

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: Juana Watkins, Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801.

THE FULL TEXT OF THE PROPOSED RULE IS:

61J1-4.009 Post Licensing Education for Registered Trainee Appraisers.

(1) All post-licensing education for registered trainee appraisers shall, unless otherwise provided for in this subsection, conform to the standards for continuing education provided in Rules 61J1-4.003 and 61J1-4.005, F.A.C. Board prescribed or approved courses shall be offered by a nationally or state recognized appraisal organization, accredited universities, colleges, community colleges, area vocational-technical centers, state or federal agencies or commissions, and proprietary real estate schools registered pursuant to Section 475.451, F.S.

~~(a)~~ All registered trainee appraisers must satisfactorily complete one or more Board approved courses which must total at least ~~40~~ 45 classroom hours, without duplication of material, inclusive of examination in subjects including: influences on real estate value, legal considerations in appraisal, types of value, economic principles, real estate markets and analysis, valuation process, property description, highest and best use analysis, appraisal statistical concepts, sales comparison approach, site value, cost approach, income approach, valuation of partial interests, and appraisal standards and ethics. ~~All post-licensing courses shall consist of a minimum of 15 classroom hours. Post-license education shall consist of at least two courses of a minimum of 15 hours each of pre-certification education, a 7-hour National USPAP update course or its equivalent which must be taught by an AQB certified instructor, and a 3-hour Florida Laws and Rule Course.~~ A classroom hour is defined as 50 minutes of each 60-minute segment. The examination may not be open book, and must be administered by a permitted instructor.

~~(b) 15 classroom hours of the 45 hour post-licensing requirement must be the 15 hour National USPAP course or its equivalent inclusive of examination, and must be taught by an AQB certified USPAP instructor.~~

(2) ~~In addition to the 45 hour requirement all registered trainee appraisers must satisfactorily complete a minimum of 3 hours strictly dedicated to an update of the Florida Real Estate Appraisal License Law and Board Rules.~~ All required hours must be completed within the same renewal period. Post-licensure education must be taken during a single

renewal period and all other continuing education for licensure renewal must be taken during other renewal periods.

(3) No change.

(4) A copy of the course shall be submitted to the Board for evaluation at least 90 days prior to use. The provider must submit two complete copies of the course materials, a detailed course timeline, learning objectives and end-of-course examinations. The provider must also submit a copy of the course in the format in which the student will use it. The course and examination, shall comply with "course approval criteria" as follows:

(a) A grade of 75% or higher on the Board prescribed end-of-course examination constitutes satisfactory course completion. The provider shall develop at least two forms of the end-of-course examinations and submit them for approval with a detailed course syllabus. The answer key must be unique for each form of the examination and reference the page numbers containing the information on which each question and correct answer is based. Examinations must test the material. At least 70% of the questions on each examination form shall be application oriented. Application level means the ability to use the learned material in a completely new and concrete situation. It usually involves the application of rules, policies, methods, computations, laws, theories, or any other relevant and available information. No more than 10% of the questions on each form of the test shall be at the knowledge level. Knowledge level means the recall of specific fact, patterns, methods, terms, rules, dates, formulas, names or other information that should be committed to memory. A provider offering prescribed courses must maintain a sufficient bank of questions to assure examination validity. A course that is 30 hours or less, that does not include the 7-hour National USPAP update, shall contain a minimum of 50 items. All questions shall be multiple choice with 4 answer choices each. The order of the examination questions may not follow the sequence of the course content. No examination shall contain more than 20% duplication of questions. The examination shall comply with the Item Writing Guidelines as of January 29, 2004, incorporated herein by reference.

(b) through (e) No change.

(f) All post-license education courses may be completed through in-person classroom instruction or distance education. All courses taken for purpose of post-licensing credit must be taken completely within a classroom and may not be taken through distance education unless the licensee cannot, due to hardship, as defined by subsection (5) of this section, complete the course within a classroom. Any person desiring to complete the education course by means of distance education shall make a request to the Board in writing, setting forth the

basis of the alleged hardship. The Board shall require said request to be supported by statements of doctors and other persons having knowledge of the facts.

(g) The Board shall allow an additional 6-month period after the second renewal following initial licensure for registered trainees who cannot, due to hardship, as defined by subsection (5) of this section, complete the course or courses within the required time. Any person desiring to complete the education course by means of distance education shall make a request to the Board in writing, setting forth the basis of the alleged hardship. The Board shall require said request to be supported by statements of doctors and other persons having knowledge of the facts.

(5) Hardship, for purposes of this rule Chapter 61J1-4, F.A.C., shall be defined as an inability, due to the licensee's own physical disability, to complete the post licensing education requirements. ~~to attend the place where classes are conducted.~~

~~(6) Distance Education courses, containing the same subject matter and requiring substantially the same assignment work, will be prescribed by the Board for any person who by reason of hardship cannot attend the place for classroom instruction for continuing education or post licensing education. The scholastic standards and other related requirements will be substantially the same as the courses offered by classroom instruction, having due regard, however, to the different method of presentation.~~

~~(7)(a) Any registered trainee appraiser, licensed after July 1, 2003, must complete the 45 hour post licensure education, and the 3 hour review and update of the Florida Real Estate Appraisal License Law and Board Rules before the second renewal period following the trainee's most recent licensure as a trainee, and shall be exempt from the continuing education of that renewal period.~~

~~(b) Any registered trainee appraiser, licensed after July 1, 2003, who does not complete these Board prescribed post licensure educational requirements and the 3 hour Florida Real Estate Appraisal Law update prior to the second renewal following initial registration and who does not prove that he or she failed to complete the post licensure education requirements as a result of a hardship, as defined by subsection (5) of this section, is void without further administrative action. Such person may qualify to practice as a registered trainee appraiser only by retaking the required education and complying with all other requirements of law to be registered as a registered trainee appraiser.~~

~~(8)(a) Any registered trainee appraiser, licensed before July 1, 2003, must complete the 45 hour post licensure education, and the 3 hour review and update of the Florida Real Estate Appraisal License Law and Board Rules before~~

~~the second renewal period following July 1, 2003, and shall be exempt from the continuing education requirements of that renewal period.~~

~~(6)(b) Any registered trainee appraiser, licensed before July 1, 2003, who does not complete these Board prescribed post-licensure educational requirements and the 3 hour Florida Real Estate Appraisal Law update prior to the end of the second renewal following initial registration July 1, 2003, and who does not prove that he or she failed to complete the post-licensure education requirements as a result of a hardship, as defined by subsection (5) of this section, is void without further administrative action. Any registered trainee appraiser Such person whose license is null and void pursuant to Section 475.6175(2), F.S. may qualify to practice as a registered trainee appraiser only by retaking the required education and complying with all other requirements of law to be registered as a registered trainee appraiser.~~

~~(7)(9) Registered trainee appraisers may not satisfy any requirement of this rule with any course they have instructed. Rulemaking Specific Authority 475.614 FS. Law Implemented 475.6175 FS. History-New 2-16-04, Amended 10-27-05, 12-4-06.~~

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Florida Real Estate Appraisal Board
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Real Estate Appraisal Board
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 9, 2015
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 23, 2015

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NOS.: RULE TITLES:
 64E-5.206 General Licenses - Radioactive Material
 Other Than Source Material
 64E-5.217 Bonding of Persons Licensed Pursuant to
 Subpart II C

PURPOSE AND EFFECT: The purpose of these proposed rule changes is to maintain required compatibility with the U.S. Nuclear Regulatory Commission by updating department rules for use of radioactive materials or radiation from radioactive materials, address processes not permitted by statute and update financial surety methodology. Changes will also include the use of discrete sources of radium 226, naturally occurring radioactive material or accelerator produced radioactive materials and use of radioactive materials within the State of Florida. Some of the proposed rule changes will provide possession and use of radioactive materials under a new general license instead of a specific license. Changes will also be in requests for exemption from

financial surety processes, requirements for financial surety and clarification of financial surety mechanisms.

SUMMARY: The substantive changes will be in providing general licenses for use of discrete sources of radium 226, naturally occurring radioactive materials or accelerator produced radioactive materials; changes in requests for exemptions from financial surety process; requirements for financial surety and clarification of acceptable financial surety mechanisms and other subjects encompassed by the above cited rules.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will 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 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 majority of the proposed changes to the regulations are to add a general license to maintain required compatibility with the U.S. Nuclear Regulatory Commission regulations for the possession and use of radioactive materials and are generally revenue neutral or provide regulatory relief to licensees. Subsection 64E-5.206(11), F.A.C., may cost a small amount to the regulated community for the reporting and disposal of a damaged product. Therefore this rulemaking will not have an adverse impact or regulatory costs in excess of \$1 million within five years as established in s.120.541(2)(a), F.S. Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 404.051, 404.061, 404.071, 404.111, 404.141 FS.

LAW IMPLEMENTED: 404.022, 404.051, 404.061, 404.071, 404.081, 404.111, 404.141 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: Brenda Andrews, 4052 Bald Cypress Way, Bin C21, Tallahassee, FL 32399-1741; (850)245-4266; brenda.andrews@flhealth.gov

THE FULL TEXT OF THE PROPOSED RULE IS:

64E-5.206 General Licenses – Radioactive Material Other Than Source Material.

(1) through (3) No change.

(4) Certain Measuring, Gauging and Controlling Devices.

(a) No change.

(b)1. The general license in paragraph (4)(a), above, applies only to radioactive material contained in devices which have been manufactured or initially transferred and labeled in accordance with the specifications contained in a specific license issued by the Department pursuant to subsection 64E-5.210(4), F.A.C., or in accordance with the specifications contained in a specific license issued by the NRC, or an Agreement State, which authorizes distribution of devices to persons granted a general license by the NRC, or an Agreement State. Regulations under the Federal Food, Drug, and Cosmetic Act authorizing the use of radioactive control devices in food production require certain additional labeling thereon which is found in ~~Section 179.21 of 21 C.F.R. Part 179, section 179.21, April 1, 2013 edition, and is herein incorporated by reference and may be obtained from the internet at _____ or at <http://www.gpo.gov/fdsys/pkg/CFR-2013-title21-vol3/pdf/CFR-2013-title21-vol3-part179-subpartB.pdf>. (Pursuant to Section 120.54(6), F.S., subparagraph 64E-5.206(4)(b)1., F.A.C., is substantively identical to 10 CFR 31.5(b)(1) published on 01/01/2007.)~~

2. No change.

(c) Any person who owns, receives, acquires, possesses, uses, or transfers radioactive material in a device pursuant to the general license in paragraph (4)(a), above;

1. through 3. No change.

4. Shall maintain records showing compliance with the requirements of subparagraphs (4)(c)2. and 3., above. The records shall show the results of tests. The records also shall show the dates of performance of, and the names of persons performing testing, installation, servicing and removal from installation concerning the radioactive material, its shielding or containment. Records of tests for leakage of radioactive material required by subparagraph (4)(c)2., above, shall be maintained for at least three years after the next required leak test is performed or until the transfer or disposal of the sealed source. Records of tests of the on-off mechanism and indicator required by subparagraph (4)(c)2., above, shall be maintained for at least three years after the next required test of the on-off mechanism and indicator is performed or until the sealed source is transferred or disposed. Records which are required by subparagraph (4)(c)3., above, shall be maintained for a period of at least 3 years from the date of the recorded event or

until the transfer or disposal of the device; ~~(Pursuant to Section 120.54(6), F.S., subparagraph 64E-5.206(4)(c)4., F.A.C., is substantively identical to 10 CFR 31.5(e)(4); published on 01/01/2007.)~~

5. through 13. No change.

14. Shall not hold devices that are not in use longer than 2 years. If the devices with shutters are not being used, the shutters must be locked in the closed position. The testing required by subparagraph 64E-5.206(4)(c)2., F.A.C., need not be performed during the period of storage only. However, when devices are put back into service or transferred to another person, and have not been tested within the required test interval, they must be tested for leakage before use or transfer and the shutter tested before use. Devices kept in standby for future use are excluded from the two year time limit if the general licensee performs physical inventories at intervals not to exceed three months while they are in standby. ~~(Pursuant to Section 120.54(6), Florida Statutes, subparagraph 64E-5.206(4)(c)14., F.A.C., is substantively identical to 10 CFR 31.5(e)(15) published on 01/01/2007.)~~

15. No change.

16. Shall respond to written requests from the Department to provide information relating to the general license within 30 calendar days of the date of the request, or other time specified in the request. If the general licensee cannot provide the requested information within the allotted time, it shall, within that same time period, request a longer period to supply the information by providing the Department, a written justification for the request for extension of time. ~~(Pursuant to Section 120.54(6), Florida Statutes, subparagraph 64E-5.206(4)(c)16., F.A.C., is substantively identical to 10 CFR 31.5(e)(11) published on 01/01/2007.)~~

(d) through (e) No change.

(5) through (10) No change.

(11) Certain Items and Self-Luminous Products Containing Radium-226.

(a) A general license is hereby issued to any person to acquire, receive, possess, use, or transfer, in accordance with the provisions of subsections 64E-5.206(11)(b), (c), and (d), F.A.C., radium-226 contained in the following products manufactured prior to November 30, 2007.1. Antiquities originally intended for use by the general public. For the purposes of this paragraph, antiquities mean products originally intended for use by the general public and distributed in the late 19th and early 20th centuries, such as radium emanatory jars, revigators, radium water jars, radon generators, refrigerator cards, radium bath salts, and healing pads.

2. Intact timepieces containing greater than 0.037 megabecquerel (1 microcurie), nonintact timepieces, and timepiece hands and dials no longer installed in timepieces.

3. Luminous items installed in air, marine, or land vehicles.

4. All other luminous products, provided that no more than 100 items are used or stored at the same location at any one time.

5. Small radium sources containing no more than 0.037 megabecquerel (1 microcurie) of radium-226. For the purposes of this paragraph, "small radium sources" means discrete survey instrument check sources, sources contained in radiation measuring instruments, sources used in educational demonstrations (such as cloud chambers and spinthariscopes), electron tubes, lightning rods, ionization sources, static eliminators, or as designated by the NRC.

(b) Persons who acquire, receive, possess, use, or transfer byproduct material under the general license issued in subsection 64E-5.206(11)(a), F.A.C., of this section are exempt from the provisions of Parts III and IX, to the extent that the receipt, possession, use, or transfer of radioactive materials is within the terms of the general license. This exemption shall not apply to any such person specifically licensed under Chapter 64E-5, F.A.C.

(c) Any person who acquires, receives, possesses, uses, or transfers byproduct material in accordance with the general license in subsection 64E-5.206(11)(a), F.A.C., must also comply with the following requirements:

1. Shall notify the Department should there be any indication of possible damage to the product so that it appears it could result in a loss of the radioactive material. A report containing a brief description of the event, and the remedial action taken, must be furnished to the Department within 30 days;

2. Shall not abandon products containing radium-226. The product, and any radioactive material from the product, may only be disposed of according to Rule 64E-5.328, F.A.C., or by transfer to a person authorized by a specific license to receive the radium-226 in the product or as otherwise approved by the Department;

3. Shall not export products containing radium-226 except in accordance with 10 C.F. R. Part 110, 1-1-14 edition which is herein incorporated by reference and can be obtained from the internet at or at <http://www.gpo.gov/fdsys/pkg/CFR-2014-title10-vol2/pdf/CFR-2014-title10-vol2-part110.pdf>;

4. Shall dispose of products containing radium-226 at a disposal facility authorized to dispose of radioactive material in accordance with any Federal or State solid or hazardous

waste law, including the Solid Waste Disposal Act, as authorized under the Energy Policy Act of 2005, by transfer to a person authorized to receive radium-226 by a specific license issued under Part III, or equivalent regulations of an Agreement State or the NRC, as otherwise approved by the Department.

5. Shall respond to written requests from the Department to provide information relating to the general license within 30 calendar days of the date of the request, or other time specified in the request. If the general licensee cannot provide the requested information within the allotted time, it shall, within that same time period, request a longer period to supply the information by providing the Department a written justification for the request.

(d) Except for disassembly and repair of timepieces described in sub-paragraph 64E-5.206(11)(a)2., F.A.C., the general license in subsection 64E-5.206(11)(a), F.A. C., does not authorize the manufacture, assembly, disassembly, repair, or import of products containing radium-226.

Rulemaking Authority 404.051, 404.061, 404.071 FS. Law Implemented 404.022, 404.051(1), (4), (6), (8), (9), (10), (11), 404.061(2), 404.071(1), (3), 404.081(1), 404.141 FS. History—New 7-17-85, Amended 4-4-89, 1-1-94, Formerly 10D-91.306, Amended 9-28-06, 2-28-08, 12-26-13, _____.

64E-5.217 Bonding of Persons Licensed Pursuant to Subpart II C.

(1) No change.

(a) The bond shall be payable to the State of Florida and shall be in an amount determined by the Department as sufficient to provide for the protection of the environment and the public health and safety in the event of abandonment, insolvency or other inability of the licensee to meet the requirements of the Department. The Department shall use the Bond Risk Factors Calculation Worksheet - March 2014 which is herein incorporated by reference and which can be obtained from the internet at or at <http://www.floridahealth.gov/prevention-safety-and-wellness/radiation-control/>, (3), below, of this part to determine the amount of the bond required for each applicant or licensee. The mathematical product of the risk factors will be the amount of the required bond in dollars. In the event that an applicant or licensee feels that the amount of the bond determined by the use of the applicable risk factors is inappropriate, he may submit evidence to the Department in support of a change to the bond amount. The Department shall determine whether the evidence supports the requested change in the bond amount.

~~(b) An applicant or licensee may apply to the Department for exemption from the requirement of a bond if he can demonstrate that funds will accrue to the State of Florida which are sufficient to provide for the protection of the environment and the public health and safety in the event of abandonment, insolvency or other inability of the licensee to meet the requirements of the Department. If the Department does not grant the exemption from the requirement of a bond, the licensee may request a hearing in accordance with the provisions of Chapter 120, Florida Statutes.~~

~~(b)(e)~~ Licensees must provide the required bond within 90 days after being given notice by the Department of the requirements of a bond and its amount.

~~(c)(d)~~ The Department may re-evaluate, at any time, the adequacy of an existing bond or guaranty and may require an adjustment by either increasing or decreasing the amount of the bonding or guaranty required.

~~(d)(e)~~ A bond may be issued by a fidelity or surety company authorized to do business in the State of Florida or it may be a cash bond. The bond must initially provide for at least 24 months of coverage from the date of issuance and at no time thereafter shall the period of coverage be less than 12 months, for as long as the license remains in effect.

1. The bond must contain, without limitation, the following conditions:

a. The bond must be open-ended or, if written for a specific term, such as five years, must be renewed automatically unless 90 days or more prior to the renewal date, the issuer notifies the Department's Bureau of Radiation Control, the beneficiary, and the licensee of its intention not to renew;

b. The bond must provide that the full face amount be paid to the beneficiary automatically prior to the expiration without proof of forfeiture if the licensee fails to provide replacement acceptable to the Department within 30 days after receipt of notification of cancellation; and

c. The bond must be payable to the State of Florida;

2. The bond must remain in effect until the Department has terminated the license or the requirements of subparagraph 64E-5.217(1)(d)1.b., F.A.C., are met.

~~(e)(f)~~ The Department may order the bond to be forfeited if it finds any of the following:

1. through 3. No change.

~~(f)(g)~~ Upon determining that a bond shall be forfeited, the Department shall issue a notice to that effect.

(2) The following are exempt from the provisions of this subpart:

(a) No change.

~~(b) Licensees who are only authorized for possession or use of radioisotopes with a half-life less than or equal to 120 days. Educational institutions accredited by the Southern Association of Colleges and Schools and such other educational institutions as may be specifically exempted by the Department if the Department determines that such exemption will not endanger the public health, safety and welfare.~~

~~(c) Any licensee whose mathematical product of the risk factors in the Bond Risk Factors Calculation Worksheet - March 2014, is less than or equal to 30,000. Licensees of the State Licensing Board for the Healing Arts and those medical facilities possessing or using radioactive materials for medical purposes when supervised by such licensees.~~

~~(d) Any licensee whose mathematical product of the risk factors in (3), below, is less than 15,000.~~

~~(3) At the time of license application, license renewal and at intervals not to exceed 3 years, the applicant or licensee must submit the bonding determination described in subsection 64E-5.217(1), F.A.C., above, with adjustments as necessary to account for changes in chemical and physical form of radioactive material, radioisotopes authorized, their radiotoxicity and quantity, authorized licensed activities, actual costs and the potential costs of decontamination, treatment, or disposal of radioactive materials and contaminated equipment or facilities. Risk factors for purposes of bonding:~~

~~See Final Rule For Risk Factors. All have been stricken or deleted.~~

~~Rulemaking Authority 404.051, 404.061, 404.111, 404.141 FS. Law Implemented 404.022, 404.051(1), (4), 404.061(2), 404.111, 404.141 FS. History—New 7-17-85, Amended 4-4-89, 5-12-93, Formerly 10D-91.322, Amended _____.~~

NAME OF PERSON ORIGINATING PROPOSED RULE:

Cynthia Becker, Bureau Chief, Bureau of Radiation Control

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: John H. Armstrong, MD, FACS, Surgeon

General & Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD:

January 13, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR:

April 4, 2014

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NO.: RULE TITLE:

68B-2.006 Restricted Species Endorsement

PURPOSE AND EFFECT: The purpose of this rule amendment is to modify the regulations relating to the qualification criteria for the Restricted Species Endorsement program (RS) to remove language referencing outdated provisions, clarify and update portions of the endorsement program, and incorporate changes to qualification criteria that were requested by the industry or will improve operation of the endorsement program. The RS program helps ensure the sustainability of the state’s most important commercially harvested species. It was created by the Florida Legislature in coordination with the commercial fishing industry as a means to professionalize their fishery and ensure that fish harvested under Florida’s commercial licenses are indeed being harvested for commercial purposes and are ultimately ending up in the seafood market. The proposed changes include clarifying income verification requirements, providing an additional avenue for individuals to certify disablement, increasing the amount of time family members have to apply for a new RS after an RS holder dies or becomes disabled, and changes intended to limit loopholes in the vessel purchase exception.

The effects of the proposed rule amendment will be to clarify the language creating the endorsement program, provide increased flexibility for individuals qualifying based on certain exemptions, and close loopholes within the vessel purchase exception.

SUMMARY: This rule amendment would modify Rule 68B-2.006, FAC, with the purpose of clarifying and updating the regulation as well as minimizing the potential for misuse of exceptions, all while maintain the original intent of the RS program.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

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

RULEMAKING AUTHORITY: Article IV, Section 9, Florida LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution

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

DATE AND TIME: During the Commission's regular meeting April 14-16, 2015, 8:30 a.m. – 5:00 p.m.

PLACE: Florida A&M University Multipurpose Center, 1800 Wahnish Way, Tallahassee, Florida 32307

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-2.006 Restricted Species Endorsement.

(1) A restricted species endorsement on the saltwater products license is required to sell to a licensed wholesale dealer those species which the state, by law or rule, has designated as "restricted species." This endorsement shall be issued only to a person who is at least 16 years of age, or to a firm certifying that over 25 percent of its income or \$5,000 of its income, whichever is less, is attributable to the sale of saltwater products pursuant to a saltwater products license issued under 379.361(2), F.S., this paragraph or a similar license from another state. This endorsement may also be issued to a for-profit corporation if it certifies that at least \$5,000 of its income is attributable to the sale of saltwater products pursuant to a saltwater products license issued under this paragraph or a similar license from another state. However, if at least 50 percent of the annual income of a person, firm, or for-profit corporation is derived from charter fishing, the person, firm, or for-profit corporation must certify that at least \$2,500 of the income of the person, firm, or corporation is attributable to the sale of saltwater products pursuant to a saltwater products license issued under this subsection or a similar license from another state, in order to

be issued the endorsement. Such income attribution must apply to at least 1 of the last 3 years. For the purpose of this rule section, "income" means that income that is attributable to work, employment, entrepreneurship, pensions, retirement benefits, and social security benefits.

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

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

(a) Acceptable proof of income earned from the sale of saltwater products shall be one or more of the following:

1. Copies of trip ticket records generated pursuant to 68E-5, F.A.C. ~~this subsection~~ (marine fisheries information system), documenting qualifying sale of saltwater products to a licensed wholesale dealer;

2. ~~(b)~~ Copies of sales records and commercial fishing license from locales other than Florida documenting qualifying sale of saltwater products to a licensed dealer; or

3. Crew share statements verifying income earned from the sale of saltwater products to a licensed wholesale dealer.

(b) Acceptable proof of income shall be one of the following:

1. ~~(e)~~ A complete copy of the applicable federal income tax return, including any Form 1099 or W2 attachments, verifying income earned from the sale of saltwater products; or

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

2. ~~(e)~~ A certified public accountant's notarized statement on Commission Form DMF-SL1010 (02-15) (CPA Statement, found online at: <http://www.flrules.org>, incorporated herein by reference) attesting to ~~qualifying source and amount of~~ income during the qualifying period.

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

~~(4)(5) Exceptions from income requirements shall be as follows:~~

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

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

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

1. The qualifying vessel shall be no less than 16 feet in length. For the purposes of this subparagraph, "length" means the measurement from end to end over the deck parallel to the centerline, excluding sheer.

2. The buyer must be the registered owner of the vessel at the time of application.

3. The vessel must be commercially registered by the seller at the time of sale and by the buyer at the time of application for restricted species endorsement.

4. The seller must possess or be eligible for a valid restricted species endorsement.

5. The seller must have qualified or be eligible for a restricted species endorsement based upon verified income earned from the sale of saltwater products to a licensed wholesale dealer or qualified for a restricted species endorsement based upon a qualifying method other than the vessel purchase exemption.

6. The restricted species endorsement shall be attached only to the vessel SPL on the vessel purchased until such time that the vessel holder qualifies for a restricted species endorsement based upon a qualifying method other than the vessel purchase exemption, except that the restricted species endorsement may be transferred to another vessel SPL if the purchased vessel becomes inoperable.

(d) Upon the death or permanent disablement of a person possessing a valid restricted species endorsement, an immediate family member wishing to carry on the fishing operation who makes the application within 3 years after the death or disablement shall be exempted from the qualifying income requirement for the purpose of obtaining a restricted species endorsement for a complete license year ~~after the death or disablement.~~

(e) A restricted species endorsement shall, upon application, be issued on an individual saltwater products license to a person age 62 or older who documents that at least \$2,500 of such person's income is attributable to the sale of saltwater products in at least 1 of the last 3 years.

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

(g) Any resident who is certified to be totally and permanently disabled by the Railroad Retirement Board, by the United States Department of Veterans Affairs or its predecessor, ~~or by any branch of the United States Armed Forces, by the United States Social Security Administration, by a licensed physician on Commission Form DMF-SL1020 (02-15) (Physician Certification of Disability, found online at: <http://www.flrules.org> and incorporated herein by reference), or for the purposes of workers' compensation under Chapter 440, F.S., as verified by an order of a judge of compensation claims or written confirmation by the carrier providing workers' compensation benefits,~~ or who holds a valid identification card issued by the Department of Veterans' Affairs pursuant to ~~Section 295.17, F.S., upon proof of the same, or any resident certified to be disabled by the United States Social Security Administration or a licensed physician, upon proof of same,~~ shall be exempted from the income requirements if he or she also has held a saltwater products license for at least 3 of the last 5 license years before the date of the disability. A restricted species endorsement issued under this paragraph may be issued only on an individual saltwater products license.

(h) An honorably discharged resident military veteran certified by the United States Department of Veterans Affairs or its predecessor or by any branch of the United States Armed Forces to be at least 10% permanently service-connected disabled, upon proof of the same, shall not be required to provide documentation of the income requirement with the initial application for a restricted species endorsement. Documentation of the income requirement shall be required beginning with the renewal of the restricted species endorsement after such veteran has possessed a valid restricted species endorsement for a complete license year. This exemption may only be issued on an individual saltwater products license and is a one-time exemption. A restricted species endorsement shall be issued on an individual saltwater products license thereafter where such disabled resident veteran documents that at least \$2,500 of such person's income is attributable to the sale of saltwater products.

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

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

PROPOSED EFFECTIVE DATE: July 1, 2015
 Rulemaking Authority Article IV, Section 9, Florida Constitution. Law Implemented Article IV, Section 9, Florida Constitution. History—New 11-11-12, Amended 9-1-13, 10-16-14, ~~7-1-15~~.
 BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE FOLLOWING THE COMMISSION MEETING AT WHICH THEY ARE CONSIDERED IF THE RULES ARE NOT CHANGED. IF CHANGED, THE RULES MAY BE FILED AS SOON AS POSSIBLE AFTER PUBLICATION OF A NOTICE OF CHANGE IN THE F.A.R.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jessica McCawley, Director, Division of Marine Fisheries Management, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850) 487-0554.
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission.
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 5, 2015
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: January 8, 2015

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NO.: 68B-14.0038 RULE TITLE: Recreational Snapper Seasons
 PURPOSE AND EFFECT: The Commission is considering changes to state regulations that would set the recreational harvest season for red snapper in state waters of the Gulf of Mexico to be the Saturday before Memorial Day (May 23 for 2015) through July 12, resuming for the Saturday, Sunday, and Monday of Labor Day weekend and Saturdays and Sundays throughout September and October. When October 31 falls on a Saturday, the last day of harvest would be Sunday, November 1. For 2015, this would result in a 70-day season. The purpose of this rule is to increase recreational red snapper fishing opportunities in Gulf state waters.

The effect of this rule amendment is to balance the economic and social needs of Florida’s recreational anglers with the conservation needs of red snapper in the Gulf of Mexico. Federal season lengths have been decreasing since 2008 resulting in decreased fishing opportunities throughout the Gulf. The 2015 recreational red snapper season in Gulf federal waters is expected to be the shortest on record for private recreational anglers despite an expected quota increase. At the February 2015 meeting, the Commission proposed an extended season for Gulf state waters to increase opportunities for anglers fishing in state waters of the Gulf of Mexico.

SUMMARY: The proposed final rule would modify the recreational harvest season for red snapper in all state waters of the Gulf of Mexico to be the Saturday before Memorial Day through July 12, with the season resuming for the Saturday, Sunday, and Monday of Labor Day weekend and Saturdays and Sundays throughout September and October. When October 31 falls on a Saturday, the last day of harvest would be Sunday, November 1.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: Article IV, Section 9, Florida Constitution

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution

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

DATES AND TIMES: During the Commission’s regular meeting April 14-16, 2015, 8:30 a.m. to 5:00 p.m., each day.

PLACE: FAMU Alfred Lawson Jr. Multipurpose Center, 1800 Wahnish Way, Tallahassee, FL 32307

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-14.0038 Recreational Snapper Seasons.

(1) ~~Recreational~~ Red Snapper Open Seasons. In all state waters of the Gulf of Mexico, the season for the recreational harvest and possession of red snapper shall be from the Saturday before Memorial Day through July 12 44, resuming Saturdays and Sundays from September 1 through October 31 as well as Labor Day, with the season closure beginning November 1 each year. If October 31 falls on a Saturday, the last day of harvest will be Sunday, November 1.

(2) Red Snapper Closed Seasons. Except for persons harvesting red snapper for commercial purposes pursuant to Rule 68B-14.0045, F.A.C., no person shall harvest in or from state waters of the Gulf of Mexico any red snapper each year from July 13 45 through August 31; all Mondays through Fridays beginning September 1 through October 31 excluding Labor Day; and November 1 through the Friday before Memorial Day the following year. If October 31 falls on a Saturday, the season will close beginning November 2 instead of November 1. no person shall harvest in or from state waters of the Gulf of Mexico, nor possess while in or on state waters of the Gulf of Mexico, any red snapper.

PROPOSED EFFECTIVE DATE: May 23, 2015

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 10-20-98, Formerly 46-14.0038, Amended 12-30-99, 3-12-09, 8-7-09, 10-16-09, 6-4-10, 10-8-10, 7-22-11, 7-6-12, 5-31-13, 10-31-13, 5-24-14, ~~5-23-15~~.

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

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

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 5, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: January 8, 2015J

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NOS.: RULE TITLES:

68B-24.002 Definitions

68B-24.0055 Commercial Requirements; Appeals

PURPOSE AND EFFECT: The purpose of this rule amendment is to modify the Commission’s spiny lobster commercial dive (CD) endorsement program. The proposed amendments will (1) extend indefinitely a moratorium on issuing new CD endorsements, (2) allow CD endorsements to be transferable, (3) remove the requirement that the CD endorsement holder be aboard the vessel during trips where harvest occurs, (4) remove outdated language and clarify the remaining rule language to reflect the proposed changes, and (5) update an outdated legal definition of the Biscayne National Park boundaries currently within Rule 68B-24.002, F.A.C. to reference its legal definition in Rule 68B-2.001, F.A.C.

The CD endorsement program was created in 2003 to prevent further expansion of the lobster dive fishery and to return the trapping, diving, and bully netting components of the commercial lobster fishery to their historical harvest proportions. Because the intent of the program was to reduce effort in the dive fishery, the CD endorsement is not fully transferable and there is a moratorium on issuing any additional CD endorsements. The number of CD

endorsements has dropped over time and the endorsement program, coupled with other agency actions related to the commercial lobster fishery, has returned dive fishery harvest levels to their historical proportions. The moratorium on issuing new CD endorsements is set to expire July 1, 2015. Extending the moratorium indefinitely and allowing the transfer of the endorsements will allow the fishery to continue to operate at current levels by maintaining the current number of endorsements, which is believed to be appropriate and sustainable.

The CD endorsement is the only endorsement that requires the endorsement holder to be on board the vessel during trips where lobster is harvested. This provision was originally put in place to reduce effort by preventing the use of the CD by anyone other than the license holder. With the decrease in the number of CD endorsements over time and allowing the CD endorsement to be transferred, the requirement that the CD holder be on board the vessel is no longer needed.

The effect of this rule amendment will be to allow the commercial dive fishery for spiny lobster to continue to operate at its current level, and to allow anyone diving from a CD-licensed vessel to participate in the commercial harvest of spiny lobster. Additional effects of this rule amendment will be to remove outdated rule language, clarify the remaining rule language related to the CD endorsement, and update the legal definition of Biscayne National Park boundaries with the correct reference.

SUMMARY: Rule 68B-24.0055, FAC, will be modified to extend a moratorium on issuing new CD endorsements indefinitely, allow CD endorsements to be transferable, remove the requirement that the CD endorsement holder be on board a vessel during harvest, remove outdated language related to qualification for CD endorsements, and clarify the remaining rule language to reflect the proposed changes. Rule 68B-24.002, F.A.C. will be modified to update the legal definition of the Biscayne National Park boundaries by correcting the reference to its current legal definition in Rule 68B-2.001 F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: Article IV, Section 9, Florida Constitution

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

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

DATE AND TIME: During the Commission's regular meeting April 14 – 16, 2015, 8:30 a.m. – 5:00 p.m.

PLACE: Florida A&M University Alfred Lawson Jr. Multipurpose Center, 1800 Wannish Way, Tallahassee, Florida 32307

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-24.002 Definitions.

As used in this rule chapter:

(1) No change.

(2) "Biscayne National Park" means all state waters lying within the boundaries of Biscayne National Park, a legal description of which can be found in Rule 68B-2.001 subsection 68B-28.004(2), F.A.C.

(3) through (14) No change.

PROPOSED EFFECTIVE DATE: July 1, 2015

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 7-2-87, Amended 7-2-90, 3-1-92, 6-1-94, 10-4-95, Formerly 46-24.002, Amended 7-7-03, 4-1-04, 7-1-08, 7-1-15.

68B-24.0055 Commercial Requirements; Appeals.

(1) No change.

(2) ~~Beginning in the 2004-2005 fishing season, in addition to a valid saltwater products license with a restricted species endorsement and a valid crawfish endorsement, a A commercial dive permit is required to harvest spiny lobster in commercial quantities by diving. This permit is in the form of the letter D being added to the end of the existing crawfish number. Application for issuance of a commercial dive permit shall be made on a form provided by the Commission (Form DMF SL0610 (4 04), Commercial Dive Permit Application), incorporated herein by reference.~~

~~(a) The applicant must have documented commercial dive lobster landings pursuant to Commission trip ticket records generated under the provisions of Rule Chapter 68E-5, F.A.C., during the license year July 1, 2000 through June 30, 2001, July 1, 2001 through June 30, 2002, or during the license year July 1, 2002 through June 30, 2003.~~

~~(b) Commercial dive permits will not be issued to or renewed for applicants who own one or more lobster trap certificates. Trap certificates may only be transferred during the period June 15 to March 1 each year. An applicant who is otherwise eligible to receive a commercial dive permit in 2004-2005 but holds lobster trap certificates after March 1, 2004, may receive a commercial dive permit if the commission is directed in writing to deactivate his/her lobster trap certificate account. Failure on the part of such an applicant to obtain the commercial dive permit for the 2004-2005 season is a waiver of eligibility for the dive permit until such a time that the commission authorizes issuance of new commercial dive permits.~~

~~(a)(e) Effective January 1, 2005 and until July 1, 2015, no new commercial dive permits will be issued and no commercial dive permit will be renewed or replaced except those that have remained were active since during the 2004-2005 fishing season. Existing permits may only be issued to a single saltwater products license with a valid crawfish endorsement and a valid restricted species endorsement. Beginning in the 2005-2006 license year and in subsequent license years until July 1, 2015, persons holding a commercial dive permit that was active during the 2004-2005 license year or an immediate family member of that person must request renewal of the commercial dive permit before September 30 of each year.~~

~~(d) An applicant who possesses both an individual saltwater products license and a vessel saltwater products license shall be considered to have only one saltwater products license for purposes of issuing a commercial dive permit. Landings reported on all the applicant's individual and vessel saltwater products licenses shall be used for determining if the applicant meets the criteria for receiving a single commercial dive permit specified in this subsection.~~

~~(e) In the event of death or disability of a person holding an active commercial dive permit, the permit may be transferred by the person or the executor of the estate to a member of his or her immediate family.~~

~~(f) Appeals. The Director of the Division of Marine Fisheries, or one or more designees of the director, shall consider disputes and other problems arising from the initial denial of the commercial dive permit. The Director shall submit a recommendation to the Executive Director of the Commission for resolution of the appeal, which recommendation shall either allot a permit to the appellant or uphold the denial of a permit.~~

~~1. An appeal of the initial denial of a commercial dive permit is initiated by submission of a completed appeals form (Form DMF SL 0620 (04 04), incorporated herein by reference) to the Director of the Division of Marine Fisheries before May 1, 2004.~~

~~2. The burden of proof shall be on an appellant to demonstrate, through copies of trip tickets or other proof of landings, legitimate sales to a licensed wholesale dealer that were not reported by the dealer during the qualifying years or included in the agency landings database as of January 31, 2004.~~

~~3. The Executive Director of the Commission may accept or disapprove the recommendations of the Director of the Division of Marine Fisheries, with notice given in writing to each party in the dispute explaining the reasons for the final decision. The action of the Executive Director of the Commission constitutes final agency action, and is appealable pursuant to the requirements of Chapter 120, F.S.~~

~~(3) The commercial spiny lobster dive permit authorizes the holder to harvest spiny lobster in commercial quantities.~~

~~(b)(a) A commercial dive permit may be issued only on a vessel saltwater products license.~~

~~(c)(b) Each unique A commercial dive permit number may only be issued on one of the holder's vessel saltwater products licenses at any time in any one fishing year.~~

~~(e) A corporation that holds a commercial dive permit must designate a person who is thereby authorized to represent and harvest under the corporation's dive permit.~~

(d) Failure to renew the commercial dive permit by September 30 of each year will result in forfeiture of the endorsement.

(3) Transferability. A commercial dive permit is transferable upon approval of the Commission under the following conditions:

(a) The buyer must hold a saltwater products license with a valid restricted species endorsement.

(b) A person who wishes to transfer a permit number shall submit a notarized Spiny Lobster Commercial Dive Permit Transfer Form within 72 hours of the final notarized signature, that has been signed by both parties to the transaction, hand delivered, or sent by United States Postal Service certified mail, return receipt requested, to the Commission between May 1 and the end of February. Requests received by the Commission before May 1 or postmarked after the end of February of the current license year will not be processed. The Spiny Lobster Commercial Dive Permit Transfer Form (Form DMF-SL2410 (02-15), found online at <http://www.flrules.org>, incorporated herein by reference), shall include the following information:

1. The name, address, and SPL number of seller;
2. The name, address, and SPL number of buyer; and
3. The selling price.

(c) A commercial dive permit shall not be transferred or renewed until all license fees, surcharges, and any other outstanding fees, fines, or penalties owed to the Commission by either party to the transaction have been paid in full.

(d) Commercial dive permits will not be transferred to or renewed for applicants who own one or more lobster trap certificates. An applicant who is otherwise eligible to receive a commercial dive permit but holds lobster trap certificates may receive a commercial dive permit if the applicant notifies the commission in writing that that he/she is surrendering his/her trap certificates to the Commission. During any period of trap reduction, any certificates surrendered to the Commission shall become permanently unavailable and be considered in that amount to be reduced during the next license-year period.

(e) In the event of the death or permanent disability of a person holding a commercial dive permit, the permit may be transferred by the license holder or the executor of the estate to a member of his or her immediate family within 12 months of the date of death or disability and upon payment of all outstanding fees, fines, or penalties to the Commission in full.

(4) Commercial harvest limits:

~~(a) Beginning August 6, 2004, P~~persons harvesting lobster commercially by diving in Broward, Dade, Monroe, Collier, and Lee Counties or adjacent federal EEZ waters shall be subject to a daily vessel harvest and possession limit of 250 spiny lobsters per day. For purposes of this paragraph, persons shall be considered to be harvesting lobster by diving if they are harvesting pursuant to a saltwater products license with a restricted species endorsement and crawfish license with a commercial dive permit and are simultaneously in possession of any artificial underwater breathing apparatus or gear.

(b) No change.

(5) No change.

PROPOSED EFFECTIVE DATE: July 1, 2015

Rulemaking Authority Art IV, Sec. 9, Fla. Const. Law Implemented Art IV, Sec. 9, Fla. Const. History—New 7-1-01, Amended 7-7-03, 4-1-04, 7-15-04, 3-21-10, 7-1-15.

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

NAME OF PERSON ORIGINATING PROPOSED RULE: Jessica McCawley, Director, Division of Marine Fisheries
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 5, 2015

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: January 8, 2015

Section III

Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE NO.: 58A-5.0191 RULE TITLE: Staff Training Requirements and Competency Test

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 39 No. 231, November 27, 2013 issue of the Florida Administrative Register has been withdrawn.

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

RULE NO.: RULE TITLE:
 65C-20.014 Gold Seal Quality Care Program
 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. 246, December 22, 2014 issue of the Florida Administrative Register. In addition to the rule edits reflected below, form CF-FSP 5388 as incorporated by reference has been changed. Additional clarifying language has been included regarding the scoring process at the top of the form.

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

- 65C-20.014 Gold Seal Quality Care Program.
- (1) through (3) No change.
- (4) Gold Seal Quality Care Accrediting Association Requirements.
- (a) through (c) No change.

(d) The Department’s Gold Seal Quality Care Standards are established in CF-FSP Form 5388, November 2014, Gold Seal Quality Care Standards for Family Day Care Homes and Large Family Child Care Programs. This form includes the United States Department of Agriculture’s Food Program (USDA’s CACFP) guidelines. This form and the USDA’s CACFP guidelines are, which is incorporated by reference and copies is effective within 90 days of the effective date of this rule. A copy of this form may be obtained from the Department’s website at www.myflorida.com/childcare or from the following links [].

- (e) through (l) No change.
- Rulemaking Authority 402.281 FS. Law Implemented 402.281 FS. History—New 5-1-08, Amended 1-13-10, 8-1-13. [new date]

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

RULE NO.: RULE TITLE:
 65C-22.009 Gold Seal Quality Care Program
 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. 246, December 22, 2014 issue of the Florida Administrative Register.

In addition to the rule edits reflected below, CF-FSP Form 5387 and 5389 as incorporated by reference have been changed. CF-FSP Form 5387 has been modified in the areas of staff-to-child ratio, group size, and teacher requirements to

ensure the standards of this document do not exceed the requirements of either the National Association for the Education of Young Children (NAEYC) or the National Early Childhood Program Accreditation Commission (NECPA). Additionally, clarifying language has been added regarding the scoring process at the top of the form. CF-FSP Form 5389 has been modified to correlate with the changes made to CF-FSP Form 5387 regarding staff-to-child ratio, group size, and teacher requirements.

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

- 65C-22.009 Gold Seal Quality Care Program.
- (1) through (3) No change.
- (4) Gold Seal Quality Care Accrediting Association Requirements.
- (a) through (c) No change.

(d) The Department’s Gold Seal Quality Care Standards are established in CF-FSP Form 5387, November 2014, Gold Seal Quality Care Standards for Child Care Programs. This form includes the United States Department of Agriculture’s Food Program (USDA’s CACFP) guidelines. This form and the USDA’s CACFP guidelines are which is incorporated by reference and copies is effective within 90 days of the effective date of this rule. A copy of this form may be obtained from the Department’s website at www.myflorida.com/childcare or from the following links [].

- (e) through (l) No change.
- Rulemaking Authority 402.281 FS. Law Implemented 402.281 FS. History—New 5-1-08, Amended 1-13-10, 8-1-13. [new date]

FISH AND WILDLIFE CONSERVATION COMMISSION

Vessel Registration and Boating Safety

RULE NO.: RULE TITLE:
 68D-24.155 St. Johns County Boating Restricted Areas
 NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 41 No. 37, February 24, 2015 issue of the Florida Administrative Register.

The development notice contained a scrivener’s error. In the paragraph that identified the notice as containing a substantial rewording, the Pinellas County rule was incorrectly mentioned. The proposed rule itself and all the rulemaking language correctly identified that the proposed changes are to Rule 68D-24.155, F.A.C., the St. Johns County Boating Restricted Area.

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

NONE

Section VI
Notice of Meetings, Workshops and Public
Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida State Fair Authority, Executive Committee announces a public meeting to which all persons are invited.

DATE AND TIME: March 23, 2015, 10:00 a.m.

PLACE: Florida State Fairgrounds

GENERAL SUBJECT MATTER TO BE CONSIDERED: Notice of Cancellation - Executive Committee meeting is now cancelled.

A copy of the agenda may be obtained by contacting: Sonia Velez at (813)627-4221.

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: Sonia Velez at (813)627-4221. 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: Sonia Velez at (813)627-4221

DEPARTMENT OF REVENUE

The Department of Revenue Office of Financial Management announces a public meeting to which all persons are invited.

DATE AND TIME: March 30, 2015, 3:00 p.m.

PLACE: 2450 Shumard Oak Blvd Building 2, Suite 1600, Tallahassee, Florida 32399-0109

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with Section 120.525, Florida Statutes, an RFP Cost opening is hereby noticed within the timeline for the Request for Proposal (Number: 14/15-07) for Collection Services. The Department reserves the right to issue amendments, addenda, and changes to the timeline and specifically to the meeting notice listed above. Notice of any changes or additional meetings will be posted within the Vendor Bid System (VBS) in accordance with Section 287.042(3), Florida Statutes, and will not be re-advertised in the Florida Administrative Register (FAR). The VBS can be accessed at: http://vbs.dms.state.fl.us/vbs/main_menu.

Agenda: The names of firms responding to the RFP will be read aloud and no other information will be provided at the opening.

A copy of the agenda may be obtained by contacting: Contact Ed Valla at (850)617-8132, or email: vallae@dor.state.fl.us with questions.

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: Ed Valla. 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: Ed Valla at (850)617-8132, or email: vallae@dor.state.fl.us.

DEPARTMENT OF TRANSPORTATION

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

DATES AND TIMES: Update to previous advertisement: March 27, 2015, 1:30 p.m., and March 30, 2015, 1:30 p.m.

PLACE: Florida Department of Transportation, 605 Suwannee Street, Tallahassee, Florida 32399, Executive Conference Room

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adding physical address for March 27 and 30 FTP/SIS Advisory Groups.

A copy of the agenda may be obtained by contacting: Paula San Gregorio at (850)414-4811.

EXECUTIVE OFFICE OF THE GOVERNOR

The Florida Children and Youth Cabinet Legislative Workgroup announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 27, 2015, 2:00 p.m.

PLACE: Conference call number 1(888)670-3525, participant passcode 5615137892 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the Florida Children and Youth Cabinet's legislative priorities.

A copy of the agenda may be obtained by contacting: Frenchie Yon, Office of Adoption and Child Protection, (850)717-9261 or frenchie.yon@eog.myflorida.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 3 days before the workshop/meeting by contacting: Frenchie Yon, Office of Adoption and Child Protection, (850)717-9261 or frenchie.yon@eog.myflorida.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: Frenchie Yon, Office of Adoption and Child Protection, (850)717-9261 or frenchie.yon@eog.myflorida.com.

EXECUTIVE OFFICE OF THE GOVERNOR

Division of Emergency Management

The Division of Emergency Management announces a public meeting to which all persons are invited.

DATE AND TIME: March 20, 2015, 2:30 p.m.

PLACE: William E. Sadowski Office Building, 2555 Shumard Oak Blvd, , Room 120L, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: In accordance with the timeframe set forth in section 120.525, Florida Statutes, a Public Opening is hereby noticed within the timeline for the Invitation to Bid (ITB-DEM-14-15-036) for State Logistics Response Center Pallet Rack Repairs.

The Division reserves the right to issue amendments, addenda, and changes to the timeline and specifically to the meeting notice listed above. The Division will post notice of any changes or additional meetings within the Vendor Bid System (VBS) in accordance with Section 287.042(3), Florida Statutes, and will not re-advertise notice in the Florida Administrative Review (FAR). Access the VBS at: http://vbs.dms.state.fl.us/vbs/main_menu.

A copy of the agenda may be obtained by contacting: Tara Walters, Division Purchasing Specialist, Bureau of Finance, Florida Division of Emergency Management, 2555 Shumard Oak Blvd, Tallahassee, FL 32399, phone: (850)410-1391, email: Tara.Walters@em.myflorida.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: Tara Walters, Division Purchasing Specialist, Bureau of Finance, Florida Division of Emergency Management, 2555 Shumard Oak Blvd, Tallahassee, FL 32399, phone: (850)410-1391, email: Tara.Walters@em.myflorida.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).

REGIONAL PLANNING COUNCILS

Apalachee Regional Planning Council

The Apalachee Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 2, 2015, 9:00 am ET

PLACE: ARPC Conference Room, 2507 Callaway Road, Suite 200, Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Apalachee Regional Planning Council. Executive Committee Meeting begins at 9:00 a.m., Full Council begins at 10:30 a.m.

A copy of the agenda may be obtained by contacting: Janice Watson, ARPC, 2507 Callaway Road, Suite 200, Tallahassee, FL 32303, (850)488-6211, ext. 103, JWatson@thearpc.com.

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

WATER MANAGEMENT DISTRICTS

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: Thursday, April 16, 2015; 10:00 a.m.

PLACE: SWFWMD Tampa Service Office, 7601 US Highway 301 North, Tampa FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: Cooperative Funding Public Meeting: Governing Board members will discuss, evaluate and prioritize fiscal year 2016 requests for project funding in Hillsborough, Pasco and Pinellas counties of SWFWMD. 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.

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: Estella.gray@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, ext. 2015

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: Monday, April 6, 2015; 3:30 p.m.

PLACE: District Brooksville Office, 2379 Broad Street, Brooksville, FL 34604

GENERAL SUBJECT MATTER TO BE CONSIDERED: Hernando County Task Force Meeting to receive public input and discuss issues relative to Lake Lindsey, the Weeki Wachee River, Mountain Lake and Hunters Lake.

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: Jeanette.lopez@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, ext. 4378 (Ad Order EXE0400).

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: Wednesday, April 8, 2015; 10:00 a.m.

PLACE: District Brooksville Office, 2379 Broad Street, Brooksville, FL 34604

GENERAL SUBJECT MATTER TO BE CONSIDERED: Cooperative Funding Public Meeting: Governing Board members will discuss, evaluate and prioritize fiscal year 2016 requests for project funding in the northern counties of SWFWMD. 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.

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: Chris.zajac@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, x4413 (Ad Order EXE0401).

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: Thursday, April 9, 2015; 10:00 a.m.
PLACE: Bartow City Hall, 450 N. Wilson Ave., Bartow, FL 33830

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Cooperative Funding Public Meeting: Governing Board members will discuss, evaluate and prioritize fiscal year 2016 requests for project funding in Polk, Highlands and Hardee counties of SWFWMD. 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.

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: Danny.kushmer@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, ext. 6000 (Ad Order EXE0402).

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: Wednesday, April 15, 2015; 10:00 a.m.
PLACE: SWFWMD Sarasota Service Office, 6750 Fruitville Road, Sarasota FL 34240

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Cooperative Funding Public Meeting: Governing Board members will discuss, evaluate and prioritize fiscal year 2016 requests for project funding for southern counties of SWFWMD. 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.

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: Tara.poulton@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, ext. 6530 (Ad Order EXE0403).

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: Wednesday, April 8, 2015; 1:00 p.m.
PLACE: District Brooksville Office, 2379 Broad Street, Brooksville, FL 34604

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Springs Coast Management Committee: Discussion will include the framework for management plans, approval of BMAP Nutrient Management Strategy & Management Actions and other water quality drivers.

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: Chris.zajac@watermatters.org; 1(800)423-1476 (FL only) or (352)796-7211, ext. 4413 (Ad Order EXE0405).

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

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

DATE AND TIME: Thursday, March 26, 2015, 10:00 a.m.: Proposed Land Acquisition, Surplus and/or Exchange Public Meeting

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: District staff shall provide information regarding the proposed surplus or exchange of land listed below:

- C1100-038, C1100-039 and C110E-007, Okeechobee County

The proposed surplus/exchange of these parcels resulted from the due diligence following the land assessment process conducted in 2013 in which staff conducted a comprehensive and detailed look at the District's land inventory to ensure that the present and future use of these lands will be utilized in the most effective manner to support the District's core mission requirements, and to comply with other important state policy objectives. Public input and comment will be received. More information about the process is available at www.sfwmd.gov/landassessment.

District staff shall provide information regarding the proposed acquisition of the Lake Hicpochee/Duda land acquisition listed below:

- KC100-027 and KC100-029, Glades County

A copy of the agenda may be obtained by contacting: not applicable.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the District Clerk, (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Andrea Schluter, aschlut@swfwmd.gov.

DEPARTMENT OF VETERANS' AFFAIRS

The Florida Veterans' Hall of Fame Council announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 27, 2015, 8:00 a.m.

PLACE: The Capitol, Room 28, House Office Building, 402 South Monroe Street, Tallahassee, Florida 32399 or dial 1(888)670-3525; enter the participant pass code: 3244965172, then #.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Status of Class of 2014, receipt of nominations for Class of 2015, possible criteria and program changes for 2016, and general business of the Florida Veterans' Hall of Fame Council.

A copy of the agenda may be obtained by contacting: Darryl Griffin at (850)487-1533, ext. 7713. A copy of the agenda and meeting materials will be posted on www.floridavets.org on or before March 19.

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 hours before the workshop/meeting by contacting: Darryl Griffin at (850) 487-1533, ext. 7713. 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: Darryl Griffin at (850)487-1533, ext. 7713, or visit www.floridavets.org.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

The Florida Engineers Management Corporation Board Operations Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 1, 2015, 10:00 a.m.

PLACE: Florida Board of Professional Engineers, 2639 North Monroe St. , Building B-112, Tallahassee, FL 32303.

GENERAL SUBJECT MATTER TO BE CONSIDERED: to monitor the operations of the Florida Board of Professional Engineers and the Florida Engineers Management Corporation and other general business of the Committee. Please contact Rebecca Sammons at (850)521-0500, ext. 114, at least 48 hours prior to the date of the meeting to obtain the participant code.

Telephone conference number: 1(888)392-4560.

A copy of the agenda may be obtained by contacting: Rebecca Sammons.

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: Rebecca Sammons. 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: Rebecca Sammons.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

The Florida Engineers Management Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: April 8, 2015, 10:00 a.m.

PLACE: The Shores Resort & Spa, 2637 South Atlantic Avenue, Daytona Beach Shores, FL 32118

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the corporation. This meeting will be available by conference call also. If you would like to participate in the call, please contact Rebecca Sammons at (850)521-0500, ext. 114, at least 48 hours prior to the date of the meeting. The call-in number is (888)392-4560 (you will need to contact Ms. Sammons for the participant code).

A copy of the agenda may be obtained by contacting: Rebecca Sammons.

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: Rebecca Sammons. 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: Rebecca Sammons.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

The Florida Board of Engineers announces public meetings to which all persons are invited.

DATES AND TIMES: April 8, 2015, 1:00 p.m.; April 9, 2015, 8:30 a.m.

PLACE: The Shores Resort & Spa, 2637 South Atlantic Avenue, Daytona Beach Shores, FL 32118

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the board.

A copy of the agenda may be obtained by contacting: Rebecca Sammons.

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: Rebecca Sammons. 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: Rebecca Sammons, rsammons@fbpe.org.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

The Florida Board of Professional Engineers Application Committee and/or Educational Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: At the conclusion of the FBPE Board Meeting on April 8, 2015

PLACE: The Shores Resort & Spa, 2637 South Atlantic Avenue, Daytona Beach Shores, FL 32118

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review applications for licensure and other general business of the committees.

A copy of the agenda may be obtained by contacting: Rebecca Sammons.

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: Rebecca Sammons. 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: Rebecca Sammons, rsammons@fbpe.org.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

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

DATE AND TIME: At the conclusion of the FBPE Board Meeting on April 9, 2015

PLACE: The Shores Resort & Spa, 2637 South Atlantic Avenue, Daytona Beach Shores, FL 32118

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the committee.

A copy of the agenda may be obtained by contacting: Rebecca Sammons.

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: Rebecca Sammons. 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: Rebecca Sammons, rsammons@fbpe.org.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

The Board of Accountancy announces public meetings to which all persons are invited.

DATES AND TIMES: Thursday, April 23, 2015, 9:00 a.m. until all business is concluded, Probable Cause meeting; Friday, April 24, 2015, 9:00 a.m. until all business is concluded, Board meeting

PLACE: Tampa Marriott, 4200 George J. Bean Parkway, Tampa, FL 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Probable Cause Panel will meet to conduct hearings on disciplinary matters. These meetings are closed to the public; however, there may be cases where probable cause was previously found which are to be reconsidered. This is a public meeting. The Board will meet to consider enforcement proceedings including consideration of investigation officers' reports, rules, and other general business. This is a public meeting.

A copy of the agenda may be obtained by contacting: Denise Graves, (352)313-6607.

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: Denise Graves. 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 Graves, (352)313-6607.

DEPARTMENT OF HEALTH

Board of Pharmacy

The Board of Pharmacy Probable Cause Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 19, 2015, 9:00 a.m.

PLACE: Conference call number: 1(888)670-3525, participation code: 5134896685

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

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: The Board of Pharmacy at (850)245-4292. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: The Board of Pharmacy at (850)245-4292.

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

The Department of Health, Division of Emergency Medical Operations announces a public meeting to which all persons are invited.

DATE AND TIME: April 6, 2015, 1:30 p.m. – 3:30 p.m.

PLACE: Florida Department of Health, conference call meeting, 1(866)899-4679, access code: 646-586-325

GENERAL SUBJECT MATTER TO BE CONSIDERED: Emergency Medical Services Advisory Council Draft Charter.

A copy of the agenda may be obtained by contacting: Bethany Lowe: (850)245-4055, or Bethany.Lowe@flhealth.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Bethany Lowe: (850)245-4055, or Bethany.Lowe@flhealth.gov. 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: Bethany Lowe: (850)245-4055, or Bethany.Lowe@flhealth.gov.

DEPARTMENT OF CHILDREN AND FAMILIES

Family Safety and Preservation Program

The Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 27, 2015, 10:00 a.m. - 4:00 p.m.

PLACE: Community Based Care of Central Florida, Orange County West Service Center, 5749 Westgate Drive, Orlando, FL 32835

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is for the Independent Living Services Advisory Council to conduct general Council business and continue their efforts of reviewing the implementation and operation of the Road-to-Independence Program.

A copy of the agenda may be obtained by contacting: Becky Pengelley, Department of Children and Families, (850)717-4218, becky.pengelley@myflfamilies.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 1 day before the workshop/meeting by contacting: Becky Pengelley, Department of Children and Families, (850)717-4218,

becky.pengelley@myflfamilies.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).

FISH AND WILDLIFE CONSERVATION COMMISSION

Manatees

RULE NO. RULE TITLE

68C-22.016 Pinellas County Zones

The Florida Fish and Wildlife Conservation Commission announces hearings to which all persons are invited.

DATES AND TIMES: June 23, 2015, 8:30 a.m.; June 24, 2015, 8:30 a.m.; June 25, 2015, 8:30 a.m.

PLACE: Hyatt Regency of Sarasota, 1000 Boulevard of the Arts, Sarasota, Florida 34236

GENERAL SUBJECT MATTER TO BE CONSIDERED: Final public hearings on proposed amendments to the manatee protection rule for Pinellas County (68C-22.016, FAC). The Notice of Proposed Rule was published in the FAR on December 22, 2014 (Vol. 40, No. 246). This hearing will be a part of the regular 3-day meeting held by the Commission. The Commission is expected to make a final decision on the rule at the meeting.

The agenda for the full 3-day meeting will be available at: <http://myfwc.com/about/commission/commission-meetings>.

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 FWC 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).

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: Mr. Scott Calleson, FWC Imperiled Species Management Section, 620 South Meridian Street, Tallahassee, Florida, 32399, (850)922-4330).

OTHER AGENCIES AND ORGANIZATIONS

Florida Surplus Lines Service Office

The Florida Surplus Lines Service Office, Audit Committee announces a public meeting to which all persons are invited.

DATE AND TIME: April 13, 2015, 12:30 p.m.

PLACE: 1441 Maclay Commerce Drive, Suite 200, Tallahassee, FL 32312

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Surplus Lines Service Office 2014 Financial Audit.

A copy of the agenda may be obtained by contacting: Georgie Barrett at gbarrett@fslso.com or 1(800)562-4496, ext. 111.

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: Georgie Barrett. 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).

OTHER AGENCIES AND ORGANIZATIONS

Florida Surplus Lines Service Office

The Florida Surplus Lines Service Office, Investment Committee announces a public meeting to which all persons are invited.

DATE AND TIME: April 13, 2015, 3:30 p.m. or upon completion of the Board of Governors meeting.

PLACE: 1441 Maclay Commerce Drive, Suite 200, Tallahassee, FL 32312

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Surplus Lines Service Office Investment Policy.

A copy of the agenda may be obtained by contacting: Georgie Barrett at gbarrett@fslso.com or 1(800)562-4496, ext. 111.

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: Bobbi Harter at bharter@fslso.com or 1(800)562-4496. 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).

OTHER AGENCIES AND ORGANIZATIONS

Infinite Source Communications Group, LLC

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

DATE AND TIME: April 1, 2015, 6:00 p.m. – 8:00 p.m.

PLACE: Coral Gables Library, 3443 Segovia Street, Coral Gables, FL 33134

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Florida Department of Transportation (FDOT) District Six is developing the design for a safety improvement project along SR 953/LeJeune Road from Almeria Avenue to Majorca Avenue, in Miami-Dade County, to discuss the project’s design and scope of work. The project identification number is 433492-1-52-01. The public hearing will follow an informal format allowing the public to arrive at any time between 6:00 p.m. and 8:00 p.m. Graphic displays will be shown during the meeting, and FDOT representatives will be available to discuss the project.

A copy of the agenda may be obtained by contacting: Public Information Specialist Sandra Bello at (305)470-5349, email: sandra.bello@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ivette Ruiz-Paz at (305)470-5349 or in writing: FDOT, 1000 N.W. 111 Avenue, Miami, FL 33172, email: Ivette.ruiz-paz@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Public Information Specialist Sandra Bello at (305)470-5349, email: sandra.bello@dot.state.fl.us.

Section VII

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

NOTICE IS HEREBY GIVEN that the Department of Business and Professional Regulation, Talent Agencies, has received a petition for declaratory statement from Jack Salesses on February 26, 2015. The petition seeks the agency’s opinion as to the applicability of Section 468.401(1), F.S., as it applies to persons or businesses.

Petitioner asks for the Department’s interpretation as to whether persons or businesses who provide entertainment booking services or locating services as described in the petition meet the definition of a talent agency in Section 468.401(1), F.S., and, therefore, must be licensed under chapter 468, part XXXII, F.S.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Department of Business and Professional Regulation, Agency Clerk's Office, 1940 North Monroe Street, Suite 92, Tallahassee, Florida 32399-2202, (850)921-0342, AGC.Filing@myfloridalicense.com.

Please refer all comments to: Brittany B. Griffith, Assistant General Counsel, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062.

Except for good cause shown, motions for leave to intervene must be filed within 21 days of this notice.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that the Department of Business and Professional Regulation has received the petition for declaratory statement from Doug Hoffman on March 3, 2015. The petition seeks the agency's opinion as to the applicability of Section 468.8411(3), F.S., as it applies to the petitioner.

Petitioner asks for the Department’s interpretation as to whether sampling is required where mold is suspected based on the statutory definition of a mold assessment in Section 468.8411(3), F.S.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Department of Business and Professional Regulation, Agency Clerk's Office, 1940 North Monroe Street, Suite 92, Tallahassee, Florida 32399-2202, (850)921-0342, AGC.Filing@myfloridalicense.com.

Please refer all comments to: Brittany B. Griffith, Assistant General Counsel, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062.

Except for good cause shown, motions for leave to intervene must be filed within 21 days of this notice.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that the Department of Business and Professional Regulation has received the petition for declaratory statement from Doug Hoffman on March 3, 2015. The petition seeks the agency's opinion as to the applicability of paragraph 468.8419(1)(d), F.S., as it applies to the petitioner.

Petitioner asks whether the recommendation of requesting competitive bids in Section 468.8419(1)(d), F.S., is the only criterion needed for a mold assessor to remediate his own project.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Department of Business and Professional Regulation, Agency Clerk's Office, 1940 North Monroe Street, Suite 92, Tallahassee, Florida 32399-2202, (850)921-0342, AGC.Filing@myfloridalicense.com.

Please refer all comments to: Brittany B. Griffith, Assistant General Counsel, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062.

Except for good cause shown, motions for leave to intervene must be filed within 21 days of this notice.

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 Michael E. Rehr, Esq. on behalf of Anthony Perea, Unit Owner, In Re: Almeria Park Condominium Association, Inc., Docket No. 2015010873, filed on March 10, 2015. The petition seeks the agency's opinion as to the applicability of Section 718.112(2)(d)4a, Florida Statutes, as it applies to the petitioner.

Whether the representative for a corporate unit owner who was deemed eligible to run for a position on the board of directors is eligible to serve on the board if the corporate owner sells the unit after the deadline to qualify as a candidate for election, and the new corporate owner appoints the same representative under Section 718.112(2)(d)4a, Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Rikki Anderson, 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)717-1415; Rikki.Anderson@myfloridalicense.com.

Please refer all comments to: Thomas Morton, Chief Attorney, 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.

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 FINANCIAL SERVICES

Division of Treasury

DFS TR RFP 14/15-11

FLAIR Study Recommendation Review

The Department of Financial Services, is soliciting responses from parties interested in undertaking a review of the Florida Department of Financial Services FLAIR Study. The review shall consist of an independent review of the recommendations provided in the FLAIR Study as described in the Scope of Work, as defined in Attachment B to comply with proviso associated with Specific Appropriation 2340A of the 2014 General Appropriations Act, requiring DFS to contract with an independent third party consulting firm to complete this review.

Point of Contact/Procurement Officer: All questions must be in writing and should reference the above solicitation number and title. Submit all questions to Procurement Officer Fran Spivey via email at Fran.Spivey@myfloridacfo.com.

Response Due Date: On or prior to 3:00 p.m. ET, Friday, March 27, 2015, to the Procurement Officer identified to the following office location:

Department of Financial Services, 200 East Gaines Street, Larson Building, Purchasing Services, Room B24, Tallahassee, Florida 32399-0317.

The Department reserves the right to issue amendments, addenda, and changes to the timeline and specifically to any public meeting identified within the solicitation. The Department will post notice of any changes regarding this solicitation or additional meetings within the Vendor Bid System (VBS) in accordance with Section 287.042(3), Florida Statutes, and will not re-advertise the notice in the Florida Administrative Register (FAR). To access the VBS go to the following web address: http://vbs.dms.state.fl.us/vbs/main_menu.

ADA Requirements: Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in any meeting is asked to advise the agency at least 48 hours before the meeting by contacting: Procurement Officer – see 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).

OTHER AGENCIES AND ORGANIZATIONS

Moffitt Cancer Center & Research Institute
 REQUEST FOR QUALIFICATIONS FOR
 ARCHITECTURAL SERVICES THE H. LEE MOFFITT
 CANCER CENTER AND RESEARCH INSTITUTE, INC.
 TAMPA, FLORIDA RFQ 15-06-SSP

The H. Lee Moffitt Cancer Center and Research Institute, Inc. and its subsidiaries (collectively “Moffitt”) is seeking qualifications from qualified and responsible parties interested in providing Architectural services for any and all Moffitt owned properties and affiliations, as described in this Request for Qualifications (“RFQ”). The RFQ is the first step in the selection process of qualified entities to enter into an IDIQ contract for a period of three years. The submission must be made in accordance with the instructions outlined in RFQ 15-06-SSP.

General Information. The Moffitt Cancer Center is soliciting qualifications for Architects to provide architectural services on an IDIQ (as needed) basis in accordance with the terms, conditions, and requirements set forth in this RFQ, including any attachments hereto.

RFQ Package: The RFQ package including the complete RFQ instructions, which must be evaluated before submission of the Architectural services response, can be found via the following link: <http://www.moffitt.org/supplieropportunities>. Submittals must be received no later than 4:00 p.m. on April 3, 2015 at jay.wright@moffitt.org. Telefacsimile (fax) and telephone submittals are not acceptable and will not be considered. Properly submitted proposals will not be returned to the respondent. Any plans and/or specifications will become the property of Moffitt.

Section XII Miscellaneous

DEPARTMENT OF STATE

Division of Library and Information Services
Guidelines Available for Library Services and Technology Act Grant Program

Grant guidelines for the Library Services and Technology Act (LSTA) Grant program administered by the Florida Department of State's Division of Library and Information Services can be found on the Division's website at info.florida.gov/library-archives/services-for-libraries/grants/lsta/. Guidelines may also be requested from Marian Deeney, Library Program Administrator, by email at marian.deeney@dos.myflorida.com, by phone at (850)245-6620, by fax at (850)245-6643 or by mail at: Marian Deeney, Division of Library and Information Services, R.A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida 32399-0250.

Applications must be submitted online using the Florida Libraries and Grants system, which can be found at flibraries.org. The deadline for application submission is midnight, April 8, 2015.

DEPARTMENT OF STATE

Division of Library and Information Services
GUIDELINES AND APPLICATIONS AVAILABLE FOR PUBLIC LIBRARY CONSTRUCTION GRANTS

Grant application forms and guidelines for the Public Library Construction Grant Program are available on the Division of Library and Information Services website at dos.myflorida.com/library-archives/services-for-libraries/grants/construction/guidelines-application-and-forms/ or by mail from the below address.

Completed applications must be postmarked or on file with the Division of Library and Information Services on or before May 1, 2015. Mail completed applications to: Grant Programs, Bureau of Library Development, Division of Library and Information Services, R.A. Gray Building, Mail Station #9D, 500 South Bronough Street, Tallahassee, FL 32399-0250.

If you have questions about this program, please contact Marian Deeney, Library Program Administrator, by email at marian.deeney@dos.myflorida.com, by phone at (850)245-6620 or by fax at (850)245-6643.

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

Notice of Litigation

The Agency for Health Care Administration has received the following petitions for administrative hearings as of the close of business on March 16, 2015, concerning certificate of need decisions. No decision has been made as to the sufficiency of these petitions. A brief description of these projects is listed below. Resolution of these requests for hearings by way of a grant or denial of their certificate of need at issue will determine the substantial interest of persons. Those persons whose substantial interest may be determined by these proceedings including settlements, grants, and denials are advised to govern themselves accordingly and may wish to exercise rights including intervention. See Chapter 120, F. S., as well as Section 408.039, F.S. and Section 59C-1.012, F. A. C. In deference to rights of substantially affected persons, AHCA will not settle or otherwise reach a final resolution of these matters for a period of 30 days from the date of the publication.

CON# INITIAL DECISION, PROJECT, CTY, APPLICANT, PARTY REQUEST HEARING (PRH)

10248 Partial, to establish a new community nursing home of 105 beds and a partial of 86 beds, Leon County, PruittHealth – Leon County, LLC, (PRH) Centre Pointe HRC, LLC d/b/a Centre Pointe Health and Rehabilitations Center

10248 Partial, to establish a new community nursing home of 105 beds and a partial of 86 beds, Leon County, PruittHealth – Leon County, LLC, (PRH) CHC Investors, LLC d/b/a Seven Hills Health and Rehabilitation Center

10250 Denial, to establish a new 140 bed community nursing home, Alachua County, Alachua County HRC, LLC, (PRH) same as applicant

10251 Approved, to add 30 community nursing home beds, Dixie County, Cross City Rehabilitation & Health Care Center, (PRH) PruittHealth – Alachua County, LLC

10252 Approved, to establish a 120 bed community nursing home, Alachua County, HSP Citrus, LLC, (PRH) PruittHealth – Alachua County, LLC

10252 Approved, to establish a 120 bed community nursing home, Alachua County, HSP Citrus, LLC, (PRH) Alachua County HRC, LLC

10254 Support Partial, to establish a 120 bed and a partial of 90 beds, Alachua County, PruittHealth – Alachua County, LLC, (PRH) Alachua County HRC, LLC

- 10254 Denial, to establish a 120 bed and a partial of 90 beds, Alachua County, PruittHealth – Alachua County, LLC, (PRH) same as applicant
- 10255 Approved, to establish a new 32 bed community nursing home, Marion County, CMCP-Pinecastle, LLC, (PRH) Marion County HRC, LLC
- 10256 Denial, to establish a new 120 bed community nursing home, Marion County, CON App Marion, LLC, (PRH) same as applicant
- 10256 Supports Denial, to establish a new 120 bed community nursing home, Marion County, CON App Marion, LLC, (PRH) Marion County HRC, LLC
- 10257 Approved, to establish a new community nursing home of 140 beds, Marion County, Marion County Development, LLC, (PRH) Marion County HRC, LLC
- 10257 Approved, to establish a new community nursing home of 140 beds, Marion County, Marion County Development, LLC, (PRH) CON App Marion, LLC
- 10258 Denial, to establish a new 140 bed community nursing, Marion County, Marion County HRC, LLC, (PRH) same as applicant
- 10259 Supports Denial, to establish a new community nursing home of 120 beds, Marion County, Ocala SNF, LLC, (PRH) Marion County HRC, LLC
- 10261 Denial, to establish a new 60 bed community nursing home, Hernando County, Colony SNF Operations, LLC, (PRH) same as applicant
- 10262 Approval, to establish a new 50 bed community nursing home, Hernando County, Millennium II, LLC, (PRH) Colony SNF Operations, LLC
- 10263 Denied, to establish a new hospice program, Hernando County, Hospice of Citrus County, Inc. d/b/a Hospice of Citrus and the Nature Coast, (PRH) same as applicant
- 10264 Denial, to add 72 community nursing home beds through the conversion of 72 shelter nursing home beds, Sumter County, CCRC-Freedom Pointe at the Villages, LLC, d/b/a Freedom Pointe at the Villages Rehabilitation and Health Care Center (PRH) same as applicant
- 10265 Denial, to establish a new 180 bed community nursing home, Sumter County, CON App Sumter, LLC, (PRH) same as applicant
- 10266 Approved, to establish a new community nursing home of 120 bed nursing home, Lake County, Fountain Inn Nursing and Rehabilitation Center, Inc., (PRH) CON App Sumter, LLC
- 10267 Approved, to establish a new 60 bed community nursing home, Lake County, Innovative Medical Management Solutions, LLC/Integrity Health Comprehensive Care Center of Lake Co., LLC (PRH) CCRC-Freedom Pointe at the Villages, LLC, d/b/a Freedom Pointe at the Villages Rehabilitation and Health Care Center
- 10275 Approved, to establish a new 120 bed community nursing home, Duval County, Dolphin Point Health Care, LLC, (PRH) PruittHealth – Southeastern Duval County, LLC
- 10275 Approved, to establish a new 120 bed community nursing home, Duval County, Dolphin Point Health Care, LLC, (PRH) Saint Johns SNF, LLC
- 10278 Denied, to establish a new community nursing home of up to 120 beds, Duval County, PruittHealth – Southeastern Duval County, LLC (PRH) same as applicant
- 10280 Denied, to establish a new hospice program, Pasco County, Compassionate Care Hospice of the Gulf Coast, Inc., (PRH) same as applicant
- 10280 Support Denial, to establish a new hospice program, Pasco County, Compassionate Care Hospice of the Gulf Coast, Inc., (PRH) Hernando-Pasco Hospice, Inc.
- 10280 Support Denial, to establish a new hospice program, Pasco County, Compassionate Care Hospice of the Gulf Coast, Inc., (PRH) Gulfside Hospice & Pasco Palliative Care, Inc.
- 10281 Support Denial, to establish a new hospice program, Pasco County, Odyssey Healthcare of Marion County, LLC, (PRH) Hernando-Pasco Hospice, Inc.
- 10281 Support Denial, to establish a new hospice program, Pasco County, Odyssey Healthcare of Marion County, LLC, (PRH) Gulfside Hospice & Pasco Palliative Care, Inc.
- 10282 Support Denial, to establish a new hospice program, Pasco County, Regency Hospice of Northwest Florida, Inc., (PRH) Hernando-Pasco Hospice, Inc.
- 10282 Support Denial, to establish a new hospice program, Pasco County, Regency Hospice of Northwest Florida, Inc., (PRH) Gulfside Hospice & Pasco Palliative Care, Inc.
- 10283 Approved, to establish a new hospice program, Pasco County, Suncoast BayCare Hospice of Pasco, LLC, (PRH) Hernando-Pasco Hospice, Inc.
- 10283 Approved, to establish a new hospice program, Pasco County, Suncoast BayCare Hospice of Pasco, LLC, (PRH) Gulfside Hospice & Pasco Palliative Care, Inc.
- 10284 Support Denial, to establish a new hospice program, Pasco County, Vitas Healthcare Corporation of Florida, (PRH) Hernando-Pasco Hospice, Inc.
- 10284 Support Denial, to establish a new hospice program, Pasco County, Vitas Healthcare Corporation of Florida, (PRH) Gulfside Hospice & Pasco Palliative Care, Inc.
- 10285 Support Denial, to establish a new hospice program, Pasco County, West Florida Health, Inc. (PRH) Gulfside Hospice & Pasco Palliative Care, Inc.
- 10285 Support Denial, to establish a new hospice program, Pasco County, West Florida Health, Inc. (PRH) Hernando-Pasco Hospice, Inc.

10286 Denied, to add 56 community nursing home beds through the conversion of 56 sheltered nursing home beds, Pinellas County, CCRC OpCo-Freedom Square, LLC d/b/a Freedom Square Rehabilitation & Nursing Services (PRH) same as applicant

10289 Denial, to establish a new 110 bed community nursing home, Hillsborough County, Hillsborough County CON, LLC (PRH) same as applicant

10291 Approved, to establish a new community nursing home of 110 beds, Hillsborough County, Hillsborough SNF, LLC (PRH) Hillsborough County CON, LLC

10291 Approved, to establish a new community nursing home of 110 beds, Hillsborough County, Hillsborough SNF, LLC (PRH) Sun City Center Associates, LTD. d/b/a Sun Terrace Health Care Center

10293 Intervene Denial, to establish a new hospice program, Manatee County, Compassionate Care Hospice of The Gulf Coast, Inc., (PRH) Tidewell Hospice, Inc.

10293 Denied, to establish a new hospice program, Manatee County, Compassionate Care Hospice of The Gulf Coast, Inc., (PRH) same as applicant

10294 Denied, to establish a new hospice program, Hillsborough County, Gulfside Hospice & Pasco Palliative Care, Inc. (PRH) same as applicant

10295 Support Denial, to establish a new hospice program, Hillsborough County, Odyssey Healthcare of Marion County, LLC, (PRH) Gulfside Hospice & Pasco Palliative Care, Inc.

10296 Support Denial, to establish a new hospice program, Hillsborough County, Palm Garden Hospice, LLC, (PRH) Gulfside Hospice & Pasco Palliative Care, Inc.

10297 Support Denial, to establish a new hospice program, Hillsborough County, Regency Hospice of Northwest Florida, Inc., (PRH) Gulfside Hospice & Pasco Palliative Care, Inc.

10298 Support Denial, to establish a new hospice program, Hillsborough County, Seasons Hospice & Palliative Care of Tamps, (PRH) Gulfside Hospice & Pasco Palliative Care, Inc.

10298 Denied, to establish a new hospice program, Hillsborough County, Seasons Hospice & Palliative Care of Tampa, LLC (PRH) same as applicant

10299 Support Denial, to establish a new hospice program, Hillsborough County, Suncoast Bay Care Hospice of Hillsborough, LLC (PRH) Gulfside Hospice & Pasco Palliative Care, Inc.

10299 Support Denial, to establish a new hospice program, Hillsborough County, Suncoast Bay Care Hospice of Hillsborough, LLC (PRH) Lifepath Hospice, Inc.

10300 Support Denial, to establish a new hospice program, Hillsborough County, Tidewell Hospice, Inc., (PRH) Gulfside Hospice & Pasco Palliative Care, Inc.

10301 Support Denial, to establish a new hospice program, Hillsborough County, VITAS Healthcare Corporation of Florida, (PRH) Gulfside Hospice & Pasco Palliative Care, Inc.

10301 Denied, to establish a new hospice program, Hillsborough County, VITAS Healthcare Corporation of Florida, (PRH) same as applicant

10302 Approved, to establish a new hospice program, Hillsborough County, West Florida Health, Inc., (PRH) VITAS Healthcare Corporation of Florida

10302 Approved, to establish a new hospice program, Hillsborough County, West Florida Health, Inc., (PRH) Lifepath Hospice, Inc.

10302 Approved, to establish a new hospice program, Hillsborough County, West Florida Health, Inc., (PRH) Seasons Hospice & Palliative Care of Tampa, LLC

10302 Approved, to establish a new hospice program, Hillsborough County, West Florida Health, Inc., (PRH) Gulfside Hospice & Pasco Palliative Care, Inc.

10303 Denied, to establish a new 120 bed community nursing home, Polk County, Eighth Florida Living Options, LLC (PRH) same as applicant

10305 Approved, to add 14 community nursing home beds through the conversion of 14 sheltered nursing home beds, Polk County, Florida Presbyterian Homes, Inc., (PRH) Eighth Florida Living Options, LLC

10307 Denied, to establish a new 120 bed community nursing home, Polk County, HSP Citrus, LLC, (PRH) same as applicant

10308 Approved, to establish a new 120 community nursing home, Polk County, Lakeland Investors, LLC, (PRH) Eighth Florida Living Options, LLC

10309 Approved, to establish a new 120 bed community nursing home, Polk County, Lakeland Oaks NH, LLC (PRH) Eighth Florida Living Options, LLC

10309 Approved, to establish a new 120 bed community nursing home, Polk County, Lakeland Oaks NH, LLC (PRH) HSP Citrus, LLC

10314 Denied, to establish a new 120 bed community nursing home, Orange County, HSP Citrus, LLC, (PRH) same as applicant

10315 Approved, to establish a new 180 bed community nursing home, Orange County, LP Orlando, LLC (PRH) HSP Citrus, LLC

10315 Approved, to establish a new 180 bed community nursing home, Orange County, LP Orlando, LLC (PRH) Conway Lakes NC, LLC d/b/a Conway Lakes Health & Rehabilitation Center

10315 Approved, to establish a new 180 bed community nursing home, Orange County, LP Orlando, LLC (PRH) Orange SNF, LLC

10315 Approved, to establish a new 180 bed community nursing home, Orange County, LP Orlando, LLC (PRH) Presbyterian Retirement Communities, Inc. d/b/a Westminster Towers

10315 Approved, to establish a new 180 bed community nursing home, Orange County, LP Orlando, LLC (PRH) Orange County CON, LLC

10317 Denied, to establish a new 120 bed community nursing home, Orange County, Orange County CON, LLC (PRH) same as applicant

10320 Denied, to establish a new community nursing home of up to 120 beds, Orange County, Orange SNF, LLC, (PRH) same as applicant

10321 Partial, add 40 community nursing home beds and a partial award of 20 beds, Orange County, Orlando Lutheran Towers, Inc., (PRH) HSP Citrus, LLC

10321 Partial, add 40 community nursing home beds and a partial award of 20 beds, Orange County, Orlando Lutheran Towers, Inc., (PRH) Presbyterian Retirement Communities, Inc. d/b/a Westminster Towers

10322 Denied, add 59 community nursing home beds through the conversion of 59 sheltered nursing home, Orange County, Presbyterian Retirement Communities, Inc. d/b/a Westminster Towers, (PRH) same as applicant

10326 Denied, to establish a new 120 bed community nursing home, Osceola County, Osceola CON, LLC, (PRH) same as applicant

10328 Approved, to establish a new 120 bed community nursing home, Osceola County, Tri-County Nursing & Rehabilitation Center, Inc., (PRH) Osceola CON, LLC

10329 Approved, add 30 community nursing home beds through the conversion of 30 sheltered nursing home beds, Seminole County, Lifespace Communities, Inc. d/b/a Village on the Green, (PRH) Seminole SNF, LLC

10331 Approved, add 14 community nursing home beds and a partial award of 2 beds, Seminole County, Lutheran Haven Nursing Home & Assisted Living Facility, LLC, (PRH) Seminole SNF, LLC

10334 Denied, to establish a new community nursing home of 120 beds, Seminole County, Seminole SNF, LLC (PRH) same as applicant

10337 Denied, to establish a new hospice program, Sarasota County, Compassionate Care Hospice of the Gulf Coast, Inc., (PRH) same as applicant

10337 Intervene Denial, to establish a new hospice program, Sarasota County, Compassionate Care Hospice of the Gulf Coast, Inc., (PRH) Tidwell Hospice, Inc.

10338 Denied, add 14 community nursing home beds through the conversion of 14 sheltered nursing home beds and a partial of 10 beds, Collier County, Pelican Bay Retirement Services, Inc. d/b/a Premier Place at the Glenview, (PRH) same as applicant

10339 Approved, to establish a new 30 bed community nursing home, Collier County, Terracina II, LLC (PRH) Pelican Bay Retirement Services, Inc. d/b/a Premier Place at the Glenview

10340 Denied, add 31 community nursing home beds through the conversion of 31 sheltered beds, Lee County, Gulf Care, Inc. d/b/a Gulf Coast Village, (PRH) same as applicant

10342 Denied, to establish a new community nursing home of 120 beds, Miami-Dade County, Dade SNF, LLC, (PRH) same as applicant

10343 Approved, to establish a new 168 bed community nursing home, Miami-Dade County, Florida Medical Systems, LLC, (PRH) Dade SNF, LLC

10343 Approved, to establish a new 168 bed community nursing home, Miami-Dade County, Florida Medical Systems, LLC, (PRH) Palm Garden of Aventura, LLC

10345 Denied, add 48 community nursing home beds, Miami-Dade County, Palm Garden of Aventura, LLC, (PRH) same as applicant

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.
