



dual sensory impaired. Definitions, procedures for referral, procedures for student evaluation, criteria for eligibility, and re-evaluation will all be addressed.

RULEMAKING AUTHORITY: 1003.01, 1003.57, 1003.571 FS.

LAW IMPLEMENTED: 1003.01, 1003.57, 1003.571 FS.

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

DATE AND TIME: August 8, 2014, 1:00 p.m.

PLACE: Via conference call: 1(888)670-3525, Conference ID# 5593981956. Anyone wishing to attend in person: Department of Education, 325 West Gaines Street, Room 605, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Monica Verra-Tirado, Bureau Chief, Bureau of Exceptional Education and Student Services, 325 W. Gaines Street, Suite 614, Tallahassee, Florida, 32399. To comment on this rule development, please contact Cathy Schroeder, Agency Clerk, Department of Education, (850)245-9661 or e-mail [cathy.schroeder@fldoe.org](mailto:cathy.schroeder@fldoe.org) or go to <https://app1.fldoe.org/rules/default.aspx>

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT: <https://app1.fldoe.org/rules/default.aspx>

## WATER MANAGEMENT DISTRICTS

### St. Johns River Water Management District

RULE NO.: RULE TITLE:

40C-12.200 Lobbyist Registration Procedures

PURPOSE AND EFFECT: The purpose and effect of the proposed rule will be to state procedures for registering to lobby the St. Johns River Water Management District and to adopt two forms for use in registration, changing information, renewing registration, and cancelling registration; along with the incorporation of a business classification system.

SUBJECT AREA TO BE ADDRESSED: Registration of lobbyists.

Members of the District's Governing Board may attend the scheduled Rule Development Workshop.

RULEMAKING AUTHORITY: 112.3261(8) FS.

LAW IMPLEMENTED: 112.3261 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 IS: Wendy Gaylord, Rules

Coordinator, St. Johns River Water Management District, Office of General Counsel, 4049 Reid Street, Palatka, Florida 32177, (386)326-3026, or [wgaylord@sjrwm.com](mailto:wgaylord@sjrwm.com)

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

#### 40C-12.200 Lobbyist Registration Procedures.

(1) A person who is a "lobbyist" as defined in Section 112.3215(1)(h), F.S., may not lobby the St Johns River Water Management District (the "District") until he or she has registered as a lobbyist with the District. Registration shall be made by completing the "Lobbyist Registration Form," which is incorporated by reference in subsection (7) below, and submitting that form to the District Clerk at the mail or email address shown in the form.

(2) A separate completed Lobbyist Registration Form must be submitted for each principal.

(3) For identifying and designating a principal's main business on the Authorization to Represent the Principal part of the Lobbyist Registration Form, the District adopts and incorporates by reference the 6-digit NAICS code published in the *North American Industry Classification System – United States, 2012I*, which is available at: {insert URL}. Classification system information can be obtained by contacting the NAICS Association, 129 Lakeshore Drive, Rockaway, NJ 07866, or by visiting its website: [www.naics.com](http://www.naics.com).

(4) Changes to the information provided on a Lobbyist Registration Form must be reported to the District using a completed Lobbyist Registration Form checking the box indicating the submitted form is for the purpose of changing previously filed information.

(5) A lobbyist may renew his or her registration to lobby by filing a completed Lobbyist Registration Form with the District and checking the box indicating the submitted form is for renewal purposes. Renewals must be filed before January 1 of each year.

(6) The principal of a lobbyist may cancel the lobbyist's registration by completing and submitting a "Lobbyist Registration Cancellation Form," which is incorporated by reference in subsection (7) below, informing the District that a particular lobbyist is no longer authorized to represent that principal. A lobbyist must cancel his or her registration on a principal's behalf upon termination of his or her contract or other such employment relationship with the principal by promptly submitting a completed Lobbyist Cancellation Form.

(7) The Lobbyist Registration Form, form number 12-A, effective date {insert date}, available at {insert URL} and the Lobbyist Registration Cancellation Form, form number 12-B, effective date {insert date}, available at {insert URL} are

hereby incorporated by reference and may be obtained without cost from the District Clerk either at St. Johns River Water Management District, P. O. Box 1429, Palatka, FL 32177, or at clerk@sjrwmd.com. These forms may also be downloaded from the District's website at: [www.floridaswater.com/lobbyist](http://www.floridaswater.com/lobbyist).  
Rulemaking Authority 112.3261(8) FS. Law Implemented 112.3261 FS. History--New

**DEPARTMENT OF HEALTH**

**Division of Medical Quality Assurance**

RULE NO.: RULE TITLE:

64B-2.001 Practitioner Profile

PURPOSE AND EFFECT: This rulemaking eliminates language that is unnecessary and duplicative of statute and incorporates the format of the practitioner profile that the agency is required to prepare.

SUBJECT AREA TO BE ADDRESSED: Practitioner profiles.

RULEMAKING AUTHORITY: 456.004, 456.044 FS.

LAW IMPLEMENTED: 456.039, 456.0391, 456.041, 456.042, 456.043, 456.044, 456.045, 456.046 FS.

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

DATE AND TIME: August 21, 2014, 3:00 p.m.

PLACE: Florida Department of Health, 4052 Bald Cypress Way, Building 4042, Room 301, Tallahassee, Florida 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Jennifer Wenhold at Jennifer.Wenhold@flhealth.gov or (850)245-4025. 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: Jennifer Wenhold at Jennifer.Wenhold@flhealth.gov or (850)245-4025  
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**Section II  
 Proposed Rules**

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NOS.: RULE TITLES:

68A-23.001 Definitions

68A-23.003 Commercial Fishing Devices; Provision for Use in Certain Waters

68A-23.012 Special Regulations on Lake Okeechobee  
 PURPOSE AND EFFECT: The purpose of this rule amendment is to allow for haul seine permits to be transferred to a member of the immediate family in the event of death or permanent disability of the permit holder and to reduce the number of required fishing days on Lake Okeechobee. Additionally, rule language has been clarified and outdated language removed.

The effect of this amendment will be to reduce the hardship on a family business in the event of the death or permanent disability of the permit holder.

SUMMARY: Chapter 68A-23, F.A.C., would be amended to include the definition of immediate family, to allow for haul seine permit transferability on Lake Okeechobee and certain waters in the Southwest Region, and to reduce the number of required fishing days on Lake Okeechobee. Updated haul seine application forms would also be incorporated by reference.

**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 nature of the rule and the preliminary analysis conducted to determine whether a SERC was required.

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: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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

DATES AND TIME: During the Commission's regular meeting September 10-11, 2014, 8:30 a.m. – 5:00 p.m. each day

PLACE: Embassy Suites Orlando, 4955 Kyngs Heath Road, Kissimmee, FL 34746

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the ADA Coordinator at (850) 488-6411. If you are hearing or speech impaired, please contact the agency using the

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mr. Tom Champeau, Director, Division of Freshwater Fisheries Management, Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399, (850)488-4066

THE FULL TEXT OF THE PROPOSED RULE IS:

68A-23.001 Definitions.

As used in this rule chapter:

Immediate family means parents, children, grandchildren, siblings, and spouse.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New \_\_\_\_\_.

68A-23.003 Commercial Fishing Devices; Provision for Use in Certain Waters.

(1) through (8) No change.

(9) Permits may be issued by the executive director to authorize the operation of haul seines in specified areas.

(a) Southwest Region haul seine permits:

1. A maximum of five haul seine permits may be issued for use of haul seines in lakes in the Southwest Region. Permits shall be issued to applicants on a first-come, first-served basis as determined by receipt of a completed haul seine permit application (Haul Seine Permit Application Form ~~HSSWRHSSR2~~ (7-14), ~~effective 7-1-97~~ found online at: [flrules.org](http://flrules.org), incorporated herein by reference and obtainable at the Southwest Region Office, 3900 Drane Field Road, Lakeland, Florida 33811-1299).

2. In the event of the death or permanent disability of a permittee, the permit may be transferred by the permit holder or the executor of the estate to a member of the immediate family. The Commission must be notified of the transfer prior to renewal of the permit.

~~3.2.~~ After all permits are issued, the Southwest Region Office shall maintain a waiting list of haul seine permit applicants on a first-come, first-serve basis, as determined from receipt of completed applications. Applicants wishing to maintain their status on the Southwest Region Haul Seine Waiting List shall notify the Southwest Region in writing between June 1 and July 1 of each year.

~~4.3.~~ When a permit becomes available, the first applicant on the waiting list will be notified by the Commission. Within 120 days from date of notification, the applicant must verify that he or she possesses all equipment, including boats, motors, and nets or provide evidence such as lease agreements, bills of sale, or other documents indicating how equipment will be

obtained and that the applicant has been licensed in accordance with Sections 379.363 and 379.3635, F.S. Applicants failing to meet the equipment requirements and other criteria in this section shall be denied a Southwest Region Haul Seine Permit. Haul seine permittees may not share equipment. No person shall be issued more than one haul seine permit, and permits are not transferable except for as provided above.

4. through 10. renumbered 3. through 11. No change.

~~12.44.~~ Denial, revocation, suspension, or non-renewal of haul seine permits or designations of assistant captains shall be administered in accordance with provisions of this rule section and Rule 68-1.010, F.A.C. Permittees shall provide evidence of valid licenses required pursuant to Sections 379.363 and 379.3635, F.S., prior to renewal of the Southwest Region Haul Seine Permit. A Southwest Region Haul Seine Harvest Report (~~Report-GFC Form HSSWR-HSRR1~~ (7-14), ~~found online at: flrules.org effective 7-1-97~~, incorporated herein by reference and obtainable at the Southwest Region Office) shall be completed by each permittee and furnished to the Southwest Region Office by June 1 of each year.

(b) No change.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const., 379.363 FS. History—New 8-1-79, Amended 10-23-79, 5-19-80, 6-22-80, 6-4-81, 6-21-82, 7-1-83, 7-1-84, 7-1-85, Formerly 39-23.03, Amended 6-1-86, 4-13-88, 7-1-90, 1-1-92, 7-1-92, 10-22-92, 4-20-93, 7-1-95, 4-1-96, 7-1-97, 7-1-98, Formerly 39-23.003, Amended 7-1-08, 8-27-09, 3-24-13, \_\_\_\_\_.

68A-23.012 Special Regulations on Lake Okeechobee.

(1) Freshwater game fish (except black bass, striped bass, or black crappie) may be possessed for commercial purposes by persons licensed in accordance with Sections 379.363 and 379.3635, F.S., within the area of Lake Okeechobee bounded on the east by Highway 441 from Okeechobee City to Belle Glade; on the south by State Road 80 from Belle Glade to South Bay; on the south and west by Highway 27 from South Bay north to the junction of Highway 27 and State Road 78; on the west and north by State Road 78 north to the junction of Highway 441; and in the incorporated city limits of all municipalities located on such boundary roads and highways as provided by this section. Such fish may be harvested, for commercial purposes, only under permit by the use of haul seines and as specified herein. All freshwater game fish shall be transported to the designated tagging station and immediately tagged as specified herein. Only permitted and licensed haul seiners may be tagging agents and may only tag fish caught pursuant to their own haul seine operation.

(a) through (b) No change.

(c) Each permit shall be fished a minimum of 70 days at least two (2) days per week, averaged annually, unless otherwise authorized by the assistant executive director due to exigent circumstances. Failure to comply may result in non-renewal of said permit.

(3) Permits for haul seines:

(a) Haul seines as specified herein may be used by persons licensed under Sections 379.363 and 379.3635, F.S., for taking non-game fish, bluegill, redear sunfish (shellcracker), and warmouth under authority of a permit from the executive director. A maximum of 10 haul seine permits shall be issued to applicants on a first-come, first-served basis as determined by receipt of a completed haul seine permit application (Haul Seine Permit Application Form HSSR, found online at: flrules.org, effective 07-01-2014, incorporated herein by reference) upon submission of the gear license fee, except as otherwise provided in this rule. In the event of the death or permanent disability of a permittee, the permit may be transferred by the permit holder or the executor of the estate to a member of the immediate family. The Commission must be notified of the transfer prior to renewal of the permit. After all available permits have been issued, the Commission shall maintain the first-come, first-served status of said applicants on a list. As permits become available for issuance, the executive director shall issue said permits to the applicants on said list in chronological order, except as otherwise provided in this rule. Upon being notified that they have been selected for inclusion in the program, the applicants shall, within 60 days, provide evidence that they have purchased and possess all necessary equipment, including boat(s), motor(s) and net(s), and have designated an assistant/captain. Failure to comply will result in denial of said permit. Equipment shall not be shared by permittees.

(b) through (f) No change.

(4) No change.

(5) Tagging:

(a) No change.

(b) Each permittee shall be responsible for the tagging of his own fish and only said permittee shall purchase tags. Tags will be provided by the Commission at a cost of five cents per tag. Permittees shall be responsible for the proper tagging of their fish and are strictly liable for any misappropriation thereof. Fish shall be tagged immediately upon arrival at the tagging site and prior to storage or, if a delay is necessary, shall be labeled so as to be readily traceable to the permittee. Permittees shall execute a contract of agreement with the Commission ~~(GFC Form TA 1000, effective April 15, 1992 incorporated herein by reference, and available from the Commission)~~ to tag fish at a designated location, and may be required to relinquish all tagging rights upon receipt of verified information and belief by the executive director that the

permittee has violated any commercial fishing regulation governing Lake Okeechobee. In determining whether to require a permittee to relinquish his tagging rights, the executive director shall consider the standards and criteria set forth in Rule 68-1.010, F.A.C. Breach of contract shall result in immediate denial of the delivery of fish tags by the Commission to the tagging agent.

(c) through (e) No change.

(6) through (7) No change.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const., 379.3635, 379.377 FS. History—New 8-1-79, Amended 11-8-79, 5-19-80, 6-22-80, 6-15-81, 6-21-82, 12-14-82, 7-1-84, 7-1-85, 9-19-85, Formerly 39-23.12, Amended 6-1-86, 2-21-88, 4-4-91, 4-15-92, 7-1-97, 7-1-98, Formerly 39-23.012, Amended 8-27-09, 3-24-13, 1-7-14, \_\_\_\_\_.

**BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE FOLLOWING THE COMMISSION MEETING AT WHICH THEY ARE CONSIDERED IF THE RULES ARE NOT CHANGED. IF CHANGED, THE RULES MAY BE FILED AS SOON AS POSSIBLE AFTER PUBLICATION OF A NOTICE OF CHANGE IN THE F.A.R.**

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Mr. Tom Champeau, Director, Division of Freshwater Fisheries Management, Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399 (850)488-4066

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 19, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 9, 2014

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NO.:           RULE TITLE:

68B-2.006           Restricted Species License Exemption

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate the qualification requirements currently found in Florida Statutes for the Restricted Species endorsement (RS) associated with Florida’s Saltwater Products License into the Florida Administrative Code (FAC) so that the Florida Fish and Wildlife Conservation Commission (FWC) can more readily respond to agency and stakeholder-identified needs for change and clarification.

The RS program helps ensure the sustainability of the state’s most important commercially harvested species. It was created

in coordination with the commercial fishing industry as a means to professionalize their fishery and ensure that fish harvested under Florida's commercial licenses are indeed being harvested for commercial purposes and are ultimately ending up in the seafood market. The means of qualifying, as well as the other requirements associated with the RS, are currently found in Florida Statutes (F.S.). Once these criteria are moved into rule, FWC will seek to have the qualification requirements removed from F.S. in order to eliminate redundancy and potential future conflicts between F.A.C. and F.S. requirements. FWC will also work with the commercial fishing industry to improve the qualification criteria to ensure they continue to correspond with the intent of the RS program and continue to add to the sustainability of Florida's marine fisheries.

The proposed rule amendment will not have any effect on fishery regulations and will serve only to incorporate existing statutory regulations into the FAC.

**SUMMARY:** This rule amendment would incorporate the provisions of Section 379.361(2)(b), F.S., which establish the qualification criteria for the RS, into the F.A.C.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

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

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:** Article IV, Section 9, Florida Constitution.

**LAW IMPLEMENTED:** Article IV, Section 9, Florida Constitution.

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

**DATES AND TIME:** During the Commission's regular meeting September 10-11, 2014, 8:30 a.m. – 5:00 p.m.

**PLACE:** Embassy Suites Orlando-Lake Buena Vista South, 4955 Kyns Heath Road, Kissimmee, FL 34746

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Jessica McCawley, Director, Division of Marine Fisheries Management, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, and (850)487-0554

**THE FULL TEXT OF THE PROPOSED RULE IS:**

**68B-2.006 Restricted Species Endorsement License Exemption.**

(1) A restricted species endorsement on the saltwater products license is required to sell to a licensed wholesale dealer those species which the state, by law or rule, has designated as "restricted species." This endorsement shall be issued only to a person who is at least 16 years of age, or to a firm certifying that over 25 percent of its income or \$5,000 of its income, whichever is less, is attributable to the sale of saltwater products pursuant to a saltwater products license issued under this paragraph or a similar license from another state. This endorsement may also be issued to a for-profit corporation if it certifies that at least \$5,000 of its income is attributable to the sale of saltwater products pursuant to a saltwater products license issued under this paragraph or a similar license from another state. However, if at least 50 percent of the annual income of a person, firm, or for-profit corporation is derived from charter fishing, the person, firm, or for-profit corporation must certify that at least \$2,500 of the income of the person, firm, or corporation is attributable to the sale of saltwater products pursuant to a saltwater products license issued under this paragraph or a similar license from another state, in order to be issued the endorsement. Such income attribution must apply to at least 1 of the last 3 years. For the purpose of this section, "income" means that income that is attributable to work, employment, entrepreneurship, pensions, retirement benefits, and social security benefits.

(2) To renew an existing restricted species endorsement, a marine aquaculture producer possessing a valid saltwater products license with a restricted species endorsement may apply income from the sale of marine aquaculture products to licensed wholesale dealers.

(3) The commission may require verification of such income for all restricted species endorsements issued pursuant to this paragraph. Acceptable proof of income earned from the sale of saltwater products shall be:

(a) Copies of trip ticket records generated pursuant to this subsection (marine fisheries information system), documenting qualifying sale of saltwater products;

(b) Copies of sales records from locales other than Florida documenting qualifying sale of saltwater products;

(c) A copy of the applicable federal income tax return, including Form 1099 attachments, verifying income earned from the sale of saltwater products;

(d) Crew share statements verifying income earned from the sale of saltwater products; or

(e) A certified public accountant's notarized statement attesting to qualifying source and amount of income.

(4) Notwithstanding any other provision of law, any person who owns a retail seafood market or restaurant at a fixed location for at least 3 years, who has had an occupational license for 3 years before January 1, 1990, who harvests saltwater products to supply his or her retail store, and who has had a saltwater products license for 1 of the past 3 license years before January 1, 1990, may provide proof of his or her verification of income and sales value at the person's retail seafood market or restaurant and in his or her saltwater products enterprise by affidavit and shall thereupon be issued a restricted species endorsement.

(5) Exceptions from income requirements shall be as follows:

(a) A permanent restricted species endorsement shall be available to those persons age 62 and older who have qualified for such endorsement for at least 3 of the last 5 years.

(b) Active military duty time shall be excluded from consideration of time necessary to qualify and shall not be counted against the applicant for purposes of qualifying.

(c) Upon the sale of a used commercial fishing vessel owned by a person, firm, or corporation possessing or eligible for a restricted species endorsement, the purchaser of such vessel shall be exempted from the qualifying income requirement for the purpose of obtaining a restricted species endorsement for a complete license year after purchase of the vessel.

(d) Upon the death or permanent disablement of a person possessing a restricted species endorsement, an immediate family member wishing to carry on the fishing operation shall be exempted from the qualifying income requirement for the purpose of obtaining a restricted species endorsement for a complete license year after the death or disablement.

(e) A restricted species endorsement shall, upon application, be issued on an individual saltwater products license to a person age 62 or older who documents that at least

\$2,500 of such person's income is attributable to the sale of saltwater products.

(f) A permanent restricted species endorsement shall, upon application, also be issued on an individual saltwater products license to a person age 70 or older who has held a saltwater products license for at least 3 of the last 5 license years.

(g) Any resident who is certified to be totally and permanently disabled by the Railroad Retirement Board, by the United States Department of Veterans Affairs or its predecessor, or by any branch of the United States Armed Forces, or who holds a valid identification card issued by the Department of Veterans' Affairs pursuant to Section 295.17, F.S., upon proof of the same, or any resident certified to be disabled by the United States Social Security Administration or a licensed physician, upon proof of the same, shall be exempted from the income requirements if he or she also has held a saltwater products license for at least 3 of the last 5 license years before the date of the disability. A restricted species endorsement issued under this paragraph may be issued only on an individual saltwater products license.

(h)(1) An honorably discharged resident military veteran certified by the United States Department of Veterans Affairs or its predecessor or by any branch of the United States Armed Forces to be at least 10% permanently service-connected disabled, upon proof of the same, shall not be required to provide documentation of the income requirement with the initial application for a restricted species endorsement. Documentation of the income requirement shall be required beginning with the renewal of the restricted species endorsement after such veteran has possessed a valid restricted species endorsement for a complete license year. This exemption may only be issued on an individual saltwater products license and is a one-time exemption. A restricted species endorsement shall be issued on an individual saltwater products license thereafter where such disabled resident veteran documents that at least \$2500 of such person's income is attributable to the sale of saltwater products.

(i)(2) Beginning July 1, 2014, a resident military veteran who applies to the Commission within 48 months after an honorable discharge from any branch of the United States Armed Forces, the Reserves, the Florida National Guard, or the U.S. Coast Guard shall not be required to provide documentation of the income requirement with the initial application for a restricted species endorsement. Documentation of the income requirement shall be required beginning with the renewal of the restricted species endorsement after such veteran has possessed a valid restricted species endorsement for a complete license year. This exemption may only be issued on an individual saltwater products license and is a one-time exemption per military enlistment.

(j)(3) Until June 30, 2014, a resident military veteran who applies to the Commission and who received an honorable discharge from any branch of the United States Armed Forces, the Reserves, the Florida National Guard, or the U.S. Coast Guard between September 11, 2001, and June 30, 2014, shall not be required to provide documentation of the income requirement with the initial application for a restricted species endorsement. Documentation of the income requirement shall be required beginning with the renewal of the restricted species endorsement after such veteran has possessed a valid restricted species endorsement for a complete license year. This exemption may only be issued on an individual saltwater products license.

Rulemaking Authority Article IV, Section 9, Florida Constitution. Law Implemented Article IV, Section 9, Florida Constitution. History—New 11-11-12, Amended 9-1-13,\_\_\_\_\_.

**BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE FOLLOWING THE COMMISSION MEETING AT WHICH THEY ARE CONSIDERED IF THE RULES ARE NOT CHANGED. IF CHANGED, THE RULES MAY BE FILED AS SOON AS POSSIBLE AFTER PUBLICATION OF A NOTICE OF CHANGE IN THE F.A.W.**

NAME OF PERSON ORIGINATING PROPOSED RULE: Jessica McCawley, Director, Division of Marine Fisheries Management, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 18, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN F.A.W.: January 8, 2014

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NO.: 68B-3.003  
 RULE TITLE: Repeal of Chapter 21254, Gilchrist County Special Acts

PURPOSE AND EFFECT: The purpose of this rule development is to repeal the Special Act of Local Application for Gilchrist County. The Special Act pre-dates the statewide regulation of marine fisheries and was originally enacted by the Legislature as local fishing laws. As part of its comprehensive marine fisheries rule review, the Florida Fish and Wildlife Conservation Commission, with input from affected counties, is evaluating all Special Acts to determine which ones are still necessary

The Special Act of Gilchrist County, Chapter 21254, allows for the year-round sale of saltwater fish in the county, provided the seller is properly licensed. Current, statewide license requirements govern the sale of saltwater fish, thus the Gilchrist County Special Act is obsolete.

The effect of these rules will be to remove a series of outdated or redundant local saltwater fishing rules and to conform the regulations for these counties to statewide saltwater fishing rules, improving enforceability and public

SUMMARY: This rule would repeal Chapter 21254, Gilchrist County Special Acts, Chapters 21305, 77-572, and 79-480, Indian River County Special Acts, and Chapters 19961, 26000, 27697, 61-2452, 63-1585, 67-1685, 67-1883, Gilchrist County Special Acts, allowing more current statewide regulations to apply in their place.

**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 nature of the rule and the preliminary analysis conducted to determine whether a SERC was required. 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: Article IV, Section 9, Florida Constitution.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution.

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

DATES AND TIME: During the Commission’s regular meeting September 10-11, 2014, 8:30 a.m. – 5:00 p.m.

PLACE: Embassy Suites Orlando-Lake Buena Vista South, 4955 Kyngs Heath Road, Kissimmee, FL 34746

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The ADA Coordinator, at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).



THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jessica McCawley, Director, Division of Marine Fisheries Management, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, and (850)487-0554

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-3.003 Repeal of Gilchrist County Special Acts of Local Application.  
The Fish and Wildlife Conservation Commission has determined that the repeal of Gilchrist County Special Acts of Local Application, Chapter 21254, Laws of Florida will not adversely affect the marine resources of Gilchrist County or of the State of Florida, therefore Gilchrist County Special Acts Chapter 21254, Laws of Florida, is hereby repealed.  
Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New

**BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE FOLLOWING THE COMMISSION MEETING AT WHICH THEY ARE CONSIDERED IF THE RULES ARE NOT CHANGED. IF CHANGED, THE RULES MAY BE FILED AS SOON AS POSSIBLE AFTER PUBLICATION OF A NOTICE OF CHANGE IN THE F.A.W.**

NAME OF PERSON ORIGINATING PROPOSED RULE: Jessica McCawley, Director, Division of Marine Fisheries Management, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 18, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 3, 2014

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NO.: 68B-3.004  
 RULE TITLE: Repeal of Chapters 21305, 77-572, and 79-480, Indian River County Special Acts

PURPOSE AND EFFECT: The purpose of this rule development is to repeal the Special Acts of Local Application for Indian River County. These Special Acts pre-date the statewide regulation of marine fisheries and were originally enacted by the Legislature as local fishing laws. As part of its comprehensive marine fisheries rule review, the Florida Fish and Wildlife Conservation Commission, with input from

affected counties, is evaluating all Special Acts to determine which ones are still necessary.

The Special Acts of Indian River County, Chapters 21305, 77-572, and 79-480, address the types of gear that may be used in the Indian River and require permission of adjacent property owners prior to harvesting oysters in the county. These Special Acts are more restrictive than more recent, statewide regulations addressing the harvest of oysters and use of various types of fishing gear, including limitations on the use of nets.

The effect of these rules will be to remove a series of outdated or redundant local saltwater fishing rules and to conform the regulations for these counties to statewide saltwater fishing rules, improving enforceability and public understanding of Florida’s fishing regulations and creating additional fishing opportunities.

SUMMARY: This rule would repeal Chapters 21305, 77-572, and 79-480, Indian River County Special Acts, allowing more current statewide regulations to apply in their place.

**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 nature of the rule and the preliminary analysis conducted to determine whether a SERC was required.

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: Article IV, Section 9, Florida Constitution.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution.

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

DATES AND TIME: During the Commission’s regular meeting September 10-11, 2014, 8:30 a.m. – 5:00 p.m.

PLACE: Embassy Suites Orlando-Lake Buena Vista South, 4955 Kyngs Heath Road, Kissimmee, FL 34746

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The ADA Coordinator, at (850)488-6411. If you are

hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Jessica McCawley, Director, Division of Marine Fisheries Management, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, and (850)487-0554

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-3.004 Repeal of Indian River County Special Acts of Local Application.

The Fish and Wildlife Conservation Commission has determined that the repeal of Indian River County Special Acts of Local Application, Chapters 21305, 77-572, and 79-480, Laws of Florida will not adversely affect the marine resources of Indian River County or of the State of Florida, therefore Indian River County Special Acts Chapters 21305, 77-572, and 79-480, Laws of Florida, are hereby repealed.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New

**BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE FOLLOWING THE COMMISSION MEETING AT WHICH THEY ARE CONSIDERED IF THE RULES ARE NOT CHANGED. IF CHANGED, THE RULES MAY BE FILED AS SOON AS POSSIBLE AFTER PUBLICATION OF A NOTICE OF CHANGE IN THE F.A.W.**

NAME OF PERSON ORIGINATING PROPOSED RULE: Jessica McCawley, Director, Division of Marine Fisheries Management, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 18, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 3, 2014

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

RULE NO.: 68B-3.005  
 RULE TITLE: Repeal of Chapters 19961, 26000, 27697, 61-2452, 63-1585, 67-1685, 67-1883, Manatee County Special Acts

PURPOSE AND EFFECT: The purpose of this rule development is to repeal the Special Acts of Local Application

for Manatee County. These Special Acts pre-date the statewide regulation of marine fisheries and were originally enacted by the Legislature as local fishing laws. As part of its comprehensive marine fisheries rule review, the Florida Fish and Wildlife Conservation Commission, with input from affected counties, is evaluating all Special Acts to determine which ones are still necessary.

The Special Acts of Manatee County, Chapters 19961, 26000, 27697, 61-2452, 63-1585, 67-1685, and 67-1883, provide for the use of certain gear types in the county, set bag and possession limits for saltwater species, and authorize both county and local governments to adopt ordinances to enforce these Special Acts. These Special Acts are either more restrictive than or in direct conflict with more recent statewide regulations addressing the use of gear and the management of marine fisheries.

The effect of these rules will be to remove a series of outdated or redundant local saltwater fishing rules and to conform the regulations for these counties to statewide saltwater fishing rules, improving enforceability and public understanding of Florida’s fishing regulations and creating additional fishing opportunities.

SUMMARY: This rule would repeal Chapters 19961, 26000, 27697, 61-2452, 63-1585, 67-1685, 67-1883, Manatee County Special Acts, allowing more current statewide regulations to apply in their place.

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 nature of the rule and the preliminary analysis conducted to determine whether a SERC was required.

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: Article IV, Section 9, Florida Constitution.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution.

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

**DATES AND TIME:** During the Commission’s regular meeting September 10-11, 2014, 8:30 a.m. – 5:00 p.m.

**PLACE:** Embassy Suites Orlando-Lake Buena Vista South, 4955 Kyngs Heath Road, Kissimmee, FL 34746

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the ADA Coordinator, at (850)488-6411. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542. 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:** Jessica McCawley, Director, Division of Marine Fisheries Management, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, and (850)487-0554

**THE FULL TEXT OF THE PROPOSED RULE IS:**

68B-3.005 Repeal of Manatee County Special Acts of Local Application.

The Fish and Wildlife Conservation Commission has determined that the repeal of Manatee County Special Acts of Local Application, Chapters 19961, 26000, 27697, 61-2452, 63-1585, 67-1685, 67-1883, Laws of Florida will not adversely affect the marine resources of Manatee County or of the State of Florida, therefore Manatee County Special Acts Chapters 19961, 26000, 27697, 61-2452, 63-1585, 67-1685, 67-1883, Laws of Florida, are hereby repealed.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History–New \_\_\_\_\_.

**BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE FOLLOWING THE COMMISSION MEETING AT WHICH THEY ARE CONSIDERED IF THE RULES ARE NOT CHANGED. IF CHANGED, THE RULES MAY BE FILED AS SOON AS POSSIBLE AFTER PUBLICATION OF A NOTICE OF CHANGE IN THE F.A.W.**

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Jessica McCawley, Director, Division of Marine Fisheries Management, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554

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

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** June 18, 2014

**DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR:** May 9, 2014

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

**RULE NO.:** 68B-14.0045  
**RULE TITLE:** Commercial Harvest Requirements; Licenses, Season Closures, Bag and Trip Limits

**PURPOSE AND EFFECT:** The purpose of this rule amendment is to eliminate unnecessary language specifying Jan. 1 through Dec. 31 commercial fishing seasons for reef fish and a June 1 through May 31 commercial fishing season for black sea bass in state waters of the Atlantic. This rule was originally intended to give the Commission the ability to close state waters to commercial harvest of these species when adjacent federal waters were closed due to federal quotas being met or exceeded. However, state rules that specify commercial fishing seasons for reef fish and Atlantic black sea bass are no longer necessary to enforce commercial closures and can be removed. Florida’s Reef Fish rule (68B-14) now requires commercial fishermen harvesting federally-managed reef fish species (including black sea bass) to abide by federal season closures in adjacent state waters, so listing these commercial fishing seasons in state rules is no longer necessary.

The effect of this rule amendment will be to remove unnecessary and confusing language from the Commission’s Reef Fish rule, which will improve enforceability of state rules and make commercial regulations easier to understand.

**SUMMARY:** The rule amendment will eliminate language specifying Jan. 1 through Dec. 31 commercial fishing seasons for reef fish and a June 1 through May 31 commercial fishing season for black sea bass in state waters of the Atlantic.

**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 nature of the rule and the preliminary analysis conducted to determine whether a SERC was required.

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:** Article IV, Section 9, Florida Constitution.

**LAW IMPLEMENTED:** Article IV, Section 9, Florida Constitution.

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

**DATES AND TIME:** During the Commission’s regular meeting September 10-11, 2014, 8:30 a.m. – 5:00 p.m. each day

**PLACE:** Embassy Suites Orlando, 4955 Kyns Heath Road, Kissimmee, FL 34746

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The ADA Coordinator, at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Jessica McCawley, Director, Division of Marine Fisheries Management, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, and (850)487-0554

**THE FULL TEXT OF THE PROPOSED RULE IS:**

68B-14.0045 Commercial Harvest Requirements; Licenses, Season Closures, Bag and Trip Limits.

- (1) No change.
- (2) Season Closures.

~~(a)1. Except as provided in subparagraph 2., persons harvesting any of the species listed in subsection 68B-14.001(2), F.A.C., for commercial purposes shall have a season that begins on January 1 and continues through December 31 each year.~~

~~2. Persons harvesting black sea bass in the Atlantic Ocean for commercial purposes shall have a season that begins June 1 each year and continues through May 31 of the following year.~~

- (b) through (h) renumbered (a) through (g) No change.
- (3) Bag and Trip Limits.
- (a) through (b) No change.

(c) Amberjack. Except during the three-month closed season specified in paragraph (2)(e)(f), no more than 1,000 pounds of greater amberjack harvested in or from state waters of the Atlantic Ocean shall be possessed aboard any vessel or landed from such a vessel per day.

(d) Red Porgy. Except during the closed season specified in paragraph (2)(f)(g), no more than 50 pounds of red porgy shall be possessed aboard any vessel in or on state waters of the Atlantic Ocean, or landed from such a vessel, per day.

(e) No change.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 2-1-90, Amended 12-31-92, 10-18-93, 3-1-94, 6-15-95, 1-1-96, 11-27-96, 12-31-98, 3-1-99, Formerly 46-14.0045, Amended 1-1-00, 3-6-00, 1-1-01, 3-1-01, 6-1-01, 1-1-03, 7-15-04, 5-20-05, 9-16-05, 3-10-06, 7-1-07, 4-1-08, 8-27-09, 1-19-10, 1-12-11, 6-10-13.

**BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE FOLLOWING THE COMMISSION MEETING AT WHICH THEY ARE CONSIDERED IF THE RULES ARE NOT CHANGED. IF CHANGED, THE RULES MAY BE FILED AS SOON AS POSSIBLE AFTER PUBLICATION OF A NOTICE OF CHANGE IN THE F.A.W.**

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Jessica McCawley, Director, Division of Marine Fisheries Management, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554

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

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** June 18, 2014

**DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR:** January 8, 2014

### Section III Notice of Changes, Corrections and Withdrawals

**DEPARTMENT OF FINANCIAL SERVICES**

**Securities**

**RULE NO.:** 69W-200.002      **RULE TITLE:** General Industry Standards Incorporated by Reference

**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. 40, No. 97, May 19, 2014 issue of the Florida Administrative Register.

Following comment by the Joint Administrative Procedures Committee, the following changes are made to the proposed rule: 1) The purpose and effect, summary, and summary of estimated regulatory costs sections of the Notice add additional language; 2) the rule is re-written in numbered paragraph form

rather than in table format for clarity and removes unnecessary information; 3) ranges of rules are included for incorporated rule series; 4) additional materials contained in proposed Rule 69W-700.008 are incorporated by reference; 4) an obsolete reference (17 C.F.R. 275.206(4)-4) is removed; and 5) grammatical changes are made.

**PURPOSE AND EFFECT:** The Office of Financial Regulation (OFR) proposes to adopt new Rule 69W-200.002, F.A.C., to consolidate ~~all~~ material incorporated by reference in Chapter 69W, F.A.C. into this rule. The proposed new rule will conform with Section 120.54(1)(i), F.S., identifying each material, its date, ~~the effective date of incorporation, the referencing rule(s),~~ and hyperlinks where the material can be accessed via the FAR or inspected at the OFR. The purpose and effect of placing material into Rule 69W-200.002, F.A.C., is to streamline the process by which the latest version of each material can be incorporated by reference pursuant to Section 120.54(1)(i), F.S. and therefore keep such regulations current.

**SUMMARY:** The Office of Financial Regulation (OFR) proposes to adopt new Rule 69W-200.002, F.A.C., to consolidate material incorporated by reference in Chapter 69W, F.A.C. into this rule. The proposed new rule will conform with Section 120.54(1)(i), F.S., identifying each material, its date, and hyperlinks where the material can be accessed via the FAR or inspected at the OFR. See above.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:** The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) No requirement for a SERC was triggered under Section 120.541(1); and 2) The amendments will not exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S. The Agency expressly relies on an analysis of potential economic impact conducted by persons with subject matter knowledge of this rule.

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

**RULEMAKING AUTHORITY:** 517.03(1), 517.1215(2), 517.1217 FS.

**LAW IMPLEMENTED:** 517.081, 517.12(4), 517.1215, 517.1217, 517.161(1) 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: John Kim, Division of Securities, (850)410-9781, john.kim@flofr.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69W-200.002 General Industry Standards Incorporated by Reference.

The following general industry standards as expressed in the statutes, rules and regulations of the various federal and self-regulatory agencies and regulatory associations and referenced in Chapter 69W, F.A.C., are hereby incorporated by reference and adopted by this rule. The material incorporated by reference in this rule may also be obtained from the Florida Office of Financial Regulation (Office), Division of Securities' website at <http://www.flofr.com/StaticPages/DivisionOfSecurities.htm>, except where noted for copyright restrictions. Materials subject to copyright restrictions may be inspected and examined by contacting the Florida Office of Financial Regulation, Division of Securities, at 200 E. Gaines Street, Tallahassee, Florida 32399, (850) 410-9500.

(1) FINRA Rule 2210 (7-11-14), accessible at <http://www.flrules.org/>.

(2) SEC Rule 501(a) of Regulation D (17 C.F.R. § 230.501(a)) (9-23-13), accessible at <http://www.flrules.org/>.

(3) SEC Rule 15c3-1 (17 C.F.R. § 240.15c3-1) (7-7-14), accessible at <http://www.flrules.org/>.

(4) SEC Rule 206(4)-3 (17 C.F.R. § 275.206(4)-3) (4-1-14 edition), accessible at <http://www.flrules.org/>.

(5) NASD Rule 3010 (2-4-13), accessible at <http://www.flrules.org/>.

(6) SEC Rule 144A (17 C.F.R. § 230.144A(a)) (9-23-13), accessible at <http://www.flrules.org/>.

(7) Regulation S-X (17 C.F.R. Part 210) (4-1-13 edition), accessible at <http://www.flrules.org/>.

(8) SEC Rules 17a-5 (17 C.F.R. § 240.17a-5) (6-1-14) and 17a-10 (17 C.F.R. § 240.17a-10) (12-9-81), accessible at <http://www.flrules.org/>.

(9) Section 15A of the Securities Exchange Act of 1934 (15 U.S.C. §78o-3) (10-1-10), accessible at <http://www.flrules.org/>.

(10) Regulation A of the Securities Act of 1933 (17 C.F.R. §§230.251 through 230.263) (4-1-13 edition), accessible at <http://www.flrules.org/>.

(11) SEC Rule 144 (17 C.F.R. § 230.144) (4-1-13 edition), accessible at <http://www.flrules.org/>.

(12) Section 642(c)(5) of the Internal Revenue Code of 1954 (26 U.S.C. §642(c)(5)) (1-23-02), accessible at <http://www.flrules.org/>.

(13) Regulation S (17 C.F.R. §§ 230.901 through 230.905) (4-1-13 edition), accessible at <http://www.flrules.org/>.

(14) Section 4(a)(2) of the Securities Act of 1933 (15 U.S.C. § 77d(a)(2)) (4-5-12), accessible at <http://www.flrules.org/>.

(15) SEC Rule 701 (17 C.F.R. 230.701) (4-1-13 edition), accessible at <http://www.flrules.org/>.

(16) Section 3(a) of the Securities Act of 1933 (15 U.S.C. §77c(a)) (7-9-12), accessible at <http://www.flrules.org/>.

(17) Securities Act of 1933 Section 5 (15 U.S.C. §77e) (4-5-12); Section 6 (15 U.S.C. §77f) (4-5-12); Section 7 (15 U.S.C. §77g) (4-5-12); and Section 8 (15 U.S.C. §77h) (8-22-40), accessible at <http://www.flrules.org/>.

(18) SEC Rule 17f-2 (17 C.F.R. § 240.17f-2) (4-1-13 edition), accessible at <http://www.flrules.org/>.

(19) SEC Rule 10b-10 (17 CFR § 240.10b-10) (7-7-14), accessible at <http://www.flrules.org/>.

(20) SEC Rule 17a-3 (17 CFR § 240.17a-3) (4-1-14 edition), accessible at <http://www.flrules.org/>.

(21) MSRB Rules G-8 (7-5-14) and G-15 (existing as of 9-22-14), available for inspection at the Office due to copyright restrictions.

(22) Securities Exchange Act of 1934 Section 9 (15 U.S.C. §78i) (2012); Section 10 (15 U.S.C. §78j) (7-16-11); Section 11A (15 U.S.C. §78k-1) (4-5-12); Section 15(c) and 15(g) (15 U.S.C. §78o(c) and 78o(g)) (2012), accessible at <http://www.flrules.org/>.

(23) SEC Rule 9b-1 (17 CFR § 240.9b-1) (4-1-14 edition), accessible at <http://www.flrules.org/>.

(24) SEC Rules 10b-1, 10b-3, 10b-5, 10b5-1, 10b5-2, 10b-9, 10b-10, 10b-16, 10b-17, 10b-18, and 10b-21 (17 CFR §§ 240.10b-1, 240.10b-3, 240.10b-5, 240.10b5-1, 240.10b5-2, 240.10b-9, 240.10b-10, 240.10b-16, 240.10b-17, 240.10b-18, and 240.10b-21) (4-1-14 edition), accessible at <http://www.flrules.org/>.

(25) SEC Rules 15c1-1 through 15c1-3 and 15c1-5 through 15c1-9 (17 CFR §§ 240.15c1-1 through 240.15c1-3 and 240.15c1-5 through 240.15c1-9) (4-1-14 edition), accessible at <http://www.flrules.org/>.

(26) SEC Rules 15c2-1, 15c2-4, 15c2-5, 15c2-7, 15c2-8, 15c2-11, and 15c2-12 (17 CFR §§ 240.15c2-1, 240.15c2-4, 240.15c2-5, 240.15c2-7, 240.15c2-8, 240.15c2-11, and 240.15c2-12) (4-1-14 edition), accessible at <http://www.flrules.org/>.

(27) SEC Rules 15g-1 through 15g-6, 15g-8, and 15g-9 (17 CFR §§ 240.15g-1 through 240.15g-6, 240.15g-8 and 240.15g-9) (4-1-14 edition), accessible at <http://www.flrules.org/>.

(28) Regulation M (17 CFR §242.100 through 242.105) (4-1-14 edition), accessible at <http://www.flrules.org/>.

(29) SEC Rule 601 (17 C.F.R. § 242.601) (4-1-14 edition), accessible at <http://www.flrules.org/>.

(30) Regulation T, Credit by Brokers and Dealers, (12 C.F.R. §§ 220.1 through 220.12, 220.101, 220.103, 220.105, 220.108, 220.110, 220.111, 220.113, 220.117, 220.118, 220.119, 220.121, 220.122, 220.123, 220.124, 220.127, 220.128, 220.131, 220.132); and 12 C.F.R. § 221.125 of Regulation U (1-1-13 edition), accessible at <http://www.flrules.org/>.

(31) SEC Rule 8c-1, (17 C.F.R. § 240.8c-1) (4-1-14 edition), accessible at <http://www.flrules.org/>.

(32) FINRA Rule 2000 Series (2010 through 2370) (existing as of 9-22-14), accessible at <http://www.flrules.org/>.

(33) FINRA Rule 3000 Series (only 3130, 3160, and 3220 through 3310) (existing as of 9-22-14), accessible at <http://www.flrules.org/>.

(34) FINRA Rule 4000 Series (4110 through 4570) (existing as of 9-22-14), accessible at <http://www.flrules.org/>.

(35) FINRA Rule 5000 Series (5110 through 5350) (existing as of 9-22-14), accessible at <http://www.flrules.org/>.

(36) FINRA Rule 6000 Series (6110 through 6770) (existing as of 9-22-14), accessible at <http://www.flrules.org/>.

(37) FINRA Rule 7000 Series (7110 through 7740) (existing as of 9-22-14), accessible at <http://www.flrules.org/>.

(38) NASD Conduct Rule 2000 Series (IM-2210-2 through 2830) (existing as of 9-22-14), accessible at <http://www.flrules.org/>.

(39) NASD Conduct Rule 3000 Series (3010 through 3170) (existing as of 9-22-14), accessible at <http://www.flrules.org/>.

(40) FINRA Uniform Practice Code Rule 11000 Series (11100 through 11900) (existing as of 9-22-14), accessible at <http://www.flrules.org/>.

(41) NYSE Rules 405 (7-14-11), 412 (9-15-08), and 435 (5-29-09), accessible at <http://www.flrules.org/>.

(42) Section 2, 3, 4, 5, and 6 of the Securities Act of 1933, (15 U.S.C.A. §§ 77b, 77c, 77d, 77e, and 77f) (4-5-12), accessible at <http://www.flrules.org/>.

(43) SEC Rules 134, 134a, 135a, 144, 156, 419, 481, and 482, (17 C.F.R. §§ 230.134, 230.134a, 230.135a, 230.144, 230.156, 230.419, 230.481 and 230.482) (4-1-13 edition), accessible at <http://www.flrules.org/>.

(44) Section 15(b)(4)(E) of the Securities Exchange Act of 1934 (15 U.S.C. § 78o(b)(4)(E)) (2012), accessible at <http://www.flrules.org/>.

(45) Regulation SHO, Regulation of Short Sales, (17 C.F.R. §§ 242.200-242.203) (4-1-14 edition), accessible at <http://www.flrules.org/>.

(46) Section 15B of the Securities Exchange Act of 1934 (15 U.S.C. § 78o-4) (10-1-10), accessible at <http://www.flrules.org/>.

(47) MSRB Definitional Rules D-1 to D-14, and General Rules G-1 to G-17 and G-19 to G-43 (existing as of 9-22-14), available for inspection at the Office due to copyright restrictions.

(48) Sections 13 and 15D of the Securities Exchange Act of 1934 (15 U.S.C. §§ 78m (8-10-12) and 78o-6 (4-5-12)), accessible at <http://www.flrules.org/>.

(49) Sections 204, 204A, 205, 206, 207, 208 of the Investment Advisers Act of 1940 (15 U.S.C.A. §§ 80b-4, 80b-4a, 80b-5, 80b-6, 80b-7, 80b-8) (2012), accessible at <http://www.flrules.org/>.

(50) SEC Rule 204-3 (17 C.F.R. §275.204-3); Rule 205-1 (17 C.F.R. §275.205-1); Rule 205-2 (17 C.F.R. §275.205-2); Rule 205-3 (17 C.F.R. §275.205-3); Rule 206(3)-1 (17 C.F.R. §275.206(3)-1); Rule 206(3)-2 (17 C.F.R. §275.206(3)-2); Rule 206(4)-1 (17 C.F.R. §275.206(4)-1); Rule 206(4)-3 (17 C.F.R. §275.206(4)-3, (4-1-14 edition), accessible at <http://www.flrules.org/>.

(51) The Investment Advisers Act of 1940 (15 U.S.C. § 80b-1 through 80b-21) (2012), accessible at <http://www.flrules.org/>.

(52) National Securities Markets Improvement Act of 1996 (Pub. L. 104-290) (10-11-96), accessible at <http://www.flrules.org/>.

(53) Section 4f(a) of the Commodity Exchange Act (7 U.S.C. § 6f) (2012), accessible at <http://www.flrules.org/>.

(54) Investment Company Act of 1940 (15 U.S.C. § 80a-1 through 80a-64) (2012), accessible at <http://www.flrules.org/>.

(55) SEC Rules 17a-3 and 17a-4 (17 C.F.R. §§ 240.17a-3 and 240.17a-4) (4-1-14 edition), accessible at <http://www.flrules.org/>.

(56) SEC Rule 204-2 (17 C.F.R. §275.204-2) (4-1-13 edition), accessible at <http://www.flrules.org/>.

(57) SEC Rule 204-3 (17 C.F.R. §275.204-3) (4-1-13 edition), accessible at <http://www.flrules.org/>.

(58) SEC Rule 15c3-1 and appendices (17 C.F.R. §240.15c3-1 (7-7-14); 17 C.F.R. §240.15c3-1a (7-7-14); 17 C.F.R. §240.15c3-1b (8-9-84); 17 C.F.R. §240.15c3-1c (12-2-92); 17 C.F.R. §240.15c3-1d (6-5-08); 17 C.F.R. §240.15c3-1e (7-7-14); 17 C.F.R. §240.15c3-1f (7-7-14); 17 C.F.R. §240.15c3-1g (7-7-14)), accessible at <http://www.flrules.org/>.

(59) 17 C.F.R. § 240.17a-11 (6-1-14), accessible at <http://www.flrules.org/>.

(60) SEC Rule 15c3-3 and Exhibit A (17 C.F.R. § 240.15c3-3 (4-1-14 edition) and 240.15c3-3a (7-7-14)), accessible at <http://www.flrules.org/>.

(61) FINRA Rule 1250 (10-17-11), accessible at <http://www.flrules.org/>.

(62) NYSE Rule 345A (7-29-03), accessible at <http://www.flrules.org/>.

(63) NYSE MKT LLC Rule 341A (11-10-04), accessible at <http://www.flrules.org/>.

(64) Article VI, Rule 11 of the Chicago Stock Exchange (5-22-14), available for inspection at the Office due to copyright restrictions.

(65) Section 422 of the Internal Revenue Code (26 U.S.C. §422) (11-5-90), accessible at <http://www.flrules.org/>.

(66) Employee Retirement Income Security Act of 1974 (Pub.L. 93-406) (4-7-14), accessible at <http://www.flrules.org/>.

(67) Section 501(c)(3) of the Internal Revenue Code (26 U.S.C. §501(c)(3)) (3-30-10), accessible at <http://www.flrules.org/>.

(68) SEC Rule 15a-6(b)(4)(i) (17 C.F.R. §240.15a-6) (4-1-14 edition), accessible at <http://www.flrules.org/>.

(69) Sections 856, 857 and 858 of the Internal Revenue Code of 1954 (26 U.S.C. §§ 856 (7-30-08), 857 (7-30-08), 858 (11-10-88)), accessible at <http://www.flrules.org/>.

(70) Securities Exchange Act of 1934 (15 U.S.C. §§ 78a through 78pp) (2012), accessible at <http://www.flrules.org/>.

(71) SEC Rule 415 (17 C.F.R. § 230.415) (4-1-13 edition), accessible at <http://www.flrules.org/>.

(72) Section 10(a) of the Securities Act of 1933 (15 U.S.C. § 77j(a)) (8-10-54), accessible at <http://www.flrules.org/>.  
Rulemaking Authority 517.03(1), 517.1215(2), 517.1217 FS. Law Implemented 517.081, 517.12(4), 517.1215, 517.1217, 517.161(1) FS. History—New.

**Section IV  
Emergency Rules**

NONE

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on July 23, 2014, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Century Link. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 3.10.4(u) and ASME A17.1, Section 303.3d, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators stop switch and shut-off valve which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2014-263).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

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

On July 4, 2014 the Division issued an order. The Final Order was in response to a Petition for an emergency temporary Variance from Mgmt. Corp. of Oceanview, COA, Inc. (North Bldg.), filed July 2, 2014, and advertised on July 7, 2014 in Vol. 40, No. 130, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 211.3b and 211.3a(7) ASME A17.1b, 1987 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators

phase I emergency recall operation and smoke detectors because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2014-231).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on July 24, 2014, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Keller Williams Building. Petitioner seeks an emergency variance of the requirements of ASME A17.1b, Section 2.20.4, 2.18.5.1 and 8.11.2.1.3(cc)(1) & (3) as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires steel ropes of a minimum diameter of 9.5 mm which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2014-265).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on July 24, 2014, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Ernie Palmer Toyoto Scion. Petitioner seeks an emergency variance of the requirements of ASME A17.1, Section 3.19.4.1, 3.19.4.4, 3.19.4.5, and 3.26.8, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators shutoff valve, manual lowering valve, pressure gauge fittings and pressure switch (Endura design) which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2014-264).



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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

The Construction Industry Licensing Board hereby gives notice of the issuance of an Order regarding the Petition for Variance or Waiver, filed on April 16, 2014, by Peter J. Molodecki, Jr. The Notice of Petition for Waiver or Variance was published in Vol. 40, No. 79, of the April 23, 2014, Florida Administrative Register. Petitioner sought a waiver or variance of Rule 61G4-16.006, F.A.C., which requires as grounds for approval of an application to qualify a business entity that there not be any unsatisfied judgments or liens against the business entity which the applicant previously qualified as a primary qualifier. The Board considered the instant Petition at a duly-noticed public meeting held on May 16, 2014, in Lake Mary, Florida.

The Board's Order, filed on July 8, 2014, denied the Petition for a Variance or Waiver of Rule 61G4-15.006, F.A.C.

A copy of the Order or additional information may be obtained by contacting: Drew Winters, Executive Director, Construction Industry Licensing Board, at the above address or telephone: (850)487-1395, or by electronic mail - Amanda.Wynn@myfloridalicense.com.

**DEPARTMENT OF HEALTH**

**Board of Clinical Laboratory Personnel**

**RULE NO.: RULE TITLE:**

64B3-5.003 Technologist

NOTICE IS HEREBY GIVEN that on July 18, 2014, the Clinical Laboratory Personnel received a petition for variance or waiver for Vannessa Negron-Asencio. Petitioner is seeking a variance or waiver of paragraph 64B3-5.003(3)(a), Option 3, Florida Administrative Code, which sets forth the education, training/experience and examination requirements for a specialty licensure as a medical technologist.

Copies of the petition may be obtained by written request from Adrienne Rodgers, Executive Director, Board of Clinical Laboratory Personnel, (850)245-4355, at the above address or at MQA\_Clinical\_Laboratory\_Personnel@doh.state.fl.us. Comments on the petition should be filed with the Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257 within 14 days of publication of this notice.

**FLORIDA HOUSING FINANCE CORPORATION**

**RULE NO.: RULE TITLE:**

67-48.004 Selection Procedures for Developments

NOTICE IS HEREBY GIVEN that on July 23, 2014, the Florida Housing Finance Corporation received a petition for waiver from Palm Breeze Partners, Ltd., requesting a waiver from subsection 67-48.004(3), F.A.C., to permit a change in the Development Type from mid-rise with elevator (a building comprised of 5 or 6 stories) with concrete construction to mid-rise with elevator (a building comprised of 4 stories) with wood construction.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ashley Marie Black, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. 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., EDT, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

**Section VI**

**Notice of Meetings, Workshops and Public Hearings**

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Consumer Services**

**RULE NO.: RULE TITLE:**

5J-17.010 Grounds for Discipline

5J-17.011 Disciplinary Guidelines

5J-17.051 Minimum Technical Standards: General Survey, Map, and Report Content Requirements

5J-17.052 Minimum Technical Standards: Specific Survey, Map, and Report Requirements

The Department of Agriculture and Consumer Services announces a workshop to which all persons are invited.

**DATE AND TIME:** August 13, 2014, 2:00 p.m. – 4:00 p.m.

**PLACE:** Sawgrass Marriott, Champions B Conference Room, 1000 PGA Tour Boulevard, Ponte Vedra Beach, FL 32082

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** A workshop to discuss changes to existing rules, and the possible adoption of new rules, to implement the recent statutory changes to Section 472.027, Florida Statutes.

A copy of the agenda may be obtained by contacting: John Roberts, Executive Director, Board of Professional Surveyors and Mappers, 2005 Apalachee Parkway, Tallahassee, FL 32399-6500, (850)410-3833.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: John Roberts, Executive Director, Board of Professional Surveyors and Mappers, 2005 Apalachee Parkway, Tallahassee, FL 32399-6500, (850)410-3833. 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: John Roberts, Executive Director, Board of Professional Surveyors and Mappers, 2005 Apalachee Parkway, Tallahassee, FL 32399-6500, (850)410-3833.

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#### DEPARTMENT OF EDUCATION

##### Education Practices Commission

The Education Practices Commission announces hearings to which all persons are invited.

**DATES AND TIMES:** July 31, 2014, 9:00 a.m. or as soon thereafter as can be heard, Teacher Hearing Panel; July 31, 2014, immediately following the Teacher Hearing Panel, Leadership Training; July 31, 2014, immediately following the Leadership Training, Business Meeting Planning Meeting; August 1, 2014, 8:30 a.m. or as soon thereafter as can be heard, Teacher Hearing Panel

**PLACE:** Oceanside Inn, 1909 South Atlantic Avenue, Daytona Beach Shores, Florida 32118, (386)255-4492

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Hearing Panels of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators. The Leadership Training is being conducted to train Commission members. The Business Meeting Planning Meeting is being conducted to discuss matters for the upcoming Business Meeting.

A copy of the agenda may be obtained by contacting: Gretchen Kelley Brantley at (850)245-0455.

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: Gretchen Kelley Brantley at (850)245-0455. 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: Lisa Forbess or Gretchen Kelley Brantley at (850)245-0455.

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#### WATER MANAGEMENT DISTRICTS

##### Southwest Florida Water Management District

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

**DATE AND TIME:** August 6, 2014, 9:00 a.m.

**PLACE:** 7601 Hwy 301 N, Tampa, FL 33637

##### GENERAL SUBJECT MATTER TO BE CONSIDERED:

Regular monthly meeting to obtain feedback from interested persons on current pending permit applications. The agenda is available at [www.watermatters.org/calendar/calendar.php/](http://www.watermatters.org/calendar/calendar.php/).

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD, Human Resources Bureau Chief at 1(800)423-1476, ext. 4702; TDD (FL only) 1(800)231-6103 or email: [ADACoordinator@swfwmd.state.fl.us](mailto:ADACoordinator@swfwmd.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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#### WATER MANAGEMENT DISTRICTS

##### South Florida Water Management District

The Water Resource Advisory Commission announces a public meeting to which all persons are invited.

**DATE AND TIME:** August 7, 2014, 9:00 a.m., Water Resource Advisory Commission Meeting

**PLACE:** South Florida Water Management District, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

##### GENERAL SUBJECT MATTER TO BE CONSIDERED:

A Public Meeting of the Water Resources Advisory Commission (WRAC) regarding water resources protection, water supply and flood protection issues. The public is advised that it is possible that one or more members of the Governing Board of the South Florida Water Management District may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting: Tia Barnett, (561)682-6286, [tbarnett@sfwmd.gov](mailto:tbarnett@sfwmd.gov) or at our website: <http://my.sfwmd.gov/wrac.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: the District Clerk, (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: Tia Barnett, (561)682-6286.

**DEPARTMENT OF ELDER AFFAIRS**

**Long-Term Care Ombudsman Program**

The Department of Elder Affairs, Long-Term Care Ombudsman Program announces a public meeting to which all persons are invited.

**DATE AND TIME:** Friday, August 8, 2014, 10:15 a.m. – 12:00 Noon

**PLACE:** Conference call: 1(888)670-3525, passcode: 780-930-7873

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** State Council Business.

A copy of the agenda may be obtained by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, FL 32399, telephone: (850)414-2323 or email: LTCOPInformer@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: at above referenced number. 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).

**DEPARTMENT OF ELDER AFFAIRS**

**Long-Term Care Ombudsman Program**

The Department of Elder Affairs, Long-Term Care Ombudsman Program announces a public meeting to which all persons are invited.

**DATE AND TIME:** Friday, August 8, 2014, 9:30 a.m. – 10:00 a.m.

**PLACE:** Conference call: 1(888)670-3525, passcode: 780-930-7873

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** State Council Executive Committee Business.

A copy of the agenda may be obtained by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, FL 32399, telephone: (850)414-2323 or email: LTCOPInformer@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: at the above referenced number. 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).

**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:** August 21, 2014, 9:00 a.m.

**PLACE:** The meeting will be held by teleconference, using teleconference call: 1(888)670-3525, conference code: (9202742832)

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Clay Ford Scholarship Committee will meet to consider applications for minority scholarships.

A copy of the agenda may be obtained by contacting: Trecia Jenkins, Regulatory Specialist II, 240 NW 76th Drive, Suite A, Gainesville, Florida 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: Trecia Jenkins. 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 ENVIRONMENTAL PROTECTION**

The Florida Communities Trust Governing Board announces a public meeting to which all persons are invited.

**DATE AND TIME:** August 5, 2014, 2:30 p.m.

**PLACE:** Conference Room A, Douglas Building, Florida Department of Environmental Protection, 3900 Commonwealth Blvd., Tallahassee, Florida 32399. Interested parties may also participate via conference call by dialing 1(888)670-3525 and entering participant code: 7020742991#.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The FCT Governing Board will consider the April 29, 2014 meeting minutes and any other business, old or new, deemed necessary.

A copy of the agenda may be obtained by contacting: Linda Reeves at the Florida Department of Environmental Protection, Office of Operations, Land and Recreation Grants Programs, 3800 Commonwealth Blvd., Mail Station #103, Tallahassee, Florida 32399, Telephone 1(850)245-2702, or email [Linda.Reeves@dep.state.fl.us](mailto:Linda.Reeves@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: Linda Reeves using the contact information provided above. 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).

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**  
The Division of Recreation and Parks, Myakka River Management Coordinating Council announces a public meeting to which all persons are invited.

**DATE AND TIME:** August 15, 2014, 9:00 a.m. – 12:00 Noon  
**PLACE:** Twin Lakes Park, 6700 Clark Rd., Sarasota, FL 34241  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Conduct Council Business for administering the Myakka River as a Wild and Scenic River.

A copy of the agenda may be requested from Chris Oliver, Division of Recreation and Parks, District 4 Administration, 1843 S. Tamiami Tr., Osprey, FL 34229 or by calling (941)486-2052.

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: Chris Oliver, (941)486-2052. 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 ENVIRONMENTAL PROTECTION**  
The Florida Department of Environmental Protection, Florida Coastal Office announces a public meeting to which all persons are invited.

**DATE AND TIME:** Wednesday, August 27, 2014, 9:00 a.m. – 5:00 p.m.  
**PLACE:** Main Lecture Hall, Green Cay Nature Center, 12800 Hagen Ranch Road, Boynton Beach, FL 33437

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Coral Reef Conservation Program is holding a meeting of the Our Florida Reefs North Community Working Group for working group members to learn about coral reef management in southeast Florida.

A copy of the agenda may be obtained by contacting: Benjamin Wahle by email: [Benjamin.Wahle@dep.state.fl.us](mailto:Benjamin.Wahle@dep.state.fl.us) or by phone: (305)795-1223. The agenda will be posted at <http://ourfloridareefs.org/events/> one week prior to the meeting date.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Benjamin Wahle at (305)795-1223. 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).

**DEPARTMENT OF HEALTH**  
The Florida Healthcare Coalition Task Force announces public meetings to which all persons are invited.

**DATE AND TIME:** August 19, 2014, 8:30 a.m.; August 20, 2014, 8:30 a.m.  
**PLACE:** Caribe Royale, 8101 World Center Drive, Orlando, FL 32821

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Inform and solicit feedback from state recognized healthcare coalition representatives for activities, strategies and data related to Budget Period 3, FY14-15 supporting the continued development of coalitions.

A copy of the agenda may be obtained by contacting: Jeanine Posey, (850)245-4040.

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: Jeanine Posey. 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).

**DEPARTMENT OF HEALTH**  
Board of Pharmacy  
The Florida Board of Pharmacy announces public meetings to which all persons are invited.

**DATES AND TIMES:** Tuesday, August 12, 2014, 1:00 p.m.; Wednesday, August 13, 2014, 9:00 a.m.  
**PLACE:** DoubleTree by Hilton, 100 Fairway Drive, Deerfield Beach, FL 33441, 1(800)624-3606

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** general board business.

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

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

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DEPARTMENT OF HEALTH

Board of Pharmacy

The Florida Board of Pharmacy Compounding Rules Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, August 11, 2014, 3:00 p.m.

PLACE: DoubleTree by Hilton, 100 Fairway Drive, Deerfield Beach, FL 33441, 1(800)624-3606

GENERAL SUBJECT MATTER TO BE CONSIDERED: Rule 64B16-27.797, general rules discussion, and any rules related to the implementation of House Bill 7077.

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

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

DEPARTMENT OF HEALTH

Board of Pharmacy

The Florida Board of Pharmacy Rules Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 12, 2014, 9:00 a.m.

PLACE: DoubleTree by Hilton, 100 Fairway Drive, Deerfield Beach, FL 33441, (800)624-3606

GENERAL SUBJECT MATTER TO BE CONSIDERED: general rules discussion and any rules related to the implementation of House Bill 323.

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

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

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DEPARTMENT OF HEALTH

Office of Statewide Research

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

DATE AND TIME: August 6, 2014, 9:00 a.m. – 11:00 a.m.

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

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

A copy of the agenda may be obtained by contacting: Sarah Hofmeister, Research Program Analyst, Public Health Research Unit, Division of Community Health Promotion, (850)245-4585.

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: Sarah Hofmeister, Research Program Analyst, Public Health Research Unit, Division of Community Health Promotion, (850)245-4585. 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: Sarah Hofmeister, Research Program Analyst, Public Health Research Unit, Division of Community Health Promotion, (850)245-4585.

**FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC**

The FWCJUA Investment Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 13, 2014, 10:00 a.m. (Eastern Time)

PLACE: Contact Kathy Coyne at (941)378-7408 to participate in the teleconference meeting

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Agenda topics shall include investment marketplace update; portfolio compliance review; investment policy & guidelines review; and Investment Manager engagement.

A copy of the agenda may be obtained by contacting: Kathy Coyne or at [www.fwcjua.com](http://www.fwcjua.com).

**FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC**

The FWCJUA Audit Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 14, 2014, 11:00 a.m. (Eastern Time)

PLACE: Contact Kathy Coyne at (941)378-7408 to participate in the teleconference meeting

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Agenda items shall include the Audit Committee Charter procedures checklist; and Financial Auditor engagement.

A copy of the agenda may be obtained by contacting: Kathy Coyne or at [www.fwcjua.com](http://www.fwcjua.com).

**FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC**

The FWCJUA Operations Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 14, 2014, 10:00 a.m. (Eastern Time)

PLACE: Contact Kathy Coyne at (941)378-7408 to participate in the teleconference meeting

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Agenda topics may include the preliminary 2015 Business Plan

& Forecast, Travelers' performance audit, disaster recovery matters, and report on operations.

A copy of the agenda may be obtained by contacting: Kathy Coyne or at [www.fwcjua.com](http://www.fwcjua.com).

**FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC**

The FWCJUA Reinsurance Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 21, 2014, 2:00 p.m. (Eastern Time)

PLACE: Contact Kathy Coyne at (941)378-7408 to participate in the teleconference meeting

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Agenda topics may include the 2015 reinsurance goals & market strategy, reinsurer intermediary engagement, reinsurer ratings, and commutation matters.

A copy of the agenda may be obtained by contacting: Kathy Coyne or at [www.fwcjua.com](http://www.fwcjua.com).

**VOLKERT, INC.**

The Florida Department of Transportation (FDOT), District Three announces a public meeting to which all persons are invited.

DATE AND TIME: July 31, 2014, 5:00 p.m. – 6:00 p.m., CDT

PLACE: St. Andrews Baptist Church, Fellowship Hall, 3010 West 15th Street, Panama City

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The proposed project will enhance safety, reduce travel delays and improve access to and from the Port of Panama City, Gulf Coast State College and Florida State University Panama City campus. FDOT plans to add an elevated roadway at the intersection of U.S. 98 and 23rd Street along with drainage improvements, a storm water treatment facility, signalization upgrades, new signage and pavement markings. Pedestrian and bicycle features are part of this intersection reconstruction project. Construction is currently scheduled to begin summer 2015.

A copy of the agenda may be obtained by contacting: Dean Mitchell, P.E., General Consultant Project Manager at (850)415-9001.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Dean Mitchell, P.E. at the number listed above or via email at [dmmitchell@hntb.com](mailto:dmmitchell@hntb.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).

For more information, you may contact: Dean Mitchell, P.E. at the number or email address above.

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Board of Accountancy

NOTICE IS HEREBY GIVEN that on July 23, 2014, the Board
of Accountancy has received the petition for declaratory
statement from Joshua W. Harmening, CPA. The petition seeks
the agency's opinion as to the applicability of Section
473.309(2)(e), Florida Statutes, as it applies to the petitioner.

The petition asks whether a structure of a corporation offering
tax, accounting, and investment advisory services, with 49
percent of the ownership owned and controlled by non-CPAs
who continue to offer investment advisory services through
their separately owned companies, would meet the
requirements of Section 473.309(2)(e), Florida Statutes, which
requires that all shareholders who are not certified public
accountants in any state be engaged in the business of the
corporation as their principal occupation. Except for good cause
shown, motions for leave to intervene must be filed within 21
days after publication of this notice.

A copy of the Petition for Declaratory Statement may be
obtained by contacting: Veloria Kelly, Division Director, Board
of Accountancy, 240 NW 76th Dr., Suite A, Gainesville,
Florida 32607; by email at
Veloria.Kelly@myfloridalicense.com, or by telephoning
(352)333-2505.

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Florida Real Estate Commission

NOTICE IS HEREBY GIVEN that the Florida Real Estate
Commission has issued an order disposing of the petition for
declaratory statement filed by William D. Schorsch on May 22,
2014. The following is a summary of the agency's disposition
of the petition:

The Notice of Petition for Declaratory Statement was published
in Vol. 40, No. 102, of the May 27, 2014, Florida
Administrative Register. Petitioner was seeking an
interpretation of Sections 475.01 and 475.011, Florida Statutes,
as to whether he needs to obtain a broker's license for his duties
as a property manager for an Illinois company purchasing a
single tenant federal government office building in Florida. The
Commission's Order, filed on July 17, 2014, issues a
declaratory statement that the Petitioner, based on the facts as
they are presented herein, is not required to obtain a Florida real
estate broker's license.

A copy of the Order Disposing of the Petition for Declaratory
Statement may be obtained by contacting: Juana Watkins,
Division of Real Estate, 400 West Robinson Street, N801,
Orlando, Florida 32801, (850)487-1395 or by electronic mail:
Lori.Crawford@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Florida Real Estate Commission

NOTICE IS HEREBY GIVEN that the Florida Real Estate
Commission has issued an order disposing of the petition for
declaratory statement filed by Yvonne Knize/Top Notch
Realty, LLC on May 15, 2014. The following is a summary of
the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published
in Vol. 40, No. 101, of the May 23, 2014, Florida
Administrative Register. Petitioner was seeking an
interpretation of Section 475.15, Florida Statutes, as to whether
she can add a non-person, such as an S. Corporation, LLLP, or
a trust, as a member of her single member LLC. The
Commission's Order, filed on July 17, 2014, issues a
declaratory statement denying the petition because the
Petitioner's question is now moot since Petitioner no longer
exists as a legal entity.

A copy of the Order Disposing of the Petition for Declaratory
Statement may be obtained by contacting: Juana Watkins,
Division of Real Estate, 400 West Robinson Street, N801,
Orlando, Florida 32801, (850)487-1395 or by electronic mail:
Lori.Crawford@myfloridalicense.com.

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF MILITARY AFFAIRS
214047 Dade Rd Upgrade/Repave Camp Blanding
STATE OF FLORIDA, DEPARTMENT OF MILITARY
AFFAIRS

PUBLIC ANNOUNCEMENT
INVITATION TO BID

The State of Florida, Department of Military Affairs (DMA),
Construction & Facility Management Office (CFMO) requests
bids from State of Florida registered licensed General
Contractors (GC) for the following project located at Camp
Blanding Joint Training Center (CBJTC), Starke, FL.

FOR COMPLETE INFORMATION, & SUBMISSION
REQUIREMENTS YOU MUST GO TO THE
MYFLORIDA.COM VENDOR BID SYSTEM ON OR
AFTER JULY 25, 2014 AT
http://vbs.dms.state.fl.us/vbs/main\_menu.

PROJECT: 214047 – Dade Road Upgrade/Repave.

FUNDING: The State of Florida's performance and obligation
to pay under this contract is contingent upon availability of
funding and an annual appropriation by the Legislature.

BID OPENING DATE: As stated on the Vendor Bid System
(late bids will not be accepted).

MANDATORY PRE-BID/SITE VISIT DATE: As stated on
the Vendor Bid System.

STATEMENT OF WORK: Mill and pave approximately
13,820 feet of Dade Road. Road is approximately 22 feet wide.
The Department reserves the right to reject any and all
submissions or accept minor irregularities in the best interest of
the DMA.

POINT OF CONTACT: Department of Military Affairs,
Construction & Facility Management Office, Contract
Management Branch (904)827-8544 or email
ng.fl.flarnng.list.ngfl-cfmo-contracting@mail.mil.

Faxed or emailed bids are not acceptable. All instructions must
be complied with for your firm to be considered for this project.
All information received will be maintained with the
Department and will not be returned.

Request for private meetings by individual firms will not be
granted. No individual verbal communication shall take place
between any applicants and the Owners or Owner's
representatives. Request for any additional information,
clarifications, or technical questions must be requested in
writing.

Section XII
Miscellaneous

DEPARTMENT OF FINANCIAL SERVICES
Division of Treasury
Quarterly Listing of Qualified Public Depositories
DEPARTMENT OF FINANCIAL SERVICES
DIVISION OF TREASURY
BUREAU OF COLLATERAL MANAGEMENT
PUBLIC DEPOSITS SECTION

FOR PUBLIC DEPOSITORS TO RECEIVE THE
PROTECTION FROM LOSS PROVIDED IN CHAPTER 280,
FLORIDA STATUTES, THEY SHALL COMPLY WITH
THE FOLLOWING ON EACH PUBLIC DEPOSIT
ACCOUNT IN ADDITION TO ANY OTHER
REQUIREMENTS SPECIFIED IN CHAPTER 280: (1)
EXECUTE THE PUBLIC DEPOSIT IDENTIFICATION
AND ACKNOWLEDGMENT FORM DFS-J1-1295 WITH
THE QUALIFIED PUBLIC DEPOSITORY (QPD),
MAINTAIN IT AS A VALUABLE RECORD, AND
CONFIRM THE ACCOUNT ANNUALLY; (2) EXECUTE A
REPLACEMENT FORM DFS-J1-1295 WHEN THERE IS A
MERGER, ACQUISITION, NAME CHANGE, OR OTHER
EVENT WHICH CHANGES THE ACCOUNT NAME,
ACCOUNT NUMBER, OR NAME OF THE QPD.

THE FOLLOWING QPDS ARE AUTHORIZED TO HOLD
PUBLIC DEPOSITS. THE CITIES AND STATES LISTED
ARE THE HOME OFFICE LOCATIONS. QPDS MARKED
WITH AN ASTERISK HAVE LIMITED THE AMOUNT
OF PUBLIC DEPOSITS THEY WILL ADMINISTER.
QPDS HAVING A DATE BESIDE THEIR NAME ARE IN
THE PROCESS OF WITHDRAWING FROM THE
PROGRAM AND SHALL NOT RECEIVE OR RETAIN
PUBLIC DEPOSITS AFTER THE DATE SHOWN. THEY
MAY, HOWEVER, HAVE CERTAIN OBLIGATIONS TO
THE PROGRAM AFTER THAT DATE WITH WHICH
THEY MUST COMPLY BEFORE CONCLUDING THE
WITHDRAWAL PROCESS.

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**ALABAMA**

**ANDALUSIA**  
CCB COMMUNITY BANK

**ATMORE**  
UNITED BANK

**BIRMINGHAM**  
CADENCE BANK, N.A.  
COMPASS BANK  
REGIONS BANK  
SERVISFIRST BANK

**ARKANSAS**

**CONWAY**  
CENTENNIAL BANK

**DELAWARE**

**WILMINGTON**  
PNC BANK, N.A.  
TD BANK, N.A.

**FLORIDA**

**ARCADIA**  
FIRST STATE BANK OF ARCADIA, THE

**BELLE GLADE**  
BANK OF BELLE GLADE

**BOCA RATON**  
1st UNITED BANK  
PARADISE BANK

**BRADENTON**  
FIRST AMERICA BANK

**BRANDON**  
PLATINUM BANK

**CHIEFLAND**  
DRUMMOND COMMUNITY BANK

**CHIPLEY**  
ONE SOUTH BANK

**CLEARWATER**  
USAMERIBANK

**CLEWISTON**  
FIRST BANK

**CORAL GABLES**  
BAC FLORIDA BANK  
BANESCO USA  
CAPITAL BANK, N.A.  
GIBRALTAR PRIVATE BANK & TRUST COMPANY

**CRESTVIEW**  
FIRST NATIONAL BANK OF CRESTVIEW \*

**DADE CITY**  
FIRST NATIONAL BANK OF PASCO

**DANIA BEACH**  
COMMUNITY BANK OF BROWARD

**DAVIE**  
FLORIDIAN COMMUNITY BANK, INC.  
REGENT BANK \*

**DAYTONA BEACH**  
FLORIDIAN BANK  
GATEWAY BANK OF FLORIDA

**DESTIN**  
FIRST FLORIDA BANK

**ENGLEWOOD**  
ENGLEWOOD BANK & TRUST

**FERNANDINA BEACH**  
CBC NATIONAL BANK

**FORT LAUDERDALE**  
BROWARD BANK OF COMMERCE  
LANDMARK BANK, N.A.  
STONEGATE BANK

**FORT MYERS**  
EDISON NATIONAL BANK  
FINEMARK NATIONAL BANK & TRUST  
PREFERRED COMMUNITY BANK

**FORT PIERCE**

OCULINA BANK, THE

**FORT WALTON BEACH**

FIRST CITY BANK OF FLORIDA \*  
FNBT.COM BANK

**FROSTPROOF**

CITIZENS BANK AND TRUST

**GAINESVILLE**

FLORIDA CITIZENS BANK  
MERCHANTS & SOUTHERN BANK

**GRACEVILLE**

PEOPLES BANK OF GRACEVILLE

**HERNANDO**

NATURE COAST BANK

**HOMESTEAD**

1st NATIONAL BANK OF SOUTH FLORIDA  
COMMUNITY BANK OF FLORIDA

**INDIANTOWN**

HARBOR COMMUNITY BANK

**INVERNESS**

BRANNEN BANK

**JACKSONVILLE**

AMERICAN ENTERPRISE BANK OF FLORIDA \*  
EVERBANK  
FIRSTATLANTIC BANK  
JACKSONVILLE BANK, THE

**KEY WEST**

FIRST STATE BANK OF THE FLORIDA KEYS

**LAKE CITY**

COLUMBIA BANK \*  
FIRST FEDERAL BANK OF FLORIDA  
PEOPLES STATE BANK

**LAKELAND**

BANK OF CENTRAL FLORIDA  
COMMUNITY SOUTHERN BANK

**MADISON**

MADISON COUNTY COMMUNITY BANK

**MAYO**

LAFAYETTE STATE BANK

**MELBOURNE**

FLORIDA BUSINESS BANK

**MERRITT ISLAND**

COMMUNITY BANK OF THE SOUTH

**MIAMI**

CITY NATIONAL BANK OF FLORIDA  
COCONUT GROVE BANK  
CONTINENTAL NATIONAL BANK OF MIAMI  
EASTERN NATIONAL BANK  
ESPIRITO SANTO BANK  
EXECUTIVE NATIONAL BANK  
OCEAN BANK  
PACIFIC NATIONAL BANK  
SABADELL UNITED BANK, N.A.  
SUNSTATE BANK  
TOTALBANK

**MIAMI LAKES**

BANKUNITED, N.A.

**MONTICELLO**

FARMERS & MERCHANTS BANK

**MOUNT DORA**

FIRST GREEN BANK  
FIRST NATIONAL BANK OF MOUNT DORA, THE

**NAPLES**

FIRST FLORIDA INTEGRITY BANK

**NICEVILLE**

PEOPLES NATIONAL BANK

**OAKLAND PARK**

AMERICAN NATIONAL BANK

**OCALA**

ALARION BANK  
COMMUNITY BANK & TRUST OF FLORIDA  
GATEWAY BANK OF CENTRAL FLORIDA

**OLDSMAR**

JEFFERSON BANK OF FLORIDA

**ORLANDO**

CNLBANK  
FLORIDA BANK OF COMMERCE  
NEW TRADITIONS BANK  
OLD FLORIDA BANK  
SEASIDE NATIONAL BANK & TRUST  
URBAN TRUST BANK

**OVIEDO**

CITIZENS BANK OF FLORIDA

**PALM COAST**

INTRACOASTAL BANK

**PANAMA CITY**

FIRST NATIONAL BANK NORTHWEST FLORIDA  
SUMMIT BANK, N.A.

**PENSACOLA**

BANK OF THE SOUTH  
GULF COAST COMMUNITY BANK 10/16/2013

**PERRY**

CITIZENS STATE BANK

**PORT CHARLOTTE**

CHARLOTTE STATE BANK & TRUST  
ENCORE BANK, N.A.

**ST. PETERSBURG**

C1 BANK  
RAYMOND JAMES BANK, N.A.

**SARASOTA**

GATEWAY BANK OF SOUTHWEST FLORIDA

**SEBRING**

HEARTLAND NATIONAL BANK  
HIGHLANDS INDEPENDENT BANK \*

**SOUTH MIAMI**

FIRST NATIONAL BANK OF SOUTH MIAMI

**STARKE**

COMMUNITY STATE BANK

**STUART**

SEACOAST NATIONAL BANK

**TALLAHASSEE**

CAPITAL CITY BANK  
PRIME MERIDIAN BANK

**TAMPA**

BANK OF TAMPA, THE  
CENTRAL BANK  
FLORIDA BANK  
NORTHSTAR BANK

**THE VILLAGES**

CITIZENS FIRST BANK

**TRINITY**

PATRIOT BANK

**UMATILLA**

UNITED SOUTHERN BANK

**WAUCHULA**

FIRST NATIONAL BANK OF WAUCHULA  
WAUCHULA STATE BANK

**WESTON**

FLORIDA COMMUNITY BANK, N.A.

**WEST PALM BEACH**

FIRST BANK OF THE PALM BEACHES  
FLAGLER BANK  
GRAND BANK & TRUST OF FLORIDA

**WINTER HAVEN**

CENTERSTATE BANK OF FLORIDA, N.A.

**WINTER PARK**

BANKFIRST  
UNITED LEGACY BANK

**GEORGIA**

**ALBANY**  
HERITAGEBANK OF THE SOUTH

**ATLANTA**  
SUNTRUST BANK

**COLQUITT**  
PEOPLESSOUTH BANK

**COLUMBUS**  
SYNOVUS BANK

**DARIEN**  
SOUTHEASTERN BANK

**MOULTRIE**  
AMERIS BANK

**WESTPOINT**  
CHARTERBANK

**ILLINOIS**

**CHICAGO**  
BMO HARRIS BANK, N.A.  
NORTHERN TRUST COMPANY, THE

**IOWA**

**FORT DODGE**  
FIRST AMERICAN BANK

**LOUISIANA**

**LAFAYETTE**  
IBERIABANK

**PLAQUEMINE**  
ANTHEM BANK & TRUST

**KENTUCKY**

**LOUISVILLE**  
REPUBLIC BANK & TRUST COMPANY

**MASSACHUSETTS**

**BOSTON**  
ONEUNITED BANK \*

**MISSISSIPPI**

**BILOXI**  
COMMUNITY BANK, COAST

**GULFPORT**  
WHITNEY BANK DBA HANCOCK BANK IN FLORIDA

**JACKSON**  
TRUSTMARK NATIONAL BANK

**TUPELO**  
BANCORPSOUTH BANK

**MISSOURI**

**CREVE COEUR**  
FIRST BANK

**NEW YORK**

**NEW YORK CITY**  
BANCO POPULAR NORTH AMERICA

**NORTH CAROLINA**

**CHARLOTTE**  
BANK OF AMERICA, N.A.

**WINSTON-SALEM**  
BRANCH BANKING & TRUST COMPANY

**OHIO**

**CINCINNATI**  
FIFTH THIRD BANK

**COLUMBUS**  
JPMORGAN CHASE BANK, N.A.

**SOUTH DAKOTA**

**SIOUX FALLS**  
CITIBANK, N.A.  
WELLS FARGO BANK, N.A.

**TENNESSEE**

**PIGEON FORGE**  
SMARTBANK

**TEXAS**

**COLLEGE STATION**  
AMERICAN MOMENTUM BANK

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THE FOLLOWING IS A LIST OF INSTITUTIONS THAT  
HAD A CHANGE SINCE THE LAST PUBLICATION OF  
THIS REPORT.  
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**FIRST NATIONAL BANK OF THE GULF COAST**  
NAPLES  
FIRST NATIONAL BANK OF THE GULF COAST, A QPD  
WITH A HOME OFFICE LOCATED IN NAPLES,  
CHANGED ITS LEGAL NAME TO FIRST FLORIDA  
INTEGRITY BANK EFFECTIVE AS OF THE CLOSE OF  
BUSINESS JUNE 27, 2014. FIRST FLORIDA INTEGRITY  
BANK ALSO CHANGED ITS CHARTER FROM A  
NATIONAL BANK TO A STATE-CHARTERED BANK.

**FIRST SOUTHERN BANK**  
BOCA RATON  
FIRST SOUTHERN BANK, A QPD WITH A HOME OFFICE  
LOCATED IN BOCA RATON WAS MERGED WITH AND  
INTO CENTERSTATE BANK OF FLORIDA, N.A., A QPD  
WITH A HOME OFFICE LOCATED IN WINTER HAVEN  
EFFECTIVE JUNE 1, 2014.

**FLORIDA TRADITIONS BANK**  
DADE CITY  
FLORIDA TRADITIONS BANK, A QPD WITH A HOME  
OFFICE LOCATED IN DADE CITY WAS MERGED WITH  
AND INTO CENTENNIAL BANK; A QPD WITH A HOME  
OFFICE LOCATED IN CONWAY, ARKANSAS  
EFFECTIVE AS OF THE CLOSE OF BUSINESS JULY 17,  
2014.

**JGB BANK, N.A.**  
MIAMI  
JGB BANK, N.A., A QPD WITH A HOME OFFICE  
LOCATED IN MIAMI WAS ACQUIRED BY SABADELL  
UNITED BANK, N.A. A QPD ALSO WITH A HOME  
OFFICE LOCATED IN MIAMI EFFECTIVE AS OF THE  
CLOSE OF BUSINESS JULY 11, 2014.

**OLD FLORIDA NATIONAL BANK**  
ORLANDO  
OLD FLORIDA NATIONAL BANK, A QPD WITH A HOME  
OFFICE LOCATED IN ORLANDO CHANGED ITS NAME  
TO OLD FLORIDA BANK EFFECTIVE AS OF THE CLOSE  
OF BUSINESS JUNE 30, 2014. OLD FLORIDA BANK  
ALSO CHANGED ITS CHARTER FROM A NATIONAL  
BANK TO A STATE-CHARTERED BANK.

**ORANGE BANK OF FLORIDA**  
ORLANDO  
ORANGE BANK OF FLORIDA, A QPD WITH A HOME  
OFFICE LOCATED IN ORLANDO WAS MERGED WITH  
AND INTO FLORIDIAN BANK, A QPD WITH A HOME  
OFFICE LOCATED IN DAYTONA BEACH EFFECTIVE AS  
OF THE CLOSE OF BUSINESS APRIL 30, 2014.

**REPUBLIC BANK**

**PORT RICHEY**

REPUBLIC BANK, A QPD WITH A HOME OFFICE LOCATED IN PORT RICHEY WAS MERGED WITH AND INTO REPUBLIC BANK & TRUST COMPANY, A NON-QPD WITH A HOME OFFICE LOCATED IN LOUISVILLE, KENTUCKY EFFECTIVE AS OF THE CLOSE OF BUSINESS MAY 9, 2014. REPUBLIC BANK & TRUST COMPANY AS A MATTER OF LAW AUTOMATICALLY BECAME A QPD AND HAS NOW COMPLETED THE NECESSARY PAPERWORK TO REMAIN IN THE PROGRAM.

**VALLEY BANK**

**FORT LAUDERDALE**

VALLEY BANK A QPD WITH A HOME OFFICE LOCATED IN FORT LAUDERDALE WAS CLOSED BY THE FLORIDA OFFICE OF FINANCIAL REGULATION WITH THE FDIC NAMED RECEIVER ON JUNE 20, 2014. LANDMARK BANK, N.A., A NON-QPD, ALSO WITH A HOME OFFICE LOCATED IN FORT LAUDERDALE ASSUMED ALL THE DEPOSITS OF THE FAILED VALLEY BANK AND AS A MATTER OF LAW AUTOMATICALLY BECAME A QPD. THEY WILL HAVE 90 DAYS FROM THE ASSUMPTION DATE IN WHICH TO FILE THE PROPER PAPERWORK TO REMAIN IN THE PROGRAM OR DECIDE TO WITHDRAW.

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**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.

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