

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF HEALTH

Board of Medicine

RULE NOS.:	RULE TITLES:
64B8-45.001	General Requirements
64B8-45.002	Continuing Education Approval
64B8-45.005	Performance of Pro Bono Services

PURPOSE AND EFFECT: The Board proposes the rule amendments to remove auditing of licensee continuing education requirements, add continuing education credit for preceptor, and increase credits for pro bono services.

SUBJECT AREA TO BE ADDRESSED: Continuing education auditing and credit hours

RULEMAKING AUTHORITY: 456.013(7), (8), (9); 468.507 FS.

LAW IMPLEMENTED: 456.013(7), (8), (9); 468.514; 468.515 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: Allen Hall, Executive Director, Department of Health, 4052 Bald Cypress Way Bin #C05, Tallahassee, Florida 32399-0797

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

Section II

Proposed Rules

DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NOS.:	RULE TITLES:
12B-4.013	Conveyances Subject to Tax
12B-4.014	Conveyances Not Subject to Tax
12B-4.054	Exempt Transactions

PURPOSE AND EFFECT: The Supreme Court of the United States concluded that 11 U.S.C. Section 1146(a) affords a stamp-tax exemption only to transfers made pursuant to a Chapter 11 bankruptcy plan that has been confirmed under 11 U.S.C. Section 1129 (Florida Department of Revenue v. Piccadilly Cafeterias, Inc., 554 U.S. 33 (2008)).

The purpose of the proposed amendments to Rule Chapter 12B-4, F.A.C. (Documentary Stamp Tax), is to clarify the application of documentary stamp tax to the issuance, transfer, or exchange of a security, or the making or delivery of an instrument of transfer pursuant to Section 1146(a) under a bankruptcy plan confirmed under 11 U.S.C. Section 1129.

SUMMARY: The proposed amendments to Rule 12B-4.013, F.A.C. (Conveyances Subject to Tax), and Rule 12B-4.014, F.A.C. (Conveyances Not Subject to Tax), clarify that a document that transfers Florida real property pursuant to a bankruptcy plan under 11 U.S.C. Section 1129 after the bankruptcy plan has been confirmed is not subject to documentary stamp tax and that transfers prior to confirmation of the plan are subject to tax.

The proposed amendments to Rule 12B-4.054, F.A.C. (Exempt Transactions), clarify that a promissory note or other written obligation to pay money, bond, mortgage, trust deed, security agreement, or other evidence of indebtedness filed or recorded in Florida issued pursuant to a bankruptcy plan under 11 U.S.C. Section 1129 after the plan has been confirmed is not subject to documentary stamp tax.

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: 1) no requirement for the Statement of Economic Regulatory Costs (SERC) was triggered under Section 120.541(1), F.S.; and 2) based on past experiences with activities for providing clarification of the taxability of documents transferring an interest in real property prior to and after confirmation of bankruptcy, the adverse impact or regulatory cost, if any, do not exceed nor would exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 201.11, 213.06(1) FS.

LAW IMPLEMENTED: 201.01, 201.02, 201.08, 201.09, 201.10, 201.11, 201.21, 201.22, 201.23, 201.24, 517.32 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: May 21, 2013, 10:00 a.m.
 PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1220, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Tammy Miller at (850)617-8347. 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: Tim Phillips, Revenue Program Administrator, Technical Assistance and Dispute Resolution, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-7224

THE FULL TEXT OF THE PROPOSED RULE IS:

12B-4.013 Conveyances Subject to Tax.

(1) through (18) No change.

~~(19) Transfer in Bankruptcy: Sale of real property by trustees, debtors, or receivers in federal bankruptcy proceedings is subject to tax unless the transfer is made pursuant to a plan confirmed under Section 1129 of the Bankruptcy Code, is a precondition or is essential to the confirmation of the plan, or is necessary to consummate or implement a confirmed plan. The debtor must be a party to the transfer. If the bankruptcy court does not ultimately confirm the plan under 11 U.S.C. Section 1129, the transfer would not be exempt pursuant to 11 U.S.C. Section 1146(e), and would be subject to tax. (1932 Op. Att’y. Gen. Fla. 1931 Biennial Report, Page 1039 (Sept. 14, 1932)) (11 U.S.C. Section 1146(e); In re Jacoby-Bender, Inc., 758 F.2d 840 (2d Cir. 1985); In re Smoss Enterprises Corp., 54 Bankr. 950 (E.D.N.Y. 1985)).~~

~~Cross Reference — subsections 12B-4.014(15), 12B-4.054(30), F.A.C.~~

(20) through (29) renumbered (19) through (28) No change.

Rulemaking Authority 201.11, 213.06(1) FS. Law Implemented 201.01, 201.02 FS. History—Revised 8-18-73, Formerly 12A-4.13, Amended 12-11-74, 2-21-77, 5-23-77, 12-26-77, 7-3-79, 9-16-79, 11-29-79, 3-27-80, 12-23-80, 12-30-82, Formerly 12B-4.13, Amended 12-5-89, 6-4-90, 2-13-91, 2-16-93, 10-18-94, 12-30-97, 7-28-98, 1-4-01, 5-4-03, 4-5-07, _____.

12B-4.014 Conveyances Not Subject to Tax.

(1) through (14) No change.

(15) Confirmed Transfer in Bankruptcy Plan: A document that transfers an interest in Florida ~~Sale of real property by trustees, debtors or receivers in federal bankruptcy proceedings is subject to tax unless the transfer is made pursuant to a Chapter 11 plan that was confirmed under Section s: 1129 of~~

~~the Bankruptcy Code; (Title 11 U.S.C.) prior to the date of is a precondition or essential to the confirmation of the plan, or is necessary to consummate or implement a confirmed plan and the debtor is a party to the transfer is not taxable. A document that transfers Florida real property prior to confirmation of the bankruptcy plan is subject to tax. If the bankruptcy court does not ultimately confirm the plan under 11 U.S.C. § 1129, the transfer would not be exempt pursuant to 11 U.S.C. § 1146(e), and would be subject to tax. (11 U.S.C. Section §1146(a)(e); Florida Department of Revenue v. Piccadilly Cafeterias, Inc., 554 U.S. 33 (2008)). In re Jacoby-Bender, Inc., 758 F.2d 840 (2d Cir. 1985); In re Smoss Enterprises Corp., 54 Bankr. 950 (E.D.N.Y. 1985)).~~

Rulemaking Authority 201.11, 213.06(1) FS. Law Implemented 201.01, 201.02 FS. History—Revised 8-18-73, Formerly 12A-4.14, Amended 2-21-77, 12-26-77, 12-23-80, Formerly 12B-4.14, Amended 12-5-89, 6-4-90, 2-13-91, 2-16-93, 10-18-94, 12-30-97, 1-4-01, 4-14-09, _____.

12B-4.054 Exempt Transactions.

(1) through (29) No change.

(30) Confirmed Bankruptcy Plan: A Under 11 U.S.C. 1146(e), the issuance, transfer, or exchange of a promissory note, bond or other written obligation to pay for the payment of money, bond, or the making, delivery or recordation of a mortgage, trust deed, security agreement or other evidence of indebtedness filed or recorded in Florida issued, is exempt from the documentary stamp tax if it is done pursuant to a Chapter 11 plan which was confirmed by the federal bankruptcy court under 11 U.S.C. Section 1129 of the Bankruptcy Code (Title 11 U.S.C.), prior to the date of the issuance is not taxable, is a precondition or essential to the confirmation of the plan, or is necessary to consummate or implement a confirmed plan and the debtor is a party to the transaction. If the bankruptcy court does not ultimately confirm the plan under 11 U.S.C. 1129, the transfer would not be exempt pursuant to 11 U.S.C. 1146(e), and would be subject to tax. (In re Baldwin League of Independent Schools, 110 Bankr. 125 (S.D.N.Y. 1990)). However, the bankruptcy exemption under (11 U.S.C. Section 1146(a)(e); Florida Department of Revenue v. Piccadilly Cafeterias, Inc., 554 U.S. 33 (2008)). does not apply to a mortgage or trust deed given to a third-party lender by a non-debtor purchaser of real property from a seller in bankruptcy, even if the sale is pursuant to a confirmed plan. (In re Eastmet Corporation, 907 F. 2d 1487 (4th Cir. 1990))

~~Cross Reference — subsections 12B-4.013(22) and 12B-4.014(15), F.A.C.~~

Rulemaking Authority 201.11, 213.06(1) FS. Law Implemented 201.01, 201.08, 201.09, 201.10, 201.11, 201.21, 201.22, 201.23, 201.24, 517.32 FS. History—Revised 8-18-73, Formerly 12A-4.54, Amended 2-21-77, 11-29-79, 3-5-80, 4-11-80, 7-27-80, 12-23-80, 2-12-81, Formerly 12B-4.54, Amended 3-30-81, 12-3-81, 12-29-86, 12-5-89, 2-13-91, 10-18-94, 12-30-97, 7-28-98, 1-4-01, 5-4-03, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Tim Phillips, Revenue Program Administrator, Technical Assistance and Dispute Resolution, Department of Revenue, P.O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-7224

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 2, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: A Notice of Proposed Rule Development was published in the Florida Administrative Weekly on July 20, 2012 (Vol. 38, No. 29, p. 2906), to advise the public of the proposed changes to Rule Chapter 12B-4, F.A.C. (Documentary Stamp Tax), and to provide that, if requested in writing, a rule development workshop would be held on August 8, 2012. No request was received by the Department. No written comments were received by the Department.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE NOS.:	RULE TITLES:
61-20.011	Citations
61-20.012	Mediation

PURPOSE AND EFFECT: The purpose of these rules is to establish the disciplinary violations for which licensed community association managers and community association management firms may receive a citation. Furthermore, these rules establish violations which may proceed through the disciplinary process through mediation rather than through the disciplinary process.

SUMMARY: The proposed rules establish the disciplinary violations for which licensed community association managers and community association management firms may receive a citation and those violations which may proceed through the disciplinary process through mediation rather than through the disciplinary process.

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.

No SERC was required for Rule 61-20.012, F.A.C. The following is a Summary of the Statement of Estimated Regulatory Costs created for Rule 61-20.011, F.A.C., approved by the Department:

- The rule is not likely to directly or indirectly have an adverse impact on economic growth; private-sector job creation or employment, or private-sector investment in excess of \$1 million in the aggregate within 5 years after the implementation of the rules.
- The rule is not likely to directly or indirectly have an adverse impact on business competitiveness, including the ability of persons doing business in the state to compete with persons doing business in other states or domestic markets, productivity, or innovation in excess of \$1 million in the aggregate within 5 years after the implementation of the rules.
- The rule is not likely to directly or indirectly to increase regulatory costs, including any transaction costs, in excess of \$1 million in the aggregate within 5 years after the implementation of the rules.
- The number of individuals and entities likely to be required to comply with the rule based on the number of licensed Community Association Managers will be approximately 252.
- The department will not incur any costs for implementing or enforcing the proposed rule.
- There will be no cost to any other state and local government entities of implementing the proposed rule.
- The total estimated costs to the licensees in a 5 year period is not in excess of \$1 million in the aggregate within 5 years after the implementation of the rule.
- The estimated number of small businesses that would be subject to the rule is between 1000-4999.
- There is no small county or small city that will be impacted by the rule.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department prepared a SERC for Rule 61-20.011 F.A.C., and determined that it did not exceed any of the criteria established in Section 120.541(2)(a), F.S. The Department conducted an analysis of proposed Rule 61-20.012, F.A.C., potential economic impact and determined that it did not exceed any of the criteria established in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 468.4315(3), 455.2235(1), 455.224, 455.225 FS.

LAW IMPLEMENTED: 120.695, 455.2235(1), 455.224, 455.225 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: R. Kathleen Brown-Blake, Assistant General Counsel, Office of the General Counsel, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399, (850)717-1244

THE FULL TEXT OF THE PROPOSED RULE IS:

61-20.011 Citations.

(1) Definitions. As used in this rule:

(a) "Citation" means an instrument which meets the requirements set forth in Section 455.224, F.S., and which is served upon a subject for the purpose of assessing a penalty in an amount established by this rule:

(b) "Subject" means the licensee, applicant, person, partnership, corporation, or other entity alleged to have committed a violation designated in this rule.

(2) In lieu of the disciplinary procedures contained in Section 455.225, F.S., the Department is hereby authorized to dispose of any violation designated herein by issuing a citation to the subject within six months after the filing of the complaint which is the basis for the citation.

(3) Citations shall be issued for the first two offenses of the same violation only.

(4) The Department shall issue a citation including a penalty for each applicable statutory or rule violation set forth below. The verbal identification of offenses are descriptive only; the full language of each statutory provision cited must be consulted in order to determine the conduct included:

<u>Statutory or Rule Violation</u>	<u>Description of Violation</u>	<u>Citation Amount for First Violation.</u>	<u>Citation Amount for Second Violation.</u>
<u>(a) Section 468.432(1), F.S.</u>	<u>Holding one's self out to the public as being able to manage a community association, or actively managing a community association with an inactive or delinquent license.</u>	<u>\$125</u>	<u>\$250</u>
<u>(b) Section 468.432(1), F.S.</u>	<u>Holding one's self out to the public as being able to manage a community association, or actively managing a community association with a void license or without being licensed to do so.</u>	<u>\$250</u>	<u>\$500</u>
<u>(c) Section 468.432(2), F.S.</u>	<u>Operating a community association management firm or holding the community association management firm out to the public as being able to engage in the business of community association management with an inactive or delinquent license.</u>	<u>\$125</u>	<u>\$250</u>
<u>(d) Section 468.432(2), F.S.</u>	<u>Unless otherwise permitted in Chapter 468, Part VIII, F.S., performing community association management services in a community association management firm which does not have a license or is working on a void license.</u>	<u>\$250</u>	<u>\$500</u>
<u>(e) Section 468.432, F.S.</u>	<u>Employing a person as a community association manager with an inactive or delinquent license.</u>	<u>\$125</u>	<u>\$250</u>
<u>(f) Rule 61E14-2.001(6)(b), F.A.C.</u>	<u>Failing to provide access to association records, for the purpose of inspecting or photocopying the same, to a person entitled to such by the law.</u>	<u>\$200</u>	<u>\$500</u>

<p><u>(g) Rule 61E14-2.001(6)(d), F.A.C.</u></p>	<p><u>Failing to maintain his or a management firm's records, or the records of any applicable community association, to the extent charged with the responsibility of maintaining records, in accordance with the laws and documents requiring or governing the records.</u></p>	<p><u>\$250</u></p>	<p><u>\$500</u></p>
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(5) Prior to issuance of the citation, the Department must confirm that the violation has been corrected or is in the process of being corrected. If the violation is a substantial threat to the public health, safety, and welfare, such potential for harm must be removed prior to issuance of the citation.

(6) Once the citation becomes a final order, the citation and complaint become a public record pursuant to Chapter 119, F.S., unless otherwise exempt from the provisions of Chapter 119, F.S. The citation and complaint may be considered as aggravating circumstances in future disciplinary actions.

(7) With regards to first offenses, the Department's Office of the General Counsel shall return any complaint, which fits the violation descriptions above, to the Division of Regulation for the issuance of a citation, where appropriate.

Rulemaking Authority 468.4315(3), 455.224 FS. Law Implemented 455.224 FS. History—New _____.

61-20.012 Mediation.

The following alleged violations may be resolved by mediation using the procedure adopted by the Department pursuant to Section 455.2235, F.S. and Chapter 61-34, F.A.C.:

(1) Subsection 61E14-2.001(2), F.A.C., Making an untrue statement of material fact or failing to state a material fact.

(2) Paragraph 61E14-2.001(4)(a), F.A.C., Failing to exercise due professional care in the performance of community association management services.

(3) Paragraph 61E14-2.001(4)(b), F.A.C., Knowingly failing to comply with the requirements of the documents by which the association is created or operated so long as such documents comply with the requirements of law.

(4) Paragraph 61E14-2.001(6)(a), F.A.C., Withholding possession of any original books, records, accounts, funds, or other property of a community association when requested by the community association to deliver the same to the association upon reasonable notice.

(5) Paragraph 61E14-2.001(6)(b), F.A.C., Denying access to association records, for the purpose of inspecting or photocopying the same, to a person entitled to such by the law.

(6) Paragraph 61E14-2.001(6)(d), F.A.C., Failing to maintain his or a management firm's records, and the records of any applicable community association, to the extent charged with the responsibility of maintaining records, in accordance with the laws and documents requiring or governing the records.

(7) Paragraph 61E14-2.001(8)(a), F.A.C., Committing acts of gross negligence or gross misconduct in the pursuit of community association management or any other profession for which a state or federal license is required or permitted.

(8) Section 455.227(1)(m), F.S., Making deceptive, untrue, or fraudulent misrepresentations, in or related to the practice of a profession, or employing a trick or scheme, in or related to the practice of a profession.

Rulemaking Authority 468.4315(3), 455.2235 FS. Law Implemented 455.2235 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Regulatory Council of Community Association Managers
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ken Lawson, Secretary, Department of Business and Professional Regulation
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 30, 2012 and February 8, 2013
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 28, 2012

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE NO.: 64B10-11.002
 RULE TITLE: Examination for Licensure
 PURPOSE AND EFFECT: The Board proposes the rule amendment to update the educational, training and experience requirements for eligibility for licensure as a Nursing Home Administrator.

SUMMARY: The educational, training and experience requirements for eligibility for licensure as a Nursing Home Administrator will be updated.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

at its meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.017, 468.1685(1), 468.1695(1), (2) FS.

LAW IMPLEMENTED: 456.017, 468.1695(1), (2), 468.1705 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: William Miller, Executive Director, Board of Nursing Home Administrators, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B10-11.002 Eligibility for Licensure.

(1) No change.

(2) To establish eligibility for licensure as a nursing home administrator by examination under Section 468.1695, F.S., the applicant must successfully pass the required examinations in subsection (1), and must provide that the applicant holds:

(a) A baccalaureate degree from an accredited college or university with a major in health care administration, health services administration, or an equivalent major, or has credit for at least 60 semester hours in subjects as defined under Rule 64B10-11.007, F.A.C.; and

1. Completed a college-affiliated or university-affiliated internship of at least 650 hours with a Board-approved preceptor in a skilled nursing facility that has at least 60 beds; or

2. Completed a 1,000-hour nursing home administrator-in-training program approved by the Board; or

(b) A baccalaureate degree from an accredited college or university; and

1. Completed a 2,000-hour nursing home administrator-in-training program approved by the Board; or

2. Has one year of direct management experience that was not in a training program or internship. The applicant must prove that he or she performed in the role of an ~~by performing~~ executive manager, performing the same duties and skills, expected of a Florida licensed nursing home administrator including, at a minimum, the primary direction of all facility departments of:

a. human resources, including recruiting, selecting, staffing, educating and developing managers so goals of each department are accomplished, and conducting performance appraisals for all department managers;

~~b. the staffing, budgeting, and directing of Rresident care;~~

~~c. Dietary;~~

d. ~~and~~ accounting/bookkeeping, including budgeting and internal controls;

e. Life safety;

f. Maintenance and housekeeping; and

g. Therapies programs, departments

All duties performed by an applicant under this subparagraph must be performed within a skilled nursing facility, hospital, hospice, assisted living facility with a minimum of 60 licensed beds, or geriatric residential treatment program of at least 60 beds. Each applicant who claims one year's direct management experience would be reviewed on a case-by-case basis by the full board. If, however, such experience is not in a skilled nursing facility the applicant must complete the requirements of a 1,000-hour nursing home administrator-in-training program approved by the Board.

(3) No change.

Rulemaking Specific Authority 456.017, 468.1685(1), 468.1695(1), (2) FS. Law Implemented 456.017, 468.1685(2) 468.1695(1), (2), 468.1705 FS. History--New 12-26-79, Amended 3-1-82, 7-29-82, Formerly 21Z-11.02, Amended 1-18-87, 6-2-87, 12-3-90, Formerly 21Z-11.002, 61G12-11.002, Amended 7-16-95, Formerly 59T-11.002, Amended 5-15-00, 11-6-02, 8-30-05, 11-8-07, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Nursing Home Administrators

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Nursing Home Administrators

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 29, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 2, 2013

DEPARTMENT OF HEALTH

Board of Orthotists and Prosthetists

RULE NO.: 64B14-4.003

RULE TITLE: Documentation of Eligibility for Licensure

PURPOSE AND EFFECT: Update application and put potential applicants on notice that time spent in residency or internship is valid only if registered with the Board.

SUMMARY: Updated application and notice of required registration

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 468.802 FS.

LAW IMPLEMENTED: 456.013(1), (7), 468.803 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: William Miller, Executive Director, Board of Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B14-4.003 Documentation of Eligibility for Licensure.

(1) In order to establish eligibility for licensure as an orthotist or prosthetist under Section 468.803(5)(a) or (b), F.S., the applicant must submit an Application for Licensure, form DH-MQA 1132, 3/2013 7/12, herein incorporated by reference, which is available at: <https://www.flrules.org/Gateway/reference.asp?No=Ref-01882> the Board's website: <http://www.doh.state.fl.us/mqa/OrthPros/index.html>, and provide:

(a) through (e) No change.

(f) Sections 468.803(4)(a)2., (4)(b)2., (5)(a)2., and (5)(b)2., F.S., require that an applicant for examination or license must first complete a 1 year qualified experience internship or residency. Experience gained in Florida, either through a residency or internship, is deemed "qualified" beginning only after the issuance date of a valid Registration to practice in Florida as either an intern or resident.

(2) through (4) No change.

Rulemaking Authority 468.802 FS. Law Implemented 456.013(1), (7), 468.803 FS. History—New 12-10-98, Amended 11-11-02, 11-1-05, 9-21-06, 4-19-09, 4-12-10, Amended 6-19-12, 11-13-12, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Orthotists and Prosthetists
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Orthotists and Prosthetists
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 7, 2013
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 4, 2013

Section III Notices of Changes, Corrections and Withdrawals

AGENCY FOR HEALTH CARE ADMINISTRATION

Cost Management and Control

RULE NO.:	RULE TITLE:
59B-17.001	Diabetes Outpatient Self-Management Training and Educational Services Standards

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. 25, February 6, 2013 issue of the Florida Administrative Register.

The following changes have been made to the proposed rule.

59B-17 DIABETES OUTPATIENT SELF-MANAGEMENT TRAINING AND EDUCATIONAL SERVICES STANDARDS

59B-17.001 Requirements.

All health insurance policies, group health insurance policies and health maintenance contracts subject to the requirements of sections 627.6408, 627.65745 and 641.31, F.S., shall provide, if the patient's treating provider ~~physician~~ or a provider ~~physician~~ who specializes in the treatment of diabetes certifies that such services are necessary:

Diabetes outpatient self-management training and education services based on the current standards endorsed by the American Diabetes Association as outlined in the "National Standards for Diabetes Self-Management Education and Support" published in Diabetes Care, -September 20, 2012, ~~and subsequent annual updates~~, which is ~~are~~ incorporated by reference. Copies of these standards are available from the Agency for Health Care Administration, Bureau of Managed Health Care, 2727 Mahan Drive, Mail Stop 26, Tallahassee, FL, 32308, or the American Diabetes Association at 1701 North Beauregard Street, Alexandria, VA 22311.

Rulemaking Authority 627.6408(3), 627.65745(3), 641.31(26) FS. Law Implemented 627.6408, 627.65745, 641.31 FS. History—New _____.

Section IV Emergency Rules

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER13-25
 RULE TITLE: LOTTO LOVE Promotion

SUMMARY: This emergency rule describes the LOTTO LOVE Promotion that will begin on April 22, 2013, and continue through May 12, 2013.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER13-25 LOTTO LOVE Promotion.

(1) Beginning Monday, April 22, 2013, through Sunday, May 12, 2013, the Florida Lottery will conduct the LOTTO LOVE Promotion. Players who purchase a single FLORIDA LOTTO™ or FLORIDA LOTTO with XTRA ticket of \$5 or more will receive a \$25 instant winner coupon or an entry voucher with a unique number that can be entered into a drawing on the Florida Lottery’s website for a chance to win up to \$250,000.

(2) Qualifying FLORIDA LOTTO ticket purchases will produce \$25 instant winner coupons or entry vouchers from the beginning of the promotion period until 10:40 p.m. on May 12, 2013.

(3) Instant \$25 Cash Prize Coupon.

(a) When a FLORIDA LOTTO ticket is produced that entitles the player to an instant prize of \$25, a “winner” audio message will play on the terminal and the FLORIDA LOTTO ticket will contain a Lottery prize alert symbol and a message that the ticket holder is an instant winner. Cancellation of a qualifying FLORIDA LOTTO ticket will cancel an instant winner coupon unless the instant winner coupon has been redeemed. Once the instant winner coupon is redeemed, the FLORIDA LOTTO ticket cannot be cancelled. Should an issue arise concerning the transaction and/or prize, it is the player’s responsibility to seek resolution of the issue with the retailer and the Lottery prior to leaving the retail location.

(b) Winners can redeem a \$25 instant winner coupon at any Florida Lottery retailer or any Florida Lottery office, or call (850)487-7777 [TDD (850)487-7784] for instructions on how to claim the instant winner coupon by mail.

(c) Winners must redeem instant winner coupons by July 11, 2013.

(d) Approximately 7,500 \$25 instant winner coupons will be produced.

(4) Vouchers. The entry voucher will be attached to the bottom of the FLORIDA LOTTO ticket. To enter an entry voucher number in a LOTTO LOVE drawing, players must

enter on the Lottery’s website at www.flalottery.com. On the home page of the Lottery’s website, players can click on the LOTTO LOVE banner and follow the directions. The entry voucher number is located at the bottom on the front of the entry voucher. Players are to enter the first 13-digits of the 19-digit entry voucher number. A player will be able to enter his or her entry voucher numbers beginning at the top of the hour after the FLORIDA LOTTO ticket is purchased. A player entering an entry voucher number prior to the top of the hour after purchase will be directed to return at a later time to enter his or her entry voucher number in the drawing. Neither FLORIDA LOTTO tickets nor \$25 instant winner coupons can be used for entry in the drawings. The odds of winning are dependent upon the number of entries received. Entry vouchers should not be mailed to the Lottery unless players are contacted by the Florida Lottery and requested to do so. Entry vouchers or tickets received in the mail by the Florida Lottery will not be entered in the drawing and will not be returned. Cancellation of a qualifying FLORIDA LOTTO ticket will also cancel the associated entry voucher and the entry voucher number will be ineligible for entry into a LOTTO LOVE Promotion drawing. Entry voucher numbers associated with a cancelled FLORIDA LOTTO ticket that are entered into a LOTTO LOVE Promotion drawing will be disqualified.

(5) Drawings. Two weekly computerized drawings will be held. The first weekly drawing will be held on Monday, April 29, 2013, and the second weekly drawing will be held on Monday, May 6, 2013. Winners will be randomly selected from entries submitted during the entry periods shown below. Players may enter as many times as they wish during the contest period. However, each valid voucher number may only be used one time, for one entry into one weekly drawing. Additionally, one grand prize drawing will be held on Monday, May 13, 2013. All entries submitted between April 22, 2013, and midnight on May 12, 2013, will also be included in the grand prize drawing. The drawing dates and entry periods are as follows:

Drawing	Drawing Date	Entry Period (The entry submission deadline is midnight ET on the last day of the entry period)
Week #1	Monday, April 29, 2013	April 22, 2013 – April 28, 2013
Week #2	Monday, May 6, 2013	April 29, 2013 – May 5, 2013
Grand Prize	Monday, May 13, 2013	April 22, 2013 – May 12, 2013

In each of the two weekly drawings, two winners will win a first prize of \$25,000, five winners will win a second prize of \$2,500 and twenty-five winners will win a third prize of \$250. In the grand prize drawing, two winners will win a grand prize

of \$250,000, five winners will win a first prize of \$25,000, twenty-five winners will win a second prize of \$2,500 and two hundred fifty winners will win a third prize of \$250.

(a) Weekly Drawings. In each of the two weekly drawings, the first and second valid entries drawn will win a first prize. The third through the seventh valid entries drawn will win a second prize and will be used in the order in which they are claimed to select an alternate first prize winner in the event a first prize cannot be awarded. The eighth through the thirty-second valid entries drawn will win a third prize. Alternate winners will not be selected for second and third prizes.

(b) Grand Prize Drawing. In the grand prize drawing, the first and second valid entries drawn will win a grand prize. The third through the seventh valid entries drawn will win a first prize and will be used in the order in which they are claimed to select an alternate grand prize winner in the event a grand prize cannot be awarded. The eighth through the thirty-second valid entries drawn will win a second prize and will be used in the order in which they are claimed to select an alternate first prize winner in the event a first prize cannot be awarded. The thirty-third through the two hundred eighty-second valid entries drawn will win a third prize. Alternate winners will not be selected for second and third prizes.

(c) All entries are subject to validation by the Florida Lottery and may be disqualified if eligibility requirements are not met.

(6) Notification.

(a) Weekly Drawing Notification. The Florida Lottery will attempt to notify each first, second and third prize winner in each weekly drawing by telephone, U.S. mail or email using the contact information provided in the winner's registration data no later than one week after the winners are drawn.

1. First Prize. If the Florida Lottery is unable to contact a first prize winner within three weeks of the date of the drawing, the winner will forfeit his or her right to claim the prize and the Florida Lottery will award the prize to an alternate winner. This process will continue until an alternate is contacted or the Florida Lottery has exhausted the list of available alternates. If the Lottery is unable to contact an alternate, the first prize will not be awarded. An alternate winner will be awarded the difference in cash between the first and second prizes.

2. Second Prize. If the Florida Lottery is unable to contact a second prize winner within three weeks of the date of the drawing, the winner will forfeit his or her right to claim the prize. A second prize winner who forfeits his or her right to claim a second prize will also forfeit his or her right to serve as an alternate for a first prize.

3. Third Prize. If the Florida Lottery is unable to contact a third prize winner within three weeks of the date of the drawing, the winner will forfeit his or her right to claim the prize and the prize will not be awarded.

(b) Grand Prize Drawing Notification. The Florida Lottery will attempt to notify each grand, first, second and third prize winner in the grand prize drawing by telephone, U.S. mail or email using the contact information provided in the winner's registration data no later than one week after the winners are drawn.

1. Grand Prize. If the Florida Lottery is unable to contact a grand prize winner within three weeks of the date of the drawing, the winner will forfeit his or her right to claim the prize and the Florida Lottery will award the prize to an alternate winner. This process will continue until an alternate is contacted or the Florida Lottery has exhausted the list of available alternates. If the Lottery is unable to contact an alternate, the grand prize will not be awarded. An alternate winner will be awarded the difference in cash between the grand and first prizes.

2. First Prize. If the Florida Lottery is unable to contact a first prize winner within three weeks of the date of the drawing, the winner will forfeit his or her right to claim the prize and the Florida Lottery will award the prize to an alternate winner. This process will continue until an alternate is contacted or the Florida Lottery has exhausted the list of available alternates. If the Lottery is unable to contact an alternate, the first prize will not be awarded. An alternate winner will be awarded the difference in cash between the first and second prizes.

3. Second Prize. If the Florida Lottery is unable to contact a second prize winner within three weeks of the date of the drawing, the winner will forfeit his or her right to claim the prize. A second prize winner who forfeits his or her right to claim a second prize will also forfeit his or her right to serve as an alternate for a first prize.

4. Third Prize. If the Florida Lottery is unable to contact a third prize winner within three weeks of the date of the drawing, the winner will forfeit his or her right to claim the prize and the prize will not be awarded.

(7) How to Claim a Prize.

(a) To claim a grand, first or second prize in a LOTTO LOVE drawing, the winner must submit to the Florida Lottery the original valid entry voucher bearing the unique number selected in the drawing. Without such voucher, the winner will forfeit his or her right to claim a prize. Winners must submit the valid entry voucher along with a completed Winner Claim Form DOL-173-2, revised 02/11, or DOL-173-2S, revised 02/11, and a copy of acceptable identification. Forms DOL-173-2 and DOL-173-2S are hereby incorporated by reference and can be obtained from any Lottery office, from the Lottery's website, www.flalottery.com, or by writing to: Florida Lottery, Customer Service, 250 Marriott Drive, Tallahassee, Florida 32399-4016. The claim form must be received by the Florida Lottery no later than one week after the winner is notified by the Florida Lottery that he or she is a winner. If the Florida Lottery has not received the claim form

by the seventh day after notification, the winner will forfeit his or her right to claim the prize. If the forfeited prize is a grand prize or first prize, the Florida Lottery will award the prize to an alternate winner as described in subsections (5) and (6) above.

(b) To claim a third prize in a LOTTO LOVE drawing, the winner must submit to the Florida Lottery the original valid entry voucher bearing the unique number selected in the drawing. Without such voucher, the winner will forfeit his or her right to claim a prize. Winners must submit the valid entry voucher along with a copy of acceptable identification. The documents must be received by the Florida Lottery no later than one week after the winner is notified by the Florida Lottery that he or she is a winner. If the Florida Lottery has not received the documents by the seventh day after notification, the winner will forfeit his or her right to claim the prize.

(8) Award of LOTTO LOVE Promotion Prizes.

(a) Grand Prize. Upon receipt of a grand prize winner's required documentation, the Florida Lottery will award a prize of \$250,000, less applicable tax withholding.

(b) First Prize. Upon receipt of a first prize winner's required documentation, the Florida Lottery will award a prize of \$25,000, less applicable tax withholding.

(c) Second Prize. Upon receipt of a second prize winner's required documentation, the Florida Lottery will award a prize of \$2,500.

(d) Third Prize. Upon receipt of a third prize winner's required documentation, the Florida Lottery will award a prize of \$250.

(9) Except as specifically mentioned herein, all federal, state and/or local taxes or other fees on LOTTO LOVE Promotion prizes will be the responsibility of the winner. Federal income taxes are required to be withheld from a prize awarded to a nonresident alien claimant at the rate of thirty percent (30%) pursuant to applicable provisions of the Internal Revenue Code.

(10) If the winner of a grand, first or second prize is identified as owing an outstanding debt to a state agency or child support collected through a court, the debt will be collected in accordance with Section 24.115, Florida Statutes.

(11) The prizewinners in each drawing will be posted on www.flalottery.com, on the day of the drawing.

(12) The right to claim a prize cannot be assigned to another person or entity.

(13) All prizes are subject to the provisions of Chapter 24, Florida Statutes, and rules promulgated thereunder. Prizes will be paid in accordance with the rule of the Florida Lottery governing payment of prizes. Copies of the current prize payment rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

(14) Players must be at least 18 years of age. Persons prohibited by Section 24.116, Florida Statutes, from purchasing a Florida Lottery ticket are not eligible to play.

(15) A player entering the LOTTO LOVE Promotion is deemed to have granted permission for the Florida Lottery to photograph and/or videotape and record the prizewinner with or without prior notification and to use the name, photograph, videotape, and/or recording of the prizewinner for advertising or publicity purposes without additional compensation.

(16) The LOTTO LOVE Promotion drawings shall be public, held in Tallahassee, Florida, and witnessed by an accountant employed by an independent certified public accounting firm.

Rulemaking Authority 24.105(9), 24.109(1) FS. Law Implemented 24.105(9), 24.115(1) FS. History—New 4-19-13.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: April 19, 2013

DEPARTMENT OF THE LOTTERY

RULE NO.:	RULE TITLE:
53ER13-26	Miami Heat Playoff Experience Promotion

SUMMARY: This rule describes the Miami Heat Playoff Experience Promotion.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32301

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER13-26 Miami Heat Playoff Experience Promotion.

(1) Beginning Monday, April 22, 2013, through Wednesday, June 5, 2013, the Florida Lottery will conduct the Miami Heat Playoff Experience Promotion (or "Promotion"). Retailers in the Lottery's Fort Myers, West Palm Beach and Miami Sales Districts will be included in the Promotion. During the promotion period, players who purchase a single \$10.00 or more POWERBALL® or POWERBALL with POWERPLAY® ticket at a Florida Lottery (or "Lottery") retailer location in the districts specified above will receive a voucher with a unique number that can be entered into one of two drawings on the Florida Lottery's website for a chance to win Miami Heat team prizes.

(2) To enter a voucher number into the Miami Heat Playoff Experience Promotion, players must enter on the Lottery's website at www.flalottery.com. On the home page of the Lottery's website, players can click on the Miami Heat Playoff banner and follow the directions. Players can also access the Lottery's website to enter a voucher number via the Miami Heat's website at www.miamiheat.com.

(3) The entry voucher will be attached to the bottom of the POWERBALL ticket. The voucher entry number is located at the bottom on the front of the voucher. Players are to enter the first 13-digits of the 19-digit voucher entry number. Qualifying POWERBALL ticket purchases will produce entry vouchers from the beginning of the promotion period until 10:40 p.m. ET on June 5, 2013. A player will be able to enter his or her voucher entry numbers beginning at the top of the hour after the POWERBALL ticket is purchased. A player entering a voucher entry number prior to the top of the hour after purchase will be directed to return at a later time to enter his or her voucher entry number into the drawing. POWERBALL tickets cannot be used for entry into the drawings. The odds of winning are dependent upon the number of entries received. Entry vouchers should not be mailed to the Lottery unless players are contacted by the Florida Lottery and requested to do so. Entry vouchers or tickets received in the mail by the Florida Lottery will not be entered into the drawing and will not be returned.

(4) Two computerized drawings will be held on two separate drawing dates and will include entries submitted by midnight ET on the last day of the entry period for each drawing. Entries will be good for one drawing only. The drawing schedule is:

Drawing	Drawing Date	Entry Period (The entry submission deadline is midnight ET on the last day of the entry period)
1	Friday, May 17, 2013	April 22, 2013 – May 15, 2013
2	Friday, June 7, 2013	May 16, 2013 v June 5, 2013

Players may enter as many times as they wish during the Promotion. However, each valid voucher entry number may only be used one time, for one entry into one drawing.

(5) Miami Heat Playoff Experience Drawings.

In each drawing, the first entry selected will win the grand prize, the second entry selected will win the first prize, the third entry selected will win the second prize, the fourth through sixth entries selected will each win a third prize, the seventh through ninth entries selected will each win a fourth prize, the tenth through twelfth entries selected will each win a fifth prize, the thirteenth through fifteenth entries selected will each win a sixth prize and the sixteenth through eighteenth entries selected will each win a seventh prize. An additional ten alternates will be selected and used in the order in which they are drawn and in the order of need to fulfill a grand, first, second, third, fourth or fifth prize in the event that a grand,

first, second, third, fourth or fifth prize cannot be awarded. A total of eighteen prizes will be awarded in each drawing for a grand total of thirty-six prizes to be awarded in the Promotion.

(6) Notification. The prize winners in each drawing will be posted on www.flalottery.com on the day of the drawing. The Florida Lottery will attempt to notify each grand, first, second, third, fourth, fifth, sixth and seventh prize winner by telephone, U.S. mail or e-mail using the contact information provided in the winner’s registration data no later than twenty-four hours, excluding Saturdays and Sundays, after the winners are posted on the Florida Lottery’s website.

(a) Grand Prize Winner – If the Florida Lottery is unable to have telephone contact with the grand prize winner within three business days of the date of the drawing, the winner will forfeit his or her right to claim the prize, and the Florida Lottery will award the prize to the first alternate winner as described in subsection (5). If the Florida Lottery is unable to contact the first alternate winner within two business days, the alternate winner will forfeit his or her right to claim the prize and the Florida Lottery will award the prize to a second alternate winner. This notification process will continue until an alternate is contacted or the Florida Lottery has exhausted the list of available alternates. If the Florida Lottery is unable to contact an alternate winner, the prize will not be awarded.

(b) If the Lottery is unable to have telephone contact with a first, second, third, fourth or fifth prize winner within three weeks of the date of the drawing, the winner will forfeit his or her right to claim the prize and the Florida Lottery will award the prize to the first available alternate winner as described in subsection (5) above. If the Florida Lottery is unable to contact the first available alternate winner within one week, the alternate winner will forfeit his or her right to claim the prize and the Florida Lottery will award the prize to the second available alternate winner. This notification process will continue until an alternate is contacted or the Florida Lottery has exhausted the list of available alternates. If the Florida Lottery is unable to contact an alternate winner, the prize will not be awarded.

(c) The Florida Lottery will attempt to notify each sixth and seventh prize winner by telephone, U.S. mail or email using the contact information provided in the winner’s registration data no later than seven business days after the winner is drawn in order to confirm the winner’s mailing address. If the Florida Lottery is unable to contact a sixth or seventh prize winner within sixty days of the date of the drawing, the winner will forfeit his or her right to claim the prize and the prize will not be awarded.

(d) All entries are subject to validation by the Florida Lottery and may be disqualified if eligibility requirements are not met.

(7) How to claim a prize.

(a) To claim the grand prize in a drawing, a winner must submit to the Florida Lottery the original valid voucher bearing the unique number selected in the drawing, a completed Winner Claim Form DOL-173-2, revised 02/11, or DOL-173-2S, revised 02/11, a copy of acceptable identification as listed on www.flalottery.com, and any and all required releases. Forms DOL-173-2 and DOL-173-2S are hereby incorporated by reference and can be obtained from any Lottery office, from the Lottery's website, www.flalottery.com, or by writing to: Florida Lottery, Customer Service Division, 250 Marriott Drive, Tallahassee, Florida 32399-4016. The required forms must be received by the Florida Lottery no later than three business days after the winner is notified by the Lottery that he or she is a winner. If the Florida Lottery has not received the required forms by the third day after notification, the winner will forfeit his or her right to claim the prize and the Florida Lottery will award the prize to an alternate winner in accordance with subsection (5) and paragraph (6)(a) above.

(b) To claim a first, second, third, fourth or fifth prize in a drawing, a winner must submit to the Florida Lottery the original valid voucher bearing the unique number selected in the drawing along with a Winner Claim Form, required releases and identification referenced in (7)(a) above. The required documentation must be received by the Florida Lottery no later than one week after the winner is notified by the Lottery that he or she is a winner. If the Florida Lottery has not received the required forms by the seventh day after notification, the winner will forfeit his or her right to claim the prize and the Florida Lottery will award the prize to an alternate winner in accordance with subsection (5) and paragraph (6)(b) above.

(c) Sixth and seventh prize winners are not required to submit the original valid voucher bearing the entry number selected in the drawing or the documentation listed in paragraph (7)(a) in order to claim the merchandise prize.

(8) Award of Prizes.

(a) Grand Prize.

1. Grand Prize - (2013 Miami Heat Playoff Fly Away Trip Package). Upon the Florida Lottery's receipt of a grand prize winner's required documentation, the Florida Lottery will award a prize of a 2013 Miami Heat Playoff Fly Away Trip Package ("Trip Package"). The Lottery will mail the grand prize winner a check for the cash portion of the prize along with a certificate describing the Trip Package and information necessary for the prizewinner to make reservations to fulfill the trip. The Trip Package includes the following: two tickets to one 2013 Miami Heat Playoff away game, round-trip airfare for two persons from any U.S. regional or international airport to the city in which the game is played, two nights' hotel stay (room and room tax only), and \$1,000 cash. The game shall be the first practicable Miami Heat playoff away game of the 2013 Miami Heat season after the prize is claimed by the

winner. However, the winner will have the option to attend a home game in Miami and forfeit the airfare and/or hotel portion of the prize package. If the playoff results prohibit the fulfillment of a trip to a 2013 playoff game in which Miami Heat plays, or if attendance by the winner at a 2013 playoff game in which Miami Heat plays is not practicable, the trip shall be to an away game (determined by Miami Heat) in the first round of playoffs in 2014 in which Miami Heat plays. The estimated retail value of the prize, including the cash portion, is \$6,000. The actual retail value of the prize is dependent upon the cost of airfare from the airport used by the winner to the airport in which the game is played. The Florida Lottery will pay applicable Federal income tax withholding on the actual retail value of the grand prize. The reportable taxable value of the grand prize is the actual retail value of the prize plus the value of the federal income tax withholding paid by the Lottery. The reportable taxable value of a grand prize is estimated at \$8,000.

2. A grand prize is not transferable or assignable without the express written consent of the Lottery. If the prizewinner advises the Lottery at the time the grand prize is claimed that he or she is unable to attend the 2013 Miami Heat playoff game, the grand prize winner may designate a proxy to use the airline ticket/hotel/game ticket portions of the grand prize in his or her stead; however, the cash portion of the prize will be paid to the grand prize winner and the entire value of the grand prize shall remain taxable to the grand prize winner. An alternate winner of a grand prize may designate a proxy to use the airline ticket/hotel/game ticket portions of the grand prize in his or her stead provided he or she advises the Lottery of such designation at the time of notification of his or her selection as an alternate.

3. A grand prize does not include travel (except as specified above), gratuities, parking fees, baggage fees, any items not expressly specified, meals or per diem for meals, incidentals, tips, and personal expenses such as telephone calls, valet service or laundry, etc., or revision, rebooking, transfer or cancellation fees that may be charged by the airline, hotel or other suppliers.

4. The Florida Lottery reserves the right, in its sole discretion, to substitute a different prize of comparable value should a grand prize become unavailable.

(b) First Prize (Season Tickets). Upon the Florida Lottery's receipt of a first prize winner's required documentation, the Lottery will award a prize of two Miami Heat home game season tickets for the 2013-2014 season. The winner will be provided a certificate with the necessary information to obtain the basketball tickets from the fulfillment entity. (Total value \$2,288).

(c) Second Prize (Court of Dreams). Upon the Florida Lottery's receipt of a second prize winner's required documentation, the Lottery will award a prize of the opportunity for the winner and nine guests to play 5 on 5

basketball in the American Airlines Arena while being coached by Miami Heat staff. The winner will be provided a certificate describing the Court of Dreams second prize along with the necessary information to schedule the event via the fulfillment entity. (Total value \$1,600).

(d) Third Prize (Heat Player Meet and Greet). Upon the Florida Lottery's receipt of a third prize winner's required documentation, the Lottery will award a prize of two tickets to a 2013-2014 regular season Miami Heat home game with a post-game meet and greet with a Miami Heat player. The winner will be provided a certificate with the necessary information to make arrangements for the post-game meet and greet and to obtain the basketball tickets from the fulfillment entity. (Total value \$1,200).

(e) Fourth Prize (Heat Legend Meet and Greet). Upon the Florida Lottery's receipt of a fourth prize winner's required documentation, the Lottery will award a prize of two tickets to a 2013-2014 regular Miami Heat season home game with a pre-game meet and greet with a Miami Heat legend. The winner will be provided a certificate with the necessary information to make arrangements for the pre-game meet and greet and to obtain the basketball tickets from the fulfillment entity. (Total value \$1,100).

(f) Fifth Prize (Basketball Clinic). Upon the Florida Lottery's receipt of a fifth prize winner's required documentation, the Lottery will award a prize of the opportunity for the winner and one guest to attend a Miami Heat basketball clinic facilitated by a Miami Heat legend at the American Airlines Arena. The winner will be provided a certificate with the necessary information to make arrangements for the clinic with the fulfillment entity. (Total value \$900).

(g) Sixth Prize (Autographed Basketball). Upon confirmation of a sixth prize winner's mailing address, the Florida Lottery will mail one basketball autographed by the entire Miami Heat team. (Total value \$500).

(h) Seventh Prize (Autographed Jersey). Upon confirmation of a seventh prize winner's mailing address, the Florida Lottery will mail one Miami Heat jersey autographed by a Miami Heat legend. (Total value \$100).

(9) Except as specifically mentioned herein, all federal, state and/or local taxes or other fees on the prizes will be the responsibility of the winner. Federal income taxes are required to be withheld from a prize awarded to a nonresident alien claimant at the rate of thirty percent (30%) pursuant to applicable provisions of the Internal Revenue Code. A nonresident alien claimant who is selected as a winner of a prize for which tax withholding is not paid by the Florida Lottery will be required to pay the withholding tax or forfeit the prize. The reporting and subsequent payment of any additional federal, state and/or local taxes shall be the responsibility of the nonresident alien winner.

(10) If the winner of a grand prize in a drawing is identified as owing an outstanding debt to a state agency or child support collected through a court, the debt will be collected in accordance with section 24.115, Florida Statutes. If the debt is an amount less than the cash portion of the prize, the non-cash portion of the prize and the cash portion of the prize less the amount owed shall be awarded. If the winner is identified as owing such a debt in an amount greater than the cash portion of the prize, the winner's entire cash portion of the prize will be applied toward the outstanding debt as provided in Section 24.115, Florida Statutes, and the winner will receive the remaining non-cash portion of the prize, if any.

(11) No cash option is available in lieu of the non-cash prizes.

(12) The right to claim a prize cannot be assigned to another person or entity.

(13) All prizes are subject to the provisions of Chapter 24, Florida Statutes, and rules promulgated thereunder. Prizes will be paid in accordance with the rule of the Florida Lottery governing payment of prizes. Copies of the current prize payment rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

(14) Players must be at least 18 years of age. Persons prohibited by Section 24.116, Florida Statutes, from purchasing a Florida Lottery ticket are not eligible to play.

(15) By entering the Miami Heat Playoff Experience Promotion, a player gives his or her permission for the Florida Lottery to provide the player's address and telephone number to the fulfillment entity for prize fulfillment purposes.

(16) A player entering the Miami Heat Playoff Experience Promotion is deemed to have granted permission for the Florida Lottery to photograph and/or videotape and record the prizewinner with or without prior notification and to use the name, photograph, videotape, and/or recording of the prizewinner for advertising or publicity purposes without additional compensation.

(17) The Miami Heat Playoff Experience Promotion drawings shall be public, held in Tallahassee, Florida, and witnessed by an accountant employed by an independent certified public accounting firm.

Rulemaking Authority 24.105(9), 24.109(1) FS. Law Implemented 24.105(9) FS. History--New 4-19-13.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: April 19, 2013

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-22.201: Year-Round Water Conservation Measures

The Southwest Florida Water Management District hereby gives notice that on April 19, 2013, it has issued an order granting a variance.

Petitioner's Name: University of South Florida – File Tracking No. 13-4149

Date Petition Filed: March 20, 2013

Rule No.: 40D-22.201, F.A.C.

Nature of the rule for which variance or waiver was sought: lawn and landscape irrigation

Date Petition Published in the Florida Administrative Register: March 22, 2013

General Basis for Agency Decision: Petitioner demonstrated substantial hardship and proposed an alternative means of achieving the purpose of the statute implemented by the rule.

A copy of the Order or additional information may be obtained by contacting Lois Sorensen, 7601 US Highway 301, Tampa, Florida 33637, (813)985-7481, x. 2298, water.variances@watermatters.org.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-22.201: Year-Round Water Conservation Measures

The Southwest Florida Water Management District hereby gives notice that on April 19, 2013, it has issued an order granting a variance.

Petitioner's Name: Parcel B – Pinnacle Homeowners' Association, Inc. – File Tracking No. 13-4146.

Date Petition Filed: March 5, 2013.

Rule Nos.: 40D-22.201 and 40D-21, F.A.C.

Nature of the rule for which variance or waiver was sought: lawn and landscape irrigation.

Date Petition Published in the Florida Administrative Register: March 7, 2013.

General Basis for Agency Decision: Petitioner demonstrated substantial hardship and proposed an alternative means of achieving the purpose of the statute implemented by the rule.

A copy of the Order or additional information may be obtained by contacting Lois Sorensen, 7601 US Highway 301, Tampa, Florida 33637, (813)985-7481, x. 2298, water.variances@watermatters.org.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

RULE NO.: RULE TITLE:

61G1-22.001: Interior Design Professional Experience Requirements

61G1-22.002: Schedule for Award of Interior Design Professional Experience

NOTICE IS HEREBY GIVEN that on April 4, 2013, the Board of Architecture and Interior Design received a petition for Susan Pridgen seeking a variance or waiver of subsection 61G1-22.002(1), Florida Administrative Code, which requires that applicants for licensure obtain the diversified interior design experience required by Section 481.209(2), F.S., with a registered interior designer (any state) or registered architect (any state) performing interior design services, unlicensed interior designer (outside of Florida) who has passed the NCIDQ (National Council for Interior Design Qualification) or the AID (American Institute of Designers) examination, or unlicensed interior designer (outside of Florida) who would have met the six-year experience grandfather requirement of Section 21, Chapter 88-383, Laws of Florida. Petitioner is also seeking a variance or waiver of subsection 61G1-22.001(1), Florida Administrative Code, which requires that the program of professional interior design experience required in Section 481.209(2), F.S., shall include training and experience under the direct supervision of a registered interior designer or registered architect performing interior design services in the following areas of practice: (a) Identifying, researching and creatively solving interior design problems. (b) Performing services including programming, design analysis, space planning and aesthetics. (c) Specialized knowledge of interior construction and supervision, building systems and components, interior fire safety and design for the disabled. (d) Specifying interior equipment, materials and furnishings. (e) Preparing interior drawings, specifications and documents.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juanita Chastain, Executive Director, Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0783. Comments on this petition should be filed with the Board of Architecture and Interior Design within 14 days of publication of this notice.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

The Construction Industry Licensing Board hereby gives notice of the issuance of an Order regarding the Petition for Variance or Waiver, filed on February 25, 2013, by Andre Perez. The Notice of Petition for Waiver or Variance was published in Vol. 39, No. 42, of the March 1, 2013, Florida Administrative Register. Petitioner sought a waiver or variance of Rule 61G4-16.005, F.A.C., limiting the period a passing

grade is valid for purposes of certification to 4 years and Rule 61G4-16.0015, F.A.C., the exemption from the business and finance test. The Board considered the instant Petition at a duly-noticed public meeting held on March 15, 2013, in Tampa, Florida.

The Board's Order, filed on April 9, 2013, granted the petition allowing Petitioner to use his inactive license to exempt him from the business and finance exam for the proposed license. (Petitioner subsequently has withdrawn his application for other reasons.)

A copy of the Order or additional information may be obtained by contacting Drew Winters, Executive Director, Construction Industry Licensing Board, Northwood Center, 1940 North Monroe Street, Tallahassee, Florida 32399, or telephone: (850)487-1395.

DEPARTMENT OF HEALTH

Board of Chiropractic

RULE NO.: RULE TITLE:

64B2-12.018: Delinquency Fee

NOTICE IS HEREBY GIVEN that on April 19, 2013, the Board of Chiropractic Medicine, received a petition for Jeremy Evan Sungren D.C. Petitioner is seeking a waiver or variance of Rule 64B2-12.018, Florida Administrative Code, which requires that a delinquent status license shall pay a delinquency fee of three hundred fifty dollars (\$350.00) when the licensee applies for active or inactive status.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Bill Miller, Executive Director, Board of Chiropractic Medicine/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257. Comments on this petition should be filed with the Board of Chiropractic Medicine within 14 days of publication of this notice.

DEPARTMENT OF HEALTH

Board of Massage Therapy

RULE NO.: RULE TITLE:

64B7-32.002: Proof of Graduation

NOTICE IS HEREBY GIVEN that on March 27, 2013, the Board of Massage Therapy, received a petition for JoAnn Marie Hopkins, seeking a variance or waiver, of Rule 64B7-32.002, Florida Administrative Code, asking the board to waive the requirement of an Official Transcript documenting training, as education requirements have been met. The Board will address this petition at its June 12, 2013 meeting.

Comments on this petition should be filed with the Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony Jusevitch, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, within 14 days of publication of this notice.

DEPARTMENT OF HEALTH

Board of Massage Therapy

NOTICE IS HEREBY GIVEN that on April 08, 2013, the Board of Massage Therapy, received a petition for Krista Perrod, seeking a variance or waiver, and is seeking the agency's approval for continuing education classes taken in Switzerland. The Petitioner seeks the board's approval for classes from a non-approved school in Switzerland, where Petitioner resides. The Board will address this petition at its June 12, 2013 meeting.

Comments on this petition should be filed with the Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony Jusevitch, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, within 14 days of publication of this notice.

Section VI

Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

The Pesticide Registration Evaluation Committee announces a public meeting to which all persons are invited.

DATE AND TIME: May 2, 2013, 9:00 a.m.

PLACE: Florida Department of Agriculture and Consumer Services, Bureau of Pesticides Conference Room, 3125 Conner Boulevard, Building 6, Room 606, Tallahassee, Florida, 32399-1650; (850)617-7940

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee discusses and makes recommendations on pesticide registration issues impacting human health and safety and the environment.

A copy of the agenda may be obtained by contacting: The Pesticide Registration Section, (850)617-7940 or from the PREC website at: <http://www.flaes.org/pesticide/pesticideregistration.html>.

For more information, you may contact: Mr. Charlie L. Clark, Administrator, Pesticide Registration Section, 3125 Conner Boulevard, Building 6, Room 601, Tallahassee, Florida, 32399-1650, (850)617-7940.

STATE BOARD OF ADMINISTRATION

The Compensation Subcommittee of the Investment Advisory Council (IAC) announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 29, 2013, 9:00 a.m. until conclusion of business

PLACE: The Hermitage Centre, Conference Room 116, 1801 Hermitage Boulevard, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Compensation Subcommittee of the IAC to continue the review of the consultant's recommendations and management's implementation plan resulting from the competitive market analysis. The IAC is guiding and overseeing a compensation study to ensure interests are aligned and human capital risk issues are prudently addressed.

A copy of the agenda may be obtained by contacting: Diane Bruce, State Board of Administration, (850)413-1253 or diane.bruce@sbafla.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 James Linn, (850)413-1166 or james.linn@sbafla.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).

STATE BOARD OF ADMINISTRATION

The Investment Advisory Council (IAC) announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 29, 2013, 10:00 a.m. until conclusion of business

PLACE: The Hermitage Centre, Conference Room 116, 1801 Hermitage Boulevard, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the IAC to consider the recommendations of the Compensation Subcommittee. The IAC is guiding and overseeing a compensation study to ensure interests are aligned and human capital risk issues are prudently addressed.

A copy of the agenda may be obtained by contacting: Diane Bruce, State Board of Administration, (850)413-1253 or diane.bruce@sbafla.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 James Linn, (850)413-1166 or

james.linn@sbafla.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).

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: May 16, 2013, 10:00 a.m.

PLACE: PCS Phosphate, 15843 Southeast 78th Street, White Springs, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida (District 3) Local Emergency Planning Committee.

A copy of the agenda may be obtained by contacting: Dwayne Mundy, Public Safety and Regulatory Compliance Program Director, North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, FL 32653.

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 calling (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: May 16, 201, 11:30 a.m.

PLACE: PCS Phosphate, 15843 Southeast 78th Street, White Springs, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida Regional Hazardous Materials Response Team Policy Board.

A copy of the agenda may be obtained by contacting: Dwayne Mundy, Public Safety and Regulatory Compliance Program Director, 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 calling (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: May 2, 2013, 12:00 Noon

PLACE: North Central Florida Regional Planning Council Office, 2009 NW 67th Place, Gainesville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Nominating 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 calling (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

Tampa Bay Regional Planning Council

The Tampa Bay Regional Planning Council's One Bay Livable Communities Working Group announces a public meeting to which all persons are invited.

DATE AND TIME: May 3, 2013, 9:00 a.m.

PLACE: 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the One Bay Livable Communities Working Group.

A copy of the agenda may be obtained by contacting: Mr. Avera Wynne, (727)570-5151, ext. 30 or avera@tbrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Ms. Wren Krahl, (727)570-5151, ext. 22 or

wren@tbrpc.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: Mr. Avera Wynne, (727)570-5151 ext. 30 or avera@tbrpc.org.

DEPARTMENT OF HEALTH

Office of Statewide Research

The Florida Department of Health-Institutional Review Board – Committee II announces a public meeting to which all persons are invited.

DATE AND TIME: May 8, 2013, 8:30 a.m.

PLACE: Capital Circle Office Complex, Building 2585, Conference Room 320P, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct review of new research studies involving human participants, modifications to existing studies, and continuing review of ongoing research to make sure research studies comply with regulations and the Department's ethical standards.

A copy of the agenda may be obtained by contacting: Donna West, Assistant Administrator, Institutional Review Board, (850)245-4034.

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 hours before the workshop/meeting by contacting: Donna West, Assistant Administrator, Institutional Review Board, (850)245-4034. 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: Donna West, Assistant Administrator, Institutional Review Board, (850)245-4034.

FISH AND WILDLIFE CONSERVATION COMMISSION

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

DATE AND TIME: May 6, 2013, 10:30 a.m. – 11:30 a.m.

PLACE: Fish and Wildlife Conservation Commission, Farris Bryant Building, Room 329, 620 South Meridian Street, Tallahassee, Florida 32399-1600 and the Florida Fish & Wildlife Research Institute, Room 2015-A, 100 8th Avenue S.E., St. Petersburg, Florida, 33701 Video conferencing will be used. Interested persons may participate through video conferencing by appearing in person at the Florida Fish & Wildlife Research Institute, Room 2015-A, 100 8th Avenue S.E., St. Petersburg, Florida, 33701 or the Fish and Wildlife Conservation Commission, Farris Bryant Building, Room 329, 620 South Meridian Street, Tallahassee, Florida 32399-1600.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the meeting of the Fish and Wildlife Research Institute Grants Program Committee to evaluate a proposal to undertake enhanced research and public outreach and educational programs at the Smithsonian Marine Station at Fort Pierce.

A copy of the agenda may be obtained by contacting: Ann Forstchen, Florida Fish and Wildlife Conservation Commission, 100 8th Ave. SE, St. Petersburg, FL 33701, (727)896-8626 or Ann.Forstchen@MyFWC.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The ADA Coordinator, at (850)617-9436. 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: Ann Forstchen, Florida Fish and Wildlife Conservation Commission, 100 8th Ave. SE, St. Petersburg, FL 33701, (727)896-8626 or Ann.Forstchen@myFWC.com.

NORTH FLORIDA TRANSPORTATION PLANNING ORGANIZATION

The North Florida Transportation Planning Organization announces a public meeting to which all persons are invited.

DATE AND TIME: May 2, 2013, 9:00 a.m.

PLACE: Board Room, North Florida TPO, 1022 Prudential Drive, Jacksonville, Florida 32207

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Duval County Transportation Disadvantaged Local Coordinating Board will hear concerns regarding the coordinated transportation system in conjunction with the Board's bi-monthly meeting.

A copy of the agenda may be obtained by contacting Ginny Montgomery at (904)306-7500.

For more information, you may contact Elizabeth De Jesus at (904)306-7505.

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, May 2, 2013, 1:30 p.m. – 3:30 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval of Minutes, Solar Winds Timeline Update, NSRC Linux Study and NSRC SOP Status Report.

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.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Donald A. Carter, In Re: The Marina at the Bluffs Condominium Association, Inc., Docket No. 2013017030, filed on April 17, 2013. The petition seeks the agency's opinion as to the applicability of Sections 718.110(1)(b) and 718.112(2)(h)(2), Florida Statutes as it applies to the petitioner.

Whether The Marina at the Bluffs Condominium Association may propose extensive amendments to the declaration and bylaws without strike through and underlining but by notation that "substantial rewording of the declaration or bylaw" under Sections 718.110(1)(b) and 718.112(2)(h)(2), Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Robin McDaniel, Division Clerk, at Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217; (850)717-1424; robin.mcdaniel@myfloridalicense.com.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202. Responses, motions to intervene, or requests for an agency hearing, §120.57(2), Fla. Stat., must be filed within 21 days of this notice.

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

STATE BOARD OF ADMINISTRATION
INVITATION TO NEGOTIATE

The State Board of Administration of Florida (the "SBA") has solicited competitive responses from vendors that are interested and qualified to provide real estate and strategic investments consultancy services. The Invitation to Negotiate (the "ITN") is available as of March 26, 2013, and may be obtained from the SBA's website at <http://www.sbafla.com> under "Vendors". The SBA reserves the right to reject any and all responses and to cancel the above ITN at any time. The SBA announces the following meeting dates, times and locations with respect to this ITN. A meeting will be held on April 25, 2013, to discuss the responses received, and to designate short-listed respondents for interviews (if necessary), and further consideration. A meeting will be held on May 14, 2013, to select a vendor to provide real estate and strategic

investments consultancy services. The above mentioned meetings are open to the public and shall take place at the times and location shown below.

TIME: Unless otherwise provided on the SBA's website, all meetings shall begin at 9:00 a.m. (EST) and continue until the meeting is concluded. The actual meeting dates and times will be posted on the SBA's website at <http://www.sbafla.com> at least 7 days prior to the meeting.

LOCATION: The meetings shall take place in the Hermitage Room (1st Floor), 1801 Hermitage Blvd., Tallahassee, Florida 32308.

Any changes to the above meeting dates and/or times (including the cancellation of any meeting) will be posted on the SBA's website at <http://www.sbafla.com> at least 7 days prior to the meeting.

Anyone requiring special accommodations to participate in any meeting or anyone wishing further information should contact: Tiffany Williams, (850)413-1146, tiffany.williams@sbafla.com or by mail: 1801 Hermitage Blvd., Suite 100, Tallahassee, Florida 32308.

Section XII
Miscellaneous

AGENCY FOR HEALTH CARE ADMINISTRATION
Certificate of Need

EXEMPTION

The Agency for Health Care Administration authorized the following exemption pursuant to Section 408.036(3), Florida Statutes:

County: Volusia District: 4
 ID # E130004 Decision: A Issue Date: 4/19/2013
 Facility/Project: Halifax Health Medical Center
 Applicant: Halifax Hospital Medical Center
 Project Description: Establish a five-bed Level III NICU
 Proposed Project Cost: \$150,000.00

DEPARTMENT OF FINANCIAL SERVICES
Division of Rehabilitation and Liquidation
NOTICE TO ALL POLICYHOLDERS, CREDITORS, AND
CLAIMANTS HAVING BUSINESS WITH UNIVERSAL
HEALTH CARE, INC.

IN THE CIRCUIT COURT OF THE SECOND JUDICIAL
CIRCUIT, IN AND FOR LEON COUNTY, FLORIDA
CASE NO.: 2013-CA-000375
In Re: The Receivership of UNIVERSAL HEALTH CARE,
INC. a Florida corporation authorized to transact an insurance
business in Florida.

NOTICE TO ALL POLICYHOLDERS, CREDITORS, AND
CLAIMANTS HAVING BUSINESS WITH UNIVERSAL
HEALTH CARE, INC.

You are hereby notified that by order of the Circuit Court of the Second Judicial Circuit, in and for Leon County, Florida, entered the 21st day of March, 2013, the Department of Financial Services of the State of Florida was appointed as Receiver of UNIVERSAL HEALTH CARE, INC. and was ordered to liquidate the assets of said company.

Policyholders, claimants, creditors, and other persons in this State having claims against the assets of UNIVERSAL HEALTH CARE, INC. shall present such claims to the Receiver on or before 11:59:59 p.m. on March 21, 2014, or such claims shall be forever barred.

Requests for forms for the presentation of such claims and inquiries concerning this Receivership should be addressed to: The Florida Department of Financial Services, Division of Rehabilitation and Liquidation, Receiver of UNIVERSAL HEALTH CARE, INC., 2020 Capital Circle, SE, Alexander Building, Suite 310, Tallahassee, Florida 32301. Additional information may be found at: www.myfloridacfo.com/division/receiver.

DEPARTMENT OF FINANCIAL SERVICES
Division of Rehabilitation and Liquidation
NOTICE TO ALL POLICYHOLDERS, CREDITORS, AND CLAIMANTS HAVING BUSINESS WITH UNIVERSAL HEALTH CARE INSURANCE COMPANY, INC.
IN THE CIRCUIT COURT OF THE SECOND JUDICIAL CIRCUIT, IN AND FOR LEON COUNTY, FLORIDA
CASE NO.: 2013-CA-000358
In Re: The Receivership of UNIVERSAL HEALTH CARE INSURANCE COMPANY, INC. a Florida corporation authorized to transact an insurance business in Florida.

NOTICE TO ALL POLICYHOLDERS, CREDITORS, AND CLAIMANTS HAVING BUSINESS WITH UNIVERSAL HEALTH CARE INSURANCE COMPANY, INC.

You are hereby notified that by order of the Circuit Court of the Second Judicial Circuit, in and for Leon County, Florida, entered the 22nd day of March, 2013, the Department of Financial Services of the State of Florida was appointed as Receiver of UNIVERSAL HEALTH CARE INSURANCE COMPANY, INC. and was ordered to liquidate the assets of said company.

Policyholders, claimants, creditors, and other persons in this State having claims against the assets of UNIVERSAL HEALTH CARE INSURANCE COMPANY, INC. shall present such claims to the Receiver on or before 11:59:59 p.m. on March 22, 2014, or such claims shall be forever barred.

Requests for forms for the presentation of such claims and inquiries concerning this Receivership should be addressed to: The Florida Department of Financial Services, Division of Rehabilitation and Liquidation, Receiver of UNIVERSAL HEALTH CARE INSURANCE COMPANY, INC., 2020 Capital Circle, SE, Alexander Building, Suite 310, Tallahassee, Florida 32301. Additional information may be found at: www.myfloridacfo.com/division/receiver.

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.
