

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

<p>RULE NOS.:</p> <p>6A-6.0900</p> <p>6A-6.09022</p> <p>6A-6.0905</p> <p>6A-6.0909</p>	<p>RULE TITLES:</p> <p>Programs for English Language Learners</p> <p>Extension of Services in English for Speakers of Other Languages (ESOL) Program</p> <p>Requirements for the District English Language Learners Plan</p> <p>Exemptions Provided to English Language Learners</p>
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PURPOSE AND EFFECT: The purpose of this rule development is to update the referenced rules as necessary, including the following revisions: Rule 6A-6.0900, F.A.C. – Update list of rules applicable to ESOL programs to add recently adopted rules and correct the titles of rules in the existing list; Rule 6A-6.09022, F.A.C. – Update references to the statewide standardized assessment (formerly FCAT) and the statewide English Language Proficiency Assessment; make necessary changes in grammar to clarify the deadline for re-evaluation of a student’s progress towards English language proficiency for purposes of extension of services; Rule 6A-6.0905, F.A.C. – Clarify the Department’s obligation to consider objections by any councils representing parents of ELLs to any district ELL plan under Department review; revise requirement to submit the district ELL plan via an online template to instead require submission on an incorporated form; and Rule 6A-6.0909, F.A.C. – Update references to the statewide standardized assessment (formerly FCAT) and the statewide English Language Proficiency Assessment; Remove exemption from requirement for ESOL to be taught by an ESOL certified or endorsed instructor for districts with fewer than ten English Language Learners within a radius of twenty miles of a given school or within the school attendance zone, whichever is larger.

SUBJECT AREA TO BE ADDRESSED: Rules relating to the ESOL program in Florida K-12 public schools.

RULEMAKING AUTHORITY: 1001.02, 1003.56 FS.

LAW IMPLEMENTED: 1003.56 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Chane Eplin, Bureau Chief, 325 West Gaines Street, Room 444, Tallahassee, Florida 32399-0400. To request a rule development workshop, please contact: Cathy Schroeder, Agency Clerk, Department of Education, (850)245-9661 or e-mail: 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>

DEPARTMENT OF EDUCATION

State Board of Education

<p>RULE NO.:</p> <p>6A-10.0342</p>	<p>RULE TITLE:</p> <p>Career and Technical Education Program Performance Reporting</p>
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PURPOSE AND EFFECT: This rule sets forth the requirements for performance reporting for Career and Technical Education Programs and reflects how the Department will implement policy in compliance with Section 1008.43(1)(a), Florida Statutes. The purpose of this rule development is to update existing rule language with the current year targets. The effect will be a rule that reflects current target values.

SUBJECT AREA TO BE ADDRESSED: Career and technical education.

RULEMAKING AUTHORITY: 1008.43 FS.

LAW IMPLEMENTED: 1008.43 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tara Goodman, Bureau Chief, Budget, Accountability and Assessment, 325 West Gaines Street, Tallahassee, Florida 32399-0400, (850)245-9002, tara.goodman@fldoe.org. To request a rule development workshop, please contact: Cathy Schroeder, Agency Clerk, Department of Education, (850)245-9661 or e-mail: 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>

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-51.002 RULE TITLE: Licensure by Examination

PURPOSE AND EFFECT: To update the re-examination application form to include Medicaid fraud questions required by Section 456.0635, Florida Statutes, and clarify re-examination procedures.

SUBJECT AREA TO BE ADDRESSED: Reapplying for examination.

RULEMAKING AUTHORITY: 478.43(1), (4) FS.

LAW IMPLEMENTED: 456.017, 456.0635, 478.45 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE IS: Allen Hall, Executive Director, Electrolysis Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, (850)245-4373.

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-51.006 RULE TITLE: Rule Governing Licensure and Inspection of Electrology Facilities

PURPOSE AND EFFECT: To delete reference to second URL and make minor changes related to enforcement of the rule.

SUBJECT AREA TO BE ADDRESSED: Second URL, inspection of electrolysis facilities.

RULEMAKING AUTHORITY: 456.037, 478.43(1), (4), 478.51(3) FS.

LAW IMPLEMENTED: 456.037(2), (3), (5), 456.0635, 478.49, 478.51 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE IS: Allen Hall, Executive Director, Electrolysis Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, (850)245-4373

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-52.004 RULE TITLE: Requirements for Approval of Training Courses for Laser and Light-Based Hair Removal or Reduction

PURPOSE AND EFFECT: To require continuing education course providers to register with CE Broker and to correct one word.

SUBJECT AREA TO BE ADDRESSED: Registration of providers with CE Broker.

RULEMAKING AUTHORITY: 456.025(7), 478.43 FS.

LAW IMPLEMENTED: 456.025(7), 478.42(5), 478.43(3), 478.50 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE F.A.R.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE IS: Allen Hall, Executive Director, Electrolysis Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, (850)245-4373.

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-56.002 RULE TITLE: Equipment and Devices; Protocols for Laser and Light-Based Devices

PURPOSE AND EFFECT: To clarify that the Department of Health conducts inspections and to eliminate the requirement that the written protocols include a statement on liability coverage.

SUBJECT AREA TO BE ADDRESSED: Protocols for use of lasers and inspections.

RULEMAKING AUTHORITY: 478.43 FS.

LAW IMPLEMENTED: 458.331(1)(v), 458.348(3), 478.42(5), 478.43(4) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE IS: Allen Hall, Executive Director, Electrolysis Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, (850)245-4373

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

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NOS.:	RULE TITLES:
64E-5.1602	Administrative Requirements
64E-5.220	Radioactive Quantities
64E-5.508	X-Ray and Electron Therapy Systems with Energies of 1 MeV and Above
64E-5.510	Mammographic Systems
64E-5.511	Registration of Radiation Machines
64E-5.801	Registration Requirements

PURPOSE AND EFFECT: Review this Chapter and amend rule language as necessary to ensure that all rules conform to statutory requirements, federal regulations, and the current x-ray machine registration procedures. Update radiation machine registration related applications and forms. Update operational and safety requirements for x-ray and electron therapy systems, as well as diagnostic systems. Amend Rule 64E-5.220, F.A.C., to incorporate by reference the modified table of Emergency Plan Isotopes and Quantities. Update means for enforcing radiation control regulations.

SUBJECT AREA TO BE ADDRESSED: X-ray and electron therapy systems, mammographic systems, registration of radiation machines and enforcement of radiation regulation requirements, updated list of Radioactive Quantities that might require emergency actions.

RULEMAKING AUTHORITY: 404.022, 404.031, 404.042, 404.051, 404.061, 404.071, 404.081, 404.141, 404.22 FS.

LAW IMPLEMENTED: 404.022, 404.031, 404.042, 404.051(1), (4), (5), (6), (9), (10), 404.071(1), 404.081(1), 404.091, 404.101, 404.141, 404.161(2), (3), 404.162, 404.163, 404.071(1), 404.081(1), 404.22(1), (3) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Brenda Andrews, 4052 Bald Cypress Way, Bin #C21, Tallahassee, FL 32399-1741, (850)245-4266, brenda.andrews@flhealth.gov

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

**Section II
Proposed Rules**

NONE

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NOS.:	RULE TITLES:
59A-3.066	Licensure Procedure
59A-3.255	Emergency Care
59A-3.300	Licensure Procedure

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 39, No. 250, December 30, 2013 issue of the Florida Administrative Register.

The following sections of the proposed rule should be changed to read:

59A-3.066 Licensure Procedure.

(1) No change.

(2) All persons requesting licensure for the operation of a hospital under the provisions of Chapter 395, F.S., shall make application to the Agency on Health Care Licensing Application, Hospitals, AHCA Form 3130-8001, July 2014 September 2013, which is incorporated by reference, and shall receive a standard or provisional license prior to the acceptance of patients for care or treatment. The form is available at: <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX> and available from the Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop 31, Tallahassee, Florida 32308, or at the web address at: <http://ahca.myflorida.com/HQALicensureforms.shtml>.

(2)(a) through (13) No change.

59A-3.255 Emergency Care.

(1) through (6)(g)4.q. No change.

(7) Each hospital offering emergency services and care shall have the capability to communicate via two-way radio with licensed EMS providers, as required by Section 395.1031, Florida Statutes and their primary communications centers. ~~The~~

~~two way radio communications system must meet the following provisions:~~

~~(a) Conform to the State EMS Communications Plan applicable to emergency room or department communications; and~~

~~(b) Any new communications system or an expansion of an existing communication system shall be approved by the Department of Management Services, Division of Communications, prior to purchasing.~~

59A-3.300 Licensure Procedure for Intensive Residential Treatment Facilities.

Facilities desiring licensure under this rule shall follow the procedure as described in Rule 59A-3.066, F.A.C., and shall comply with the provisions of Rules 59A-3.110 and 59A-3.301 through ~~59A-3.303~~ ~~59A-3.312~~, F.A.C., which establishes the minimum standards for licensure as a Class IV specialty hospital. These rules emphasize the programmatic requirements designed to meet the needs of the patient in a safe therapeutic environment and are intended to be used in licensing intensive residential treatment facilities for children and adolescents as specialty hospitals pursuant to Section 395.002(15), F.S. Unless otherwise specified, Rules 59A-3.110 and 59A-3.301 through ~~59A-3.303~~ ~~59A-3.312~~, F.A.C., supersede the requirements of Rules 59A-3.2085, 59A-3.254, 59A-3.255, and 59A-3.278, F.A.C., for the purpose of licensing intensive treatment facilities for children and adolescents as specialty hospitals.

The following changes have been made to the Application Checklist on the Health Care Licensing Application, Hospitals, AHCA Form 3130-8001, Revised September 2013:

Pg. 1-4, Footer:

The form revision date was updated to change the revision date from “September 2013” to “July 2014”.

The website where the form is made available was updated to read, <http://ahca.myflorida.com/HQAlicensureforms>”

On Pg. 1

The Agency logo has been updated.

The website where the form is made available was updated to read, <http://ahca.myflorida.com/HQAlicensureforms>”.

The following changes have been made to the Health Care Licensing Application, Hospitals, AHCA Form 3130-8001, September 2013:

Pg. 1-11, Footer:

The form revision date was updated to change the revision date from “September 2013” to “July 2014”.

On Pg. 1

The Agency logo has been updated.

On Pg. 2, Section 2. Application Fees:

The action item “License Fee” has been revised to remove the following language: “License Fee Exemption (State owned pursuant to subsection 59A-3.066(3), F.A.C.)= \$0.00”

The action item “Late fee, if applicable” and the fee description, “Contact Licensure unit for details” have been removed from the fee table.

The following language has been added to the Biennial Assessment action item: “Pursuant to Section 408.033(2)(b)3., F.S., hospitals operated by the Department of Children and Family Services, the Department of Health, the Department of Corrections or any hospital that meets the definition of a rural hospital pursuant to Section 395.602, F.S., are exempted from the health care facility assessment.”

On Pg. 10, Section 14. Affidavit

The section title has been changed from “Affidavit” to “Attestation”.

The statements in this section have been replaced with the following:

I, _____, under penalty of perjury, attest as follows:

(1) Pursuant to Section 837.06, Florida Statutes, I have not knowingly made a false statement with the intent to mislead the Agency in the performance of its official duty.

(2) Pursuant to Section 408.815, Florida Statutes, I acknowledge that false representation of a material fact in the license application or omission of any material fact from the license application by a controlling interest may be used by the Agency for denying and revoking a license or change of ownership application.

(3) Pursuant to Section 408.806, Florida Statutes, the applicant is in compliance with the provisions of section 408.806 and Chapter 435, Florida Statutes.

(4) Pursuant to Sections 408.809 and 435.05, Florida Statutes, every employee of the applicant required to be screened has attested, subject to penalty of perjury, to meeting the requirements for qualifying for employment pursuant to Chapter 408, Part II, and Chapter 435, Florida Statutes, and has agreed to inform the employer immediately if arrested for any of the disqualifying offenses while employed by the employer.

(5) Pursuant to Section 435.05, Florida Statutes, the applicant has conducted a level 2 background screening through the Agency on every employee required to be screened under Chapter 408, Part II, or Chapter 435, Florida Statutes, as a condition of employment and continued employment and that every such employee has satisfied the level 2 background screening standards or obtained an exemption from disqualification from employment.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: 64B16-27.797
 RULE TITLE: Standards of Practice for Compounding Sterile Preparations (CSPs)

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. 48, March 11, 2014 issue of the Florida Administrative Register.

A previous Notice of Change for this rule published in Vol. 40, No. 122, of the June 24, 2014, issue of the Florida Administrative Register. The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee and input at the rule hearing. The changes are as follows:

1. Paragraph (1)(b) will be removed in its entirety. Therefore, paragraphs (1)(c) through (1)(e) will be renumbered (1)(b) through (1)(d).
2. Paragraph (1)(f) will be removed in its entirety.
3. The second sentence located under paragraphs (1)(a) through (1)(e) which states, “A copy of the USP chapters referenced in this rule may be examined and inspected, but not copied, at the office of the Board of Pharmacy in Tallahassee, Florida.” will be removed in its entirety due to redundancy.

4. Subsection (3) shall now read as follows:

(3) Current Good Manufacturing Practices: The Board deems that this rule is complied with for any sterile products that are compounded in strict accordance with Current Good Manufacturing Practices per 21 U.S.C. § 351 (2012), adopted and incorporated herein by reference, available at <http://www.flrules.org/Gateway/reference.asp?No=Ref-> and 21 C.F.R. Parts 210 and 211 (2013), adopted and incorporated herein by reference, available at <http://www.flrules.org/Gateway/reference.asp?No=Ref->.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Patrick Kennedy, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254

DEPARTMENT OF FINANCIAL SERVICES

Division of Insurance Agents and Agency Services

RULE NO.: 69B-162.011
 RULE TITLE: Suitability and Disclosure in Annuity Contracts-Forms Required.

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. 99, May 21, 2014 issue of the Florida Administrative Register.

These changes are being made in response to written comments received from the staff of the Joint Administrative Procedures Committee.

69B-162.011 Suitability and Disclosure in Annuity Contracts – Forms Required.

(1) Forms Adopted.

Forms DFS-H1-1980, “Annuity Suitability Questionnaire,” (Revised ~~04-2014 12-25-09~~) and DFS-H1-1981, “Disclosure and Comparison of Annuity Contracts” (Revised ~~04-2014 12-25-09~~), are adopted pursuant to paragraphs Sections 627.4554(~~5~~)(~~4~~)(b) and (~~f~~)(~~4~~), F.S., and are hereby incorporated by reference. Copies of each form adopted and incorporated by reference in this rule are available from the Division of Agents and Agency Services, Department of Financial Services, Larson Building, Tallahassee, Florida 32399-0318 or <http://www.myfloridacfo.com/Division/Agents/default.htm> ~~<http://www.myfloridacfo.com/Agents/Licensure/Forms/index.htm>~~.

(2) Application.

This rule applies exclusively to any recommendation to purchase or exchange an annuity contract as defined in subsection Section 627.4554(3), F.S., made to a ~~senior~~ consumer by an insurance agent or an insurer, which results in the purchase or exchange recommended. ~~A senior consumer is a person 65 years of age or older. In a joint purchase or exchange, if any party is 65 or older the joint purchasers are considered to be senior consumers.~~

(3) Duties of Insurers and Insurance Agents.

(a) Before executing a purchase or exchange of an annuity to a senior consumer, an insurance agent or an insurer, unless exempted by paragraph Section 627.4554(~~5~~)(~~i~~)(~~8~~), F.S., and required by the Financial Industry Regulatory Authority to perform an alternative suitability analysis, must use form DFS-H1-1980, Annuity Suitability Questionnaire incorporated in subsection (1) above, to obtain information in order to determine the suitability of the recommendation.

(b) In addition to obtaining the information required by paragraph (a), before executing a replacement or exchange of an annuity contract to a senior consumer, the insurance agent or insurer must also provide contract comparison information to the senior consumer utilizing form DFS-HI-1981, Disclosure and Comparison of Annuity Contracts, incorporated in subsection (1) above.

(c) The type face for all printed questions or requests for information that will be directly received or answered by the consumer, and all portions of the referenced forms relating to the disclosure requirements pursuant to paragraphs (3)(a) and (b) above, must be of least 12-point type.

(d) Nothing in this rule shall prevent an insurer from adapting the forms adopted in subsection (1) for its use, upon written approval of any modifications by the Department. The Department shall approve an insurer’s modification to the forms provided:

1. The forms still contain all of the same information as the Department forms referenced above;
2. The type size requirement of paragraph (3)(c) above is met;
3. Additional material added to the form does not obscure the information required, or rearrange the required information in such a way as to make it more difficult to find or understand;
4. The revised form does not contain misrepresentations or misleading statements, and is not in any other way in violation of Section 626.9541, F.S.

(e) Insurers are permitted to modify the form to use check-off boxes for indication of investment experience and risk tolerance, but shall not substitute check-off boxes for any other items on the form.

(f) The addition of an insurer’s name, contact information, or trademark; the addition of borders; or changes in font which do not alter type size, do not require prior written approval by the Department.

(g) Approval by the Department does not preclude disapproval by the Florida Office of Insurance Regulation pursuant to any provision of the Florida Insurance Code, and rules adopted there under.

The remainder of the rule reads as previously published.

**Section IV
Emergency Rules**

NONE

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

DEPARTMENT OF LAW ENFORCEMENT
Criminal Justice Standards and Training Commission

RULE NO.: RULE TITLE:

11B-20.0014 Minimum Requirements for High-Liability and Specialized Instructor Certifications

The Criminal Justice Standards and Training Commission hereby gives notice that on June 19, 2014, the Department of Law Enforcement Criminal Justice Standards and Training Commission received a petition for a permanent waiver of paragraph 11B-20.0014(2)(d), F.A.C., from the Manatee Technical Institute (MIT) Law Enforcement Academy on behalf of Jay Bush, Keith Lock, Jamie L. Croughan, Cody A. Hobbs, Christopher G. Huddleston, Colby R. Martin, Jason T. Reaume, Benjamin R. Schlabach, Anthony S. Sizemore, Angela P. Valderra-Jiminez, and William E. Weldon, Jr. The Petitioner wishes to waive that portion of the rule which states that first aid instructor certification applicants must have completed a high-liability internship. The Petitioner stated that on December 19, 2012 and December 20, 2012, first aid instruction was delivered by Jay Bush and Keith Lock for Basic Recruit Class 17-12-1177-03 at MIT Law Enforcement Academy. That class included Jamie L. Croughan, Cody A. Hobbs, Christopher G. Huddleston, Colby R. Martin, Jason T. Reaume, Benjamin R. Schlabach, Anthony S. Sizemore, Angela P. Valderra-Jiminez, and William E. Weldon, Jr. Petitioner states that at the time the instruction was given by Jay Bush and Keith Lock both were paramedic instructors for Manatee Technical Institute however, neither had completed a high-liability internship. Petitioner states that at the time of the instruction, MIT staff were under the impression that Bush and Lock were qualified to document proficiency in first aid training due to the medical professional exception found at sub-paragraph 11B-20-0014(2)(d)6.g., F.A.C. Petitioner states that the law enforcement academy acted in good faith when it allowed Bush and Lock to instruct and document proficiency in first aid training believing that the professional exception applied. Petitioner states that strict application of the rule would violate principles of fairness due to all recruits having to return to MIT and repeat first aid instruction, including some who are now full-time law enforcement officers. Petitioner states that the underlying statute has already been fulfilled because Bush and Lock have now completed a high liability internship as required.

Notice of receipt of petition was published in Vol. 40, No. 126, F.A.R., on June 30, 2014.

On August 7, 2014, pursuant to notice, at a meeting held in Ponte Vedra, Florida, after careful consideration of the facts in this matter, the Commission found that the Petitioners had demonstrated that a strict application of paragraph 11B-20.0014(2)(d), F.A.C., would violate principles of fairness and have a disparate impact on Petitioner that was particular to petitioners and significantly different from the way the rule affects other similarly situated persons. The Commission issued an order granting Petitioner’s petition for a permanent waiver of paragraph 11B-20.0014(2)(d), F.A.C., on August 15, 2014 effective August 30, 2014.

A copy of the Order or additional information may be obtained by contacting: Linton B. Eason, Assistant General Counsel, Florida Department of Law Enforcement, P.O. Box 1489, Tallahassee, FL 32302, or by telephone: (850)410-7676.

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 August 12, 2014, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Douglas A. Fraser Towers Apartments. Petitioner seeks a temporary variance of the requirements of an unspecified Section of A17.3, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators with firefighters’ emergency operations which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2014-288).

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-1.004 General Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on August 14, 2014, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurant, received a petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code, Section 5-203.13, 2009 FDA Food Code, Paragraph 5-202.11(A), 2009 FDA Food Code, Paragraph 4-301.12(A), 2009 FDA Food Code, subsection 61C-4.010(5),

Florida Administrative Code, Subparagraph 3-305.11(A)(2), 2009 FDA Food Code, and subsection 61C-4.010(1), Florida Administrative Code, from Trout Pass Pool Bar located in Orlando. The above referenced F.A.C. addresses the requirement that at least one service sink is provided for the cleaning of mops or similar cleaning tools and the disposal of mop water; that each establishment have an approved plumbing system installed to transport potable water and wastewater; that dishwashing facilities for manually washing, rinsing and sanitizing equipment and utensils are provided, and that each establishment have areas for food preparation and storage. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash sink and to share the mop sink, dishwashing, food preparation and food storage areas with another licensed food service establishment under the same ownership and on the same premise. This request is for the period of time from September 3 through December 1, 2014.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 5 days from the date of publication of this notice. To be considered, comments must be received before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lydia.Gonzalez@myfloridalicense.com, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

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 August 14, 2014, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Steinmart Office Building, filed August 6, 2014, and advertised on August 7, 2014, in Vol. 40, No. 153, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.20.4, 2.18.5.1 and 8.11.2.1.3(cc)(1) & (3) ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires steel ropes of a minimum diameter of 9.5 mm because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2014-281).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

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

On August 14, 2014, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Greater Naples YMCA, filed August 4, 2014, and advertised on August 6, 2014, in Vol. 40, No. 152, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.20.4, 2.18.5.1 and 8.11.2.1.3(cc)(1) & (3) ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires steel ropes of a minimum diameter of 9.5 mm because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2014-278).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

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

On August 14, 2014, the Division issued an order. The Final Order was in response to a Petition for an emergency temporary Variance from Jax Center Garage, filed June 3, 2014, and advertised on June 10, 2014, in Vol. 40, No. 112, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.27 ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators emergency operation and signaling devices 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 (VW2014-163).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

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

On August 14, 2014, the Division issued an order. The Final Order was in response to a Petition for an emergency temporary Variance from Howard Johnson, filed August 1, 2014, and advertised on August 6, 2014, in Vol. 40, No. 152, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.27.3.2 ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators phase I emergency recall operation by fire alarm initiating devices 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 (VW2014-277).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

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

On August 14, 2014, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Main Street Professional, filed August 5, 2014, and advertised on August 7, 2014, in Vol. 40, No. 153, 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 101.2b ASME A17.1e, 1987 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, from the requirement of equipment prohibited in machine room 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 (VW2014-280).

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-4.010 Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On July 23, 2014, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsection 61C-4.010(7), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code, from T&E BBQ located in Fort Walton Beach. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers. They are requesting to share the bathrooms located within an adjacent establishment for use by customers only.

The Petition for this variance was published in Vol. 40, No. 145, on July 28, 2014. The Order for this Petition was signed and approved on August 4, 2014. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the bathrooms located within Jewelry and Watch Express are maintained in a clean and sanitary manner and are provided with cold running water under pressure, soap, approved hand drying devices, and are available during all hours of operation. The Petitioner shall also ensure directional signage is installed within or outside the establishment clearly stating the location of the bathrooms. If the ownership of Jewelry and Watch Express (Don Henley) changes, an updated signed agreement for use of the bathroom facilities is required immediately.

A copy of the Order or additional information may be obtained by contacting: Lydia.Gonzalez@myfloridalicense.com, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

Section VI
Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF TRANSPORTATION

The Florida Transportation Commission announces a public meeting to which all persons are invited.

DATE AND TIME: August 25, 2014, 1:30 p.m. until conclusion of business

PLACE: Sheraton New Orleans, Grand Chenier Room, 500 Canal Street, New Orleans, Louisiana

GENERAL SUBJECT MATTER TO BE CONSIDERED: State Commissions Meeting to be held during the SASHTO 2014 Conference.

A copy of the agenda may be obtained by contacting: Lisa O. Stone at (850)414-4105.

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: Lisa O. Stone at (850)414-4105. 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: Florida Transportation Commission, 605 Suwannee Street, MS #9, Room 176, Tallahassee, Florida 32399-0450 or phone: (850)414-4105.

DEPARTMENT OF TRANSPORTATION

Florida Seaport Transportation and Economic Development Council

The Florida Seaport Transportation and Economic Development Council announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 9, 2014, 12:30 p.m. – 4:30 p.m.

PLACE: Omni Amelia Island Plantation Resort, Live Oak Board Room, 369 Beach Lagoon Road, Amelia Island, FL 32034

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Toy Keller at the Florida Ports Council, (850)222-8028 or by email: toy.keller@flaports.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 48 hours before the workshop/meeting by contacting: Toy Keller at the Florida Ports Council, (850)222-8028 or by email: toy.keller@flaports.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Toy Keller at the Florida Ports Council, (850)222-8028 or by email: toy.keller@flaports.org.

DEPARTMENT OF TRANSPORTATION

Florida Seaport Transportation and Economic Development Council

The Seaport Environmental Management Committee of the Florida Seaport Transportation and Economic Development Council announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 9, 2014, 9:00 a.m. – 12:00 Noon

PLACE: Omni Amelia Island Plantation Resort, Azalea Boardroom, 39 Beach Lagoon Road, Amelia Island, FL 32034

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Toy Keller at the Florida Ports Council, (850)222-8028 or by email: toy.keller@flaports.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 48 hours before the workshop/meeting by contacting: Toy Keller at the Florida Ports Council, (850)222-8028 or by email: toy.keller@flaports.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Toy Keller at the Florida Ports Council, (850)222-8028 or by email: toy.keller@flaports.org.

REGIONAL PLANNING COUNCILS

East Central Florida Regional Planning Council

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

DATE AND TIME: September 17, 2014, 10:00 a.m.

PLACE: ECFRPC Office, 309 Cranes Roost Blvd., Suite 2000, Mayor John H. Land Boardroom, Altamonte Springs, FL 32701

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular bi-monthly meeting of the East Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: Pegge Parker at pparker@ecfrpc.org or (407)262-7772, ext. 300.

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: Pegge Parker at pparker@ecfrpc.org or (407)262-7772, ext. 300. 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: Pegge Parker at pparker@ecfrpc.org or (407)262-7772, ext. 300.

REGIONAL PLANNING COUNCILS

Southwest Florida Regional Planning Council

The Southwest Florida Regional Planning Council/Glades-Hendry LCB announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 3, 2014, 10:30 a.m.

PLACE: Hendry County EMS Training Room on 1050 Forestry Division Road in LaBelle

GENERAL SUBJECT MATTER TO BE CONSIDERED: The quarterly meeting of the Glades-Hendry Joint Service Area for the Transportation Disadvantaged Local Coordinating Board.

A copy of the agenda may be obtained by contacting: Ms. Nichole Gwinnett at ngwinnett@swfrpc.org or (239)338-2550, ext. 232.

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 the SWFRPC Offices at (239)338-2550. 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 visit the SWFRPC's website at www.swfrpc.org.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Department of Environmental Protection announces a public meeting to which all persons are invited.

DATE AND TIME: August 26, 2014, 10:00 a.m. – 12:00 Noon

PLACE: Volusia County Extension Office, 3100 E New York Ave., DeLand, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a Basin Management Action Plan (BMAP) kickoff meeting for Volusia Blue Spring to which the public is invited. The BMAP is the means for implementation of the adopted Total Maximum Daily Loads (TMDLs). Topics will include discussion of the Volusia Blue Spring and Blue Spring Run TMDL, the Volusia Blue Spring and Blue Spring Run BMAP development process and approach, and an overview of Volusia Blue Spring ecology and water quality.

A copy of the agenda may be obtained by contacting: Moira Rojas, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400 or by email at Moira.Rojas@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 48 hours before the workshop/meeting by contacting: Moira Rojas at (850)245-8460. 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

Division of Emergency Medical Operations

The Bureau of Emergency Medical Oversight/EMS Program announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 5, 2014, 10:00 a.m.

PLACE: Department of Health

GENERAL SUBJECT MATTER TO BE CONSIDERED: EMS Advisory Council mid-quarter conference call.

A copy of the agenda may be obtained by contacting: Melia Jenkins by email at melia.jenkins@flhealth.gov or by telephone: (850)245-4440, extension 2773.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Refugee Services

The Tallahassee Area Refugee Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 9, 2014, 10:30 a.m. – 12:30 p.m.

PLACE: The Early Learning Coalition of the Big Bend Region, 1940 North Monroe Street, Suite 70, Tallahassee, Florida 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Tallahassee Area Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting: Theresa Leslie at (850)778-4065 or Taddese Fessehaye at (407)317-7335.

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: Theresa Leslie at (850)778-4065 or Taddese Fessehaye at (407)317-7335. 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: Theresa Leslie at (850)778-4065 or Taddese Fessehaye at (407)317-7335.

DEPARTMENT OF FINANCIAL SERVICES

OIR – Insurance Regulation

The Office of Insurance Regulation announces a hearing to which all persons are invited.

DATE AND TIME: August 27, 2014, 10:00 a.m.

PLACE: Senate Office Building, Room 401, Florida State Capitol, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Citizens Property Insurance Corporation (“Citizens”) has requested statewide average rate changes for the Coastal Account (“CA”), Commercial Lines Account (“CLA”) and the Personal Lines Account (“PLA”). These accounts include, but are not limited to: commercial property, homeowners, mobile home, and dwelling/fire. The below chart identifies the proposed rate changes that have already been filed with the Office:

14-13202: -5.8% to Homeowners Multi-Peril (PLA)

14-13203: +3.8% to Homeowners Multi-Peril Wind Only (CA)

14-13383: -4.5% to Property/Personal – Dwelling Fire (PLA)

14-13384: +6.8% to Property/Personal – Dwelling Fire Wind Only (CA)

14-13667: +8.2% to Mobile Home Multi-Peril Wind Only (CA)

14-13668: -4.3% to Mobile Home Multi-Peril (PLA)

14-13749: -4.3% to Mobile Home Dwelling (PLA)

14-13751: +8.6% to Mobile Home Dwelling Wind Only (CA)

14-14056: +4.9% to Commercial Property Non-Residential Multi-Peril (CLA)

14-14264: +10.0% to Commercial Property Non-Residential Wind Only (CA)

14-14425: +9.6% to Commercial Property Residential (Ex. Condo Association) Wind Only (CA)

14-14426: +8.9% to Commercial Property Residential Condo Association Wind Only (CA)

(Additional filings received prior to the hearing may be discussed.)

The proposed rate changes also include total increases for sinkhole coverage of 0.7% to DP-1 (Dwelling/Fire), 1.5% to DP-3 (Dwelling/Fire), and 2.7% to HO-3 (Homeowners). The requested rate increases are not uniform.

The effective date of the proposed rate increases for the Coastal Account (“CA”) is February 1, 2015, for new and renewal business. The effective date of the proposed rate increases for the Commercial Lines Account (“CLA”) is February 1, 2015, for new and renewal business. The effective date of the proposed rate decreases for the Personal Lines Account (“PLA”) is February 1, 2015, for new and renewal business.

It is important to note that additional filings on behalf of Citizens will be forthcoming and that evidence regarding such filings may be received at the hearing.

Any comments or concerns not addressed at the public hearing may be forwarded to ratehearings@flor.com; the subject line of your e-mail should read “Citizens.” The record will be open for public comment until September 4, 2014 for all filings.

An agenda listing the rate filings subject to this hearing will be posted on the Office’s website at <http://www.flor.com>. Florida

law allows the Office of Insurance Regulation to hold a public hearing for any purpose within the scope of the Insurance Code deemed to be necessary. Input from the insurer as well as interested parties will be received at this public hearing. If you are unable to attend this public hearing, please forward your comments to the Office of Insurance Regulation at ratehearings@flor.com; the subject line of your e-mail should read “Citizens.”

A copy of the agenda may be obtained by contacting: Gloria Merritt at (850)413-5356 or email her at gloria.merritt@flor.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Gloria Merritt at (850)413-5356 or email her at gloria.merritt@flor.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: Gloria Merritt at (850)413-5356 or email her at gloria.merritt@flor.com.

ENTERPRISE FLORIDA, INC.

The Florida Development Finance Corporation (“FDFC”) announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 20, 2014, 3:00 p.m. – 4:00 p.m.

PLACE: Enterprise Florida, Inc., 800 N. Magnolia Ave., Suite 1100, Orlando, FL 32803

GENERAL SUBJECT MATTER TO BE CONSIDERED: A regular scheduled meeting for the consideration of matters properly brought before the board of the Florida Development Finance Corporation.

A copy of the agenda may be obtained by contacting: Bill Spivey at (407)956-5695.

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 1 day before the workshop/meeting by contacting: Bill Spivey at (407)956-5695. 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: Bill Spivey at (407)956-5695.

MRGMIAMI

The Florida Department of Transportation announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 26, 2014, 5:00 p.m. – 7:00 p.m.

PLACE: Presbyterian Church of the Covenant, 7950 S. Tamiami Trail, Sarasota, Florida 34231

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT), District One, is holding a public information meeting regarding improvements to US 41 from Marcia Street to Baywood Drive and from Reynolds Road to Gulf Gate Drive in Sarasota county. The public meeting is from 5:00 p.m. to 7:00 p.m. on Tuesday, August 26, 2014 at the Presbyterian Church of the Covenant, 7950 S. Tamiami Trail, Sarasota, Florida 34231. FDOT will hold this meeting to give interested persons the opportunity to review displays, talk one-on-one with staff, and make comments about the project.

The 2.5-mile project includes removing old asphalt and resurfacing the roadway; sidewalk construction; highway lighting; signal work; curb and gutter, and drainage improvements. The \$4.5 million project begins mid-September and should be complete in spring 2015.

FDOT developed this meeting in compliance with Title VI of the Civil Rights Act of 1964 and related statutes. FDOT solicits public participation without regard to race, color, national origin, age, sex, religion, disability or family status. People requiring special accommodations pursuant to the Americans with Disability Act of 1990 or people that require translation services (free of charge) at the meeting should contact Jamie Schley at (863)519-2573 or by email: jamie.schley@dot.state.fl.us at least seven (7) days prior to the meeting.

A copy of the agenda may be obtained by contacting: Jamie Schley at (863)519-2573 or by email: jamie.schley@dot.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 7 days before the workshop/meeting by contacting: Jamie Schley at (863)519-2573 or by email: jamie.schley@dot.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).

For more information, you may contact: Lauren Hatchell, (941)359-7359, Lauren.Hatchell@dot.state.fl.us.

Section VII

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

NONE

Section VIII

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

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

NONE

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

NONE

Section IX

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

NONE

Section X

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

NONE

Section XI

**Notices Regarding Bids, Proposals and
Purchasing**

DEPARTMENT OF MANAGEMENT SERVICES

Division of Building Construction

MSFM-13003440 - Pepper Building

RE-ADVERTISEMENT TO BID CONSTRUCTION

STATE OF FLORIDA

DEPARTMENT OF MANAGEMENT SERVICES

DIVISION OF REAL ESTATE DEVELOPMENT

AND MANAGEMENT

PUBLIC ANNOUNCEMENT REQUESTING BIDS

FROM QUALIFIED GENERAL CONTRACTORS

PROPOSALS ARE REQUESTED FROM QUALIFIED

GENERAL CONTRACTORS BY THE DEPARTMENT OF

MANAGEMENT SERVICES (DMS).

PROJECT NUMBER: MSFM-13003440

PROJECT NAME: Pressure Wash and Exterior Sealing, Pepper Building

PROJECT LOCATION: Tallahassee, Florida

MANDATORY PRE-BID MEETING: Tuesday, August 26, 2014, 10:00 a.m.

BID OPENING: Thursday, September 11, 2014, 2:00 p.m.

ESTIMATED CONSTRUCTION BUDGET: \$350,000.00

PREQUALIFIED BIDDERS: Refer to DMS website (below) for further details

The award will be made in accordance with Section 255.29, Florida Statutes, and the procedures and criteria of the Departments Division of Real Estate Development and Management.

Please visit the Department’s website: http://www.myflorida.com/apps/vbs/vbs_www.main_menu and click on “Search Advertisements” – “Division of Real Estate Development and Management”, look for “Opportunities for Design and Construction Firms” and click on link.

FLORIDA HOUSING FINANCE CORPORATION

RFA 2014-108 – SAIL Financing to Guarantee Program Developments

This Request for Applications (RFA) is open to Applicants where the Applicant’s Development has a mortgage note guaranteed by the Florida Affordable Housing Guarantee Program which closed by June 30, 2004 and the Applicant commits to provide ELI Set-Aside units. Under this RFA, Florida Housing Finance Corporation (the Corporation) expects to have up to an estimated \$12,000,000 of State Apartment Incentive Loan (SAIL) funds available for award.

Applications shall be accepted until 11:00 a.m., Eastern Time, on Tuesday, September 2, 2014, and sent to the attention of Ken Reecy, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. For questions or additional information, please contact Ken Reecy at Ken.Reecy@floridahousing.org. The RFA, which outlines selection criteria and Applicant’s responsibilities, can be downloaded from the Florida Housing Finance Corporation website at:

<http://www.floridahousing.org/Developers/MultiFamilyPrograms/Competitive/2014-108/>.

Any modifications that occur to the Request for Applications will be posted at the website and may result in an extension of the deadline. It is the responsibility of the Applicant to check the website for any modifications prior to the deadline date.

DEPARTMENT OF MILITARY AFFAIRS

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 or Building Contractors (GC) for the following project located at Arcadia National Guard Armory, Arcadia, Florida.

FOR COMPLETE INFORMATION, & SUBMISSION REQUIREMENTS YOU MUST GO TO THE MYFLORIDA.COM VENDOR BID SYSTEM ON OR AFTER 8/19/2014 AT

http://vbs.dms.state.fl.us/vbs/main_menu.

PROJECT: 212040 Arcadia National Guard Armory Renovation, Arcadia, Florida

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: Existing Armory building renovations & additions including demolition of existing systems, walls, floors, ceilings, electrical, and mechanical work to accommodate the new work for renovation purposes, as indicated in the contract documents.

Building must meet Florida Building Code, State Fire Marshall, local authorities having jurisdiction and area water management requirements, and any other permits and fees required by other county, local or state authorities.

Regulatory permitting to include the preparation, submittal, payment and review coordination of the Water Management District, Environmental Resource Permit (including permit fees), Florida Department of Environmental Protection (FDEP) Notice of Intent (including filing fees), City of Arcadia, Desoto County Review Permit Fee, and any other permits and fees required by other county, local or state authorities. The requirement of this project is to attain LEED Silver Certification.

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)823-0255 or email: ng.fl.flarnng.list.ngfl-cfmo-contracting@mail.mil.

Faxed or emailed bids are not acceptable and will not be considered. All instructions must be complied with and requested data must be included in order 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 ENVIRONMENTAL PROTECTION

Request for Information Regarding Expert Services

The Florida Department of Environmental Protection (FDEP) is seeking to immediately retain an expert or group of experts with relevant experience in the areas of geology, groundwater hydrology, oil and gas exploration, or oil and gas well workover procedures, including hydraulic fracturing. FDEP will require an expert report to assess a well workover technique, new to Florida, involving an enhanced acidation procedure. The procedure occurred at a well in southwest Florida, south of Lake Trafford in Collier County in late December 2013. The FDEP will request an expert report to be developed by December 31, 2014. The report will address whether the procedure performed at this well posed any threat of groundwater contamination, given the geology and hydrology in the area and the design of the well. FDEP expects that more than \$200,000 in consulting services will be needed to complete this project. The expert report is expected to address the following:

- Whether the procedure was designed and carried out in such a way that it would cause or contribute to violations of applicable groundwater quality standards.
- Whether other procedures similar to the one performed would be likely to cause or contribute to violations of groundwater quality standards.

- Potential for injected fluids to migrate through deep geological formations into surrounding groundwater bearing zones.
- Potential for similar operations to impact seismic activities in the region.
- Potential for injected fluids to migrate through well casing into surrounding groundwater bearing zones.

Minimum Requirements

In support of this request, the minimum requirements for a contract to be awarded is verification that the experts is able to perform the following:

- Develop a comprehensive scope of work with FDEP to address agency objectives.
- Consult with third-party experts for local governments and conservation groups.
- Visit the site and inspect the facility as it currently exists.
- Review the available drillers' files for relevant information.
- Perform an assessment of site and area geology. Such assessment may include review of the drilling log(s), review of logs of other wells in the area as available from FDEP and the Water Management District, personal or corporate knowledge of area geology, and other literature references.
- Review the report prepared and submitted in preparation of the work-over procedure. Review of proposed injection pressures and pressure records from the work over procedure, if available, to verify the procedure was carried out as proposed.
- Review of any mechanical integrity testing completed at the site.
- Review of all existing groundwater monitoring data available to determine if any of the injected fluids resulted in groundwater contamination.
- Determine any risk of transmission of injected fluids to aquifers.
- Produce an opinion as to the potential for contamination of groundwater/aquifers where TDS is <10,000 ppm.

Requested Information

Any party interested in providing this service to the department must respond to this request and provide the following information:

- Short proposal explaining how the expert can fulfil the minimum requirements alone or in partnership with other experts with necessary expertise.
- Statement supporting qualification as an expert(s).
- Identity of all personnel expected to work on the request.
- Resumes of all key personnel expected to work on the request.
- Statement of hourly rates for all proposed personnel.
- Exclusion of bidders
- No employees, contractors, associates, or agents – who have had such a relationship within the last 10 years – of FDEP, Collier Resources, Baron Collier Partnership, Collier County, or the Southwest Conservancy.
- No FDEP oil and gas permittees or agents of permittees.
- No employees or contractors (past or present) of Dan A. Hughes Co.
- No members of the Big Cypress Swamp Advisory Committee.

Responses

FDEP will accept responses to this notice through September 3, 2014. The Department reserves the right to reject any and all proposals in its absolute discretion and to extend the time for responses. FDEP will also be available to address additional

questions about this notice. Please send responses and questions to:

Larry R. Morgan, Senior Deputy General Counsel
Florida Department of Environmental Protection
3900 Commonwealth Blvd., MS #35
Tallahassee, FL 32399-3000
Email: Larry.Morgan@dep.state.fl.us
Phone: (850)245-2242

Pursuant to Section 287.057(3)(f)(4), Florida Statutes, contracts for expert witness services are not subject to competitive solicitation requirements. The Department’s decision relating to those services is not subject to protest under Chapter 120, Florida Statutes.

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Office of the Secretary

Florida State Clearinghouse

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(42), F.S. This includes Outer Continental Shelf activities and other actions subject to federal consistency review under the Florida Coastal Management Program. A list of projects, comments deadlines and the address for providing comments are available at: <http://approd.dep.state.fl.us/clearinghouse/>. For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

Section XIII
Index to Rules Filed During Preceding
Week

INDEX TO RULES FILED BETWEEN AUGUST 11, 2014
AND AUGUST 15, 2014

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Animal Industry

5C-30.003	8/15/2014	9/4/2014	40/116	
5C-31.001	8/15/2014	9/4/2014	40/116	40/140
5C-31.003	8/15/2014	9/4/2014	40/116	40/140
5C-31.004	8/15/2014	9/4/2014	40/116	40/140
5C-31.006	8/15/2014	9/4/2014	40/116	40/140

DEPARTMENT OF MANAGEMENT SERVICES

E911 Board

60FF1-5.003	8/11/2014	8/31/2014	40/134	
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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

61G4-16.001	8/11/2014	8/31/2014	40/127	
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DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Mental Health Program

65E-14.022	8/14/2014	9/3/2014	40/131	
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DEPARTMENT OF FINANCIAL SERVICES

Division of Insurance Agents and Agency Services

69B-227.110	8/12/2014	9/1/201	40/77	
69B-227.120	8/12/2014	9/1/2014	40/77	
69B-227.130	8/12/2014	9/1/2014	40/77	40/129
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69B-227.150	8/12/2014	9/1/2014	40/77	
69B-227.160	8/12/2014	9/1/2014	40/77	40/129

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69B-227.170	8/12/2014	9/1/2014	40/77	40/129
69B-227.180	8/12/2014	9/1/2014	40/77	
69B-227.190	8/12/2014	9/1/2014	40/77	40/129
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69B-227.270	8/12/2014	9/1/2014	40/77	
69B-227.280	8/12/2014	9/1/2014	40/77	
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69B-227.330	8/12/2014	9/1/2014	40/77	
69B-227.340	8/12/2014	9/1/2014	40/77	40/129

LIST OF RULES AWAITING LEGISLATIVE APPROVAL PURSUANT TO SECTION 120.541(3), FLORIDA STATUTES

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

58A-5.0191	3/28/2014	*****	39/231	40/43
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DEPARTMENT OF FINANCIAL SERVICES

Division of Worker's Compensation

69L-7.020	10/24/2011	*****	37/24	37/36
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