Emergency Action

On March 14, 2013, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Julie A Smith, PS, License # PS 22736. 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.

Section XIII
Index to Rules Filed During Preceding Week

NOTE: The above section will be published on Tuesday beginning October 2, 2012, unless Monday is a holiday, then it will be published on Wednesday of that week.
