

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

RULE NO.: RULE TITLE:
40C-8.021 Definitions

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to add a definition for "NAVD" (North American Vertical Datum of 1988).

SUBJECT AREA TO BE ADDRESSED: The proposed rule would define "NAVD", which term is used in Rule 40C-8.031, F.A.C.

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

RULEMAKING AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.042 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Wendy Gaylord, Rules Coordinator, St. Johns River Water Management District, Office of General Counsel, 4049 Reid Street, Palatka, Florida 32177, (386)326-3026 or wgaylord@sjrwmd.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40C-8.021 Definitions.

Unless the context indicates otherwise, the following terms shall have the following meanings.

(1) through (11) No change.

(12) "NAVD" means North American Vertical Datum of 1988.

(12) through (19) renumbered (13) through (20) No change.

Rulemaking Specific Authority 373.044, 373.113 FS. Law Implemented 373.042, 373.103, 373.415 FS. History--New 9-16-92, Amended 8-17-94, 6-8-95, 3-19-02,_____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Miscellaneous Businesses and Professions – Asbestos Consultants/Asbestos Consultant Examination

RULE NO.: RULE TITLE:
61E1-3.001 Fees; License Renewal; Active, Inactive and Delinquent Licenses; Change of Status

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to reduce the initial license fee and the biennial license renewal fee for asbestos consultants and asbestos contractors.

SUBJECT AREA TO BE ADDRESSED: The initial license fee and the biennial license renewal fee for asbestos consultants and asbestos contractors.

RULEMAKING AUTHORITY: 469.004, 469.006 469.008, 469.011, 469.2035 FS.

LAW IMPLEMENTED: 455.2179, 455.271, 469.006, 469.008 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: Brittany B. Griffith, Assistant General Counsel, Office of the General Counsel, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399, (850)488-0062

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

Board of Veterinary Medicine

RULE NO.: RULE TITLE:
61G18-15.0025 Minimum Standards for a Mobile Veterinary Practice for Agricultural Animals

PURPOSE AND EFFECT: The proposed amendment ensures that pharmaceuticals and biologics, the efficacies of which are temperature sensitive, are stored in a fashion consistent with manufacturer's protocol when said items are utilized by Veterinarians whose practice requires the administration of same in an agricultural venue away from an established veterinary premise.

SUBJECT AREA TO BE ADDRESSED: Storage of pharmaceuticals and biologics.

RULEMAKING AUTHORITY: 474.206, 474.215(6) FS.

LAW IMPLEMENTED: 474.215(6) 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: Juanita Chastain, Executive Director, Division of Professions, Board of Veterinary Medicine, 1940 N. Monroe Street, Tallahassee, FL 32399-0783

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

Board of Veterinary Medicine

RULE NO.: RULE TITLE:

61G18-30.003 Citations

PURPOSE AND EFFECT: The proposed amendment is to facilitate the enforcement of an offense which poses great potential harm to the general public.

SUBJECT AREA TO BE ADDRESSED: Penalty for invalid or incomplete official certificates of veterinary inspection.

RULEMAKING AUTHORITY: 455.224, 474.206 FS.

LAW IMPLEMENTED: 455.224, 474.214 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: Juanita Chastain, Executive Director, Division of Professions, Board of Veterinary Medicine, 1940 N. Monroe Street, Tallahassee, FL 32399-0783

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

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

RULE NO.: RULE TITLE:

64J-2.001 Definitions

PURPOSE AND EFFECT: The department intends review rule definitions applicable to Chapter 64J-2, F.A.C. and update

definitions as necessary to conform to implemented statutes and related rules and statutes.

SUBJECT AREA TO BE ADDRESSED: Definitions of terms.

RULEMAKING AUTHORITY: 381.0011(13), 395.401(2), 395.4025(13), 395.4036, 395.4045, 395.405(8), 401.45(5) FS.

LAW IMPLEMENTED: 381.0205, 395.1031, 395.3025(4)(f), 395.401, 395.4015, 395.402, 395.4025, 395.403, 395.4036, 395.404, 395.4045, 395.405, 401.30, 401.35, 401.45, 765.401 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: Rob Wheeler, (850)245-4005, Ext.3360

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

**Section II
Proposed Rules**

DEPARTMENT OF VETERANS' AFFAIRS

RULE NO.: RULE TITLE:

55-11.010 Residents' Deposits of Money

PURPOSE AND EFFECT: The amendment removes language in paragraph (2)(a) of Rule 55-11.010, F.A.C., which conflicts with Section 296.12(2), Florida Statutes, providing that interest earned on resident accounts may be withdrawn by the resident at will. The Department has consistently followed the statute's requirements, not the conflicting rule. Accordingly, there will be no adverse impact resulting from the rule amendment.

SUMMARY: The current rule provision governing management of the interest earned on resident trust accounts conflicts with statute.

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:

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: 292.05(3) FS.

LAW IMPLEMENTED: 296.12 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: Darryl Griffin, FDVA, The Capitol, Suite 2105, 400 South Monroe Street, Tallahassee, Florida 32399-0001, (850)487-1533, x 7713

THE FULL TEXT OF THE PROPOSED RULE IS:

55-11.010 Residents Deposits of Money.

(1) No change.

(2) A resident may voluntarily deposit moneys with the home at no charge to be made of the resident by the home.

~~(a) All interest earned on the residents deposits shall be deposited to the Grants and Donations Trust Fund to be expended for the common benefit of the residents of the home, such as improved facilities, recreational equipment and recreational supplies subject to the requirements of Chapter 216, F.S.~~

~~(b) Each resident desiring to make a deposit of funds to the Residents Deposit Trust Fund shall be informed of the above provision.~~

(3) Such moneys as a resident may have on deposit with the Residents Deposit Trust Fund may be withdrawn, in whole or in part, at the request of the resident. A resident who requests a withdrawal between 9:00 a.m. and 11:00 a.m. on any weekday, excluding holidays observed by state employees, will, by 2:00 p.m. of the day of the request is made, receive a check payable to the resident drawn on the Trust Fund. Except in an emergency, requests made after 11:00 a.m. will be handled on the next regular weekday.

(4) through (5) No change.

~~Rulemaking Specific Authority 296.04(2) FS. Law Implemented 296.11(3), 296.12, 296.13 FS., as amended by Chapter 92-80, Laws of Florida. History--New 5-29-90, Amended 11-19-92, 12-27-98,_____.~~

NAME OF PERSON ORIGINATING PROPOSED RULE:
David Herman, FDVA General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mike Prendergast, Executive Director

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 8, 2014

DATE NOTICES OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 17, 2014 and March 18, 2014

Section III Notice of Changes, Corrections and Withdrawals

AGENCY FOR HEALTH CARE ADMINISTRATION

Health Facility and Agency Licensing

RULE NOS.: RULE TITLES:

59A-17.102 Licensure

59A-17.119 Facility Life Safety and Building Code Requirements

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 40, No. 60, March 27, 2014 issue of the Florida Administrative Register.

The following section of the Notice should be corrected to read:
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 7, 2013

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.002 Licensing and Inspection Requirements

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. 43, March 4, 2014 issue of the Florida Administrative Register.

The above referenced Notice of Proposed Rule is amended in response to comments from the Joint Administrative Procedures Committee as follows:

LAW IMPLEMENTED: 213.0535, 509.032, 509.221, 509.241, 509.242, 509.251, ~~509.261~~, 559.79 FS.

61C-1.002 Licensing and Inspection Requirements

(1) No change.

(2) To apply for licensure, an applicant must submit the appropriate application and the required fee, pursuant to Section 509.251, F.S., and Rule 61C-1.008, F.A.C., to the division. Any license fee received by the division is non-refundable once the establishment commences operation.

(a) License applications.

1. through 3. No change.

4. Temporary public food service establishments required to be licensed by the division under Chapter 509, F.S., must complete DBPR Form HR 5021-029, TEMPORARY EVENT VENDOR RECEIPT, APPLICATION AND INSPECTION (<https://www.flrules.org/Gateway/reference.asp?No=Ref-04024> <https://www.flrules.org/Gateway/reference.asp?No=Ref-03890>), incorporated herein by reference and effective 2014 ~~March 24~~ February 19. The division will provide a copy of this application at the time of inspection. Prior to the temporary event, temporary public food service establishments may submit DBPR HR-7029, APPLICATION FOR TEMPORARY EVENT VENDOR LICENSE (<https://www.flrules.org/Gateway/reference.asp?No=Ref-03891>), incorporated herein by reference and effective 2014 February 1. The division will provide the temporary event organizer or temporary public food service establishments scheduled to attend an event with a copy of DBPR HR-7029, APPLICATION FOR TEMPORARY EVENT VENDOR LICENSE, when using the optional form necessary to collect information prior to an event.

(b) through (c) No change.

(3) through (9) No change.

PROPOSED EFFECTIVE DATE: July 1, 2014

Rulemaking Authority 509.032, 509.241 FS. Law Implemented 213.0535, 509.032, 509.221, 509.241, 509.242, 509.251, 559.79 FS. History—Amended 1-20-63, 9-19-63, 5-20-64, 2-23-66, 8-9-68, Revised 2-4-71, Amended 10-18-71, Repromulgated 12-18-74, Amended 9-1-83, 10-1-83, Formerly 7C-1.02, Amended 1-30-90, 12-31-90, 2-27-92, 6-15-92, Formerly 7C-1.002, Amended 3-31-94, 3-15-95, 10-9-95, 9-25-96, 5-11-98, 9-9-03, 1-1-13, 7-4-13, _____.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Workforce Services

RULE NOS.: RULE TITLES:

73B-10.023	General Reporting Information
73B-10.024	Employer Registration Reports and Determinations of Liability
73B-10.025	Reports Required of Liable Employers
73B-10.026	Determinations to Liable Employers
73B-10.028	Delinquent Accounts
73B-10.031	Succession and Transfer of Unemployment Experience
73B-10.032	Employing Unit Records
73B-10.035	Protests of Liability, Assessment, Reimbursements, and Tax Rate - Special Deputy Hearings
73B-10.036	Unemployment Compensation Tax for Indian Tribes
73B-10.037	Public Use Forms

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. 34, February 19, 2014 issue of the Florida Administrative Register.

73B-10.023 General Reporting Information.

(1) through (4) No change.

(5) ~~Amended and~~ Corrected Reports.

(a) ~~Corrected Amended~~ Reports. Corrected Amended reports must be filed as directed by DEO or DOR or as determined necessary by the employing unit. The decision of DEO or DOR will prevail when there is disagreement whether a corrected an amended report is necessary.

(6) Extensions of Time for Filing Reports. Pursuant to Sections 443.141(1)(b) ~~and 443.141(2)(a)~~, F.S., when a written request for an extension of time for filing a required report is received prior to the report’s delinquent date, DOR will grant an extension not to exceed 30 days, ~~if good cause has been shown~~. Reports received within an approved extension period will be considered timely.

Rulemaking Authority 443.1317 FS. Law Implemented 443.131, ~~443.141 44-141~~, 443.171 FS. History—New 8-25-92, Amended 12-28-97, Formerly 38B-2.023, Amended 1-19-03, 7-18-06, Formerly 60BB-2.023, Amended _____.

73B-10.025 Reports Required of Liable Employers.

(1) Employer’s Quarterly Reports.

(b) Each quarterly report must:

1. Be filed with DOR by the last day of the month following the calendar quarter to which the report applies, except for reports filed by electronic means, which are to be filed as provided in Rule 73B-10.023, F.A.C. However, an employer reporting for the first time will have late penalty charges waived if the employer filed the required reports within 15 consecutive calendar days from the notification date of liability ~~and has good reason for failing to previously file the returns~~; and Rulemaking Authority 443.1317 FS. Law Implemented ~~443.036(18)~~, 443.1216, 443.131, 443.141, 443.163, 443.171(5) FS. History—New 8-25-92, Formerly 38B-2.025, Amended 1-19-03, 7-18-06, 2-24-10, Formerly 60BB-2.025, Amended _____.

73B-10.028 Delinquent Accounts.

(2) Billing. As provided in Section ~~443.131(3)(h)1. 443.131(3)(g)1.~~, F.S., the term “incurred by” will be applicable only after the indebtedness, determined in accordance with Section 213.24, F.S., has been billed, but unpaid, for at least four (4) consecutive calendar quarters.

73B-10.031 Succession and Transfer of Reemployment Experience.

(3)(j) In determining whether common management, ownership, or control exists, DOR may consider common relationships between owners or persons who exert control over or occupy management positions in the businesses under consideration. For purposes of this rule, a common relationship exists when persons are related to each other by adoption, marriage, step-relationships, direct line blood relationships,

such as grandchild, child, parent, grandparent (lineal consanguinity), or common ancestry, such as brothers, sisters, aunts, uncles, nieces, and nephews, (collateral consanguinity to the third degree). A common relationship is also deemed to exist between ~~affiliated groups as defined by Section 199.023(8), F.S., and between~~ affiliated corporations as defined in Section 1504(a) of the Internal Revenue Code.

Rulemaking Authority 443.1317 FS. Law Implemented 443.036(18), (20), 443.1215, 443.131(3) FS. History—New 8-25-92, Amended 12-7-97, Formerly 38B-2.031, Amended 1-19-03, 7-17-06, Formerly 60BB-2.031, Amended_____.

73B-10.035 Protests of Liability, Assessment, Reimbursements, and Tax Rate – Special Deputy Hearings.

Rulemaking Authority 443.1317, ~~443.171(2)~~ FS. Law Implemented 120.569, 120.57(1), (2), ~~443.036(19), (20), (21),~~ 443.131(3), 443.141(2), (3), 443.151, ~~443.163,~~ 433.171(1), (6), (7), ~~(8), (9)~~ FS. History—New 8-25-92, Formerly 38B-2.035, Amended 1-19-03, 7-18-06, Formerly 60BB-2.035, Amended_____.

73B-10.037 Public Use Forms.

Form Number	Title	Effective Date
(3)(a); RT-6	Employer’s Quarterly Report (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03951)	
(b); RT-6A	Employer’s Quarterly Report Continuation Sheet (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03951)	
(c); RT-6EW	Employer’s Quarterly Report for Employees Contracted to Governmental or Nonprofit Educational Institutions (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03951)	
(d); RT-6N	Employer’s Quarterly Report Instructions (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03951)	
(e); RT-6NF	Employer’s Quarterly Report for Out-of-State Taxable Wages (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03951)	
(4)(a); RT-7	Employer’s Reemployment Tax Annual Report for Employers of Domestic Employees Only (R. 12/12) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03951)	
(b); RT-7A	Application for Annual Filing for Employers of Domestic Employees (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03951)	
(5); RT-8A	Correction to Employer’s Quarterly or Annual Domestic Report (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03951)	
(6)(a); RT-28	Election of Nonprofit Organization Method of Payment Under the Florida Reemployment Tax Law (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03951)	
(b); RT-28G	Election of Public Employer Method of Payment Under the Florida Reemployment Tax Law (R. 03/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03951)	
(c); RT-28T	Indian Tribe Election of Payment Method Under the Florida Reemployment Tax Law (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03951)	
(7); RT-40	Indian Tribe Reemployment Tax Surety Bond (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03952)	
(8); RT-89	Reemployment Tax Instructions for Excess Wage Computation (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03952)	

(9); RTS-1C	Information for Nonprofit Organizations (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03952)
(10)(a); RTS-1S	Report to Determine Succession and Application for Transfer of Experience Rating Records (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03952)
(b); RTS-1S	A List of Employees to be Transferred (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03952)
(11); RTS-2	Voluntary Election to Become an Employer Under the Florida Reemployment Tax Law (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03952)
(12); RTS-3	Employer Account Change Form (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03952)
(13); RTS-5	Application to Terminate Reemployment Tax Account (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03952)
(14)(a); RTS-6	Employer’s Reciprocal Coverage Election (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03953)
(b); RTS-6A	Employer’s Reciprocal Coverage Election Supplemental Attachment (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03953)
(c); RTS-6B	Employee Notice for Reemployment Tax Coverage (Employer’s Reciprocal Coverage Election) (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03953)
(d); RTS-6C	Employee’s Consent Form Reciprocal Coverage Election (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03953)
(15); RTS-8	Firm’s Statement of Claimant’s Work and Earnings (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03953)
(16); RTS-9	Reemployment Tax Application for Agent Registration (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03953)
(17); RTS-10	Reemployment Tax Agent/Client Change Form (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03953)
(18); RTS-70	Application for Common Paymaster (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03953)
(19); RTS-71	Quarterly Concurrent Employment Report (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03953)
(20); RTS-72	Affidavit of Concurrent Employment (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03953)
(21); RTS-606I	Independent Contractor Analysis (R. 01/13) (http://www.flrules.org/Gateway/reference.asp?No=Ref-03953)

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

RULE NOS.:	RULE TITLES:
73C-1.001	Definitions and Forms
73C-1.002	Application Process
73C-1.003	Certification Decision

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. 45, March 6, 2014 issue of the Florida Administrative Register.

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 agency has performed a review of the statutory requirements and has determined that its proposed Rules 73C-1.001, 1.002, and 1.003, F.A.C., have no adverse impact or regulatory costs which exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes. The rules are therefore expected to be able to take effect without the need of being ratified by the Legislature.

73C-1.001 Definitions and Forms.

(4) “Conflict Statement” means the Florida Department of Economic Opportunity Form DEO/CD 7102-3, <http://sitefinity.floridajobs.org/business-growth-and-partnerships-for-businesses-and-entrepreneurs/business-resources/minority-owned-business-assistance>; effective date: _____, 2014, which is hereby adopted and incorporated by reference ~~a quarterly written certification by a Recipient’s governing board that no board member, employee, agent, or other person, connected to or affiliated with the Recipient is receiving, or will receive, any type of compensation or remuneration from a black business enterprise that receives funds pursuant to the Program.~~

(9) “Instance(s) of Material Noncompliance” occur(s) when a financial audit reveals a violation of, or a failure by an Applicant to follow, the compliance requirements of ~~any applicable~~ state or federal law or the Applicant’s most recent fiscal year program agreement. An Instance of Material Noncompliance can occur through an individual violation, through the failure to follow compliance requirements, or can be aggregated with multiple violations or failures to follow compliance requirements. An audit which reveals or has a finding that is not specifically labeled as an Instance of Material Noncompliance shall be considered to be an Instance of Material Noncompliance if it otherwise meets this definition.

(14) “Program Funds” or “State Funds” are all funds provided by the Department to a Recipient under the Program as well as all income and return of equity ~~Income and Return of Equity~~ generated through the use of those funds. All such funds shall revert back to the Department, and all evidence of an obligation to repay Program Funds including, but not limited to, promissory notes, mortgages, stock certificates, judgments, and liens, shall be assigned to the Department should any of the following occur: expiration or termination of the agreement between the Department and a Recipient, decertification of a Recipient, denial of recertification of an Existing Recipient, or

the Program is allowed to sunset or is repealed by the Florida Legislature.

(16) “Submit” or “Submitted” means the business date a document is received by the Department during normal business hours; Monday through Friday, 8:00 a.m. to 5:00 p.m. If a document is received after 5:00 p.m. or on a weekend or legal holiday, it shall be deemed submitted on the next business day (a day that is not a Saturday, Sunday or legal holiday).

Rulemaking Authority 288.7102(7) FS. Law Implemented ~~288.7094(2)~~; 288.7102 FS. History—New 9-1-08, Amended 10-10-10, Formerly 27M-3.001, Amended _____.

73C-1.002 Application Process.

(1) This Chapter applies to any Applicant, as defined in Rule 73C-1.001, F.A.C., that is seeking to receive funds under the Program. An Applicant shall submit an Application for Certification or an Application for Recertification to the Department during the Application Period. The Department will only process complete submissions received, using the appropriate forms, as identified below, which are available from the Department of Economic Opportunity at 107 East Madison Street, Mail Station 160, Caldwell Building, Tallahassee, Florida 32399-4128, or by going to: <http://sitefinity.floridajobs.org/business-growth-and-partnerships-for-businesses-and-entrepreneurs/business-resources/minority-owned-business-assistance>:

(a) Application for Certification as a Recipient of Funds, Florida Department of Economic Opportunity Form DEO/CD 7102-1, <http://sitefinity.floridajobs.org/business-growth-and-partnerships-for-businesses-and-entrepreneurs/business-resources/minority-owned-business-assistance>; effective date: _____, ~~2013~~ 2014, which is hereby adopted and incorporated by reference.

(b) Application for Recertification as a Recipient of Funds, Florida Department of Economic Opportunity Form DEO/CD 7102-2, <http://sitefinity.floridajobs.org/business-growth-and-partnerships-for-businesses-and-entrepreneurs/business-resources/minority-owned-business-assistance>; effective date: _____, ~~2013~~ 2014, which is hereby adopted and incorporated by reference.

(2) An Applicant must submit its application using the application processes as provided in this Chapter. Each application will be evaluated for completeness. No Applicant will receive certification until the Department is able to verify the requirements set forth in Section 288.7102, F.S. Applicants must provide assistance to the Department when verification is necessary. Some examples of Applicant assistance are as follows:

(a) Provide more detailed information or explanation to the Department in writing; or

(b) Provide the methods of the calculations used in the application process;

(c) Discuss any concerns the Department may have with a submitted application.

Rulemaking Authority 288.7102(7) FS. Law Implemented ~~288.7094(2)~~, 288.7102 FS. History—New 9-1-08, Amended 10-10-10, Formerly 27M-3.002, Amended_____.

73C-1.003 Program Implementation.

In addition to the requirements set forth in Section 288.7102, F.S., and this Chapter, a Recipient must meet the performance conditions provided for in the agreement it enters into with the Department in order to remain qualified to receive funds under the Program. Any award of funds under the Program is conditioned upon their availability and upon a Certified Applicant’s execution of an agreement with the Department.

(1) Quarterly submission of a Conflict Statement.

(a) In addition to the requirements provided in Section 288.714, F.S., all Recipients receiving funds under the Program shall provide the Department with a Conflict Statement quarterly. Upon the written request of a Recipient the Department may waive a conflict of interest if the following apply: good cause is shown

- (i) The nature of the conflict is fully disclosed.
- (ii) The person or entity requesting the loan belongs to the group intended to be the beneficiaries of the loan program and the waiver will permit the person or entity to receive generally the same interests or benefits as are being made available or provided to the group as a whole, and
- (iii) The person who has the potential conflict of interest has withdrawn from all responsibility or participation in the loan decision-making process.

(b) Falsifying or misrepresenting information or the existence of a conflict within a Conflict Statement will be grounds may be considered as grounds for the immediate termination of the agreement by the Department and for the decertification of a Recipient. Any previously granted waivers by the Department of a conflict shall not exempt its disclosure in a Conflict Statement.

(3) Quarterly Reports.

(a) In addition to the reporting requirements provided for in Section 288.714, F.S., a Recipient’s quarterly report shall include a detailed summary of the Recipient’s performance duties imposed under the agreement it enters into with the Department.

(b) Based upon a Recipient’s quarterly report, the Department shall may deny Direct Administrative Costs that do not advance the purpose of the Program as defined in Section 288.7102(10), F.S. The Department’s denial shall be in writing and is subject to review under Chapter 120, F.S.

(4) Technical Support and Technical Assistance.

(a) In the quarterly reports provided to the Department, and as further described in Section 288.714, F.S., a Recipient shall

describe the nature and amount of all Technical Support and Technical Assistance it has provided during that quarter to black business enterprises.

(b) Based upon a Recipient’s quarterly reporting of funds used as Technical Support and Technical Assistance, the Department shall may deny funds so expended that do not advance the purpose of the Program as defined in Section 288.7102(10), F.S. The Department’s denial shall be in writing and is subject to review under Chapter 120, F.S.

(5) Financial Audits.

(a) The Department will evaluate all financial audits received pursuant to Section 288.7102, F.S. in order to determine if an Instance of Material Noncompliance or a Material Weakness is revealed.

(b) If a the financial audit received by the Department indicates or Department determines that any item submitted by a Recipient reveals an Instance of Material Noncompliance, a Material Weakness, or both, that cannot be cured within a reasonable time, the Department shall may deny an application or terminate the agreement pursuant to its terms.

Rulemaking Authority 288.714, 288.7102(7) FS. Law Implemented ~~288.7094(2)~~, 288.714, 288.7102 FS. History—New 9-1-08, Amended 10-10-10, Formerly 27M-3.003, Amended_____.

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. 45, March 6, 2014, issue of the Florida Administrative Register, Forms DEO/CD 7102-1, DEO/CD 7102-2, and DEO/CD 7102-3, as incorporated by reference, have been changed. The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee and now more accurately reflect the requirements of Section 288.7102, F.S.

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on April 4, 2014, the Department of Business and Professional Regulation, Division

of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Emerald Isle Club. Petitioner seeks an emergency variance of the requirements of ASME A17.1, Section 2.15.9, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators platform guards which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2014-082).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

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

On April 7, 2014, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Creekside Apartments, filed March 25, 2014, and advertised on March 28, 2014, in Vol. 40, No. 61, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.20.4, 2.18.5.1 and 8.11.2.1.3(cc)(1) & (3) ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires steel ropes of a minimum diameter of 9.5 mm because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2014-074).

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

DEPARTMENT OF HEALTH

Board of Psychology

NOTICE IS HEREBY GIVEN that on March 28, 2014, the Board of Psychology received a petition for Rachel L. Fazio, seeking a variance or waiver of Rule 64B19-11.005, F.A.C., which requires that all applicants for licensure complete at least 2,000 hours of post-doctoral experience under a supervisor whose supervision comports with this rule.

Comments on this petition should be filed with the Board of Psychology at the above address within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

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

DEPARTMENT OF LEGAL AFFAIRS

Division of Victim Services and Criminal Justice Programs

The Council on the Social Status of Black Men and Boys announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 23, 2014, 3:30 p.m. – 4:30 p.m.

PLACE: Toll-free dial-in number: 1(888)670-3525, conference code: 8470026713

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council’s focus Group subcommittee will center their attention on discussing and making preparations for a “Day of Dialogue” with educational topics.

A copy of the agenda may be obtained by contacting: <http://www.cssbmb.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: Bureau of Criminal Justice Programs at (850)414-3300. 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: Bureau of Criminal Justice Programs at (850)414-3300.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The Florida Agricultural Museum announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 16, 2014, 9:00 a.m.

PLACE: Palm Coast Holdings, 145 City Place, Suite 300, Palm Coast, Florida 32164

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

A copy of the agenda may be obtained by contacting: Andy Johnson, (386)313-4040.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by

contacting: Andy Johnson, (386)313-4040. 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 EDUCATION

Florida School for the Deaf and the Blind

The Florida School for the Deaf and the Blind announces a public meeting to which all persons are invited.

DATE AND TIME: The meeting schedule for Friday, April 11, 2014, 8:00 a.m. Endowment Investment Committee has been cancelled.

PLACE: Endowment Meeting has been cancelled in Moore Hall, Room 215, Florida School for the Deaf and the Blind and will be rescheduled at a date to be determined.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Matter pertaining to the Florida School for the Deaf and the Blind.

A copy of the agenda may be obtained by contacting: Cindy Brueckner, Executive Assistant to the Board of Trustees at the Florida School for the Deaf and the Blind, (904)827-2210.

REGIONAL PLANNING COUNCILS

South Florida Regional Planning Council

The South Florida Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, May 16, 2014, 8:30 a.m.

PLACE: Enterprise Holdings, 5105 Johnson Road, Coconut Creek, FL 33073

GENERAL SUBJECT MATTER TO BE CONSIDERED: To support the reduction of our nation's dependence on imported oil by discussing and promoting the region's use of alternative fuels and alternative fuel vehicles through the Southeast Florida Clean Cities Coalition.

A copy of the agenda may be obtained by contacting: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021, (954)985-4416.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting: Christine Heshmati. 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: Christine Heshmati at cheshmati@sfrpc.com or (954)985-4416.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

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

DATE AND TIME: Tuesday, April 29, 2014, 10:00 a.m. (this is a change from previously published time)

PLACE: Neil Combee Administration Building, 330 W. Church St., Bartow, FL 33830 (this is a change from previously published location)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting, Committee Meetings and Public Hearing: Consider SWFWMD business. All or part of this meeting may be conducted by means of communications media technology in order to permit maximum participation of Governing Board members. The Governing Board members will participate in a Lake Hancock Project Tour following the Board Meeting. The Lake Hancock structure is located at 2180 Hwy 98 S., Bartow, FL 33830.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar; 1(800)423-1476 (FL only) or (352)796-7211.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Bureau Chief at 1(800)423-1476 (FL only) or (352)796-7211, ext. 4703; TDD (FL only) 1(800)231-6103 or email to 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).

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: luanne.stout@watermatters.org, 1(800)423-1476 (FL only) or (352)796-7211, ext. 4605 (Ad Order EXE0320).

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Workforce Services

The Reemployment Assistance Appeals Commission announces a public meeting to which all persons are invited.

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

PLACE: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151

GENERAL SUBJECT MATTER TO BE CONSIDERED: Deliberation for cases pending before the Reemployment Assistance Appeals Commission that are ready for final review and the Chairman’s report. No public testimony will be taken.

A copy of the agenda may be obtained by contacting: The Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685.

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 24 hours before the workshop/meeting by contacting: The Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151. (850)487-2685. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: The Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685.

MID-FLORIDA AREA AGENCY ON AGING

The Mid-Florida Area Agency on Aging, Inc. (d/b/a Elder Options) announces a public meeting to which all persons are invited.

DATE AND TIME: May 7, 2014, 10:00 a.m.

PLACE: Elder Options Conference Room A, 100 SW 75th Street, Suite 301, Gainesville, Florida 32607

GENERAL SUBJECT MATTER TO BE CONSIDERED: Scheduled meeting of the Grant Review Committee of the Elder Options Board of Directors. The Grant Review Committee will discuss and adopt recommendations regarding the applications received by Elder Options for funding for the program year beginning July 1, 2014. Programs funded for this period include: Community Care for the Elderly (CCE), Alzheimer’s Disease Initiative (ADI), Home Care for the Elderly (HCE), Local Service Programs (LSP), and the Model Day Care program. Based upon its review and discussion of applications, the Committee will make funding recommendations for consideration by the full Board of Directors during the June 4, 2014, Board Meeting at 10:00 a.m.

A copy of the agenda may be obtained by contacting: Cindy Roberts at (352)692-5260.

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: Cindy Roberts at (352) 692-5260. 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: Cindy Roberts at (352)692-5260.

WALTON COUNTY HEALTH DEPARTMENT

The Walton Community Health Center announces a public meeting to which all persons are invited.

DATE AND TIME: April 17, 2014, 5:00 p.m.

PLACE: Walton County Health Department

GENERAL SUBJECT MATTER TO BE CONSIDERED: Various Board Information.

A copy of the agenda may be obtained by contacting: Denise Flynn at the Walton County Health Department.

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: Denise Flynn. 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: Denise Flynn, (850)892-8015, ext. 1190.

FLORIDA SPORTS FOUNDATION

The Florida Sports Foundation Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: May 9, 2014, 9:00 a.m.

PLACE: Hilton St. Petersburg Bayfront, St. Petersburg, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The promotion and development of sports in the State of Florida.

A copy of the agenda may be obtained by contacting: Brenda Johnson at info@flsports.com. The Florida Sports Foundation operates under Florida’s public records law and all public comments are structured under those guidelines.

FLORIDA SURPLUS ASSET FUND TRUST

The Florida Surplus Asset Fund Trust announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, April 25, 2014, 12:00 Noon

PLACE: Akerman LLP, CNL Center II Building, 420 South Orange Avenue, Suite 1200, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED:

A. BUSINESS ITEMS

1. Call to Order/ Roll Call
2. Public Comments
3. Approval Prior Board Meeting Minutes
 - (a) January 17, 2014
4. Participant and Guest Introductions
5. FLSAFE Audit FYE 12/31/13; Steve Shanks, Clifton Larson Allen

B. OTHER ITEMS

1. Investment Advisor/Operations Manager Update - PMA
 - (a) Economic and Market Update
 - (b) FLSAFE LGIP Portfolio Update; Comparative Market Review
 - (c) Operations Manager Report – February Term Series Report
 - (d) Report on Proposed April Term Series
 - (e) PMA Comments
2. Administrator Update- FMAS
 - (a) Marketing Update, Presentations
 - (b) Upcoming Conferences (FGFOA & FCCMA), Presentations
 - (c) FL SAFE Logo
 - (d) FMAS Comments
3. FLSAFE Counsel’s Comments
4. Participants’ Comments
5. Board Members’ Comments

C. SET NEXT MEETING DATE/ ADJOURNMENT

1. Future meeting dates: July 25, 2014; October 24, 2014
 A copy of the agenda may be obtained by contacting: Jeff Larson, FLSAFE Administrator at (407)496-1597, jlarson@floridamanagementservices.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 72 hours before the workshop/meeting by contacting: Jeff Larson, FLSAFE Administrator at (407)496-1597, jlarson@floridamanagementservices.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).

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: Jeff Larson, FLSAFE Administrator at (407)496-1597, jlarson@floridamanagementservices.com.

METRIC ENGINEERING, INC.

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

DATE AND TIME: Tuesday, April 22, 2014, 5:30 p.m. – 6:30 p.m., CDT

PLACE: Hilton Garden Inn, 1144 Airport Boulevard, Pensacola, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) invites you to attend a public information meeting concerning the proposed development of an Action Plan for State Road (S.R.) 750 (Airport Boulevard) from S.R. 8A (I-110) to the Pensacola International Airport in Escambia County, Florida. The meeting will be held Tuesday, April 22, 2014 from 5:30 p.m. to 6:30 p.m. CDT, at the Hilton Garden Inn, 1144 Airport Boulevard, Pensacola. This meeting will include an informational video, followed by an informal open house. The intent of this meeting will be to provide current information on the project process and schedule. Representatives from FDOT will be available to provide a project update, answer questions, and receive comments. The purpose of the Action Plan is to guide the development of a multi-modal transportation system that will serve the transportation needs of the corridor; provide for the efficient and effective movement of freight; and foster economic growth and development in the region. The plan will also seek enhancement of regional mobility, while minimizing other environmental impacts that might occur from roadway construction. The intent of the plan is to define and recommend improvements to bring S.R. 750 (Airport Boulevard) into compliance with the Strategic Intermodal System (SIS) Standards of the FDOT, as well as to analyze alternatives to preserve the traffic level of service in the study area through the year 2040. State Road 750 is currently designated as a SIS Connector from I-110 to North 12th Avenue. At this stage in the study, data collection and traffic analysis for existing and future conditions has been completed, and draft alternatives are being developed.

A copy of the agenda may be obtained by contacting: Victoria Wilson, FDOT Project Manager, toll-free at 1(888)638-0250, extension 1279 or by email at victoria.wilson@dot.state.fl.us.

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

For more information, you may contact: Victoria Wilson, FDOT Project Manager, toll-free at 1(888)638-0250, extension 1279 or by email at victoria.wilson@dot.state.fl.us.

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that on April 3, 2014, the Construction Industry Licensing Board has received the petition for declaratory statement from Walter Fitzpatrick. The petition seeks the agency’s opinion as to the applicability of Sections 489.105(3)(j), (k), and (l), Florida Statutes, as they apply to the petitioner.

The petitioner seeks a statement from the Board whether Sections 489.105(3)(j), (k), and (l), Florida Statutes, allow him to perform electronic leak detection for pools in Florida. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Drew Winters, Executive Director, Construction Industry Licensing Board, Northwood Centre, 1940 North Monroe Street, Tallahassee, FL 32399, (850)487-1395 or by electronic mail: Amanda.Wynn@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that the Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by Suncoast Nursery and Tiki Huts, Inc. on November 14, 2013. The following is a summary of the agency’s disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 40, No. 3, of the January 6, 2014, Florida Administrative Register. The petition seeks an interpretation of subsection 61G4-15.015(2), Florida Administrative Code, confirming that his Specialty Structure Contractor license is in compliance for construction of tiki huts. The Board’s Order, filed on April 4, 2014, declines to make a statement because the Petitioner does not have standing and there is insufficient information to answer the question.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Drew Winters, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0783,

telephone: (850)487-1395 or by electronic mail: Amanda.Wynn@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that the Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by Wanda L. and S. Ken Gray on December 19, 2013. The following is a summary of the agency’s disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 40, No. 3, of the January 6, 2014, Florida Administrative Register. The petition seeks an interpretation of Section 489.103(7)(a)1, Florida Statutes, as to whether a condo unit owner qualifies under the exemption to pull a permit as the unit owner for renovations costing less than \$75,000.00 The Board’s Order, filed on April 4, 2014, declines to make a statement because there is insufficient information and the building department has said that the Petitioner does not qualify for the exemption.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Drew Winters, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0783, telephone: (850)487-1395 or by electronic mail: Amanda.Wynn@myfloridalicense.com.

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF EDUCATION
 University of Central Florida
 Commissioning Agent

NOTICE TO PROFESSIONAL CONSULTANTS

The University of Central Florida announces that continuing professional services for certain projects are required in the following discipline: Commissioning authority (CxA) services for all new construction, and major renovation projects. The university may enter into a contract with up to three firms. This contract will be for an initial period of one year, with an option to renew for an additional three years.

Campus Service contracts for these projects provide that the consultant will be available on an as-needed basis for the fiscal year, July 1, 2014 – June 30, 2015. The consultant(s) receiving the award will not have an exclusive contract to perform services for these projects. The university may have additional campus service professionals under contract during the same time period.

INSTRUCTIONS

Carefully review the Contract and General Conditions documents. Submitting a proposal for this project constitutes complete agreement with and acceptance of the terms and conditions contained within these documents. These documents can be found on our website at www.fp.ucf.edu with the advertisement.

Firms desiring to provide professional services shall apply by letter specifying the discipline for which they are applying. Proximity of location will be a prime factor in the selection of the firm.

Attach to each letter of application:

1. The most recent version of the Florida Board of Education “Professional Qualifications Supplement” (PQS) dated 7/03, completed by the applicant. Do not alter the PQS form.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be properly

chartered by the Florida Department of State to operate in Florida.

3. Narrative to address items listed in the Selection Criteria, as noted on the Project Fact Sheet.
4. A narrative addressing your firm’s process related to E-verification, Criminal Background Checks, and Drug-free Workplace requirements.

Applications which do not comply with the above instructions will not be considered. Application materials will not be returned. Late submissions will not be accepted.

The plans and specifications for A/E projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by University of Central Florida Regulations 7.102.22, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Professional Qualifications Supplement forms, descriptive project information, and selection criteria may be obtained at website

<http://www.fp.ucf.edu/advertisements/advertisements.html> (click on advertisements) or by contacting: Ms. Gina Seabrook, University of Central Florida, Phone: (407)823-2166, fax: (407)823-5141, email: gina.seabrook@ucf.edu.

Five (5) bound copies of the required proposal data shall be submitted to: Ms. Gina Seabrook, University of Central Florida, 3528 North Perseus Loop, Building 16, Orlando, FL 32816-3020 by 5:00 p.m. local time, on May 5, 2014. Facsimile (fax) or email submittals are not acceptable and will not be considered.

REGIONAL PLANNING COUNCILS

Southwest Florida Regional Planning Council

Invitation to Negotiate

The Charlotte Harbor National Estuary Program (CHNEP) Policy Committee is soliciting responses from parties interested in serving as the host agency for the CHNEP. The Invitation to Negotiate (ITN) will be available on April 9, 2014, and may be obtained from the CHNEP website at www.chnep.org/host.html All technical details and proposal requirements are posted at www.chnep.org/host.html The deadline for submitting responses is 5:00 p.m. EST on May 19, 2014.

Questions may be submitted to Lisa Beever at lbeever@swfrpc.org on or before May 9, 2014. All questions will be answered and posted at www.chnep.org/host.html for all

interested respondents to review. Additional background material will also be posted at www.chnep.org/host.html. If you have further questions or need further assistance, please call the CHNEP office at (239)338-2556, ext. 234 between the hours of 9:00 a.m. and 5:00 p.m.

CHILDERS CONSTRUCTION CO.

Manatee Springs Campground Improvements
 Project: Manatee Springs State Park Magnolia One Campground Improvements

Childers Construction Company, (GCG045514), the Construction Manager for this project will receive SEALED BIDS until 2:00 p.m. EDT on Tuesday, May 6, 2014 at the office of Childers Construction Co., 3472 Weems Road, Unit 1, Tallahassee, FL 32317, by fax at (850)222-7749 or email bids to jdaum@childers-construction.com in accordance with the plans and specifications and bidding documents for the following bid packages:

- | | |
|---------------------|----------------------|
| 02A Sitework | 02B Septic Systems |
| 03A Concrete | 04A Masonry |
| 06A Wood Framing | 06B Finish Carpentry |
| 07A Roofing | 08A Doors & Hardware |
| 08B Glass & Glazing | 09A Drywall & Hardi |
| 09B Tile | 09C Painting |
| 10A Specialties | 15A Plumbing |
| 15B HVAC | 16A Electrical |

PLANS: Electronic copies will be provided for free to all prequalified bidders.

Trade contractors must be prequalified to submit a bid at least five (5) days prior to bid. Contact Childers Construction for information on prequalification process at (850)519-2998 or fax a request to (850)222-7749.

A prebid meeting will be held at Manatee Springs State Park at 11650 NW 115th St., Chiefland, FL 32626 on April 15, 2014 at 10:00 a.m. EDT. Due to the site restrictions of this project it is **STRONGLY RECOMMENDED** that all potential bidders attend this meeting. This will be the only opportunity to examine the site.

The Florida Department of Environmental Protection and the Construction Manager reserve the right to waive any irregularities and to reject any and all bids.

**Section XII
 Miscellaneous**

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

2 Wheel Toystore, LLC, for the establishment of BASH
 Notice of Publication for a New Point
 Franchise Motor Vehicle Dealer in a County of More
 than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Peace Industry Group (USA), Inc., intends to allow the establishment of 2 Wheel Toystore, LLC, as a dealership for the sale of motorcycles manufactured by Chongqing Astronautical Bashan Motorcycle Manufacturing Co., Ltd. (line-make BASH) at 3626 East Industrial Way Bay 21, Riviera Beach, (Palm Beach County), Florida 33404, on or after May 9, 2014.

The name and address of the dealer operator(s) and principal investor(s) of 2 Wheel Toystore, LLC, are dealer operator(s): Ottmar Mark Schmidt, 9354 Sunrise Drive, Lake Park, Florida 33403; principal investor(s): Ottmar Mark Schmidt, 9354 Sunrise Drive, Lake Park, Florida 33403.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Meiredith Huang, Peace Industry Group (USA), Inc., 2649 Mountain Industrial Boulevard, Tucker, Georgia 30084.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Scooter Genie, LLC, for the establishment of DAIX

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Pacific Rim International West, Inc., intends to allow the establishment of Scooter Genie, LLC, as a dealership for the sale of motorcycles manufactured by Huzhou Daixi Zhenhua Technology Trade Co., Ltd. (line-make DAIX) at 2842 Southeast Janet Street, Stuart, (Martin County), Florida, 34997, on or after May 9, 2014.

The name and address of the dealer operator(s) and principal investor(s) of Scooter Genie, LLC, are dealer operator(s): Charles Adams, 2842 Southeast Janet Street, Stuart, Florida 34997, principal investor(s): Charles Adams, 2842 Southeast Janet Street, Stuart, Florida 34997.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Wendy Yu, Pacific Rim International West, Inc., 2181 East Francis Street, Ontario, California 91761.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

RECEIPT OF EXPEDITED APPLICATION

The Agency for Health Care Administration received the following CON application for expedited review:

CON #10227 Received: 04/04/14

County: Alachua Service District: 3-2

Applicant/Facility: Oak Hammock at the University of Florida, Inc.

Project Description: Add 31 sheltered nursing home beds

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.