

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NO.: 60S-4.009
 RULE TITLE: Benefits Payable After Termination
 PURPOSE AND EFFECT: To incorporate by reference a revised division form.

SUBJECT AREA TO BE ADDRESSED: Benefits payable after termination.

RULEMAKING AUTHORITY: 121.031, 121.052(14) FS.
 LAW IMPLEMENTED: 121.021, 121.052(5)(c), 121.055, 121.091 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Wednesday, May 8, 2013, 10:00 a.m. ET
 PLACE: Division of Retirement, Department of Management Services, Director's Conference Room, Suite 208, 1317 Winewood Blvd., Bldg. 8, 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: Beth Rissinger at (850)778-4404. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Garry Green, Operations and Management Consultant Manager, Department of Management Services, Division of Retirement, 1317 Winewood Blvd., Bldg. 8, Tallahassee, Florida

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

Section II

Proposed Rules

FISH AND WILDLIFE CONSERVATION COMMISSION

Vessel Registration and Boating Safety

RULE NO.: 68D-24.010
 RULE TITLE: Pinellas County Boating Restricted Areas

PURPOSE AND EFFECT: The purpose of this rule amendment is to reduce vessel speeds on the Florida Intracoastal Waterway within Pinellas County, where necessary, to manage and promote the use of this state waterway for safe boating. The amendments, as a result of public comment, are more substantial than anticipated, and include the following: the expansion of “channel only” boating safety zones of the Pinellas Bayway Bridges, Belleair Causeway Bridge, and Honeymoon Island Causeway Bridge to include the entire width of bridge spans within the Intracoastal Waterway and the expansion of the “channel only” zone between the Treasure Island Causeway Bridge and Corey Causeway Bridge to “shoreline to shoreline”; The boating safety zone surrounding the Memorial Causeway Bridge will be increased by an additional 500 feet south of the bridge due to changes in maritime and bridge infrastructure; Increases to the footprint of the zones found in subparagraphs (1)(a)4. and (1)(a)5. to match historical boundaries established by regulatory markers; The removal of the 30 MPH channel only restriction throughout the County; New language that excludes water bodies such as canals and boat basins for shoreline to shoreline zones; The splitting of zone descriptions into multiple paragraphs for clarity; Updates of all the rule maps and the removal of the responsibility of Pinellas County and the City of Clearwater to mark the zones.

SUMMARY: This rule amendment extends one (1) zone and widens five (5) zones in the Florida Intracoastal Waterway in Pinellas County. It changes rule language to reflect historical marking of two (2) additional zones, removes the 30 MPH channel only restriction, adds exclusionary language for shoreline to shoreline zones and splits zone descriptions into multiple paragraphs for clarity. The amendment also updates the rule maps and removes the responsibility of Pinellas County and the City of Clearwater to mark the zones.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 327.46 FS.
 LAW IMPLEMENTED: 327.46 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: Captain Richard Moore, Florida Fish and Wildlife Conservation Commission, Division of Law Enforcement, Boating and Waterways Section, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE FULL TEXT OF THE PROPOSED RULE IS:

(Substantial rewording of the Rule 68D-24.010 follows. See Florida Administrative Code for present text.)

68D-24.010 Pinellas County Boating Restricted Areas.

(1) The following year-round zones are established regulating the speed and operation of vessel traffic on and adjacent to the Florida Intracoastal Waterway within Pinellas County. The zones exclude all associated tributaries, creeks, canals, channels, backwaters, boat basins and other waterways unless otherwise designated or specifically described for inclusion:

(a) SLOW SPEED MINIMUM WAKE ZONES

1. Pinellas Bayway (SR679) (SR 682) Bridges—

a. All waters in and adjacent to the Florida Intracoastal Waterway from a line drawn perpendicular to the centerline of the Florida Intracoastal Waterway 500 feet southeast of the Pinellas Bayway (SR 679) Bridge, to a line drawn perpendicular to the centerline of the Florida Intracoastal Waterway 1,500 feet northwest of said bridge, bounded on the northeast by a line drawn parallel to the Florida Intracoastal Waterway from a point (27 41.748N, -82 42.986W) and bounded on the southwest by the southwestern shoreline as depicted in drawing A.

b. All waters in and adjacent to the Florida Intracoastal Waterway from a line drawn perpendicular to the centerline of the Florida Intracoastal Waterway 500 feet south of the Pinellas Bayway (SR 682) Bridge, to a line drawn perpendicular to the centerline of the Florida Intracoastal Waterway 500 feet north of said bridge, bounded on the east by the eastern shoreline and bounded on the west by a line drawn parallel to the Florida Intracoastal Waterway from a point (27 42.563N, -82 43.583W), as depicted in drawing A.

2. Corey Causeway (SR 699) Bridge to Treasure Island Causeway (SR 150) Bridge – All waters in and adjacent to the Florida Intracoastal Waterway, from shoreline to shoreline, from a line drawn perpendicular to the centerline of the Florida Intracoastal Waterway 800 feet southeast of the Corey Causeway (SR 699) Bridge, to a line drawn perpendicular to

the centerline of the Florida Intracoastal Waterway 500 feet north of the Treasure Island Causeway (SR 150) Bridge, as depicted in drawing B.

3. Tom Stuart (Welch) Causeway (SR 150) Bridge – All waters in and adjacent to the Florida Intracoastal Waterway from a line drawn perpendicular to the centerline of the Florida Intracoastal Waterway 1,600 feet southeast of the Tom Stuart (Welch) Causeway (SR 666) Bridge, to a line drawn perpendicular to the centerline of the Florida Intracoastal Waterway 1,000 feet northwest of said bridge, bounded on the northeast by a line drawn parallel to the Florida Intracoastal Waterway from a point (27 48.455N, -82 47.660W) and bounded on the southwest by a line drawn parallel to the Florida Intracoastal Waterway from a point (27 48.377N, -82 47.743W), as depicted in drawing C.

4. Park Boulevard (SR 694) Bridge – All waters in and adjacent to the Florida Intracoastal Waterway, from shoreline to shoreline, from a line drawn perpendicular to the centerline of the Florida Intracoastal Waterway 7,000 feet southeast of the Park Boulevard (SR 694) Bridge, to a line drawn perpendicular to the centerline of the Florida Intracoastal Waterway 3,500 feet north of said bridge, including the backwater immediately adjacent to Bayhaven Drive, as depicted in drawing D.

5. Indian Rocks (SR 688) Bridge – All waters in and adjacent to the Florida Intracoastal Waterway, from shoreline to shoreline, from a line drawn perpendicular to the centerline of the Florida Intracoastal Waterway 8,300 feet south of the Indian Rocks (SR 688) Bridge, to a line drawn perpendicular to the centerline of the Florida Intracoastal Waterway 1,900 feet north of said bridge, as depicted on drawing E.

6. Belleair Causeway (CR-416) Bridge – All waters in and adjacent to the Florida Intracoastal Waterway from a line drawn perpendicular to the centerline of the Florida Intracoastal Waterway 500 feet south of the center bridge span of the Belleair Causeway (CR-416) Bridge, to a line drawn perpendicular to the centerline of the Florida Intracoastal Waterway 500 feet north of the center bridge span of said bridge, bounded on the east by a point (27 54.932N, -82 49.797W) and following the contour of the eastern shoreline north to a point (27 54.954N, -82 49.750W) then running parallel to the channel from said point to the terminus of the north boundary and bounded on the west by a line drawn parallel to the Florida Intracoastal Waterway from a point (27 55.007N, -82 49.973W), as depicted in drawing F.

7. Memorial Causeway (SR 60) Bridge –

a. All waters in and adjacent to the Florida Intracoastal Waterway from a line drawn perpendicular to the centerline of the Florida Intracoastal Waterway 1,215 feet southwest of

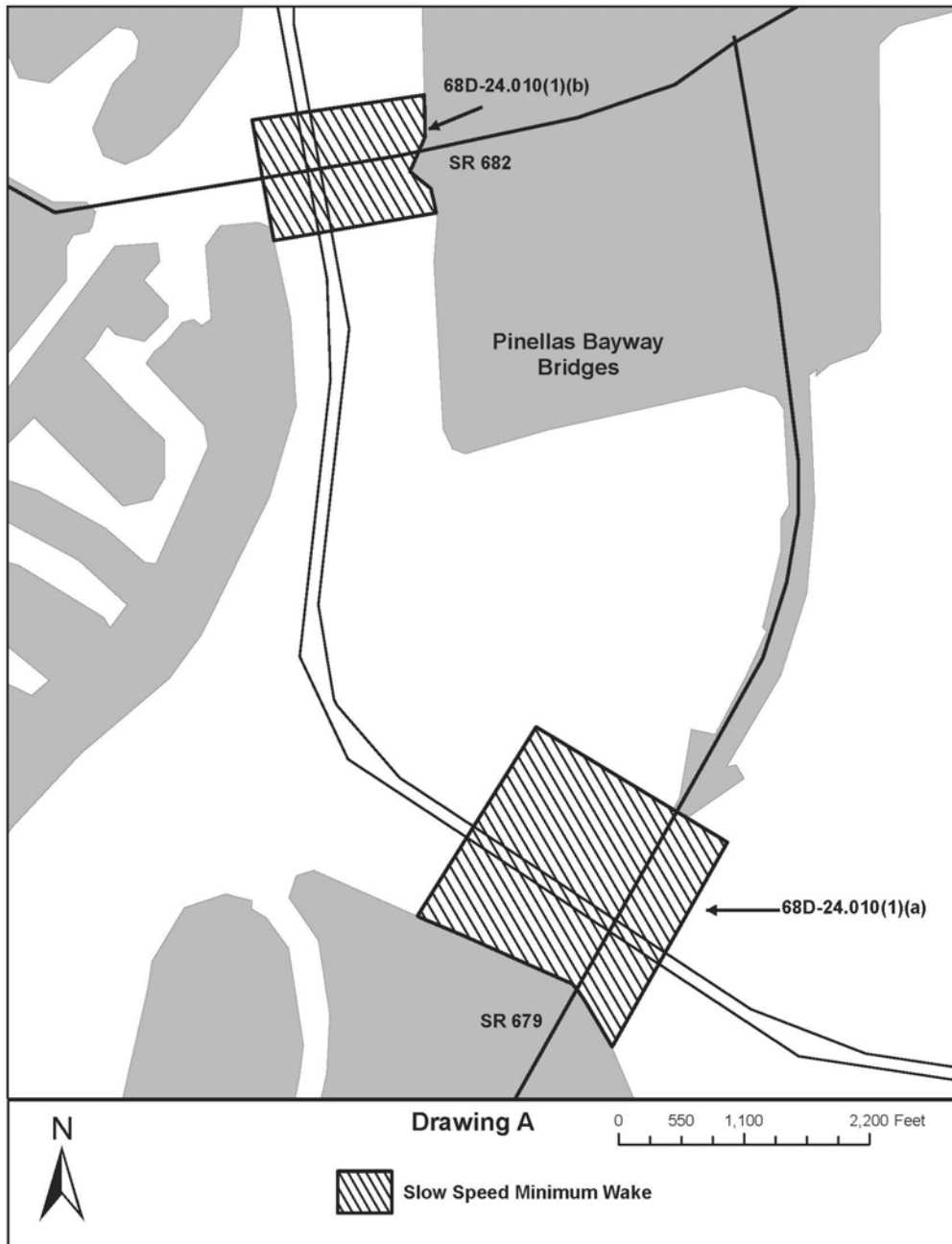
Memorial Causeway (SR 60) Bridge, to a line drawn perpendicular to the centerline of the Florida Intracoastal Waterway 920 feet northeast of said bridge, bounded on the west by a line drawn parallel to the Florida Intracoastal Waterway from a point (27 58.018N, -82 48.429W) and bounded on the east by the City of Clearwater shoreline, as depicted in drawing G.

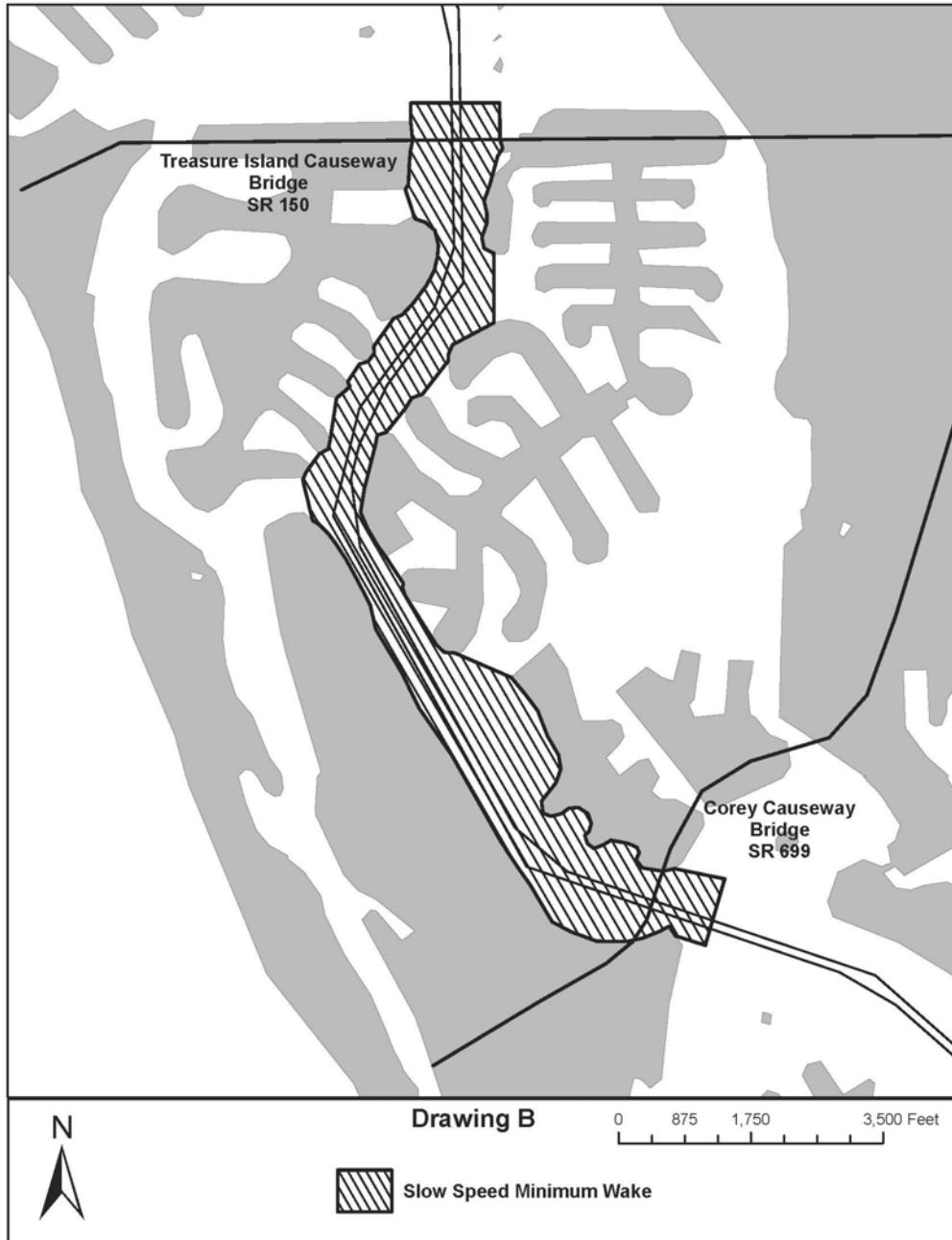
b. All waters in and adjacent to the Florida Intracoastal Waterway from a line drawn perpendicular to the centerline of the Florida Intracoastal Waterway 920 feet northeast of the Memorial Causeway (SR 60) Bridge, to a line drawn perpendicular to the Florida Intracoastal Waterway 3,700 feet north of said bridge, bounded on the west by the boundaries of the marked channel of the Florida Intracoastal Waterway and bounded on the east by the City of Clearwater Shoreline, as depicted in drawing G.

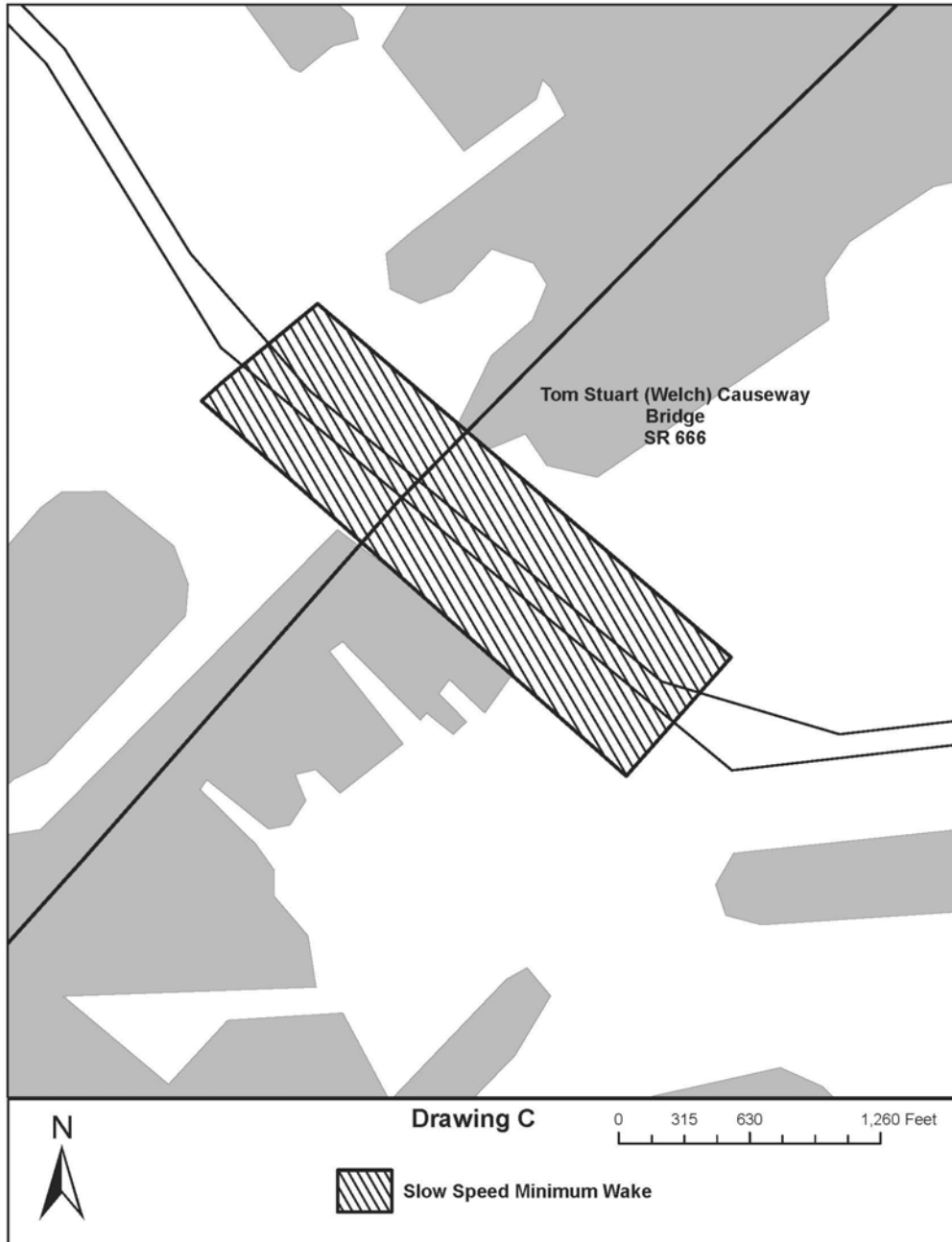
8. Honeymoon Island Causeway (SR 586) Bridge – All waters in and adjacent to the Florida Intracoastal Waterway from a line drawn perpendicular to the centerline of the Florida Intracoastal Waterway 500 feet south of the Honeymoon Island Causeway (SR 586) Bridge, to a line drawn perpendicular to

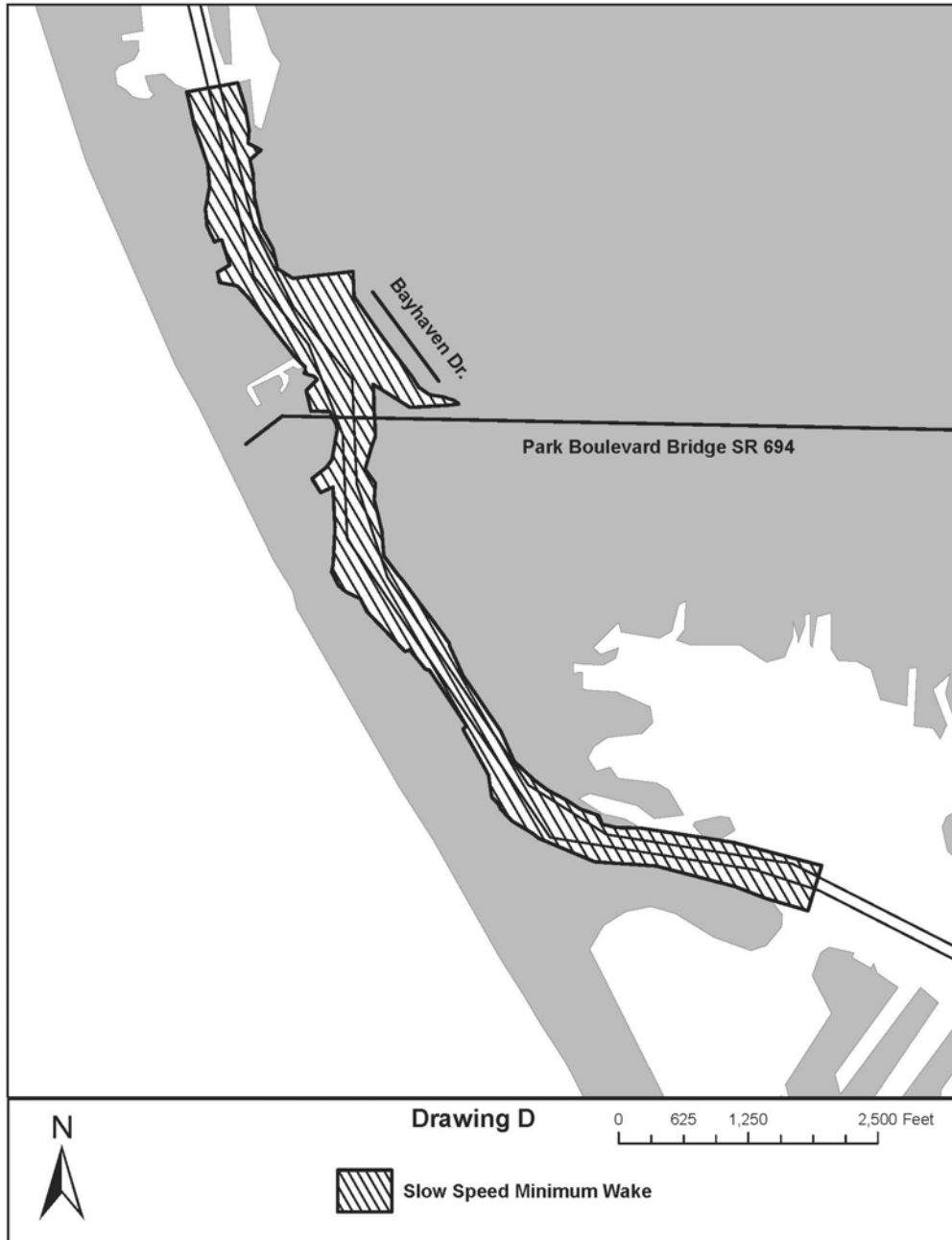
the centerline of the Florida Intracoastal Waterway 500 feet north of said bridge, bounded on the east by a line drawn parallel to the Florida Intracoastal Waterway from a point (28 3.068N,-82 47.621W) and bounded on the west by a line drawn parallel to the Florida Intracoastal Waterway from a point (28 3.070N,-82 47.829W), as depicted in drawing H.

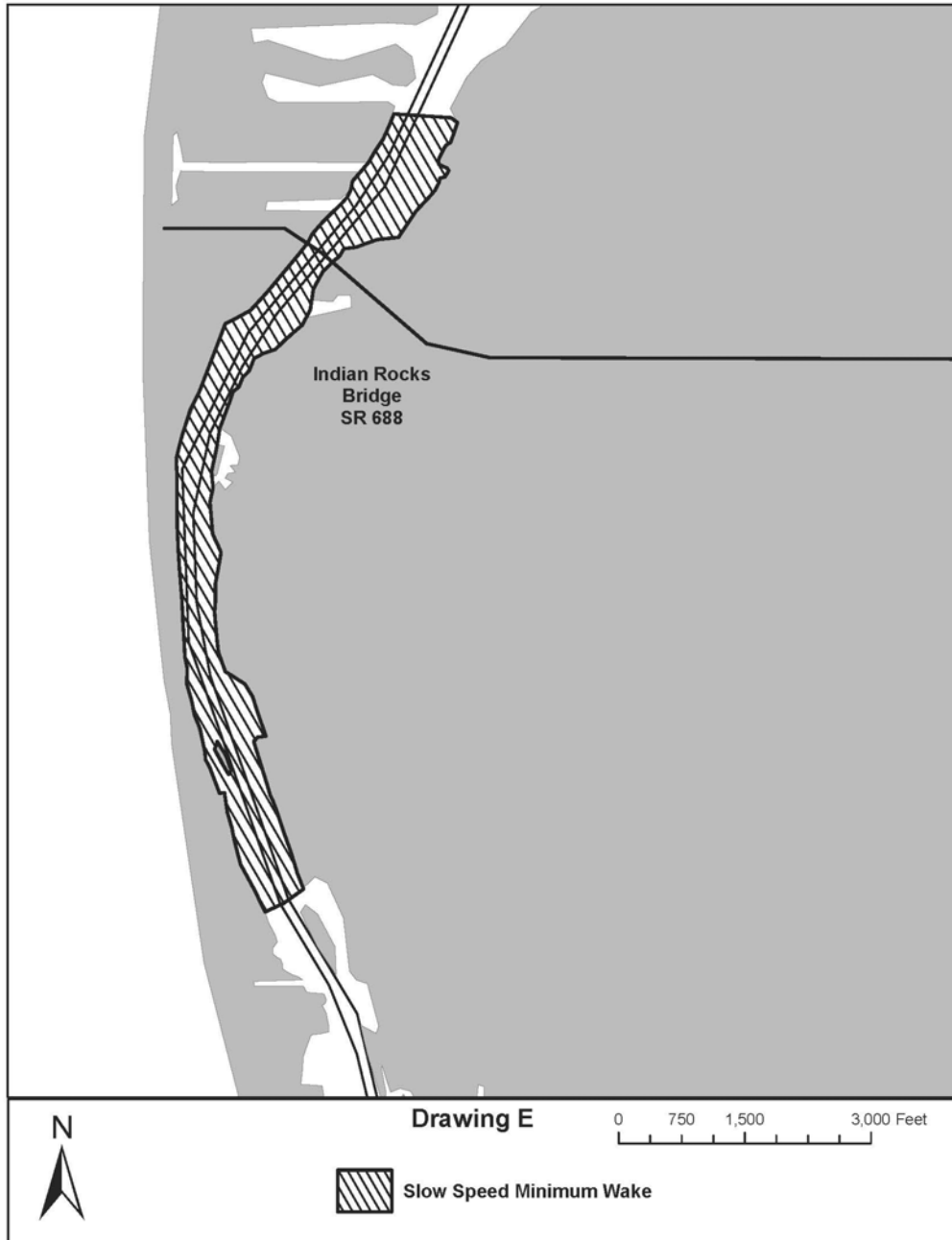
(2) The boating restricted areas are depicted in the following drawings:

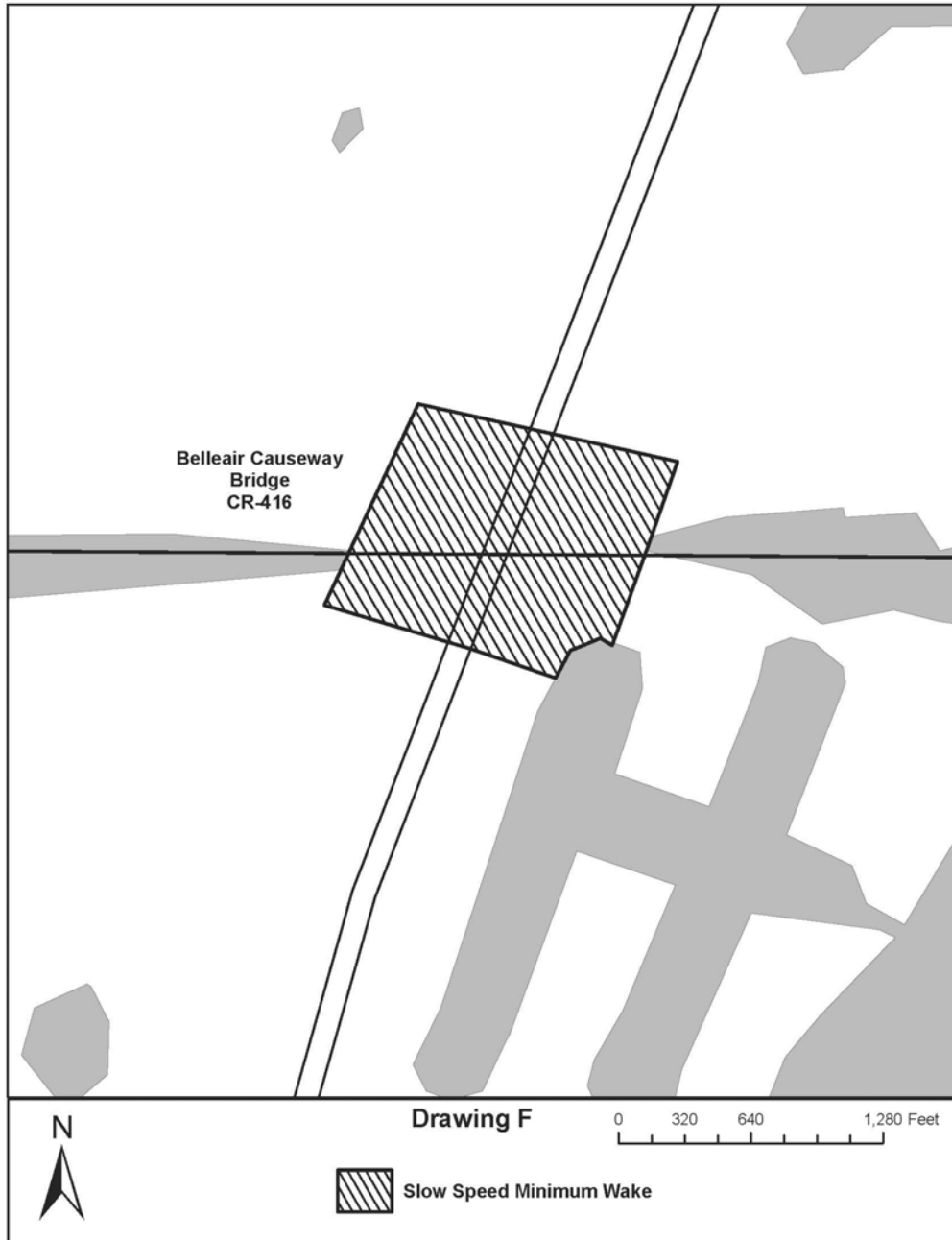


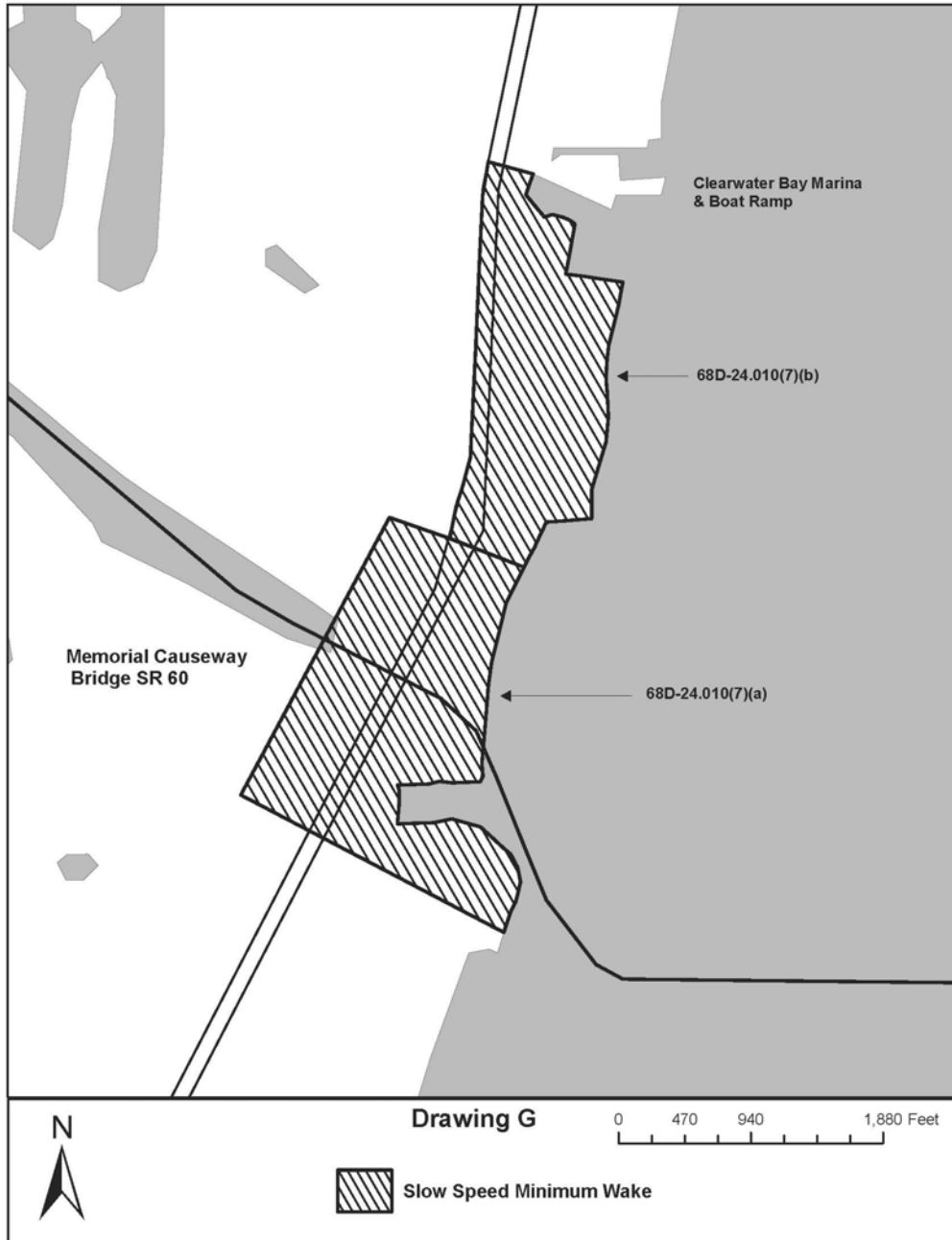


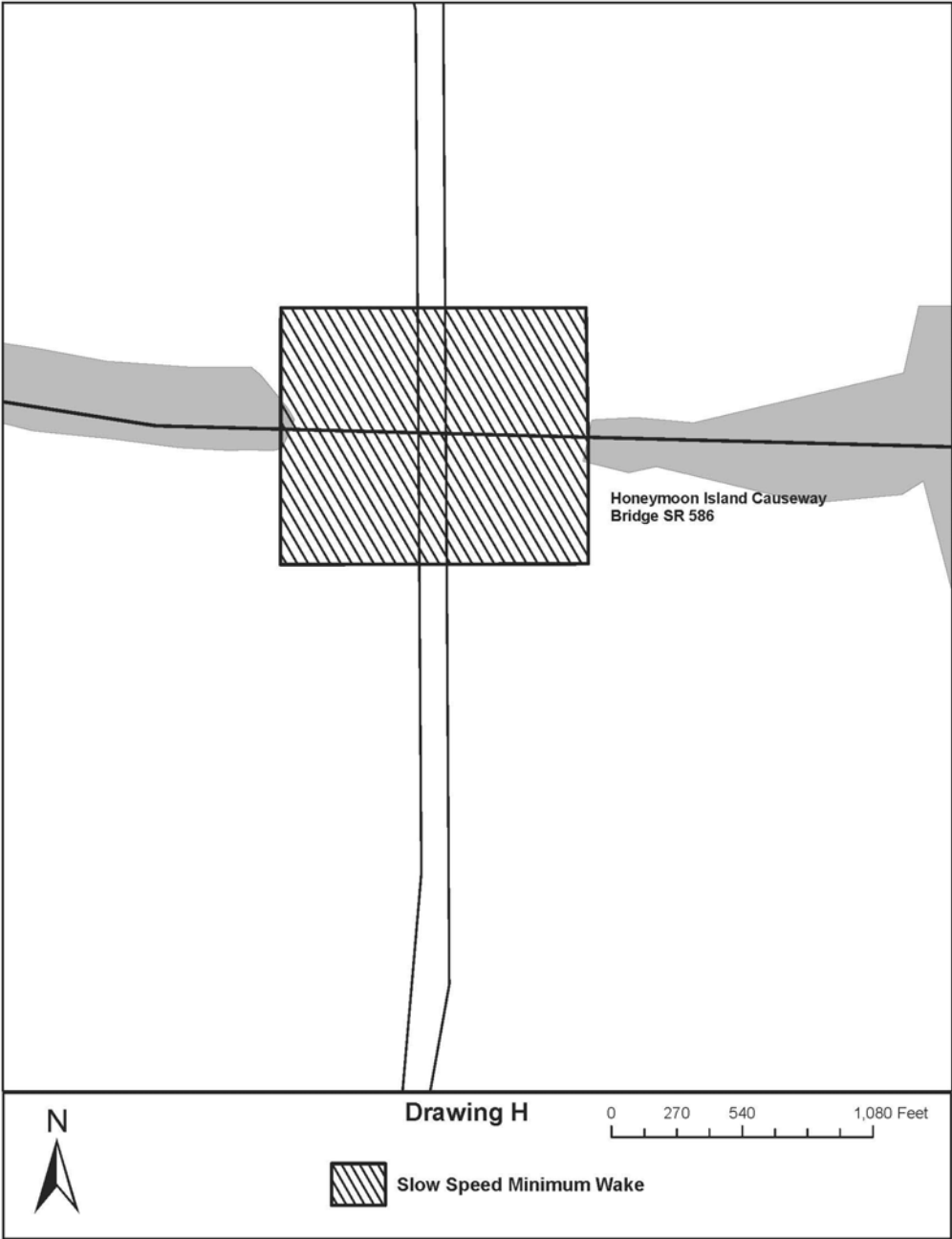












Rulemaking Specific Authority 327.46 FS. Law Implemented 327.46 FS. History—New 9-18-88, Amended 12-7-89, Formerly 16N-24.010, Amended 10-1-96, Formerly 62N-24.010, Amended 10-2-00, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Captain Richard Moore, Florida Fish and Wildlife Conservation Commission, Division of Law Enforcement, 620 South Meridian Street, Tallahassee, Florida 32399-1600

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 18, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 17, 2012

Section III
Notices of Changes, Corrections and Withdrawals

NONE

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

NOTICE IS HEREBY GIVEN that on April 17, 2013, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Harbor Point Association, Inc. Petitioner seeks a variance of the requirements of ASME A17.3, Section 3.11.3 and ASME A17.1, Section 2.27 and 2.81, as adopted by subsection 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators with firefighters' emergency operations, equipment allowed, emergency operation and signaling devices which poses a significant economic/financial hardship. Any interested person may file comments within 14

days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2013-121).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

NOTICE IS HEREBY GIVEN that on April 16, 2013, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for 4th Avenue Apt. Parking Garage. Petitioner seeks a variance of the requirements of ASME A17.1b, Section 2.20.1, 2.18.5.1 as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires steel ropes of a minimum diameter of 9.5 mm which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2013-120).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: on April 22, 2013 the Division issued an order. The Order was in response to a Petition for an emergency Variance from GDC Properties, filed March 29, 2013, and advertised on March 29, 2013 in Vol. 39, No. 62, of the Florida Administrative Register. No comments were received in response to the petition. The Order on the Petition for Variance denies the Petitioner an Emergency Status of variance from Rule 2.20.4, and 2.24.2.1 ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires the use of a 9.5 mm steel rope and requirement of a metallic sheave because the Petitioner has not demonstrated that emergency status is justified (2013-061).

A copy of the Order or additional information may be obtained by contacting Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: on April 22, 2013 the Division issued an order. The Order was in response to a Petition for an emergency Variance from GDC Properties, filed March 26, 2013, and advertised on March 29, 2013 in Vol. 39, No. 62, of the Florida Administrative Register. No comments were received in response to the petition. The Order on the Petition for Variance denies the Petitioner an Emergency Status of variance from Rule 2.20.4, and 2.24.2.1 ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires the use of a 9.5 mm steel rope and requirement of a metallic sheave because the Petitioner has not demonstrated that emergency status is justified (2013-097).

A copy of the Order or additional information may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: on April 22, 2013 the Division issued an order. The Order was in response to a Petition for an emergency Variance from Science Drive Building, filed February 28, 2013, and advertised on April 4, 2013 in Vol. 39, No. 66, of the Florida Administrative Register. No comments were received in response to the petition. The Order on the Petition for Variance denies the Petitioner an Emergency Status of variance from Rule 2.20.4, 2.18.5.1 and 8.11.2.1.3(cc)(1)&(3) ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires the use of a 9.5 mm steel rope because the Petitioner has not demonstrated that emergency status is justified (2013-105).

A copy of the Order or additional information may be obtained by contacting Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: on March 22, 2013, the Department issued a Final Order that was in response to a Petition for Variance from Marble Waters Hotel & Suites, filed March 29, 2013, and advertised on April 4, 2013 in Vol. 39, No. 66, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance denies the Petitioner a variance from Rule 61C-5.009, Florida Administrative Code that requires upgrading the elevators venting of hoistways, minimum requirements because the Petitioner has not demonstrated that the purpose of the rule will be met or that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2013-106).

A copy of the Order or additional information may be obtained by contacting Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013, (850)488-1133.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On April 22, 2013 the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Ranch Lake, filed April 3, 2013, and advertised on April 4, 2013 in Vol. 39, No. 66, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.2.2.5 ASME A17.1, 2007 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires upgrading the elevators sump pump because the Petitioner has demonstrated that the intent of the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2013-108).

A copy of the Order or additional information may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On April 22, 2013 the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from PHCC Porter Campus @ Wiregrass, filed March 28, 2013, and advertised on April 1, 2013 in Vol. 39, No. 63, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.20.4, 2.18.5.1, and 8.11.2.1.3(cc)(1)&(3) ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires steel ropes of a minimum diameter of 9.5 mm because the Petitioner has demonstrated that the intent of the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2013-101).

A copy of the Order or additional information may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On April 22, 2013 the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Florida Polytech, filed March 28, 2013 and advertised on April 1, 2013 in Vol. 39, No. 63, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.20.4, 2.18.5.1 and 8.11.2.1.3(cc)(1)&(3) ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires steel ropes of a minimum diameter of 9.5 mm because the Petitioner has demonstrated that the intent of the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2013-102).

A copy of the Order or additional information may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On April 22, 2013 the Division issued an order. The Final Order was in response to a Petition for an Variance from Conservancy EPC Building, filed March 19, 2013, and advertised on March 21, 2013 in Vol. 39, No. 56, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.20.4, 2.18.5.1, and 8.11.2.1.3(cc)1&3 ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires steel ropes of a minimum diameter of 9.5 mm because the Petitioner has demonstrated that the intent of the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2013-091).

A copy of the Order or additional information may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On April 22, 2013 the Division issued an order. The Final Order was in response to a Petition for an emergency temporary Variance from Bellair Condominium Association, Inc, filed March 26, 2013, and advertised on March 29, 2013 in Vol. 39, No. 62, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires upgrading the elevators with firefighters' emergency operations because the Petitioner has demonstrated that the intent of the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2013-098).

A copy of the Order or additional information may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On April 22, 2013 the Division issued an order. The Final Order was in response to a Petition for an emergency temporary Variance from Palm Bay Hotel, filed April 9, 2013, and advertised on April 11, 2013 in Vol. 39, No. 71, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires upgrading the elevators with firefighters' emergency operations because the Petitioner has demonstrated that the intent of the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2013-113).

A copy of the Order or additional information may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On April 22, 2013 the Division issued an order. The Final Order was in response to a Petition for a Variance from Z Properties Building, filed April 9, 2013, and advertised on April 11, 2013 in Vol. 39, No. 71, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1, 2.20.1, 2.20.4, 2.20.5 and 2.20.9 ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires steel ropes of a minimum diameter of 9.5 mm because the Petitioner has demonstrated that the intent of the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2013-114).

A copy of the Order or additional information may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On April 22, 2013 the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Plaza on University, filed March 28, 2013, and advertised on April 1, 2013 in Vol. 39, No. 63, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.20.4 and 2.24.2.1 ASME A17.1b, 2005 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires the use of a minimum diameter of 9.5 mm steel rope and requirement of a metallic sheave because the Petitioner has demonstrated that the intent of the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2013-103).

A copy of the Order or additional information may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On April 22, 2013 the Division issued an order. The Final Order was in response to a Petition for a temporary Variance from Union 700 Inc., filed December 12, 2012, and advertised on December 19, 2012 in Vol. 38, No. 94, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3, 3.4.5, 2.2.3, 3.11.1, and 2.3.3 ASME A17.3, 1996 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires upgrading the elevators with firefighters' emergency operations, car illumination, lighting, car emergency signaling devices and stop switch because the Petitioner has demonstrated that the intent of the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2012-407).

A copy of the Order or additional information may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

DEPARTMENT OF HEALTH

Board of Psychology

NOTICE IS HEREBY GIVEN that on April 9, 2013, the Board of Psychology, received a petition for Tasha A. Hibbert, seeking a variance or waiver of paragraph 64B19-11.001(4)(b), Florida Administrative Code, which states that a passing score on the Florida laws and rules examination shall cease to be valid eighteen (18) months after the Board's letter to the applicant advising that the applicant has passed the Florida laws and rules examination.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255. Comments on this petition should be filed with the Board of Psychology at the above address within 14 days of publication of this notice.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Family Safety and Preservation Program

RULE NO.: RULE TITLE:

65C-15.010: Finances

NOTICE IS HEREBY GIVEN that on April 15, 2013, the Department of Children and Families, received a petition for waiver of subsection 65C-15.010(3), Florida Administrative Code, from Florida Homestudy LLC. Subsection 65C-15.010(3), F.A.C., requires a licensed child-placing agency to annually obtain an audit of its financial records.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32399-0700.

Section VI

Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF EDUCATION

Florida's Office of Early Learning

The Early Learning Advisory Council Policy Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 1, 2013, 11:00 a.m.

PLACE: Office of Early Learning. Call-in number: (888)670-3525; participant code: (339)707-2779

GENERAL SUBJECT MATTER TO BE CONSIDERED: Policy update.

A copy of the agenda may be obtained by contacting: Harriet Moore, (850)717-8555 or Harriet.Moore@OEL.MyFlorida.com.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

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

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

PLACE: 7601 HWY 301 N, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting to obtain feedback from interested persons on current pending permit applications. The agenda is available at www.watermatters.org/calendar/calendar.php/.

A copy of the agenda may be obtained by contacting: Carol Lynch, (813)985-7481, ext. 2004.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD, Human Resources Bureau Chief at (800)423-1476, ext. 4702; TDD (FL only) (800)231-6103; or email: ADACoordinator@swfwmd.state.fl.us. 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).

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: RULE TITLE:

58A-5.0191: Staff Training Requirements and Competency Test

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

DATE AND TIME: May 1, 2013, 10:00 a.m. – 11:00 a.m.

PLACE: The Department of Elder Affairs, Room 225F, 4040 Esplanade Way, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: This rule hearing is being convened for the purpose of discussing a reduction in the proposed biennial continuing education requirement for administrators and managers of assisted living facilities from 18 hours to 12 hours.

A copy of the agenda may be obtained by contacting: Tony DePalma, Assistant General Counsel, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399, depalmaa@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least 2 days before the workshop/meeting by contacting: Tony DePalma, Assistant General Counsel, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399, depalmaa@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (voice).

For more information, you may contact: Tony DePalma, Assistant General Counsel, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399, depalmaa@elderaffairs.org.

DEPARTMENT OF ELDER AFFAIRS**Statewide Public Guardianship Office**

The Department of Elder Affairs, Statewide Public Guardianship Office announces a public meeting to which all persons are invited.

DATE AND TIME: May 23, 2013, 12:30 p.m. EST

PLACE: Conference call, telephone number (888)670-3525; conference code: 7919129022#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Foundation for Indigent Guardianship, Inc.

A copy of the agenda may be obtained by contacting: Valerie Franklin, (850)414-2030.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Valerie Franklin, (850)414-2030. 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: Valerie Franklin, (850)414-2030.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**Board of Professional Geologists**

The Board of Professional Geologists announces a public meeting to which all persons are invited.

DATES AND TIMES: Wednesday, May 15, 2013, 9:00 a.m. and Thursday, May 16, 2013, 9:00 a.m.

PLACE: The Department of Business and Professional Regulation, Division of Professions' Board Room, 1940 North Monroe Street, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Application Review and general board business.

A copy of the agenda may be obtained by contacting: Richard Morrison, Executive Director, Department of Business and Professional Regulation, Board of Professional Geologists, 1940 North Monroe Street, Tallahassee, Florida 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Richard Morrison, Executive Director, Department of Business and Professional Regulation, Board of Professional Geologists, 1940 North Monroe Street, Tallahassee, Florida 32399. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Richard Morrison, Executive Director, Department of Business and Professional Regulation, Board of Professional Geologists, 1940 North Monroe Street, Tallahassee, Florida 32399.

DEPARTMENT OF HEALTH

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

DATE AND TIME: Wednesday May 1, 2013, 2:00 p.m., Eastern Time

PLACE: Call-in toll-free number: 1(888)670-3525 (US), Attendee access code: 277 680 0919

WEB-EX:

<https://suncom.webex.com/suncom/j.php?ED=178473782&UID=492507417&RT=MIMxMQ%3D%3D>; Meeting Number: 643 577 474

GENERAL SUBJECT MATTER TO BE CONSIDERED: Healthy Start Subject Matter Expert Workgroup Meeting.

A copy of the agenda may be obtained by contacting: Carol Scoggins, Bureau of Family Health Services, (850)245-4444, ext. 4103 or email: Carol_Scoggins@doh.state.fl.us.

For more information, you may contact: Carol Scoggins, Bureau of Family Health Services, (850)245-4444, ext. 4103 or email: Carol_Scoggins@doh.state.fl.us.

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

DEPARTMENT OF HEALTH

Board of Pharmacy

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

DATE AND TIME: Thursday, May 9, 2013, 2:00 p.m. – 4:00 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

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

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

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

DEPARTMENT OF CHILDREN AND FAMILY SERVICES
Refugee Services

The Department of Children and Families, Office of Refugee Services announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 6, 2013, 11:00 a.m.

PLACE: Tallahassee, Florida 32399. Conference call-in number: (888)670-3525; conference participate code: 3082681153#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Solicitation conference call for the citizenship and immigration related employability services for Broward, Miami-Dade and Palm Beach Counties (ITN# SNR14K01). As provided for in Sections 2.5 and 2.7 of this ITN which was published to the Vendor Bid System (VBS) on April 18, 2013. The VBS can be accessed at: <http://vbs.dms.state.fl.us/>. The purpose of the Solicitation conference call is to review the ITN with interested Vendors so that areas of misunderstanding or ambiguity are clarified. The Department encourages all prospective vendors to participate in the solicitation conference, during which vendors may pose questions.

A copy of the agenda may be obtained by contacting: Holly_Merrick@dcf.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Pamela Thornton, email: Pamela_Thornton@dcf.state.fl.us or (850)717-4567. 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:
Holly_Merrick@dcf.state.fl.us.

For more information, you may contact: email
BIGP@MyFWC.com or call (850)488-5600.

FISH AND WILDLIFE CONSERVATION COMMISSION

Vessel Registration and Boating Safety

The Fish and Wildlife Conservation Commission, Division of Law Enforcement, Boating and Waterways announces a public meeting to which all persons are invited.

DATE AND TIME: May 3, 2013, 9:00 a.m. – 1:00 p.m.

PLACE: Florida Fish and Wildlife Conservation Commission, Room G52C, Bryant Building, 620 South Meridian Street, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Evaluation Committee for the Boating Infrastructure Grant Program (BIGP) will meet to evaluate applications for federal fiscal year 2013, 2nd Opportunity. Applications that meet the minimum criteria included in the BIGP Notice of Availability of Grants and Request for Applications from the US Fish and Wildlife Service (USFWS) and a minimum of 50 possible points will be submitted on to the USFWS for consideration.

A copy of the agenda may be obtained by contacting: email BIGP@MyFWC.com or calling (850)488-5600.

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: ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the FWC by calling (850)488-9542. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (voice).

Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements

NONE

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**

NONE

**Section XII
Miscellaneous**

DEPARTMENT OF HEALTH

Board of Nursing

Emergency Action

On April 23, 2013, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Mary Ruth Spitzer, R.N., License # RN 9273660. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious

danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

**HILLSBOROUGH COUNTY AVIATION AUTHORITY
HCAA RFQ eALP**

**HILLSBOROUGH COUNTY AVIATION AUTHORITY
(AUTHORITY)**

Request for Qualifications

Solicitation Number 13-411-024

Project Number 5885 13

Sealed qualifications for the eALP will be received from consulting firms by the Authority at Tampa International Airport Offices located at 4160 George J. Bean Parkway, Suite 2400, Administrative Building, Second Level, Red Side, Tampa, Florida 33607.

Solicitation documents and detailed requirements will be available on the Tampa International Airport website at www.tampaairport.com, Airport Business, Active Solicitations on Wednesday May 1, 2013 by 5:00 p.m.

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.
