

Section I

Notice of Development of Proposed Rules and Negotiated Rulemaking

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:

59G-4.340 Visual Services

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-4.340, F.A.C., is to incorporate by reference the Florida Medicaid Visual Services Coverage and Limitations Handbook, _____. The incorporated reference material will update policy related to International Classification of Diseases (ICD) diagnosis codes.

SUBJECT AREA TO BE ADDRESSED: Visual Services.

An additional area to be addressed during the workshop will be the potential regulatory impact the amendment to Rule 59G-4.340, F.A.C., will have as provided for under Sections 120.54 and 120.541, F.S.

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908 FS.

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

DATE AND TIME: Tuesday, May 20, 2014, 3:00 p.m. – 4:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room D, Tallahassee, Florida 32308-5407

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: Shameria Davis at the Bureau of Policy, (850)412-4235. 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 IS: Shameria Davis, Bureau of Policy, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4235, e-mail: shameria.davis@ahca.myflorida.com

Please note that a preliminary draft of the reference material, if available, will be posted prior to the workshop at <http://ahca.myflorida.com/Medicaid/review/index.shtml>.

Comments will be received until 5:00 p.m. on Tuesday, May 27, 2014.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.340 Visual Services.

(1) This rule applies to all ophthalmologists, optometrists, and opticians ~~enrolled in the who provide visual services to Florida Medicaid program recipients.~~

(2) All visual ~~providers listed above services practitioners enrolled in the Medicaid program~~ must be in compliance with the provisions of the Florida Medicaid Visual Services Coverage and Limitations Handbook, _____, ~~updated January 2010, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, CMS-1500, which is incorporated by reference in Rule 59G 4.001, F.A.C. The handbook is Both handbooks are~~ available from the Medicaid fiscal agent's Web ~~site Portal~~ at www.mymedicaid-florida.com. ~~Select Click on~~ Public Information for Providers, then ~~on~~ Provider Support, and then ~~on~~ Provider Handbooks. ~~Paper copies of the handbooks may be obtained by calling the Provider Contact Center at (800)289-7799 and selecting Option 7.~~

Rulemaking Authority 409.919 FS. Law Implemented 409.906, 409.908 FS. History—New 7-30-80, Formerly 10C-7.521, Amended 4-20-93, 8-25-93, Formerly 10C-7.0521, Amended 12-21-97, 10-13-98, 6-10-99, 4-23-00, 1-23-02, 2-20-03, 8-5-03, 10-12-04, 8-18-05, 5-22-06, 4-4-07, 5-31-10, _____.

Section II

Proposed Rules

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:

64B16-27.700 Definition of Compounding

PURPOSE AND EFFECT: The Board proposes the rule amendment so that the rule does not conflict with 21 U.S.C. § 353b relating to office use compounding of sterile products intended for human use.

SUMMARY: 21 U.S.C. § 353b will be incorporated into the 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, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. Specifically, the Board determined that any and all positive or negative economic impacts are a direct result of 21 U.S.C. § 353b (Nov. 27, 2013). The rule amendment does not change the economic status quo. Rather, the amendment adds clarity to what is already required when sterile products for human use are compounded for office or stock use. 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: 465.005 FS.

LAW IMPLEMENTED: 465.003, 465.0155, 465.0265 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: Patrick Kennedy, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254

THE FULL TEXT OF THE PROPOSED RULE IS:

64B16-27.700 Definition of Compounding.

“Compounding” is the professional act by a pharmacist or other practitioner authorized by law, employing the science or art of any branch of the profession of pharmacy, incorporating ingredients to create a finished product for dispensing to a patient or for administration by a practitioner or the practitioner’s agent; and shall specifically include the professional act of preparing a unique finished product containing any ingredient or device defined by Sections 465.003(7) and (8), F.S. The term also includes the preparation of nuclear pharmaceuticals and diagnostic kits incident to use of such nuclear pharmaceuticals. The term “commercially available products,” as used in this section, means any medicinal product as defined by Sections 465.003(7) and (8), F.S., that are legally distributed in the State of Florida by a drug manufacturer or wholesaler.

(1) through (2) No change.

(3) Office use compounding, “Office use” means the provision and administration of a compounded drug to a patient by a practitioner in the practitioner’s office or by the practitioner in a health care facility or treatment setting, including a hospital, ambulatory surgical center, or pharmacy. A pharmacist may dispense and deliver a quantity of a compounded drug to a practitioner for office use by the practitioner in accordance with this section provided:

(a) through (f) No change.

(g) In the case of compounded sterile products intended for human use, the pharmacy must be in full compliance with 21 U.S.C. § 353b, including being registered as an Outsourcing Facility. 21 U.S.C. § 353b (eff. Nov. 27, 2013) is hereby adopted and incorporated by reference.

Rulemaking Authority 465.005 FS. Law Implemented 465.003~~(42)~~, 465.0155, 465.0265 FS. History—New 10-1-92, Formerly 21S-27.700, 61F10-27.700, 59X-27.700, Amended 11-2-03, 10-7-08, 3-21-13,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Pharmacy

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Board of Pharmacy

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: May 1, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: December 20, 2013

DEPARTMENT OF HEALTH

Board of Respiratory Care

RULE NO.: RULE TITLE:

64B32-5.006 Mediation

PURPOSE AND EFFECT: The Board proposes to the rule amendment to delete unnecessary language and to add new language to clarify the number of minor violations which can be resolved through citation, mediation, or notice of noncompliance.

SUMMARY: The rule amendment will to delete unnecessary language and to add new language to clarify the number of minor violations which can be resolved through citation, mediation, or notice of noncompliance.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature.

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: 456.078 FS.

LAW IMPLEMENTED: 456.078 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: Allen Hall, Executive Director, Board of Respiratory Care, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

THE FULL TEXT OF THE PROPOSED RULE IS:

64B32-5.006 Mediation.

(1) No change.

(2) For purposes of Section 456.078, F.S., the Board designates as being appropriate for mediation:

(a) ~~First-time~~ Violations of ~~Rule subsection~~ 64B32-6.001(2), F.A.C., failure to timely respond to a continuing education audit.

(b) Failure to notify the Department of a change of address as required by Rule 64B32-1.006, F.A.C., ~~if there is a dispute and the Respondent did not timely respond to a notice of noncompliance.~~

(c) Non-intentional issuance of a bad check to the Department under Section 468.365(1)(l), F.S., ~~if there is a dispute and the Respondent did not timely respond to a notice of noncompliance.~~

(d) through (f) No change.

(g) Failure to pay required fees, ~~and/or fines, or costs~~ in a timely matter as required by Rule 64B32-5.002, F.A.C. if disputed under Section 468.365(1)(i), F.S.

(h) Failure to turn over patient records as required by Section 456.057, F.S.

(i) Failure to provide the specific disclosure statement required by Section 456.062, F.S., which must appear in any advertisement for a free, discounted fee, or reduced fee service.

(j) Charging a patient or patient's legal representative a fee for releasing patient records in excess of that authorized by Section 456.057(18), F.S.

Rulemaking Specific Authority 456.078 FS. Law Implemented 456.078 FS. History—New 3-21-95, Formerly 59R-74.005, 64B8-74.005, Amended 5-31-04, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Respiratory Care

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 7, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 14, 2014

DEPARTMENT OF HEALTH

Board of Respiratory Care

RULE NO.: RULE TITLE:

64B32-5.007 Citations

PURPOSE AND EFFECT: The Board proposes to the rule amendment to delete unnecessary language and to add new language to clarify the number of minor violations which can be resolved through citation, mediation, or notice of noncompliance.

SUMMARY: The rule amendment will to delete unnecessary language and to add new language to clarify the number of minor violations which can be resolved through citation, mediation, or notice of noncompliance.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature.

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: 456.078 FS.

LAW IMPLEMENTED: 456.078 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: Allen Hall, Executive Director, Board of Respiratory Care, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

THE FULL TEXT OF THE PROPOSED RULE IS:

64B32-5.007 Citations.

(1) No change.

(2) The following violations may be disposed of by citation with the specified penalty:

(a) No change.

1. Failure to document HIV/AIDS continuing education requirement the fine shall be \$100.00.

2. Documentati of some but not all of the 24 hours of continuing education for license renewal the fine shall be \$50.00 for each hour not documented.

(b) Falsely certifying compliance with required continuing education requirements for the purpose of renewing a license, the fine shall be \$500.00.

(c) Failure to submit compliance documentation after receipt of the continuing education audit notification under Section 468.365(1)(x), F.S. the fine shall be \$150.00.

(d)(b) Violation of any portion of Section 468.365(a)(f), F.S. or Rule 64B32-5.003, F.A.C., for unprofessional conduct the fine shall be \$300.00.

(e)(e) Failure to notify the Board of current mailing or practice address or notify the Board of a change in address as required by Rule 64B32-1.006, F.A.C. the fine shall be \$50.00.

(f)(d) Failure to keep written respiratory care records justifying the reason for the action taken on only one patient under Section 468.365(1)(x), F.S., the fine shall be \$150.00 \$100.

(g)(e) Circulation misleading advertising in violation of Section 468.365(1)(e), F.S., the fine shall be \$500.00.

(h) Violation of Section 456.062, F.S., advertising for discounted services, the fine shall be \$250.00.

~~(f) Exercising influence on a patient to exploit the patient for financial gain by promoting or selling services, goods, appliances or drugs under Section 468.365(1)(u), F.S. the fine shall be \$1,000.~~

~~(g) Failure to submit compliance documentation after receipt of the continuing education audit notification under Section 468.365(1)(x), F.S. the fine shall be \$150.~~

~~(i)(h) Failure to provide satisfaction including the costs incurred following receipt of the Department's notification of a check dishonored for insufficient funds under Section 468.365(1)(l), F.S., the fine shall be \$150.00.~~

(j) Violation of Section 456.072(1)(h), F.S., obtaining a license by issuing a bad check, the fine shall be \$100.00.

~~(k)(f) Failure to pay required fees, and/or fines, or costs in a timely manner under Section 468.365(1)(i), F.S., the fine shall be \$150.00.~~

(l) Failure to turn over patient records as required by Section 456.057, F.S., the fine shall be \$100.00.

(m) Failure to report in writing to the Board within 30 days after criminal conviction of licensee as required by Section 456.072(1)(w), F.S., the fine shall be \$250.00.

(n) Failure to display required signs, licenses, and permits as specified in Section 456.077(2), F.S., the fine shall be \$100.00.

(o) Failure to report another licensee in violation of a statute or rule of the Board, as required by Sections 456.072(1)(i), F.S., the fine shall be \$500.00.

(p) Making or filing a report which the licensee knows to be false, or negligently failing to file a report or record required by state or federal law, as prohibited by Sections 468.365(1)(d) and 456.072(1)(l), F.S., the fine shall be \$500.00.

(3) through (5) No change.

Rulemaking Authority, 456.072(3), 456.077 FS. Law Implemented 456.072(3), 456.077 FS. History—New 5-19-96, Formerly 59R-74.006, 64B8-74.006, Amended 1-6-02, 5-31-04, 2-23-06, 3-28-10, 9-15-10,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Respiratory Care

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Board of Respiratory Care

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: March 7, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: April 14, 2014

DEPARTMENT OF HEALTH

Board of Respiratory Care

RULE NO.: RULE TITLE:

64B32-5.008 Notice of Noncompliance

PURPOSE AND EFFECT: The Board proposes to the rule amendment to delete unnecessary language and to add new language to clarify the number of minor violations which can be resolved through citation, mediation, or notice of noncompliance.

SUMMARY: The rule amendment will to delete unnecessary language and to add new language to clarify the number of minor violations which can be resolved through citation, mediation, or notice of noncompliance.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature.

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: 120.695, 456.073, 468.065(1)(x) FS.

LAW IMPLEMENTED: 120.695, 456.073(3) 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: Allen Hall, Executive Director, Board of Respiratory Care, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

THE FULL TEXT OF THE PROPOSED RULE IS:

64B32-5.008 Notice of Noncompliance.

In accordance with Sections 120.695 and 456.073, F.S., the Department is authorized to ~~Board shall~~ issue a notice of noncompliance as a first response to a minor violation of a rule in any instance in which it is reasonable to assume that the violator was unaware of the rule or unclear how to comply with it. A minor violation is one which does not endanger the public health, safety, and welfare and which does not demonstrate a serious inability to practice the profession. Failure of a licensee to take action to correct the violation within 15 days shall result in either the issuance of a citation when appropriate or the initiation of regular disciplinary proceedings. The minor violations for which the Department is authorized to issue ~~shall result in~~ a notice of noncompliance are:

(1) No change.

(2) Non-intentional issuance of a bad check to the Department under Section ~~468.365(1)(l)~~ ~~486.365(1)(x)~~, F.S.

(3) Failure to provide the specific disclosure statement required by Section 456.062, F.S. which must appear in any advertisement for a free, discounted fee, or reduced fee service. Rulemaking Authority 120.695, 456.073(3), ~~468.365(1)(x)~~ FS. Law Implemented 120.695, 456.073(3) FS. History—New 5-31-04, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Respiratory Care

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 7, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 14, 2014

Section III
Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF FINANCIAL SERVICES

Division of Worker’s Compensation

RULE NOS.:	RULE TITLES:
69L-3.002	Definitions
69L-3.003	Procedures for Filing Documents
69L-3.0033	Electronic Filing of Workers' Compensation Forms
69L-3.0045	First Report of Injury or Illness: Claims-handling Entity’s Responsibility to Record and Report Accidents
69L-3.0091	Notice of Action/Change
69L-3.012	Notice of Denial
69L-3.016	Claim Cost Report
69L-3.0193	Supplemental Income Benefits (Dates of Accident January 1, 1994 through September 30, 2003)
69L-3.025	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. 23, February 4, 2014 issue of the Florida Administrative Register.

Paragraph 69L-3.025(1)(n), F.A.C., lists and identifies the incorporated form DFS-F2-DWC-61, titled, “Informacion Importante De Seguro De Indemnizacion Por Accidentes De Trabajo Para Los Trabajadores De La Florida.”

Form DFS-F2-DWC-61, is revised to fully reflect the information contained in its English-language equivalent, form DFS-F2-DWC-60, titled, "Important Workers' Compensation Information for Florida's Workers." The aforementioned change is made in response to comments received at a March 3, 2014 hearing on proposed amendments to Rule Chapter 69L-3, F.A.C. Also, the statement found under subsections 69L-3.003(7), 3.0045(3), 3.0091(14), 3.012(9) and 3.016(4), F.A.C., is changed to read as follows: This rule does not supersede Division filing requirements found in Rule Chapter 69L-56, F.A.C., and the filing requirements found herein only apply to circumstances under which a petition for variance or waiver has been granted, pursuant to Section 120.542, F.S. Note: In lieu of repeating a general reference to Rule Chapter 69L-56, F.A.C., the aforementioned statement is modified to include references to the specific sections of Rule Chapter 69L-56, F.A.C., applicable to each subsection of Chapter 69L-3, F.A.C., that is listed above. This notice also includes technical changes made in response to written comments received from the Joint Administrative Procedures Committee concerning references to Rule Chapter 69L-56, F.A.C., and to North American Industry Classification System (NAICS), 2007 and 2012 Editions, incorporated by reference in subsection 69L-3.002(22), F.A.C. As a result, certain references to Rule Chapter 69L-56, F.A.C., are revised to reflect the specific applicable rule sections listed under the aforementioned rule chapter. Additionally, the website address providing access to the NAICS, 2007, 2012 Edition, materials, discussed above, has been revised.

69L-3.002 Definitions.

When used in this chapter, the following terms have the following meanings:

(1) though (11) No change.

(12) "Filing Period for Supplemental Income Benefits" means a period of 13 consecutive weeks (approximately 3 months) for which the employee reports any earnings and files a claim for supplemental income benefits. The filing period shall represent a "quarter" as set out in subparagraph Section 440.15(3)(b)7., F.S. (1994), which is incorporated herein by reference, except for the second filing period, which may consist of less than 13 weeks if the first payment period was pro-rated. The "initial filing period" is the filing period which occurs during the last 13 weeks of impairment income benefits.

(13) through (16) No change.

(17) "Initial Payment of Supplemental Income Benefits" means payment of supplemental income benefits for the first whole or partial calendar month immediately following the expiration of the impairment income benefit period. The initial payment of supplemental income benefits shall cover the time beginning with the day after the expiration of impairment income benefits and ending with the last date in the initial

calendar month pursuant to Section 440.15, F.S. (1994), which is incorporated herein by reference.

(18) through (21) No change.

(22) "NAICS Code" means the 5 or 6-digit code published in the North American Industry Classification System (NAICS) 2007 and 2012 ~~2002~~ Editions, hereby incorporated by reference, that represents the nature of the employer's business. Classification information may be obtained by contacting the NAICS Association, 341 East James Circle, Sandy, Utah 84070, or visiting the website: <https://www.census.gov/eos/www/naics/> ~~www.naics.com~~.

(23) through (28) No change.

69L-3.003 Procedures for Filing Documents.

(1) through (6) No change.

(7) This rule does not supersede Division filing requirements found in Rules 69L-56.301, 69L-56.304, 69L-56.3045, 69L-56.3012 and 69L-56.3013, F.A.C., and the filing requirements found herein only apply to circumstances under which a Petition for Variance or Waiver has been granted pursuant to Section 120.542, F.S.

69L-3.0033 Electronic Filing of Workers' Compensation Forms.

Forms DFS-F2-DWC-1, DFS-F2-DWC-4, DFS-F2-DWC-12 and DFS-F2-DWC-13, as incorporated in Rule 69L-3.025, F.A.C., shall be ~~may be alternatively~~ reported to the Division using Electronic Data Interchange (EDI). Requirements for EDI reporting are located in Rules 69L-56.301, 69L-56.304, 56.3045, 69L-56.3012 and 69L-56.3013, F.A.C.

69L-3.0045 First Report of Injury or Illness: Claim Administrator's ~~Claims Handling Entity~~ Responsibility to Record and Report Accidents.

(1) through (2) No change.

(3) This rule does not supersede Division filing requirements found in Rule 69L-56.301, F.A.C., and the filing requirements found herein only apply to circumstances under which a Petition for Variance or Waiver has been granted pursuant to Section 120.542, F.S.

69L-3.0091 Notice of Action/Change.

The claim administrator ~~claims handling entity~~ shall send Form DFS-F2-DWC-4, as adopted in Rule 69L-3.025, F.A.C., to the Division as specified in this section for any industrial accident or injury filed for lost time cases as defined in subsection 69L-3.0045(2), F.A.C., within 14 days of the claim administrator's ~~claims handling entity~~ knowledge of the action or change which it is reporting. The claim administrator ~~claims handling entity~~ shall complete the applicable fields for each required

Form DFS-F2-DWC-4; the “Remarks” section may only be used to supplement the information reported. The claim administrator ~~claims handling entity~~ shall send to the employee and the employer copies of Form DFS-F2-DWC-4, for each action or change required by this section within 14 days of the claim administrator’s ~~claims handling entity~~ knowledge of the action or change which it is reporting to the Division.

(1) through (13) No change.

(14) This rule does not supersede Division filing requirements found in Rules 69L-56.304 and 69L-56.3045, F.A.C., and the filing requirements found herein only apply to circumstances under which a Petition for Variance or Waiver has been granted pursuant to Section 120.542, F.S.

69L-3.012 Notice of Denial.

(1) through (8) No change.

(9) This rule does not supersede Division filing requirements found in Rule 69L-56.3012, F.A.C., and the filing requirements found herein only apply to circumstances under which a Petition for Variance or Waiver has been granted pursuant to Section 120.542, F.S.

69L-3.016 Claim Cost Report.

(1) through (3) No change.

(4) This rule does not supersede Division filing requirements found in Rule 69L-56.3013, F.A.C., and the filing requirements found herein only apply to circumstances under which a Petition for Variance or Waiver has been granted pursuant to Section 120.542, F.S.

69L-3.0193 Supplemental Income Benefits (Dates of Accident January 1, 1994 through September 30, 2003). An employee may be eligible to receive Supplemental Income Benefits if an impairment rating of 20% or more has been assigned in accordance with paragraph Section 440.15(3)(b), F.S., (1994).

(1) through (2) No change.

(3) Payment of Supplemental Income Benefits:

(a) through (d) No change.

(e) The monthly supplemental income benefit payable shall not exceed the maximum weekly benefit amount as set out in subsection Section 440.12(2), F.S., multiplied by 4.3.

(4) through (7) No change.

69L-3.025 Forms.

(1) The following forms are to be used with this rule chapter and are hereby incorporated by reference:

(a) through (m) No change.

(n) Form DFS-F2-DWC-61 02/14 ~~03/10~~ Informacion Importante De Seguro De Indemnizacion Por Accidentes De Trabajo Para Los Trabajadores De La Florida

(o) through (p) No change.

The remainder of the rules reads as previously published.

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 30, 2014, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for 1200 North Federal Associates, LLC. Petitioner seeks an emergency temporary variance of the requirements of ASME A17.3, Section 3.11.3 and 2.7.4, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators with firefighters’ emergency operations and door restrictors 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 (VW2014-113).

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-4.010 Sanitation and Safety Requirements

NOTICE IS HEREBY GIVEN that on April 30, 2014, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurant, received a petition for an Emergency Variance for subsection 61C-4.010(7), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code, from Roger Sandwiches located in

Orange Park. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers. They are requesting to share the bathrooms located within an adjacent establishment under the same ownership for use by customers only.

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

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors' Licensing Board

RULE NO.: RULE TITLE:

61G6-6.017 Duration of Examination Scores

NOTICE IS HEREBY GIVEN that on April 22, 2014, the Electrical Contractors' Licensing Board, filed by Robert S. Boehm,, received a petition for a variance or waiver of Rule 61G6-6.017, Florida Administrative Code, which requires for the purpose of certification, a passing examination score on any part of the examination shall be valid only for a period of two (2) years from the date of the examination.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Daniel Biggins, Executive Director, Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0783. Comments on this petition should be filed with the Electrical Contractors' Licensing Board at the above address, within 14 days of publication of this notice.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors' Licensing Board

The Electrical Contractor's Licensing Board hereby gives notice of the issuance of an Order regarding the Petition for Declaratory Statement for Scout Security, Inc., filed on February 6, 2014. The Notice of Petition for Declaratory Statement was published in Vol. 40, No. 40, of the February 27, 2014, Florida Administrative Register. The Board considered the Petition at a duly-noticed public meeting held on March 14, 2014. The Petitioner was seeking an interpretation of Chapter 489, Part II, Florida Statutes, and whether Petitioner, as a home security systems provider who contracts out professional monitoring to licensed providers is required to have a license to perform the activities listed in its Petition.

The Board's Order, filed on April 15, 2014, issues a Declaratory Statement that the Petitioner is required to be licensed by the Board as an Alarm II contractor in order to perform the activities listed in the petition. The petition did not mention any

commercial work. The activities listed would fall within the scope of the Alarm II contractor license; provided no commercial work is done.

A copy of the Order or additional information may be obtained by contacting: Daniel Biggins, Executive Director, Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0783, Daniel.Biggins@myfloridalicense.com or by telephone: (850)487-1395.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:

62-701.500 Landfill Operation Requirements

NOTICE IS HEREBY GIVEN that on April 17, 2014, the Department of Environmental Protection, received a petition for variance or waiver from Darabi and Associates, Inc. for the Aucilla Area Solid Waste Administration landfill, Madison County, Florida. The Petitioner requests a waiver from paragraph 62-701.500(7)(e), F.A.C., which requires that owners and operators of Class I landfills apply initial cover over the waste to minimize blowing litter, odors, vectors and fires. Any interested person or other agency may submit written comments on the petition with 14 days after publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Richard B. Tedder, P.E., Environmental Administrator, Department of Environmental Protection, Solid Waste Section, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, email: richard.tedder@dep.state.fl.us, (850)245-8735.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-50.003 Delegation of Powers and Duties to Electrolysis Council

NOTICE IS HEREBY GIVEN that on April 29, 2014, the Board of Medicine, received a petition for variance filed on behalf of the Society for Clinical and Medical Hair Removal (SCMHR), from Rule 64B8-50.003, F.A.C., with regard to delegation to the Electrolysis Council on petitions for declaratory statement on issues relating to the electrolysis practice act and rules. The Petitioner requests a variance so that its declaratory statement may be heard by the Board of Medicine. Comments on this petition should be filed with the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allison M. Dudley, J.D., Executive Director, Board of Medicine at the above address or telephone: (850)245-4131.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES
Family Safety and Preservation Program

RULE NO.: RULE TITLE:

65C-15.017 Personnel

NOTICE IS HEREBY GIVEN that on April 1, 2014, the Department of Children and Families, received a petition for waiver of subsection 65C-15.017(3), Florida Administrative Code, from Youth and Family Alternatives, Inc. and Shannon Wilson. Subsection 65C-15.017(3), F.A.C., states agency staff responsible for performing casework services shall have a bachelor’s degree in social work or related area of study or master’s degree in social work or a related area of study from an accredited college or university.

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.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES
Family Safety and Preservation Program

RULE NO.: RULE TITLE:

65C-13.032 Over-Capacity Assessments and Exceptions

NOTICE IS HEREBY GIVEN that on April 2, 2014, the Department of Children and Families, received a petition for waiver of subparagraph 65C-13.032(3)(a)(1), Florida Administrative Code, from Heartland for Children and Connie Evans. Paragraph 65C-13.032(3)(a)(1), F.A.C., states assessment approvals for the rule of five or no more than two infants under twenty-four months shall be given prior to placement for the following situations and shall be approved personally and in writing by the Regional Administrator or the Chief Executive Officer for the Community Based Care Lead Agency.

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.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES
Family Safety and Preservation Program

RULE NO.: RULE TITLE:

65C-15.017 Personnel

NOTICE IS HEREBY GIVEN that on April 3, 2014, the Department of Children and Families, received a petition for waiver of subsection 65C-15.017(3), Florida Administrative Code, from Children’s Home Society of Florida - Southeastern Division and Orlando Gonzalez. Subsection 65C-15.017(3), F.A.C., states agency staff responsible for performing casework services shall have a bachelor’s degree in social work or related area of study or master’s degree in social work or a related area of study from an accredited college or university.

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.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES
Family Safety and Preservation Program

RULE NO.: RULE TITLE:

65C-15.017 Personnel

NOTICE IS HEREBY GIVEN that on April 3, 2014, the Department of Children and Families, received a petition for waiver of subsection 65C-15.017(3), Florida Administrative Code, from Children’s Home Society and Jenari Cortes. Subsection 65C-15.017(3), F.A.C., states agency staff responsible for performing casework services shall have a bachelor’s degree in social work or related area of study or master’s degree in social work or a related area of study from an accredited college or university.

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.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES
Family Safety and Preservation Program

RULE NO.: RULE TITLE:

65C-15.017 Personnel

NOTICE IS HEREBY GIVEN that on April 3, 2014, the Department of Children and Families, received a petition for waiver for subsection 65C-15.017(3), Florida Administrative Code, from Pashion Farquharson. Subsection 65C-15.017(3), F.A.C., states agency staff responsible for performing casework services shall have a bachelor’s degree in social work or related area of study or master’s degree in social work or a related area of study from an accredited college or university.

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.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES
Family Safety and Preservation Program

RULE NO.: RULE TITLE:

65C-15.017 Personnel

NOTICE IS HEREBY GIVEN that on April 16, 2014, the Department of Children and Families, received a petition for waiver of paragraph 65C-33.002(9)(e), Florida Administrative Code, from Camelot Community Care. Paragraph 65C-33.002(9)(e), F.A.C., relates to Child Welfare Pre-Service Training and Phase II of Child Welfare Training for Licensing Counselors. Child Protection Licensing Counselor (or any individual, regardless of position title, who conducts parent

preparation pre-service training for prospective caregivers, or any individual who conducts home visit assessments for the purpose of completing foster or adoptive home studies of prospective caregivers.

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.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-59.210 Eligibility for PR

NOTICE IS HEREBY GIVEN that on April 2, 2014, the Florida Housing Finance Corporation, received a petition for waiver from Karen Servant, requesting a waiver from Rule 67-59.210 in which the petitioner seeks to qualify for the Florida Hardest Hit program for a reduced principle on her home.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ashley Marie Black, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. The Petition has also been posted on Florida Housing's website at floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Standard Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF EDUCATION

Education Practices Commission

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

DATES AND TIMES: May 15, 2014, 8:30 a.m. or as soon thereafter as can be heard, A Teacher Hearing Panel will begin
 May 15, 2014, 1:30 p.m. or as soon thereafter as can be heard, A Teacher Hearing Panel will begin

May 16, 2014, 9:00 a.m. or as soon thereafter as can be heard, A Business Meeting will begin

May 16, 2014, 11:30 a.m. or as soon thereafter as can be heard, A Leadership Training Meeting will begin

PLACE: Four Points by Sheraton, 316 West Tennessee Street, Tallahassee, Florida 32301, (850)422-0071

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hearing Panels of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators. The Business Meeting is being conduct for the Commission to discuss and make decisions on matters concerning the Commission. The Leadership Training Meeting is being held to discuss training of current Commission members.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Gretchen Kelley Brantley at (850)245-0455. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Lisa Forbess or Gretchen Kelley Brantley at (850)245-0455.

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: May 12, 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@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@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: (727)570-5151.

REGIONAL PLANNING COUNCILS**Tampa Bay Regional Planning Council**

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

DATE AND TIME: May 12, 2014, 9:55 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 Clearinghouse Review Committee.

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.

WATER MANAGEMENT DISTRICTS**St. Johns River Water Management District**

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

DATE AND TIMES: Tuesday, May 13, 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. The Governing Board Workshop will focus on strategic planning and budgeting.

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 or by phone at (386)329-4470 or by visiting the District's website at 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.

DEPARTMENT OF THE LOTTERY

The Department of the Lottery announces public meetings to which all persons are invited.

DATES AND TIMES: Tuesday, May 20, 2014, 9:00 a.m., EDT, and continuing from day to day thereafter as may be required

PLACE: Florida Lottery Headquarters, 250 Marriott Drive, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Evaluation Committee to evaluate and score Replies for ITN 03-13/14, Spanish Language Market Advertising Services. The Evaluation Committee may make a determination to continue this meeting at a future date and time should it deem necessary to do so. Subsequent to the Phase II scoring by the Evaluation Committee, the Procurement Office will calculate scores and then open and read aloud the Cost Replies.

A copy of the agenda may be obtained by contacting: Procurement Office at (850)487-7710 or by going to the Department of the Lottery's website: www.flalottery.com.

Any person requiring a special accommodation because of a disability at this public meeting should contact the Procurement Office at (850)487-7710 (voice) or through the Florida Relay Service at 1(800)955-8771 (TDD) at least 24 hours prior to the meeting.

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

DEPARTMENT OF ELDER AFFAIRS**Statewide Public Guardianship Office**

The Department of Elder Affairs, Statewide Office of the Public Guardian announces a public meeting to which all persons are invited.

DATE AND TIME: June 2, 2014, 12:30 p.m., E.D.T.

PLACE: Conference call no.: 1(888)670-3525; conference code: 7919129022#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business of the Foundation for Indigent Guardianship, Inc.

A copy of the agenda may be obtained by contacting: Angela Runyan, (850)414-2381.

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: Angela Runyan, (850)414-2381. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**Florida Mobile Home Relocation Corporation**

The Florida Mobile Home Relocation Corporation announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, May 16, 2014, 10:00 a.m.

PLACE: Via telephone only. To attend the meeting by telephone, please call: 1(888)909-7654 and enter pass code: 128126 when prompted

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will address official business of the Florida Mobile Home Relocation Corporation which will include, among other matters, a review of mobile home owner applications for compensation for relocation and/or abandonment due to change in land use and such other business as may come before the Board. A schedule for future meetings will be determined.

A copy of the agenda may be obtained by contacting: Vicky Krentz at 1(888)862-7010.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Vicky Krentz at 1(888)862-7010. 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: Vicky Krentz, Executive Director, FMHRC, P. O. Box 7848, Clearwater, FL 33758, 1(888)862-7010. Ms. Krentz may be reached by email at vicky@fmhrc.org.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DATE AND TIME: May 13, 2014, 9:30 a.m.

PLACE: Brevard County Agricultural Center, 3695 Lake Drive, Cocoa, Florida 32926

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the third technical meeting following the adoption of Basin Management Action Plans for the Indian River Lagoon. This is the annual meeting to present a summary of accomplishments made during the first year of Basin Management Action Plan implementation. The meeting will have two sessions. The morning session is the annual meeting. A presentation will be given of the progress made over the past year in implementing the Basin Management Action Plans and an update of the 2011 seagrass data. The afternoon session will be technical presentations. These will include a presentation by Dr. Ming Ye of a modeling approach that can be used to estimate the impact of septic systems on water quality and a presentation by Dr. Marty Wanielista on innovative stormwater management approaches. The Basin Management Action Plans were adopted for the North and Central Indian River Lagoon and Banana River Lagoon in February 2013. These plans were developed in response to the adoption of Total Maximum Daily Loads for the Indian River Lagoon and contain strategies for reducing nutrient loadings into the lagoon. The Total Maximum Daily Loads were adopted in March 2009. These TMDLs specify reductions in the loadings of total nitrogen and total phosphorus to the Indian River Lagoon sufficient for recovery of deeper-water seagrass habitat.

A copy of the agenda may be obtained by contacting: Ms. Mary Paulic, Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400 or by calling her at (850)245-8560.

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: Ms. Mary Paulic, (850)245-8560. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of the Secretary

The Trail Benefits and Itinerary Subcommittee of the Florida Greenways and Trails Council announces a public meeting to which all persons are invited.

DATE AND TIME: May 13, 2014, 1:30 p.m.

This notice serves to reschedule the May 14, 2014 meeting that was previously noticed on April 29, 2014, in Volume 40, Number 83, Florida Administrative Register.

PLACE: Conference Room 260F, Carr Building, Florida Department of Environmental Protection, 3800 Commonwealth Boulevard, Tallahassee, Florida 32399-3000

GENERAL SUBJECT MATTER TO BE CONSIDERED: The subcommittee will discuss the development of the Northwest Itinerary, including the draft map and draft itinerary. The Wakulla Springs State Park mini itinerary and other mini itinerary outlines will also be reviewed.

A copy of the agenda may be obtained by contacting: Angie Bright, Office of Greenways and Trails, Division of Recreation and Parks, Florida Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station 795, Tallahassee, Florida 32399-3000, email: Angie.Bright@dep.state.fl.us, telephone: (850)245-2052. The agenda and meeting materials will be available and posted at the Office of Greenways and Trails' website (FloridaGreenwaysandTrails.com) 7 days prior to the meeting date.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Angie Bright, Office of Greenways and Trails, Division of Recreation and Parks, Florida Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station 795, Tallahassee, Florida 32399-3000, email: Angie.Bright@dep.state.fl.us, telephone: (850)245-2052. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: RULE TITLE:

64B5-17.002 Written Dental Records; Minimum Content; Retention

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

DATE AND TIME: May 13, 2014, 6:00 p.m.

PLACE: 1(888)670-3525, when prompted, enter conference code: 5805370981

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review and discuss Rule 64B5-17.002, F.A.C., Written Dental Records; Minimum Content; Retention and Rule 64B5-2.0146, F.A.C., Licensure Requirements for Applicants from Non-Accredited Schools or Colleges.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Dentistry, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

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

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact Sue Foster at (850)245-4474.

DEPARTMENT OF HEALTH

Division of Children's Medical Services

The Department of Health, Children's Medical Services announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 20, 2014, 2:30 p.m., EDT

PLACE: 1(888)670-3525, participant code: 538 249 6242

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Health, Children's Medical Services, The Agency for Health Care Administration, and the Children's Medical Services Cardiac Technical Advisory Panel are scheduling a conference call to discuss collaborative opportunities to both monitor and improve the quality of care provided to children with congenital or acquired cardiac disease and adults with congenital heart disease. This meeting notice is an update to the previous meeting notice published in Vol. 40, No. 83 of the Florida Administrative Register published April 29, 2014.

A copy of the agenda may be obtained by contacting: Chrishonda Jenkins, RN, BSN, (850)245-4200, extension 2247.

FISH AND WILDLIFE CONSERVATION COMMISSION

The Wildlife Foundation of Florida announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 20, 2014, 10:00 a.m. – 11:30 a.m.

PLACE: The public may participate in the call in Suite 100, Marathon Building, 2574 Seagate Dr., Tallahassee
Please call: (850)921-1144 for admittance into the Marathon Building

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Governance Committee of the Wildlife Foundation of Florida will conduct policy review of the Foundation.

A copy of the agenda may be obtained by contacting: Ms. Marie Kokol, 2574 Seagate Dr., Tallahassee, FL 32302, (850)717-8703.

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).

For more information, you may contact: Ms. Marie Kokol, 2574 Seagate Dr., Suite 100, Tallahassee, FL 32302, (850)717-8703.

CENTER FOR INDEPENDENT LIVING OF SOUTH FLORIDA, INC.

The Center for Independent Living of South Florida announces a public meeting to which all persons are invited.

DATE AND TIME: Saturday, May 24, 2014, 12:00 Noon – 2:00 p.m.

PLACE: 6660 Biscayne Boulevard, Miami, FL 33138

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Regularly scheduled meeting of the Board of Directors of the Center for Independent Living of South Florida, Inc. The Finance and Investment Committee and the Fund Development Committee will meet 11:00 a.m. – 12:00 Noon, prior to the board meeting. If alternative formats, ASL interpretation, or other accommodation is required, please request at least 7 days in advance of the meeting date. RSVP to: mary@soflacil.org or call: (305)751-8025, ext. 110, (TDD) (305)751-8891.

A copy of the agenda may be obtained by contacting: mary@soflacil.org or call (305)751-8025, ext. 110.

SUNSHINE STATE ONE CALL OF FLORIDA

The Sunshine State One Call of Florida, d/b/a Sunshine 811, announces public meetings to which all persons are invited.

DATES AND TIMES: Wednesday, May 21, 2014, 12:00 Noon – 5:00 p.m.; Thursday, May 22, 2014, 8:00 a.m. – 5:00 p.m.

PLACE: 11 Plantation Road, DeBary, Florida 32713

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Sunshine 811 announces its Committee, Annual and Board of Directors meetings to which all interested persons are invited to participate.

Committee Meetings: Wednesday, May 21, 2014, 12:00 Noon – 5:00 p.m. Lunch provided at the call center for meeting participants and Sunshine 811 employees beginning at 11:00 a.m.

Annual, Committee and Board of Directors Meeting: Thursday, May 22, 2014, 8:00 a.m. – 5:00 p.m. Lunch provided at the call center for meeting participants and Sunshine 811 employees.

A copy of the agenda may be obtained by contacting: Agenda for May 21 & 22, 2014: http://www.sunshine811.com/images/stories/board/201405_agenda.pdf.

For more information, you may contact: Lori Budiani, Executive Assistant, (386)575-2002.

SUNSHINE STATE ONE CALL OF FLORIDA

The Sunshine State One Call of Florida, Inc., d/b/a Sunshine 811, announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, May 14, 2014, 10:00 a.m. – 12:00 Noon

PLACE: This meeting will be held by teleconference. To participate, call: 1(888)670-3525 and enter meeting ID: 8567463178, then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and develop proposed revisions to company policies in preparation for the Board Meeting.

For more information or a copy of the agenda, you may contact: Lori Budiani, Executive Assistant, (386)575-2002.

Section VII

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Regis Sanson, In Re: Reflection Key Condominium Association, Inc., Docket No. 2014017923, filed on April 24, 2014. The petition seeks the agency’s opinion as to the applicability of Section 718.112(2)(i), F.S., as it applies to the petitioner.

Whether the Association’s requirement of a \$1,000 “capital contribution” payment in order to approve the transfer of a unit title from Petitioner to a new purchaser violates Section 718.112(2)(i), F.S., regarding transfer fees.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Danny Brown, Administrative Assistant II, at Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217, (850)717-1486, Daniel.Brown@myfloridalicense.com.

Please refer all comments to: David N. Perry, Senior Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares,

and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202. Responses, motions to intervene, or requests for an agency hearing, §120.57(2), Fla. Stat., must be filed within 21 days of this notice.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that the Construction Industry Licensing Board has received the petition for declaratory statement from Larry Earl Franklin/Star Air Conditioning & Heating, LLC, on April 28, 2014. The petition seeks the agency's opinion as to the applicability of Section 489.105(3)(g), Florida Statutes, as it applies to the petitioner.

The Petitioner seeks a declaratory statement as to whether a "Class B air-conditioning contractor" as defined in Section 489.105(3)(g), Florida Statutes, can contract to perform, and perform, maintenance, service, and make repairs to the evaporator, compressor, condenser, coils, and other components of the refrigerant system of a swimming pool/spa heat pump. 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, 1940 North Monroe Street, Tallahassee, FL 32399-0783, (850)487-1395 or by electronic mail: Amanda.Wynn@myfloridalicense.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors' Licensing Board

NOTICE IS HEREBY GIVEN that on April 1, 2014, the Electrical Contractors' Licensing Board has received the Petition for Declaratory Statement from Voipnet Assist LLC. The petitioner seeks the scope of licensure requirements to sell, design, and install IP Video Surveillance Cameras (CCTV) or IP Video Network Recorder Servers, and camera management. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice. Copies of the petition may be obtained by contacting: Daniel Biggins, Executive Director, Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0783, Daniel.Biggins@myfloridalicense.com or by telephone: (850)487-1395.

DEPARTMENT OF HEALTH

Board of Medicine

Notice is hereby given that the Board of Medicine has received a Petition for Declaratory Statement filed on behalf of the Society for Clinical and Medical Hair Removal, Inc., on April 29, 2014. The Petitioner seeks a declaratory statement from the

Board with regard to the application of Sections 458.348(3) and (6), Florida Statutes, and Rules 64B8-51.006, 52.003, 52.004, and 56.002, F.A.C., with regard to whether its members must obtain and maintain certification in the use of laser and light-based devices to continue utilizing laser and light-based devices for hair removal and reduction services. The Board will consider this petition at its meeting currently scheduled for June 6, 2014. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.

Copies of the petition may be obtained by writing: Allison M. Dudley, J.D., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

DEPARTMENT OF FINANCIAL SERVICES

Finance

NOTICE IS HEREBY GIVEN that Office of Financial Regulation has received the petition for declaratory statement from AirPlus International, Inc. on April 29, 2014. The petition seeks the agency's opinion as to the applicability of Chapter 560, Florida Statutes, as it applies to the petitioner.

The petition seeks a declaratory statement from the Office on whether Petitioner's AirPlus Company Account, a single virtual cardless account number for payment of limited travel-related services and related processing activities fall within Florida's money transmitting licensing statute Chapter 560, Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889.

Please refer all comments to: Agency Clerk, Office of Financial Regulation, P.O. Box 8050, Tallahassee, Florida 32314-8050, (850)410-9889.

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:

John Goodman vs. Florida Department of Law Enforcement;
Case No.: 14-1918RX; Rule Nos.: 11D-8.012, 11D-8.013

Joann Faiella, Mayor of the City of Port Saint Lucie, Florida, a/k/a Giovanna Maria Faiella vs. Division of Library and Information Services, Department of State; Case No.: 14-1917RU

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

Conservancy of Southwest Florida vs. South Florida Water Management District; Case No.: 14-1329RP; Rule No.: 40E-10.041(3)(d); Invalid

2401 NW, LLC vs. Florida Housing Finance Corporation; Case No.: 14-1547RP; Rule Nos.: 67-60.006(1), 67-60.009; Voluntarily Dismissed

Section IX

Notice of Petitions and Dispositions Regarding Non-rule Policy Challenges

Joann Faiella, Mayor of the City of Port Saint Lucie, Florida, a/k/a Giovanna Maria Faiella vs. Division of Library and Information Services, Department of State; Case No.: 14-1917RU

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 Florida

Stephen O’Connell Center Renovation and Addition

NOTICE TO CONSTRUCTION MANAGERS:

The University of Florida Athletic Association and the Board of Trustees announces that CM-At-Risk services will be required for the project listed below:

Project: UF-392, Stephen O’Connell Center Renovation and Addition, (Gainesville, FL)

The project consists of renovation and addition of Stephen O’Connell Center located on University of Florida main campus. The project will renovate the existing building and add 8000 square feet of new space and a new central and prominent main entrance that will provide a vibrant first impression. The project will; 1) Create an interior environment that will enhance the experience of events in the Stephen O’Connell Center. 2) Enhance the Mechanical, Electrical, and Plumbing systems in the arena to provide a better fan experience and reduce energy

consumption. 3) And provide multiple levels of premium spaces.

Fan amenity inside the Stephen O’Connell Center will be core of this improvement to offer patrons a completely new experience and atmosphere for every type of event hosted in the Stephen O’Connell Center.

The total project budget is \$50,000,000.00, including site improvement, utilities, fees, surveys & tests, LEED certification fee, total building commissioning, asbestos and mercury abatement, furnishing & equipment, and contingencies. Construction shall be “fast-tracked” with possible early package for the addition begin by January 2015 and the project completion by December 2015. Gold LEED V4 (Leadership in Energy and Environmental Design) certification by the U.S. Green Building Council is mandatory.

The contract for construction management services will consist of two phases, pre-construction and construction. Pre-construction services will begin at the Schematic Design stage and will include production of cost studies and estimates; value engineering; analysis of the design documents for constructability, coordination, detailing, materials, and systems; development and maintenance of the construction schedule; production of detailed jobsite management plans; development of strategies for the procurement of trade contracts; development of waste management strategies; and development of a Guaranteed Maximum Price (GMP) proposal based on 100% Construction Documents. If the GMP proposal is accepted and executed, the construction phase will be implemented. In this phase, the construction manager becomes the single point of responsibility for performance of the construction of the project and shall publicly bid trade contracts. Failure to negotiate an acceptable fixed fee for phase one of the contract, or failure to arrive at an acceptable GMP budget within the time provided in the agreement may result in the termination of the construction manager’s contract.

Applicants will be evaluated on the basis of their past performance, experience; personnel, references, bonding capacity, workload, and responses to questions posed both in the shortlist and interview phases. The Selection Committee may reject all proposals and stop the selection process at any time.

At the time of application, the applicant must be licensed to practice as a general contractor in the State of Florida and, if the applicant is a corporation, must be chartered by the Florida Department of State to operate in Florida.

Applicants desiring to provide construction management services for the project shall submit a proposal only after thoroughly reviewing the facilities program, Project Fact Sheet, and other background information. The proposal shall be prepared as specified in the CMQS Instructions and shall include:

1. A Letter of Application that concisely illustrates the applicant’s understanding of the scope of services, schedule, and other goals and considerations as outlined in the Project Fact Sheet and facilities program.
2. Company information and signed certification.
3. A completed, project-specific “CM Qualifications Supplement” (CMQS) proposal. Applications on any other form will not be considered.
4. Resumes, LEED accreditation, and other pertinent credentials for all proposed staff.
5. Proof of the applicant’s corporate status in Florida (if applicable) and a copy of the applicant’s current contracting license from the appropriate governing board.
6. Proof of applicant’s bonding capacity and liability insurance coverage.
7. Proof of the applicant’s Experience Modification Rating (EMR) safety rating.

If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida. As required by Section 287.133, Florida Statutes, an applicant 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 construction manager 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. Incomplete proposals will be disqualified. Submittal materials will not be returned.

Additional information to assist the applicant in preparing a complete proposal – including the project-specific CMQS forms, instructions, Project Fact Sheet, facilities program, UF Design Services Guide, UF Design and Construction Standards, standard University of Florida Agreement for CM Services, and other project and process information – can be found on the Facilities Planning & Construction website.

Finalists may be provided with supplemental interview requirements and criteria as needed.

Provide the number of copies prescribed in the Project Fact Sheet. Submittals must be received in the Planning, Design & Construction office by 3:00 p.m. local time on Monday, June 2, 2014. Facsimile (FAX) submittals are not acceptable and will not be considered.

Planning, Design & Construction, Ben Hill Griffin Stadium, 245 Gale Lemerand Drive, P.O. Box 115050, Gainesville, FL 32611-5050, telephone: (352)273-4000, internet: www.facilities.ufl.edu.

CITY OF GAINESVILLE

Request for Qualifications-Construction Management Services for Multi-Phase Construction at Depot Park CRAX140042-DH
REQUEST FOR STATEMENT OF QUALIFICATIONS

Notice is hereby given that the City of Gainesville, Florida is requesting the submission of Statements of Qualifications for Construction Management Services for Multi-Phase Construction at Depot Park, RFQ#CRAX140042-DH.

A non-mandatory pre-proposal meeting will be held on May 13, 2014, at 3:00 p.m. at the Depot Building, 201 SE Depot Avenue, Gainesville, Florida.

Sealed RFQ’s will be received by the City of Gainesville until 3:00 p.m. (local time), on May 28, 2014, at which time proposals will be publicly opened.

The City utilizes Demandstar.com to perform bid notification and document fulfillment. They can be reached at 1(800)711-1712 or www.demandstar.com. For additional information please contact the Purchasing Division at (352)334-5021.

The City of Gainesville reserves the right to reject any and all proposals received in response to the Request for Proposal as determined to be in the best interest of the City of Gainesville.

Diane Holder, Senior Buyer, Purchasing Division.

Section XII
Miscellaneous

EXECUTIVE OFFICE OF THE GOVERNOR
 Division of Emergency Management

STATE OF FLORIDA

DIVISION OF EMERGENCY MANAGEMENT

In re:

EMERGENCY AUTHORIZATION FOR DEM NO. 14-001
 SUSSPENSION OF PROCUREMENT STATUTES RULES
 AND ORDERS, MADE NECESSARY BY SPRING 2014
 NORTH FLORIDA FLOODS.

EMERGENCY ORDER

I hereby find that the Division of Emergency Management’s timely performance of disaster response functions related to the Spring 2014 North Florida floods are hindered by the application of procurement procedures imposed by statute, rule, or order.

Therefore, pursuant to the authority granted by Section 4 of Executive Order No 14-144, I hereby suspend, to the extent necessary to ensure said emergency response functions, the effect of any statute, rule, or order, to the extent needed to procure and all necessary supplies, commodities, services, temporary premises, and other resources, to include, without limiting the generality of the foregoing, any and all statutes, rules, and orders which affect budgeting, leasing, printing,

purchasing, travel, the conditions of employment and the compensation of employees.

The effective dates of this Order shall correspond to the effective dates of Executive Order 14-144.

Executed this 30th day of April, 2014 in Tallahassee, Leon County, Florida.

FLORIDA DIVISION OF EMERGENCY MANAGEMENT
 Bryan W. Koon
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399-2100

Filed on this date, pursuant to § 120.52, Florida Statutes, with the designated Division Clerk, receipt of which is hereby acknowledged.

Melinda Zody Dowling Division Clerk

Date: April 30, 2014

Original signed order on file at the above address.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notice of Receipt of Applications for Permit Coverage under the State’s Generic Permit for MS4’s

The Department announces receipt of the applications listed below for permit coverage under the Generic Permit for Stormwater Discharge from Phase II Municipal Separate Storm Sewer Systems for the Santa Rosa County, Okaloosa County and City of DeBary. The application is being processed and is available for public inspection during normal business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays, at the Department of Environmental Protection in Tallahassee, Florida. Any comments related to noticed application, or objections to use the Generic Permit by any of the noticed applicants must be received by the Department within 14 calendar days from the date of this notice. Comments may be mailed to the following address: Mr. Kenneth Kuhl, NPDES Stormwater Program, Department of Environmental Protection, 2600 Blair Stone Road, MS 3585, Tallahassee, FL 32399-2400.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

Final Order, DEO-14-041

In re: AN ORDINANCE OF THE CITY
 COMMISSION OF THE CITY OF
 KEY WEST, FLORIDA, ORDINANCE NO. 13-20

FINAL ORDER
 APPROVING CITY OF KEY WEST
 ORDINANCE NO. 13-20

The Department of Economic Opportunity (“Department”) hereby issues its Final Order, pursuant to §§ 380.05(6) and 380.0552(9), Fla. Stat., approving land development regulations adopted by The City of Key West, Florida, Ordinance No. 13-20 (the “Ordinance”).

FINDINGS OF FACT

The Florida Keys Area is designated by § 380.0552, Fla. Stat., as an area of critical state concern. The City of Key West, is a local government within the Florida Keys Area.

The Ordinance was adopted by The City of Key West, on November 6, 2013, and rendered to the Department on March 4, 2014.

The Ordinance, invoking the Zoning in Progress Doctrine, provides time for the City of Key West to review existing land development regulations to determine whether there is a need to adopt amended off-street parking requirements and other relevant land development regulations within the City.

CONCLUSIONS OF LAW

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) and (11) and § 380.0552(9), Fla. Stat.

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

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), Fla. Stat. The Principles for Guiding Development for the Florida Keys Area of Critical State Concern are set forth in § 380.0552(7), Fla. Stat. and the Principles for Guiding Development for the City of Key West, specifically, are found in Rule 28-36.003, Fla. Admin. Code.

The Ordinance is consistent with Policy 1-1.9.3 and Policy 2.1.6.3 in the City of Key West Comprehensive Plan.

The Ordinance is consistent with the Principles for Guiding Development in section 380.0552(7), Fla. Stat., as a whole, and is specifically consistent with the following Principles for the City of Key West found in Rule 28-36.003:

(a) The City of Key West shall modify the Comprehensive Plan which guides development within its boundaries to be consistent with these principles. The Comprehensive Plan shall be implemented through development regulations, including zoning ordinances and maps, which are kept current and made available for reasonable public distribution and inspection. Development orders shall be issued only in conformance with the policies and standards of the Comprehensive Plan, development regulations and maps. Subparagraph 28-36.003(2)(a)(1), F.A.C.

(b) Strengthen local government capabilities for managing land use and development. Paragraph 28-36.003(1)(a), F.A.C.

(c) Protection of the public health, safety, welfare and economy of the City of Key West and the maintenance of Key West as a unique Florida resource. Paragraph 28-36.003(1)(h), F.A.C.

WHEREFORE, IT IS ORDERED that the Department finds that the City of Key West, Ordinance No. 13-20 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 publication in the Florida Administrative Register 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, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2) FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE

REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF ECONOMIC OPPORTUNITY A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION 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 STREET, MSC 110
TALLAHASSEE, FLORIDA 32399-4128
TELEPHONE: (850)245-7160
FAX: (850)921-3230

Email: James.Bellflower@deo.myflorida.com

THE PETITION MUST MEET THE FILING REQUIREMENTS IN SUBSECTION 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION 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 1 day of May , 2014.

/s/ _____
James W. Bellflower, Agency Clerk
Department of Economic Opportunity
107 East Madison Street, MSC 110
Tallahassee, FL 32399-4128

By U.S. Mail:
The Honorable Craig Cates
Mayor, City of Key West
3216 Flagler Avenue
Key West, FL 33040

Cheryl Smith, City Clerk
3216 Flagler Avenue
Key West, FL 33040

Donald Leland Craig, AICP
City Planner
3140 Flagler Avenue
Key West, FL 33040

DEPARTMENT OF ECONOMIC OPPORTUNITY
Division of Community Development
Final Order, DEO-14-042

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-14-042 on May 1, 2014, in response to an application submitted by Summit Chase Villas, respectively, for covenant revitalization under Chapter 720, Part III, Florida Statutes.

The Department's Final Order granted the application for covenant revitalization after determining that the application met the statutory requirements for covenant revitalization.

Copies of the final order may be obtained by writing to the Agency Clerk, Department of Economic Opportunity, 107 E. Madison Street, MSC 110, Tallahassee, Florida 32399-4128 or James.Bellflower@deo.myflorida.com.

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.
