

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

RULE NOS.:	RULE TITLES:
5E-2.0105	Definitions
5E-2.043	Restrictions for the use of Allyl Isothiocyanate

PURPOSE AND EFFECT: The purpose of this rulemaking is to add restrictions regarding the use of soil fumigant containing allyl isothiocyanate in Florida. The proposed rule will classify any soil fumigant containing allyl isothiocyanate as a restricted-use pesticide in Florida and will require a Designated Agent to be present at the application site during all phases of allyl isothiocyanate soil application.

SUBJECT AREA TO BE ADDRESSED: Identifying restrictions for the use of fumigant containing Allyl Isothiocyanate in Florida.

RULEMAKING AUTHORITY: 487.042, 487.051, 570.07(23) FS.

LAW IMPLEMENTED: 487.031(1), 487.042, 487.051 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: Ms. Kelly Friend, Bureau Chief, Bureau of Licensing and Enforcement, 3125 Conner Boulevard, Building 8, Tallahassee, FL 2399-1650, (850)617-7850, Kelly.Friend@FreshFromFlorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5E-2.0105 Definitions.

(1) through (10) No change.

(11) Application site – The specific location being treated with a pesticide.

(12) Designated Agent – A certified applicator or an individual working under his or her direct supervision for the purpose of applying pesticides.

Rulemaking Authority 487.042, 570.07(23), 487.041(4)(e) FS. Law Implemented 487.042, 487.041(4)(e) FS. History–New 3-23-03, Amended _____.

5E-2.043 Restrictions for the use of Allyl Isothiocyanate.

(1) Effective August 1, 2014, any soil fumigant containing allyl isothiocyanate shall be classified as a restricted-use pesticide in Florida. All Florida rules and regulations pertaining to restricted use pesticides shall apply to any soil fumigant containing allyl isothiocyanate.

(2) A Designated Agent, as defined in Rule 5E-2.0105, F.A.C., must be present at the application site during all phases of allyl isothiocyanate soil application.

Rulemaking Authority 487.042, 570.07(23) FS. Law Implemented 487.031(1), 487.042, 487.051 FS. History–New _____.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NOS.:	RULE TITLES:
40D-1.002	Delegation of Authority
40D-1.1021	Emergency Authorizations for Activities Regulated Under Part IV of Chapter 373, F.S.
40D-1.602	Permits Required
40D-1.603	Permit Application Procedures
40D-1.6051	Timeframe for Providing Requested Information for Permit Applications and Denial of Incomplete Applications
40D-1.6105	Limiting Conditions
40D-1.659	Forms and Instructions

PURPOSE AND EFFECT: The purpose and effect of these amendments to the District’s procedural rules is to provide that environmental resource permits and other authorizations issued pursuant to the Statewide Environmental Resource Permit Rules, Chapter 62-330, F.A.C., are processed in accordance with those rules, and the various provisions of Chapter 40D-1, F.A.C., that concern environmental resource permits and other related authorizations are limited to permits and authorizations issued prior to October 1, 2013 or grandfathered projects.

SUBJECT AREA TO BE ADDRESSED: Procedural – Environmental Resource Permitting.

RULEMAKING AUTHORITY: 120.54(5), 373.044, 373.103, 373.113, 373.118, 373.149, 373.171, 373.219, 373.309, 373.337, 373.413, 373.4131, 373.4135, 373.4136, 373.414, 373.418 FS.

LAW IMPLEMENTED: 120.54(5), 120.60, 120.60(4), 253.002, 373.079(4)(a), 373.083, 373.084, 373.085, 373.103, 373.106, 373.116, 373.118, 373.119, 373.149, 373.171, 373.175, 373.206, 373.207, 373.209, 373.216, 373.219, 373.223, 373.224, 373.226, 373.229, 373.2295, 373.239, 373.246, 373.306, 373.308, 373.309, 373.313, 373.323, 373.324, 373.413, 373.4131, 373.4135, 373.4136, 373.414, 373.416, 373.418, 373.419, 373.421, 373.426, 373.427, 373.705, 373.707, 668.50 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.

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 Director, (352)796-7211, ext. 4702, 1(800)423-1476 (FL only), ext. 4702 or email: 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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sonya White, SWFWMD, 7601 Highway 301 North, Tampa, FL 33637-6759, (813)985-7481 (4660), email: sonya.white@swfwmd.state.fl.us (OGC #2012016)

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

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NO.: RULE TITLE:

60S-2.007 Credit for Out-of-State and In-State Service

PURPOSE AND EFFECT: To address the time period of accreditation of a Florida private school by the Southern Association of Colleges and Schools for determining eligibility of purchase under the Credit for Out-of-State and In-State Service.

SUBJECT AREA TO BE ADDRESSED: Credit for Out-of-State and In-State Service.

RULEMAKING AUTHORITY: 121.031 FS.

LAW IMPLEMENTED: 120.045, 121.021, 121.051(6)(a), 121.1115, 121.1122, 122.07, 238.06(4) FS.

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

DATE AND TIME: Monday, October 20, 2014, 10:30 a.m., ET

PLACE: Division of Retirement, Department of Management Services, Director’s Conference Room, Suite 208, 1317 Winewood Blvd., Bldg. 8, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by

contacting: Beth Rissinger, Operations and Pension Analyst at (850)778-4404. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Garry Green, Operations and Management Consultant Manager, Department of Management Services, Division of Retirement, 1317 Winewood Blvd., Bldg. 8, Tallahassee, FL 32399-1560, (850)488-5706

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

RULE NO.: RULE TITLE:

61B-19.001 Filing Education and Training Programs

PURPOSE AND EFFECT: The Division proposes this rule amendment to clarify the process of filing, reviewing, and approving educational curriculums for condominium training and educational programs.

SUBJECT AREA TO BE ADDRESSED: Condominium training and educational programs.

RULEMAKING AUTHORITY: 718.501(1)(f) FS.

LAW IMPLEMENTED: 718.501(1)(j) 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.

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: Debbie Miller at (850)488-1631. 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: Debbie Miller, Government Analyst I, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1030

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

RULE NO.: 61B-75.0051
 RULE TITLE: Provider Filing and Curriculum for Educational Training Programs

PURPOSE AND EFFECT: Chapter 2013-188, Laws of Florida, created a new subsection 719.106(1)(d)1.b., Florida Statutes, which requires newly elected or appointed cooperative directors to complete the educational curriculum administered by an education provider approved by the division or certify in writing that he or she has read the cooperative governing documents. This rule amendment is for the purpose of implementing the new law and establishing the process for filing, reviewing, and approving the educational curriculum for cooperative training and educational programs.

SUBJECT AREA TO BE ADDRESSED: Cooperative training and educational programs.

RULEMAKING AUTHORITY: 719.501(1)(f) FS.

LAW IMPLEMENTED: 719.106(1)(d)1.b. and 718.501(1)(j) 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.

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: Debbie Miller at (850)488-1631. 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: Debbie Miller, Government Analyst I, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-1030

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

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: 64B5-2.0135
 RULE TITLE: Dental Hygiene Examination

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the requirements for candidates for the

dental hygiene examination regarding the assessing of patients for suitability as exam patients.

SUBJECT AREA TO BE ADDRESSED: Dental Hygiene Examination.

RULEMAKING AUTHORITY: 466.004(4) FS.

LAW IMPLEMENTED: 466.007 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: Susan Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: 64B5-2.0144
 RULE TITLE: Licensure Requirements for Dental Hygiene Applicants from Unaccredited Dental Schools or Colleges

PURPOSE AND EFFECT: The Board proposes the rule amendment to remove the requirement that an applicant for licensure as a dental hygienist who attended unaccredited dental schools or colleges, must have successfully complete the national examinations 10 years prior to application for licensure.

SUBJECT AREA TO BE ADDRESSED: Licensure Requirements for Dental Hygiene Applicants from Unaccredited Dental Schools or Colleges.

RULEMAKING AUTHORITY: 466.004, 466.007 FS.

LAW IMPLEMENTED: 466.007 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: Susan Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: RULE TITLE:

64B5-12.016 Subject Area Requirements

PURPOSE AND EFFECT: The Board proposes the rule amendment to include that a dental hygienist may earn continuing education credit by completing an approved course in dental practice management.

SUBJECT AREA TO BE ADDRESSED: Subject Area Requirements.

RULEMAKING AUTHORITY: 466.004(4), 466.0135, 466.014 FS.

LAW IMPLEMENTED: 456.031, 466.0135, 466.014 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: Susan Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: RULE TITLE:

64B5-14.002 Prohibitions

PURPOSE AND EFFECT: The Board proposes the rule amendment to provide instruction for dental hygienists certified by the board to administer local anesthesia.

SUBJECT AREA TO BE ADDRESSED: Prohibitions.

RULEMAKING AUTHORITY: 466.004(4), 466.017(3), (6) FS.

LAW IMPLEMENTED: 466.017(3), (5) 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: Susan Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: RULE TITLE:

64B5-16.0075 Dental Charting by Dental Hygienists

PURPOSE AND EFFECT: The Board proposes the rule amendment to provide instruction regarding the collection of data by dental hygienists for epidemiological surveys or oral health surveillances.

SUBJECT AREA TO BE ADDRESSED: Dental Charting by Dental Hygienists.

RULEMAKING AUTHORITY: 466.004(4), 466.0235 FS.

LAW IMPLEMENTED: 466.0235 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: Susan Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:

64B16-27.410 Registered Pharmacy Technician, to Pharmacist Ratio

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the rule regarding the registered pharmacy technician to pharmacist ratio.

SUBJECT AREA TO BE ADDRESSED: Registered Pharmacy Technician to Pharmacist ratio.

RULEMAKING AUTHORITY: 465.005 FS.

LAW IMPLEMENTED: 465.014, 893.07(1)(b) 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: Patrick Kennedy, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

Section II Proposed Rules

WATER MANAGEMENT DISTRICT

St. Johns River Water Management District

RULE NO.: RULE TITLE:
40C-8.031 Minimum Surface Water Levels and Flows and Groundwater Levels

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to revise the established minimum surface water levels for Lake Melrose in Putnam County, Lake Norris in Lake County, and Lake Purdom in Volusia County.

SUMMARY: The proposed rule would revise the established minimum surface water levels for Lake Melrose, Lake Norris, and Lake Purdom pursuant to the mandate of Section 373.042, Florida Statutes. Each revised surface water level has an associated duration and return interval. The terms herein are already defined in Chapter 40C-8, F.A.C. As with all minimum surface water levels established by the District, if adopted, the minimum surface water levels in this rule amendment would be used as a basis for imposing limitations on withdrawals of groundwater and surface water in the consumptive use permit regulatory process and for reviewing proposed surface water management systems in the environmental resource permit regulatory process.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The District has determined that this rule will not have an impact on small business and will not increase regulatory costs in excess of \$200,000 within one year. A SERC has not been prepared by the agency.

The District has completed for the Governor’s Office of Fiscal Accountability and Regulatory Reform (OFARR) the “Is a SERC Required?” form and prepared a summary of the proposed rule amendments, which are both available upon

request. Based on the completed “Is a SERC Required?” form and summary and the analysis performed by the District in preparing and completing those documents, the proposed rule amendments are not expected to require legislative ratification pursuant to subsection 120.541(3), F.S.

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

RULEMAKING AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.042, 373.0421 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Following the regularly scheduled Governing Board Meeting on November 12, 2014, which begins immediately following the Regulatory Committee Meeting that begins at 11:00 a.m.

PLACE: St. Johns River Water Management District Headquarters, Executive Building, 4049 Reid Street, Palatka, Florida 32177

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Wendy Gaylord, Rules Coordinator, Office of General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, (386)326-3026, email: wgaylord@sjrwm.com

THE FULL TEXT OF THE PROPOSED RULE IS:

40C-8.031 Minimum Surface Water Levels and Flows and Groundwater Levels.

(1) through (3) No change.

(4) The following minimum surface water levels are established:

System Name	County	Minimum Level	Level (ft NGVD)	Level (ft NAVD)	Hydroperiod Category	Duration (days)	Return Interval (years)
(a) through (lll) No change.							
(mmm) Melrose	Putnam	Frequent High Average	<u>104.7</u> 105.2 104.2	<u>103.6</u> 104.1 103.1	Seasonally Flooded Typically Saturated	<u>30</u> <u>180</u>	<u>3</u> <u>1.7</u>
		Frequent Low	<u>103.7</u> 102.8	<u>102.6</u> 101.7	Semipermanently Flooded	<u>120</u>	<u>1</u>
(nnn) through (rrr) No change.							
(sss) Norris	Lake	Frequent High	<u>29.7</u> 30.5	<u>28.7</u> 29.4	Seasonally Flooded	<u>30</u>	<u>1.7</u>

System Name	County	Minimum Level	Level (ft NGVD)	Level (ft NAVD)	Hydroperiod Category	Duration (days)	Return Interval (years)
		Average	29.7	28.7	Typically Saturated	-	-
		Frequent Low	<u>27.7</u> 29.4	<u>26.7</u> 28.4	Semipermanently Flooded	<u>120</u>	<u>7.6</u>
(ttt) through (cccc) No change.							
(dddd) Purdom	Volusia	Frequent High	<u>36.3</u> 37.0	<u>35.3</u> 35.9	Seasonally Flooded	<u>30</u>	<u>2</u>
		Average	<u>35.4</u> 36.4	<u>34.3</u> 35.3	Typically Saturated	<u>180</u>	<u>1.7</u>
		Frequent Low	<u>34.4</u> 35.0	<u>33.3</u> 33.9	Semipermanently Flooded	<u>120</u>	<u>5</u>

(eeee) through (ccccc) No change.

(5) through (6) No change.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.042, 373.0421, 373.103, 373.415 FS. History—New 9-16-92. Amended 8-17-94, 6-8-95, 1-17-96, 8-20-96, 10-20-96, 11-4-98, 6-27-00, 2-13-01, 3-19-02, 5-12-03, 11-10-03, 1-12-04, 2-1-06, 12-03-06, 5-10-07, 5-24-07, 1-11-10, 8-22-13, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Karen Ferguson, Assistant General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, (386)329-4288 or Kris Davis, Assistant General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, (386)329-4390

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governing Board of the St. Johns River Water Management District

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 11, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 4, 2014

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-1.007 List of Approved Forms; Incorporation

PURPOSE AND EFFECT: The proposed rule amendment is intended to incorporate the revised financial responsibility form into the Board’s forms rule and to address the changes in the form as it appears in various other applications.

SUMMARY: The proposed rule amendment incorporates the revised financial responsibility form into the Board’s forms rule and addresses the revised changes in the other applications which contain the financial responsibility form. The Board is also updating several of the applications to delete the military information (form DH-MQA 1009) and to clarify which documents are to be submitted (form DH-MQA 1000).

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The changes in the form are necessary to make the form consistent with the statute regarding financial responsibility. Other changes being made to the forms will make it easier for applicants to apply by removing unnecessary language or requirements. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.013, 456.0276, 456.036(5), 456.048(1), 458.309, 458.311, 458.3124(6), 458.313(4), 458.3137, 458.3145, 458.315(2) 458.3151, 458.317, 457.319, 358.317, 358.319, 458.320(8), 458.321(2), 458.345(3), (8), 458.347(13), 458.3475, 458.351(6) FS.

LAW IMPLEMENTED: 456.013, 456.035, 456.036, 456.048, 456.50, 456.0635, 456.073, 458.309, 458.311, 458.3124, 458.313, 458.3137, 458.3145, 458.315, 458.3151, 458.316, 458.317, 458.319, 458.320, 458.321, 458.345, 458.347, 458.3475, 458.348, 458.351, 465.0276 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allison M. Dudley, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-1.007 List of Approved Forms; Incorporation.

The following forms used by the Board in its dealings with the public are listed as follows and are hereby adopted and incorporated by reference, and can be obtained from the Board office by writing to the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753, or by telephoning (850)245-4131:

(1) DH-MQA 1000, entitled "Florida Board of Medicine Medical Doctor Licensure Application," (8/14) (4/14) <http://www.flrules.org/Gateway/reference.asp?No=Ref-04370>.

(2) DH-MQA 1008, entitled "Board of Medicine Limited License Application for Allopathic Physicians to be Licensed Pursuant to Section 458.317, F.S.," (8/14) (6/13) <http://www.flrules.org/Gateway/reference.asp?No=Ref-03275>.

(3) (a) DH-MQA 1009, entitled "Board of Medicine Application For Temporary Certificate for Practice in an Area of Critical Need For Allopathic Physicians," (8/14) (4/13) <http://www.flrules.org/Gateway/reference.asp?No=Ref-02934>.

(b) DH5001-MQA, entitled "Application Rear Admiral LeRoy Collins, Jr., Temporary Certificate for Active Duty Military and Veterans" (8/14) (6/14) <http://www.flrules.org/Gateway/reference.asp?No=Ref-04505>.

(4) DH-MQA 1014, entitled "Florida Financial Responsibility Form," (8/14) (12/06) <http://www.flrules.org/Gateway/reference.asp?No=Ref->

(5) through (7) No change.

(8) DH-MQA 1072, entitled "Board of Medicine Medical Faculty Certificate For Allopathic Physicians," (8/13) (4/13) <http://www.flrules.org/Gateway/reference.asp?No=Ref-02935>.

(9) No change.

(10) DH-MQA 1079, entitled "Temporary Certificate For Visiting Physicians To Obtain Medical Privileges For Instructional Purposes In Conjunction With Plastic Surgery, Medical Or Surgical Training Programs and Educational Symposiums," (8/14) (10/13) <http://www.flrules.org/Gateway/reference.asp?No=Ref-03530>.

(11) through (16) No change.

Rulemaking Authority 456.013, 456.0276, 456.036(5), 456.048(1), 458.309, 458.311, 458.3124(6), 458.313(4), 458.3137, 458.3145, 458.315(2), 458.3151, 458.317, 457.319, 458.320(8), 458.321(2), 458.345(3), 458.347(13), 458.3475, 458.351(6) FS. Law Implemented 456.013, 456.035, 456.036, 456.048, 456.50, 456.0635, 456.073, 458.309, 458.311, 458.3124, 458.313, 458.3137, 458.3145, 458.315, 458.3151, 458.316, 458.317, 458.319, 458.320, 458.321, 458.345, 458.347, 458.3475, 458.348, 458.351, 465.0276 FS. History—New 4-17-01, Amended 11-20-01, 8-13-02, 11-10-02, 3-19-03, 6-4-03, 11-17-03, 4-19-04, 1-31-05, 9-29-05, 6-29-06, 12-26-06, 4-2-07, 6-25-08, 1-18-09, 3-17-09, 5-20-09, 10-7-09, 1-7-10, 2-2-10, 12-6-10, 12-27-11, 2-28-12, 1-27-13, 8-5-13, 11-10-13, 1-9-14, 3-10-14, 7-15-14, 9-10-14, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rules Committee and Credentials Committee, Board of Medicine

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Medicine

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 1, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 17, 2014

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-4.009 Applications

PURPOSE AND EFFECT: The proposed rule amendment is intended to incorporate the revised financial responsibility form as it appears in various applications for licensure.

SUMMARY: The proposed rule amendment incorporates the revised financial responsibility form which is contained in many of the application forms. The Board is also updating several of the applications to delete the military information (form DH-MQA 1009) and to clarify which documents are to be submitted (form DH-MQA 1000).

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the

statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board concluded that this rule change will not have any impact on licensees and their businesses or the businesses that employ them. The changes in the form are necessary to make the form consistent with the statute regarding financial responsibility. Other changes being made to the forms will make it easier for applicants to apply by removing unnecessary language or requirements. The rule will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, and will not require any specialized knowledge to comply. This change will not increase any direct or indirect regulatory costs. Hence, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.031, 456.033, 458.309, 458.311, 458.313, 458.3151 FS.

LAW IMPLEMENTED: 456.013(1), (7),(13), 456.031, 456.033, 456.0635, 456.50, 458.311, 458.3124, 458.313, 458.3137, 458.3145, 458.315, 458.3151, 458.316, 458.3165, 458.317 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allison M. Dudley, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-4.009 Applications.

(1) All persons applying for licensure shall submit an application to the Department. The application shall be made on the applicable form set forth below, all of which are hereby adopted and incorporated by reference and can be obtained from the website at http://www.doh.state.fl.us/mqa/medical/me_applicant.html. The application must be accompanied by the application fee.

(a) DH-MQA 1000, entitled "Florida Board of Medicine Medical Doctor Licensure Application," (8/14) (4/14) available from [http://www.flrules.org/Gateway/reference.asp?No=Ref-](http://www.flrules.org/Gateway/reference.asp?No=Ref-04370)

[04370](http://www.doh.state.fl.us/mqa/medical/me_applicant.html) or http://www.doh.state.fl.us/mqa/medical/me_applicant.html;

(b) DH-MQA 1008, entitled "Board of Medicine Limited License Application for Allopathic Physicians to be Licensed Pursuant to Section 458.317, F.S.," (8/14) (6/13) available from <http://www.flrules.org/Gateway/reference.asp?No=Ref-03275> or http://www.doh.state.fl.us/mqa/medical/me_applicant.html;

(c) DH-MQA 1009, entitled "Board of Medicine Application For Temporary Certificate for Practice in an Area of Critical Need For Allopathic Physicians," (8/14) (4/13) available from <http://www.flrules.org/Gateway/reference.asp?No=Ref-02934> or http://www.doh.state.fl.us/mqa/medical/me_applicant.html;

(d) No change.

(e) DH-MQA 1072, entitled "Board of Medicine Medical Faculty Certificate For Allopathic Physicians," (8/14) (4/13) available from <http://www.flrules.org/Gateway/reference.asp?No=Ref-02935> or http://www.doh.state.fl.us/mqa/medical/me_applicant.html;

(f) DH-MQA 1079, entitled "Temporary Certificate For Visiting Physicians To Obtain Medical Privileges For Instructional Purposes In Conjunction With Plastic Surgery, Medical Or Surgical Training Programs and Educational Symposiums," (8/14) (10/13) <http://www.flrules.org/Gateway/reference.asp?No=Ref-03530>.

(g) DH5001-MQA, entitled "Application Rear Admiral LeRoy Collins, Jr., Temporary Certificate for Active Duty Military and Veterans" (8/14) (6/14) <http://www.flrules.org/Gateway/reference.asp?No=Ref-04505>.

(2) through (5) No change.

Rulemaking Authority 456.031, 456.033, 458.309, 458.311, 458.313, 458.3151 FS. Law Implemented 456.013(1), (7),(13), 456.031, 456.033, 456.0635, 456.50, 458.311, 458.3124, 458.313, 458.3137, 458.3145, 458.315, 458.3151, 458.316, 458.3165, 458.317 FS. History—New 3-31-80, Amended 12-4-85, Formerly 21M-22.09, Amended 9-7-88, 3-13-89, 1-1-92, 2-21-93, Formerly 21M-22.009, Amended 11-4-93, Formerly 61F6-22.009, Amended 11-15-94, 2-15-96, Formerly 59R-4.009, Amended 7-10-01, 1-31-02, 5-10-04, 5-20-04, 6-13-06, 12-26-06, 1-18-09, 3-17-09, 10-7-09, 1-7-10, 5-18-10, 2-28-12, 1-27-13, 8-5-13, 11-10-13, 1-9-14, 7-15-14, 9-10-14,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Credentials Committee, Board of Medicine

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Medicine

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 1, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 17, 2014

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-12.005 Procedures

PURPOSE AND EFFECT: The proposed rule amendment is intended to clarify the requirements regarding financial responsibility and to incorporate the revised financial responsibility form into the Board’s rule.

SUMMARY: The proposed rule amendment clarifies the requirements with regard to financial responsibility and incorporates the revised financial responsibility form into the Board’s rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. The rule imposes no additional regulation or costs on licensees. The rule incorporates the revised form in the rule. The rule amendment will not increase any fees, business costs, personnel costs, will not decrease profit opportunities, will not require any specialized knowledge to comply, and will not increase any direct or indirect regulatory costs. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 458.309, 458.320 FS.

LAW IMPLEMENTED: 458.320 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allison M. Dudley, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-12.005 Procedures.

~~(1)(a)~~ At the time a person seeks initial licensure, renewal of a license or reactivation of an inactive license that person must show compliance with the requirements of Section 458.320, F.S., ~~before a license, or an active license, respectively, shall be issued.~~

~~(2)(b)~~ During the license renewal period of each biennium, an application for renewal will be mailed to each licensee at the ~~last address provided to the Board. It is the responsibility of the licensee to timely renew his or her license.~~ Failure to receive a ~~any~~ notification from the Department ~~during this period~~ does not relieve the licensee of the responsibility of meeting the financial responsibility or renewal requirements.

~~(3)(2)(a)~~ A licensee seeking to renew a license, reactivate an inactive license or update a previously filed financial responsibility disclosure must complete form DH-MQA 1014, Financial Responsibility, 8/14, which is hereby incorporated by reference. To obtain the form, the licensee may contact the Board of Medicine at 4052 Bald Cypress Way, Bin #C03, Tallahassee, FL 32399-3254, or download the from the Board’s website at www.flboardofmedicine.gov or at http://www.flrules.org/Gateway/reference.asp?No=Ref-_____.

The application for initial licensure, renewal, or reactivation shall include a form on which the licensee shall make a notarized written statement asserting that he or she is in compliance with the financial responsibility law and identifying the form of compliance (escrow account, insurance, or letter of credit) or asserting that he or she is exempt from the requirements of financial responsibility and identifying the claimed exemption (government employee, inactive licensee not practicing in Florida, holder of limited license, license or certificate holder practicing only in conjunction with teaching duties, active licensee not practicing in Florida, retiree or part-time practitioner, licensee who agrees to pay adverse judgment). The short phrase terms used in the preceding sentence are only for purposes of identification; each licensee is responsible for reviewing the full and exact requirements for each method of compliance or delineation of exemption and for determining his compliance or eligibility based on the complete statutory language.

~~(4)(b)~~ No change.

~~(5)(3)~~ No change.

~~(6)(4)~~ No change.

Rulemaking Authority 458.309, 458.320 FS. Law Implemented 458.320 FS. History—New 3-15-87, Formerly 21M-40.005, 61F6-40.005, 59R-12.005, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rules Committee, Board of Medicine

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Medicine

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 1, 2014
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 17, 2014

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.: 68A-12.002
 RULE TITLE: General Methods of Taking Game; Prohibitions

PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to remove certain restrictions on methods for taking game birds, crows or game animals. The effect of the proposed rule amendment will be to allow noise-suppressed (i.e., silencer-equipped) rifles and pistols for taking deer, gray squirrels, rabbits, wild turkeys, quail, and crows.

SUMMARY: The proposed rule amendment would remove the prohibition on the use of noise-suppressed (i.e., silencer-equipped) rifles and pistols for taking deer, gray squirrels, rabbits, wild turkeys, quail, and crows.

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, November 20-21, 2014, 8:30 a.m. each day

PLACE: Hilton Key Largo Resort, 97000 Overseas Highway, Key Largo, FL 33037

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: Diane R. Eggeman, Director, Division of Hunting and Game Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE FULL TEXT OF THE PROPOSED RULE IS:

68A-12.002 General Methods of Taking Game; Prohibitions.

(1) through (2) No change.

(3) Game birds, crows or game mammals may be taken with any of the following:

(a) No change.

(b) Rifle or pistol.

1. No ~~silencer-equipped~~ or fully automatic firearm may be used.

2. through 6. No change.

(c) through (f) No change.

(4) through (9) No change.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 8-1-79, Amended 6-4-81, 11-17-81, 6-21-82, 7-1-83, 7-1-84, 7-1-85, Formerly 39-12.02, Amended 6-1-86, 4-11-90, 4-14-92, 4-20-93, 3-1-94, 3-30-95, 4-1-96, 12-28-98, Formerly 39-12.002, Amended 7-1-05, 7-1-06, 7-1-08, 10-23-08, 1-1-11, 7-1-13,_____.

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.R.

NAME OF PERSON ORIGINATING PROPOSED RULE: Diane R. Eggeman, Director, Division of Hunting and Game Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 10, 2014

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.: 68A-13.008
 RULE TITLE: Hunting Regulations for Migratory Birds Other than Ducks and Coots

PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to establish regulations for taking migratory birds other than ducks and coots in conformance with federal regulations. Rule wording would be changed to increase and modify the dates of the open season for mourning doves and white-winged doves and modify the falconry open season for mourning doves and white-winged doves.

SUMMARY: This rule amends regulations migratory birds other than ducks and coots

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, November 20-21, 2014, 8:30 a.m. each day.

PLACE: Hilton Key Largo Resort, 97000 Overseas Highway, Key Largo, FL 33037

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: Diane R. Eggeman, Director, Division of Hunting and Game Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE FULL TEXT OF THE PROPOSED RULE IS:

68A-13.008 Hunting Regulations for Migratory Birds Other than Ducks and Coots.

The Commission has approved the following regulations and bag limits for taking crows and migratory game birds other than ducks and coots:

(1) Mourning doves and white-winged doves:

(a) Open seasons:

1. First phase – Opening the fourth first ~~Saturday~~ of September ~~October~~ and closing sunset 30 ~~23~~ days thereafter.

2. Second phase – Opening the second Saturday of November ~~42 days prior to Thanksgiving~~ and closing 23 days thereafter ~~sunset on the Sunday after Thanksgiving, statewide.~~

3. Third phase – December 12 through January 15. ~~Opening the second Saturday of December and closing sunset 29 days thereafter statewide.~~

(b) through (c) No change.

(2) through (5) No change.

(6) Falconry:

(a) No change.

(b) Open seasons:

1. Mourning doves and white-winged doves: The open season as specified in paragraph (1)(a) of this rule and January 16 through February 1. ~~Opening the first Saturday of October and closing sunset 106 days thereafter.~~

2. through 5. No change.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 8-17-89, Amended 8-9-90, 8-22-91, 8-23-92, 9-2-93, 9-15-94, 9-15-96, 9-7-97, Formerly 39-13.008, Amended 7-1-01, 7-1-04, 1-9-07, 1-6-09, 7-1-10, 1-4-12, 1-23-14,_____.

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:
 Diane R. Eggeman, Director, Division of Hunting and Game Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 10, 2014
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: January 8, 2014

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.: 68A-25.032
 RULE TITLE: Regulations Governing the Establishment of Alligator Management Programs

PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to modify the Alligator Management Program Application form. The effect of the proposed rule amendment will be to require that the landowner/landowner’s representative/lessee signature be notarized. The rule amendment would also require a lessee signing the application to provide a copy of the lease agreement and require a representative of the landowner signing the application to provide written proof of representation.

SUMMARY: The proposed rule would modify the Alligator Management Program Application form.

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, November 20-21, 2014, 8:30 a.m. each day

PLACE: Hilton Key Largo Resort, 97000 Overseas Highway, Key Largo, FL 33037

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: Diane R. Eggeman, Director, Division of Hunting and Game Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE FULL TEXT OF THE PROPOSED RULE IS:

68A-25.032 Regulations Governing the Establishment of Alligator Management Programs.

Alligator management programs designed for the taking of alligator eggs and hatchlings and the trapping of non-hatchling alligators may only be established on private lands and on public lands, other than sovereign submerged lands, for which a governmental entity can demonstrate an ownership interest or a leasehold interest and approval of the owner (referred to as “public lands” in this section) under the following conditions:

(1) Alligator Management Program – Application and review procedures.

(a) The owner or authorized lessee of property containing alligator habitat (as described in FWC form 1000PW) shall make written application, on forms provided by the Commission (Alligator Management Program Application, FWC form 1000PW, effective ~~November 21, 2014~~ ~~February 12, 2014~~, is incorporated to the rule by reference and may be obtained from the Commission and is found online at: <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXXX> ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-03878>~~), for establishment of an Alligator Management Program each calendar year. A group of landowners or authorized lessees may apply jointly provided their properties are adjoining.

(b) through (h) No change.

(2) through (5) No change.

PROPOSED EFFECTIVE DATE: As soon as possible after adoption by the Commission.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const., 379.3012 FS. History—New 5-5-88, Amended 2-14-89, 4-11-90, 4-4-91, 4-15-92, 10-22-92, 4-29-93, 4-10-94, 3-30-95, 4-1-96, 9-15-96, 4-12-98, Formerly 39-25.032, Amended 5-28-00, 10-10-00, 5-13-02, 3-30-06, 3-19-08, 7-20-09, 3-24-13, 10-9-13, 4-2-14, 8-19-14,_____.

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: Diane R. Eggeman, Director, Division of Hunting and Game Management, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 10, 2014

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.: 68A-27.007 RULE TITLE: Permits and Authorizations for the Take of Florida Endangered and Threatened Species

PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to correct the Florida Statute reference that authorizes the Florida Department of Agriculture and Consumer Services (FDACS) to work cooperatively with Florida Fish and Wildlife Conservation Commission (FWC) to develop and adopt wildlife best management practices (BMPs) for agriculture, incorporate reference to the sections of Florida Administrative Code wherein FDACS is adopting wildlife BMPs for agriculture, and remove language directing FWC to work cooperatively with FDACS to develop and adopt wildlife BMPs for agriculture by November 2014. The effect of the proposed rule amendment would be to delete references to Sections 403.067 and 597.004, F.S. and incorporate reference to Section 570.94, F.S., incorporate reference to Chapters 5I-8 and 5M-17, F.A.C., including Rules 5I-8.001 and 5M-17.001 F.A.C., and delete language directing FWC to work cooperatively with FDACS, landowners and other stakeholders

to develop and adopt wildlife BMPs for Agriculture by November 2014.

SUMMARY: Wildlife BMPs will provide a voluntary alternative to incidental take permitting for landowners engaged in agriculture. This rule amendment would correct the Florida Statute reference that authorizes FDACS to work cooperatively with FWC to develop and adopt wildlife BMPs for Agriculture, incorporate reference to the sections of Florida Administrative Code wherein FDACS is adopting wildlife BMPs for Agriculture, and remove language directing FWC to work cooperatively with FDACS to develop and adopt wildlife BMPs for Agriculture by November 2014.

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 wildlife BMPs are being developed as a voluntary alternative to existing Incidental Take permitting requirements. 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 November 20-21, 2014, 8:30 a.m. – 5:00 p.m., each day

PLACE: Hilton Key Largo Resort, 97000 Overseas Highway, Key Largo, FL 33037

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: Scott Sanders, Director of Conservation Planning Services, 620 South Meridian Street, Tallahassee, FL 32399-1600

THE FULL TEXT OF THE PROPOSED RULE IS:

68A-27.007 Permits and Authorizations for the Take of Florida Endangered and Threatened Species.

(1) No change.

(2) The permit requirements for the taking of a State-designated Threatened species are as follows:

(a) through (c) No change.

(d) Agriculture, as defined in Section 570.02, F.S., conducted in accordance with Chapter 5I-8 or Chapter 5M-17, F.A.C. and the wildlife best management practices (BMPs) adopted in Rule 5I-8.001 or 5M-17.001, F.A.C. by the Department of Agriculture and Consumer Service pursuant to Section 570.94 Sections 403.067 and 597.004, F.S., is authorized and does not require a permit authorizing incidental take despite any other provision of this section or Rule 68A-27.005, F.A.C. ~~The Commission will work cooperatively with the Florida Department of Agriculture and Consumer Services, landowners, and other stakeholders to legislatively authorize, develop, and adopt BMPs to protect wildlife species by November 2014.~~

(e) through (f) No change.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const., Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 11-8-10, Amended _____.

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: Thomas Eason, Director of Habitat and Species Conservation, 620 South Meridian Street, Tallahassee, FL 32399-1600

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 10, 2014

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

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NO.: RULE TITLE:

69A-37.020 Notice of Change of Record

PURPOSE AND EFFECT: The proposed rulemaking promulgates a new rule to comply with provisions of subsection

633.138(1), F.S., as provided by Ch. 2013-183, Laws of Florida. The proposed rule requires an individual who is issued a license, permit, or certificate under the provisions of Ch. 633, F.S., to notify the Division of State Fire Marshal (“Division”), in writing, of any changes to her or his current mailing address, e-mail address, or place of employment. The proposed rule further requires individuals to notify the Division within 30 days of any change of record through the Division’s Fire College Department of Insurance Continuing Education (“FCDICE”) information database system.

SUMMARY: The proposed rule is amended to require an individual who is licensed, certified or who is issued a permit, subject to the provisions of Ch. 633, F.S., to notify the Division in writing of any change of record regarding their contact information or place of employment. Subject individuals shall provide such notice within 30 days of any change of record through the FCDICE information database system.

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 Department has conducted an economic review of the proposed rule and has determined that the proposed rule will not have an adverse impact or result in regulatory costs in excess of \$1million within five years, pursuant to paragraph 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 633.138(1) FS.

LAW IMPLEMENTED: 633.138(1) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Thursday, October 30, 2014, 9:00 a.m.

PLACE: Florida State Fire College, Auditorium, 11655 NW Gainesville Rd, Ocala, Florida 34482

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: Bill Wentlandt, (352)369-2829 or

Bill.Wentlandt@MyFloridaCFO.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bill Wentlandt, Assistant Superintendent, Bureau of Firefighter Standards and Training, Division of State Fire Marshal at (352)369-2829 or Bill.Wentlandt@MyFloridaCFO.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69A-37.020 Notice of Change of Record.

(1) Pursuant to Section 633.138, F.S., any individual issued a license, permit, or certificate shall notify the Division of any change to her or his current mailing address, e-mail address, and place of practice. Any change to a current mailing address, e-mail address, and place of employment is known as a change of record.

(2) Notification of this change of record under this section shall be completed by the individual in the Division’s electronic information database system known as FCDICE within 30 days of the occurrence.

Rulemaking Authority 633.138(1) FS. Law Implemented 633.138(1) FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Bill Wentlandt, Assistant Superintendent, Bureau of Firefighter Standards and Training, Division of State Fire Marshal, Department of Financial Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jeff Atwater, Chief Financial Officer, Department of Financial Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 17, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 30, 2014

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NOS.:	RULE TITLES:
69A-37.039	Prescribed Forms for Training and Certification
69A-37.059	Types of Instructor Certificates Issued
69A-37.064	Florida State Fire College
69A-37.408	Live Fire Training Instructor Certification and Renewal

PURPOSE AND EFFECT: The proposed rules are amended to conform to certain provisions of Section 633, F.S., “Fire Prevention and Control,” as revised under Chapter No. 2013-183, Laws of Florida. The proposed amendments include the following changes: Form DFS-K4-1038, “Release and Waiver

of Liability,” is adopted and incorporated by reference under proposed Rule 69A-37.039, F.A.C.; proposed Rules 69A-37.059 and 69A-37.408, F.A.C., are amended to reflect an expanded period for the renewal of firefighter safety instructor certification, increasing the time period for renewal from three to four years; proposed Rule 69A-37.064, F.A.C., is amended to set forth the requirements for admission to the Florida State Fire College under new subsection (7), which also provides links to the Florida State Fire College website address.

SUMMARY: The proposed rules, listed under Rule Chapter 69A-37, F.A.C., titled “Firefighters Standards and Training,” are amended to conform to certain provisions of Section 633, F.S., “Fire Prevention and Control,” as revised under Chapter No. 2013-183, Laws of Florida.

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 Department has conducted preliminary economic reviews of the proposed rules and has determined that the rulemaking will not have an adverse impact or result in regulatory costs in excess of \$1million within five years, pursuant to paragraph 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 633.128 (1), (1)(d), (2)(a), 633.408(1), 633.418(1), 633.508(6) FS.

LAW IMPLEMENTED: 633.128 (1)(d), (h), (k), 633.406, 633.408, 633.418(1), 633.426(5), 633.446, 633.508 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Thursday, October 30, 2014, 9:00 a.m.

PLACE: Florida State Fire College, Auditorium, 11655 NW Gainesville Rd., Ocala, Florida 34482

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: Bill Wentlandt at (352)369-2829 or Bill.Wentlandt@MyFloridaCFO.com. If you are hearing or

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bill Wentlandt, Assistant Superintendent, Bureau of Firefighter Standards and Training, Division of State Fire Marshal at (352)369-2829 or Bill.Wentlandt@MyFloridaCFO.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69A-37.039 Prescribed Forms for Training and Certification.

(1) No change.

(2) The following forms are hereby adopted and incorporated by reference in this rule:

(a) through (e) No change.

(f) DFS-K4-1038 (Revised 07/01/2014), "Release and Waiver of Liability."

(f) through (cc) renumbered (g) through (dd).

Rulemaking Authority 633.104, 633.128(2)(a), 633.216(9), 633.418(1) FS. Law Implemented 633.112(1), 633.138, 633.216, 633.406, 633.408, 633.412, 633.418 FS. History--New 9-7-81, Formerly 4A-37.20, 4A-37.39, Amended 11-26-85, 1-3-90, 6-30-91, 3-20-95, 9-13-98, 12-10-01, Formerly 4A-37.039, Amended 3-19-09, 8-27-12, 8-20-13, 11-18-13,_____.

69A-37.059 Types of Instructor Certificates Issued.

This rule provides that the Bureau of Fire Standards and Training shall certify individuals to conduct training and education classes for fire service personnel. Upon satisfaction of the requirements listed under the respective categories, an applicant shall be awarded instructor certification appropriate to the applicant's attainments and may teach designated subjects in the courses of training and education coming within the purview of the Bureau of Fire Standards and Training. The certificates to be awarded are as follows:

(1) through (5) No change.

(6) Quadrennial ~~Triennial~~ Renewal of Instructor Certification.

(a) Instructor Certification must be renewed every 4~~3~~ years.

(b) through (d) No change.

(7) No change.

Rulemaking Authority 633.128(1)(d), (2)(a), 633.408(1) FS. Law Implemented 633.406, 633.408, 633.414, 633.426(5), 633.446 FS. History--New 9-7-81, Formerly 4A-37.15, 4A-37.59, Amended 11-26-85, 1-3-90, 6-30-91, 3-20-95, 12-10-01, Formerly 4A-37.059, Amended_____.

69A-37.064 Florida State Fire College.

(1) through (6) No change.

(7) Admission Requirements to the Florida State Fire College. All trainees attending the Florida State Fire College shall:

(a) Possess a student identification number issued by the Division's electronic information database system, which can be obtained at www.floridastatefirecollege.org,

(b) Apply for the course at www.floridastatefirecollege.org.

(c) Submit the required tuition payment to the Division,

(d) Obtain a student identification card upon arrival at the Florida State Fire College, and,

(e) Complete Form DFS-K4-1038, "Release And Waiver Of Liability", which is incorporated by reference in subsection 69A-37.039(2), F.A.C., and can be obtained where indicated in subsection 69A-37.039(1), F.A.C.

Rulemaking Authority 633.128(1), 633.128(2)(a) FS. Law Implemented 633.128 (1)(d), (h), (k) FS. History--New 12-10-01, Formerly 4A-37.064, Amended_____.

69A-37.408 Live Fire Training Instructor Certification and Renewal.

(1) No change.

(2) For quadrennial ~~triennial~~ renewal, a person is required to complete the 8 hour LFTI renewal course and each person seeking renewal must have participated as a primary instructor, IIC, or SO during the four ~~three~~ year period on a fully compliant live training fire exercise.

(3) No change.

Rulemaking Authority 633.508(6), 633.128(1), (2)(a), 633.418(1) FS. Law Implemented 633.128(1), 633.414, 633.418(1), 633.508 FS. History--New 10-5-06, Amended_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Bill Wentlandt, Assistant Superintendent, Bureau of Firefighter Standards and Training, Division of State Fire Marshal, Department of Financial Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jeff Atwater, Chief Financial Officer, Department of Financial Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 17, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 30, 2014

Section III
Notice of Changes, Corrections and
Withdrawals

PUBLIC SERVICE COMMISSION

RULE NO.: RULE TITLE:
25-4.003 Definitions

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. 157, August 13, 2014 issue of the Florida Administrative Register.

Based upon comments made by the staff of the Joint Administrative Procedures Committee, the Commission approved the rule with the following changes:

Subsections (9) and (31) of Rule 25-4.003 are changed as follows:

~~(6)(9)~~ “Company,” “Telecommunications Company,” or “Telephone Company,” or “Utility.” These terms may be used interchangeably herein and shall mean “telecommunications company” as defined in Section 364.02(13)(14), F.S.

~~(31) “Local Service Area” or “Local Calling Area.” The area within which telephone service is furnished subscribers under a specific schedule of rates and without toll charges. A LEC’s local service area may include one or more exchange areas or portions of exchange areas.~~

Docket No. 140141-TP.

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-22.201 Year-Round Water Conservation Measures

The Southwest Florida Water Management District hereby gives notice that on October 2, 2014, it has issued an order granting a variance.

Petitioner’s Name: Michael Demancsik – File Tracking No. 14-4196

Date Petition Filed: June 12, 2014

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

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

Date Petition Published in the Florida Administrative Register: June 16, 2014

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

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: RULE TITLE:

40E-6.011 Policy and Purpose

NOTICE IS HEREBY GIVEN that on September 24, 2014, the South Florida Water Management District (District), received a petition for waiver from the Clewiston Marina, Application No. 14-0429-2, for utilization of Works or Lands of the District known as the C-21 Canal. The request is for the proposed installation of a parallel fence, temporary RV and trailer parking and existing water and electrical pedestals located approximately 20 feet from the top of bank within the District’s southerly right of way of C-21 in conjunction with the Marina’s Campground. Location: C-21 Canal, Section 10, Township 43S, Range 34E, Hendry County. The petition seeks relief from subsections 40E-6.011(4) & (6), Florida Administrative Code, which governs the placement of permanent and /or semi-permanent above-ground structures within 40 feet of the top of the canal bank and generally prohibits parking within Works and Lands of the District.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juli Russell at (561)682-6268 or email: jurussel@sfwmd.gov. The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1414, West Palm Beach, FL 33406, Attn: Juli Russell, Office of Counsel.

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 October 2, 2014, the Division issued an order. The Final Order was in response to a Petition for a Variance from Cocoa Beach Fire Station #51, filed September 15, 2014, and advertised on September 16, 2014, in Vol. 40, No. 180, 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 2.20.1, 2.18.5.1, 2.20.4, 2.20.5 and 2.20.9 ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires steel ropes of a minimum diameter of 9.5 mm because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2014-334).

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 October 2, 2014, the Division issued an order. The Final Order was in response to a Petition for a Variance from EMLRC Building, filed September 15, 2014, and advertised on September 16, 2014m in Vol. 40, No. 180, 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 2.20.1, 2.18.5.1, 2.20.4, 2.20.5 and 2.20.9 ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires steel ropes of a minimum diameter of 9.5 mm because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2014-335).

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

State Boxing Commission

RULE NO.: RULE TITLE:

61K1-1.013 Judge; License and Duties

NOTICE IS HEREBY GIVEN that on October 1, 2014, the Florida State Boxing Commission received a petition for Variance or Waiver, filed by Carlos A. Sucre. The Petitioner is

seeking a permanent waiver or variance of subparagraph 61K1-1.013(2)(a)2., F.A.C., in regards to the requirement that the application for a professional judge licensure must include a certification from the executive director attesting that the applicant has completed the unofficial scoring of a minimum of 350 rounds of professional boxing or kickboxing held in this state and is in good standing.

Comments on this petition should be filed with the Florida State Boxing Commission, Northwood Center, 1940 North Monroe Street, Tallahassee, FL 32399-2202, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Paul Waters, Executive Director, Florida State Boxing Commission, at the above address or telephone: (850)488-8500.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES
Family Safety and Preservation Program

RULE NO.: RULE TITLE:

65C-15.015 Policies and Practices

NOTICE IS HEREBY GIVEN that on August 25, 2014, the Department of Children and Families received a petition for waiver of subsection 65C-15.010(3), Florida Administrative Code, from A Bond of Love Adoption Agency, Inc. Subsection 65C-15.010(3), F.A.C., requires a licensed child-placing agency to annually obtain and audit of its financial records.

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

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The Florida Agriculture Center and Horse Park Authority announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 16, 2014, 4:00 p.m.

PLACE: Florida Agriculture Center and Horse Park Authority, 11008 S. Highway 475, Ocala, Florida 34480

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Executive Committee to discuss general business.

A copy of the agenda may be obtained by contacting: EllenMarie Ettenger, Events Director at (352)307-6699 or email: events@flhorsepark.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 2 days before the workshop/meeting by contacting: EllenMarie Ettenger, Events Director at (352)307-6699 or email: events@flhorsepark.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).

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services
 The Pest Control Enforcement Advisory Council (PCEAC) announces a public meeting to which all persons are invited.
 DATE AND TIME: November 5, 2014, 10:00 a.m.
 PLACE: IGFA Fishing Hall of Fame & Museum, 300 Gulf Stream Way, Dania Beach, FL 33004, phone number: (954)924-4312 or GoToMeeting: <https://global.gotomeeting.com/join/807251501>, teleconference information: 1(877)309-2070, access code: 807-251-501

GENERAL SUBJECT MATTER TO BE CONSIDERED: To address the business of the Council.

A copy of the agenda may be obtained by contacting: Mr. Steven Dwinell, Assistant Director, (850)617-7913, steven.dwinell@freshfromflorida.com or online at <http://consensus.fsu.edu/DACS/pest-control.html>. For more information, you may contact: Mr. Steven Dwinell, Assistant Director, 3125 Conner Boulevard, Tallahassee, Florida 32399, (850)617-7913, steven.dwinell@freshfromflorida.com.

FLORIDA COMMISSION ON OFFENDER REVIEW

The Florida Commission on Offender Review announces a public meeting to which all persons are invited.
 DATE AND TIME: Tuesday, October 21, 2014, 1:30 p.m.
 PLACE: Sumter Correctional Institution, 9544 County Road 476B, Bushnell, Florida 33513

GENERAL SUBJECT MATTER TO BE CONSIDERED: Tour of Sumter Lifers Program.

A copy of the agenda may be obtained by contacting: Florida Commission on Offender Review at ada@fcor.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: Florida Commission on Offender Review at ada@fcor.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).

FLORIDA COMMISSION ON OFFENDER REVIEW

The Florida Commission on Offender Review announces a public meeting to which all persons are invited.
 DATE AND TIME: Wednesday, October 22, 2014, 5:30 p.m.
 PLACE: NOAH Community Outreach, Inc., 3222 North 34th Street, Tampa, FL 33605

GENERAL SUBJECT MATTER TO BE CONSIDERED: Tour of re-entry facility.

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: Florida Commission on Offender Review at ada@fcor.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).

REGIONAL PLANNING COUNCILS

East Central Florida Regional Planning Council
 The Local Emergency Planning Committee District VI announces a public meeting to which all persons are invited.
 DATE AND TIME: October 17, 2014, 10:00 a.m.

PLACE: East Central Florida Regional Planning Council, 309 Cranes Roost Blvd., Suite 2000, Mayor John H. Land Board Room, Altamonte Springs, FL 32701

GENERAL SUBJECT MATTER TO BE CONSIDERED: Material related to EPCRA Community right-to-know.

A copy of the agenda may be obtained by contacting: Tim Kitchen, (407)262-7772 or tkitchen@ecfrpc.org.

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council
 The Tampa Bay Regional Planning Council announces a public meeting to which all persons are invited.
 DATE AND TIME: October 13, 2014, 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Tampa Bay Regional Planning Council.

A copy of the agenda may be obtained by contacting: www.tbrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Wren Krahl, (727)570-5151, ext. 22 or wren@tbrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Wren Krahl, (727)570-5151, ext. 22 or wren@tbrpc.org.

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

The Tampa Bay Regional Planning Council's Executive/Budget Committee announces a public meeting to which all persons are invited.

DATE AND TIME: October 13, 2014, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive/Budget Committee.

A copy of the agenda may be obtained by contacting: Wren Krahl, (727)570-5151, ext. 22 or wren@tbrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: Wren Krahl, (727)570-5151, ext. 22 or wren@tbrpc.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Wren Krahl, (727)570-5151, ext. 22 or wren@tbrpc.org.

METROPOLITAN PLANNING ORGANIZATIONS

Orlando Urban Area

The Central Florida MPO Alliance announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, October 10, 2014, 10:00 a.m.

PLACE: MetroPlan Orlando, David L. Grovdahl Board Room, 315 E. Robinson Street, Suite 355, Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled CFMPOA meeting.

A copy of the agenda may be obtained by contacting: Ms. Cathy Goldfarb, 315 E. Robinson Street, Suite 355, Orlando, FL 32801.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Ms. Cathy Goldfarb, 315 E. Robinson Street, Suite 355, Orlando, FL 32801. 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: Ms. Cathy Goldfarb, 315 E. Robinson Street, Suite 355, Orlando, FL 32801, (407)481-5672, ext. 315.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

The St. Johns River Water Management District, Projects and Land Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 13, 2014, 9:30 a.m., Projects and Land Committee site visit

PLACE: Starting location: Marion County Moss Bluff Lock & Spillway Park South, 16255 SE 96th Lane Road, Ocklawaha FL 32179. The location of the site visit may be changed due to inclement weather or other unforeseen circumstances. Notice of such change will be available by contacting: St. Johns River Water Management District, attention: Julie Green, 4049 Reid Street, Palatka, FL 32177, via email: jgreen@sjrwmd.com or by phone: (386)329-4240.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The site visit will focus on the District's use of unmanned aerial vehicles to detect invasive plants, Carolina willow treatments, upland and wetland restoration activities, and levee and structure management and maintenance in the Ocklawaha Prairie Restoration area.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention Lori Griffith, 4049 Reid Street, Palatka, FL 32177, (386)329-4470.

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: Julie Green, 4049 Reid Street, Palatka, FL 32177, via email: jgreen@sjrwmd.com or by phone: (386)329-4240. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

The St. Johns River Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, October 14, 2014, 9:00 a.m., the Projects and Land Committee business meeting will begin; 10:00 a.m. or upon conclusion of the Projects and Land Committee meeting, whichever is later, the Finance, Administration and Audit Committee meeting will begin; 11:00 a.m. or upon conclusion of the Finance, Administration and Audit Committee meeting, whichever is later, the Regulatory Committee meeting will begin; 11:15 a.m. or upon conclusion of the Regulatory Committee meeting, whichever is earlier, the Governing Board meeting will begin

PLACE: District Headquarters, 4049 Reid Street (Hwy 100 West), Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion and consideration of District business including regulatory and non-regulatory matters. Staff may recommend approval of external amendments which affect the adopted budget.

NOTE: One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, attention Lori Griffith, 4049 Reid Street, Palatka, FL 32177, by phone: (386)329-4470 or by visiting the District's website: floridaswater.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: District Clerk at (386)329-4500. 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.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

The Central Florida Water Initiative announces two public meetings to which all persons are invited.

The Central Florida Water Initiative (CFWI) is a collaborative effort for water resource planning, development and management among the Florida Department of Environmental Protection; the St. Johns River, South Florida and Southwest Florida water management districts; the Florida Department of Agriculture and Consumer Services; and water supply utilities. The CFWI area includes Seminole, Orange, Osceola and Polk counties and southern Lake County.

DATE AND TIME: Thursday, October 16, 2014, 1:00 p.m.

PLACE: Town Meeting Hall, 221 N. Arrington St., Oakland, FL 34760

DATE AND TIME: Wednesday, October 29, 2014, 1:00 p.m.

PLACE: First Presbyterian Church, 104 Scenic Hwy., Haines City, FL 33844

GENERAL SUBJECT MATTER TO BE CONSIDERED: The above-mentioned water management districts are holding meetings to hear the community's concerns, interests and issues relating to planning for long-term water supplies, a clean and safe water supply adequate to serve the region's residents and businesses, agricultural community and natural systems.

NOTE: One or more of the Governing Board members from each of the water management districts mentioned above and one or more of the CFWI Steering Committee members may attend and participate in the meetings.

A copy of the agenda may be obtained by contacting Nancy Christman, Intergovernmental Coordinator, St. Johns River Water Management District, 601 South Lake Destiny Road, Suite 200, Maitland, FL 32751, (407)659-4835, nchristman@sjrwmd.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the St. Johns River Water Management District at least 48 hours before the meeting by contacting: Nancy Christman at (407)659-4835, nchristman@sjrwmd.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, contact Nancy Christman, Intergovernmental Coordinator, St. Johns River Water Management District, 601 South Lake Destiny Road, Suite 200, Maitland, FL 32751, (407)659-4835, nchristman@sjrwmd.com.

REGIONAL UTILITY AUTHORITIES

Tampa Bay Water – A Regional Water Supply Authority

The Tampa Bay Water announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 20, 2014, 8:30 a.m.

PLACE: Tampa Bay Water Administrative Offices, 2575 Enterprise Road, Clearwater, FL 33763

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Board Workshop concerning the Long-Term Master Water Plan Scope will be followed by a Regular Board Meeting of the Tampa Bay Water Board of Directors.

A copy of the agenda may be obtained by contacting: Records Department at (727)796-2355.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Records Department at (727)796-2355. 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: Records Department at (727)796-2355.

DEPARTMENT OF ELDER AFFAIRS**Division of Volunteer and Community Services**

The Department of Elder Affairs, Communities for a Lifetime initiative announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, October 28, 2014, 9:00 a.m. – 12:00 Noon, EDT

PLACE: VISTE, Inc., 1232 E. Magnolia Street, Lakeland, FL 33801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Presenters will discuss how to remain safely in the home with mobile accessibility and comfort. There will also be a panel discussion about actively aging in place with dignity and independence.

A copy of the agenda may be obtained by contacting: Janine Rogers, Director of Volunteer & Community Services, Florida Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000, via email: rogersj@elderaffairs.org or call (850)414-2373.

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: Janine Rogers, Director of Volunteer & Community Services, Florida Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000, via email: rogersj@elderaffairs.org or by call (850)414-2373. 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: Janine Rogers, Director of Volunteer & Community Services, Florida Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000, via email: rogersj@elderaffairs.org or call (850)414-2373.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**Board of Employee Leasing Companies**

The Department of Business and Professional Regulation, Board of Employee Leasing Companies announces public meetings to which all persons are invited.

DATES AND TIMES: Thursday, November 13, 2014, 9:00 a.m., Probable Cause Panel Meeting, portions which are closed to the public; Friday, November 14, 2014, 9:00 a.m. or soon thereafter

PLACE: The Floridays Resort, 12562 International Drive, Orlando, Florida 32821, (407)238-7700

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business of the Board and Probable Cause Panel meeting, portions which are closed to the public.

A copy of the agenda may be obtained by contacting: The Department of Business and Professional Regulation, Board of Employee Leasing Companies at 1940 North Monroe Street, Tallahassee, Florida 32399-0767 or by calling their office at (850)487-1395.

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: the board office at (850)487-1395. 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 Employee Leasing Companies at 1940 North Monroe Street, Tallahassee, Florida 32399-0767.

DEPARTMENT OF ENVIRONMENTAL PROTECTION**Division of Resource Management**

The Department of Environmental Protection, as designee for the Board of Trustees of the Internal Improvement Trust Fund of the State of Florida announces a workshop to which all persons are invited.

DATE AND TIME: Thursday, October 9, 2014, 6:00 p.m. – 8:00 p.m.

PLACE: Town Hall, Council Chambers, Second Floor, 360 South County Road, Palm Beach, Florida 33480

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Trustees of the Internal Improvement Trust Fund of the State of Florida is proposing the establishment of an Erosion Control Line, pursuant to Section 161.161, Florida Statutes. This meeting time (6:00 p.m. – 8:00 p.m.) will include time for both a public workshop and a public hearing. The workshop is the public's opportunity to ask questions about the proposed erosion control line extensions. The hearing is the public's opportunity to comment on, speak in support of, object to, and submit for consideration materials relevant to the methodology used for locating the proposed erosion control line extensions and relevant to the location of the proposed Erosion Control Line extensions.

A copy of the agenda may be obtained by contacting: Guy Weeks, Department of Environmental Protection, Division of Water Resource Management at (850)245-8336 or via email: william.weeks@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 2 days before the workshop/meeting by contacting: the Town Manager’s Office at (561)838-5410. 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: Guy Weeks, Department of Environmental Protection, Division of Water Resource Management at (850)245-8336 or via email: william.weeks@dep.state.fl.us.

DEPARTMENT OF HEALTH

Board of Massage Therapy

The Probable Cause Panel of the Board of Massage Therapy announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 14, 2014, 3:05 p.m.

PLACE: Meet Me number: 1(888)670-3525; participant passcode: 4319491106

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: Christy Robinson, Executive Director at (850)245-4161 or 4052 Bald Cypress Way, #C-06, Tallahassee, FL 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 5 days before the workshop/meeting by contacting: Alexandra Alday at (850)245-4161. 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 HEALTH

Board of Medicine

The Electrolysis Council, under the Board of Medicine announces a public meeting to which all persons are invited.

DATE AND TIME: December 8, 2014, 2:00 p.m., E.S.T.

PLACE: Conference call: 1(888)670-3525. After dialing the meet me number, when prompted, insert 4389078941 followed by the # sign in order to join the meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: The Electrolysis Council, 4052 Bald Cypress Way, BIN C-05, Tallahassee, FL 32399-3255, by visiting our website: www.floridahealth.gov/licensing-and-regulation/electrolysis, or by calling the board office at (850)245-4373, ext. 2510.

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: The Department Health at (850)488-0595. 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.

FLORIDA MEDICAL MALPRACTICE JOINT UNDERWRITING ASSOCIATION

The Florida Medical Malpractice Joint Underwriting Association announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, October 21, 2014, 2:00 p.m.

PLACE: The Hilton Sandestin Beach, Destin, FL 32550

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Compensation Committee of the Florida Medical Malpractice Joint Underwriting Association will receive and consider business properly brought before the Committee.

A copy of the agenda may be obtained by contacting: FMMJUA, 1836 Hermitage Blvd., Suite 201, Tallahassee, FL 32308.

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: frankie@fmmjua.org or call (850)385-8114. 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: frankie@fmmjua.org or call (850)385-8114.

FLORIDA MEDICAL MALPRACTICE JOINT UNDERWRITING ASSOCIATION

The Florida Medical Malpractice Joint Underwriting Association announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, October 21, 2014, immediately following the Compensation Committee meeting

PLACE: The Hilton Sandestin Beach, Destin, FL 32550

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Audit Committee of the Florida Medical Malpractice Joint Underwriting Association will receive and consider business properly brought before the Committee.

A copy of the agenda may be obtained by contacting: FMMJUA, 1836 Hermitage Blvd., Suite 201, Tallahassee, FL 32308.

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: frankie@fmmjua.org or call (850)385-8114. 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 frankie@fmmjua.org or call (850)385-8114.

FLORIDA MEDICAL MALPRACTICE JOINT UNDERWRITING ASSOCIATION

The Florida Medical Malpractice Joint Underwriting Association announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, October 21, 2014, immediately following the Audit Committee meeting

PLACE: The Hilton Sandestin Beach, Destin, FL 32550

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Claims & Underwriting Committee of the Florida Medical Malpractice Joint Underwriting Association will receive and consider reports from the Association's General Manager, Servicing Carrier, and such other business properly brought before the Committee.

A copy of the agenda may be obtained by contacting: FMMJUA, 1836 Hermitage Blvd., Suite 201, Tallahassee, FL 32308.

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: frankie@fmmjua.org or call (850)385-8114. 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: frankie@fmmjua.org or call (850)385-8114.

FLORIDA MEDICAL MALPRACTICE JOINT UNDERWRITING ASSOCIATION

The Florida Medical Malpractice Joint Underwriting Association announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 22, 2014, 9:00 a.m.

PLACE: The Hilton Sandestin Beach, Destin, FL 32550

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Governors of the Florida Medical Malpractice Joint Underwriting Association will receive and consider quarterly reports from the Association's Investment Counsel, General Counsel, Servicing Carrier, Compensation Committee, Grant Committee, Audit Committee, Claims Committee, General Manager, and such other business properly brought before the Board.

A copy of the agenda may be obtained by contacting: FMMJUA, 1836 Hermitage Blvd., Suite 201, Tallahassee, FL 32308.

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: frankie@fmmjua.org or call (850)385-8114. 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 frankie@fmmjua.org or call (850)385-8114.

FLORIDA PRESCRIPTION DRUG MONITORING PROGRAM FOUNDATION

The Florida PDMP Foundation Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: October 17, 2014, 1:00 p.m. – 5:00 p.m.

PLACE: Winter Park Room, Hyatt Regency Hotel, 9801 International Dr., Orlando, FL 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED: The General Business of the Florida PDMP Foundation, Inc. Board of Directors.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: the Florida PDMP Foundation at (850)284-4490. 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: Bob Macdonald, Executive Director, 10801 Starkey Rd., #104-221, Seminole, FL 33777 or (850)284-4490.

OFFICE OF THE STATE COURTS ADMINISTRATOR

The Florida State Courts System announces a public meeting to which all persons are invited.

DATE AND TIME: October 14, 2014, 2:00 p.m.

PLACE: Supreme Court Building, OSCA Executive Conference Room, 500 South Duval Street, Tallahassee, Florida 32399-1900

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Office of the State Courts Administrator will present an overview of the State Courts System’s 2015-2016 Legislative Budget Request followed by a time for public questions and comments.

Any person wishing to testify is asked to contact Ms. Dorothy Wilson, Chief of Budget Services, by October 10, 2014, 5:00 p.m., at the address above. Written comments may be submitted to the hearing officer at the proceeding or mailed to the Office of the State Courts Administrator at the above address.

A copy of the agenda may be obtained by contacting: Ms. Dorothy Wilson.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Ms. Dorothy Wilson, Chief of Budget Services, by phone, (850)488-3735, or in person at the Supreme Court Building. 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).

METRIC ENGINEERING, INC.

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

DATE AND TIME: Tuesday, October 14, 2014, 4:30 p.m. – 6:30 p.m.: Open House

PLACE: Ocala Police Department - Community Room, 402 South Pine Avenue, Ocala, Florida 34471

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Financial Management Nos. 431797-1-22-01 and 431798-1-22-01

Project Description: NE 25th Avenue and NE 36th Avenue, Marion County

Project Development and Environment (PD&E) Studies

The Florida Department of Transportation (FDOT) is holding an Alternatives Public Meeting for the NE 25th Avenue and NE 36th Avenue PD&E studies. We will present design alternatives for improving safety, adding capacity and constructing a railroad overpass on both NE 25th Avenue from SR 492/ NE 14th Street to NE 35th Street, and NE 36th Avenue from SR 492/ NE 14th Street to NE 35th Street. The need for the proposed improvements is based on a projected increase in vehicular and rail traffic.

The meeting will be held Tuesday, October 14 at the Ocala Police Department Community Room located at 402 South Pine Avenue in Ocala, FL. It is an open house from 4:30 p.m. to 6:30 p.m. Attendees may watch a video presentation that will be running on a continuous loop, review study information, and discuss the design alternatives with the study team. This meeting provides interested persons an opportunity to express their views concerning the social, economic and environmental impacts of the proposed design alternatives. You may also visit the project web site: www.ocalaroadwaystudies.com.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons who require translation services (free of charge) should contact: Ms. Jazlyn Heywood at (386)943-5388.

A copy of the agenda may be obtained by contacting: Ms. Jazlyn Heywood at (386)943-5388.

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: Ms. Jazlyn Heywood at (386)943-5388. 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: Ms. Jazlyn Heywood, the FDOT Project Manager at (386)943-5388 or email: jazlyn.heywood@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 EDUCATION
School Districts

DCPS OFDC-ITB-008-15 CONTRACT LABOR-
KITCHEN EQUIPMENT

DUVAL COUNTY PUBLIC SCHOOLS ADVERTISEMENT FOR BIDS – Invitation To Bid – Publish Date is October 3, 2014. Sealed bids will be received by Duval County Public Schools, Division of Facilities, Room 535, 1701 Prudential Drive, Jacksonville, FL 32207 until the time and date(s) recorded below and immediately thereafter publicly opened and recorded in the Duval County Public Schools, School Board Building, located at 1701 Prudential Drive, Jacksonville, Florida, 5th Floor, Room 513D. BIDS ARE DUE ON OR BEFORE TUESDAY NOVEMBER 4, 2014 AND WILL BE ACCEPTED UNTIL 2:00 P.M. OFFICIAL PROJECT TITLE: OFDC-ITB-008-15 CONTRACT LABOR-KITCHEN EQUIPMENT. SCOPE OF WORK: Perform various kitchen

equipment repairs and installations. Services include kitchen refrigerator and freezer, gas, steam, electric and kitchen hood equipment repairs, maintenance and new installation in facilities districtwide on an annual contract basis. This will be a multiple year contract awarded to one or more firms for an initial period of one year with an option to renew for two additional one-year periods. The District reserves the right to reject any and all bids. All bidders and subcontractors shall be licensed Contractors and registered corporations as required by the laws of the State of Florida. Contract documents for bidding may be obtained online at <http://www.duvalschools.org/>. Follow website to Departments/Facilities/Projects/SelectionBooklets/OFDC ITB-008-15 Contract Labor-Kitchen Equipment. DCSB Point of Contact: Alonza Anderson, (904)390-2279. Contract documents for bidding may be examined at the Duval County Public Schools Administration Building located at 1701 Prudential Drive, Jacksonville, FL 32207. MBE Participation Goal: If multiple vendors are awarded, at least one award will be to a certified MBE, provided a qualified MBE bids the project. The other awarded vendors will have a 10% overall goal.

DEPARTMENT OF EDUCATION

School Districts

DCPS Fire Alarm Systems Upgrade at Andrew Robinson
Elementary School No. 262/DCSB

Project No. M-83970/OFDC-ITB-007-15

DUVAL COUNTY PUBLIC SCHOOLS ADVERTISEMENT FOR BIDS-Invitation To Bid for an Electrical Contractor/Publish Date – October 3, 2014. Sealed bids will be received by Duval County Public Schools, Division of Facilities, Room 535, 1701 Prudential Drive, Jacksonville, FL 32207 until the time and date(s) recorded below and immediately thereafter publicly opened and recorded in the Duval County Public Schools, School Board Building, located at 1701 Prudential Drive, Jacksonville, Florida, 5th Floor, Room 513D. BIDS ARE DUE ON OR BEFORE November 3, 2014 AND WILL BE ACCEPTED UNTIL 2:00 P.M. OFFICIAL PROJECT TITLE: Fire Alarm Systems Upgrade at Andrew Robinson Elementary School No. 262/DCSB Project No. M-83970/OFDC-ITB-007-15. SCOPE OF WORK: The project consists of upgrades of fire alarm systems. The estimated construction cost is not to exceed \$250,000. All contractors that are interested in bidding are required to attend a mandatory pre-bid conference to be held October 17, 2014 at 9:00 am at Andrew Robinson Elementary School, 1514 Hubbard Street, Jacksonville, FL 32206. Failure to attend the pre-bid conference shall result in disqualification of that firm’s proposal. Attendees will be required to sign an attendance register. Project funding is subject to availability of funds as

authorized by the Owner. The District reserves the right to reject any and all bids. Contract documents for bidding may be obtained at the office of: ARC/4613 Phillips Highway, Suite 202/ Jacksonville, FL 32207/ (904)399-8946. Contract documents for bidding may be examined at the Duval County Public Schools Administration Building located at 1701 Prudential Drive, Jacksonville, FL 32207. Name of A/E Firm: Haddad Engineering, Inc., 2955 Hartley Road, Suite 205, Jacksonville, FL 32257/Telephone (904)262-5066. MBE Participation Goal: 15% overall based on available MBE's. All Contractors submitting bids must be prequalified with Duval County Public Schools at the time of the bid opening. No bids will be accepted from Contractors who are not prequalified with Duval County Public Schools. Prequalification forms and information may be obtained at www.duvalschools.org under Departments/Facilities/Forms and Standards/General Documents/Contractor Prequalification Procedures. The Bid Award Recommendation will be posted on the first floor bulletin board at the Duval County School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207-8182.

**Section XII
Miscellaneous**

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

NOTICE OF PEDIATRIC OPEN HEART SURGERY PROGRAMS AND PEDIATRIC CARDIAC

CATHETERIZATION PROGRAMS FIXED NEED POOLS

The Agency for Health Care Administration has projected fixed need pools for pediatric open heart surgery programs and

Pediatric Cardiac Catheterization Programs - Pediatric Open Heart Surgery Programs Net Need

Service Area	Net Need	Service Area	Net Need
1	0	4	0
2	0	5	0
3	0	Total	0

pediatric cardiac catheterization programs for January 2017, pursuant to the provisions of Rules 59C-1.008, 59C-1.032 and 59C-1.033, F.A.C. Letters of intent to apply for Certificates of Need pursuant to this notice must be filed with the Certificate of Need Program Office, 2727 Mahan Drive, Building 1, Room 321, MS 28, Tallahassee, Florida 32308, on or before 5:00 p.m., October 20, 2014.

Any person who identifies an error in the fixed need pool numbers must advise the agency of the error within ten (10) days of publication of the number. If the Agency concurs with the error, the fixed need pool numbers will be adjusted and republished in the first available edition of the Florida Administrative Register. Failure to notify the agency of the error during this ten day time period will result in no adjustment to the fixed need pool number for this cycle and a waiver of the person's right to raise the error at subsequent proceedings. Any other adjustments will be made in the first cycle subsequent to identification of the error including those errors identified through administrative hearings or final judicial review.

Any person whose substantial interest is affected by this action and who timely advised the agency of an error in the action has a right to request an administrative hearing pursuant to Section 120.57, Florida Statutes. In order to request a proceeding under Section 120.57, Florida Statutes, your request for an administrative hearing must state with specificity which issues of material fact or law are in dispute. All requests for hearings shall be made to the Agency for Health Care Administration and must be filed with the agency clerk at 2727 Mahan Drive, Building 3, Room 3431, MS 3, Tallahassee, Florida, 32308. All requests for hearings must be filed with the agency clerk within 21 days of this publication or the right to a hearing is waived.

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

NOTICE OF HOSPICE PROGRAM FIXED NEED POOL

The Agency for Health Care Administration has projected a fixed need pool for hospice programs, defined in accordance with Sections 400.601-400.602, Florida Statutes (F.S.) and 408.031-408.045, F.S. Fixed need pool projections are for hospice programs planned for January 2016, pursuant to the provisions of Rule 59C-1.0355, Florida Administrative Code. Letters of intent to apply for Certificates of Need pursuant to this notice must be filed with the Certificate of Need Program

Office, 2727 Mahan Drive, Building 1, Room 321, MS 28, Tallahassee, Florida 32308, on or before 5:00 p.m., October 20, 2014.

Any person who identifies an error in the fixed need pool numbers must advise the agency of the error within ten (10) days of the publication. If the agency concurs with the error, the fixed need pool number will be adjusted and republished in the first available edition of the Florida Administrative Register. Failure to notify the agency of the error during this ten day period waives a person's right to raise the error at subsequent proceedings. Any other adjustments will be made in the first

cycle subsequent to identification of the error including those errors identified through administrative hearings or final judicial review.

Any person whose substantial interest is affected by this action and who timely advised the agency of an error in the action has a right to request an administrative hearing pursuant to Section 120.57, F.S. In order to request a proceeding under Section 120.57, F.S., a request for an administrative hearing must state with specificity which issues of material fact or law are in dispute. All requests for hearings shall be made to the Agency for Health Care Administration and must be filed with the agency clerk at 2727 Mahan Drive, Building 3, Room 3431, MS 3, Tallahassee, Florida 32308. All requests for hearings must be filed with the agency clerk within 21 days of this publication or the right to a hearing is waived.

Hospice Program Net Need

Service Area	Net Need	Service Area	Net Need
District 1	0	Subdistrict 6C	0
Subdistrict 2A	0	Subdistrict 7A	0
Subdistrict 2B	0	Subdistrict 7B	0
Subdistrict 3A	0	Subdistrict 7C	0
Subdistrict 3B	0	Subdistrict 8A	0
Subdistrict 3C	0	Subdistrict 8B	0
Subdistrict 3D	0	Subdistrict 8C	0
Subdistrict 3E	0	Subdistrict 8D	0
Subdistrict 4A	0	Subdistrict 9A	0
Subdistrict 4B	0	Subdistrict 9B	0
Subdistrict 5A	1	Subdistrict 9C	0
Subdistrict 5B	0	District 10	0
Subdistrict 6A	1	District 11	0
Subdistrict 6B	0	Total	2

AGENCY FOR HEALTH CARE ADMINISTRATION
Certificate of Need

NOTICE OF FIXED NEED POOLS FOR COMMUNITY
NURSING HOME BEDS

The Agency for Health Care Administration has projected a fixed bed need pool for community nursing home beds for July 2017 pursuant to the provisions of Section 408.034(5), Florida Statutes and Rules 59C-1.008 and 59C-1.036, F.A.C. Net bed need projections for community nursing home beds have been adjusted according to occupancy rate thresholds as prescribed by the above-mentioned rules. Letters of intent to apply for Certificates of Need pursuant to this notice must be filed with the Certificate of Need Program Office, 2727 Mahan Drive, Building 1, Room 321, MS 28, Tallahassee, Florida, 32308, on or before 5:00 p.m., October 20, 2014.

Any person who identifies an error in the fixed need pool numbers must advise the agency of the error within ten (10) days of publication of the number. If the agency concurs with the error, the fixed need pool number will be adjusted and republished in the first available edition of the Florida Administrative Register. Failure to notify the agency of the error during this ten day time period will result in no adjustment to the fixed need pool number for this cycle and a waiver of the person's right to raise the error at subsequent proceedings. Any other adjustments will be made in the first cycle subsequent to identification of the error including those errors identified through administrative hearings or final judicial review.

Any person whose substantial interest is affected by this action and who timely advised the agency of any error in the action has a right to request an administrative hearing pursuant to Section 120.57, Florida Statutes. In order to request a proceeding under Section 120.57, Florida Statutes, your request for an administrative hearing must state with specificity which issues of material fact or law are in dispute. All requests for hearings shall be made to the Agency for Health Care Administration and must be filed with the agency clerk at 2727 Mahan Drive, Building 3, Room 3431, MS 3, Tallahassee, Florida 32308. All requests for hearings must be filed with the agency clerk within 21 days of this publication or the right to a hearing is waived.

Community Nursing Home Bed Need

	Bed Need
District 1	
Subdistrict 1	160
Subdistrict 2	0
Subdistrict 3	0
District 2	
Subdistrict 1	56
Subdistrict 2	63
Subdistrict 3	14
Subdistrict 4	86
Subdistrict 5	19
District 3	
Subdistrict 1	99
Subdistrict 2	227
Subdistrict 3	43
Subdistrict 4	140
Subdistrict 5	65
Subdistrict 6	66
Subdistrict 7	205
District 4	
Subdistrict 1	111
Subdistrict 2	170
Subdistrict 3	167
Subdistrict 4	0

District 5		
	Subdistrict 1	67
	Subdistrict 2	89
District 6		
	Subdistrict 1	110
	Subdistrict 2	0
	Subdistrict 3	0
	Subdistrict 4	25
	Subdistrict 5	203
District 7		
	Subdistrict 1	131
	Subdistrict 2	218
	Subdistrict 3	130
	Subdistrict 4	122
District 8		
	Subdistrict 1	23
	Subdistrict 2	37
	Subdistrict 3	0
	Subdistrict 4	0
	Subdistrict 5	40
	Subdistrict 6	0
District 9		
	Subdistrict 1	18
	Subdistrict 2	37
	Subdistrict 3	6
	Subdistrict 4	0
	Subdistrict 5	0
District 10		0
District 11		
	Subdistrict 1	168
	Subdistrict 2	0
Total		3,115
Statewide		

FINAL ORDER

DISMISSING PETITION WITHOUT PREJUDICE

This matter came before the Florida Department of Economic Opportunity (“Department”) following the receipt of a Petition for Administrative Proceedings (“Petition”) by Daniel J. Diciolla, Audie G. Childers, Lynn Elrod Childers, Robert McCaskill, and Sarah McCaskill (collectively, “Petitioners”), dated September 15, 2014.

Statement of Facts

1. On or about June 27, 2014, the Department received an application for revitalization of covenants under Section 720.403, Florida Statutes, from Bayhead Landings Property Owners Association, Inc. (“Respondent.”)

2. On or about August 21, 2014, the Department, finding that all conditions under Chapter 720, Part III, Florida Statutes, had been met, approved the revitalization of Respondent’s covenants and issued Final Order No. DEO-14-116 (“Final Order.”)

3. On or about September 16, 2014, the Department received the Petition which requested a hearing under Section 120.57, Florida Statutes, regarding the Final Order.

4. The Petition states how Petitioners received notice, but fails to state when the Petitioner received notice of the Final Order.

5. The Petition fails to identify the email address of counsel for Petitioner.

6. The Petition fails to state how the Petitioners’ substantial interests are affected by the Final Order.

7. The Petition objects to the approval of the revitalization, but does not specifically allege the relief sought by the Petitioners.

Findings of Law

8. Section 120.569(2)(c), Florida Statutes, states that “a petition shall be dismissed if it is not in substantial compliance with these requirements [Section 120.54(5)(b)] or it has been untimely filed. Dismissal of a petition shall, at least once, be without prejudice to petitioner’s filing a timely amended petition curing the defect, unless it conclusively appears from the face of the petition that the defect cannot be cured.”

9. Section 120.54(5)(b)4.b., Florida Statutes, and the implementing Rules 28-106.201 and 28-106.301, Florida Administrative Code, require that a petitioner state when it received notice of the agency action.

10. Petitioners do not state in their Petition the date they received the Final Order, but only states how Petitioners received notice of the Final Order.

11. Section 120.54(5)(b)4.a., Florida Statutes and the implementing Rules 28-106.201 and 28-106.301, Florida Administrative Code, require that the email address of either the petitioner, or the petitioner’s counsel be identified in the pleading for subsequent transmittal of documents.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

Final Order No.: DEO-14-142

DANIEL J. DICIOLLA, AUDIE G. CHILDERS, LYNN ELROD CHILDERS, ROBERT MCCASKILL, and SARAH MCCASKILL
 Petitioners, Case No. DEO-14-135

Final Order No. DEO-14-142

v.

BAYHEAD LANDINGS PROPERTY OWNERS ASSOCIATION, INC.
 Respondent,

12. Petitioners do not identify the email address of Petitioners' counsel.

13. Section 120.54(5)(b)4.c., Florida Statutes, and the implementing Rules 28-106.201 and 28-106.301, Florida Administrative Code, require that the petitioner provide "an explanation of how the petitioner's substantial interests are or will be affected by the action or proposed actions [of the agency]."

14. Petitioners do not explain how their substantial interests have been affected by the Final Order of the Department.

15. Section 120.54(5)(b)4.g., Florida Statutes, and the implementing Rules 28-106.201 and 28-106.301, Florida Administrative Code, require that petitioner make "a statement of the relief sought by the petitioner, stating precisely the action petitioner wishes the agency to take with respect to the proposed action."

16. Petitioners state that they object to the issuance of the Final Order approving the revitalization of Respondent's covenants, but do not state the action Petitioners wish the agency to take in regards to the Final Order.

Order

Based on the foregoing, it is hereby ORDERED:

1. The Department dismisses the Petition without prejudice for the reasons stated in paragraphs 4 through 16 above.

2. Petitioner has ten days to file an amended petition with the Department that is compliant with Section 120.54(5)(b), Florida Statutes, and Rules 28-106.201 and 28-106.301, Florida Administrative Code.

DONE AND ORDERED this 26th day of September, 2014, in Tallahassee, Florida.

_____/s/_____
William B. Killingsworth, Director
Division of Community Development
Department of Economic Opportunity
NOTICE OF RIGHTS

ANY INTERESTED PARTIES ARE HEREBY NOTIFIED OF THEIR RIGHT TO SEEK JUDICIAL REVIEW OF THIS FINAL AGENCY ACTION IN ACCORDANCE WITH SECTION 120.68, FLORIDA STATUTES, AND FLORIDA RULES OF APPELLATE PROCEDURE 9.030(b)(1)(C) AND 9.110.

TO INITIATE AN APPEAL OF THIS FINAL AGENCY ACTION, A NOTICE OF APPEAL MUST BE FILED WITH THE DEPARTMENT'S AGENCY CLERK, 107 EAST MADISON STREET, CALDWELL BUILDING, MSC 110, TALLAHASSEE FLORIDA 32399-4128, WITHIN 30 CALENDAR DAYS OF THE DAY THIS FINAL AGENCY

ACTION IS FILED WITH THE AGENCY CLERK. THE NOTICE OF APPEAL MUST BE SUBSTANTIALLY IN THE FORM PRESCRIBED BY THE FLORIDA RULE OF APPELLATE PROCEDURE 9.900(a). A COPY OF THE NOTICE OF APPEAL MUST ALSO BE FILED WITH THE DISTRICT COURT OF APPEAL AND MUST BE ACCOMPANIED BY THE FILING FEE SPECIFIED IN SECTION 35.22(3) FLORIDA STATUTES.

YOU WAIVE YOUR RIGHT TO JUDICIAL REVIEW IF THE NOTICE OF APPEAL IS NOT TIMELY FILED WITH BOTH THE DEPARTMENT'S AGENCY CLERK AND THE APPROPRIATE DISTRICT COURT OF APPEAL.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the Agency Clerk, Katie Zimmer, Agency Clerk, Department of Economic Opportunity, 107 East Madison Street, MSC 110, Tallahassee, FL 32399-4128, telephone: (850)245-7150, and that true and correct copies have been furnished to the persons listed below by the method indicated this 29th day of September, 2014.

_____/s/_____
Katie Zimmer, Agency Clerk
Department of Economic Opportunity
107 East Madison Street, MSC 110
Tallahassee, FL 32399-4128
Telephone: (850)245-7150

By Certified US Mail
Barbara Billiot Stage, Esq.
Law Office of Stage & Associates, P.A.
7635 Ashley Park Court
Suite 503-T
Orlando, Florida 32835

Attorney for the Petitioners
Gary M. Schaff, Esq.
Becker & Poliakoff, P.A.
1511 N. Westshore Blvd.
Suite 100
Tampa, FL 33607

Attorney for Respondent
Lorretta Kallay Prettyman, Esq.
Becker & Poliakoff, P.A.
1 East Broward Blvd.
Suite 1800
Fort Lauderdale, FL 33301

DEPARTMENT OF ECONOMIC OPPORTUNITY
Division of Community Development
Final Order No.: DEO-14-143
In re: A LAND DEVELOPMENT REGULATION
ADOPTED BY CITY OF MARATHON
ORDINANCE NO. 2014-11

FINAL ORDER
APPROVING CITY OF MARATHON ORDINANCE NO.
2014-11

The Department of Economic Opportunity (“Department”) hereby issues its Final Order, pursuant to §§ 380.05(6) and 380.0552, Florida Statutes, approving land development regulations adopted by the City of Marathon, Florida, Ordinance No. 2014-11 (the “Ordinance.”)

FINDINGS OF FACT

1. The Florida Keys Area is designated by § 380.0552, Florida Statutes, as an area of critical state concern. The City of Marathon, is a local government within the Florida Keys Area.

2. The Ordinance was adopted by the City of Marathon on August 12, 2014, and rendered to the Department on August 25, 2014.

3. The Ordinance amends the City of Marathon Code of Ordinances, Appendix A (Land Development Regulations), Chapter 107 (General Development Standards), Article 7 (Signs), Section 107.59(D)(16) (Political Signs.) This amendment concerns political sign regulations as they relate to timing, placement, and location of political signs during an election cycle and within the City of Marathon.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern. §§ 380.05(6) Florida Statutes.

5. The City of Marathon is a local government within the Florida Keys Area of Critical State Concern. §380.0552, Florida Statutes and Florida Administrative Code Chapter 28-26.

6. “Land development regulations” include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Florida Statutes. The regulations adopted by the Ordinance are land development regulations.

7. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the principles for guiding development for that area. §§ 380.05(6) and 380.0552(9), Florida Statutes. The Principles for Guiding Development for the Florida Keys Area of Critical State Concern are set forth in § 380.0552(7), Florida Statutes.

8. The Ordinance is consistent with the City of Marathon Comprehensive Plan generally, and specifically with Chapter 1, Policy 1-1.1.1 (Enhance and Preserve Existing Community Character), and Policy 1-1.1.3 (Protect Residential Neighborhood Character.)

9. The Ordinance is consistent with the Principles for Guiding Development in Section 380.0552(7), Florida Statutes, as a whole, and is specifically consistent with the following Principles:

- (a) Strengthening local government capabilities for managing land use and development so that local government is able to achieve these objectives without continuing the area of critical state concern designation.
- (n) Protecting the public health, safety, and welfare of the citizens of the Florida Keys and maintaining the Florida Keys as a unique Florida resource.

WHEREFORE, IT IS ORDERED that the Department finds that the City of Marathon Ordinance No. 2014-11 is consistent with the Principles for Guiding Development for the Florida Keys Area of Critical State Concern and is hereby APPROVED.

This Order becomes effective 21 days after receipt of this Order unless a petition is timely filed as described in the Notice of Administrative Rights below.

DONE AND ORDERED in Tallahassee, Florida.

_____/s/_____
William B. Killingsworth, Director
Division of Community Development
Department of Economic Opportunity

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES.

FOR THE REQUIRED CONTENTS OF A PETITION CHALLENGING AGENCY ACTION, REFER TO SUBSECTIONS 28-106.104(2), 28-106.201(2), AND RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE.

DEPENDING ON WHETHER OR NOT MATERIAL FACTS ARE DISPUTED IN THE PETITION, A HEARING WILL BE CONDUCTED PURSUANT TO EITHER SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, OR SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES.

ANY PETITION MUST BE FILED WITH THE AGENCY CLERK OF THE DEPARTMENT OF ECONOMIC OPPORTUNITY WITHIN 21 CALENDAR DAYS OF RECEIPT OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY:

AGENCY CLERK
DEPARTMENT OF ECONOMIC OPPORTUNITY
OFFICE OF THE GENERAL COUNSEL
107 EAST MADISON ST., MSC 110
TALLAHASSEE, FLORIDA 32399-4128
FAX: (850)921-3230

YOU WAIVE THE RIGHT TO ANY ADMINISTRATIVE PROCEEDING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF RECEIPT OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the following persons by the methods indicated this 2nd day of October, 2014.

_____/s/_____
Katie Zimmer, Agency Clerk
Department of Economic Opportunity
107 East Madison Street, MSC 110
Tallahassee, FL 32399-4128

By Certified U.S. Mail:
The Honorable Dick Ramsay, Mayor
City of Marathon, City Council
9805 Overseas Highway
Marathon, FL 33050

Diane Clavier, Clerk
City of Marathon
9805 Overseas Highway
Marathon, FL 33050

George Garrett, Director
City of Marathon, Planning Department
9805 Overseas Highway
Marathon, FL 33050

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.