

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: RULE TITLE:
69K-33.001 Funeral Establishments.

PURPOSE AND EFFECT: This rulemaking is MANDATORY pursuant to Section 497.386(4), Florida Statutes: which provides as follows: "(4) The licensing authority shall establish by rule the minimal standards of acceptable and prevailing practices for the handling and storing of dead human bodies, provided that all human remains transported or stored must be completely covered and at all times treated with dignity and respect." The language being added was approved by the Board of Funeral, Cemetery and Consumer Services at its public meeting on 5-9-2013.

SUBJECT AREA TO BE ADDRESSED: Handling storage of human and remains.

RULEMAKING AUTHORITY: 497.386(4) FS.

LAW IMPLEMENTED: 497.386(4) 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: June 3, 2013, 9:00 a.m.

PLACE: Room 332, Pepper Building, 111 W. Madison Street, 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 5 days before the workshop/meeting by contacting: LaTonya Bryant-Parker, at (850)413-4957 or LaTonya.Bryant-Parker@myfloridaCFO.com If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Douglas Shropshire, Executive Director, Board of Funeral, Cemetery, and Consumer Services, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, FL 32399-0361, (850)413-4984, shropshired@MyFloridaCFO.com. Direct any request for rule development workshop to Mr. Shropshire.

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

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Strategic Business Development

RULE NOS.:	RULE TITLES:
73A-5.001	Applicability and Limitations
73A-5.002	Definitions
73A-5.003	Tables
73A-5.004	Application Process for Approval to Earn Tax Credits or to Create Transferable Tax Credits
73A-5.005	Early Review of an Application for Approval
73A-5.006	Application Process for Certification to Take or Transfer Tax Credits
73A-5.007	Revocation or Modification of Certification to Take or Transfer Tax Credits
73A-5.008	Forms

PURPOSE AND EFFECT: These Rules will administer section 220.194, Florida Statutes. The Department of Economic Opportunity is mandated to adopt rules in order to instruct spaceflight businesses on how to comply with this section of Florida Statutes. The Rules provide guidance to spaceflight businesses by providing timelines, applications and definitions needed to implement the Florida Space Business Incentives Act.

SUBJECT AREA TO BE ADDRESSED: These Rules address how to qualify and apply for tax incentives which will attract launch, payload, research and development, as well as other space business to the State of Florida. These Rules provide the form and applications needed to apply, receive and/or transfer tax credits.

RULEMAKING AUTHORITY: 220.194(8) FS.

LAW IMPLEMENTED: 220.194 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: Katherine Morrison, Division of Strategic Business Development, Department of Economic Opportunity, Suite 1902, The Capitol, Tallahassee, Florida 32399, (850)717-8973
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**Section II
Proposed Rules**

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: RULE TITLE:

40E-2.091 Publications Incorporated by Reference

PURPOSE AND EFFECT: Section 601(h)(4)(B) of the Water Resources Development Act of 2000 requires the State of Florida to reserve or allocate water for the natural systems associated with implementation of Comprehensive Everglades Restoration Projects (CERP) in order to receive federal cost share to construct the Projects. The District proposes to establish a water reservation for natural system water associated with the CERP Biscayne Bay Coastal Wetlands (Phase I) Project. The purpose of this water reservation is to identify and reserve water from consumptive use for this CERP Project and to ensure that water is available to provide reasonable assurances that their proposed use of water will not withdraw water reserved for the natural system.

SUMMARY: The proposed rule establishes criteria for direct and indirect withdrawals in the Nearshore Central Biscayne Bay reservation area as depicted in Rule 40E-10.061, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has 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: Based on the SERC, the adverse impacts of the proposed rules do not exceed 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: 373.044, 373.113, 373.118, 373.171 FS.

LAW IMPLEMENTED: 373.042, 373.0421, 373.109, 373.196, 373.219, 373.223, 373.224, 373.229, 373.232, 373.233, 373.236, 373.239, 373.250 FS.

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

DATE AND TIME: June 13, 2013, 9:00 a.m.

PLACE: Village of Key Biscayne, Council Chamber, 560 Crandon Boulevard, Key Biscayne, Florida 33149

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: South Florida Water Management District Clerk, (800)432-2045, ext. 2087 or (561)682-2087. 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: Don Medelli, Principal Scientist, South Florida Water Management District, 3228 Gun Club Road, West Palm Beach, FL 33406, (800)432-2045, ext. 6340 or (561)682-6340, email: dmedelli@sfwmd.gov or Beth Lewis, Senior Specialist Attorney, South Florida Water Management District, 3228 Gun Club Road, West Palm Beach, FL 33406, (800)432-2045, ext. 6343 or (561)682-6343, email: belewis@sfwmd.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

40E-2.091 Publications Incorporated by Reference.

The “Basis of Review for Water Use Permit Applications within the South Florida Water Management District – ~~October 23, 2012~~,” <http://www.flrules.org/Gateway/reference.asp?No=Ref-01630>, is incorporated by reference herein, and requires the use of the following forms, which are also incorporated by reference herein:

(1) through (6) No Change.

The “Basis of Review for Water Use Permit Applications within the South Florida Water Management District” and forms incorporated therein are available at no cost by contacting the South Florida Water Management District Clerk’s Office, 3301 Gun Club Road, West Palm Beach, FL 33406, 1(800)432-2045, ext. 6436 or (561) 682-6436.

Rulemaking Authority 373.044, 373.113, 373.118, 373.171 FS. Law Implemented 373.042, 373.0421, 373.109, 373.196, 373.219, 373.223, 373.224, 373.229, 373.232, 373.233, 373.236, 373.239, 373.250 FS. History—New 9-3-81, Formerly 16K-2.035(1), Amended 2-24-85, 11-21-89, 1-4-93, 4-20-94, 11-26-95, 7-11-96, 4-9-97, 12-10-97, 9-10-01, 12-19-01, 8-1-02, 6-9-03, 8-31-03, 4-23-07, 9-13-07, 2-13-08, 10-14-08, 7-2-09, 3-15-10, 3-18-10, 9-26-12, 10-23-12, _____.

Excerpt from the “Basis of Review for Water Use Permit Applications within the South Florida Water Management District – October 23, 2012”:

3.11.1 Picayune Strand and Fakahatchee Estuary

No Change to Figure 3-6

A. No Change.

B. Model Impact Evaluation. If required by Section A, the applicant shall demonstrate water reserved for the Picayune Strand and Fakahatchee Estuary will not be withdrawn by conducting the following Model Impact Evaluation. A pre-application meeting between the Applicant and District staff is strongly recommended to be conducted prior to initiating model development.

1. Defining Scope of Model Evaluation

- (a) For groundwater withdrawals, identify the cone of influence of the proposed withdrawal per Section 1.7.5.2.A. Based on this analysis, the Applicant shall identify which reservation inflow locations (set forth in Figures 1-2 and 1-3 ~~2~~ in Chapter Rule 40E-10-021, F.A.C.) and conveyance system(s) identified on Figure 3-6 are potentially influenced by the proposed withdrawal.
- (b) For surface water withdrawals, identify the reservation inflow locations, reservation water body (set forth in Figures 1-2 and 1-3 ~~2~~ in Chapter Rule 40E-10-021, F.A.C.), and conveyance system(s) identified on Figure 3-6 that are potentially influenced by the proposed withdrawal.

2. through 5. No change.

3.11.4 Nearshore Central Biscayne Bay

A permit applicant shall provide reasonable assurances that the proposed use will not withdraw water reserved under subsection 40E-10.061(1), F.A.C. Compliance with the following criteria constitutes reasonable assurances that water reserved in Rule 40E-10.061, F.A.C., will not be withdrawn. Water not reserved under Rule 40E-10.061, F.A.C., shall be allocated pursuant to Subsection A.

For this section, the following definitions apply:

Direct withdrawal: Withdrawal of surface water from facility intakes physically located within the surface water column of Nearshore Central Biscayne Bay as depicted on Figure 3-1 in Chapter 40E-10, F.A.C. No direct withdrawals shall be authorized pursuant to this rule.

Indirect withdrawal: Withdrawal of surface water from facility intakes physically located within the surface water column of any canal reach identified in Figure 3-1 in Chapter 40E-10, F.A.C.

A. The following uses do not withdraw reserved water:

- 1. Withdrawals of groundwater.
- 2. Withdrawals authorized by Rules 40E-2.061 (No Notice General Permit by Rule) and subsections 40E-20.302(2) and (3), F.A.C. (Dewatering General Water Use

Permit and No- Notice Short Term Dewatering General Water Use Permit)

3. Renewals of indirect withdrawals authorized by a permit existing on [RULE ADOPTION DATE].

4. A permit modification involving an indirect withdrawal authorized by a permit existing on [RULE ADOPTION DATE] that does not change the source, increase the allocation or change withdrawal locations, such as replacement of existing surface water pumps or intakes, crop changes that do not change the allocation or timing of use, or decrease in allocation.

5. A new indirect withdrawal with no greater allocation and impact, including changes in timing, than a terminated or reduced permit that was existing on [RULE ADOPTION DATE] and occurs upstream of the same coastal structure.

6. Indirect withdrawals which do not withdraw reserved water as defined in Rule 40E-10.061 F.A.C.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Don Medellin, Scientist Principal

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: South Florida Water Management District Governing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 14, 2012

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.:	RULE TITLES:
40E-10.021	Definitions
40E-10.031	Water Reservations Implementation
40E-10.041	Water Reservation Areas: Lower West Coast Planning Area
40E-10.051	Water Reservation Areas: Upper East Coast Planning Area
40E-10.061	Water Reservation Areas: Lower East Coast Planning Area

PURPOSE AND EFFECT: Section 601(h)(4)(B) of the Water Resources Development Act of 2000 requires the State of Florida to reserve or allocate water for the natural systems associated with implementation of Comprehensive Everglades Restoration Projects (CERP) in order to receive federal cost share to construct the Projects. The District proposes to

establish a water reservation for natural system water associated with the CERP Biscayne Bay Coastal Wetlands (Phase I) Project. The purpose of this water reservation is to identify and reserve water from consumptive use for this CERP Project and to ensure that water is available to provide reasonable assurances that their proposed use of water will not withdraw water reserved for the natural system. In addition, the District proposes non-substantive changes to referenced Figures.

SUMMARY: The District proposes to reserve from allocation to a water use permit all surface water flowing through the canals depicted in red in Figure 1. Withdrawals of surface water will also not be permitted from facility intakes physically located within the surface water column of the "Nearshore Central Biscayne Bay". Existing legal uses of this water at the time of rule adoption will not be affected by the water reservation. This reservation also does not affect surface water from canals outside of the identified protected canals and groundwater. The water reservation does not affect the blue portions of the canal reaches shown in Figure 1.

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: Based on the SERC, the adverse impacts of the proposed rules do not exceed 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: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.016, 373.026, 373.036, 373.1501, 373.1502, 373.219, 373.223, 373.4592, 373.4595, 373.470 FS.

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

DATE AND TIME: June 13, 2013, 9:00 a.m.

PLACE: Village of Key Biscayne, Council Chamber, 560 Crandon Boulevard, Key Biscayne, Florida 33149

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: South Florida Water Management District Clerk, (800)432-2045, ext. 2087 or (561)682-2087. 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: Don Medellin, Principal Scientist, South Florida Water Management District, 3228 Gun Club Road, West Palm Beach, FL 33406, (800)432-2045, ext. 6340 or (561)682-6340, email: dmedelli@sfwmd.gov, or Beth Lewis, Senior Specialist Attorney, South Florida Water Management District, 3228 Gun Club Road, West Palm Beach, FL 33406, (800)432-2045, ext. 6343 or (561)682-6343, email: belewis@sfwmd.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

40E-10.021 Definitions.

(1) *Fakahatchee Estuary* – The area within the Ten Thousand Islands region including the following river/bay systems, from west to east: Blackwater River/Blackwater Bay, Whitney River/Buttonwood Bay, Pumpkin River/Pumpkin Bay, Wood River, Little Wood River and Faka Union Canal/Faka Union Bay, and Fakahatchee Bay as depicted in Figure 1-3 ~~2~~ Fakahatchee Estuary.

(2) *Picayune Strand* – The area located southwest of the Florida Panther National Wildlife Refuge, north of the Ten Thousand Islands NWR, east of the South Belle Meade State Conservation and Recreation Lands (CARL) Project, west of the Fakahatchee Strand Preserve State Park, and northeast of Collier-Seminole State Park as depicted in Figure 1-2 Picayune Strand. The legal description of the Picayune Strand is contained in Appendix 1-1.

(3) *North Fork of the St. Lucie River* – The area that extends from the Gordy Road structure (state plane coordinates, x851212.831, y1116105.7470), to the confluence of the North Fork of the St. Lucie River and the C-24 canal (state plane coordinates, x873,712.20, y1064,390.41) as depicted in Appendix 2-3, Figure 23-1.

(4) *Nearshore Central Biscayne Bay* – The area within Biscayne Bay up to 1640 feet (500 meters) from the shoreline beginning south of Shoal Point extending southward to north of Turkey Point as depicted in Figure 3-1.

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.016, 373.026, 373.036, 373.1501, 373.1502, 373.219, 373.223, 373.4592, 373.4595, 373.470 FS. History—New 7-2-09, Amended 3-18-10, _____.

40E-10.031 Water Reservations Implementation.

(1) Applicants for consumptive use permits shall meet the requirements of this rule by providing reasonable assurances that Rules 40E-2.301 and 40E-20.301, F.A.C., and Section 3.11 of the “Basis of Review for Water Use Permit Applications within the South Florida Management District”, incorporated by reference in Rules 40E-2.091 and ~~40E-20.091~~, F.A.C., are met.

(2) and (3) No Change.

(4) Water reserved for the protection of fish and wildlife contained within Nearshore Central Biscayne Bay is defined in subsections 40E-10.061(1)-(2), F.A.C.

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.016, 373.026, 373.036, 373.1501, 373.1502, 373.219, 373.223, 373.4592, 373.4595, 373.470 FS. History—New 7-2-09, Amended 3-18-10, _____.

40E-10.041 Water Reservation Areas: Lower West Coast Planning Area.

(1) Picayune Strand as defined in subsection 40E-10.021(2), F.A.C.:

(a) Surface waters:

1. All surface water contained within the Picayune Strand is reserved from allocation (see Figure 1-2).

2. All surface water flowing into the Picayune Strand identified below is reserved from allocation:

i. The surface water flows depicted on Figures 1-4.A, B, and C ~~3. A, B, and C~~, simulated at weir ‘Miller2’ within the Miller Canal (see Figure 1-2);

ii. The surface water flows depicted on Figures 1-5.A, B, and C ~~4. A, B, and C~~, simulated at weir ‘FU3’ within the Faka Union Canal (see Figure 1-2); and

iii. The surface water flows depicted on Figures 1-6.A, B, and C ~~5. A, B and C~~ simulated at spillway ‘Lucky LA’ within the Merritt Canal (see Figure 1-2).

(b) No change.

(2) Fakahatchee Estuary as defined in subsection 40E-10.021(1), F.A.C.:

(a) Surface waters:

The surface water flows into the Fakahatchee Estuary identified below are reserved from allocation:

1. The surface water flows depicted on Figures 1-7.A, B, and C ~~6. A, B and C~~ simulated at Faka Union Canal at structure FU1 (See Figure 1-3 2);

2. The surface water flows depicted on Figures 1-8.A, B, and C ~~7. A, B and C~~ simulated at ‘Miller@41’ transect (beginning at coordinate 471365.13N, 599423.29 E Southeast to 479226.67N, 595105.77E (delivering surface water to Blackwater Bay and Buttonwood Bay) see Figure 1-3 2);

3. The surface water flows depicted on Figures 1-9.A, B, and C ~~8. A, B and C~~ simulated at ‘FU@41’ transect (beginning at coordinate 480427.89N, 595005.67E Southeast

to 487735.34N, 592478.09E (delivering surface water to Pumpkin Bay) see Figure 1-3 2);

4. The surface water flows depicted on Figures 1-10.A, B, and C ~~9. A, B and C~~ simulated at ‘Merritt@41’ transect (beginning at coordinate 490942.49N, 593218.49E flowing Southeast to 499050.54N, 590515.81E (delivering surface water to Faka Union Bay) see Figure 1-3 2); and

5. The surface water flows depicted on Figures 1-11.A, B, and C ~~10. A, B and C~~ simulated at ‘Fakahatchee@41’ transect (beginning at coordinate 498623.81N, 587955.37E Southeast to 533587.95N, 575807.53E (delivering surface water to Fakahatchee Bay) see Figure 1-3 2).

(b) Groundwater: All groundwater in the water table and unconfined portions of Lower Tamiami aquifer underlying the Fakahatchee Estuary is reserved from allocation.

Notwithstanding the above, presently existing legal uses for the duration of the permit existing on July 2, 2009 are determined to be not contrary to the public interest, pursuant to Section 373.223(4), F.S.

(3) Reservations contained in Sections 1 and 2 above shall be reviewed in light of changed conditions or new information by December 31, 2014.

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.016, 373.026, 373.036, 373.1501, 373.1502, 373.219, 373.223, 373.4592, 373.4595, 373.470 FS. History—New 7-2-09, Amended 3-18-10, _____.

40E-10.051 Water Reservation Areas: Upper East Coast Planning Area.

North Fork of the St. Lucie River, as defined in subsection 40E-10.021(3), F.A.C.:

(4) Surface waters up to and including the mean monthly flow of 130 cubic feet per second flowing over the Gordy Road Structure from November 1st through May 31st; see Appendix 2-3, Figure 2-2 3-2; are reserved from allocation. The water reserved under this Rule will be available for fish and wildlife upon formal determination of the Governing Board, pursuant to state and federal law, that any one or all of the Comprehensive Everglades Restoration Plan’s C-23/C-24 North and South Reservoirs and STA Project are operational.

(2) Reservations contained in this Rule and the criteria contained in section 3.11.2 of the “Basis of Review for Water Use Permit Applications within the South Florida Water Management District,” incorporated by reference in Rule 40E-2.091, F.A.C., shall be revised pursuant to Section 373.223(4), F.S., in light of changed conditions or new information and concurrent with the approval specified in subsection (1), above.

Notwithstanding the above, presently existing legal uses for the duration of a permit existing on March 18, 2010 are

determined to be not contrary to the public interest pursuant to Section 373.223(4), F.S.

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.016, 373.026, 373.036, 373.1501, 373.1502, 373.219, 373.223, 373.4592, 373.4595, 373.470 FS. History—New-3-18-10, _____.

40E-10.061 Water Reservation Areas: Lower East Coast Planning Area

(1) Nearshore Central Biscayne Bay as defined in subsection 40E-10.021(6), F.A.C.:

All surface water contained within Nearshore Central Biscayne Bay is reserved from allocation (see Figure 3-1).

(2) Surface water flowing into Nearshore Central Biscayne Bay as identified below is reserved from allocation:

(a) Surface water flows depicted on Figures 3-2.A and 3-2.B through S-123 derived from the following contributing canal reaches:

1. The C-100A canal upstream of S-123 to S-120 including all integrated conveyance canals.

2. The C-100C canal upstream of S-123 to S-119 including all integrated conveyance canals.

3. The C-100B canal upstream of S-123 to S-122 including all integrated conveyance canals.

4. The C-100 canal upstream of S-123 to S-118 including all integrated conveyance canals.

(b) Surface water flows depicted on Figures 3-3.A and 3-3.B through S-21 derived from the following contributing canal reaches:

1. The L-31E borrow canal upstream of S-21 to the canal terminus.

2. The C-1 canal upstream of S-21 to S-122 and S-149 including all integrated conveyance canals.

3. The C-1 canal upstream of S-21 to the C-1W canal and S-338 including all integrated conveyance canals.

(c) Surface water flows depicted on Figures 3-4.A and 3-4.B which is the combined flow through S-21A, S-20G, and S-20F as derived from the following contributing canal reaches:

1. The C-102 canal connecting to the C-102 N canal upstream of S-21A to S-195.

2. The C-102 canal upstream of S-21A to S-165

3. The L-31E borrow canal upstream of S-21A to its terminus near S-21 including the Gould's Canal.

4. The L-31E borrow canal upstream of S-21A south to S-20G.

5. The Military canal upstream of S-20G.

6. The C-103 canal upstream of S-20F to S-179.

7. The L-31E borrow canal upstream of S-20F to S-20G including all integrated conveyance canals.

8. The L-31E borrow canal from S-20F south to the North Canal.

9. The North Canal.

10. The L-31E borrow canal from S-20F south to the Florida City Canal.

11. The Florida City Canal from Southwest 107th Avenue to its confluence with the L-31E borrow canal.

Notwithstanding the above, presently existing legal uses for the duration of a permit existing on _____ are determined to be not contrary to the public interest pursuant to Section 373.223(4), F.S.

Reservations contained in the section shall be reviewed in light of changed conditions or new information.

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.016, 373.026, 373.036, 373.1501, 373.1502, 373.219, 373.223, 373.4592, 373.4595, 373.470 FS. History—New _____.

APPENDIX 1 LOWER WEST COAST PLANNING AREA

TO CHAPTER 40E-10

1-1 LEGAL DESCRIPTION OF PICAYUNE STRAND AS DEFINED IN SUBSECTION 40E-10.021(1):

No change to legal description

Figure 1 renamed Figure 1-2

Figure 2 renamed Figure 1-3

Figure 3.A renamed Figure 1-4.A

Figure 3.B renamed Figure 1-4.B

Figure 3.C renamed Figure 1-4.C

Figure 4.A renamed Figure 1-5.A

Figure 4.B renamed Figure 1-5.B

Figure 4.C renamed Figure 1-5.C

Figure 5.A renamed Figure 1-6.A

Figure 5.B renamed Figure 1-6.B

Figure 5.C renamed Figure 1-6.C

Figure 6.A renamed Figure 1-7.A

Figure 6.B renamed Figure 1-7.B

Figure 6.C renamed Figure 1-7.C

Figure 7.A renamed Figure 1-8.A

Figure 7.B renamed Figure 1-8.B

Figure 7.C renamed Figure 1-8.C

Figure 8.A renamed Figure 1-9.A

Figure 8.B renamed Figure 1-9.B

Figure 8.C renamed Figure 1-9.C

Figure 9.A renamed Figure 1-10.A

Figure 9.B renamed Figure 1-10.B

Figure 9.C renamed Figure 1-10.C

Figure 10.A renamed Figure 1-11.A

Figure 10.B renamed Figure 1-11.B

Figure 10.C renamed Figure 1-11.C

Figure 3-1 renamed Figure 2-1

Figure 3-2 renamed Figure 2-2

New Figure 3-1 Nearshore Central Biscayne Bay Reservation Water Body and Protected Canal Reaches – see www.sfwmd.gov/rules
 New Figure 3-2.A – Surface Water Flow from the C-100 canal through S-123 into Biscayne Bay during the wet season (June-October) (1986-2011) – see www.sfwmd.gov/rules
 New Figure 3-2.B – Surface Water Flow from the C-100 canal through S-123 into Biscayne Bay during the dry season (November-May) (1986-2011) – see www.sfwmd.gov/rules
 New Figure 3-3.A – Surface Water Flow from the C-1 canal through S-21 into Biscayne Bay during the wet season (June-October) (1986-2011) – see www.sfwmd.gov/rules
 New Figure 3-3.B – Surface Water Flow from the C-1 canal through S-21 into Biscayne Bay during the dry season (November-May) (1986-2011) – see www.sfwmd.gov/rules
 New Figure 3-4.A – Surface Water Flow from the C-102+Military+C-103 canal through S-21A+S-20G+S-20F into Biscayne Bay during the wet season (June-October) (1986-2011) – see www.sfwmd.gov/rules
 New Figure 3-4.B – Surface Water Flow from the C-102+Military+C-103 canal through S-21A+S-20G+S-20F into Biscayne Bay during the dry season (November-May) (1986-2011) – see www.sfwmd.gov/rules

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Don Medellin, Scientist Principal
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: South Florida Water Management District Governing Board
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2013
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 14, 2012

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-10.003
 RULE TITLE: Costs of Reproducing Medical Records
 PURPOSE AND EFFECT: The proposed rule amendments are intended to set forth a single fee for reproducing medical records.
 SUMMARY: The proposed rule amendments streamline the medical records rule by setting forth one fee for the reproduction of medical records.
 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. Additionally, during its discussion of this rule, several parties appeared at the Rules Committee meetings and provided input for the Board’s consideration. The parties included medical records providers, private attorneys, FMA, and the Department’s Prosecution Services Unit. The entities were in favor of a single cost for reproduction of medical records. None of the entities offered any testimony regarding an adverse impact on a small business entity. 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: 456.057(18), 458.309 FS.
 LAW IMPLEMENTED: 456.057(18) FS.
 IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allison M. Dudley, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-10.003 Costs of Reproducing Medical Records. Recognizing that patient access to medical records is important and necessary to assure continuity of patient care, the Board of Medicine urges physicians to provide their patients a copy of their medical records, upon request, without cost, especially when the patient is economically disadvantaged. The Board, however, also recognizes that the cost of reproducing voluminous medical records may be financially burdensome to some practitioners. Therefore, the following rule sets forth the permitted costs for the reproduction of medical records stored and delivered in any format or medium.

(1) Any person licensed pursuant to Chapter 458, F.S., required to release copies of patient medical records may condition such release upon payment by the requesting party of the reasonable costs of reproducing the records.

~~(2) For patients and governmental entities, the reasonable costs of reproducing copies of written or typed documents or reports shall not be more than the following:~~

~~(a) For the first 25 pages, the cost shall be \$1.00 per page.~~

~~(b) For each page in excess of 25 pages, the cost shall be 25 cents.~~

~~(2)(3) The For other entities, the reasonable costs of reproducing copies of written or typed documents or reports shall not be more than \$1.00 per page.~~

~~(3)(4) Reasonable costs of reproducing x-rays, and such other special kinds of records shall be the actual costs. The phrase "actual costs" means the cost of the material and supplies used to duplicate the record, as well as the labor costs and overhead costs associated with duplication.~~

~~Rulemaking Specific Authority 456.057(18), 458.309 FS. Law Implemented 456.057(18) FS. History--New 11-17-87, Amended 5-12-88, Formerly 21M-26.003, 61F6-26.003, 59R-10.003, Amended 3-9-09,_____.~~

NAME OF PERSON ORIGINATING PROPOSED RULE:
Rules Committee, Board of Medicine
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Medicine
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 5, 2013
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 30, 2012

DEPARTMENT OF HEALTH

Division of Disease Control

RULE NO.: RULE TITLE:

64D-2.005 Blood and Human Tissue Donations

PURPOSE AND EFFECT: The purpose is to streamline the rule, update obsolete language and incorporate recommendations from the Joint Administrative Procedures Committee.

SUMMARY: This rule describes the testing for infectious diseases that must be performed on donated blood and human tissue prior to transplantation or transfusion and notification procedures for the donor and recipient if the blood or human tissue is found to be HIV-positive.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is

required, the information expressly relied upon and described herein: The new language added requiring infectious disease testing replaced old language requiring the same. The new language adopts, and does not exceed, federal laws and regulations that are applicable to the regulated subject matter. Therefore, this rulemaking will not have an adverse impact or regulatory costs in excess of \$1 million within five years as 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: 381.0041(10) FS.

LAW IMPLEMENTED: 381.0041 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: Marlene LaLota, HIV/AIDS and Hepatitis Section, Florida Department of Health, Bin #A09, 4052 Bald Cypress Way, Tallahassee, FL 32399-1715, telephone number (850)245-4423

THE FULL TEXT OF THE PROPOSED RULE IS:

64D-2.005 Blood and Human Tissue Donations.

~~(1) The HIV test shall be performed by a laboratory licensed under Chapter 483, F.S., in compliance with the standards of the Clinical Laboratory Improvement Act of 1967 (CLIA) [42 U.S.C. 263a (1988)], or be licensed under standards equivalent to the minimum requirements of Chapter 483, F.S., in the state in which it is located, and must successfully participate in an HIV proficiency testing program, provided the clinical laboratory is qualified to perform the test.~~

~~(1)(2) No blood, plasma, organ, skin, semen, or other human tissue from donors whose blood is reactive to HIV shall be released for transfusion or transplantation to another. Such blood shall be retested using a confirmatory test prior to release of test results outside the facility. Test results may be released immediately to the physician of an organ donation recipient, prior to confirmatory testing. Donated blood, organs and tissue must also be tested for infectious diseases identified by the federal government in 21 CFR s. 610.40, (66 FR 31162, June 11, 2001), 4-1-10 Edition (donated blood), incorporated by reference, which can be found online at <http://www.gpo.gov/fdsys/pkg/CFR-2011-title21-vol7/pdf/CFR-2011-title21-vol7-part610.pdf>, page 78, 21 CFR s.1270.21 (62 FR 40444, July 29, 1997, as amended at 69 FR 68680, Nov. 24, 2004), 4-1-11 Edition(donated tissue), incorporated by reference, which can be found online at [2610](http://www.gpo.gov/fdsys/pkg/CFR-</u></p>
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[2011-title21-vol8/pdf/CFR-2011-title21-vol8-part1270.pdf](http://optn.transplant.hrsa.gov/PoliciesandBylaws2/policies/pdfs/policy_2.pdf), page 718, and in the Federal Health Resources and Services Administration’s Organ Procurement and Transplantation Network Policy 2.2, as revised 9-1-2012 (donated organs), incorporated by reference, which can be found online at http://optn.transplant.hrsa.gov/PoliciesandBylaws2/policies/pdfs/policy_2.pdf, pages 2-1 through 2-4.

(2)(3) The recipient’s physician shall be notified of HIV confirmatory test results within 24 hours by the medical director of the facility in the event that blood, plasma, organ, skin, semen, or other tissue is transferred and is subsequently reported positive on confirmatory test. The donor or his legal representative shall also be notified in accordance with the Model Protocol for Counseling Blood, Organ or Tissue Donors.

(3)(4) The Model Protocol for Counseling Blood, Organ or Tissue Donors, effective December, 2012, developed pursuant to Section 381.0041(8) F.S. and incorporated herein by reference provides a list of the information that shall be included in the letter of notification to donors who test positive for ~~to~~ HIV based on confirmatory testing. The Model Protocol for Counseling Blood, Organ or Tissue Donors, effective December 2012, 7-12-89, is also available through the Department of Health, Bureau of HIV/AIDS and Hepatitis Section, 4052 Bald Cypress Way, Bin A09, Tallahassee, Florida 32399-1715, on line at http://www.doh.state.fl.us/disease_ctrl/aids/legal/Donor.html, and at _____.

~~(5) Any blood, plasma, organ, skin, semen, or other human tissue from a donor whose blood test for HIV or hepatitis is repeatedly reactive, or originating from an individual diagnosed with AIDS or ARC, shall not be shipped or used for transfer to another, except as provided by Title 42 Part 72, Title 49 Part 173, and Title 39 Part III, Code of Federal Regulations. Such human tissue shall be destroyed, treated, or disposed, in accordance with Section 381.0098, F.S., and Chapter 64E-16, F.A.C. with the rules promulgated to implement Chapter 88-130, Laws of Florida, relating to bio hazardous waste.~~

(4)(6) The blood of any human tissue donor testing negative for HIV or hepatitis at the time of donation shall not require retesting by the collecting facility when such tissue is collected for transplantation, implantation, transfusion, grafting, or any other method of transfer to another human. Rulemaking Specific Authority 381.0041(10) FS. Law Implemented 381.0041 FS. History—New 7-12-89, Amended 5-1-96, Formerly 10D-93.073, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Marlene LaLota

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: John H. Armstrong, M.D., FACS, State Surgeon General & Secretary
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2013
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 4, 2012

Section III
Notice of Changes, Corrections and Withdrawals

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.:	RULE TITLES:
40E-1.602	Permits Required
40E-1.603	Application Procedures for Processing Permit Applications or Notices of Intent
40E-1.6065	Consideration of Intended Agency Decision on Permit Applications
40E-1.607	Permit Application Processing Fees
40E-1.6107	Transfer of Environmental Resource, Surface Water Management, or Water Use, or Wetland Resource Permit
40E-1.615	Coordinated Agency Review Procedures for the Florida Keys Area of Critical State Concern
40E-1.659	Forms and Instructions
40E-1.715	Civil Penalty Calculation

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 39, No. 70, April 10, 2013 issue of the Florida Administrative Register. The Summary of the Statement of Estimated Regulatory Costs and Legislative Ratification is corrected to reflect that the amendment (not repeal) of these rules will have no adverse impact on small business.

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NOS.:	RULE TITLES:
64E-6.001	General
64E-6.002	Definitions
64E-6.003	Permits
64E-6.008	System Size Determinations
64E-6.010	Septage and Food Establishment Sludge
64E-6.011	Abandonment of Systems
64E-6.014	Construction Standards for Drainfield Systems
64E-6.0181	Cesspit and Undocumented System Replacement and Interim System Use
64E-6.028	Location and Installation

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

The SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION statement is changed to read as follows:

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: Consideration of the economic impact of the rule. The proposed changes result in a relaxation of previous standards or provide alternatives to the requirements in the previous standard and do not exceed any of the criteria established in Section 120.541(2)(a), F.S.

64E-6.001 General.

(1) The provisions of Part I (64E-6.001 – 6.016) of this chapter shall apply to all areas of the state except where specific provisions in Part II (64E-6.017 - 6.0182), addressing the Florida Keys, or specific provisions in Part IV (64E-6.025 – 6.0295), addressing performance-based treatment systems, exempt or modify compliance with Part I. Part III (64E-6.019 – 6.023) addresses the registration of septic tank contractors and authorization of partnerships and corporations. Part V (64E-6.030) addresses fees for services throughout the chapter of law or other parts of this chapter provide specific exemption or modification to those provisions. The provisions of this chapter must be used in conjunction with Chapter 381 and Part III of, Chapter 489, F.S.

(2) through (7) No change.

Rulemaking Authority 381.0065(3)(a), 489.553(3), 489.557(1) FS. Law Implemented 381.0065, 381.0067, 386.041, 489.553 FS. History–New 12-22-82, Amended 2-5-85, Formerly 10D-6.41, Amended 3-17-92, 1-3-95, 5-14-96, 2-13-97, Formerly 10D-6.041, Amended 11-19-97, 2-3-98, 3-22-00, 9-5-00, 5-24-04, 11-26-06, 6-25-09, 4-28-10, _____.

64E-6.002 Definitions.

(1) through (59) No change.

Rulemaking Authority ~~381.0011(4), (13)~~, 381.0065(3)(a) FS. Law Implemented 381.0065, ~~381.00655~~ FS. History–New 12-22-82, Amended 2-5-85, Formerly 10D-6.42, Amended 3-17-92, 1-3-95, Formerly 10D-6.042, Amended 11-19-97, 3-22-00, 11-26-06.

64E-6.008 System Size Determinations.

(1) Minimum design flows for systems serving any structure, building or group of buildings shall be based on the estimated daily sewage flow as determined from Table I or the following:

(a) through (b) No change.

TABLE I
For System Design
ESTIMATED SEWAGE FLOWS

TYPE OF ESTABLISHMENT	GALLONS PER DAY
<u>COMMERCIAL: No change</u>	
<u>INSTITUTIONAL: No change</u>	
<u>RESIDENTIAL:</u>	
Residences	
(a) Single or multiple family per dwelling Unit	
1 Bedroom with 750 sq. ft. or less of building area.....	100
2 Bedrooms with 751-1200 sq. ft. of building area.....	200
3 Bedrooms with 1201-2250 sq. ft. of building area.....	300
4 Bedrooms with 2251-3300 sq. ft. of building area.....	400
For each additional bedroom or each additional 750 square feet of building area or fraction thereof in a dwelling unit, system sizing shall be increased by 60 gallons per dwelling unit.	
(b) Other per occupant.....	50

Footnotes to Table I:

1. through 6. No change.

(2) through (6) No change.

Rulemaking Authority 381.0065(3)(a) FS. Law Implemented 381.0065 FS. History–New 12-22-82, Amended 2-5-85, Formerly 10D-6.48, Amended 3-17-92, 1-3-95, Formerly 10D-6.048, Amended 11-19-97, 3-22-00, 9-5-00, 11-26-06, 6-25-09, _____.

64E-6.011 Abandonment of Systems.

(1) through (4) No change.

Rulemaking Authority 381.0065, ~~489.553, 489.557~~ FS. Law Implemented 381.0065, ~~381.00655~~, 381.0066, ~~Part I–386.002, 386.003, 386.041~~ FS. History–New 12-22-82, Amended 2-5-85, Formerly 10D-6.53, Amended 3-17-92, 1-3-95, Formerly 10D-6.053, Amended 6-18-03, 6-25-09.

64E-6.0181 System Repair and Cesspit and Undocumented System Replacement

(1) through (2) No change.

(3) Systems shall be repaired to the following standards provided no system shall be repaired to meet a lower standard of treatment than the treatment standard permitted or required to be met prior to the repair.

(a) No change.

(b) The following general requirements apply for the repair of a septic tank system:

1. through 3. No change.

4. The drainfield component of the system must be located a minimum distance of 50 feet from salt marsh and ~~b~~Buttonwood ~~a~~Association habitat areas where the dominant vegetation species are those typical of salt marsh communities.

~~5. The bottom of the drainfield shall be at least 24 inches above the wet season water table.~~

6. renumbered 5. No change.

(c) No change.

Rulemaking Authority 381.0065(3)(a), ~~381.0065~~(4)(l) FS. Law Implemented 381.0065, ~~381.00655~~ FS. History—New 3-3-98, Amended 3-22-00, 4-21-02, 5-24-04, 11-26-06, _____.

64E-6.028 Location and Installation.

Performance-based treatment systems shall be installed in compliance with the following.

(1) through (2) No change.

~~(3)(c) Designs based on groundwater monitoring shall be site specific with auger borings in accordance with paragraph 64E 6.004(3)(c), F.A.C., not to exceed 10 foot increments along the drainfields.~~

~~(d) Infiltrative surfaces greater than 30 inches below finished grade shall be considered ineffective in the aerobic treatment of wastewater.~~

~~(e) Sidewall to sidewall separation between adjacent trenches shall be equal to or greater than 1.0 times the width for slightly limited soils and 2.0 times the width for moderately limited soils. A minimum separation of not less than six inches shall be maintained between trenches.~~

(4) through (5) renumbered (3) through (4) No change.

Rulemaking Authority 381.0065(3)(a) FS. Law Implemented 381.0065, 386.041 FS. History—New 2-3-98, Amended 3-22-00, 6-25-09, _____.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Strategic Business Development

RULE NOS.: RULE TITLES:

73A-4.001 Definitions and Forms

73A-4.002 Qualification Process

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. 65, April 3, 2013 issue of the Florida Administrative Register.

73A-4.001 Definitions and Forms.

The following capitalized terms have the meanings indicated. Referenced forms are available on the Internet at

<http://www.floridajobs.org> or may be obtained from the Division.

(1) “Applicant” means a taxpayer that applies to qualify as eligible to apportion its adjusted federal income under s. 220.153, F. S.

(2) “Application” means the ~~standard~~ “Apportionment by Sales Factor Application” form DSBD 153-2, effective 4/2012, which is hereby incorporated by reference.

(3) ”Division” means the Department of Economic Opportunity, Division of Strategic Business Development, which is located at the address: Suite 1902, The Capitol, 402 S. Monroe Street, Tallahassee, Florida 32399-0001.

(4) “Notice of Intent” means the ~~standard~~ “Notice of Intent to Apply for Apportionment by Sales Factor” form DSBD 153-1, effective 4/2012, which is hereby incorporated by reference.

Rulemaking Authority 220.153(5) FS. Law Implemented 220.153 FS. History-New _____.

73A-4.002 Qualification Process.

(1) An Applicant must submit a Notice of Intent, form DSBD 153-1, to notify the Division in writing of its intent to submit an Application to apportion its adjusted federal income in order to commence the two year period for measuring qualified capital expenditures. ~~The notice shall state the Applicant’s intent to submit an Apportionment Application pursuant to Section 220.153, F.S. and include the name of the taxpayer and Federal Employer Identification Number.~~

(2) The Division shall acknowledge in writing receipt of the Applicant’s Notice of Intent to apply and specify that the two year period for submitting the Application has commenced.

~~(3) The Division shall evaluate each complete Application in accordance with the requirements of Section 220.153, F.S.~~

~~(3)(4)~~ The Division shall have ten (10) business days to review each Application for completeness and to notify any Applicant in writing if the Division determines that it is incomplete. The Division’s notice shall specify the reasons for its determination, and the Applicant shall have fifteen (15) business days after receipt of such notice to submit a revised ~~Apportionment~~ Application to the Division. If the Applicant fails to submit a revised ~~Apportionment~~ Application within the required time, the Division shall notify the Applicant in writing that it is not approved.

The Division shall notify the Florida Department of Revenue of any approved Application.

Rulemaking Authority 220.153(5) FS. Law Implemented 220.153 FS. History—New _____.

**Section IV
Emergency Rules**

NONE

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

DEPARTMENT OF HEALTH
Division of Environmental Health

RULE NO.: RULE TITLE:

64E-11.007: Sanitary Facilities and Controls

NOTICE IS HEREBY GIVEN that on March 19, 2013, the Department of Health, received a petition for Temporary Variance from subsection 64E-11.007(1), Florida Administrative Code (FAC), from North Palm Beach Elementary School, 2936 Lone Pine Road, Palm Beach Gardens, FL, 33410. This rule requires the water supply to be adequate, of safe sanitary quality and from an approved source in accordance with provisions of Chapter 62-550 and 62-555, FAC, or Chapter 64E-8, FAC. Additionally, hot and cold running water under pressure is required to be provided in all areas where food is prepared and where equipment and multi-use utensils are washed. Comments on this petition should be filed with Althea Gaines, Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, BIN A02, Tallahassee, Florida 32399-1703, within 14 days of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ric Mathis, Bureau of Community Environmental Health, 4052 Bald Cypress Way, BIN A08, Tallahassee, Florida 32399-1710 or by calling (850)245-4444, extension 2337.

DEPARTMENT OF HEALTH
Division of Environmental Health

RULE NO.: RULE TITLE:

64E-11.007: Sanitary Facilities and Controls

NOTICE IS HEREBY GIVEN that on April 13, 2013, the Department of Health, received a petition for Permanent Variance from subsection 64E-11.007(5), paragraph 64E-11.007(5)(a), and subsection 64E-11.008(6), Florida Administrative Code (FAC), from Save-A-Lot Consignment., 312 S. State Street, Bunnell, FL 32110. Subsection 64E-11.007(5), FAC, requires each food service establishment to be provided with adequate, readily accessible, conveniently located lavatories equipped with hot and cold running water. Paragraph 64E-11.007(5)(a), FAC, requires at least one

employee handwashing facility within each food preparation area. Subsection 64E-11.008(6), FAC, requires each utility sink or curbed cleaning facility to be supplied with hot and cold water under pressure. Comments on this petition should be filed with Althea Gibson, Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, BIN A02, Tallahassee, Florida 32399-1703, within 14 days of this notice

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ric Mathis, Bureau of Community Environmental Health, 4052 Bald Cypress Way, BIN A08, Tallahassee, Florida 32399-1710 or by calling (850)245-4444, extension 2337.

DEPARTMENT OF HEALTH
Division of Environmental Health

RULE NO.: RULE TITLE:

64E-11.007: Sanitary Facilities and Controls

NOTICE IS HEREBY GIVEN that on April 13, 2013, the Department of Health received a petition for Permanent Variance from subsection 64E-11.007(5), paragraph 64E-11.007(5)(a), and subsection 64E-11.008(6), Florida Administrative Code (FAC), from Save-A-Lot Consignment., 312 S. State Street, Bunnell, FL, 32110. Subsection 64E-11.007(5), FAC, requires each food service establishment to be provided with adequate, readily accessible, conveniently located lavatories equipped with hot and cold running water. Paragraph 64E-11.007(5)(a), FAC, requires at least one employee handwashing facility within each food preparation area. Subsection 64E-11.008(6), FAC, requires each utility sink or curbed cleaning facility to be supplied with hot and cold water under pressure. Comments on this petition should be filed with Althea Gibson, Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, BIN A02, Tallahassee, Florida 32399-1703, within 14 days of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ric Mathis, Bureau of Environmental Health, 4052 Bald Cypress Way, BIN A08, Tallahassee, Florida 32399-1710 or by calling (850)245-4444, extension 2337.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.004: Application and Selection Procedures for Developments

NOTICE IS HEREBY GIVEN that on May 14, 2013, the Florida Housing Finance Corporation received a petition for waiver from Dante Fascell Preservation, LLC, of 2011 Universal Application Instructions, Housing Credit Program, Part III, Section B(1)(b) and Chapter 67-48, Florida Administrative Code, which is the requirement to provide a

full size range in the kitchen of the units located in the Development.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Della Harrell, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing’s website at floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Standard Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.004: Application and Selection Procedures for Developments.

NOTICE IS HEREBY GIVEN that on May 14, 2013, the Florida Housing Finance Corporation received a petition for waiver from Stirrup Plaza Preservation Phase One, LLC, of 2011 Universal Application Instructions, Housing Credit Program, Part III, Section B(1)(b) and Chapter 67-48, Florida Administrative Code, which is the requirement to provide a full size range in the kitchen of the one-bedroom units located in the Development.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Della Harrell, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing’s website at floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Standard Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.004: Application and Selection Procedures for Developments

NOTICE IS HEREBY GIVEN that on May 14, 2013 the Florida Housing Finance Corporation received a petition for waiver from South Miami Plaza Preservation, LLC, of 2011 Universal Application Instructions, Housing Credit Program, Part III, Section B(1)(b) and Chapter 67-48, Florida Administrative Code, which is the requirement to provide a full size range in the kitchen of the units located in the Development.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Della Harrell, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing’s website at floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Standard Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF EDUCATION

Division of Florida Colleges

The Indian River State College Criminal Justice Training Institute announces a public meeting to which all persons are invited.

DATE AND TIME: June 12, 2013, 10:00 a.m.

PLACE: Treasure Coast Public Safety Training Complex, 4600 Kirby Loop Road, Fort Pierce, FL 34981

GENERAL SUBJECT MATTER TO BE CONSIDERED: This public meeting for the Region XI Council will provide updates on training classes and any other issues involving the Region.

A copy of the agenda may be obtained by contacting: Lawrence Lawson, llawson@irsc.edu, (772)462-7676.

BOARD OF TRUSTEES OF INTERNAL IMPROVEMENT TRUST FUND

RULE NO.: RULE TITLE:

18-1.002: Definitions

The Board of Trustees of the Internal Improvement Trust Fund announces a hearing to which all persons are invited.

DATE AND TIME: May 29, 2013, 9:00 a.m.

PLACE: LL-03, Cabinet Meeting Room, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adoption of the proposed rule related to appraisals published in the Florida Administrative Register on December 28, 2012, as amended by notices published on February 22, 2013, March 13, 2013, and April 8, 2013.

A copy of the agenda may be obtained by contacting: Connie Byrd, Office of Cabinet Affairs, State of Florida Department of Environmental Protection, 3900 Commonwealth Boulevard, Tallahassee, FL 32399-3000, (850)245-2024, Connie.Byrd@dep.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 5 days before the workshop/meeting by contacting: Mike Herran, Bureau of Appraisal, Division of State Lands, State of Florida Department of Environmental Protection, 3900 Commonwealth Boulevard, MS110, Tallahassee, Florida 32399-3000, (850)245-2555, Mike.Herran@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: RULE TITLE:

40E-0.113: Variances from Specified Review Criteria for Environmental Resource Permits

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

DATE AND TIME: July 13, 2013, 9:00 a.m.

PLACE: Village of Key Biscayne, Council Chambers, 560 Crandon Boulevard, Key Biscayne, FL 33149

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This is a continuation of the May 9, 2013 public hearing to adopt amendments or repeal provisions in Chapters 40E-0, 40E-1, 40E-4, 40E-40, 40E-41, and 40E-400, F.A.C., and amend and rename the Basis of Review for Environmental Resource Permit Applications within the South Florida Water Management District.

A copy of the agenda may be obtained by contacting: South Florida Water Management District Clerk, 3301 Gun Club Road, West Palm Beach, FL 33406, (800)432-2045, ext. 2087 or (561)682-2087.

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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: Anita R. Bain, Environmental Resource Permitting Bureau Chief, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, (800)432-2045, ext. 6866 or

(561)682-6866, email: abain@sfwmd.gov. For procedural questions, contact Jan Sluth, Paralegal, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, (800)432-2045, ext. 6299 or (561)682-6299, email: jsluth@sfwmd.gov.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.:RULE TITLES:

40E-1.602: Permits Required

40E-1.603: Application Procedures for Processing Permit Applications or Notices of Intent

40E-1.6065: Consideration of Intended Agency Decision on Permit Applications

40E-1.607: Permit Application Processing Fees

40E-1.6107: Transfer of Environmental Resource, Surface Water Management, or Water Use, or Wetland Resource Permit

40E-1.615: Coordinated Agency Review Procedures for the Florida Keys Area of Critical State Concern

40E-1.659: Forms and Instructions

40E-1.715: Civil Penalty Calculation

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

DATE AND TIME: July 13, 2013, 9:00 a.m.

PLACE: Village of Key Biscayne, Council Chambers, 560 Crandon Boulevard, Key Biscayne, FL 33149

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This is a continuation of the May 9, 2013 public hearing to adopt amendments or repeal provisions in Chapters 40E-0, 40E-1, 40E-4, 40E-40, 40E-41, and 40E-400, F.A.C., and amend and rename the Basis of Review for Environmental Resource Permit Applications within the South Florida Water Management District.

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the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

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WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.: RULE TITLES:

- 40E-4.010: Review of Environmental Resource Permit Applications
- 40E-4.011: Policy and Purpose
- 40E-4.021: Definitions
- 40E-4.041: Permits Required
- 40E-4.0415: Permit Thresholds
- 40E-4.042: Formal Determination of Wetlands and Other Surface Waters
- 40E-4.051: Exemptions From Permitting
- 40E-4.0515: Exemptions From Specified Review Criteria
- 40E-4.054: Modification of Exempt Projects
- 40E-4.091: Publications, Rules and Interagency Agreements Incorporated by Reference
- 40E-4.101: Content of Permit Applications
- 40E-4.201: Forms and Instructions
- 40E-4.205: Permit Application Processing Fees
- 40E-4.301: Conditions for Issuance of Permits
- 40E-4.302: Additional Conditions for Issuance of Permits
- 40E-4.303: Environmental Resource Permit Authorization
- 40E-4.305: Conceptual Approvals
- 40E-4.321: Duration of Permits
- 40E-4.331: Modification of Permits
- 40E-4.341: District Revocation or Modification of Permits
- 40E-4.351: Transfer of Permits
- 40E-4.361: Conversion from Construction Phase to Operation Phase
- 40E-4.381: General Conditions
- 40E-4.451: Emergency Authorization

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

DATE AND TIME: July 13, 2013, 9:00 a.m.

PLACE: Village of Key Biscayne, Council Chambers, 560 Crandon Boulevard, Key Biscayne, FL 33149

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This is a continuation of the May 9, 2013 public hearing to adopt amendments or repeal provisions in Chapters 40E-0,

40E-1, 40E-4, 40E-40, 40E-41, and 40E-400, F.A.C., and amend and rename the Basis of Review for Environmental Resource Permit Applications within the South Florida Water Management District.

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For more information, you may contact: Anita R. Bain, Environmental Resource Permitting Bureau Chief, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, (800)432-2045, ext. 6866, or (561)682-6866, email: abain@sfwmd.gov. For procedural questions, contact Jan Sluth, Paralegal, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, (800)432-2045, ext. 6299 or (561)682-6299, email: jsluth@sfwmd.gov.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.:RULE TITLES:

- 40E-6.011: Policy and Purpose
- 40E-6.021: Definitions
- 40E-6.031: Implementation
- 40E-6.041: Consent Required
- 40E-6.051: Exemptions
- 40E-6.091: Publications Incorporated by Reference
- 40E-6.101: Content of Application
- 40E-6.121: Conditions for Issuance of Notice General Permits
- 40E-6.201: Content of Application
- 40E-6.221: Conditions for Issuance of Standard Permits
- 40E-6.321: Duration of Permits
- 40E-6.331: Modification of Permits
- 40E-6.341: Revocation of Permits
- 40E-6.351: Transfer of Permits
- 40E-6.361: Financial Assurances and Insurance

- 40E-6.381: Limiting Conditions
- 40E-6.451: Emergency Authorization
- 40E-6.481: Emergency Measures
- 40E-6.501: Unlawful Use and Civil Penalties
- 40E-6.521: Self Help
- 40E-6.601: Permit Application Processing Fees
- 40E-6.701: C-18 Policy and Purpose
- 40E-6.711: C-18 Canal Right of Way Boundary
- 40E-6.721: C-18 Permits Required
- 40E-6.731: C-18 Exemptions
- 40E-6.741: C-18 Limiting Conditions
- 40E-6.751: C-18 Use Zones

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

DATE AND TIME: June 13, 2013, 9:00 a.m.

PLACE: Key Biscayne, Counsel Chamber, 560 Crandon Blvd., Key Biscayne, FL 33149

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This is a continuation of the May 9, 2013 public hearing to amend Rules 40E-6.011, 40E-6.021, 40E-6.031, 40E-6.041, 40E-6.051, 40E-6.091, 40E-6.201, 40E-6.221, 40E-6.321, 40E-6.331, 40E-6.341, 40E-6.351, 40E-6.361, 40E-6.381, 40E-6.451, 40E-6.481, 40E-6.501, 40E-6.521, and 40E-6.601, F.A.C., to repeal Rules 40E-6.101 and 40E-6.121, F.A.C. and to create new Rules. The rule amendments and repeals are being done in order to update right of way permitting rules in need of correction, modification and/or clarification in an effort to streamline and clarify the permitting process and correct inaccuracies. New Rules 40E-6.701, 40E-6.711, 40E-6.721, 40E-6.731, 40E-6.741, and 40E-6.751, F.A.C., will merge relevant portion of Chapter 40E-62, F.A.C. use of the District's C-18 Canal Right of Way into Chapter 40E-6, F.A.C. and repeal the remainder of Chapter 40E-62, F.A.C.

A copy of the agenda may be obtained by contacting: Jacki McGorty, (561)682-2087, jmcgorty@sfwmd.gov.

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: South Florida Water Management District Clerk at (800)432-2945, ext. 2087 or (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: : Jorge Patino, Section Administrator – Right Of Way, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone (800)432-2045, ext. 6175 or (561)682-6175 or by email to jpatino@sfwmd.gov. For procedural questions, please contact Juli Russell, Paralegal, South Florida Water Management District, Post Office Box

24680, West Palm Beach, FL 33416-4680, telephone (800)432-2045, extension 6268 or (561)682-6268 or by email to or jurussel@sfwmd.gov.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: RULE TITLE:

40E-40.010: Review of Environmental Resource Standard Permit Applications

40E-40.011: Policy and Purpose

40E-40.021: Definitions

40E-40.031: Implementation

40E-40.041: Permit Thresholds

40E-40.042: Standard Permit for Incidental Site Activities

40E-40.051: Standard Permit Authorization

40E-40.061: Delegation of Authority Pertaining to General Environmental Resource Permits, General Surface Water Management Permits and Associated Sovereign Submerged Lands Authorizations

40E-40.091: Publications, Rules and Interagency Agreements Incorporated by Reference

40E-40.101: Content of Permit Application

40E-40.141: Request for Additional Information

40E-40.302: Conditions for Issuance of Permits

40E-40.321: Duration of Permits

40E-40.331: Modification of Permits

40E-40.341: District Revocation or Modification of Permits

40E-40.351: Transfer of Permits

40E-40.381: General Conditions

40E-40.391: Forms and Instructions

40E-40.407: Permit Application Processing Fees

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

DATE AND TIME: June 13, 2013, 9:00 a.m.

PLACE: Village of Key Biscayne, Council Chambers, 560 Crandon Boulevard, Key Biscayne, FL 33149.

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This is a continuation of the May 9, 2013 public hearing to adopt amendments or repeal provisions in Chapters 40E-0, 40E-1, 40E-4, 40E-40, 40E-41, and 40E-400, F.A.C., and amend and rename the Basis of Review for Environmental Resource Permit Applications within the South Florida Water Management District.

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WATER MANAGEMENT DISTRICTS
 South Florida Water Management District
 RULE NOS.: RULE TITLES:

- 40E-41.011: Policy and Purpose
- 40E-41.043: Application of Part I
- 40E-41.053: Exemptions
- 40E-41.063: Conditions for Issuance of Permits in the Western Canal 9 Basin
- 40E-41.143: Application of Part II
- 40E-41.160: Content of Application
- 40E-41.243: Application of Part III
- 40E-41.260: Content of Application
- 40E-41.263: Conditions for Issuance of Permits in the C-51 Basin
- 40E-41.333: Implementation
- 40E-41.343: Application of Part IV
- 40E-41.363: Conditions for Issuance of Permits in the Water Preserve Area, Water Preserve Area Basin, or Adjacent to the Protective Levees

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

DATE AND TIME: July 13, 2013, 9:00 a.m.

PLACE: Village of Key Biscayne, Council Chambers, 560 Crandon Boulevard, Key Biscayne, FL 33149.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a continuation of the May 9, 2013 public hearing to adopt amendments or repeal provisions in Chapters 40E-0, 40E-1, 40E-4, 40E-40, 40E-41, and 40E-400, F.A.C., and amend and rename the Basis of Review for Environmental Resource Permit Applications within the South Florida Water Management District.

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WATER MANAGEMENT DISTRICTS
 South Florida Water Management District
 RULE NOS.:RULE TITLES:

- 40E-62.011: Policy and Purpose
- 40E-62.020: Scope of Part I
- 40E-62.021: Policy and Purpose
- 40E-62.023: C-18 Canal Right of Way Boundary
- 40E-62.041: Permits Required
- 40E-62.042: General Permit for Occupancy or Use of the C-18 Right of Way
- 40E-62.043: Application of Part
- 40E-62.051: Exemptions
- 40E-62.101: Content of Application
- 40E-62.301: Conditions for Issuance of Permits
- 40E-62.321: Duration of Permits
- 40E-62.331: Modification of Permits
- 40E-62.341: Revocation of Permits
- 40E-62.351: Transfer of Permits
- 40E-62.381: Limiting Conditions
- 40E-62.651: C-18 Use Zones

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

DATE AND TIME: June 13, 2013, 9:00 a.m.

PLACE: Key Biscayne, Counsel Chamber, 560 Crandon Blvd., Key Biscayne, FL 33149

GENERAL SUBJECT MATTER TO BE CONSIDERED:

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WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.: RULE TITLES:

- 40E-400.010: Review of No Notice and Noticed General Environmental Resource Permit Applications
- 40E-400.021: Definitions
- 40E-400.201: Policy and Purpose
- 40E-400.211: Processing Procedures for Noticed General Permits
- 40E-400.215: General Conditions for All No Notice and Noticed General Permits

40E-400.315: No Notice General Permit for Activities in Uplands

40E-400.316: No Notice General Permit for Road Grading and Pavement Resurfacing

40E-400.417: General Permit for Construction, Alteration or Maintenance of Boat Ramps and Associated Accessory Docks

40E-400.427: General Permit for Certain Piers and Associated Structures

40E-400.431: General Permit for Installation of Riprap

40E-400.437: General Permit for the Installation of Fences

40E-400.439: General Permit for the Construction or Maintenance of Culverted Driveways or Roadway Crossings and Bridges of Artificial Waterways

40E-400.443: General Permit for Minor Bridge Alteration, Replacement, Maintenance and Operation

40E-400.447: General Permit for Minor Activities Within Existing FDOT Rights-of-Way or Easements

40E-400.453: General Permit for the Installation, Maintenance, Repair or Removal of Underground Cables, Conduits, or Pipelines

40E-400.455: General Permit for the Construction of Aerial Pipeline, Cable, or Conduit Crossings of Certain Waters

40E-400.457: General Permit for Subaqueous Utility Crossings of Artificial Waterways

40E-400.463: General Permit for the Construction and Operation of Culverts and Associated Water Control Structures in Mosquito Control Impoundments by Governmental Mosquito Control Agencies

40E-400.467: General Permit for Breaching Mosquito Control Impoundments by Governmental Mosquito Control Agencies

40E-400.470: Noticed General Permit for Temporary Agricultural Activities

40E-400.475: General Permit for Minor Activities

40E-400.483: General Permit to the Department to Conduct Minor Activities

40E-400.485: General Permit to the Department for Environmental Restoration or Enhancement Activities

40E-400.487: General Permit to the Department to Change Operating Schedules for Department or District Water Control Structures

40E-400.495: General Permit to U.S. Forest Service for Minor Works within National Forests

40E-400.500: General Permit for Construction, Operation, Maintenance, Alteration, Removal or Abandonment of Minor Silvicultural Surface Water Management Systems

40E-400.900: Forms and Instructions

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

DATE AND TIME: July 13, 2013, 9:00 a.m.

PLACE: Village of Key Biscayne, Council Chambers, 560 Crandon Boulevard, Key Biscayne, FL 33149.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Regulatory Council of Community Association Managers
 The Regulatory Council of Community Association Managers announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, May 31, 2013, 10:00 a.m.

PLACE: Conference call (888)670-3525, code: 6493057517#

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 General Business, Rules 61E14-2.001 and 61E14-5.003, F.A.C.

A copy of the agenda may be obtained by contacting: Regulatory Council of Community Association Managers, 1940 North Monroe Street, Tallahassee, Florida 32399-1040, (850)717-1981.

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: Regulatory Council of Community Association Managers, 1940 North Monroe Street, Tallahassee, Florida 32399-1040, (850)717-1981. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

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

For more information, you may contact: Regulatory Council of Community Association Managers, (850)717-1981.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

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

DATE AND TIME: June 3, 2013, 3:00 p.m. until all business is concluded.

PLACE: Conference call; dial-in number (888)670-3525, pass code number 9801392456#

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 The Budget Task Force will meet to discuss the board's quarter financials.

A copy of the agenda may be obtained by contacting: June Carroll, Board of Accountancy, 240 NW 76th Drive, Suite A, Gainesville FL 32607.

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: June Carroll. 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: June Carroll.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Mobile Home Relocation Corporation

The Florida Mobile Home Relocation Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, May 21, 2013, 1:00 p.m.

PLACE: The Clarion Inn & Suites, 20967 US Hwy 19 N, Clearwater, FL 33765

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of the Florida Mobile Home Relocation Corporation. Review of mobile home owner applications for compensation for relocation and/or abandonment due to change in land use, and such other business as may come before the board. Telephonic is available at (888)909-7654 and enter pass code 128126.

A copy of the agenda may be obtained by contacting: Vicky Krentz at (888)862-7010.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 days before the workshop/meeting by contacting: Vicky Krentz at (888)862-7010. 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: Vicky Krentz, Executive Director, FMHRC, P. O. Box 7848, Clearwater, FL 33758, (888)862-7010, Vicky@fmhrc.org.

DEPARTMENT OF HEALTH

The Florida PDMP Foundation, Inc. announces public meetings to which all persons are invited.

DATES AND TIMES: May 31, 2013; June 14, 2013; June 28, 2013; July 12, 2013; July 26, 2013; August 9, 2013; August 23, 2013; September 6, 2013; and September 20, 2013; 9:00 – 10:00 a.m. ET.

PLACE: Via conference call, (888), 670-3525, conference code: 1648696226

GENERAL SUBJECT MATTER TO BE CONSIDERED: The general business of The Florida PDMP Foundation, Inc.

A copy of the agenda may be obtained by contacting: The Florida PDMP Foundation, Inc., <http://www.flpdmpfoundation.com/information/agendas/>. The public agenda will be available two days prior to the meeting date on this website.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: The Florida PDMP Foundation, Inc., C/O Florida Prescription Drug Monitoring Program, 4052 Bald Cypress Way, C-16, Tallahassee, FL 32399, or (850)245-4797. If you are hearing or speech impaired, please contact the agency

using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: The Florida PDMP Foundation, Inc., C/O Florida Prescription Drug Monitoring Program, 4052 Bald Cypress Way, C-16, Tallahassee, FL 32399, or (850)245-4797.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES Substance Abuse Program

The Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, May 22, 2013, 10:00 a.m.

PLACE: Dept. of Children & Families, 1317 Winewood Blvd, Bldg. 6, Conference Room 335, Tallahassee, FL 32399-0700; (888)670-3525, participant code 2868250655.

GENERAL SUBJECT MATTER TO BE CONSIDERED: ITN #04D13GC1 – Partnerships for Success (PFS) Grant: Debriefing Meeting of the Evaluators. The purpose of this meeting is to retrieve copies of all responses from the Department's evaluators and to obtain and record their scores, which will be used to determine the short list for negotiations.

A copy of the agenda may be obtained by contacting: Adrian Williams, Procurement Manager, email: Adrian.Williams@dcf.state.fl.us.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES Substance Abuse Program

The Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: June 4, 2013, 8:30 a.m.

PLACE: Dept. of Children & Families, 1317 Winewood Blvd, Bldg. 6, Conference Room 335, Tallahassee, FL 32399-0700; (888)670-3525, participant code 2868250655

GENERAL SUBJECT MATTER TO BE CONSIDERED: ITN #04D13GC1 - Partnerships for Success (PFS) Grant: Organizational Meeting of Negotiators. The purpose of this meeting is for the Department's negotiators to discuss the upcoming negotiations with the shortlisted Respondents.

A copy of the agenda may be obtained by contacting: Adrian Williams, Procurement Manager, email: Adrian.Williams@dcf.state.fl.us.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES Substance Abuse Program

The Department of Children and Families announces a public meeting to which all persons are invited.

DATES AND TIME: June 4-10, 2013, 9:00 a.m. – 5:00 p.m. excluding weekends

PLACE: Dept. of Children & Families, 1317 Winewood Blvd, Bldg. 6, Conference Room 335, Tallahassee, FL 32399-0700, (888)670-3525, participant code 2868250655

GENERAL SUBJECT MATTER TO BE CONSIDERED: ITN #04D13GC1 – Partnerships for Success (PFS) Grant: Individual Negotiation Meetings. The purpose of these meetings will be to negotiate with the shortlisted Respondents for the delivery of services outlined in the solicitation document.

A copy of the agenda may be obtained by contacting: Adrian Williams, Procurement Manager, email: Adrian.Williams@dcf.state.fl.us.

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: June 4, 2013, 10:00 a.m. (Eastern).

PLACE: Rick Seltzer Conference Room, Suite 6000, Florida Housing Finance Corporation, 227 North Bronough Street, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Notice of Cancellation – The Review Committee Meeting to give the scores and to submit a recommendation to Florida Housing’s Board of Directors regarding the responses submitted for Request for Proposals No. 2013-07 for Public Housing Authority Revitalization High Priority Affordable Housing Developments, which was previously noticed for this date and time, is hereby canceled.

A copy of the agenda may be obtained by contacting: Kevin Tatreau, Director of Multifamily Programs at Kevin.Tatreau@floridahousing.org or (850)488-4197.

For more information, you may contact: Kevin Tatreau, Director of Multifamily Programs at Kevin.Tatreau@floridahousing.org or (850)488-4197.

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: June 14, 2013, 9:30 a.m. (Eastern).

PLACE: Rick Seltzer Conference Room, Suite 6000, Florida Housing Finance Corporation, 227 North Bronough Street, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Notice of Cancellation – The Review Committee Meeting to give the scores and to submit a recommendation to Florida Housing’s Board of Directors regarding the responses submitted for Request for Proposals No. 2013-08 for Special Needs High Priority Affordable Housing Developments, which was previously noticed for this date and time, is hereby canceled.

A copy of the agenda may be obtained by contacting: Kevin Tatreau, Director of Multifamily Programs at Kevin.Tatreau@floridahousing.org or (850)488-4197.

For more information, you may contact: Kevin Tatreau, Director of Multifamily Programs at Kevin.Tatreau@floridahousing.org or (850)488-4197.

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation announces public meetings to which all persons are invited.

DATES AND TIMES: June 4, 2013, 10:00 a.m. (Eastern); June 11, 2013, 10:00 a.m. (Eastern).

PLACE: Rick Seltzer Conference Room, Suite 6000, Florida Housing Finance Corporation, 227 North Bronough Street, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The first Review Committee Meeting will be to discuss the proposals and answer any questions the Review Committee may have regarding the proposals submitted in response to Florida Housing Finance Corporation’s Request for Proposals No. 2013-07 for Public Housing Authority Revitalization High Priority Affordable Housing Developments. The second Review Committee Meeting will be to give the scores and to submit a recommendation to Florida Housing’s Board of Directors.

A copy of the agenda may be obtained by contacting Kevin Tatreau, Director of Multifamily Programs at Kevin.Tatreau@floridahousing.org or (850)488-4197.

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: Jean Salmonsens, (850)488-4197, or Jean.Salmonsens@floridahousing.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).

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

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation announces public meetings to which all persons are invited.

DATES AND TIMES: June 10, 2013, 1:00 p.m. (Eastern); June 19, 2013, 1:00 p.m. (Eastern)

PLACE: Rick Seltzer Conference Room, Suite 6000, Florida Housing Finance Corporation, 227 North Bronough Street, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The first Review Committee Meeting will be to discuss the proposals and answer any questions the Review Committee may have regarding the proposals submitted in response to Florida Housing Finance Corporation's Request for Proposals No. 2013-08 for Special Needs High Priority Affordable Housing Developments. The second Review Committee Meeting will be to give the scores and to submit a recommendation to Florida Housing's Board of Directors.

A copy of the agenda may be obtained by contacting: Kevin Tatreau, Director of Multifamily Programs at Kevin.Tatreau@floridahousing.org or (850)488-4197.

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: Jean Salmonsens, (850)488-4197 or Jean.Salmonsens@floridahousing.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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 FINANCIAL SERVICES

The Medicaid & Public Assistance Fraud Strike Force announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday May 21, 2013, 2:00 p.m. – 4:00 p.m.

PLACE: Senate Office Building, Room 401, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Medicaid & Public Assistance Fraud.

A copy of the agenda may be obtained by contacting: <http://www.flstrikeforce.com/> 1 day prior to the meeting.

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: jade.stern@myfloridacfo.com, (850)413-1770. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: jade.stern@myfloridaCFO.com.

FLORIDA COLLEGE SYSTEM RISK MANAGEMENT CONSORTIUM

The Florida College System Risk Management Consortium announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, May 23, 2013, 9:30 a.m.

PLACE: Renaissance Hotel Orlando Airport, 5445 Forbes Places, Orlando, FL 32812

GENERAL SUBJECT MATTER TO BE CONSIDERED:
General Business Meeting.

A copy of the agenda may be obtained by contacting: 4500 NW 27th Avenue, Bldg D2, Gainesville, FL 32606.

For more information, you may contact: FCSRMC, 4500 NW 27th Avenue, Bldg D2, Gainesville, FL 32606.

Section VI

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

NONE

Section VIII

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

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

NONE

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

NONE

Section IX

**Notice of Petitions and Dispositions
Regarding Non-rule Policy Challenges**

NONE

Section X

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF EDUCATION

School Districts

Fresh Produce – B137134BC

PUBLIC NOTICE

ITB #B137134BC

FRESH PRODUCE

Friday, May 24, 2013, 2:00 p.m. local time.

Sealed bids for Fresh Produce will be received from eligible bidders at the School District of Lee County, Department of Procurement Services, 2855 Colonial Blvd, Fort Myers, FL 33966, until Friday, May 24, 2013 at 2:00 p.m. local time. The purpose and intent of the invitation to bid is to secure fixed fee and current market prices for Fresh Produce for all District schools on an as-needed basis. The District estimates the annual expenditure for these items will be approximately \$1,750,000. There is no guarantee of dollar value and this statement should not be construed as such.

Interested parties must register with the Department of Procurement Services by contacting Procurement Agent Brandi Camelio at BrandiLC@leeschools.net and provide the responding bidder's name, primary point of contact for this Bid, phone number, and email address.

Section XII
Miscellaneous

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of the Secretary

Florida State Clearinghouse

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. This includes Outer Continental Shelf activities and other actions subject to federal consistency review under the Florida Coastal Management Program. A list of projects, comments deadlines and the address for providing comments are available at: <http://approd.dep.state.fl.us/clearinghouse/>. For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

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.
