

## Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

**DEPARTMENT OF STATE**

**Division of Cultural Affairs**

RULE NO.: IT-1.038  
 RULE TITLE: Individual Artist Fellowship Program

PURPOSE AND EFFECT: The purpose of this rule development is to amend Rule IT-1.038, F.A.C., to include updated scoring criteria, review and award criteria for the Individual Artist Fellowship Program.

SUBJECT AREA TO BE ADDRESSED: These rule amendments address the Individual Artist Fellowship Program.

RULEMAKING AUTHORITY: 265.608(1), 265.609(1), (4), 265.701(5) FS.

LAW IMPLEMENTED: 265.285, 265.601-.603, 265.605-.606, 265.701 FS.

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

DATE AND TIME: March 16, 2012, 10:00 a.m.

PLACE: R.A. Gray Building, Room 302, 500 South Bronough Street, Tallahassee, Florida 32399-0250

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: Laura Blischke, (850)245-6475. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Morgan Lewis, Division of Cultural Affairs, (850)245-6470, or Morgan.Lewis@dos.myflorida.com

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

**DEPARTMENT OF STATE**

**Division of Cultural Affairs**

RULE NO.: IT-1.040  
 RULE TITLE: Fast Track Grants

PURPOSE AND EFFECT: The purpose of this rule amendment is to establish in rule the guidelines, application form and grant administration requirements for a new grant program, Fast Track Project Grants. The program will provide expedited access to funds supporting small organizations through arts and cultural projects including but not limited to artist residencies, performances or exhibitions. A small

organization for this program is defined as one with a last completed fiscal year's operating budget of \$250,000 or less. This program will be funded with a portion of the dollars received yearly from the National Endowment for the Arts.

SUBJECT AREA TO BE ADDRESSED: Guidelines, application forms and grant administration requirements for the Fast Track Project Grants Program.

RULEMAKING AUTHORITY: 265.284(3)(j), 265.286(1), (11) FS.

LAW IMPLEMENTED: 265.284, 265.286, 286.011, 286.012 FS.

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

DATE AND TIME: Monday, March 26, 2012, 9:30 a.m.

PLACE: Division of Cultural Affairs, R. A. Gray Building, 3rd Floor, Room 302A, 500 South Bronough Street, Tallahassee, Florida 32399-0250

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Laura Blischke at (850)245-6470. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sarah Stage, Division of Cultural Affairs, R. A. Gray Building, 3rd Floor, 500 South Bronough Street, Tallahassee, Florida 32399-0250

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

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Plant Industry**

RULE NO.: 5B-65.005  
 RULE TITLE: Movement of Regulated Articles

PURPOSE AND EFFECT: The purpose of this rulemaking is to correct an oversight in the rule as previously adopted. Paragraph 5B-65.005(7)(b), F.A.C., provides an exemption from the certification provisions of the rule for wood products transported into Florida from contiguous states that are transported to a processing facility in Florida. The provision failed to include an exemption for transportation of wood products that occurs wholly within the state to a processing facility in Florida. There is no reason to exempt transport from other states but not intrastate transport.

SUBJECT AREA TO BE ADDRESSED: Exemption of intrastate transport of wood products that are transported to a processing facility within the state.

RULEMAKING AUTHORITY: 570.07(23), 581.031(1), (4), (5), (7) FS.

LAW IMPLEMENTED: 570.07(2), (13), 581.031(1), (4), (5), (6), (7), (9), (20) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Dr. Wayne Dixon, Assistant Division Director, Division of Plant Industry, Department of Agriculture and Consumer Services, P.O. Box 147100, Gainesville, FL 32614-7100

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:	RULE TITLE:
6A-6.0786	Model Forms for Charter School Applicants and Sponsors.

PURPOSE AND EFFECT: The purpose of this rule development is to amend Rule 6A-6.0786, F.A.C., and referenced forms to align with statutory changes enacted during the 2011 Legislative Session. Specifically, Section 1002.33, F.S., has been amended to allow for the creation of virtual charter schools.

SUBJECT AREA TO BE ADDRESSED: Creation of a Model Virtual Charter School Application, a Model Virtual Charter School Application Evaluation, and changes to the Model Charter School Application.

RULEMAKING AUTHORITY: 1002.33(27) FS.

LAW IMPLEMENTED: 1002.33 FS.

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

DATES AND TIMES: March 28, 2012, 9:00 a.m. and March 29, 2012, 10:00 a.m.

PLACE: March 28th in Miami and March 29th in Orlando. (The physical locations will be posted on the Department's website no later than 14 days prior to the meeting at <http://www.fldoe.org>).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Adam Miller, Director of Charter Schools, Office of Independent Education and Parental Choice, 325 West Gaines Street, Suite 522, Tallahassee,

Florida 32399-0400, or [adam.miller@fldoe.org](mailto:adam.miller@fldoe.org). To comment on this rule development go to <https://app1.fldoe.org/rules/default.aspx>

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

6A-6.0786 Model Forms for Charter School Applicants and Sponsors.

(1) Persons or entities submitting a charter school application must use Form IEPC-M1, Model Florida Charter School Application, ~~October 2010~~, pursuant to Section 1002.33, F.S. Form IEPC-M1 is hereby incorporated by reference to become effective on October 25, 2010. Copies of the form may be obtained electronically on the Department's website at <http://www.floridaschoolchoice.org> or from the Office of Independent Education and Parental Choice, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399-0400.

(2) Sponsors shall evaluate Model Florida Charter School Applications using Form IEPC-M2, Florida Charter School Application Evaluation Instrument, ~~October 2010~~. Form IEPC-M2 is hereby incorporated by reference to become effective on October 25, 2010. Copies of the form may be obtained electronically on the Department's website at <http://www.floridaschoolchoice.org> or from the Office of Independent Education and Parental Choice, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399-0400.

(3) Upon approval of a charter school application, the sponsor shall have sixty (60) days to propose an initial proposed charter contract to the charter school. The sponsor shall use Form IEPC-M3, Florida Model Charter Contract Format, October 2010, as the basis for the initial contract. Charter school contracts must address, at a minimum, the components included in Form IEPC-M3. Additional components may be included in a charter school contract if mutually agreed upon by both parties. Form IEPC-M3 is hereby incorporated by reference to become effective on October 25, 2010. Copies of the form may be obtained electronically on the Department's website at <http://www.floridaschoolchoice.org> or from the Office of Independent Education and Parental Choice, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399-0400.

(4) Persons or entities submitting a virtual charter school application must use form IEPC-V1, Model Florida Virtual Charter School Application, May 2012, pursuant to Section 1002.33, F.S. Form IEPC-V1 is hereby incorporated by reference to become effective on \_\_\_\_\_. Copies of the form may be obtained electronically on the Department's website at <http://www.floridaschoolchoice.org> or from the Office of

Independent Education and Parental Choice, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399-0400.

(5) Sponsors shall evaluate Model Florida Virtual Charter School Applications using Form IEPC-V2, Florida Virtual Charter School Application Evaluation Instrument, May 2012. Form IEPC-M2 is hereby incorporated by reference to become effective on \_\_\_\_\_ . Copies of the form may be obtained electronically on the Department’s website at <http://www.floridaschoolchoice.org> or from the Office of Independent Education and Parental Choice, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399-0400.

Rulemaking Authority 1002.33(26) FS. Law Implemented 1002.33(6), 1002.33(21) FS. History—New 10-25-10, Amended \_\_\_\_\_.

**DEPARTMENT OF TRANSPORTATION**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
14-65.0025	Scope, Definitions, and Exceptions
14-65.0035	Temporary Closing of State Roads for Special Events
14-65.006	Temporary Closing and Special Use of Interstate and Other Limited Access Facilities
14-65.0065	Filming on State Roads
14-65.0075	Special Events and Filming on Limited Access Facilities

**PURPOSE AND EFFECT:** The amendments to this rule are being made to re-organize the chapter and clarify the process for permitting the temporary closure of state roads.

**SUBJECT AREA TO BE ADDRESSED:** These amendments address the procedures local governments must follow in order to temporarily close state roads for special events. Filming on state roads is also addressed. A new rule is being promulgated to set forth criteria for filming and special events on limited access facilities.

**RULEMAKING AUTHORITY:** 334.044(10)(a), 334.048(3), 336.045(1) FS.

**LAW IMPLEMENTED:** 334.044(10)(a), 336.045 FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS:** Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458, [deanna.hurt@dot.state.fl.us](mailto:deanna.hurt@dot.state.fl.us)

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

14-65.0025 Scope, Exceptions, and Definitions, and Exceptions.

~~This rRule cChapter 14-65, F.A.C., specifies procedures for obtaining a prior written approval from the Department permit for temporary closure of a state road from the Department when necessary to for the conduct of a special event, and the requirements for filming on a state road. The rule chapter outlines the requirements for special temporary use of limited access facilities, state roads other than limited access facilities; and for notice to the appropriate local law enforcement agencies of repair, reconstruction, or alteration which necessitates the closing of lanes for vehicular traffic.~~

~~(1) Exceptions. For purposes of this rule chapter, the following examples are uses of state roads for special events which do not require a prior written permit:~~

- ~~(a) A motoreade when no traffic lanes are closed and law enforcement personnel control traffic at each intersection;~~
- ~~(b) A run, walk-a-thon or bicycle event with a police escort and no detour of traffic; and~~
- ~~(c) A parade on a street which only intersects a state road where law enforcement personnel control the traffic at such intersections.~~

~~(1)(2) Definitions. The following words and phrases when used in this rule chapter, shall have the meaning ascribed in this rule:~~

~~(a) “Department” means the Florida Department of Transportation.~~

~~(a) “Charitable Purpose” has the meaning specified in Section 496.404(2), Florida Statutes.~~

~~(b) “Commercial Activities” means displaying merchandise include sale or display for sale or distribution, of merchandise; servicing, or repairing or storing of any any vehicle; for profit, or displaying; except rendering of emergency service; storage of vehicles being serviced or repaired on abutting property or elsewhere; solicitation for sale of goods, property, or services or for charitable purposes; and the display of advertising of any sort.~~

~~(c) “Emergency” is defined in Section 252.34, F.S., as any occurrence, or threat thereof, whether accidental, natural, or caused by man, in war or peace, which results or may result in substantial injury or harm to the population or substantial damage to or loss of property.~~

~~(c)(d) “Limited Access Facility” means as is defined in Section 334.03(13) 316.003(19), F.S.~~

~~(d)(e) “Local Governmental Entity Authority” means as defined in Section 334.03(14), F.S a municipality, county, or expressway or transportation authority serving one or more jurisdictions.~~

~~(e)(f)~~ “Special Event” means an art festival, parade, annual charity drive, fair, fund drive, race, run, motorcade, or similar activities of local interest.

~~(f)(g)~~ “Filming Special Use” means the activities involved in the creation of visual media, including film, broadcast, or video production any activities other than those defined as special events and as detailed in Rule 14-65.0065, F.A.C.

~~(h)~~ “State Highway System” is as defined in Section 334.03(25), F.S.

~~(g)(i)~~ “State Road” means is as defined in Section 334.03(27), F.S.

~~(h)(j)~~ “Temporary Closing” means the stopping closing, detouring, or otherwise restricting traffic flow of one or more vehicle traffic lanes of a state road street or highway for a cumulative period of fifteen minutes or more.

~~(k)~~ “Written Permit” is Form 850-040-65, Request for Temporary Closing/Special Use of State Road, 02/92, requesting stated specific permission to close a stated specific section or part of a state road for a stated specific time period, signed by the District Secretary or designee and the applicant or applicant’s authorized representative.

(2) Exceptions:

For purposes of this rule chapter, special events and filming that do not require prior written approval include the following:

(a) A motorcade when no traffic lanes are closed and law enforcement personnel control traffic at each intersection;

(b) A run, walk-a-thon, or bicycle event accompanied by a police escort and when there is no detour of traffic;

(c) A parade route which only intersects a state road and when law enforcement personnel control the traffic at those intersections;

(d) Broadcast news, or other filming, that does not require a temporary closure, obeys traffic regulations, and does not impair vehicular or pedestrian traffic.

Rulemaking Specific Authority 334.044(2), 337.406(4) FS. Law Implemented 252.34, 316.003, 316.006(1), 316.008, 334.03, 337.406, 496.425 FS. History—New 1-19-89, Amended 4-15-92, 12-31-96, \_\_\_\_\_.

14-65.0035 Temporary Closing of State Roads for Special Events Other Than Limited Access Facilities.

(1) General Criteria Procedures for Temporary Closing of State Roads Other Than Limited Access Facilities. The temporary use and closing of state roads for the purpose of special events, not related to construction, reconstruction, maintenance or emergency purposes, may be accomplished as follows:

(a) A special event must may be approved in writing permitted by the appropriate local governmental entity before the temporary closure of a state road authority.

(b) Prior to the temporary closure of a state road for a special event, the local governmental entity responsible for approving authority which permits the closure special event must determine whether a temporary closing of the road is necessary for the event and obtain prior written approval from the Department, unless exempt excepted as defined in accordance with subsection 14-65.0025(2)(4), F.A.C.

(c) A Request for Temporary Closing/Special Use of State Road Permit, Form 850-040-65, Rev. 08/10 02/92, hereby incorporated by reference, available from any local area operations center/maintenance office, district maintenance office, or Department website: www.dot.state.fl.us/proceduraldocuments, shall be completed and submitted by the responsible official of the local governmental entity authority to the Department’s district or local maintenance office District Secretary, or designee, naming the sponsoring officials; stating that local law enforcement officials will manage all the details involved in administration of the event; and stating that as between the Department and the local governmental authority, to the extent permitted by Florida law, the local governmental authority will assume full responsibility for any liability claims arising from, or based on, the activities of the event.

(d) The local governmental entity authority shall include the following with the this request:

1. A certified copy of an excerpt from the minutes of a duly scheduled meeting, or duly executed resolution, of the local governmental entity authority authorizing the special event. The local governmental entity authority may, by resolution, designate an official a position within that body (Mayor, City Manager, etc.) authorization to authorize and sign for the body;

2. A marked map, indicating the temporary detours to be utilized by the public; and showing the placement of appropriate signs; stationing of any officers or flagmen; and locations of barricades and cones necessary to detour the traffic in a safe and efficient manner;

3. A description of the provisions made for the temporary rerouting of traffic; and

3.4. Written Approval from the United States Coast Guard if the proposed route of the special event involves District Commander authorizing the opening or closing of any movable bridge within the geographical limits of the event during the time period of the road closure.

~~(e)~~ Prior to authorizing the temporary road closing, the Department shall review the proposed detour route to ensure that traffic volume will be handled and routed safely and efficiently.

~~(e)(f)~~ Such Closing of the state road shall not be for the purpose of conducting commercial activities use, except when conducted in conjunction with a special event and approved in writing by the local governmental entity except that any portion of a state maintained roadway may be used for special

events and special use as defined in subsections 14-65.0025(2)(f) and (2)(g), F.A.C., of this rule chapter, together with such commercial activities necessarily related to such events. Nothing in this rule chapter shall be construed to authorize such special events on the interstate highway system, toll roads, or other limited access facilities.

(f) The Department's district or local maintenance engineer, or designee, will sign Form 850-040-65, Temporary Closing of State Road Permit, indicating approval or denial, and will return the form to the local governmental entity. Upon receipt, the local governmental entity shall notify the applicant whether the request has been approved.

~~(2) Procedures Subsequent to Approval of Request for Temporary Closing of State Roads Other Than Limited Access Facilities. The Department will return a copy of Form 850-040-65 indicating approval or disapproval to the submitting applicant.~~

~~(3) Form to Request Temporary Closing or Special Use of State Road. Copies of Form Number 850-040-65, Request for Temporary Closing/Special Use of State Road, 02/92, is hereby incorporated by reference and made a part of this rule chapter. Copies of this form may be obtained by contacting any Department District Maintenance Office.~~

~~Rulemaking Specific Authority 334.044(2), 337.406(1) FS. Law Implemented 316.003, 316.006(1), 316.008, 337.406 FS. History—New 1-19-89, Amended 4-15-92, 7-1-92, 12-31-96, \_\_\_\_\_.~~

14-65.006 Temporary Closing and Special Use of Interstate and Other Limited Access Facilities.

Temporary closures for special uses will not be allowed on interstate highways, toll roads, and other limited access facilities on the state highway system with the exception of the following situations:

~~(1) Emergency Conditions. When emergency or extremely dangerous conditions are judged to exist, the Department will assume responsibility for determining whether closure of state roads is warranted.~~

~~(2) Request for special use of interstate and other limited access facilities will be made to the Department. Special use is approved by the Department, in accordance with the provisions of Rule 14-65.0065, F.A.C.~~

~~(3) Use of facilities on interstate highways, toll roads, or other limited access facilities for solicitation is otherwise prohibited except under the provisions of Rule Chapter 14-28, Florida Administrative Code.~~

~~Rulemaking Authority 334.044(2), 334.044(10)(a), 335.10(2) FS. Law Implemented 337.406(1) FS. History—New 1-19-89, Amended 4-15-92, Repealed \_\_\_\_\_.~~

~~14-65.0065 Filming on Procedures for Special Use of State Roads Including Limited Access Facilities.~~

~~The temporary use of state roads for special use activities, not related to construction, reconstruction, maintenance, emergency purposes, or special events, may be accomplished in accordance with this rule chapter. The following information must be supplied to the Department when requesting a permit for filming:~~

~~(1) General Criteria:~~

~~(a) Individuals wishing to conduct filming activities on state roads shall complete and submit a Permit For Filming On A State Road, Form 850-040-67, Rev. 08/10, hereby incorporated by reference, to the Department's district or local maintenance office for review. This form is available from any local area operations center/maintenance office, district maintenance office or Department website: [www.dot.state.fl.us/proceduraldocuments](http://www.dot.state.fl.us/proceduraldocuments).~~

~~(b) The following information must be included with the permit application.~~

~~1.(1) A copy of pertinent portions of the script with a concise but detailed written description of the action to occur on the state right of way.~~

~~2.(2) A detailed map showing the proposed filming location, clearly defining the area that will be occupied during filming and an estimate of the number of event personnel.~~

~~3.(3) The total number of film crew personnel and the amount of equipment with equipment description. No stunts, staged accidents, explosives, or pyrotechnics that may cause damage to state property shall be allowed without prior approval of the Department. Use of pyrotechnics requires approval from the District Secretary, or where applicable, the Executive Director of the Florida Turnpike Enterprise and a separate approval from the local fire department having jurisdiction over the filming site. Both must be attached to the special use permit. Additionally, a licensed "Pyrotechnic Operator—Special Effects" shall be on location and in charge of all use, storage, and handling of special effects items.~~

~~4.(4) The permittee shall provide the Department with proof of liability insurance in the amount of \$1,000,000 for routine filming. If the filming request involves specialized stunts, pyrotechnics, special effects, the use of some form of air transportation over the state road highway right of way, or stunts of any kind under or adjacent to a structure (bridge) then a minimum of \$5,000,000 of liability insurance is required. The insurance shall name the Department as an additional insured.~~

~~5.(5) A maintenance of traffic (MOT) plan if the filming will impact traffic or cause lane closures. The MOT and maintenance of traffic on Department rights of way shall conform to the Federal Manual on Uniform Traffic Control Devices (MUTCD), incorporated by reference in Rule 14-15.010, F.A.C.; and the Department's 2010 current Roadway and Traffic Design Standards; index series 600.~~

~~incorporated by reference in Rule 14-46.001, F.A.C. and the current Standard Specifications for Road and Bridge Construction. The Department shall regulate, limit, or restrict hours of filming to minimize disruption of traffic on the state highway system. When filming causes undue disruption of traffic, or creates safety hazards on a state highway, the Department shall require immediate corrective action within a specified time frame, or cause filming to cease if deemed necessary. The Department shall require the submittal of a maintenance of traffic plan with the request for permit to ensure compliance with this provision. The Department may require the presence of an off duty law enforcement officer in areas of congestion, critical traffic flow, or situations that may cause hazardous conditions.~~

6. Written approval from the local fire department if pyrotechnics are involved.

7. Written approval from the U.S. Coast Guard if any movable bridges are affected.

8. Written approval from the Federal Aviation Administration if low flying aircraft are involved.

(2) Stunts, staged accidents, explosives, or pyrotechnics that may cause damage to state property shall not be approved. If pyrotechnics are involved, an experienced pyrotechnic operator shall be on location and in charge of all use, storage, and handling of any pyrotechnic devices. The permittee will be responsible for securing any pyrotechnic permit required by the local governmental entity and providing a copy to the Department.

~~(3)(6) Filming of activities on a state road right rights of way from low flying aircraft must comply be in compliance with Federal Aviation Administration regulations, and shall will not be approved permitted if the public safety or welfare is jeopardized. Any activities involving aircraft shall require written notification of overhead utility companies.~~

(4) Filming activities that may negatively affect any utility shall not be approved without prior written permission from the utility.

~~Rulemaking Specific Authority 334.044(2), 335.10(2), 337.406(4) FS. Law Implemented 316.003, 316.006(1), 316.008, 334.044(28) 337.406(1), 496.425 FS. History—New 4-15-92, Amended \_\_\_\_\_.~~

14-65.0075 Special Events and Filming on Limited Access Facilities.

(1) General Criteria:

The use of limited access facilities for special events and filming will be considered based upon the following criteria:

(a) The use shall not interfere with the safe and efficient movement of traffic.

(b) The use shall not endanger the safety of the public.

(c) Written approval is obtained from the local governmental entity.

(d) Proof of liability insurance in the amount of \$1,000,000 is submitted to the Department. The Department shall be named as an additional insured.

(2) The use shall be for a limited duration. Approval for the length of the duration shall be obtained from the Department.

(3) Special events shall also comply with the criteria of Rule 14-65.0035, F.A.C.

(4) Filming shall also comply with the criteria of Rule 14-65.0065, F.A.C.

(5) Special events and filming shall be subject to the safety conditions set forth in the permit.

Rulemaking Authority 334.044(2), 334.044(10)(a), 335.10(2) FS. Law Implemented 337.406(1) FS. History—New \_\_\_\_\_.

**PUBLIC SERVICE COMMISSION**

RULE NOS.:	RULE TITLES:
25-6.050	Location of Meters
25-6.100	Customer Billings

PURPOSE AND EFFECT: To amend Rule 25-6.050, F.A.C., to clarify the existing practice of requiring the customer to pay for locating a meter somewhere other than where determined most cost effective by the utility. To amend Rule 25-6.100, F.A.C., by eliminating the reference to local offices, since most electric utilities no longer maintain them, and specifying other means to obtain information previously supplied through local offices

SUBJECT AREA TO BE ADDRESSED: Electric utility regulation.

RULEMAKING AUTHORITY: 366.05(1), 366.04(2) FS.

LAW IMPLEMENTED: 366.05(1), 366.04(2), 366.03, 366.041(1), 366.051, 366.06(1) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Cindy Miller, Florida Public Service Commission, Office of the General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6082, cmiller@psc.state.fl.us

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

**PUBLIC SERVICE COMMISSION**

RULE NOS.:	RULE TITLES:
25-7.0851	Backbilling
25-7.0852	Unauthorized Use of Gas

PURPOSE AND EFFECT: To amend Rule 25-7.0851, F.A.C., to address overbilling as well as underbilling due to company error, and a process for refunds is provided. To adopt Rule 25-7.0852, F.A.C., to address billing for unauthorized use of gas.

SUBJECT AREA TO BE ADDRESSED: Gas utility regulation.

RULEMAKING AUTHORITY: 367.121 FS.

LAW IMPLEMENTED: 367.121 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Cindy Miller, Florida Public Service Commission, Office of the General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6082, cmiller@psc.state.fl.us

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

**DEPARTMENT OF CORRECTIONS**

RULE NO.: 33-602.205                      RULE TITLE: Inmate Telephone Use

PURPOSE AND EFFECT: The purpose and effect of the proposed rulemaking is to permit inmates to make collect telephone calls to pre-approved, personal cell phones.

SUBJECT AREA TO BE ADDRESSED: Inmate telephone use.

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Laura Gallagher, 501 S. Calhoun Street, Tallahassee, Florida 32399

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-602.205 Inmate Telephone Use.

(1) No change.

(2) Inmate telephone procedures will be conducted as follows:

(a) To initiate telephone privileges, inmates shall complete Form DC6-223, Inmate Telephone Agreement and Number List. Each inmate is limited to no more than 10 names and numbers of persons he or she wishes to access. Inmates shall not be allowed to telephone any person not on this list except as outlined in paragraph (3)(a) and subsection (4) of this rule. Inmates shall not make three-way telephone calls nor make calls to numbers on the list which are then transferred to other telephone numbers. Inmates shall not be allowed to include business telephone numbers on the list. Collect calls to personal cell phone numbers will be allowed as follows:

1. The cell phone must be contracted through a wireless telecommunications company licensed by the Federal Communications Commission;

2. No calls to pre-paid or pay-as-you-go cell phones will be allowed;

3. No calls to business cell phone numbers will be allowed;

4. The inmate will be responsible for advising family/friends that they must contact the contractor for the inmate telephone system to establish a payment account for calls made to the cell phone number;

5. Billing information for the cell phone owner must be a physical address. The Department reserves the right to require that a copy of the cell phone contract be provided to the inmate telephone system contractor to verify ownership, physical address for billing information, and (i)-(iii) above.

(b) through (l) No change.

(m) The Department shall have the ability to immediately temporarily deactivate any inmate's telephone account established under (2)(a), upon approval of the Warden/Duty Warden, for any of the following reasons:

1. 48-hours prior to any transfer;

2. 48-hours prior to any outside medical appointment;

3. 48-hours prior to any outside court appointment.

(3) through (16) No change.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History--New 11-19-81, Formerly 33-3.125, Amended 11-21-86, 1-6-92, 3-24-97, 7-22-97, 12-21-98, Formerly 33-3.0125, Amended 2-7-00, 6-18-02, 2-4-03, 12-30-03, 11-25-04, 1-7-07, 9-24-07, 3-23-08,\_\_\_\_\_.

**DEPARTMENT OF ELDER AFFAIRS**

**Federal Aging Programs**

RULE NO.: 58A-1.010                      RULE TITLE: Program Forms

PURPOSE AND EFFECT: The purpose of this rule development is to continue efforts to amend the 701B, Department of Elder Affairs Assessment Instrument, dated September 2008, to address the efficiency and accuracy of the assessment.

SUBJECT AREA TO BE ADDRESSED: Amendments to the form will address the manner and methodology of evaluating an older person as qualified for services coordinated through the Department of Elder Affairs.

RULEMAKING AUTHORITY: 430.08, 430.101 FS.

LAW IMPLEMENTED: 430.04(1), 430.101 FS.

INTERESTED PARTIES MAY COMMENT ON THE 701B FORM AND MAKE SUGGESTIONS BY TAKING OUR ONLINE SURVEY AT: <http://www.surveymonkey.com/s/701BComments>. HOWEVER, IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Jessica Tice, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000, Telephone Number: (850)414-2453, Email address: [TiceJ@elderaffairs.org](mailto:TiceJ@elderaffairs.org).

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE OR YOU MAY VIEW THE PROPOSED 701B FORM AT: [http://elderaffairs.state.fl.us/doesa/701b\\_draft.php](http://elderaffairs.state.fl.us/doesa/701b_draft.php).

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

RULE NOS.:	RULE TITLES:
61-30.101	Definitions
61-30.102	License Requirements
61-30.103	Examination
61-30.201	Fees
61-30.301	Delinquent License
61-30.302	Inactive, Active Status
61-30.401	License Renewal
61-30.402	Continuing Education Requirements for Biennial Renewal
61-30.403	Discretionary Hardship Reinstatement of Null or Void Licenses
61-30.501	Provider Approval, Prelicensure and Continuing Education
61-30.502	Provider Requirements, Prelicensure and Continuing Education
61-30.503	Course Approval, Prelicensure and Continuing Education
61-30.602	Disciplinary Guidelines
61-30.603	Notice of Noncompliance
61-30.604	Citations
61-30.605	Mediation
61-30.801	Standards of Practice, General
61-30.802	Standards of Practice, Structure

61-30.803	Standards of Practice, Electrical Systems
61-30.804	Standards of Practice, HVAC Systems
61-30.805	Standards of Practice, Roof Covering
61-30.806	Standards of Practice, Plumbing Systems
61-30.807	Standards of Practice, Interior Components
61-30.808	Standards of Practice, Fireplaces and Solid Fuel Burning Appliances
61-30.809	Standards of Practice, Household Appliances
61-30.810	Standards of Practice, Exterior Components
61-30.811	Standards of Practice, Site Conditions that Affect the Structure
61-30.812	Standards of Practice, General Limitations and Exclusions

PURPOSE AND EFFECT: The purpose and effect of the proposed rules is to implement the new regulations for Home Inspectors, enacted in Chapter 468, Part XV, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Licensing and regulation of home inspectors in Florida under Section 468.83, F.S.

RULEMAKING AUTHORITY: 455.02(2), 455.213(6), 455.217(1)(d), 455.219(1), (2), 455.224(2), 455.225(3), 455.227(3), 455.235(1), 455.271(2), (3), (6)(b), (7), (8), 455.2123, 455.2124(2), 455.2177(1)(d), 455.2178(5), 455.2179(1), (3), 455.2273, 468.832, 468.8312(1), 468.8313(4), (6), 468.8314, 468.8315(2), 468.8316(1), (2), 468.8317(2), (3), 468.8319, 468.832, 468.8325 FS.

LAW IMPLEMENTED: 455.02, 455.212, 455.213, 455.217, 455.219, 455.224, 455.225, 455.227, 455.235, 455.271, 455.2124, 455.2177, 455.2178, 455.2179, 455.2273, 468.8312, 468.8313, 468.8314, 468.8315, 468.8316, 468.8317, 468.8319, 468.832, 468.8325 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Richard Morrison, Executive Director, Home Inspector Licensing Unit, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)487-1395

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



**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

RULE NO.: 61-35.017  
 RULE TITLE: Landscape Architecture Departmental Forms

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to adopt new application forms.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed in this rule is Landscape Architecture application forms.

RULEMAKING AUTHORITY: 455.203, 455.213 FS.

LAW IMPLEMENTED: 455.271, 481.309, 481.310, 481.311, 481.313, 481.317, 481.319 FS.

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

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: Sheri Snyder, Division of Professions, 1940 North Monroe St., Tallahassee, FL 32399-0783, (850)717-1496, Sheri.Snyder@dbpr.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sheri Snyder, Division of Professions, 1940 North Monroe St., Tallahassee, FL 32399-0783, (850)717-1496, Sheri.Snyder@dbpr.state.fl.us

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

RULE NO.: 61-35.026  
 RULE TITLE: Florida Real Estate Appraisal Departmental Forms

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to adopt new application forms.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed in this rule is Florida Real Estate Appraisal forms.

RULEMAKING AUTHORITY: 455.213 FS.

LAW IMPLEMENTED: 455.213, 475.6235 FS.

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

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: Sheri Snyder, Division of Professions, 1940 North Monroe St., Tallahassee, FL 32399-0783, (850)717-1496, Sheri.Snyder@dbpr.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sheri Snyder, Division of Professions, 1940 North Monroe St., Tallahassee, FL 32399-0783, (850)717-1496, Sheri.Snyder@dbpr.state.fl.us

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Auctioneers**

RULE NO.: 61G2-5.001  
 RULE TITLE: Requirements for Conducting an Auction

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete unnecessary language.

SUBJECT AREA TO BE ADDRESSED: Requirements for Conducting an Auction.

RULEMAKING AUTHORITY: 468.384(2) FS.

LAW IMPLEMENTED: 468.388, 468.389 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Anthony Spivey, Executive Director, Board of Auctioneers, 1940 North Monroe Street, Tallahassee, Florida 32399-0754

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NOS.:	RULE TITLES:
62-780.100	Referenced Guidelines
62-780.110	Purpose, Intent, and General Principles
62-780.150	Applicability
62-780.200	Acronyms and Definitions
62-780.220	Notices
62-780.300	Quality Assurance Requirements
62-780.400	Professional Certifications
62-780.450	Combined Document
62-780.500	Emergency Response Action or Interim Source Removal
62-780.550	De Minimis Discharges
62-780.600	Site Assessment
62-780.610	Fate and Transport Model and Statistical Method Requirements
62-780.650	Risk Assessment
62-780.680	No Further Action and No Further Action with Controls
62-780.690	Natural Attenuation with Monitoring
62-780.700	Active Remediation
62-780.750	Post Active Remediation Monitoring
62-780.790	Time Schedules
62-780.900	Forms

**PURPOSE AND EFFECT:** To discuss proposed changes to all sections of Chapter 62-780, F.A.C., Contaminated Site Cleanup Criteria, as a result of merging Chapters 62-770 (Petroleum Contamination Site Cleanup Criteria), 62-782 (Drycleaning Solvent Cleanup Criteria), and 62-785 (Brownfields Cleanup Criteria) into the existing Chapter 62-780, F.A.C. The purpose is to achieve rule consolidation and consistency across programs, where possible, based on governing statutes. Concurrently, the Department will propose to repeal Chapters 62-770, 62-782 and 62-785, F.A.C.

**SUBJECT AREA TO BE ADDRESSED:** Consolidation of the four current Risk-Based Corrective Action (RBCA) rule chapters into a single rule chapter that addresses the criteria and process for conducting site rehabilitation at all types of contaminated sites in Florida. The discussion will be focused on proposed procedural changes to effectuate the merging of the four RBCA rules leading to a DEP Secretarial Rule Adoption Hearing.

**RULEMAKING AUTHORITY:** 376.30701, 376.30702, 403.7255, 403.0877, 376.303, 376.3071, 376.3078(4), 376.3078(9), 376.81, 403.061 FS.

**LAW IMPLEMENTED:** 376.30701, 376.30702, 403.7255, 403.0877, 376.3071, 376.3078(4), 376.3078(9), 376.80, 376.81, 376.305, 376.30711 FS.

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

**DATE AND TIME:** Wednesday, March 28, 2012, 9:00 a.m. – 5:00 p.m.

**PLACE:** In person: Department of Environmental Protection, 2600 Blair Stone Road, Room 609, Tallahassee, FL, Via Webinar: <https://www2.gotomeeting.com/register/588534306> Registration for the Webinar is limited to 125 participants, so please consider sharing access with other participants, if possible.

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: Brian Dougherty at (850)245-7503 or [brian.dougherty@dep.state.fl.us](mailto:brian.dougherty@dep.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Brian Dougherty at (850)245-7503 or [brian.dougherty@dep.state.fl.us](mailto:brian.dougherty@dep.state.fl.us) or an electronic copy of the preliminary draft of the rule can be found at <http://www.dep.state.fl.us/waste/default.htm> under the heading “Rulemaking Underway”. **THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.**

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.:	RULE TITLE:
64B8-8.001	Disciplinary Guidelines

**PURPOSE AND EFFECT:** The Board proposes the development of a rule amendment to address a violation of Section 458.331(1)(ss), F.S.

**SUBJECT AREA TO BE ADDRESSED:** The disciplinary guidelines for violation of Section 458.331(1)(ss), F.S.

**RULEMAKING AUTHORITY:** 456.079, 458.309, 458.331(5) FS.

**LAW IMPLEMENTED:** 456.50(2), 456.0575, 456.072, 456.079, 458.331(5) FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Joy A. Tootle, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253 **THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.**

**DEPARTMENT OF HEALTH****Board of Medicine**

RULE NOS.:           RULE TITLES:  
64B8-8.015           Mediation  
64B8-8.017           Citation Authority

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address additional violations which can be handled through mediation or through the citation process.

SUBJECT AREA TO BE ADDRESSED: Mediation and citations.

RULEMAKING AUTHORITY: 456.077(6), 456.078(6) FS.

LAW IMPLEMENTED: 456.077, 456.078 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joy A. Tootle, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253  
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**DEPARTMENT OF HEALTH****Board of Medicine**

RULE NO.:           RULE TITLE:  
64B8-9.009           Standard of Care for Office Surgery

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to set forth conditions under which physicians do not need to keep dantrolene in office surgery facilities.

SUBJECT AREA TO BE ADDRESSED: The clarification of conditions under which dantrolene is not necessary in office surgery settings.

RULEMAKING AUTHORITY: 458.309(1), 458.331(1)(v) FS.

LAW IMPLEMENTED: 458.331(1)(v), 458.351 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joy A. Tootle, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

**DEPARTMENT OF HEALTH****Board of Medicine**

RULE NO.:           RULE TITLE:  
64B8-9.0092           Approval of Physician Office  
                                  Accrediting Organizations

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to delete an entity which had been approved until July of 2011 as an accrediting organization.

SUBJECT AREA TO BE ADDRESSED: Deletion of the Institute of Medical Quality as an accrediting organization.

RULEMAKING AUTHORITY: 458.309(3) FS.

LAW IMPLEMENTED: 458.309(3) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joy A. Tootle, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253  
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**DEPARTMENT OF HEALTH****Board of Medicine**

RULE NO.:           RULE TITLE:  
64B8-9.0131           Training Requirements for  
                                  Physicians Practicing in Pain  
                                  Management Clinics

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to clarify one of the training requirement options with regard to physicians who practice in pain management clinics.

SUBJECT AREA TO BE ADDRESSED: Clarification of one of the training requirement options for physicians who practice in pain management clinics.

RULEMAKING AUTHORITY: 458.3265(4)(d) FS.

LAW IMPLEMENTED: 458.3265(4)(d) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Joy A. Tootle, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B8-9.0131 Training Requirements for Physicians Practicing in Pain Management Clinics.

Effective July 1, 2012, physicians who have not met the qualifications set forth in subsections (1) through (6), below, shall have successfully completed a pain medicine fellowship that is accredited by the Accreditation Council for Graduate Medical Education (ACGME) or a pain medicine residency that is accredited by ACGME. Prior to July 1, 2012, physicians prescribing or dispensing controlled substance medications in pain-management clinics registered pursuant to Section 458.3265, F.S., must meet one of the following qualifications:

- (1) through (5) No change.
- (6) Three (3) years of documented full-time practice, which is defined as an average of 20 hours per week each year, in pain-management and ~~within six months of the effective date of this rule~~, attendance and successful completion of 40 hours of in-person, live-participatory AMA Category I CME courses in pain management that address all the following subject areas:

- (a) through (l) No change.
- (7) No change.

Rulemaking Authority 458.3265(4)(d) FS. Law Implemented 458.3265(4)(d) FS. History—New 5-17-11, Amended.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NOS.:                   RULE TITLES:  
 68A-9.005                   Falconry  
 68A-9.006                   Wildlife Rehabilitation Permit

PURPOSE AND EFFECT: The purpose and effect of this rule development effort is to establish or revise rule provisions associated with falconry and wildlife rehabilitation. This effort is necessary to incorporate federal changes to regulations governing falconry.

SUBJECT AREA TO BE ADDRESSED: Subject areas covered in the proposed rules include falconry and wildlife rehabilitation.

RULEMAKING AUTHORITY: Art. IV, Sec. 9, Florida Constitution.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Inv. Jason Marlow, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)488-6253

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

**FINANCIAL SERVICES COMMISSION**

**Finance**

RULE NO.:                   RULE TITLE:  
 69V-560.1012               Adoption of Forms  
 PURPOSE AND EFFECT: Paragraph 69V-560.1012(1)(a), F.A.C., is being amended to reduce fingerprint processing fees from \$43.25 to \$40.50. The current fee of \$43.25 represents \$24 charged by the Florida Department of Law Enforcement for a state criminal history check and \$19.25 charged by the U.S. Department of Justice for a national criminal history check. The U.S. Department of Justice will be reducing its fee from \$19.25 to \$16.50. Therefore, Form OFR-560-01, which references the applicable fees, is being amended to reduce the fingerprint processing fees from \$43.25 to \$40.50.

SUBJECT AREA TO BE ADDRESSED: Money Services Businesses – Fingerprint Processing Fees.

RULEMAKING AUTHORITY: 560.105, 560.118, 560.141, 560.2085, 560.209, 560.403 FS.

LAW IMPLEMENTED: 560.118, 560.140, 560.141, 560.205, 560.2085, 560.209, 560.403, 943.053 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Greg Oaks, Interim Director, Division of Finance, greg.oaks@flofr.com; (850)410-9601

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

69V-560.1012 Adoption of Forms.

(1) The following forms are incorporated by reference and redopted by this rule for the purposes of Rules 69V-560.102-.913, F.A.C.:

(a) Application for Licensure as a Money Services Business, Form OFR-560-01, effective 10-18-09, amended, <http://www.flrules.org/Gateway/reference.asp?No=Ref-01013>.

(b) Location Notification Form, Form OFR-560-02, effective 1-13-09.

(c) Declaration of Intent to Engage in Deferred Presentment Transactions, Form OFR-560-03, effective 1-13-09.

(d) Money Services Business Quarterly Report Form, Form OFR-560-04, effective 1-13-09.

(e) Pledge Agreement, Form OFR-560-05, effective 1-13-09.

(f) Money Services Business Surety Bond Form, Form OFR-560-06, effective 1-13-09.

(g) Security Device Calculation Form, Form OFR-560-07, effective 10-18-09.

(h) Request for Exemption from Electronic Filing Requirements, Form OFR-560-08, effective 3/16/2011, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00145>.

(i) Florida Fingerprint Card (FL922720Z), effective 1-13-09.

(j) Currency Transaction Report, FinCEN Form 104, effective 1-13-09.

(k) Suspicious Activity Report by Money Services Business, FinCEN Form 109, effective 1-13-09.

(l) Report of International Transportation of Currency or Monetary Instruments, FinCEN Form 105, effective 1-13-09.

(2) All forms adopted by this rule are available on the Office's website at [www.flofr.com](http://www.flofr.com) and by mail from the Office of Financial Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0376.

Rulemaking Authority 560.105, 560.118, 560.141, 560.2085, 560.209, 560.403 FS. Law Implemented 560.118, 560.140, 560.141, 560.205, 560.2085, 560.209, 560.403, 943.053 FS. History—New 1-13-09, Amended 10-18-09, 3-16-11, \_\_\_\_\_.

**FINANCIAL SERVICES COMMISSION**

**Securities**

RULE NOS.:	RULE TITLES:
69W-600.002	Application for Registration as Associated Person
69W-600.006	Fingerprint Requirements

PURPOSE AND EFFECT: Rules 69W-600.002 and 69W-600.006, F.A.C., are being amended to reduce fingerprint processing fees from \$43.25 to \$40.50. The current fee of \$43.25 represents \$24 charged by the Florida Department of Law Enforcement for a state criminal history check and \$19.25 charged by the U.S. Department of Justice for a national criminal history check. The U.S. Department of Justice is reducing its fee from \$19.25 to \$16.50. Therefore, the rules are being amended to reduce fingerprint processing fees from \$43.25 to \$40.50.

SUBJECT AREA TO BE ADDRESSED: Securities Regulation – Fingerprint Processing Fees.

RULEMAKING AUTHORITY: 215.405, 517.03, 517.12(6) FS.

LAW IMPLEMENTED: 517.12(6), (7), (10), 517.1205, 943.053 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Rob Vandiver, Chief Counsel, 410-9707, [robert.vandiver@flofr.com](mailto:robert.vandiver@flofr.com)

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

69W-600.002 Application for Registration as Associated Person.

(1)(a) No change.

(b) A complete initial application must include the following exhibits or forms that are appropriate for the type of registration requested:

1. through 4. No change.

5. A complete Florida Fingerprint Card (FL921250Z) when required under Section 517.12(7), F.S., and Rule 69W-600.006, F.A.C., provided by the Office of Financial Regulation and taken by an authorized law enforcement agency and accompanied by a non-refundable ~~\$40.50~~ ~~\$43.25~~ processing fee. Form FL921250Z, Florida Fingerprint Card, is incorporated by reference in subsection 69W-301.002(7), F.A.C.

(c) No change.

(2) No change.

Rulemaking Authority 215.405, 517.03(1), 517.12(6) FS. Law Implemented 517.12(6), (7), (10), 517.1205, 943.053 FS. History—New 9-20-82, Formerly 3E-301.02, Amended 10-15-86, 10-4-88, 6-24-90, 7-29-90, 10-14-90, 8-1-91, 6-16-92, 6-28-93, 11-14-93, 3-13-94, 4-30-96, 12-29-96, 6-22-98, 5-10-00, 9-19-00, 7-31-02, 12-11-03, Formerly 3E-600.002, Amended 3-16-06, 5-15-07, 12-24-07, 12-25-08, 11-22-10, \_\_\_\_\_.

69W-600.006 Fingerprint Requirements.

(1) Fingerprints filed in accordance with Section 517.12(7), F.S., shall be on fingerprint cards supplied by the Office of Financial Regulation taken by an authorized law enforcement agency, and accompanied by a non-refundable ~~\$40.50~~ ~~\$43.25~~ processing fee. Form FL921250Z, Florida Fingerprint Card, is incorporated by reference in subsection 69W-301.002(7), F.A.C.

(2) No change.

(3) Notwithstanding any exemptions found in SEC rule 17f-2 (17 C.F.R. § 240.17f-2 (2010)), any direct owner, principal, or indirect owner that is required to be reported on Form BD, Uniform Application for Broker-Dealer Registration, or Form ADV, Uniform Application for Investment Adviser Registration, pursuant to Section 517.12(7), F.S., who is not currently registered in Florida with the firm they are seeking to join or act as a direct owner, principal, or indirect owner shall submit to the Office fingerprint cards supplied by the Office of Financial Regulation taken by an authorized law enforcement agency, and accompanied by a non-refundable \$40.50 \$43.25 processing fee. Such fingerprint card and fee shall be filed directly with the Office until such time as FINRA has the capability to electronically display the fingerprint card results to Florida via the CRD system. Form FL921250Z (Florida Fingerprint Card), Form BD, and Form ADV are incorporated by reference in subsection 69W-301.002(7), F.A.C.

(4) No change.

Rulemaking Authority 215.405, 517.03 FS. Law Implemented 517.12(7), 943.053 FS. History—New 12-5-79, Amended 9-20-82, Formerly 3E-600.06, Amended 8-1-91, Formerly 3E-600.006, Amended 5-15-07, 12-24-07, 12-25-08, 11-22-10, \_\_\_\_\_.

## Section II Proposed Rules

### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

#### Division of Agricultural Environmental Services

RULE NO.: 5E-2.036  
RULE TITLE: Restrictions on the Use of Methyl Bromide as a Soil Fumigant; Application Equipment Requirements

PURPOSE AND EFFECT: The purpose and effect of this rulemaking is to repeal Rule 5E-2.036, F.A.C., relating to restrictions on the use of methyl bromide as a soil fumigant. Measures implemented by the United States Environmental Protection Agency (EPA) in 2010 and 2011 establish new label requirements for use that are equivalent to or more restrictive than the restrictions imposed by this rule.

SUMMARY: This rule is being repealed because it is no longer necessary in light of label requirements implemented by the EPA in 2010 and 2011 which are equivalent to or more restrictive for use of methyl bromide than the restrictions imposed by this rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: This rule is being repealed to remove a layer of duplicitous regulation because label restrictions implemented by the EPA in 2010 and 2011 are equivalent to or more restrictive for the use of methyl bromide than the restrictions imposed by this rule. Based on the Department’s experiences with repeals of superseded and unnecessary rules, the adverse impact or regulatory costs, if any, caused by the repeal of Rule 5E-2.036, F.A.C., do not exceed nor would exceed any one of the economic analysis criteria in a Statement of Economic Regulatory Costs (SERC) as set forth in Section 120.541(2)(a), Florida Statutes.

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: 487.042, 487.051(1)(b), 487.051(2), 570.07(23) FS.

LAW IMPLEMENTED: 487.042, 487.051(1)(b), 487.051(2) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mr. Bruce Nicely, Chief, Bureau of Compliance Monitoring, 3125 Conner Boulevard, Building #8, Tallahassee, Florida 32399-1650, (850)617-7850

THE FULL TEXT OF THE PROPOSED RULE IS:

5E-2.036 Restrictions on the Use of Methyl Bromide as a Soil Fumigant; Application Equipment Requirements.

Rulemaking Specific Authority 487.042, 487.051(1)(b), 487.051(2), 570.07(23) FS. Law Implemented 487.042, 487.051(1)(b), 487.051(2) FS. History—New 1-31-91, Amended 7-18-95, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mr. Anderson H, Rackley, Director of Agricultural Environmental Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mr. Adam H. Putnam, Commissioner of Agriculture

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 26, 2012

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Agricultural Environmental Services**

RULE NO.: 5E-2.040  
 RULE TITLE: Pesticide Active Ingredients Subject to Supplemental Registration Fee

PURPOSE AND EFFECT: The Department’s purpose in revising this rule is to achieve compliance with Section 487.041(1)(d), F.S.

SUMMARY: The proposed rule is required to implement the provisions of Section 487.041(1)(d), F.S. of the Florida Pesticide Law which establishes a supplemental registration fee for any pesticide product brand containing an active ingredient that has a food residue tolerance as established in the 40 Code of Federal Regulations, part 180. This Section requires the Department to biennially publish a list of the pesticide active ingredients that are subject to a supplemental fee.

**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: This supplemental registration fee is based on the biennial publishing of the list of active ingredients that have a food residue tolerance as established in 40 Code of Federal Regulations, Part 180. The rule is necessary to identify those active ingredients that will trigger the requirement for pesticide registrants to pay a supplemental registration fee. The proposed rule increases the existing list of 408 active ingredients to 422 active ingredients, based on changes published in 40 CFR 180. This represents a 3.4% increase in the number of active ingredients. The effect of this increase on Florida companies would be very modest for two reasons: (1) only 34 of 369 Florida companies currently register products requiring a supplemental fee; and (2) if the 3.4% increase applied equally to all 34 companies, the projected total supplemental fee revenues for Florida companies would change from \$105,840 to \$109,439, a total statewide increase of only \$3599.

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: 487.041(1)(d) FS.

LAW IMPLEMENTED: 487.041(1)(d) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dr. Dennis F. Howard, Bureau Chief, Bureau of Pesticides, 3125 Conner Boulevard, Building 6, Tallahassee, FL 32399-1650, (850)617-7917

THE FULL TEXT OF THE PROPOSED RULE IS:

5E-2.040 Pesticide Active Ingredients Subject to Supplemental Registration Fee.

(1) The pesticide active ingredients published in the list of “Registered Pesticide Active Ingredients for which a Brand of Pesticide is Subject to a Supplemental Fee” ~~(04-21-11) (07-17-09)~~ are subject to the supplemental registration fee established in Section 487.041(1)(d) and (2), F.S.

~~(2)~~ All forms, filings specifications and materials contained in this rule are hereby adopted and incorporated by reference and may be obtained from the Florida Department of Agriculture and Consumer Services, Bureau of Pesticides, 3125 Conner Boulevard, Building 6, Tallahassee, Florida, 32399-1650; (850)617-6917 or <http://www.flrules.org/Gateway/reference.asp?No=Ref-01040> by ~~visiting the Department’s website at: http://www.flacs.org/pdf/Supplemental\_Registration\_Fee\_Ingredient\_List.pdf~~

Rulemaking Authority 487.041(1)(d), (2) FS. Law Implemented 487.041(1)(d), (2) FS. History—New 12-15-09, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mr. Anderson H. Rackley, Director, Division of Agricultural Environmental Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Mr. Adam H. Putnam, Commissioner of Agriculture

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 22, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 23, 2011

**DEPARTMENT OF TRANSPORTATION**

RULE NO.: 14-15.002  
 RULE TITLE: Manual of Uniform Minimum Standards for Design, Construction and Maintenance for Streets and Highways

PURPOSE AND EFFECT: Rule 14-15.002, F.A.C., is being amended to update the manual and other incorporated materials.

SUMMARY: The amendments include rewrites of the chapters addressing pedestrian and bicycle facilities, work zone safety, and bridges and other structures. Additionally, two new chapters are being added to address Signing and Marking, and Traditional Neighborhood Developments.

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.

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: 334.044(10)(a), 334.048(3), 336.045(1) FS.

LAW IMPLEMENTED: 334.044(10)(a), 336.045 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458, [deanna.hurt@dot.state.fl.us](mailto:deanna.hurt@dot.state.fl.us)

THE FULL TEXT OF THE PROPOSED RULE IS:

14-15.002 Manual of Uniform Minimum Standards for Design, Construction and Maintenance for Streets and Highways.

(1) The Manual of Uniform Minimum Standards for Design, Construction and Maintenance for Streets and Highways, May ~~2011~~ 2007 edition, is hereby incorporated by this rule and made a part of the rules of the Department of Transportation. A copy of the manual can be downloaded from the following website: <http://www.dot.state.fl.us/rddesign/FloridaGreenbook/FGB.shtm>; ~~<http://www.dot.state.fl.us/rddesign/FloridaGreenbook/FGB.htm>~~. ~~A certified copy has been filed with the Department of State.~~

(2) The following documents also are hereby incorporated by reference and made a part of this rule:

(a) AASHTO Load and Resistance Factor Design (LRFD) Bridge Design Specifications, 5 4th Edition (~~2010~~ 2007). A copy of the manual may be ordered from the AASHTO Bookstore website: <https://bookstore.transportation.org/>.

(b) Department of Transportation Office of Maintenance, Bridge Load Rating Manual. A copy of the manual can be downloaded from the following website: <http://www.dot.state.fl.us/statemaintenanceoffice/Bridge%20Load%20Rating%20Manual%20-%20January%202011.pdf>.

~~Structures Manual, Volume 8—FDOT Modifications to Manual for Conditions Evaluation and Load Resistance Factor Rating (LRFR) of Highway Bridges. A copy of the manual can be downloaded from the following website:~~ <http://www.dot.state.fl.us/structures/StructuresManual/CurrentRelease/StructuresManual.htm>.

(c) Sections 2.11 and 2.12 of Department of Transportation Structures Manual, Volume 1 ~~4~~ Structures Design Guidelines. A copy of the manual can be downloaded from the following website: <http://www.dot.state.fl.us/structures/StructuresManual/CurrentRelease/StructuresManual.shtm> ~~<http://www.dot.state.fl.us/structures/StructuresManual/CurrentRelease/StructuresManual.htm>~~.

(d) AASHTO Guide Specifications for Structural Design of Sound Barriers (1989) with the 2002 Interim to Guide Specifications for Structural Design of Sound Barriers. A copy of the manual may be ordered from the AASHTO Bookstore website: <https://bookstore.transportation.org/>.

(e) AASHTO Standard Specifications for Structural Supports for Highway Signs, Luminaires and Traffic Signals, 5th Edition (2009 2004), ~~with 2002 and 2003 Interims~~. A copy of the manual may be ordered from the AASHTO Bookstore website: <https://bookstore.transportation.org/>.

(f) Chapter 4 of Department of Transportation Drainage Manual. A copy of the manual can be downloaded from the following website: <http://www.dot.state.fl.us/rddesign/dr/Manualsandhandbooks.shtm> ~~<http://www.dot.state.fl.us/rddesign/dr/Manualsandhandbooks.htm>~~.

(g) Department of Transportation Structures Manual, Volume 9 IX – FDOT Modifications to Standard Specifications for Structural Supports for Highway Signs, Luminaires and Traffic Signals (LTS-54). A copy of the manual can be downloaded from the following website: <http://www.dot.state.fl.us/structures/StructuresManual/CurrentRelease/StructuresManual.shtm> ~~<http://www.dot.state.fl.us/structures/StructuresManual/CurrentRelease/StructuresManual.htm>~~.

(h) Department of Transportation Bridge Load Rating, Permitting and Posting Manual (2006). A copy of the manual can be downloaded from the following website: <http://www2.dot.state.fl.us/proceduraldocuments/procedures/bin/850010035.pdf>.

Rulemaking Specific Authority 334.044(10)(a), 334.048(3), 336.045(1) FS. Law Implemented 334.044(10)(a), 336.045 FS. History—New 1-22-76, Amended 7-13-81, 6-24-84, Formerly 14-15.02, Amended 8-25-86, 11-29-89, 11-1-94, 5-15-01, 7-9-02, 11-24-05, 10-16-07, \_\_\_\_\_.



NAME OF PERSON ORIGINATING PROPOSED RULE:  
David C. O'Hagan, P.E., State Roadway Design Engineer  
NAME OF AGENCY HEAD WHO APPROVED THE  
PROPOSED RULE: Ananth Prasad, P.E., Secretary, Florida  
Department of Transportation  
DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: February 9, 2012  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAW: November 4, 2011

**WATER MANAGEMENT DISTRICTS**  
**Suwannee River Water Management District**

RULE NO.: 40B-1.706 RULE TITLE: Fees

PURPOSE AND EFFECT: The purpose of the proposed rule development is to amend the citations within this section with regard to water use permitting. The effect of the proposed amendments is to maintain consistency with amendments to Chapter 40B-2, F.A.C., which became effective January 4, 2010.

SUMMARY: This proposed development will amend citations within this section with regard to water use permitting.

**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 District has determined no SERC is required because the amendments to this rule will not make any changes to costs associated with this rule. The amendments will correct citations to the correlating rule and make proposed withdrawal amounts consistent between this rule and the correlating rule. The amendment to this rule is therefore not expected to require legislative ratification pursuant to subsection 120.541(3), Florida Statutes.

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: 373.044, 373.109, 373.113, 373.118, 373.171 FS.

LAW IMPLEMENTED: 218.075, 373.109 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robin Lamm, Business Resource Specialist II, SRWMD, 9225 C.R. 49, Live Oak, Florida 32060, (386)362-1001 or (800)226-1066 (FL only)

THE FULL TEXT OF THE PROPOSED RULE IS:

40B-1.706 Fees.  
(1) through (4) No change.

TABLE T.A. SCHEDULE OF PERMIT FEES	
WATER USE PERMITS	
General Water Use Permits Less than 10,000 GPD-ADR per paragraph 40B-2.041(4)(1)(a), F.A.C.	\$100
Modification or Renewal	\$50
General Water Use Permits 10,000 GPD-ADR or more and less than 2,000,000 GPD-ADR as per paragraph 40B-2.041(4)(1)(b), F.A.C.	\$230
Modification or Renewal	\$115
Individual or Conceptual Approval Water Use Permits per subsection 40B-1.703(3) and paragraph 40B-2.041(5)(1)(b), F.A.C.	\$530
Modification or Renewal	\$265
TABLE T.B. No change.	

Rulemaking Specific Authority 373.044, 373.109, 373.113, 373.118, 373.171 FS. Law Implemented 218.075, 373.109 FS. History—New 6-16-88, Amended 11-25-90, 12-22-92, 10-16-94, 11-8-94, 10-3-95, 1-3-96, 6-22-99, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Jon Dinges, Department Director, SRWMD, 9225 C.R. 49, Live Oak, Florida 32060, (386)362-1001 or 1(800)226-1066 (FL only)

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 14, 2010

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 4, 2011

**WATER MANAGEMENT DISTRICTS**  
**Southwest Florida Water Management District**

RULE NOS.: 40D-21.031, 40D-21.051, 40D-21.211, 40D-21.221, 40D-21.231, 40D-21.251, 40D-21.275, 40D-21.281  
RULE TITLES: Elements of the Plan, Definitions, Monitoring Conditions, Evaluating Water Conditions, Declaring a Water Shortage, Water Shortage Phases, Implementing a Water Shortage Declaration, Modifying or Rescinding a Water Shortage Declaration

- 40D-21.331 Declaring a Water Shortage  
Emergency
- 40D-21.371 Actions During a Water Shortage  
Emergency
- 40D-21.391 Implementing a Water Shortage  
Emergency Declaration
- 40D-21.421 Enforcement
- 40D-21.441 Public Supply Water Shortage  
Mitigation Plans
- 40D-21.601 General
- 40D-21.621 Phase I: Moderate Water Shortage
- 40D-21.631 Phase II: Severe Water Shortage
- 40D-21.641 Phase III: Extreme Water Shortage
- 40D-21.651 Phase IV: Critical Water Shortage

**PURPOSE AND EFFECT:** The purpose of this rulemaking is to amend the District’s Water Shortage Plan. The effect will be to reduce unnecessary regulatory burdens and achieve other streamlining benefits for the regulated public. Each water management district is required, by state law, to have and implement a Water Shortage Plan which guides its responses to drought and other water shortage events. The District’s Water Shortage Plan (Chapter 40D-21, F.A.C.) was first developed in 1984.

**SUMMARY:** Needed modifications to the Plan were identified during the 1999-2001 drought and were addressed in a substantive rule update that ended in 2006. That update was part of a multi-year, multi-rule revision process which also involved major revisions to the District’s Year-Round Water Conservation Measures (Chapter 40D-22, F.A.C.). The revised year-round measures include a twice-per-week limit on lawn watering and other baseline demand management requirements upon which more stringent water shortage restrictions can be temporarily added, when needed, in accordance with the Plan. Further modifications to the Plan occurred in 2008 to clarify public supply water shortage mitigation provisions.

In September 2009, the Governing Board authorized initiation of rulemaking to incorporate additional rule modifications that were identified as a result of the District’s experience during the 2007-2010 droughts. Staff held two focus group meetings on November 5, 2009 and January 14, 2010, two public workshops on November 20, 2009 and April 29, 2010, and one special joint meeting of the Green Industry and Agricultural Advisory Committees on July 8, 2010 in order to develop and refine appropriate amendment language. Participants in these forums included: the air conditioning industry, University of Florida – Institute of Food and Agricultural Sciences extension agents, public supply water conservation specialists, sod farmers, local government attorneys, plant nursery representatives, and other subject matter experts.

On October 26, 2010, the Governing Board approved the proposed rule amendments, including staff suggested changes to resolve concerns from the Peace River Manasota Regional Water Supply Authority and other parties received just prior to

that Board meeting. However, publication for adoption and other final rulemaking steps needed to formally implement the Board-approved amendments were subsequently postponed. Postponement was needed to provide staff additional time to update the corresponding Statement of Estimated Regulatory Costs (SERC) in accordance with new provisions of Section 120.541(1), F.S., which was enacted as a result of HB 1565 from the Florida Legislature’s 2010 session.

The vast majority of the Board-approved rule amendments were ultimately determined to be consistent with the legislation and the regulatory streamlining and job protection goals of the statutory provisions and Executive Order 11-01. However, costs associated with four specific categories of Board-approved amendments (strengthening utility reporting requirements, strengthening utility messaging requirements, adding a new requirement for properties to test lawn and landscape irrigation systems which would need to be enforced, and clarifying the District’s expectations regarding local enforcement) were determined to have potentially disproportionate impacts and were re-examined .

Analysis of each of the four categories of rules listed above were used to identify potential revisions to the Board-approved amendments. The proposed revisions retain the most critical benefits while substantially reducing the regulatory costs. The proposed revisions do not require ratification by the Florida Legislature in accordance with Section 120.541(1), F.S.

**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: There are no costs to the regulated public as a result of the proposed amendments. Therefore, this rulemaking will not result in any adverse economic impacts or regulatory cost increases that require legislative ratification.

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:** 373.044, 373.113 FS.

**LAW IMPLEMENTED:** 373.119, 373.175, 373.185, 373.246 FS.

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

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 Southwest Florida Water Management District, Human Resources Director, 2379 Broad Street, Brooksville, Florida 34604-6899, telephone (352)796-7211, ext. 4702 or 1(800)423-1476 (FL only), ext. 4702; 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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Barbara Martinez, Office of General Counsel, 7601 Highway 301 North, Tampa, FL 33627-6759, (813)985-7481 (4660) (OGC #2009050)

THE FULL TEXT OF THE PROPOSED RULES IS:

#### PART I. GENERAL

40D-21.031 Elements of the Plan.

~~The Water Shortage Plan consists of the following elements:~~

~~(1) Part I. General. Part I provides the policy and purposes of the District in establishing the Water Shortage Plan. The various elements of the plan are described, and key terms utilized within the Plan are defined.~~

~~(2) Part II. Declaring and Implementing a Water Shortage. Part II describes the District's overall program of monitoring conditions in anticipation of and during a Water Shortage event. In addition, Part II describes the factors that the District will consider in declaring a Water Shortage. A method for expressing the severity of a Water Shortage in terms of four Water Shortage phases and procedures for implementing a Water Shortage declaration are also provided.~~

~~(3) Part III. Emergency Provisions. Part III establishes the procedures for declaring and implementing a Water Shortage emergency when the provisions of Part II are not sufficient to protect the water resource and its users.~~

~~(4) Part IV. Enforcement and Public Supply Water Shortage Mitigation Plans. Part IV describes how the District, in conjunction with local governmental entities and law enforcement officials, will enforce the provisions of a declared Water Shortage or Water Shortage emergency. The District's policy of providing regulatory flexibility and technical assistance to public suppliers wishing to manage and mitigate local Water Shortage effects within their jurisdictions, including those local governments located in multiple water management districts, is also described.~~

~~(5) Part V. The Classification System. Part V classifies each user according to the source of water supply, type of water use and method of withdrawal. These classifications are utilized in conjunction with Parts I, II, III and VI.~~

~~(6) Part VI. Specific Response Mechanisms. Part VI presents water use restrictions and other response mechanisms for each Water Shortage phase and Water Use Class. Various combinations of these response mechanisms may be employed by the District to achieve the desired effect during any phase of a Water Shortage or a Water Shortage Emergency.~~

~~Rulemaking Specific Authority 373.044, 373.113 FS. Law Implemented 373.246 FS. History—New 11-19-84, Amended 4-9-06, Repealed.~~

40D-21.051 Definitions.

(1) No change.

(2) “Agricultural Uses” are water uses associated with Agriculture as defined in Rule 40D-22.101, F.A.C. This specifically includes the irrigation of vegetables, fruits and other plants grown for human consumption at a residence or community garden, provided the plants are irrigated separately from any lawn or other landscape plant material. In order for irrigation of a fruit tree at a residence or community garden to be considered an Agricultural Use, the irrigation shall not be applied to any lawn or other landscape plant material.

(3) through (5) No change.

(6) “Drought Condition Level” is the level degree of drought or other water shortage being experienced, the degrees ranging from the moderate Level 1 to critical Level 4, based on the status of Drought Indicators. There are four levels: Moderate, Severe, Extreme and Critical.

(7) “Essential Uses” is the classification category for ~~are~~ water uses associated with maintaining public health, safety, or welfare, including the operation of public water supply systems, public waste water systems, sanitation facilities, military facilities, power generation facilities, hospitals and other medical facilities, medical equipment and fire suppression equipment.

(8) No change.

(9) “High-Use Single Family” means a single-family residential potable water customer that uses 15,000 gallons per month or more.

~~(10)~~(9) “Indoor Uses” are water uses associated with domestic and similar non-domestic needs. Domestic needs include drinking, bathing, cooking, cleaning and necessary sanitary purposes in a household environment. Similar non-domestic needs include drinking, bathing and necessary sanitary activities outside of the household environment, such as in customer or employee restrooms.

~~(11)~~(10) “Landscape Uses” are water uses related to the establishment and maintenance of Turfgrass, trees and other plant material. This specifically includes all Lawns and Landscape at homes and other residences, commercial or industrial buildings, parks, recreational areas, public rights-of-way, medians and other public and private properties. Within this classification, the District maintains the subclassifications of Cemeteries, Golf Courses, Driving

Ranges and Other Athletic Play Areas as defined in Rule 40D-22.101, F.A.C., to address the unique Turfgrass needs associated with these uses.

~~(12)(11)~~ “Mobile Equipment” means any public, private or commercial automobile, truck, trailer, railroad car, camper, boat, tractor, or any other type of similar equipment.

~~(13)(12)~~ “Moderate Water Shortage” is the alternative name for a Phase I Water Shortage.

~~(14)(13)~~ “Other Uses” are all other water uses not specifically included in other Use Classes, including augmentation of natural or man-made surface water bodies for aesthetic, recreational or habitat value; ornamental ponds, water fountains and other aesthetic water features; environmental restoration or enhancement; ~~cooling and air conditioning~~; swimming pools and other water-based non-commercial recreation; cleaning or Pressure Washing of structures, driveways, sidewalks and other impervious surfaces; and wetting roads and other surfaces for dust control or fire suppression when required by federal, state or local standards.

~~(15)(14)~~ “Permittee” is the holder of a Water Use Permit issued pursuant to Chapter 40D-2, F.A.C.

~~(16)(15)~~ “Phase I Water Shortage” is also referred to as “Moderate Water Shortage” and is described in Rule 40D-21.621, F.A.C.

~~(17)(16)~~ “Phase II Water Shortage” is also referred to as “Severe Water Shortage” and is described in Rule 40D-21.631, F.A.C.

~~(18)(17)~~ “Phase III Water Shortage” is also referred to as “Extreme Water Shortage” and is described in Rule 40D-21.641, F.A.C.

~~(19)(18)~~ “Phase IV Water Shortage” is also referred to as “Critical Water Shortage” and is described in Rule 40D-21.651, F.A.C.

~~(20)(19)~~ “Plan” means the plan set forth in this Chapter, including restrictions and other required actions response mechanisms as authorized by Sections 373.246 and 373.175, F.S.

~~(21)(20)~~ Pressure Washing” means the use of pressurized water for cleaning purposes, by means of equipment accepted by industry standards. Industry standards specifically include a self-canceling or automatic nozzle, water pressure at a minimum of 1,000 p.s.i. (pounds per square inch) and water volume at a maximum of five (5) gallons per minute. Professional-grade equipment operates at a water pressure of at least 2,900 p.s.i.

~~(22)~~ “Public Supply Water System” and “public supply water system” for the purpose of this rule means either a “community water system” or a “wholesale system” as those terms are defined by Rule 62-550.200, Florida Administrative Code, whether a particular system is managed by a water supply authority, local government (municipality, county, or division or enterprise of a municipality or county) or

nongovernmental entity (such as a development-specific, investor-owned, non-profit or special district facility). For the purpose of this rule, an entity which submeters a master-metered connection to a public supply water system (such as a third party submetering units in an apartment complex) is not considered to be a public supply water system.

~~(23)(21)~~ “Severe Water Shortage” is the alternative name for a Phase II Water Shortage.

~~(24)~~ “Small Water Utility” and “small water utility” means a “Public Supply Water System” (defined above) or “Water Utility” (defined below) that makes no water withdrawals and receives less than 100,000 gallons per day on an annual average basis from another public supply utility, or that has a combined annual average daily water demand (withdrawals plus imports minus exports) of less than 100,000 gallons per day and is required to have a water use permit pursuant to Rule 40D-2.041, F.A.C.

~~(25)(22)~~ “Source Class” means the specified water resource from which a user is obtaining water either directly or indirectly. Source Classes within the District are identified in Rule 40D-21.531, F.A.C.

~~(26)(23)~~ “Supplemental Irrigation” is the water applied to established plant material to satisfy water needs not met by rainfall means irrigation that is intended to meet the net water requirement for established plant material. This is the difference between the plant material’s current water requirement and recent effective rainfall.

~~(27)(24)~~ “Use Class” means the category describing the purpose for which the user is utilizing water. Use Classes within the District are identified in Rule 40D-21.541, F.A.C.

~~(28)(25)~~ Water Shortage” means a drought or other situation within all or part of the District, for which the Governing Board has determined that there is insufficient water to meet the present and anticipated needs of users, or conditions are such that there is a need to require temporary reduction in water use within a particular area to protect one or more Source Class or the water resource from serious harm.

~~(29)(26)~~ “Water Shortage Emergency” means a Water Shortage for which a determination has been made that the powers exercised under Part II of this Plan are not sufficient to protect the public health, safety, or welfare; the health of livestock and other animals, fish or aquatic life; or other Essential Uses.

~~(30)~~ “Water Supply Authority” and “water supply authority” for the purpose of this rule is the term defined and described in Section 373.713, Florida Statutes.

~~(31)~~ “Water Utility” and “water utility” for the purpose of this rule means the same thing as “Public Supply Water System” (defined above).

~~(32)(27)~~ Water Utility Uses” are water uses associated with maintaining and operating a public water supply system, whether the system is managed by a regional water supply authority, local government agency, or private entity. These

uses include water utility activities such as flushing lines and maintenance of treatment processes but do not include water distributed by the system for customer use.

(33) “Wholesale-Only System” or “wholesale-only system” for the purpose of this rule is a “wholesale system” that is not also a “community water system” as those terms are defined by Rule 62-550.200, F.A.C. In other words, it is a water supply authority or other “wholesale system” which only delivers water to another public water supply system.

Rulemaking Specific Authority 373.044, 373.113 FS. Law Implemented 373.175, 373.246 FS. History—New 11-19-84, Amended 7-2-86, 4-9-06, \_\_\_\_\_.

PART II. DECLARING AND IMPLEMENTING A WATER SHORTAGE

40D-21.211 Monitoring Conditions.

(1) No change.

(2) Condition monitoring – Water resource data and water demand data Data Sources—Data will be obtained from any relevant source of information needed to evaluate the following:

(a) Drought Indicators shown in Table 21-1.

(b) Current regional lake levels and their relationship to low normal values.

(c) Current and recent values of the U.S. Drought Monitor from the National Drought Mitigation Center.

(d) Current precipitation outlooks from the Climate Prediction Center of the National Oceanic and Atmospheric Administration’s National Weather Service.

(e) Public supply storage status, available, including, but not limited to:

(a) District databases and work products, including information on permitted quantities, relevant pumpage and meter records, inquiries to permit holders, field assessments and hydrologic/meteorologic/biologic information;

(b) The National Drought Mitigation Center, National Oceanic and Atmospheric Administration, U.S. Geological Survey, Florida Department of Environmental Protection, Florida Department of Agriculture and Consumer Services, local governments and other local, state, or federal agencies; and

(3) Resource Monitoring—The District collects and analyzes data concerning the water resource. These data include, but are not limited to:

(a) Drought indices and forecast products prepared by federal and state agencies;

(b) Levels in surface and ground waters, including potentiometric heads in confined and semi-confined aquifers;

(c) Water quality of surface and ground waters;

(d) Flows of surface waters;

(e) Rainfall; and

(f) Other data as may be required to evaluate the status of the water resources of the District, such as evapotranspiration or impacts on fish and wildlife.

(4) Demand Monitoring—The District collects and analyzes data concerning water user demand and its impact on the water resource, such as:

(a) Demands of Permittees;

(b) Demands of water users not subject to permitting, but subject to this Chapter 40D-21, F.A.C.;

(c) Demands of water users whose supply of water is established by federal law, such as Native American reservations; and

(d) Other data required to evaluate demand and its impact on waters within the District, such as water restriction enforcement data from local governments or the total demand in jurisdictions adjacent to District boundaries.

(3) Minimum monitoring standards – At a minimum, the District will monitor the Drought Indicators specified in Table 21-1.

Rulemaking Specific Authority 373.044, 373.113 FS. Law Implemented 373.175, 373.246 FS. History—New 4-9-06, Amended \_\_\_\_\_.

40D-21.221 Evaluating Water Conditions.

(1) No change.

(2) Regional condition data may represent the entire District or any portion thereof. ~~National condition and prediction data will be evaluated in combination with regional rainfall data.~~ Individual Drought Indicators and Drought Condition Levels shall be decision-making tools, not values that will automatically trigger a District response. ~~For example, after detecting a possible drought event through only one Drought Indicator, the District may want several weeks of additional monitoring and evaluation to recognize a clear shift in overall conditions that would warrant a recommendation to change restrictions.~~

(3) In evaluating whether or not a Water Shortage or Water Shortage Emergency should be declared, the following describes the evaluation process is followed:

(a) The District will compare current data to predetermined values for specific Drought Indicators indicators as shown in Table 21-1. For example, if the Aquifer Resource Indicator for a particular groundwater basin is in the 19th percentile and has been below the 25th percentile for four weeks, then that basin is considered to have a “severely abnormal” Drought Indicator.

(b) The District will compile these comparisons to determine the appropriate select a Drought Condition Level. Specifically, the combination of values for regional Drought Indicators shall be assessed in relation to the matrix shown in Table 21-2, then that assessment may be adjusted up or down based on national Drought Indicators. For example, if a watershed with a public supply reservoir was at Drought Condition Level 2 based on Regional Rainfall at the 24th percentile and Average Streamflow at the 20th percentile, but now both Drought Indicators are at the 25th percentile (the threshold for "moderately abnormal" for both indicators), the District may upgrade the watershed to Drought Condition Level 1 status if all national Drought Indicators have returned to normal or above normal values;

(c) ~~This In the absence of a declared or Water Shortage Emergency, this evaluation will occur on at least a monthly basis.~~

(d) ~~During a declared Water Shortage or Water Shortage Emergency, this evaluation will occur at least twice each month; and~~

(d)(e) Results of this evaluation will be reported to the Board on at least a monthly basis and to the Executive Director as needed.

Rulemaking Specific Authority 373.044, 373.113 FS. Law Implemented 373.175, 373.246 FS. History—New 11-19-84, Amended 4-9-06,\_\_\_\_\_.

TABLE 21-1:  
Drought Indicators

<u>Drought Indicator Value</u>	<u>REGIONAL RAINFALL (12-Month Moving Sum)</u>	<u>REGIONAL RAINFALL (24-Month Moving Sum)</u>	<u>CURRENT STREAM-FLOW (7-Day Moving Average)</u>	<u>AVERAGE STREAM-FLOW (8-Week Moving Average)</u>	<u>AQUIFER RESOURCE INDICATOR</u>
<u>Moderately Abnormal</u>	<u>21st to 25th percentile</u>	<u>21st to 25th percentile</u>	<u>21st to 25th percentile</u>	<u>21st to 25th percentile</u>	<u>16th to 25th percentile</u>
<u>Severely Abnormal</u>	<u>11th to 20th percentile</u>	<u>11th to 20th percentile</u>	<u>11th to 20th percentile</u>	<u>11th to 20th percentile</u>	<u>16th to 25th percentile for 4 weeks</u> <u>*or* below the 16th percentile</u>
<u>Extremely Abnormal</u>	<u>6th to 10th percentile</u>	<u>6th to 10th Percentile</u>	<u>6th to 10th percentile</u>	<u>6th to 10th percentile</u>	<u>Below the 16th percentile for 4 weeks</u>
<u>Critically Abnormal</u>	<u>5th percentile or less</u>	<u>5th percentile or less</u>	<u>5th percentile or less</u>	<u>5th percentile or less</u>	<u>Below the 16th percentile for 8 weeks</u>

Drought Indicator Value	Regional Conditions			National Predictions & Conditions				Regional Modifier of National Data*
	REGIONAL RAINFALL (12-Month Moving Sum)	AVERAGE STREAM-FLOW (8-Week Moving Average)	Aquifer Resource Indicator	CPC Predictions	PALMER DROUGHT INDEX	6-MONTH Standard Precipitation Index	Weekly U.S. Drought Monitor	REGIONAL RAINFALL (6-Month Moving Sum)
Moderately Abnormal	<= 25th percentile	<= 25th percentile	<= 25th percentile	< 3 Months Below Normal	-1.0 to -1.9	-0.5 to -0.7	D0	<= 25th percentile
Severely Abnormal	<= 20th percentile	<= 20th percentile	<= 25th percentile for 4 weeks or < 16th percentile	< 6 Months Below Normal	-2.0 to -2.9	-0.8 to -1.2	D1	<= 20th percentile
Extremely Abnormal	<= 10th percentile	<= 10th percentile	< 16th percentile for 4 weeks	< 9 Months Below Normal	-3.0 to -3.9	-1.3 to -1.5	D2	<= 10th percentile
Critically Abnormal	<= 5th percentile	<= 5th percentile	< 16th percentile for 8 weeks	> 9 Months Below Normal	-4.0 to -4.9	-1.6 to -1.9	D3	<= 5th percentile

\* if a national Drought Indicator has an abnormal value, review the "regional modifier" for concurrence before considering the national data.

TABLE 21-2: Drought Condition Levels

Drought Condition Level	If this is true ...
Moderate Level 1	At least one Drought Indicator is Moderately Abnormal
Severe Level 2	Multiple Drought Indicators are Moderately Abnormal or one is Severely Abnormal
Extreme Level 3	Multiple Drought Indicators are Severely Abnormal or one is Extremely Abnormal
Critical Level 4	Multiple Drought Indicators are Extremely Abnormal or at least one is Critically Abnormal

40D-21.231 Declaring a Water Shortage.

(1) The Board will declare Water Shortages and issue water use restrictions and other required actions and impose response mechanisms as set forth in this Chapter. The geographic area covered by a Water Shortage declaration will include all or part of the ground or surface water basin(s) within which the affected source of water lies, as well as areas that are supplied water from the affected source. The Board will simplify the boundaries of the area subject to a Water Shortage declaration by using a major road or local

government boundary so long as it is significantly consistent with the actual affected area ~~the affected area is not significantly expanded or contracted.~~

(2) In considering whether to declare a Water Shortage, the Board shall consider the effect of any local responses to local water supply concerns, including: implementation of local water shortage management actions, use of any applicable system-to-system interconnection and the actions of any applicable Water Supply Authority. Water Shortage Mitigation Plans approved by the Board pursuant to 40D-21.441, F.A.C.

(3) through (4) No change.

(5) When considering whether to declare a Water Shortage which would encompass ~~encompasses~~ a specific geographic area that includes less than all of a local government's jurisdiction, ~~the District will endeavor to coordinate Water Shortage declarations with that local government and any applicable water management district to the extent practicable. For example, the District endeavors to have this coordination result in only one set of Lawn and Landscape irrigation restrictions within the local government jurisdiction, if this jurisdiction is shared with another water management district, based on conditions within the water management district that contains the majority of the water supply serving the local government's population.~~

(6) ~~When a specific source is experiencing a Water Shortage and the source because it is only partially within the District's boundaries, the District will endeavor to coordinate~~

Water Shortage declarations with the applicable adjacent water management district ~~to the extent practical. For example, the District endeavors to have this coordination result in so that, where practical, only one set of Lawn and Landscape irrigation restrictions will be in effect within the boundaries of that local government in the affected area, based on the conditions within the water management district that contains the majority of the affected water source.~~

(6) When considering whether to declare a Water Shortage which would be limited to either a specific geographic area or a specific water source such that local governments within a particular county or Water Supply Authority would be affected differently by the declaration, the District will consult with the applicable local governments and Water Supply Authority to the extent practical. The purpose of this consultation is to help determine whether to simplify, reduce or broaden the Water Shortage declaration boundaries in accordance with subsections 40D-21.231(1)-(4), F.A.C.

Rulemaking Specific Authority 373.044, 373.113 FS. Law Implemented 373.175, 373.246 FS. History—New 11-19-84, Amended 7-2-86, 4-9-06, 1-8-08,\_\_\_\_\_.

40D-21.251 Water Shortage Phases.

(1) This Water Shortage Plan establishes four phases of Water Shortage severity with associated water use restrictions and other required actions response mechanisms.

(2) The following Water Shortage phases are established in accordance with Chapter 62-40, F.A.C.:

- (a) Moderate
- (b) Severe
- (c) Extreme, ~~and~~
- (d) Critical

(3) The District shall assign a specific Water Shortage phase to each Source Class for which a Water Shortage has been declared. A Water Shortage declaration may or may not assign the same phase to all affected Source Classes.

(4) The District shall consider the following ~~factors~~ when assigning a specific Water Shortage phase to each Source Class or combination of Source Classes:

(a) Information ~~The information~~ generated as a result of the evaluation process described in Rules 40D-21.221 and 40D-21.231, F.A.C., and the corresponding Drought Condition Level shall serve as the basis for selecting the preliminary Water Shortage phase declaration to be considered, including the values of regional Drought Indicators and the composite Drought Condition Level;

(b) Information collected relating to the factors described in Rule 40D-21.211, F.A.C.

(c) Seasonal characterizations of the information generated or collected, such as whether a value is being seen at the beginning of the annual dry season that is normally not expected until the end of the annual dry season.

~~(d)(b) The relative impact of withdrawals used to supply various categories of water users on the affected Source Class(es) and any specific water body for which the shortage is declared;~~

~~(e)(e) The availability and practicality of alternative sources for each category of water user;~~

~~(f)(d) To the degree practical, how the District can implement phased restrictions and other required actions response mechanisms in a manner that distributes the burden of the required actions response mechanisms equitably among water users, relative to their impact on the affected Source Class(es) and specific water bodies experiencing the Water Shortage;~~

~~(g)(e) The potential for serious harm to natural systems as a result of the drought or other Water Shortage;~~

~~(f) Existing Public Supply Water Shortage Mitigation Plans as described in Rule 40D-21.441, F.A.C.;~~

~~(h)(g) The appropriate geographic scope of potential water use the restrictions and other required actions phased response mechanisms, relative to the affected source;~~

~~(i)(h) The effectiveness of current and potential water use restrictions and other required actions phased response mechanisms in terms of containing or reducing water use to protect the affected source, relevant Source Class(es), specific water bodies and by specific water supply sources; and~~

~~(j)(i) Any adverse The impact of current and potential water use restrictions and other required actions phased response mechanisms on public health, safety and welfare.~~

~~(5) If the District determines that actions beyond those specified in the phased response mechanisms are required, or if immediate implementation of phased response mechanisms is necessary in order to meet the purposes specified in subsection 40D-21.011(1), F.A.C., then the Executive Director, with the concurrence of the Board, may declare a Water Shortage Emergency, as provided in Part III of this Chapter.~~

Rulemaking Specific Authority 373.044, 373.113 FS. Law Implemented 373.175, 373.246 FS. History—New 11-19-84, Amended 7-2-86, 4-9-06,\_\_\_\_\_.

40D-21.275 Implementing a Water Shortage Declaration.

(1) Affected water users and Permittees shall be afforded the opportunity to comment to the Board concerning a proposed Water Shortage declaration, including proposed water use restrictions and other required actions, at a scheduled public hearing.

(a) At least one public hearing will be scheduled to afford the public the opportunity to comment;

(b) The public shall be allowed a reasonable opportunity to participate during the public hearing in order to present non-repetitive testimony about current conditions and impacts of a proposed Water Shortage declaration on Water Shortage effects and the impact of recommended restrictions and other



~~response mechanisms. Such participation shall be subject to the control of the Governing Board and may be limited as necessary to facilitate reasonable progress of the hearing.~~

~~(e) Additional public hearings may be announced by the Board during a declared Water Shortage, and reasonable additional notice will be provided for any additional hearing.~~

(2) When a Water Shortage is initially declared, the District will issue a news release and publish an advertisement notice of the declaration within newspapers of general circulation in the affected area. The news release and newspaper ad notice shall serve as notice to all users and local government officials in the affected area as to the declaration existence and phase of the Water Shortage declaration, including identification of the phase and a summary of water use restrictions and other required actions. The District will issue a news release for any subsequent extension or other modification of that declaration.

(3) The District shall send a Notice of Water Shortage by regular mail to each affected Permittee located in the affected area. ~~This notice shall advise the Permittee of any change in the condition of the Water Use Permit, any suspension of the Water Use Permit and the applicability of any other restriction on the use of water or other response mechanism set forth in this Chapter. The mailed notice may refer the Permittee to website material or fact sheets for this or additional information.~~

~~(4) The District shall notify local elected officials of any Water Shortage declaration and associated response mechanisms. Notice shall be by the best practical means under the circumstances, such as telephone contact attempts, regular mail, or electronic transmittal. In addition, local enforcement officials, local fire and rescue officials and appropriate state agencies shall be notified as soon as possible of any Water Shortage declaration or change in restrictions affecting their areas of responsibility.~~

~~(5) A declaration of Water Shortage and any implementing response mechanisms adopted pursuant thereto under the Water Shortage rule may be modified or rescinded by the Board.~~

~~(4)(6) An order declaring a Water Shortage or modifying an existing declaration shall become effective on the day after the newspaper ad any notice required in subsection (2) above is published or any subsequent effective date stated in the order. An order declaring a Water Shortage or modifying an existing declaration shall remain in effect for the period of time established in the order; or, if no period of time is established, until the order is modified or rescinded by the Board.~~

Rulemaking Specific Authority 373.044, 373.113 FS. Law Implemented 373.175, 373.246 FS. History–New 11-19-84, Amended 4-9-06, \_\_\_\_\_.

40D-21.281 Modifying or Rescinding a Water Shortage Declaration.

(1) No change.

(2) When the data and evaluations set forth in Rules 40D-21.211, 40D-21.221 and 40D-21.251, F.A.C., indicate that conditions have changed sufficiently to warrant the declaration and implementation of a different set of water use phased restrictions and other required actions ~~response mechanisms~~, an order amending or superseding an ~~superseding the~~ existing Water Shortage declaration shall be issued and implemented in accordance with Rules 40D-21.231, 40D-21.251, and 40D-21.275, F.A.C.

(3) No change.

Rulemaking Specific Authority 373.044, 373.113 FS. Law Implemented 373.175, 373.246 FS. History–New 4-9-06, Amended \_\_\_\_\_.

### PART III. EMERGENCY PROVISIONS

40D-21.331 Declaring a Water Shortage Emergency.

(1) Purpose – This part of the Chapter sets forth the steps the District will take to evaluate conditions within the District ~~in order~~ to determine whether a Water Shortage Emergency exists.

(2) No change.

(3) If the monitoring and evaluation process indicates that conditions are rapidly deteriorating, or if the District receives a request for ~~an~~ emergency assistance action related to an ongoing drought or other Water Shortage event, District staff shall ascertain whether the provisions of Part II of this Rule are sufficient to protect public health, safety or welfare and Essential Uses, or the health of livestock and other animals, fish or aquatic life in the affected area. This shall be accomplished by considering ~~through consideration~~ of the following:

(a) No change.

(b) Factors related to the potential adverse impacts ~~as a result of response mechanisms~~ on public health, safety, or welfare or Essential Uses; health of livestock and other animals, fish, or aquatic life; including:

1. No change.

2. The extent to which potential adverse impacts can be reduced by imposing additional water use restrictions and other required actions upon other uses obtaining water from the same source class;

3. The extent to which imposing additional water use restrictions and other required actions upon ~~restricting~~ other users obtaining water from the same source class will create additional, unintended ~~other~~ adverse impacts; and

4. No change.

(c) ~~Information and requests~~ ~~The effect of any Water Shortage Mitigation Plans approved by the Board pursuant to Rule 40D-21.441, F.A.C., and recommendations from, and emergency actions taken by, a local government in the affected area.~~

(4) No change.

Rulemaking Specific Authority 373.044, 373.113 FS. Law Implemented 373.119, 373.246 FS. History—New 11-19-84, Amended 7-2-86, 4-9-06, 1-8-08, \_\_\_\_\_.

40D-21.371 Actions Response Mechanisms During a Water Shortage Emergency.

(1) When the need for a Water Shortage Emergency has been identified declared, the Executive Director will issue orders containing water use restrictions and other required or authorized actions response mechanisms deemed necessary to address the emergency. Examples of the required or allowed actions. ~~The response mechanisms may include, but are not limited to:~~ authorizations to temporarily withdraw from a permitted source in a manner or for a purpose not expressly granted by the applicable Water Use Permit; authorizations to temporarily augment a public water supply system with water from an unpermitted source; and restrictions that involve apportioning, rotating, limiting, or prohibiting the use of water.

(2) All actions required or authorized response mechanisms ordered pursuant to the declaration of a Water Shortage Emergency shall be in addition to, and enforced in combination with, any and all restrictions and other actions response mechanisms imposed under Part II of this Chapter 40D-21, F.A.C. rule, unless specifically stated otherwise within a Water Shortage Order. ~~If the orders, or unless there is a conflict between Part II and a Water Shortage Emergency order, in which case the more restrictive provisions shall apply.~~

Rulemaking Specific Authority 373.044, 373.113 FS. Law Implemented 373.119, 373.246 FS. History—New 11-19-84, Amended 4-9-06, \_\_\_\_\_.

40D-21.391 Implementing a Water Shortage Emergency Declaration.

(1) When the need for a Water Shortage Emergency has been identified declared pursuant to Rule 40D-21.331, F.A.C., the Executive Director may, without prior notice, issue orders pursuant to the emergency provision of Section 373.119, F.S.

(a) Water Shortage Emergency orders shall recite information related to the existence of such an emergency and identify water use restrictions and other required or allowed actions response mechanisms deemed necessary by the Executive Director, with the subsequent concurrence of the Board, to address the emergency.;

(b) All users, local governments, water utilities, Water Supply Authorities and other parties to whom an emergency order is directed shall comply immediately, but may petition the Board for a hearing as set forth in Section 373.119, F.S.

(2) The District shall inform all users, local governments, water utilities, Water Supply Authorities and other parties to whom an emergency order is directed of the existence of such order, and all associated water use restrictions and other required or authorized actions response mechanisms, by the best practical means available under the circumstances of the specific Water Shortage Emergency.

~~(3) The District shall notify local elected officials of any Water Shortage Emergency declaration and remedial action required. Notice shall be by the best practical means under the circumstances of the Water Shortage Emergency. In addition, local enforcement officials, fire rescue officials and appropriate state agencies shall be notified as soon as possible of any Water Shortage Emergency declaration or change of response mechanisms affecting their areas of responsibility.~~

Rulemaking Specific Authority 373.044, 373.113 FS. Law Implemented 373.119, 373.246 FS. History—New 11-19-84, Amended 4-9-06, \_\_\_\_\_.

~~PART IV. ENFORCEMENT AND WATER SHORTAGE MITIGATION~~

40D-21.421 Enforcement.

(1) through (2) No change.

(3) In enforcing the provisions of this Chapter, any order issued pursuant to this Chapter or 40D-1, F.A.C., or any variance or waiver approved by the District pursuant to provisions of this Chapter, the District will utilize any of the enforcement remedies available pursuant to Chapter 120 or 373, F.S., or Chapter 40D, F.A.C., as appropriate. District enforcement ~~actions~~ will ~~generally~~ focus on violations which directly involve a Permittee.

(4) Enforcement ~~action~~ may be initiated by the District as provided in Section 373.603, F.S.

(5) The Executive Director may assign District personnel for the purpose of initiating enforcement ~~action~~ pursuant to Section 373.603, F.S.

(6) No change.

Rulemaking Specific Authority 373.044, 373.113 FS. Law Implemented 373.119, 373.129, 373.136, 373.246, 373.603, 373.609 FS. History—New 11-19-84, Amended 7-2-86, 5-4-87, 4-9-06, \_\_\_\_\_.

40D-21.441 Public Supply Water Shortage Mitigation Plans.

~~(1) It is the policy of the District to encourage each regional water supply authority (“Regional Authority”) and county, municipal and private water supplier (“Local Water Supplier”) throughout the jurisdiction of the District to develop a Water Shortage Mitigation Plan (“WSMP”) for public water supply shortages due to such occurrences as drought, major pipeline breaks, failures at water or waste water treatment plants and anticipated or actual withdrawals that exceed the allocation given under a Water Use Permit.~~

(2) A Regional Authority or Local Water Supplier may request that the District approve its WSMP for implementation in lieu of some or all of the applicable provisions of this Chapter so that it may take pre-designated local action in response to conditions described in the WSMP. The request shall be submitted in the form of a petition for variance or waiver of some or all of the provisions of this Chapter, pursuant to Section 120.542, F.S. A petition for variance or waiver may be filed at any time, whether the District has declared a Water Shortage or not, and the Regional Authority or Local Water Supplier is encouraged to file its petition well in advance of its need to implement the drought provisions of its WSMP.

(3) Once a WSMP is approved by the District, it shall be binding on the applicable Regional Authority or Local Water Supplier and its customers. Each Regional Authority and Local Water Supplier and their customers shall continue to comply with any provisions of this Chapter which are not varied or waived through the District's approval of the WSMP. The District shall consider the effect of an approved WSMP in conjunction with Rule 40D-21.231, F.A.C. The existence of an approved WSMP does not affect the authority of the District to declare or rescind a water shortage and applicable response mechanisms as provided in this Chapter and Chapter 373, F.S.

(4) In addition to fulfilling the requirements of Section 120.542, F.S., and Rule 40D-1.1002, F.A.C., the proposed WSMP shall contain the following:

(a) Use of the same Water Shortage Phase numbering and names as used in this Chapter.

(b) Identification of the regional Drought Indicators or local supply Drought Indicators, or both, that will be used to determine the need to implement a portion of the WSMP, including but not limited to requests that the District issue an order declaring, modifying, or rescinding a Water Shortage or Water Shortage Emergency for the applicable area or source, or both. If any of these indicators are not identical to the Drought Indicators specified in this Chapter, the identification must include a detailed description of the methodologies used to select and quantify each alternative or supplemental indicator.

(c) Identification of the demand management response mechanisms to be implemented for each Water Shortage Phase. Any water use restrictions identical to those specified in this Chapter should be referenced instead of recited in the WSMP. If the WSMP includes any water use restrictions or other demand management response mechanisms (such as "planned interruptible service" for reclaimed water blends) that are not identical to those specified in this Chapter, the identification must include a detailed description of the methodologies used to select each alternative mechanism, anticipated savings and other impacts of these mechanisms in relation to the responses specified in this Chapter and a copy of any and all ordinances that codify this mechanism.

(d) Identification of supply management response mechanisms to be implemented for each Water Shortage Phase. Supply management includes, but is not limited to, supply supplementation through the use of permitted supply sources, including withdrawal of quantities or for a purpose not expressly granted by the applicable Water Use Permit, or the temporary use of emergency supply sources, which may include unpermitted sources. Identification of each supply management response must include a detailed description of the methodologies used to select the applicable proposed supplementation source and a detailed description of the legal and physical means through which the proposed supplementation will be accomplished. The granting of a variance or waiver based on a WSMP does not constitute a modification to the petitioner's Water Use Permit nor does it constitute issuance of an emergency authorization. However, each Regional Authority or Local Water Supplier is encouraged to proactively coordinate with the District to develop a template executive director order or other document to be presented, when needed, for the District's consideration, to expedite the processing of any request for a temporary permit modification or other emergency authorization in conjunction with implementation of the WSMP.

(e) Identification of any and all parties to be responsible for the response mechanisms, including written proof that those parties have committed to providing appropriate implementation actions. For example, the WSMP for a Regional Authority shall include copies of appropriate local ordinances or other binding instruments, signed by its member governments, that demonstrate the member governments have agreed to enforce specified water use restrictions and other agreed-upon response mechanisms within their respective jurisdictions.

(f) Identification of all processes to be used to monitor indicator conditions and determine when provisions of the WSMP would result in a request for the District to issue an order declaring, modifying or rescinding a Water Shortage or Water Shortage Emergency for the applicable area or source, or both. This identification shall specify the parties (title and affiliation) that will monitor indicator conditions and the method these monitoring parties will use to recommend actions to applicable decision-makers.

(g) Identification of all processes to be used to coordinate with the District for the purpose of communicating indicator conditions, reporting on local actions and requesting District action to declare, modify or rescind a Water Shortage or Water Shortage Emergency order. At a minimum, communication shall include scheduled contact with the District staff responsible for the District's demand management efforts in the area that includes that Regional Authority or Local Water Supplier and prompt transmission of any applicable resolution or other document used to implement local Water Shortage actions.

~~(h) Identification of all processes to be used to communicate with affected water users about indicator conditions, local actions and District or local declaration, modification or rescission decisions. At a minimum, communication regarding indicator conditions shall include posting data on the Regional Authority's or Local Water Supplier's website. At a minimum, communication regarding recommended actions and communications regarding enactment and removal decisions shall include: issuance of a news release to broadcast and print media, publication of any legally required notice and designation of a customer information hotline that is included in the news release and legally required notice. Additional public awareness and information activities are encouraged as part of the demand management response mechanisms in each Water Shortage Phase.~~

~~(i) Written proof that any other Regional Authority or Local Water Supplier from which the petitioner regularly receives water, or from which the petitioner proposes to receive supplemental supplies during a drought or other Water Shortage, has reviewed and commented on the proposed WSMP. Since the goal of this review is to assure coordination in order to minimize potential regional consequences, review comments from such an entity may factor into the District's decision making process.~~

~~(j) Written proof that the decision making body of the petitioner has approved the version of the WSMP submitted to the District for variance or waiver. For example, the decision making body of a county water system is typically the county's board of commissioners, and the petitioner may submit a transcript of the commission meeting in which the required approval occurred.~~

Rulemaking Specific Authority 373.044, 373.113 FS. Law Implemented 373.175, 373.246 FS. History--New 4-9-06, Amended 1-8-08, Repealed \_\_\_\_\_.

PART V. THE CLASSIFICATION SYSTEM

No change.

PART VI. SPECIFIC RESTRICTIONS AND OTHER REQUIRED ACTIONS

40D-21.601 General.

(1) Purpose – this Part part of the Chapter sets forth specific water use restrictions and other required actions response mechanisms available to the District for implementation upon a declaration of a Water Shortage or Water Shortage Emergency.

(2) The water use restrictions and other required actions response mechanisms specified within this Plan may be modified by the Board or Executive Director to address the specific Water Shortage or Water Shortage Emergency event. The selected combination of water use restrictions and other

required actions response mechanisms shall be summarized included in the notice(s) of the water shortage declaration, as specified above in Rule 40D-21.275, F.A.C.

(3) Water use restrictions and other required actions may be established assigned Response mechanisms are presented for each Use Class and various subcategories, as appropriate. All ~~It shall be the duty of each water users~~ users have a duty user to keep informed about the water use restrictions and other required actions applicable to them that apply as to the phase of Water Shortage and the applicable response mechanisms for that phase.

(4) In addition to the restrictions specified in this part, all wasteful and unnecessary water use is prohibited regardless of the phase of Water Shortage. Wasteful and unnecessary water use includes the water use activities listed in subsection 40D-22.201(2), F.A.C., and any of the following:

- (a) Allowing water to be dispersed without any practical purpose to the water user; ~~regardless of the type of water use;~~
- (b) Allowing water to be dispersed in a grossly inefficient manner, regardless of the type of water use; and
- (c) No change.

Rulemaking Specific Authority 373.044, 373.113 FS. Law Implemented 373.175, 373.246 FS. History--New 11-19-84, Amended 7-2-86, 4-9-06, \_\_\_\_\_.

40D-21.621 Phase I: Moderate Water Shortage.

(1) A Phase I Water Shortage is a hydrologic or climatic condition in which at least one regional or local Drought Indicator has a moderately abnormal value, such that conditions warrant the District alerting the general public and the District ordering water utilities and other water users to review and implement internal procedures needed to fully implement restrictions and other required actions during a Phase II, Phase III, Phase IV or emergency declaration. The following measures shall remain in effect during a Phase I Water Shortage unless otherwise provided in an order implementing a Phase I Water Shortage. Upon declaration of a Phase I Water Shortage, the District will provide notice to affected local governments and Permittees about current conditions and weather predications, and those restrictions and other response mechanisms set forth below and any other response mechanisms that are in effect for the Phase I Water Shortage. Except as set forth in this Rule 40D-21.621, F.A.C., lawn irrigation and other uses of water remain subject to applicable provisions of Chapter 40D-22, F.A.C. (the District's Year-Round Water Conservation Measures) and any applicable variances thereto issued by the District.

(2) Indoor Uses. Indoor Uses should be voluntarily reduced. The notice specified in subsection 40D-21.275(1), F.A.C., will include practical tips about how to prevent wasteful and unnecessary Indoor Use through the use of water

conserving measures and devices. The notice may refer water users to website material or fact sheets for this or additional information.

(3) Essential Uses.

(a) Fire Fighting & Other First-Responder Activities.

1. Fire hydrant testing shall not be restricted. ~~Each~~ However, each fire hydrant testing agency, whether a local government unit or other entity, department shall review and update existing procedures or develop procedures processes through which it can address inquiries from the District and citizens about specific testing activity, so that citizens will understand that some fire hydrant testing is necessary to protect human health, safety and welfare. At a minimum, these procedures shall include either the use of an on-site sign containing the name and telephone number of the hydrant testing agency or the establishment and promotion of a telephone number of a hotline that the District and citizens can call to question testing activity at a specific location. A marked vehicle remaining on-site during the activity may be used in lieu of a free-standing sign.

2. Fire suppression and fire prevention activities shall not be restricted. ~~Each fire fighting agency shall, and each local government shall direct its~~ However, each fire department to, review and revise as necessary its inventory of primary and of other fire-fighting agency should identify back-up water sources in anticipation of drought conditions that could result in the loss of primary sources, especially in areas where potable water is not available for fire-fighting purposes.

3. Maintenance of fire fighting facilities and ~~other emergency equipment is allowed as needed. This maintenance specifically includes the washing of, including fire engines, law enforcement vehicles and other emergency Mobile Equipment shall not be restricted, except as provided in subsection 40D-21.601(4), F.A.C. This maintenance specifically requires~~ includes the use of a trigger (self-canceling) nozzle when a on any garden-type hose is used for cleaning or other maintenance purposes in accordance with subsection 40D-21.601(4), F.A.C.

4. ~~The notice specified in subsection 40D-21.275(4), F.A.C., that is sent to fire and rescue officials will summarize the requirements listed above.~~

(b) Water Utility Use.

~~The following water use restrictions or other required actions shall apply to all Water Utility Uses, as indicated to local government and nongovernmental water utilities:~~

1. ~~Any water utility governed by a District approved WSMP pursuant to Rule 40D-22.441, F.A.C., shall prepare to activate applicable provisions:~~

~~1.2. Each public supply water system with residential, commercial, industrial, or irrigation customers, working with As appropriate, given its staff resources and its relationship to local code enforcement and local law enforcement agencies as necessary, each water utility shall review and update or~~

~~develop, then implement, local enforcement procedures for year-round water conservation measures and Water Shortage restrictions. This shall specifically include, including but not limited to mechanisms to provide the enforcement assistance required by subparagraph 40D-21.621(3)(b)2., F.A.C., in accordance with Section 373.609, F.S a mechanism for notifying the District of possible violations involving a Permittee. These procedures shall also specifically include an ability to issue a citation without first needing to issue a warning, should the District declare a Phase III or Phase IV water shortage. If the water utility is a nongovernmental entity, or if a governmental agency other than the water utility has responsibility for enforcement of year-round water conservation measures and the District's Water Shortage orders, the procedures shall, at a minimum, specifically include a mechanism for the public supply water system to coordinate eoordination with the applicable local enforcement agency to provide the required assistance.~~

~~2. Each public supply water system with residential, commercial, industrial or irrigation customers shall provide, directly or through the applicable local enforcement agency, the following enforcement assistance to the District:~~

~~a. Immediate information regarding possible violations involving a Permittee, so that District staff can take the lead on such investigations.~~

~~b. Response, as appropriate based on the quantity and quality of details provided to the water utility, to enforcement referrals made by the District regarding address-specific or location specific violation complaints. This shall involve, where necessary, a site investigation on the day of week and at the time of day indicated for each referral. This shall also include having the legal mechanisms necessary to issue warnings, citations, and post-citation proceedings to recover unpaid penalties and associated costs.~~

~~c. Excluding Small Water Utilities, monthly transmittal of enforcement activity data, including the number of warnings and citations issued, and as specified in the water shortage order in a reporting format provided by District.~~

~~d. Within 60 days of the Water Shortage declaration and if subsequently requested by the District, contact information for the District's use in providing enforcement referrals and soliciting required enforcement data.~~

~~3. Each public supply water system shall institute or accelerate other water conservation efforts which can help manage demand during the Water Shortage declaration. These efforts shall include:~~

~~a. Excluding Small Water Utilities, customer messaging for all customers, including wholesale users (other water utilities), informing those customers about the current Water Shortage declaration, describing how the water utility's primary and back-up water supplies are affected, and promoting any ongoing water conservation projects offered by the water utility (such as appliance rebates or irrigation~~

inspections) that will assist customers in their efforts to immediately reduce water consumption. If a water supply authority or other public supply water system serves only wholesale users (other water utilities), then communication with all wholesale users satisfies this requirement. The messaging method(s) shall be determined by the public supply water system.

b. Water utility operational practices. At a minimum, these practices shall address line flushing and disinfection.

~~3-~~ Potable water, sanitary sewer and reclaimed water line flushing and disinfection shall not be restricted. However, each water utility shall develop and implement procedures ~~processes~~ through which it can address inquiries from the District and citizens about specific flushing and disinfection activity, ~~so that citizens will understand that some flushing is necessary to protect human health, safety and welfare.~~ At a minimum, these procedures shall include the use of either an on-site sign containing the name and telephone number of the agency conducting the flushing activity or establishment and promotion of a telephone hotline that customers and other concerned citizens can call to question activity at a specific location. A marked vehicle remaining on-site during the activity may be used in lieu of a sign. If the water utility is also responsible for fire hydrant testing, these processes will also satisfy the requirement in paragraph 40D-21.621(3)(a), F.A.C.

4. The notice specified in subsection ~~Rules~~ 40D-21.275(3)(2) and (4), F.A.C., that is sent to ~~local elected officials and~~ public supply Permittees will summarize the requirements listed above.

(c) Medical and Health Use.

~~1-~~ The use of water for medical purposes and shall not be restricted.

~~2-~~ Other uses necessary for the protection of public health, safety and welfare shall not be restricted.

(4) through (5) No change.

(6) Landscape Use.

(a) No change.

(b) Lawn and Landscaping, Golf Course, Driving Range and Other Athletic Play Area use shall continue to comply with all applicable provisions of Chapter 40D-22, F.A.C. These provisions include an establishment period of allowable extra water applications for new plant material and a separate day-of-week exemption for Low-Volume Irrigation technology (such as microirrigation or handwatering) to be used on any plant material other than turfgrass which requires frequent irrigation beyond the standard establishment period.

(c) Each property owner or manager shall voluntarily reduce water use and prepare for possible worsening conditions.

~~(d)~~(e) No change.

(7) Other Uses.

(a) No change.

(b) The following restrictions on water use shall apply to each other water use activity, as appropriate:

1. through 2. No change.

3. Water use necessary ~~essential~~ to the activity, such as rinsing as part of the process of Mobile Equipment cleaning is restricted only as provided in Rule ~~subsection~~ 40D-21.601(2), F.A.C. For example, this means that rinsing is allowed if done with the use of a trigger (self-canceling) nozzle on any garden-type hose used for cleaning or other maintenance purposes.

Rulemaking Specific Authority 373.044, 373.113 FS. Law Implemented 373.175, 373.246 FS. History—New 11-19-84, Amended 7-2-86, 5-30-93, 4-9-06, \_\_\_\_\_.

40D-21.631 Phase II: Severe Water Shortage.

(1) A Phase II Water Shortage is a hydrologic or climatic condition in which multiple regional Drought Indicators have moderately abnormal values, or a local Drought Indicator for a specific public supply has a severely abnormal value, such that conditions warrant prudent actions to further assure ~~that~~ only reasonable water uses occur ~~are occurring~~ in the affected area. The following shall be in effect during a Phase II Water Shortage unless otherwise provided in the order implementing a Phase II Water Shortage. Prudent actions include the use of temporary restrictions in addition to those imposed during a Phase I event, such as a stricter “time of day” limitation on lawn watering. The Board will request a 5% voluntary reduction in all water use, including reclaimed water blends. Notice of a declaration of a Phase II Water Shortage will include the restrictions and other response mechanisms set forth below and any other response mechanisms that are in effect for the Phase II Water Shortage.

(2) Indoor Uses. Indoor Uses should be voluntarily reduced. The notice specified in subsection 40D-21.275(1), F.A.C., will include practical tips about how to prevent wasteful and unnecessary Indoor Use through the use of water conserving measures and devices. The notice may refer water users to website material or fact sheets for this or additional information.

(3) Essential Uses.

(a) Fire Fighting & Other First-Responder Activities.

1. Fire hydrant testing is allowed for the protection of human health, safety and welfare. Each hydrant testing agency, whether a local government fire department or other fire protection unit or an independent entity, shall implement procedures ~~processes~~ through which it addresses inquiries about ~~specific~~ testing activity as specified in subsection 40D-21.621(3), F.A.C. At a minimum, these processes shall include the use of an on site sign containing the name and telephone number of the fire protection unit conducting the testing activity. A marked vehicle remaining on-site during the activity may be used in lieu of a free standing sign.

2. Fire suppression and fire prevention activities shall not be restricted. However, each ~~fire department or other fire-fighting agency shall and each local government shall direct its fire department to review and revise, as necessary, its list of primary and back-up water sources, especially in areas where potable water is not available for fire-fighting purposes.~~

3. Maintenance of fire fighting facilities and other emergency equipment is allowed as needed. This maintenance specifically includes the washing of, including fire engines, law enforcement vehicles and other emergency Mobile Equipment, is allowed as needed. ~~shall not be restricted, except as provided in subsection 40D-21.601(2), F.A.C. This maintenance specifically requires~~ includes the use of a trigger (self-canceling) nozzle on any garden-type hose used for cleaning or other maintenance purposes in accordance with subsection 40D-21.601(4), F.A.C.

4. ~~The notice specified in subsection 40D-21.275(4), F.A.C., that is sent to fire and rescue officials will summarize the requirements listed above.~~

(b) Water Utility Use.

The following water use restrictions and other required actions response mechanisms shall apply to all Water Utility Uses water utilities, as indicated appropriate.

1. Any water utility governed by a District approved WSMP shall activate applicable provisions.

1.2. Each public supply water system with residential, commercial, industrial or irrigation customers ~~At a minimum, unless otherwise specified in the applicable District approved WSMP, each utility shall provide, directly or through the applicable appropriate local enforcement agency, the following:~~

a. Continued implementation of the enforcement procedures and enforcement assistance specified in paragraph 40D-21.621(3)(b), F.A.C.

~~b.a. Response, as appropriate based on the quantity and quality of details provided needed, to violation complaints made by concerned citizens in addition to enforcement referrals made by the District as specified in paragraph 40D-21.621(3)(b), F.A.C. This shall involve, where necessary, a site investigation on the day of the week and the time of day indicated on the violation complaints forwarded with an enforcement referral.~~

~~c.b. Information regarding possible violations involving a Permittee, so that District staff can take the lead on such investigations,;~~

~~d.e. Excluding Small Water Utilities, monthly Monthly transmittal of local enforcement data, including the (number of warnings and citations issued, and as specified in the water shortage order in a report format provided by the District, plus details regarding the status of any complaint referral made by the District) to the District, directly or via the water utility's Regional Authority of which it is a member, and~~

~~e.d. Within 60 days of the Water Shortage declaration and if subsequently requested by the District, Annual and as-needed transmittal of current contact information for the District's use in providing enforcement complaint referrals and soliciting required enforcement data made by the District.~~

3. ~~Water utilities shall augment the District's messaging efforts by disseminating pertinent water conservation and demand management information. At a minimum, each utility shall inform its customers about the Phase II Water Shortage declaration, including how their primary and back-up water supplies could be affected and any ongoing local water conservation projects, such as rebate or inspections offered by the utility, that may assist its customers in their efforts to immediately reduce water consumption.~~

2.4. Each public supply water system ~~Water utilities~~ shall institute or accelerate system-level water conservation measures which can help manage demand during a Water Shortage declaration. These efforts shall include:

a. Excluding Small Water Utilities, customer messaging for all customers, including wholesale users (other water utilities). This messaging shall inform customers about the current Water Shortage declaration, describe how the water utility's primary and back-up water supplies are affected by the declaration and the resource or supply conditions that lead to the declaration, and promote any ongoing water conservation projects offered by the water utility (such as appliance rebates or irrigation inspections) that would assist customers in their efforts to immediately reduce water consumption. If a public water supply system is a wholesale-only system, then communication with all of its wholesale users (other water utilities) satisfies this requirement. The messaging method(s) shall be determined by the public supply water system.

b. Review and refinement, as necessary, of water utility operational practices regarding water pressure and line flushing to identify and implement any opportunities which would reduce water demand without causing adverse impact to public health, welfare and safety. With regards to line flushing, this shall include taking the actions described in sub-subparagraph 40D-21.621(3)(b)3.b., F.A.C. At a minimum, each utility, or its contractor shall conduct a water audit pursuant to AWWA standards and implement appropriate remedial actions if the water audit identifies greater than 12% unaccounted water. If a water utility has conducted a water audit in the past two years to comply with a Water Use Permit requirement or previous Water Shortage declaration, an additional water audit is not necessary. However, the water utility must continue to implement any specified remedial actions. If a water utility has not conducted a water audit in the past two years, it must complete one within 90 days of the Phase II Water Shortage declaration and then produce a copy of the audit report, including any required remedial action implementation schedule, upon the District's request.

~~5. Potable water, sanitary sewer and reclaimed water line flushing and disinfection is allowed for the protection of human health, safety and welfare. Each water utility shall implement processes through which it addresses inquiries about specific line flushing activity. At a minimum, these processes shall include the use of either an on-site sign containing the name and telephone number of the agency conducting the flushing activity or establishment and promotion of a hotline that customers and other concerned citizens can call to question activity at a specific location. A marked vehicle remaining on-site during the activity may be used in lieu of a free standing sign.~~

~~3.6. The notice specified in subsection 40D-21.275(2), F.A.C., that is sent to public supply Permittees will summarize the requirements listed in sub-subparagraph 40D-21.631(3)(b)1.-2., F.A.C., above.~~

(c) Medical and Health Use.

~~1. The use of water for medical purposes and shall not be restricted.~~

~~2. Other uses necessary for the protection of public health, safety and welfare shall not be restricted.~~

(4) Commercial and Industrial.

The following restrictions and other required actions response mechanisms shall apply to all each commercial and industrial activities ~~use~~, as appropriate: Whether or not a commercial or industrial water use activity with associated Lawn and Landscape use is authorized by a Water Use Permit, the Lawn and Landscape use is separately regulated for the purpose of this Chapter and is subject to the Lawn and Landscape Use restrictions and other required actions of the applicable Water Shortage declaration. Paragraph 40D-21.631(6)(c), F.A.C., contains the Lawn and Landscape use restrictions and other required actions for a Phase II declaration.

(a) No change.

(b) Each user whose use is not governed by a Water Use Permit shall implement the following demand management measures as appropriate:

1. through 6. No change.

7. Water use necessary essential to the activity, such as that consumed in a manufacturing process, shall not be otherwise restricted.

(5) Agricultural Use.

The following restrictions and other required actions response mechanisms shall apply to all agricultural activities, as appropriate: Whether or not a agricultural water use activity with associated Lawn and Landscape use is authorized by a Water Use Permit, the Lawn and Landscape use is separately regulated for the purpose of this Chapter and is subject to the Lawn and Landscape Use restrictions and other required actions of the applicable Water Shortage declaration. Paragraph 40D-21.631(6)(c), F.A.C., contains the Lawn and Landscape use restrictions and other required actions for a Phase II declaration.

(a) Each Agricultural Permittee shall comply with all of its Water Use Permit requirements and terms. ~~Those This specifically includes, for those Permittees located within the Southern Water Use Caution Area, with the ability to earn and expend "Water Conservation Credits" shall continue to do so~~ pursuant to Rule 40D-2.621, F.A.C., and the associated Basis of Review section, which is incorporated by reference in Rule 40D-2.091, F.A.C.

(b) No change.

(c) All other users not governed by paragraph 40D-21.631(5)(a) or (b), F.A.C., a Water Use Permit shall implement the following demand management measures, as appropriate:

1. through 6. No change.

7. Water use necessary essential to the activity, such as irrigation of crops or maintenance of livestock, shall not be otherwise restricted.

(6) Landscape Use.

(a) Golf Courses and Driving Ranges

The following restrictions and other required actions response mechanisms shall apply to all Golf Course Courses and Driving Range athletic play area activities activities, as appropriate: Whether or not a golf course or driving range water use activity with associated Lawn and Landscape use is authorized by a Water Use Permit, the Lawn and Landscape use is separately regulated for the purpose of this Chapter and is subject to the Lawn and Landscape Use restrictions and other required actions of the applicable Water Shortage declaration. Paragraph 40D-21.631(6)(c), F.A.C., contains the Lawn and Landscape use restrictions and other required actions for a Phase II declaration.

1. Each user whose use is governed by a Water Use Permit shall comply with all permit requirements and terms. ~~Those This specifically includes, for those Permittees located within the Southern Water Use Caution Area with the ability to earn and expend "Water Conservation Credits" shall continue to do so~~ pursuant to Rule 40D-2.621, F.A.C., and the associated Basis of Review section, which is incorporated by reference in Rule 40D-2.091, F.A.C.

2. If a user is not governed by a Water Use Permit, the use ~~shall may~~ continue as specified in subparagraph 40D-22.201(5)(b)1., F.A.C.

3. All other users not governed by a Water Use Permit and not following subparagraph 40D-22.201(5)(b)1., F.A.C., shall implement the following demand management measures as applicable appropriate:

a. through e. No change.

f. Limit supplemental Supplemental irrigation ~~shall be restricted~~ to the hours of 12:01 a.m. to 8 a.m. or 6 p.m. to 11:59 p.m. for properties less than two acres in size. Properties two acres or larger may ~~continue to irrigate during~~ the allowable hours of 12:01 a.m. to 10:00 a.m. or 4:00 p.m. to 11:59 p.m.;



g. Except as otherwise noted herein, ~~all irrigation shall~~ continue to comply with all applicable provisions and exemptions in Chapter 40D-22, F.A.C. ~~Exemptions~~ These exemptions include irrigation allowances for plant protection on tees and greens, testing and maintenance of irrigation systems and irrigation to water in chemicals.

(b) Other Athletic Play Areas.

The following water use restrictions and other required actions response mechanisms shall apply to all Athletic Play Areas, other than Golf Courses and Driving Ranges, as appropriate. Whether or not an athletic play area water use activity with associated Lawn and Landscape use is authorized by a Water Use Permit, the Lawn and Landscape use is separately regulated for the purpose of this Chapter and is subject to the Lawn and Landscape Use restrictions and other required actions of the applicable Water Shortage declaration. Paragraph 40D-21.631(6)(c), F.A.C., contains the Lawn and Landscape use restrictions and other required actions for a Phase II declaration.

1. Each user whose use is governed by a Water Use Permit shall comply with all permit requirements and terms. ~~Those~~ This specifically includes for those Permittees located within the Southern Water Use Caution Area with the ability to earn and expend “Water Conservation Credits” shall continue to do so pursuant to Rule 40D-2.621, F.A.C., and the associated Basis of Review section, which is incorporated by reference in Rule 40D-2.091, F.A.C.

2. Users whose use is not governed by a Water Use Permit shall implement the following, as applicable appropriate:

a. through e. No change.

f. ~~Limit supplemental~~ Supplemental irrigation shall be restricted to the hours of 12:01 a.m. to 8 a.m. or 6 p.m. to 11:59 p.m. for properties less than two acres in size. Properties two acres or larger may ~~continue to~~ irrigate between during the allowable hours of 12:01 a.m. to 10:00 a.m. or 4:00 p.m. to 11:59 p.m.;

g. No change.

(c) Lawns and Landscaping Use, including Cemeteries

The following restrictions and other required actions response mechanisms shall apply to all Lawn and Landscaping Use, including Cemeteries, as appropriate:

1. Each user whose use is governed by a Water Use Permit shall comply with all permit requirements and terms. ~~Those~~ This specifically includes for those Permittees located within the Southern Water Use Caution Area with the ability to earn and expend “Water Conservation Credits” shall continue to do so pursuant to Rule 40D-2.621, F.A.C., and the associated Basis of Review section which is incorporated by reference in Rule 40D-2.091, F.A.C.

2. All ~~other~~ Lawn and Landscaping use shall comply with implement the following demand management measures, as applicable appropriate:

a. ~~Limit Supplemental Irrigation~~ Supplemental irrigation shall be restricted to the hours of 12:01 a.m. to 8:00 a.m. or 6:00 p.m. to 11:59 p.m. Properties less than one acre in size or with fewer than 11 irrigation zones shall use only one of the two available watering times for properties less than two acres in size. Properties two acres or greater may continue to irrigate during the allowable hours of 12:01 a.m. to 10:00 a.m. or 4:00 p.m. to 11:59 p.m.

b. During the months of March through November, limit Supplemental Irrigation applications to a maximum of two applications per week, in accordance with the schedule provided in subsection 40D-22.201(4), F.A.C. However, during ~~During~~ the months of December, January and February, limit Supplemental Irrigation to a maximum of one application ~~lawn watering shall be reduced to one application per week, if needed,~~ in accordance with the following schedule:

- i. ~~Addresses with a house number ending in 0 or 1 shall~~ may only water on Monday.;
- ii. Addresses ending with a 2 or 3, on Tuesday.;
- iii. Addresses ending with a 4 or 5, on Wednesday.;
- iv. Addresses ending with a 6 or 7, on Thursday.;
- v. Addresses ending with an 8 or 9 and locations with a mix of addresses or for which an address cannot be determined (such as common areas associated with a subdivision), on Friday.;

vi. Cemeteries and other properties greater than two acres in size that have a special irrigation schedule in accordance with paragraph 40D-22.201(4)(c), F.A.C., or pursuant to a valid variance from Chapter 40D-22, F.A.C., shall may only water each section of property on the first day of the week already assigned to it. For example, a section of the property assigned a “Tuesday and/or Friday” ~~“Monday and Thursday”~~ schedule shall may only water on Tuesday Monday.

c. Reduce off-site discharge to the extent practicable.

d. Recycle water to the extent practicable.

e. Maximize the use of the least restricted Source Class to which there is access.

f. If core aerification or Vertical Mowing (also sometimes referred to as verticutting) as defined in Rule 40D-22.101, F.A.C., is conducted, temporary extra watering is allowed as provided in paragraph 40D-22.201(3)(f), F.A.C.

g. If Spot Treatment as defined in Rule 40D-21.101, F.A.C., is conducted, temporary extra watering is allowed as provided in paragraph 40D-22.201(3)(e), F.A.C., during the months of March through November. During these nine months, the extra watering may occur on any day of the week. However, during the other three months of the year (December, January and February), this extra watering shall be limited to only the three specified days of the week. The three allowable days of the week for Even addresses are Tuesday, Thursday and Sunday. The three allowable days of the week for Odd addresses are Monday, Wednesday and Saturday. The three allowable days of the week for rights-of-way, common areas

and other locations without any discernable address are Sunday, Tuesday and Friday. Cemeteries or other properties two acres in size or larger may instead maintain a written log of when this extra watering occurs. Regardless of the month involved, Spot Treatment shall only be accomplished during the allowable irrigation hours specified by the Water Shortage declaration.

h. Except as otherwise noted herein, comply with all applicable provisions and exemptions of Chapter 40D-22, F.A.C., including Lawn and Landscape provisions include partial exemptions for New Plant materials, Low Volume Irrigation of non-lawn plant material, testing and maintenance of irrigation systems and; irrigation to water-in chemicals and spot treatment. These provisions also specifically include an establishment period exemption providing extra water applications for new plant material and a separate exemption for Low-Volume Irrigation technology (such as microirrigation or handwatering) to be used on any plant material other than turfgrass which requires frequent irrigation beyond the standard establishment period.

i. The property owner or manager shall, upon request, provide a receipt or other proof of qualification for the new plant establishment period or other claimed exemption or allowance.

~~3. An example copy of the notice specified in subsection 40D-21.275(3), F.A.C., shall be sent to the Florida Department of Financial Services—Bureau of Cemetery Services and will include a summary of the requirements listed above.~~

(7) Other Uses.

(a) Except as provided below, all users engaging in Other Use shall comply with applicable provisions of Chapter 40D-22, F.A.C., and implement the following demand management measures, as appropriate:

1. through 3. No change.

4. Reduce unnecessary non-essential uses to the extent practicable.

~~(b) Cooling, Heating and Air Conditioning Use.~~

~~1. The use of water in a cooling tower or other water dependent cooling, heating or air conditioning system shall be restricted to that amount of water necessary to maintain an appropriate temperature for the associated activity.~~

~~2. Discharge of water from cooling, heating or air conditioning systems shall be to pervious surfaces where economically feasible and environmentally appropriate. If said discharge must be sent to an impervious surface or is disposed of through an irrigation system, the user is encouraged to register the physical location with the District's Demand Management staff in order to circumvent compliance actions that could otherwise be triggered.~~

~~(b)(e) Aesthetic Use (fountains, waterfalls and other artistic water features).~~

1. If an aesthetic use also provides a necessary water quality benefit, such as aeration of a stormwater pond, it may be operated as necessary.

2. If an aesthetic use involves a pond or other catchment area with a volume of 100 gallons or less or meets one of the following criteria, it may be operated as necessary:

a. The feature provides necessary aeration for pet fish, such as in a koi pond.

b. The feature is an integral part of the circulation system for a swimming pool.

c. The feature is in a pond or other catchment area augmented exclusively by reclaimed water, seawater, brackish bay or intracoastal water, air conditioning condensate or other byproducts of an allowable activity.

3. If an aesthetic use is also intended as an interactive recreational use, such as operation of a water play area for children, commercial and institutional users may engage in that activity in accordance with paragraph 40D-21.631(7)(c), F.A.C. In this context, commercial and institutional users specifically include mobile entertainment businesses, events sponsored by public agencies or non-profit organizations, and permanent devices maintained to pool and spa health standards. Water slides and other portable devices, other than those operated by commercial or institutional users, may only be used on an allowable watering day for the location involved.

4. All other ~~outdoor~~ aesthetic uses shall be limited to eight hours a day, and the user shall select and post the normal hours of operation for the aesthetic use.

~~(c)(d)~~ Recreation Area Use.

1. No change.

2. Commercial and institutional users of water for recreational purposes shall comply with subsection 40D-21.631(4), F.A.C.

3. No change.

~~(d)(e)~~ No change.

~~(e)(f)~~ Washing or cleaning of buildings, structures and outdoor impervious surfaces.

1. Annual Pressure Washing for aesthetic purposes is allowed.

~~2.~~ Pressure Washing of buildings or other structures in preparation for painting, sealing or other necessary maintenance and as a construction practice is allowed. Compliance with homeowner association or other aesthetic standards does not constitute necessary maintenance.

~~3.2.~~ Annual Pressure Washing buildings, other structures, driveways, sidewalks and other impervious surfaces is allowed for necessary maintenance, such as part of a planned maintenance program to either maintain a warranty or remove mold, mildew and other potentially hazardous material that cannot be removed by mechanical means (such as a broom or leaf blower) and as a construction practice (such as cleaning a concrete surface prior to painting or sealing) prevent a "slip

~~and fall~~ hazard is allowed. Compliance with homeowner association or other aesthetic standards does not constitute necessary maintenance.

~~4.3.~~ Washing or cleaning streets in preparation of, or immediately after, a parade or other public event is allowed.

~~5.4.~~ Washing or other water-based cleaning of streets or other impervious surfaces, other than that described above, shall be prohibited, except to meet federal, state, or local health or safety standards. These standards specifically allow for required dust control.

~~(f)(g)~~ Mobile Equipment Washing.

1. through 2. No change.

3. Washing of fire trucks and other emergency vehicles, including ambulances and law enforcement vehicles, shall comply with subparagraph 40D-21.631(3)(a)3., F.A.C.

4. through 5. No change.

6. Other than as described above, car, truck and other Mobile Equipment washing shall be accomplished using low volume methods only, such as with a hand-held hose equipped with a trigger (self-canceling) nozzle and shall be restricted to only one washing a week. This one washing a week At a residential property, this activity shall only occur on the allowable watering day for the address at which the activity occurs Tuesday or Saturday for an Even Address and only Wednesday or Sunday for an Odd Address.

(g) No person or entity, for example, a homeowner association or property manager, shall enforce any deed restrictions or other community standards which are inconsistent with the Water Shortage declaration. This specifically includes that the person or entity responsible for enforcement will suspend any requirement to replace plant material to meet aesthetic standards.

Rulemaking Specific Authority 373.044, 373.113 FS. Law Implemented 373.175, 373.185, 373.246 FS. History—New 11-19-84, Amended 7-2-86, 5-30-93, 4-9-06, \_\_\_\_\_.

40D-21.641 Phase III: Extreme Water Shortage.

(1) A Phase III Water Shortage is a hydrologic or climatic condition in which multiple regional Drought Indicators have severely abnormal values, or a local Drought Indicator for a specific public supply has an extremely abnormal value, such that conditions warrant temporary minimization of ~~unnecessary nonessential~~ water use and/or preparation for supply augmentation. The following measures shall be in effect during a Phase III Water Shortage unless otherwise provided in the order implementing a Phase III Water Shortage. The Governing Board will request a 10% voluntary reduction in all water use, including reclaimed water blends. Notice of a declaration of a Phase III Water Shortage will include those response mechanisms set forth below and any other response mechanisms, that are in effect for the Phase III Water Shortage.

(2) Indoor Uses. Indoor Uses should be voluntarily reduced. The notice specified in subsection 40D-21.275(1), F.A.C., will include practical tips about how to prevent wasteful and unnecessary Indoor Use through the use of water conserving measures and devices. The notice may refer water users to website material or fact sheets for this or additional information.

(3) Essential Uses.

(a) Fire Fighting & Other First-Responder Activities.

1. Each fire hydrant testing agency, whether a local government department or other fire suppression unit or an independent entity, shall implement or continue to implement provisions of Rule 40D-21.631(3)(a)1., F.A.C., except that fire hydrant testing ~~shall be is~~ limited to only activities ~~that~~ conducted by fire service personnel, water utility personnel or ~~and~~ vendors as authorized by Chapter 633, F.S., that the applicable fire service or water utility department has approved ~~authorized~~ to conduct that activity during the specific Water Shortage declaration event.

2. Each fire ~~fighting~~ agency shall and each local government shall direct its fire department review and revise its list of primary and back-up sources. This review and revision process should involve, as necessary, or other fire suppression unit is encouraged to work with District staff to proactively locate potential back-up sources, such as existing permitted supplies, especially in areas where potable water is not available for fire fighting.

~~3. The notice specified in subsection 40D-21.275(4), F.A.C., that is sent to fire and rescue officials will summarize the requirements listed above.~~

(b) Water Utility Use.

In addition to the requirements of the applicable Water Use Permit, the following restrictions and other required actions response mechanisms shall apply to all Water Utility Uses water utilities, as appropriate:

~~1. Any water utility governed by a District approved WSMP shall activate applicable provisions.~~

~~2. Water utilities shall keep the District informed of the status of their potable water and reclaimed water systems to help the District detect regional trends, provide accurate information to the media and the general public and offer assistance in localized water supply problems. At a minimum, unless otherwise specified in the applicable District approved Water Shortage Mitigation Plan, each water utility shall provide:~~

~~a. A report to the District's Demand Management staff regarding the status of its potable water and reclaimed water systems. This report shall be provided within 30 days of the effective date of a Phase III Water Shortage order. It should be concise, focusing on any current or anticipated shortage related challenges, such as distribution pressure problems, quantity or quality concerns about primary and back-up supplies and~~

~~planned strategies for additional demand management and/or supply supplementation in the event that the drought continues or worsens.~~

~~b. Regular status updates to the District's Demand Management staff. These updates may be brief and verbal instead of written. Unless another reporting frequency is needed for statewide coordination purposes, these updates will be required on a monthly basis.~~

~~e. Updates to District's Demand Management staff on a more frequent basis when there is a major or sudden change in status.~~

~~1.3. Plan Water utilities shall plan for supply supplementation or replacement of primary potable water supplies, including coordination with any applicable regional water supply authority or other public water supply system and coordination with District staff to request any appropriate emergency order.~~

~~2.4. Each public supply water system, except wholesale-only systems, shall At a minimum, unless otherwise specified in the applicable District approved Water Shortage Mitigation Plan, each water utility should provide, directly or through the appropriate local agency, the following enforcement assistance:~~

~~a. Ongoing implementation of all provisions of paragraph 40D-21.631(3)(b), F.A.C., including response Response, as needed, to enforcement referrals made by the District and violation complaints made by members of the general public. This shall involve, when necessary, a site investigation on the day of the week and time of day indicated in the enforcement referrals or violation complaints.~~

~~b. Compliance monitoring, as appropriate, in portions of the service area where violation complaints or identified High-Use Single Family accounts appear to be concentrated prevalent. At a minimum, this shall include the use of either night-time enforcement patrols on at least a once-per-week basis or automatic meter reading technology to detect extra lawn watering.~~

~~c. Issuance of a citation, without needing to first issue a warning, in response to any violation that occurs more than 14 days after the effective date of a Phase III Water Shortage order declaration. Warnings are authorized in lieu of citations may still be issued if the violation is not witnessed or otherwise confirmed by the local enforcement agency's employee or authorized agent, or if the local enforcement agency determines that there are involves extenuating circumstances which warrant a one-time forbearance.~~

~~d. Implementation or continued implementation of all provisions specified in sub-subparagraph 40D-21.631(3)(b)2.b., e. and d., F.A.C.~~

3. Within 30 days of the Water Shortage declaration and then each subsequent month during which the declaration remains in effect, each water utility shall provide a concise monthly system status report to the District. This report shall include the following:

a. Excluding Small Water Utilities and water supply authorities or other public supply water systems that serve only wholesale users (other water utilities), enforcement activity information required by subparagraph 40D-21.641(3)(b)2., F.A.C.

b. A quantified summary of customer communication and other water conservation efforts conducted in accordance with subparagraph 40D-21.641(3)(b)4., F.A.C.

c. Notify the District within 24 hours if the public supply water system experiences a sudden loss of its primary water supply or other significant change in system status.

4. Each public supply water system shall institute or accelerate system-level water conservation measures which can help manage demand during the Water Shortage declaration. These efforts shall include:

a. Continue to provide the customer messaging specified in sub-subparagraph 40D-21.631(3)(b)2.a., F.A.C.

b. Address water pressure and line flushing as described in sub-subparagraph 40D-21.631(3)(b)2.b., F.A.C., and any other operational practices identified by the water utility which can be modified during the Water Shortage declaration to reduce water demand without causing adverse impact to public health, welfare and safety.

5. Water utilities shall augment the District's messaging efforts by disseminating pertinent water conservation and demand management information. At a minimum, each utility shall inform its customers about the Phase III Water Shortage declaration, including how their primary and back-up water supplies could be affected and any ongoing local water conservation projects, such as rebate or inspections offered by the water utility that may assist its customers in their efforts to immediately reduce water consumption.

6. Water utilities shall institute or continue to institute system-level water conservation measures as specified in paragraph 40D-21.631(3)(b), (4), F.A.C.

7. Potable water, sanitary sewer and reclaimed water line flushing and disinfection shall be limited to the minimum required for the protection of human health, safety and welfare. Each utility shall implement or continue to implement the inquiry processes specified in paragraph 40D-21.631(3)(b), (5), F.A.C., and shall limit the use of unattended manual flushing as a means of minimizing inquiries and maximizing potential water savings.

5.8. The notice specified in subsection 40D-21.275(3), F.A.C., that is sent to the public supply Permittees will summarize the requirements listed in paragraph 40D-21.641(3)(b), F.A.C. above. Although it is the responsibility of permittees to notify their wholesale

customers, the District will endeavor to send a copy of this notice to affected water utilities that are not permittees but are instead served by a permittee, such as the member governments of a Regional Authority.

(c) Medical and Health Use.

1. The use of water for medical purposes ~~or shall not be restricted.~~

2. ~~The use of water for~~ the protection of public health, safety and welfare shall not be restricted.

(4) Commercial and Industrial Use.

In addition to the requirements of the applicable Water Use Permit, the following water use restrictions and other required actions response mechanisms shall apply to all commercial and industrial use, as appropriate. ~~Whether or not a commercial or industrial water use activity with associated Lawn and Landscape use is authorized by a Water Use Permit, the Lawn and Landscape use is separately regulated for the purpose of this Chapter and is subject to the Lawn and Landscape Use restrictions and other required actions of the applicable Water Shortage declaration. Paragraph 40D-21.641(6)(c), F.A.C., contains the Lawn and Landscape use restrictions and other required actions for a Phase III declaration.~~

(a) through (f) No change.

(g) Eliminate unnecessary non-essential uses;

(h) No change.

(i) Restaurants and other food serving establishments shall serve water only upon request.

(5) Agricultural Uses.

In addition to the requirements of the applicable Water Use Permit, the following water use restrictions and other required actions response mechanisms shall apply to all Agricultural Use, as appropriate. ~~Whether or not a agricultural water use activity with associated Lawn and Landscape use is authorized by a Water Use Permit, the Lawn and Landscape use is separately regulated for the purpose of this Chapter and is subject to the Lawn and Landscape Use restrictions and other required actions of the applicable Water Shortage declaration. Paragraph 40D-21.641(6)(c), F.A.C., contains the Lawn and Landscape use restrictions and other required actions for a Phase III declaration.~~

(a) Each Agricultural Permittee shall comply with all of its Water Use Permit requirements and terms. ~~Those This specifically includes, for those Permittees located within the Southern Water Use Caution Area; with the ability to earn and expend "Water Conservation Credits" shall continue to do so pursuant to Rule 40D-2.621, F.A.C., and the associated Basis of Review section, which is incorporated by reference in Rule 40D-2.091, F.A.C.~~

(b) through (g) No change.

(h) Eliminate unnecessary non-essential uses;

(i) No change.

(6) Landscape Use.

(a) Golf Courses and Driving Ranges.

In addition to the requirements of the applicable Water Use Permit, the following water use restrictions and required actions ~~other response mechanisms~~ shall apply to all Golf Course Courses and Driving Range athletic play areas Ranges, including efforts that ~~may~~ go beyond normally applicable Water Use Permit requirements, as appropriate. ~~Whether or not a golf course or driving range water use activity with associated Lawn and Landscape use is authorized by a Water Use Permit, the Lawn and Landscape use is separately regulated for the purpose of this Chapter and is subject to the Lawn and Landscape Use restrictions and other required actions of the applicable Water Shortage declaration. Paragraph 40D-21.641(6)(c), F.A.C., contains the Lawn and Landscape use restrictions and other required actions for a Phase III declaration.~~

1. No change.

2. Each user whose use is governed by a ~~Permittee shall~~ ~~comply with all of its~~ Water Use Permit shall comply with all permit requirements and terms. ~~Those This specifically includes, for those~~ Permittees located within the Southern Water Use Caution Area with the ability to earn and expend "Water Conservation Credits" shall continue to do so pursuant to Rule 40D-2.621, F.A.C., and the associated Basis of Review section, which is incorporated by reference in Rule 40D-2.091, F.A.C.

3. through 7. No change.

8. Eliminate unnecessary non-essential uses and take appropriate actions to avoid water use increases. This ~~shall~~ ~~may~~ include the following, as appropriate:

a. ~~Postponing any planned Turfgrass renovation for the duration of the Phase III Water Shortage declaration.~~

b. through d. renumbered a. through c. No change.

d.e. Providing information to Educating golfers and guests about the current Water Shortage declaration ongoing drought, the steps the facility is taking to reduce water use and how golfers and guests can conserve water while visiting the facility.

9. Limit Supplemental Irrigation irrigation ("normal watering") ~~shall be restricted~~ to the allowable hours of 12:01 a.m. to 8:00 p.m. or 6:00 p.m. to 11:59 p.m.

10. No change.

11. Fairways and driving range greens shall be irrigated ~~receive supplemental irrigation~~ no more than once per week during all months that the Water Shortage declaration is in effect during the months of December, January and February and no more than twice per week watering during the other months of the year. Upon specific request by the District, a course may be required to maintain a log documenting when this irrigation occurs.

12. No change.

~~13. From days 31 through 60 of the allowable 60-day “establishment period” exemption provided in Chapter 40D-22, F.A.C., irrigation of New Plant Material may only occur on three days each week.~~

13. Limit New Plant Establishment as follows:

a. A 60-day establishment period is applicable as set forth in b.-d. below.

b. On days 1-30, the New Plant Material may be irrigated any day of the week as needed.

c. On days 31-60, irrigation of the New Plant Material shall occur only on three days a week. Maintain a written schedule of establishment period watering.

d. Except for the day of installation and sprig propagation, this extra watering must only occur during the allowable hours of the day.

14. Except as otherwise provided ~~noted~~ herein, all irrigation and Other Uses shall comply with the applicable exemptions in Chapter 40D-22, F.A.C. Exemptions; ~~shall continue to~~ include allowances for plant protection on tees and greens, testing and maintenance of irrigation systems and irrigation to water in chemicals.

(b) Other Athletic Play Areas.

In addition to the requirements of the applicable Water Use Permit, the following water use restrictions and other required actions ~~response mechanisms~~ shall apply to all Athletic Play Areas, except Golf Courses and Driving Ranges, as appropriate. Whether or not an athletic play area water use activity with associated Lawn and Landscape use is authorized by a Water Use Permit, the Lawn and Landscape use is separately regulated for the purpose of this Chapter and is subject to the Lawn and Landscape Use restrictions and other required actions of the applicable Water Shortage declaration. Paragraph 40D-21.641(6)(c), F.A.C., contains the Lawn and Landscape use restrictions and other required actions for a Phase III declaration.

1. No change.

2. Each user whose use is governed by a ~~Permittee shall comply with all of its~~ Water Use Permit shall comply with all permit requirements and terms. ~~Those~~ This specifically includes, for those Permittees located within the Southern Water Use Caution Area with the ability to earn and expend “Water Conservation Credits” shall continue to do so pursuant to Rule 40D-2.621, F.A.C., and the associated Basis of Review section, which is incorporated by reference in Rule 40D-2.091, F.A.C.;

3. through 7. No change.

8. Eliminate unnecessary ~~non-essential~~ uses and take appropriate actions to avoid water use increases. This includes ~~may include~~ the following, as appropriate:

~~a. Postponing any planned Turfgrass renovation for the duration of the Phase III Water Shortage declaration.~~

~~a.b.~~ Reducing wear on athletic fields as practical.

~~b.e.~~ Modifying nutritional, soil amendment and mowing practices to minimize water stress.

~~c.d.~~ Providing information to ~~Educating~~ players and guests about the current Water Shortage declaration ~~ongoing drought~~, the steps that the facility is taking to reduce water use and how players and guests can conserve water while visiting the facility;

9. Limit Supplemental Irrigation (“normal watering”) irrigation shall be restricted to the allowable hours of 12:01 a.m. to 8:00 p.m. or 6:00 p.m. to 11:59 p.m.;

10. Turfgrass fields shall be irrigated ~~receive supplemental irrigation~~ no more than once per week during all months that the Water Shortage declaration is in effect. during the months of December, January and February and no more than twice per week watering during the other months of the year; A facility that cannot accomplish its normally scheduled supplemental irrigation on the Lawn and Landscape watering day designated by paragraph 40D-21.641(6)(c), F.A.C., may submit its alternative irrigation schedule to the District as a petition for variance from the order declaring the current Water Shortage.

11. Limit New Plant Establishment as follows: From days 31 through 60 of the allowable 60-day “establishment period” exemption provided in Chapter 40D-22, F.A.C., irrigation of New Plant Material may only occur on three days each week.

a. A 60-day establishment period is applicable as set forth in b.-d. below.

b. On days 1-30, the New Plant Material may be irrigated any day of the week as needed.

c. On days 31-60, irrigation of the New Plant Material shall occur only on three days a week. Maintain a written schedule of establishment period watering.

d. Except for the day of installation and sprig propagation, this extra watering must only occur during the allowable hours of the day.

12. Except as otherwise provided ~~noted~~ herein, all irrigation and Other Uses shall comply with the applicable provisions and exemptions in Chapter 40D-22, F.A.C. These exemptions continue to specifically include allowances for: ~~allowances for~~ plant protection of Turfgrass athletic fields, wetting of clay tennis courts and similar surfaces immediately prior to play, and one extra irrigation application immediately after heavy play to encourage athletic field Turfgrass repair ~~and, under certain circumstances, the ability to have a special watering schedule without applying for a variance.~~

(c) Lawn and Landscaping Use, including Cemeteries:

In addition to the requirements of the applicable Water Use Permit, the following water use restrictions and other required actions ~~response mechanisms~~ shall apply to all Lawn and Landscaping Use, including Cemeteries, as appropriate:

~~1. An example copy of the notice specified in subsection 40D-21.275(3), F.A.C., shall be sent to the Florida Department of Financial Services—Bureau of Cemetery Services and will include a summary of the requirements listed below.~~

~~1.2. Each Permittee shall comply with all of its Water Use Permit requirements and terms. Those This specifically includes for those Permittees located within the Southern Water Use Caution Area with the ability to earn and expend “Water Conservation Credits” shall continue to do so pursuant to Rule 40D-2.621, F.A.C., and the associated Basis of Review section, which is incorporated by reference in Rule 40D-2.091, F.A.C.~~

~~2.3. Eliminate off-site discharge to the extent practicable.;~~

~~3.4. Recycle water to the extent practicable.;~~

~~4.5. Suspend clean-up requiring water use, except for the minimum required to protect efficiency of the operation and prevent damage to equipment.;~~

~~5.6. Suspend the washing of lawn mowers and other mobile equipment, except for the minimum necessary to meet health and safety needs or as otherwise required by published BMPs, such as the spread of Turfgrass disease.~~

~~6.7. Maximize the use of the least restricted Source Class to which there is access.~~

~~7.8. Eliminate unnecessary non-essential uses and take appropriate actions to avoid water use increases. This specifically includes postponing any planned Turfgrass renovation for the duration of the Phase III Water Shortage declaration. Other potential actions may include, but are not limited to modifying nutritional, soil amendment and mowing practices to minimize water stress.~~

~~8.9. Limit New Plant Establishment as follows:~~

~~a. A 60-day establishment period is applicable as set forth in b.-d. below.~~

~~b. On days 1-30, the New Plant Material may be irrigated any day of the week as needed.~~

~~c. On days 31-60, irrigation of the New Plant Material shall occur only From days 31 through 60 of the allowable 60-day “establishment period” exemption, irrigation of New Plant Material may only occur on three days a week. During this portion of the “establishment period” exemption.;~~

~~i. Even Addresses shall may only water New Plant Material on Tuesday, Thursday and/or Sunday Saturday and-~~

~~ii. Odd addresses shall may only water New Plant Material on Monday, Wednesday, Friday and/or Saturday Sunday.~~

~~iii. Rights-of-way, common areas and other locations without discernable addresses shall only water New Plant Material on Sunday, Tuesday and/or Friday.~~

~~iv. Cemeteries and other properties two acres in size or larger may instead maintain a written schedule of establishment period watering.~~

~~d. Except for the day of installation and sprig propagation, this extra watering must only occur during the allowable hours of the day.~~

~~e. The irrigation of any non-lawn plant material which requires frequent irrigation beyond the establishment period exemption provided in a.-d. above shall employ Low-Volume Irrigation technology.~~

~~9.10. Limit Supplemental Irrigation (“normal watering”) irrigation to for properties with an automatic timer or in-ground system which are less than one acre in size, may only occur during the hours of 12:01 a.m. to 8:00 4:00 a.m. or 6:00 8:00 p.m. to 11:59 p.m. Properties less than one acre in size or with fewer than 11 irrigation zones shall use only one of the two available watering times. Properties one acre or greater in size may continue to irrigate during the allowable hours of 12:01 a.m. to 10 a.m. or 4 p.m. to 11:59 p.m. Each property under two acres in size may only use one of its two allowable time periods, and each water utility may designate which of these time periods their customers shall use.~~

~~10.11. Supplemental irrigation accomplished by microirrigation, handwatering or other low volume technology, or by manual means (handwatering or irrigation that does not involve the use of an automatic timer or in-ground system), may shall only occur during the hours of 12:01 a.m. to 8:00 a.m. or 6:00 p.m. to 11:59 p.m.~~

~~11.12. Limit Supplemental Irrigation (“normal watering”) During the months of December, January and February, lawn watering shall be reduced to a maximum of only one application per week during all months that the Water Shortage declaration is in effect. This Unless otherwise specified by the water provider in an alternative schedule approved by the District in a Water Shortage Mitigation Plan as an event specific variance, this watering shall be in accordance with the following schedule:~~

~~a. Addresses with a “house number” ending in 0 or 1 may water on Monday.;~~

~~b. Addresses ending with a 2 or 3, on Tuesday.;~~

~~c. Addresses ending with a 4 or 5, on Wednesday.;~~

~~d. Addresses ending with a 6 or 7, on Thursday.;~~

~~e. Addresses ending with an 8 or 9 and locations with a mix of addresses, or for which an address cannot be determined (such as common areas associated with a subdivision), on of Friday.;~~

~~f. Cemeteries and other properties greater than 2 acres in size that have a special irrigation schedule in accordance with paragraph 40D-22.201(4)(c), F.A.C., or properties regardless of size that have a special irrigation schedule pursuant to provisions of a variance from Chapter 40D-22, F.A.C., shall may only water each section of property on the first day of the week already assigned to it. For example, a section of the property assigned a “Monday and Thursday” schedule shall may only water on Monday.~~

g. This one application per week limitation does not apply to the use of microirrigation, handwatering or other low volume technology when used to water flower beds, shrubs or other non-turfgrass plant material.

12. If core aeration or Vertical Mowing (also sometimes referred to as verticutting) is conducted, follow the applicable watering schedule. The extra watering allowance for such activity normally provided in paragraph 40D-22.201(3)(f), F.A.C., is not applicable.

13. If Spot Treatment or Syringing is conducted, follow the applicable water schedule. The extra watering allowance normally provided for in paragraph 40D-22.201(3)(e), F.A.C., is not applicable. When the once-per-week Lawn watering schedule is applicable, spot treatment shall only be allowed on the normally allowable watering day and Saturday (for Even Addresses only) or Sunday (for Odd Addresses only).

14. No change.

15. The property owner or manager shall, upon request, provide a receipt or other proof of qualification for the New Plant Establishment period or other claimed exemption.

(7) Other Uses.

(a) In addition to the requirements of the applicable Water Use Permit, the following water use restrictions and other required actions response mechanisms shall apply to all other use, as appropriate:

1. through 5. No change.

6. Eliminate unnecessary non-essential uses and take appropriate actions to avoid water use increases.;

~~(b) Cooling, heating and air conditioning use shall comply with paragraph 40D-21.631(7)(b), F.A.C.~~

~~(b)(e) Aesthetic use. Aesthetic use includes the use of water in fountains, waterfalls and other artistic water features; for example water fountains, waterfalls and other artistic water features with recirculation systems, shall be limited to operating eight hours a day and the user shall post the normal hours of operation.~~

1. If an aesthetic use also provides a necessary water quality benefit, such as aeration of a stormwater pond, it may be operated as necessary.

2. If an aesthetic use either involves a pond or other catchment area with a volume of less than 100 gallons or meets one of the following criteria, it may be operated as necessary:

a. The feature provides necessary aeration for pet fish, such as in a koi pond.

b. The feature is an integral part of the circulation system for a swimming pool.

c. The feature is in a pond or other catchment area augmented exclusively by reclaimed water, seawater, brackish bay or intercoastal water, air conditioning condensate or other byproducts of an allowable activity.

3. If an aesthetic use is also intended as an interactive recreational use, such as operation of a water play area for children, commercial and institutional users may engage in that activity in accordance with paragraph 40D-21.631(7)(c), F.A.C.. In this context, commercial and institutional users specifically include mobile entertainment businesses, events sponsored by public agencies or non-profit organizations, and permanent devices maintained to pool and spa health standards. Water slides and other portable devices, other than those operated by commercial or institutional users, may only be used on an allowable watering day for the location involved.

4. All other aesthetic uses shall be limited to four hours a day, and the user shall select and post the normal hours of operation.

~~(c)(d)~~ Recreation use shall comply with subsection 40D-21.631(7)(d), F.A.C.

~~(d)(e)~~ Water Body Augmentation:

1. Augmentation shall be limited to those circumstances indicated in subsection 40D-21.631(7)(e) ~~1, 2, and 3~~, F.A.C.

2. Other augmentation, including augmentation of those water bodies for which the District has established minimum levels or guidance levels, is prohibited unless part of a District-authorized minimum flow or level recovery strategy; ~~except in accordance with Chapter 40D-80, F.A.C.~~

~~(e)(f)~~ Washing or cleaning of buildings, structures and outdoor impervious surfaces:

1. Annual Pressure Washing for aesthetic purposes is prohibited.

~~2.1-~~ Pressure Washing of buildings or other structures in preparation for painting, sealing or and other necessary maintenance and as a construction practice is allowed. Compliance with homeowner association or other aesthetic standards does not constitute necessary maintenance.

3. Pressure Washing of driveways, sidewalks and other impervious surfaces is allowed for necessary maintenance, such as to either maintain a warranty or remove mold, mildew and other potentially hazardous material that cannot be removed by mechanical means (such as a broom or leaf blower), and as a construction practice (such as cleaning a concrete surface prior to painting or sealing). Compliance with homeowner association or other aesthetic standards does not constitute necessary maintenance.

~~4.2-~~ All other washing or cleaning of impervious surfaces or structures shall be prohibited, except to meet federal, state or local health or safety standards. These standards specifically allow for required dust control.

~~(f)(g)~~ Mobile Equipment washing:

1. through 5. No change.

6. The washing of fire engines and other emergency Mobile Equipment, such as ambulances and law enforcement vehicles, remains subject to subparagraph 40D-21.631(3)(a)3., F.A.C.



~~7.6. Other than as described above, car, truck and other Mobile Equipment washing shall be accomplished using low volume methods only, such as with a hand-held hose equipped with a trigger (self-canceling) nozzle and shall be restricted to only one washing a week. This one washing a week shall At a residential property, this activity may only occur on the allowable lawn watering day associated with the address at which the activity occurs Tuesday or Saturday for an Even Address, or Wednesday or Sunday for an Odd Address.~~

(g) No person or entity, for example, a homeowner association or property manager, shall enforce any deed restrictions or other community standards which are inconsistent with the Water Shortage declaration. This specifically includes that the person or entity responsible for enforcement will suspend any requirement to replace plant material to meet aesthetic standards.

Rulemaking Specific Authority 373.044, 373.113 FS. Law Implemented 373.175, 373.185, 373.246 FS. History—New 11-19-84, Amended 7-2-86, 5-30-93, 4-9-06, \_\_\_\_\_.

#### 40D-21.651 Phase IV: Critical Water Shortage.

(1) A Phase IV Water Shortage is a hydrologic or climatic condition where multiple regional Drought Indicators have extremely abnormal values, or the local Drought Indicator for a specific public supply has a critically abnormal value, such that conditions warrant the temporary suspension of nonessential use and/or initiation of supply augmentation. The following measures shall be in effect during a Phase IV declaration unless otherwise provided in the order implementing a Phase IV Water Shortage. The Governing Board will request a 20% voluntary reduction in all water use, including reclaimed water blends. Notice of a declaration of a Phase IV Water Shortage will include those restrictions and other response mechanisms set forth below and any other response mechanisms that are in effect for the Phase IV Water Shortage.

(2) Indoor Uses. Indoor Uses should be voluntarily reduced. The notice specified in subsection 40D-21.275(1), F.A.C., will include practical tips about how to prevent wasteful and unnecessary Indoor Use through the use of water conserving measures and devices. The notice may refer water users to website material or fact sheets for this or additional information.

#### (3) Essential Uses.

(a) Fire Fighting, Other First-Responder Activities, Health and Medical water uses shall be subject to Rule 40D-21.641(3)(a) and (c), F.A.C. The notice specified in Rule 40D-21.275(5), F.A.C., that is sent to fire and rescue officials will summarize these requirements.

#### (b) Water Utility Use.

~~1. The notice sent in accordance with subsection 40D-21.275(3), F.A.C., for a Phase IV Water Shortage declaration shall constitute a temporary modification of the requirements for each affected public supply Permittees.~~

~~Although it is the responsibility of permittees to notify their wholesale customers, the District will endeavor to send a copy of this notice to affected water utilities that are not permittees but are instead served by a permittee, such as the member governments of a Regional Authority.~~

~~2. Water Utility Uses utility use shall be subject to paragraph 40D-21.641(3)(b), F.A.C., with the following modifications:;~~

~~1.a. If specifically Ordered by District, increase the frequency of system status reports or transmittal of demand data. Regular status updates shall be required on a weekly basis.~~

~~2.b. Immediately Water utilities shall promptly notify the District's applicable Regulation Department and Demand Management staff about any new water supply emergency and any supply supplementation or replacement that occurs in order to address or prevent such an emergency.~~

~~3. Identify, based on the water utility's customer demographics and system characteristics, and implement additional means by which the water utility will temporarily maintain or reduce system demand during the Water Shortage declaration. This requirement shall include listing and quantifying the implementation of these additional means on each system status report.~~

~~4.e. Except for wholesale-only systems, take Water utilities shall participate in Water Shortage restriction enforcement as described in Rule 40D-21.641(3)(b)4, F.A.C., and take the following additional enforcement assistance steps actions when necessary to protect public health, safety and welfare:~~

~~a.i. Place temporary Temporary limits to potable water service, or augmented reclaimed water service, in response to a location-specific request from the District to remedy a violation of this Chapter that the District has determined is causing, or likely to cause, a public health hazard or property damage. These limits do not necessarily involve suspension of service; however, at a minimum, such limits shall involve constraining the user to, but may include utilization of a regulator valve or other means by which the user can be constrained to the amount of water necessary for reasonable Indoor Uses or assessing the user a punitive surcharge for any amount of water beyond that necessary for reasonable Indoor Uses Use. During a Phase IV Water Shortage, repetitive Water Shortage restriction violations may constitute a public health hazard. The applicable public supply water system water utility shall determine the limitation method and may consider any reasonable mitigating circumstances when determining what constitutes reasonable Indoor Uses for a specific customer, such as the number of persons in the household or medical needs.~~

~~b.ii. Coordinate with local code enforcement officials to advocate temporary Temporary waivers, or other means of deferring the enforcement of local code violations, until after~~

the Phase IV Water Shortage declaration has been rescinded, if enforcement would result in an increase in water use and compliance is not immediately required to protect public health, safety and welfare.

~~iii. Conditional certificates of occupancy, or some other action resulting in the temporary waiver or deferral of specific requirements normally associated with issuing a certificate of occupancy, such that installation of the Lawn or Landscaping normally required for a new or substantially rehabilitated building can be delayed until after the Phase IV Water Shortage declaration has been rescinded.~~

~~iv. Temporary suspension of the practice of issuing letters of commitment, or some other action resulting in the temporary deferral of new commitments to provide potable water or to augment reclaimed water, such that significant additional customers are not added to the system until after the Phase IV Water Shortage declaration has been rescinded.~~

(4) Commercial and Industrial Use.

~~(a) The notice in accordance with subsection 40D-21.275(3), F.A.C., for a Phase IV Water Shortage declaration shall constitute a temporary modification of the requirements for each affected commercial and industrial Water Use Permit. The notice will summarize the requirements listed below.~~

~~(b) The water use restrictions and other required actions Restrictions and other response mechanisms specified in subsection 40D-21.641(4), F.A.C., shall apply, with the following modifications:~~

~~1. Users that are Permittees shall promptly notify the District's Demand Management staff about any new water supply emergency and any supply supplementation or replacement that occurs in order to address or prevent such an emergency. Local offices of banks and other entities offering home loans or mortgage services shall notify the District if they will not enter into new agreements with properties affected by sub-subparagraph 40D-21.651(2)(b)2.c.ii or iii, F.A.C.~~

~~2. Users shall, if specifically Ordered by upon the specific request of the District, cease all uses of water that are not essential to public health, safety and welfare.~~

~~3. Users shall, upon the specific request of the applicable water utility with a District-approved WSMP, cease all uses of utility provided water that are not essential to public health, safety and welfare.~~

(5) Agricultural Uses:

~~(a) The noticing in accordance with subsection 40D-21.275(3), F.A.C., for a Phase IV Water Shortage declaration shall constitute a temporary modification of the requirements for each affected agricultural Water Use Permit. The notice will summarize the requirements listed below.~~

~~(b) The water use restrictions and other required actions Restrictions and other response mechanisms specified in subsection 40D-21.641(5), F.A.C., shall apply, with the following modifications:~~

~~(a)1. Users that are Permittees shall promptly notify the District's Service Office and Demand Management staff about any new water supply emergency and any supply supplementation or replacement that occurs in order to address or prevent such an emergency.~~

~~(b)2. Users shall, if specifically Ordered by upon the specific request of the District, cease all crop related uses of water that are not essential to public health, safety and welfare.~~

~~3. Users shall, upon the specific request of the applicable water utility with a District-approved WSMP, cease all crop related uses of utility provided water that are not essential to public health, safety and welfare.~~

(6) Landscape Use and Driving Ranges.

(a) Golf Courses.

~~1. The noticing in accordance with subsection 40D-21.275(3), F.A.C., for a Phase IV Water Shortage declaration shall constitute a temporary modification of the requirements for each affected golf course Water Use Permit. This notice will summarize the requirements listed below.~~

~~2. The water use restrictions and other required actions Restrictions and other response mechanisms specified in paragraph 40D-21.641(6)(a), F.A.C., shall apply, with the following modifications:~~

~~1.a. Watering roughs and non-play native or naturalized areas shall be prohibited.~~

~~2.b. Users that are Permittees shall promptly notify the District's Demand Management staff about any new water supply emergency and any supply supplementation or replacement that occurs in order to address or prevent such an emergency.~~

c. No change.

~~3.d. Users shall, if specifically Ordered by upon the specific request of the District, cease all uses of water that are not essential to public health, safety and welfare.~~

~~e. Users shall, upon the specific request of the applicable water utility with a District-approved WSMP, cease all uses of utility provided water that are not essential to public health, safety and welfare.~~

(b) Other Athletic Play Areas.

~~1. The noticing in accordance with subsection 40D-21.275(3), F.A.C., for a Phase IV Water Shortage declaration shall constitute a temporary modification of the requirements for each affected Water Use Permit. This notice will summarize the requirements listed below.~~

~~2. The water use restrictions and other required actions Restrictions and other response mechanisms specified in paragraph 40D-21.641(6)(b), F.A.C., shall continue to apply, with the following modifications:~~

~~1.a.~~ Supplemental irrigation of Turfgrass shall only be allowed once a week, regardless of the month.

~~2.b.~~ Users that are Permittees shall promptly notify the District's Demand Management staff about any new water supply emergency and any supply supplementation or replacement that occurs in order to address or prevent such an emergency.

c. No change.

~~3.d.~~ Users shall, if specifically Ordered by ~~upon the specific request of~~ the District, cease all uses of water that are not essential to public health, safety and welfare.

~~e.~~ Users shall, upon the specific request of the applicable water utility with a District-approved WSMP, ~~cease all uses of utility provided water that are not essential to public health, safety and welfare.~~

(c) Lawn and Landscaping Use, including Cemeteries:

~~1.~~ The notice in accordance with subsection 40D-21.275(3), F.A.C., for a Phase IV Water Shortage declaration shall constitute a temporary modification of the requirements for each affected Water Use Permit. The notice will summarize the requirements listed below. An example copy of the notice specified in subsection 40D-21.275(3), F.A.C., shall be sent to the Florida Department of Financial Services—Bureau of Cemetery Services and will include a summary of the requirements listed below.

~~1.2.~~ All Lawn and Landscaping Use, including Cemeteries, shall continue to comply with applicable provisions of paragraph 40D-21.641(6)(c), F.A.C., with the following modifications:

a. The establishment period for New Plant Materials shall be reduced to "15/30/15." This means that the material can be watered on any day for a 15-day period starting the day it is installed, then up to three days a week during the next 30-day period, then only two days a week during the final 15-day period as follows:

i. When "three days a week" establishment period watering is allowed ~~on properties less than one acre in size,~~ Even Addresses shall may only water on Tuesday, Thursday and Sunday Saturday; ~~whereas,~~ Odd Addresses shall may only water on Monday, Wednesday, ~~Friday~~ and Saturday Sunday; and Rights-of-way, common areas and other locations without discernable addresses shall only water on Sunday, Tuesday and/or Friday.

ii. When "two days a week" establishment period watering is allowed on properties less than one acre in size, Even Addresses shall may only water on Thursday and Sunday; Tuesday and Saturday; ~~whereas,~~ Odd Addresses shall may only water on Wednesday and Saturday Sunday; and Rights-of-way, common areas and other locations without discernable addresses shall only water on Tuesday and/or Friday.

iii. When "three days a week" or "two days a week" establishment period watering irrigation is allowed in cemeteries or on other properties one acre in size or larger, each property may instead maintain a written schedule of its establishment period watering.

iv. Establishment period irrigation shall be applicable once for any specific area of lawn or landscape while the Water Shortage declaration is in effect.

v. Users shall, upon the specific request of the District, provide receipts or other proof of installation date.

vi. Users shall, upon the specific request of the District, cease all establishment period irrigation.

b. Supplemental Irrigation irrigation for properties with an ~~automatic timer or in-ground system~~ shall may only occur during the hours of 12:01 a.m. to 4 a.m. ~~or 8 a.m. or 8 p.m. to 11:59 p.m.~~ Any property under one acre in size may only use one of the two allowable time periods and the applicable water utility may designate which of these time periods their customers shall use.

c. Supplemental Irrigation irrigation accomplished by ~~hand-watering, microirrigation,~~ handwatering or other Low-Volume low volume technology, or by manual means only (such as an oscillating sprinkler supplied by garden hose; or an in-ground system without an automatic timer) shall may only occur during the hours of 4 a.m. to 8 a.m. or 6 p.m. to 10:00 p.m. Any property under one acre in size may only use one of the two allowable time periods and the applicable water utility may designate which of these time periods their customers may use.

d. ~~Users shall, if specifically Ordered by the District, cease all~~ Supplemental Irrigation irrigation, except as otherwise provided below, ~~shall be limited to only one application per week during all months of the year~~ in accordance with subparagraph 40D-21.651(6)(c)1., 641(6)(e), F.A.C.

e. Supplemental Irrigation irrigation of landscaping beds and other non-Lawn plant material, when accomplished by handwatering, microirrigation and other Low-Volume Irrigation methods, shall be limited to the hours specified in sub-subparagraph 40D-21.651(6)(c)1.c., F.A.C., but may continue to occur on any day of the week, if needed for a maximum of three applications per week during all months of the year.

i. ~~Even Addresses under one acre in size shall only accomplish this irrigation on Tuesday, Thursday and/or Saturday.~~

ii. ~~Odd Addresses under one acre in size shall only accomplish this irrigation on Wednesday, Friday and/or Sunday.~~

iii. Properties one acre or larger in size shall maintain a written schedule of its Low-Volume Irrigation.

f. If core aerification, Vertical Mowing (verticutting) and Spot Treatment treatment or Syringing syringing "hot spots" activities are conducted, follow the applicable water schedule

~~in Lawns is prohibited. The extra watering allowances normally provided for in paragraphs 40D-22.201(3)(e)-(f), F.A.C., for such activities is not applicable.~~

~~2. The property owner or manager shall, upon request, provide a receipt or other proof of qualification for the New Plant establishment period or other claimed exemption.~~

~~g. Utilize the following additional actions, as appropriate, to promote Lawn and Landscape survival without increasing water use:~~

- ~~i. Reduce foot traffic on lawn and other ground cover;~~
- ~~ii. Modify nutritional practices, such as reducing the frequency of complete fertilizer applications;~~
- ~~iii. Spot treat pest and weed problems instead of using broadcast applications of chemicals that must be watered in;~~
- ~~iv. Regularly test and maintain irrigation systems in accordance with provisions of Chapter 40D 22, F.A.C., as a means of detecting and repairing problems before plant damage or loss is extensive;~~
- ~~v. Use organic material or other soil amendments to improve the soil's water retention capacity; and~~
- ~~vi. Adjust mowing practices to minimize water stress. For example, mow Lawns to the longest acceptable height and mow frequently enough to only remove one third of the height each time.~~

~~3. Users shall, upon the specific request of the District, cease water uses that are not essential to public health, safety and welfare.~~

~~4. Users shall, upon the specific request of the applicable water utility with a District-approved WSMP, cease uses of utility provided water that are not essential to public health, safety and welfare.~~

~~(7) Other Uses.~~

~~(a) The noticing in accordance with Rule 40D 21.275(3), F.A.C., for a Phase IV Water Shortage declaration shall constitute a temporary modification of the requirements for each affected Water Use Permit. The notice will summarize the requirements listed below.~~

~~(a)(b) The water use restrictions and other required actions Restrictions and other response mechanisms specified in subsection 40D-21.641(7), F.A.C., shall apply, with the following modifications:~~

~~1. If an aesthetic use is also intended as an interactive recreational use, such as operation of a water play area for children, commercial and institutional users may engage in that activity in accordance with paragraph 40D-21.631(7)(c), F.A.C. In this context, commercial and institutional users specifically include mobile entertainment businesses, events sponsored by public agencies or non-profit organizations, and permanent devices maintained to pool and spa health standards. However, water slides and other portable devices which are not operated by commercial or institutional users are prohibited. Cooling, heating and air conditioning use: Cooling towers, geothermal units and similar water-using devices used~~

~~in public spaces may only cool to a minimum of 78 degrees Fahrenheit and heat to a maximum of 68 degrees Fahrenheit, except as otherwise required for health or medical reasons.~~

~~2. Other aesthetic Aesthetic Use: Aesthetic use as described in subparagraph 40D-21.641(7)(b)3., F.A.C., including water fountains, waterfalls and other artistic water features is prohibited. In public spaces, the owner or manager of such features shall use signs, when practical, to indicate that this action was taken in compliance with current Water Shortage restrictions.~~

~~3. Washing or Cleaning of Outdoor Impervious Surfaces: Washing or cleaning of buildings, structures and impervious surfaces (such as driveways and sidewalks) is prohibited, except outdoor impervious surfaces, including~~

~~a. Pressure Washing conducted with professional-grade equipment is allowed for necessary maintenance. Compliance with homeowner association or other aesthetic standards does not constitute necessary maintenance.~~

~~b. Dust control is allowed if required by federal, state or local health or safety standards, is prohibited, except to meet federal, state or local health or safety standards. These standards specifically allow for required dust control.~~

~~4. Mobile Equipment Washing:~~

~~a. Washing Routine washing of cars or trucks, other than professional car washes or mobile detailing businesses, in residential settings and car wash fundraisers held on behalf of a non-profit organization is prohibited. This means that car wash fundraisers are prohibited. However, the washing of fire engines and other emergency Mobile Equipment (such as ambulances and law enforcement vehicles) is allowable, subject to subparagraph 40D-21.631(3)(a)3., F.A.C.~~

~~b. The following specific activities are allowed: Cleaning of cars, trucks and other Mobile Equipment in other settings is also prohibited, with the following exceptions: washing of fire trucks and other emergency vehicles, rinsing of boats after use, flushing of boat motors after use, necessary cleaning of Lawn and maintenance and agricultural vehicles, rinsing of any vehicle after exposure to saltwater or sewage and washing of any vehicle immediately prior to sale, rent or lease (including lease termination, but excluding daily car or truck rentals).~~

~~5. Users shall, if specifically Ordered by upon the specific request of the District, cease all uses of water that are not essential to public health, safety and welfare.~~

~~6. Users shall, upon the specific request of the applicable water utility with a District-approved WSMP, cease all uses of utility provided water that are not essential to public health, safety and welfare.~~

~~(b) No person or entity, for example, a homeowner association or property manager, shall enforce any deed restrictions or other community standards which are inconsistent with the Water Shortage declaration. This~~

specifically includes that the person or entity responsible for enforcement will suspend any requirement to replace plant material to meet aesthetic standards.

Rulemaking Specific Authority 373.044, 373.113 FS. Law Implemented 373.175, 373.185, 373.246 FS. History–New–4-9-06, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Lois Sorenson, Demand Management Program Manager,  
Tampa Regulation

NAME OF AGENCY HEAD WHO APPROVED THE  
PROPOSED RULE: Southwest Florida Water Management  
District Governing Board

DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: September 29, 2009 and October 25, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAW: April 9, 2010

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

**Barbers’ Board**

RULE NO.:                      RULE TITLE:  
61G3-15.006                  General Information

PURPOSE AND EFFECT: The Board reviewed the rule as  
required by Executive Order 11-01 and proposes to repeal the  
rule as it is unnecessary and not statutorily mandated.

SUMMARY: As required by Executive Order 11-01, the rule  
was reviewed and is being repealed as it is unnecessarily  
burdensome and duplicative of Section 119.07, F.S.

SUMMARY OF STATEMENT OF ESTIMATED  
REGULATORY COSTS AND LEGISLATIVE  
RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 119.07(1)(a), 120.53(1),  
476.064(4) FS.

LAW IMPLEMENTED: 119.07(1)(a), 120.53(1), 455.205 FS.  
IF REQUESTED WITHIN 21 DAYS OF THE DATE OF  
THIS NOTICE, A HEARING WILL BE SCHEDULED AND  
ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE  
PROPOSED RULE IS: Robyn Barineau, Executive Director,  
Barbers’ Board, 1940 North Monroe Street, Tallahassee,  
Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G3-15.006 General Information.

Rulemaking Specific Authority 119.07(1)(a), 120.53(1), 476.064(4)  
FS. Law Implemented 119.07(1)(a), 120.53(1), 455.205 FS. History–  
New 7-16-80, Formerly 21C-15.06, 21C-15.006, Amended 10-30-95,  
2-14-96, 2-11-02, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Barbers’ Board

NAME OF AGENCY HEAD WHO APPROVED THE  
PROPOSED RULE: Barbers’ Board

DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: August 8, 2011

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

**Barbers’ Board**

RULE NO.:                      RULE TITLE:  
61G3-15.015                  Guidelines for Disposition of  
Disciplinary Cases or Other Cases  
in Which Substantial Interests Are  
Determined by the Board

PURPOSE AND EFFECT: The Board reviewed the rule as  
required by Executive Order 11-01 and proposes to repeal the  
rule as it is duplicative of Section 120.57, F.S. and not  
statutorily mandated.

SUMMARY: As required by Executive Order 11-01, the rule  
was reviewed and is being repealed as it is duplicative of  
Section 120.57, F.S. and not statutorily mandated.

SUMMARY OF STATEMENT OF ESTIMATED  
REGULATORY COSTS AND LEGISLATIVE  
RATIFICATION:

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

The Agency has determined that the proposed rule is not  
expected to require legislative ratification based on the  
statement of estimated regulatory costs or if no SERC is  
required, the information expressly relied upon and described  
herein: During discussion of the economic impact of this rule

at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 120.53(1) FS.

LAW IMPLEMENTED: 120.53(1) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Barbers' Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G3-15.015 Guidelines for Disposition of Disciplinary Cases or Other Cases in Which Substantial Interests Are Determined by the Board.

Rulemaking Specific Authority 120.53(1) FS. Law Implemented 120.53(1) FS. History--New 7-16-80, Formerly 21C-15.15, Formerly 21C-15.015, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Barbers' Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Barbers' Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 8, 2011

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Barbers' Board**

RULE NO.: 61G3-15.020  
RULE TITLE: Security and Monitoring Procedures for Licensure Examination

PURPOSE AND EFFECT: The Board reviewed the rule as required by Executive Order 11-01 and proposes to repeal the rule as the board is not statutorily mandated to adopt the rule.

SUMMARY: As required by Executive Order 11-01, the rule was reviewed and is being repealed as the board is not statutorily mandated to adopt the rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 455.217(1)(d), 120.54(8) FS.

LAW IMPLEMENTED: 455.217(1)(d) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Barbers' Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G3-15.020 Security and Monitoring Procedures for Licensure Examination.

Rulemaking Specific Authority 455.217(1)(d), 120.54(8) FS. Law Implemented 455.217(1)(d) FS. History--New 4-6-83, Formerly 21C-15.20, Formerly 21C-15.020, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Barbers' Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Barbers' Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 8, 2011

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Barbers' Board**

RULE NO.: 61G3-15.021  
RULE TITLE: Final Orders

PURPOSE AND EFFECT: The Board reviewed the rule as required by Executive Order 11-01 and proposes to repeal the rule as it is unnecessary and not statutorily mandated.

SUMMARY: As required by Executive Order 11-01, the rule was reviewed and is being repealed as it is not statutorily mandated and no longer necessary.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

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

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

RULEMAKING AUTHORITY: 120.53(1), 476.064(4) FS.

LAW IMPLEMENTED: 120.52(11), 120.53(1), 476.064(4) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Barbers' Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G3-15.021 Final Orders.

Rulemaking Specific Authority 120.53(1), 476.064(4) FS. Law Implemented 120.52(11), 120.53(1), 476.064(4) FS. History—New 1-10-83, Formerly 21C-15.21, Amended 6-14-93, Formerly 21C-15.021, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Barbers' Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Barbers' Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 8, 2011

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Barbers' Board**

RULE NO.: 61G3-15.022  
 RULE TITLE: Designation of Official Reporter

PURPOSE AND EFFECT: The Board reviewed the rule as required by Executive Order 11-01 and proposes to repeal the rule as it is unnecessary and not statutorily mandated.

SUMMARY: As required by Executive Order 11-01, the rule was reviewed and is being repealed as it is unnecessary and not statutorily mandated.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

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

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

RULEMAKING AUTHORITY: 120.53(2)(b),(c),(4), 476.064(4) FS.

LAW IMPLEMENTED: 120.53(2)(b),(c),(4) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Barbers' Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G3-15.022 Designation of Official Reporter.

Rulemaking Specific Authority 120.53(2)(b),(c),(4), 476.064(4) FS. Law Implemented 120.53(2)(b),(c),(4) FS. History—New 5-29-85, Formerly 21C-15.22, 21C-15.022, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Barbers' Board  
NAME OF AGENCY HEAD WHO APPROVED THE  
PROPOSED RULE: Barbers' Board  
DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: August 8, 2011

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

**Barbers' Board**

RULE NO.:                   RULE TITLE:  
61G3-16.003               Examination Review Procedure

PURPOSE AND EFFECT: The Board reviewed the rule as required by Executive Order 11-01 and proposes to repeal the rule as the board is not statutorily mandated to adopt the rule.

SUMMARY: As required by Executive Order 11-01, the rule was reviewed and is being repealed as the board is not statutorily mandated to adopt the rule.

**SUMMARY OF STATEMENT OF ESTIMATED  
REGULATORY COSTS AND LEGISLATIVE  
RATIFICATION:**

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

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

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

RULEMAKING AUTHORITY: 455.217(3) FS.

LAW IMPLEMENTED: 455.217(3) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Barbers' Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G3-16.003 Examination Review Procedure.

Rulemaking Specific Authority 455.217(3) FS. Law Implemented 455.217(3) FS. History--New 7-16-80, Formerly 21C-16.03, Amended 12-23-90, Formerly 21C-16.003, Amended 11-12-00, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Barbers' Board  
NAME OF AGENCY HEAD WHO APPROVED THE  
PROPOSED RULE: Barbers' Board  
DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: August 8, 2011

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

**Barbers' Board**

RULE NO.:                   RULE TITLE:  
61G3-16.0041              Foreign Language Examination

PURPOSE AND EFFECT: The Board reviewed the rule as required by Executive Order 11-01 and proposes to repeal the rule as it substantially repeats Section 455.217(6), F.S.

SUMMARY: As required by Executive Order 11-01, the rule was reviewed and is being repealed as it substantially repeats Section 455.217(6), F.S.

**SUMMARY OF STATEMENT OF ESTIMATED  
REGULATORY COSTS AND LEGISLATIVE  
RATIFICATION:**

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

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

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

RULEMAKING AUTHORITY: 476.064(4) FS.

LAW IMPLEMENTED: 455.217(6) FS.

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



THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Barbers' Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G3-16.0041 Foreign Language Examination.

Rulemaking Specific Authority 476.064(4) FS. Law Implemented 455.217(6) FS. History--New 1-26-93, Formerly 21C-16.0041, Amended 11-12-00, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Barbers' Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Barbers' Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 8, 2011

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Barbers' Board**

RULE NO.: 61G3-18.001                      RULE TITLE: Biennial Renewal of Barber License

PURPOSE AND EFFECT: The Board reviewed the rule as required by Executive Order 11-01 and proposes to repeal the rule as the board is not statutorily mandated to adopt the rule.

SUMMARY: As required by Executive Order 11-01, the rule was reviewed and is being repealed as the board is not statutorily mandated to adopt the rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 476.064(4), 476.154(1) FS.

LAW IMPLEMENTED: 476.144, 476.154(1) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Barbers' Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G3-18.001 Biennial Renewal of Barber License.

Rulemaking Specific Authority 476.064(4), 476.154(1) FS. Law Implemented 476.144, 476.154(1) FS. History--New 7-16-80, Formerly 21C-18.001, Amended 11-6-97, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Barbers' Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Barbers' Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 8, 2011

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Barbers' Board**

RULE NO.: 61G3-18.002                      RULE TITLE: Biennial Renewal of Barber Assistant Registration

PURPOSE AND EFFECT: The Board reviewed the rule as required by Executive Order 11-01 and proposes to repeal the rule as it substantially restates Section 476.154, F.S. and is unnecessary.

SUMMARY: As required by Executive Order 11-01, the rule was reviewed and is being repealed as it substantially restates Section 476.154, F.S. and is unnecessary.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 476.064(4), 476.254 FS.

LAW IMPLEMENTED: 476.254 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Barbers' Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G3-18.002 Biennial Renewal of Barber Assistant Registration.

Rulemaking Specific Authority 476.064(4), 476.254 FS. Law Implemented 476.254 FS. History--New 7-16-80, Formerly 21C-18.002, Amended 12-9-97, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Barbers' Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Barbers' Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 8, 2011

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Barbers' Board**

RULE NO.: 61G3-19.0135 RULE TITLE: Relocation of a Barbershop

PURPOSE AND EFFECT: The Board reviewed the rule as required by Executive Order 11-01 and proposes to repeal the rule as it substantially restates Section 476.184(7), F.S.

SUMMARY: As required by Executive Order 11-01, the rule was reviewed and is being repealed as it substantially restates Section 476.184(7), F.S.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 476.064(4), 476.184(2) FS.

LAW IMPLEMENTED: 476.184(2), (7) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Barbers' Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G3-19.0135 Relocation of a Barbershop.

Rulemaking Specific Authority 476.064(4), 476.184(2) FS. Law Implemented 476.184(2),(7) FS. History--New 7-14-91, Formerly 216-19.0135, Amended 1-8-98, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Barbers' Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Barbers' Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 8, 2011

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Barbers' Board**

RULE NO.: 61G3-20.001 RULE TITLE: Collection and Payment of Fees

PURPOSE AND EFFECT: The Board reviewed the rule as required by Executive Order 11-01 and proposes to repeal the rule as it is not statutorily mandated and is no longer necessary.

SUMMARY: As required by Executive Order 11-01, the rule was reviewed and is being repealed as it is not statutorily mandated and is no longer necessary.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 455.2171, 476.064(4) FS.

LAW IMPLEMENTED: 455.213(2), 455.2171 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Barbers' Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G3-20.001 Collection and Payment of Fees.

Rulemaking Specific Authority 455.2171, 476.064(4) FS. Law Implemented 455.213(2), 455.2171 FS. History--New 7-16-80, Formerly 21C-20.01, 21C-20.001, Amended 11-6-00, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Barbers' Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Barbers' Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 8, 2011

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Barbers' Board**

RULE NO.: 61G3-20.0075  
 RULE TITLE: Examination Review Fee

PURPOSE AND EFFECT: The Board reviewed the rule as required by Executive Order 11-01 and proposes to repeal the rule as the board is not statutorily mandated to adopt the rule.

SUMMARY: As required by Executive Order 11-01, the rule was reviewed and is being repealed as the board is not statutorily mandated to adopt the rule.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

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

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

RULEMAKING AUTHORITY: 455.217(2), 455.2171 FS.

LAW IMPLEMENTED: 455.217(2), 455.2171 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Barbers' Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G3-20.0075 Examination Review Fee.

Rulemaking Specific Authority 455.217(2), 455.2171 FS. Law Implemented 455.217(2), 455.2171 FS. History--New 7-4-90, Formerly 21C-20.0075, Amended 11-6-00, 2-11-10, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Barbers' Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Barbers' Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 8, 2011

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Barbers' Board**

RULE NO.: 61G3-21.005  
RULE TITLE: Mitigation; Notice of Mitigation and Aggravation

PURPOSE AND EFFECT: The Board reviewed the rule as required by Executive Order 11-01 and proposes to repeal the rule as it is duplicative of Section 455.2273, F.S.

SUMMARY: As required by Executive Order 11-01, the rule was reviewed and is being repealed as it is duplicative of Section 455.2273, F.S.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

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

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

RULEMAKING AUTHORITY: 476.064(4) FS., Ch. 86-90, § 2, Laws of Florida.

LAW IMPLEMENTED: Ch. 86-90, § 2, Laws of Florida.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Barbers' Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G3-21.005 Mitigation; Notice of Mitigation and Aggravation.

Rulemaking Specific Authority 476.064(4) FS., Ch. 86-90, § 2, Laws of Florida. Law Implemented Ch. 86-90, § 2, Laws of Florida. History--New 11-25-86, Formerly 21C-21.005, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Barbers' Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Barbers' Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 8, 2011

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Barbers' Board**

RULE NO.: 61G3-21.007  
RULE TITLE: Stipulations

PURPOSE AND EFFECT: The Board reviewed the rule as required by Executive Order 11-01 and proposes to repeal the rule as it is unnecessary and not statutorily mandated.

SUMMARY: As required by Executive Order 11-01, the rule was reviewed and is being repealed as it is unnecessary and not statutorily mandated.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

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

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

RULEMAKING AUTHORITY: 476.064(4) FS., Ch. 86-90, § 2, Laws of Florida.

LAW IMPLEMENTED: Ch. 86-90, § 2, Laws of Florida.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Barbers' Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G3-21.007 Stipulations.

Rulemaking Specific Authority 476.064(4) FS., Ch. 86-90, § 2, Laws of Florida. Law Implemented Ch. 86-90, § 2, Laws of Florida History–New 11-25-86, Formerly 21C-21.007, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Barbers’ Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Barbers’ Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 8, 2011

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Barbers’ Board**

RULE NO.: 61G3-21.008                      RULE TITLE: Installment Payment of Fines

PURPOSE AND EFFECT: The Board reviewed the rule as required by Executive Order 11-01 and proposes to repeal the rule as it is unnecessary and not statutorily mandated.

SUMMARY: As required by Executive Order 11-01, the rule was reviewed and is being repealed as it is unnecessary and not statutorily mandated.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

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

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

RULEMAKING AUTHORITY: 476.064(4) FS.

LAW IMPLEMENTED: 476.204(2) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Barbers’ Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G3-21.008 Installment Payment of Fines.

Rulemaking Specific Authority 476.064(4) FS. Law Implemented 476.204(2) FS. History–New 12-7-92, Amended 5-31-93, Formerly 21C-21.008, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Barbers’ Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Barbers’ Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 8, 2011

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

RULE NO.: 61G4-15.0024                      RULE TITLE: Supervision of Business Entities

PURPOSE AND EFFECT: The Board proposes to promulgate and adopt the new rule to assist applicants in establishing supervision of proposed additional business entities.

SUMMARY: The new rule will establish documentation helpful in application hearings before the Board and provide a consistent standard in formal review.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

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

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

RULEMAKING AUTHORITY: 489.108, 489.119 FS.  
LAW IMPLEMENTED: 489.108, 489.119 FS.  
IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.  
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Drew Winters, Executive Director, Construction Industry Licensing Board, P. O. Box 5257, Tallahassee, Florida 32399-5257

THE FULL TEXT OF THE PROPOSED RULE IS:

61G4-15.0024 Supervision of Business Entities. Documentation of one or more of the following factors in an application to qualify a business entity will demonstrate to the Board, absent evidence to the contrary, that an applicant possesses the ability to properly supervise the proposed additional business entity for purposes of the application:

- (1) The applicant to qualify an additional business owns 20% or more of the business to be qualified;
- (2) The applicant to qualify an additional business is a W2 employee of the business to be qualified; or
- (3) Other evidence of the means and methods utilized by the applicant to ensure control over the construction work of the proposed additional entity.

Rulemaking Authority 489.108, 489.119 FS. Law Implemented 489.108, 489.119 FS. History-New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Construction Industry Licensing Board  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Construction Industry Licensing Board  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 8, 2012  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 6, 2012

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

RULE NO.: 64B5-16.002      RULE TITLE: Required Training  
PURPOSE AND EFFECT: The Board proposes the rule amendment delete the requirement of 6 months of on-the-job training.

SUMMARY: The proposed changes will delete the requirement of 6 months of on-the-job training.  
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 466.004, 466.024 FS.

LAW IMPLEMENTED: 466.023, 466.024 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Susan Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B5-16.002 Required Training.

(1) through (3) No change.

(4) On-the-job training required for the performance of certain remediable tasks consists of training in those tasks by a licensed dentist who assumes full responsibility for assuring that the dental hygienist or dental assistant has completed hands-on training in order that he/she is competent to perform the tasks. ~~A dental hygienist or dental assistant must complete a minimum of 6 months of on the job training, including hands on training, before enrolling in an expanded duties course.~~

Rulemaking Authority 466.004, 466.024 FS. Law Implemented 466.023, 466.024 FS. History-New 4-30-80, Amended 8-20-80, 1-28-81, 3-4-81, 4-20-81, Formerly 21G-16.02, Amended 6-30-86, 12-31-86, 7-5-87, 2-21-88, 7-12-88, 1-18-89, 11-16-89, Formerly 21G-16.002, 61F5-16.002, Amended 6-12-97, Formerly 59Q-16.002, Amended 1-29-07, 4-27-09, 11-16-11, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Dentistry

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 18, 2012  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 3, 2012

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-1.003  
 RULE TITLE: Orders  
 PURPOSE AND EFFECT: The Board proposes the repeal of this rule as it is unnecessary.

SUMMARY: This rule is unnecessary and is therefore being repealed.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

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

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

RULEMAKING AUTHORITY: 456.079, 458.309, 458.331(5) FS.

LAW IMPLEMENTED: 120.53(1), 456.081 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joy A. Tootle, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-1.003 Orders.

Rulemaking Specific Authority 120.53(1), 456.081, 458.309 FS. Law Implemented 120.53(1), 456.081 FS. History–New 11-10-82, Formerly 21M-18.10, Amended 1-1-92, 11-30-92, Formerly 21M-18.010, 61F6-18.010, Amended 6-24-96, 6-11-97, Formerly 59R-1.010, Repealed.

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

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 3, 2012

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NOS.: 64B8-2.002, 64B8-2.003  
 RULE TITLES: Tattooing: General Supervision, Use of Acupuncture

PURPOSE AND EFFECT: The rules are unnecessary and are being repealed.

SUMMARY: The rules are being repealed.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

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

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

RULEMAKING AUTHORITY: 458.309(1), 877.04(1) FS.

LAW IMPLEMENTED: 458.305(3), 877.04(1) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Joy A. Tootle, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULES IS:

64B8-2.002 Tattooing: General Supervision.

Rulemaking Specific Authority 877.04(1) FS. Law Implemented 877.04(1) FS. History--New 9-24-92, Amended 1-20-93, Formerly 21M-29.002, 61F6-29.002, 59R-2.002, Repealed.

64B8-2.003 Use of Acupuncture.

Rulemaking Specific Authority 458.309(1) FS. Law Implemented 458.305(3) FS. History--New 10-10-95, Formerly 59R-2.003, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rules Committee, Board of Medicine  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Medicine  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 3, 2012

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-3.009                      RULE TITLE: Unlicensed Activity Fee

PURPOSE AND EFFECT: The Board proposes the repeal of this rule as it is unnecessary.

SUMMARY: This rule is unnecessary and is therefore being repealed.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

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

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

RULEMAKING AUTHORITY: 456.064, 458.309(1) FS.  
LAW IMPLEMENTED: 456.064 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joy A. Tootle, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-3.009 Unlicensed Activity Fee.

Rulemaking Specific Authority 456.064, 458.309(1) FS. Law Implemented 456.064 FS. History--New 9-21-93, Formerly 61F6-19.009, 59R-3.009, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rules Committee, Board of Medicine  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Medicine  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 3, 2012

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-4.016                      RULE TITLE: Endorsement Application Deadline

PURPOSE AND EFFECT: The Board proposes the repeal of this rule as it is unnecessary.

SUMMARY: This rule is unnecessary and is therefore being repealed.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

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



that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 458.309, 458.313 FS.

LAW IMPLEMENTED: 458.313 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joy A. Tootle, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-4.016 Endorsement Application Deadline.

Rulemaking Specific Authority 458.309, 458.313 FS. Law Implemented 458.313 FS. History—New 11-10-82, Amended 12-4-85, Formerly 21M-22.16, 21M-22.016, 61F6-22.016, 59R-4.016, Repealed.

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

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 3, 2012

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NOS.:	RULE TITLES:
64B8-5.004	Examination Application Deadlines
64B8-5.005	Reexamination

PURPOSE AND EFFECT: The Board proposes the repeal of these rules as they are unnecessary.

SUMMARY: These rules are unnecessary and are therefore being repealed.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described

herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 458.309 FS.

LAW IMPLEMENTED: 458.311 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Joy A. Tootle, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULES IS:

64B8-5.004 Examination Application Deadlines.

Rulemaking Specific Authority 458.309 FS. Law Implemented 458.311 FS. History—New 12-4-85, Formerly 21M-21.04, Amended 7-27-89, 1-1-92, Formerly 21M-21.004, Amended 11-4-93, 5-9-94, Formerly 61F6-21.004, 59R-5.004, Amended 6-7-98, 12-6-99, Repealed.

64B8-5.005 Reexamination.

Rulemaking Specific Authority 458.309 FS. Law Implemented 458.311 FS. History—New 7-12-93, Formerly 21M-21.005, 61F6-21.005, 59R-5.005, Repealed.

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

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 3, 2012

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NOS.:	RULE TITLES:
64B8-8.005	Prescriptions to Correct Refractive Errors
64B8-8.008	Random Blood and Urine Testing

PURPOSE AND EFFECT: The Board proposes the repeal of these rules as they are unnecessary.

SUMMARY: These rules are unnecessary and are therefore being repealed.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

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

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

**RULEMAKING AUTHORITY:** 458.309 FS.

**LAW IMPLEMENTED:** 458.305(3), 458.311, 458.331 FS., ss. 5, 6, Ch. 89-374, Laws of Florida.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS:** Joy A. Tootle, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

**THE FULL TEXT OF THE PROPOSED RULES IS:**

64B8-8.005 Prescriptions to Correct Refractive Errors.

Rulemaking Specific Authority 458.309 FS. Law Implemented 458.305(3), 458.331(1)(n) FS. History–New 12-13-83, Formerly 21M-20.05, 21M-20.005, 61F6-20.005, 59R-8.005, Repealed.

64B8-8.008 Random Blood and Urine Testing.

Rulemaking Specific Authority 458.309 FS. Law Implemented 458.311, 458.331 FS., ss. 5, 6, Ch. 89-374, Laws of Florida. History–New 1-31-90, Formerly 21M-20.008, 61F6-20.008, 59R-8.008, Repealed.

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

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

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** February 3, 2012

**DEPARTMENT OF HEALTH**

**Board of Medicine**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
64B8-9.005	HIV/AIDS: Knowledge of Antibody Status; Action to be Taken
64B8-9.0075	Standards of Practice in Certain Office Settings
64B8-9.010	Interpretation of Diagnostic Imaging Tests or Procedures
64B8-9.011	Itemized Patient Billing

**PURPOSE AND EFFECT:** The Board proposes the repeal of these rules as they are unnecessary.

**SUMMARY:** These rules are unnecessary and are therefore being repealed.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

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

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

**RULEMAKING AUTHORITY:** 456.032, 458.309 FS.

**LAW IMPLEMENTED:** 456.032, 458.323, 458.331(1), 766.111 FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS:** Joy A. Tootle, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

**THE FULL TEXT OF THE PROPOSED RULES IS:**

64B8-9.005 HIV/AIDS: Knowledge of Antibody Status; Action to be Taken.

Rulemaking Specific Authority 456.032, 458.309 FS. Law Implemented 456.032, 458.331(1)(s) FS. History–New 9-15-92, Formerly 21M-27.005, 61F6-27.005, 59R-9.005, Repealed.

64B8-9.0075 Standards of Practice in Certain Office Settings.

Rulemaking Specific Authority 458.309, 458.331(1)(v) FS. Law Implemented 458.331(1) FS. History–New 11-13-00, Amended 6-4-02, 12-20-06, Repealed.

64B8-9.010 Interpretation of Diagnostic Imaging Tests or Procedures.

Rulemaking Specific Authority 458.309 FS. Law Implemented 458.331(1)(g), (m), (n), (t), (u), 766.111 FS. History–New 11-4-93, Formerly 61F6-27.015, 59R-9.010, Repealed.

64B8-9.011 Itemized Patient Billing.

Rulemaking Specific Authority 458.309(1) FS. Law Implemented 458.323 FS. History–New 5-9-94, Formerly 61F6-27.016, 59R-9.011, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rules Committee, Board of Medicine  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Medicine  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 3, 2012

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-13.007  
 RULE TITLE: Continuing Education Credit for Physicians Volunteering for FMLE Comparison Study

PURPOSE AND EFFECT: The Board proposes the repeal of this rule as it is unnecessary.

SUMMARY: This rule is unnecessary and is therefore being repealed.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule

at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 455.564(6), 458.309 FS.  
 LAW IMPLEMENTED: 455.564(6) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joy A. Tootle, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-13.007 Continuing Education Credit for Physicians Volunteering for FMLE Comparison Study.

Rulemaking Specific Authority 455.564(6), 458.309 FS. Law Implemented 455.564(6) FS. History–New 12-5-00, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rules Committee, Board of Medicine  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Medicine  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 3, 2012

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-35.001  
 RULE TITLE: Purpose

PURPOSE AND EFFECT: The Board proposes the repeal of this rule as it is unnecessary.

SUMMARY: This rule is unnecessary and is therefore being repealed.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

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

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

RULEMAKING AUTHORITY: 458.348(2), 458.309 FS.

LAW IMPLEMENTED: 458.348(2) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joy A. Tootle, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-35.001 Purpose.

Rulemaking Specific Authority 458.348(2), 458.309 FS. Law Implemented 458.348(2) FS. History—New 3-13-84, Formerly 21M-31.01, 21M-31.001, 61F6-31.001, 59R-35.001, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rules Committee, Board of Medicine  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Medicine  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 3, 2012

**DEPARTMENT OF HEALTH**

**Board of Nursing**

RULE NO. 64B9-3.002 RULE TITLE: Qualifications for Examination  
PURPOSE AND EFFECT: The Board proposes these changes to amend the qualifications for examination.

SUMMARY: The purpose of this amendment is to amend the qualifications for examination.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 464.006 FS.

LAW IMPLEMENTED: 456.013, 464.008, 464.009 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe R. Baker, Jr., Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

64B9-3.002 Qualifications for Examination.

(1) An applicant seeking certification to take the licensure examination shall submit a completed Application for Nursing Licensure by Examination, form number DH-MQA 1094, 08/10, Application for Nursing Licensure by Re-Examination, form number DH-MQA 1120 10/08, or Application for Nursing Licensure by Endorsement, form number DH-MQA 1095, 08/10, hereby incorporated by reference demonstrating that he or she meets the qualifications prescribed by the Nurse Practice Act, Chapter 464, F.S. These forms are available from the Board office or on the Board's website: [www.doh.state.fl.us/mqa/nursing](http://www.doh.state.fl.us/mqa/nursing). The demonstration shall include:

(a) through (d)9. No change.

10. A valid High School Diploma earned from an English speaking country.

~~11-10.~~ Completion of a college level course for academic credit in a U.S. institution; or

(2) through (5) No change.

Rulemaking Authority 464.006 FS. Law Implemented 456.013, 464.008, 464.009 FS. History—New 4-27-80, Amended 3-16-81, 8-2-81, 7-11-83, Formerly 21O-8.21, Amended 3-3-87, 12-8-87, 6-8-88, Formerly 21O-8.021, Amended 1-30-94, Formerly 61F7-3.002, Amended 9-25-96, Formerly 59S-3.002, Amended 7-27-98, 4-19-00, 5-8-01, 9-23-03, 1-29-07, 11-22-07, 12-7-10,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Nursing

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 4, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 20, 2012

**DEPARTMENT OF HEALTH**

**Board of Nursing**

RULE NO.: 64B9-3.014  
RULE TITLE: Graduates From Foreign or Non-NCSBN Jurisdictions

PURPOSE AND EFFECT: The purpose of this amendment is to clarify the requirements necessary.

SUMMARY: The Board proposes this rule amendment to clarify the requirements necessary.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 464.006 FS.

LAW IMPLEMENTED: 456.013(1), 464.008 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe R. Baker, Jr., Executive Director, Board of Nursing/MQA, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399-3252

THE FULL TEXT OF THE PROPOSED RULE IS:

64B9-3.014 Graduates From Foreign or Non-NCSBN Jurisdictions.

(1) through (3) No change.

(4) In order for the applicant to meet the educational requirements of Section 464.008, F.S., the credentials report and transcripts must include all courses set forth in Section 464.019, F.S., and must demonstrate, at a minimum, the following equivalency to hours of theoretical and clinical instruction:

(a) through (b) No change.

(c) Registered and practical nursing programs must meet the requirements of Section 464.019(1)(f) and (g) ~~and (h)~~, F.S.

Rulemaking Authority 464.006 FS. Law Implemented 456.013(1), 464.008 FS. History—New 4-19-00, Amended 10-22-07, 5-31-09, 3-8-10,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Nursing

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 4, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 20, 2012

**DEPARTMENT OF HEALTH**

**Board of Nursing**

RULE NO.: 64B9-15.005  
RULE TITLE: Standards for Certified Nursing Assistant Training Programs

PURPOSE AND EFFECT: The purpose of this amendment is to add necessary language concerning compliance.

SUMMARY: The Board proposes this rule amendment to add necessary language concerning compliance.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described

herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 464.202, 464.203 FS.

LAW IMPLEMENTED: 456.203, 464.2085 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe R. Baker, Jr., Executive Director, Board of Nursing/MQA, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399-3252

THE FULL TEXT OF THE PROPOSED RULE IS:

64B9-15.005 Standards for Certified Nursing Assistant Training Programs.

(1) through (3)(d) No change.

(4) The certified ~~nursing nurse~~ assistant training program shall have sufficient staff, finances, resources, materials, space, and supplies to meet the purpose of the program and the needs of students, faculty, administration, and staff.

(a) through (h) No change.

(5) through (10) No change.

(11) All ~~c~~ertified ~~n~~ursing ~~a~~ssistant training programs with current approval from the Department of Education will maintain approval until 180 days after the effective date of these rules. All programs must comply with the renewal requirements in Rule 64B9-15.007, F.A.C. ~~A renewal application with the Board of Nursing demonstrating compliance with these rules will be required. Programs will be approved for a two-year period.~~

Rulemaking Specific Authority 464.202, 464.203 FS. Law Implemented 464.203, 464.2085 FS. History--New 5-25-03, Amended 8-10-08, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Nursing

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 4, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 20, 2012

**DEPARTMENT OF HEALTH**

**Board of Nursing**

RULE NO.: 64B9-15.009

RULE TITLE: Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances

PURPOSE AND EFFECT: The purpose of this amendment is to amend the penalties and sentencing guidelines.

SUMMARY: The Board proposes this rule amendment to amend the penalties and sentencing guidelines.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

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

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

RULEMAKING AUTHORITY: 464.204 FS.

LAW IMPLEMENTED: 456.072, 464.204 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe R. Baker, Jr., Executive Director, Board of Nursing/MQA, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399-3252.

THE FULL TEXT OF THE PROPOSED RULE IS:

64B9-15.009 Disciplinary Guidelines; Range of Penalties; Aggravating and Mitigating Circumstances.

(1) through (2) No change.

(3) The following disciplinary guidelines shall be followed by the Board in imposing disciplinary penalties upon registrants for violation of the noted statutes and rules:

(a) Being found guilty, regardless of adjudication, of a forcible felony as defined in Chapter 776, F.S.

(Section 464.018(1)(d)1., F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$50 fine	<del>Denial of certification or \$150 fine and suspension to be followed by a term of probation or revocation</del>
SECOND OFFENSE	\$100 fine and probation	Denial of certification or <del>\$150</del> <b>\$100</b> fine and revocation

(b) through (c) No change.

(d) Being found guilty, regardless of adjudication, of a violation of Chapter 800, F.S., relating to lewdness and indecent exposure.

(Section 464.018(1)(d)4., F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$50 fine, and probation	Denial of certification or \$100 fine, IPN evaluation, and suspension to be followed by a term of probation or revocation
SECOND OFFENSE	\$100 fine, IPN evaluation, and suspension to be followed by a term of probation	Denial of certification and \$150 fine and <del>permanent</del> revocation

(e) No change.

(f) Being found guilty, regardless of adjudication, of a violation of Chapter 827, F.S., relating to child abuse.

(Section 464.018(1)(d)6., F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$50 fine	Denial of certification or \$100 fine and suspension followed by a term of probation or revocation
SECOND OFFENSE	\$100 fine and probation	Denial of certification or \$150 fine and <del>permanent</del> revocation

(g) Being found guilty, regardless of adjudication, of a violation of Chapter 415, F.S., relating to protection from abuse, neglect, and exploitation.

(Section 464.018(1)(d)7., F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$50 fine	Denial of certification or \$100 fine and suspension to be followed by a term of probation or revocation
SECOND OFFENSE	\$100 fine and probation	Denial of certification or \$150 fine and <del>permanent</del> revocation

(h) Being found guilty, regardless of adjudication, of a violation of Chapter 39, F.S., relating to child abuse, abandonment, and neglect.

(Section 464.018(1)(d)8., F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$50 fine	Denial of certification or \$100 fine and suspension to be followed by a term of probation or revocation
SECOND OFFENSE	\$100 fine and probation	Denial of certification or \$150 fine and <del>permanent</del> revocation

(i) Having been found guilty of, regardless of adjudication, or entered a plea of nolo contendere or guilty to, any offense prohibited under Section 435.03, F.S., or under any similar statute of another jurisdiction; or having committed an act which constitutes domestic violence as defined in Section 741.28, F.S.

(Section 464.018(1)(e), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$50 fine	Denial of certification or \$100 fine and suspension to be followed by a term of probation or revocation
SECOND OFFENSE	\$100 fine and probation	Denial of certification or \$150 fine and <del>permanent</del> revocation

(j) False, misleading, or deceptive advertising.

(Section 464.018(1)(g), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	<del>\$100 fine</del> <b>\$25 fine</b>	<del>Denial of certification or \$125 fine and suspension to be followed by probation</del> <b>\$100 fine and probation</b>
SECOND OFFENSE	\$100 fine	<del>Denial of certification or \$125 fine and suspension to be followed by probation</del> <b>\$150 fine and suspension to be followed by probation</b>
<del>THIRD OFFENSE</del>	<del>\$125 fine and probation</del>	<del>\$150 fine and suspension to be followed by probation</del>

(k) Engaging or attempting to engage in the possession, sale, or distribution of controlled substances as set forth in Chapter 893, F.S., for any other than legitimate purposes authorized by this part.

(Section 464.018(1)(i), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	<del>\$100 fine, IPN evaluation, and suspension to be followed by probation</del> <b>\$25 fine, IPN evaluation, and probation</b>	<del>Denial of certification and \$125 fine and permanent or \$50 fine, IPN evaluation, and suspension to be followed by a term of probation or revocation</del> <b>Denial of certification or \$150 fine and revocation and \$125 fine and permanent revocation</b>
SECOND OFFENSE	<del>\$125 fine and revocation \$100 fine, IPN evaluation, and suspension to be followed by probation</del>	<del>Denial of certification or \$150 fine and revocation and \$125 fine and permanent revocation</del>

<del>THIRD OFFENSE</del>	<del>\$125 fine and revocation</del>	<del>\$150 fine and permanent revocation</del>
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(l) Failing to report to the department any person who the registrant knows is in violation of this part or of the rules of the department or the board; however, if the registrant verifies that such person is actively participating in a board-approved program for the treatment of a physical or mental condition, the registrant is required to report such person only to an impaired professionals consultant.

(Section 464.018(1)(k) or 456.072(1)(i), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	<del>\$50</del> <del>\$25</del> fine	<del>Denial of certification or \$100 fine and suspension to be followed by probation</del> <del>\$25 fine and probation</del>
SECOND OFFENSE	<del>\$75 fine and probation</del> <del>\$50 fine</del>	<del>Denial of Certification or \$150 fine and suspension to be followed by probation</del> <del>\$100 fine and suspension to be followed by probation</del>
<del>THIRD OFFENSE</del>	<del>\$75 fine and probation</del>	<del>\$150 fine and suspension to be followed by probation</del>

(m) No change.

(n) Knowingly violating any provision of this part, a rule of the board or the department, or a lawful order of the board or department previously entered in a disciplinary proceeding or failing to comply with a lawfully issued subpoena of the department.

(Sections 456.072(1)(b), ~~456.072(1)(q)~~, ~~456.072(1)(dd)~~ & ~~464.018(1)(l)(a)~~, F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$50 fine and compliance with rule or terms of prior order	<del>Denial of certification or</del> \$100 fine and suspension until compliance with rule or terms of prior order
SECOND OFFENSE	<del>\$125 fine and suspension until compliance with rule or terms of prior order plus extended probation</del> \$100 fine and suspension until compliance with rule or terms of prior order	<del>Denial of certification or \$150 fine and revocation</del> <del>\$125 fine and suspension until compliance with rule or terms of prior order plus extended probation</del>
<del>THIRD OFFENSE</del>	<del>\$125 fine and suspension until compliance with rule or terms of prior order plus extended probation</del>	<del>\$150 fine and revocation</del>

(o) Being convicted or found guilty of, or entering a plea of nolo contendere to, regardless of adjudication, a crime in any jurisdiction which directly relates to the practice of a certified nursing assistant or to the ability to practice as a certified nursing assistant.

(Section 456.072(1)(c), ~~464.018(1)(c)~~, F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$50 fine	Denial of certification or \$100 fine and suspension to be followed by a term of probation or revocation
SECOND OFFENSE	\$100 fine and probation	Denial of certification or \$150 fine and revocation

(p) Having a license or the authority to practice any regulated profession revoked, suspended, or otherwise acted against, including the denial of licensure or certification, by the licensing authority of any jurisdiction, including its agencies or subdivisions, for a violation that would constitute a violation under Florida law.

(Section 456.072(1)(f), ~~464.018(1)(b)~~, F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$50 fine and same penalty imposed by the other jurisdiction	Denial of certification or \$100 fine and suspension to be followed by a term of probation or revocation
SECOND OFFENSE	\$100 fine and same penalty imposed by the other jurisdiction which at a minimum must include a term of probation	Denial of <del>certification</del> <del>licensure</del> or \$150 fine and revocation
THIRD OFFENSE	\$150 fine and same penalty imposed by the other jurisdiction which at a minimum must include a term of suspension	Denial of <del>certification</del> <del>licensure</del> or \$150 fine and <del>permanent</del> revocation

(q) No change.

(r) Procuring, attempting to procure, or renewing certification to practice as a CNA by bribery, by knowing misrepresentations, or through an error of the department or the board.

(Section 456.072(1)(h), ~~464.018(1)(a)~~, F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$50 fine and probation	Denial of certification or revocation
SECOND OFFENSE	\$150 fine and probation	Denial of certification or permanent revocation

(s) No change.

(t) Failing to perform any statutory or legal obligation placed upon a registrant.



(Section 456.072(1)(k), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$50 fine and compliance with legal obligation	<del>Denial of certification or \$100 fine and suspension until compliance with legal obligation</del>
SECOND OFFENSE	<del>\$125 fine and suspension until compliance with legal obligation plus extended probation</del> \$100 fine and suspension until compliance with legal obligation	<del>Denial of certification or \$125 fine and suspension until compliance with legal obligation plus extended probation</del>
THIRD OFFENSE	<del>\$125 fine and suspension until compliance with legal obligation plus extended probation</del>	<del>\$150 fine and revocation</del>

(u) Making or filing a report which the registrant knows to be false, intentionally or negligently failing to file a report or record required by state or federal law, or willfully impeding or obstructing another person to do so.

(Section 456.072(1)(l), 464.018(1)(f), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$50 fine	\$75 fine and suspension to be followed by probation
SECOND OFFENSE	<del>\$125 fine and suspension to be followed by probation</del> \$75 fine and probation	<del>Denial of certification or \$150 fine and revocation \$100 fine and suspension to be followed by probation</del>
THIRD OFFENSE	<del>\$125 fine and suspension to be followed by probation</del>	<del>\$150 fine and revocation</del>

(v) No change.

(w) Exercising influence on the patient or client for the purpose of financial gain of the registrant or a third party.

(Section 456.072(1)(n), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$75 fine and probation	Denial of certification or revocation and \$125 fine
SECOND OFFENSE	\$125 fine and probation	Denial of certification or <del>permanent</del> revocation and \$150 fine

(x) Practicing or offering to practice beyond the scope permitted by law or accepting and performing professional responsibilities the registrant knows, or has reason to know, the registrant is not competent to perform.

(Section 456.072(1)(o), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$75 fine and probation	Denial of certification or revocation and \$125 fine
SECOND OFFENSE	\$125 fine and probation	Denial of certification or <del>permanent</del> revocation and \$150 fine

(y) Delegating or contracting for the performance of professional responsibilities by a person when the registrant delegating or contracting for performance of such responsibilities knows, or has reason to know, such person is not qualified by training, experience, and authorization when required to perform them.

(Section 456.072(1)(p), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$75 fine and probation	Denial of certification or revocation and \$125 fine
SECOND OFFENSE	\$125 fine and probation	Denial of certification or <del>permanent</del> revocation and \$150 fine

(z) No change.

(aa) Engaging or attempting to engage in sexual misconduct as defined and prohibited in Section 456.063(1), F.S.

(Section 456.072(1)(v), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$100 fine, IPN evaluation, and probation	Denial of certification or \$125 fine, IPN evaluation, and suspension to be followed by a term of probation or revocation
SECOND OFFENSE	\$125 fine, IPN evaluation, and suspension to be followed by a term of probation	Denial of certification and \$150 fine and <del>permanent</del> revocation

(bb) Failing to comply with the requirements for profiling and credentialing, including, but not limited to, failing to provide initial information, failing to timely provide updated information, or making misleading, untrue, deceptive, or fraudulent representations on a profile, credentialing, or initial or renewal licensure application.

(Section 456.072(1)(w), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$50 fine	<del>Denial of certification or \$100 fine and suspension to be followed by a term of probation</del>
SECOND OFFENSE	\$125 fine and probation	<del>Denial of certification or \$150 fine and revocation suspension to be followed by a term of probation</del>

(cc) Failing to report to the board, or the department if there is no board, in writing within 30 days after the registrant has been convicted or found guilty of, or entered a plea of nolo

contendere to, regardless of adjudication, a crime in any jurisdiction. Convictions, findings, adjudications, and pleas entered into prior to the enactment of this paragraph must be reported in writing to the board, or department if there is no board, on or before October 1, 1999.

(Section 456.072(1)(x), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$50 fine and probation	Denial of certification or revocation and \$100 fine
SECOND OFFENSE	\$100 fine and probation	Denial of certification or <del>permanent</del> revocation and \$150 fine

(dd) Using information about people involved in motor vehicle accidents which has been derived from accident reports made by law enforcement officers or persons involved in accidents pursuant to Section 316.066, F.S., or using information published in a newspaper or other news publication or through a radio or television broadcast that has used information gained from such reports, for the purposes of commercial or any other solicitation whatsoever of the people involved in such accidents.

(Section 456.072(1)(y), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	<del>\$75</del> \$50 fine	<del>Denial of certification or \$100 fine and suspension to be followed by probation</del> \$75 fine and probation
SECOND OFFENSE	<del>\$100 fine and probation</del> \$75 fine	<del>Denial of certification or \$150</del> \$100 fine and suspension to be followed by probation
<del>THIRD</del> OFFENSE	<del>\$100 fine and probation</del>	<del>\$150 fine and suspension to be followed by probation</del>

(ee) Being unable to practice as a CNA with reasonable skill and safety to patients by reason of illness or use of alcohol, drugs, narcotics, or chemicals or any other type of material or as a result of any mental or physical condition.

(Section 456.072(1)(z), ~~464.018(1)(j)~~, F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$50 fine, IPN evaluation, and probation	Denial of certification or \$100 fine, IPN evaluation, and suspension to be followed by a term of probation
SECOND OFFENSE	<del>\$125 fine and revocation</del> \$100 fine, IPN evaluation, and suspension to be followed by probation	Denial of certification or <del>\$150 and \$125</del> \$150 fine and permanent revocation
<del>THIRD</del> OFFENSE	<del>\$125 fine and revocation</del>	<del>\$150 fine and permanent revocation</del>

(ff) Testing positive for any drug, as defined in Section 112.0455, F.S., on any confirmed preemployment or employer-ordered drug screening when the practitioner does not have a lawful prescription and legitimate medical reason for using such drug.

(Section 456.072(1)(aa), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$50 fine, IPN evaluation, and probation	denial of certification or \$100 fine, IPN evaluation, and suspension to be followed by a term of probation
SECOND OFFENSE	\$100 fine, IPN evaluation, and suspension to be followed by a term of probation	denial of certification and \$150 fine and <del>permanent</del> revocation

(gg) Performing or attempting to perform health care services on the wrong patient, a wrong-site procedure, a wrong procedure, or an unauthorized procedure or a procedure that is medically unnecessary or otherwise unrelated to the patient's diagnosis or medical condition.

(Section 456.072(1)(bb), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$50 fine	<del>Denial of certification or</del> \$75 fine and suspension to be followed by a term of probation
SECOND OFFENSE	<del>\$125 fine and suspension to be followed by a term of probation</del> \$75 fine and a term of probation	<del>Denial of certification or \$150</del> \$100 fine and revocation <del>suspension to be followed by a term of probation</del>
<del>THIRD</del> OFFENSE	<del>\$125 fine and suspension to be followed by a term of probation</del>	<del>\$150 fine and permanent revocation</del>

(hh) Being terminated from or failing to successfully complete an impaired practitioner treatment program (Section 456.072(1)(hh), F.S.):

	MINIMUM	MAXIMUM
<u>FIRST OFFENSE</u>	<u>\$50 fine, IPN evaluation, and probation</u>	<u>Denial of certification or \$100 fine, IPN evaluation, and suspension to be followed by a term of probation</u>
<u>SECOND OFFENSE</u>	<u>\$125 fine, and revocation</u>	<u>Denial of certification or \$150 fine and revocation</u>

~~Minimum: \$150 fine and suspension until successful completion or receipt of written confirmation from program that further treatment is neither required nor indicated.~~

~~Maximum: Permanent revocation or denial of licensure.~~

(ii) Intentionally engaging in unprofessional conduct, as defined in Rule 64B9-8.005, F.A.C.

(Section 464.018(1)(h), F.S.):

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$50- <del>00</del> fine, reprimand and probation, continuing education	<del>Denial of certification or</del> \$150- <del>00</del> fine, reprimand, suspension followed by probation, <del>or revocation</del>
SECOND OFFENSE	\$150- <del>00</del> fine, reprimand, suspension followed by probation	<del>Denial of certification or</del> \$150- <del>00</del> fine and revocation

~~If the unprofessional conduct involves hitting a patient or intentionally causing harm to a patient, the MINIMUM penalty for a FIRST OFFENSE is REVOCATION of the license.~~

~~(jj) Using a Class III or a Class IV laser device or product, as defined by federal regulations, without having complied with the rules adopted under Section 501.122(2), F.S., governing the registration of the devices.~~

~~(Section 456.072(1)(d), F.S.)~~

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$50 fine, reprimand, and probation	<del>Denial of certification or</del> \$150 fine, reprimand, suspension followed by probation, <del>or revocation</del>
SECOND OFFENSE	\$150 fine and suspension followed by probation	<del>Denial of certification or</del> \$150 fine and revocation

~~(kk) Failing to identify through written notice, which may include the wearing of a name tag, or orally to a patient the type of license under which the practitioner is practicing. Any advertisement for health care services naming the practitioner must identify the type of license the practitioner holds. This paragraph does not apply to a practitioner while the practitioner is providing services in a facility licensed under Chapter 394, Chapter 395, Chapter 400, or Chapter 429, F.S. Each board, or the department where there is no board, is authorized by rule to determine how its practitioners may comply with this disclosure requirement.~~

~~(Section 456.072(1)(t), F.S.)~~

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$50 fine	<del>Denial of certification or</del> \$100 fine, and suspension
SECOND OFFENSE	\$150 fine and suspension	<del>Denial of certification or</del> \$150 fine and revocation

~~(ll) Failing to comply with the requirements of Sections 381.026 and 381.0261, F.S., to provide patients with information about their patient rights and how to file a patient complaint.~~

(Section 456.072(1)(u), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$50 fine	<del>Denial of certification or</del> \$100 fine, and suspension
SECOND OFFENSE	\$150 fine and suspension	<del>Denial of certification or</del> \$150 fine and revocation

(mm) With respect to making a personal injury protection claim as required by Section 627.736, F.S., intentionally submitting a claim, statement, or bill that has been “upcoded” as defined in Section 627.732, F.S.

(Section 456.072(1)(ee), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$100 fine	<del>Denial of certification or</del> \$100 fine, and suspension
SECOND OFFENSE	\$150 fine	<del>Denial of certification or</del> \$150 fine and revocation

(nn) With respect to making a personal injury protection claim as required by Section 627.736, F.S., intentionally submitting a claim, statement, or bill for payment of services that were not rendered.

(Section 456.072(1)(ff), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$50 fine	<del>Denial of certification or</del> \$100 fine, and suspension
SECOND OFFENSE	\$150 fine	<del>Denial of certification or</del> \$150 fine and revocation

(oo) Being convicted of, or entering a plea of guilty or nolo contendere to, any misdemeanor or felony, regardless of adjudication, under 18 U.S.C. s. 669, ss. 285-287, s. 371, s. 1001, s. 1035, s. 1341, s. 1343, s. 1347, s. 1349, or s. 1518, or 42 U.S.C. ss. 1320a-7b, relating to the Medicaid program.

(Section 456.072(1)(ii), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$150 fine and suspension	<del>Denial of certification or</del> revocation

(pp) Failing to remit the sum owed to the state for an overpayment from the Medicaid program pursuant to a final order, judgment, or stipulation or settlement.

(Section 456.072(1)(jj), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	Suspension until repayment	<del>Denial of certification or</del> revocation

(qq) Being terminated from the state Medicaid program pursuant to Section 409.913, F.S., any other state Medicaid program, or the federal Medicare program, unless eligibility to participate in the program from which the practitioner was terminated has been restored.

(Section 456.072(1)(kk), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$150 fine and suspension	Denial of certification or revocation

(rr) Being convicted of, or entering a plea of guilty or nolo contendere to, any misdemeanor or felony, regardless of adjudication, a crime in any jurisdiction which relates to health care fraud.

(Section 456.072(1)(ll), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE	\$150 fine and suspension	Denial of certification or revocation

(4) through (7) No change.

Rulemaking Specific Authority 464.204 FS. Law Implemented 456.072, 464.204 FS. History—New 10-28-02, Amended 8-12-07, 8-3-08,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Nursing

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 6, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 20, 2012

### Section III Notices of Changes, Corrections and Withdrawals

#### WATER MANAGEMENT DISTRICTS

##### Southwest Florida Water Management District

RULE NOS.:	RULE TITLES:
40D-4.021	Definitions
40D-4.091	Publications, Forms and Agreements Incorporated by Reference
40D-4.101	Content of Application
40D-4.351	Transfer of Permits

#### NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 37, No. 41, October 14, 2011 issue of the Florida Administrative Weekly has been withdrawn.

#### AGENCY FOR HEALTH CARE ADMINISTRATION

##### Health Facility and Agency Licensing

RULE NO.: 59A-7.035  
RULE TITLE: Staffing Requirements

#### NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 38, No. 5, February 3, 2012 issue of the Florida Administrative Weekly.

Changes are limited to corrections to (4) where subsection 7 of Rule 59A-7.020, F.A.C., was incorrectly referenced and to (6) where subsection 8 of Rule 59A-7.034, F.A.C., was incorrectly referenced and are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee (JAPC).

59A-7.035 Staffing Requirements.

(1) The laboratory must be staffed with a director(s) who meets the qualifications specified under Chapter 483, Part III, F.S., ~~for all specialties and subspecialties in which the laboratory is licensed.~~

(a) through (3) No change.

(4) Exclusive Use Laboratories shall be staffed in accordance with CLIA as defined under subsection 59A-7.020(8)(7), F.A.C.

~~(a) A director qualified under Chapter 483, Part III, F.S., and at least one director qualifying under paragraph 59A-7.035(1)(b), F.A.C.; and~~

~~(b) Clinical laboratory personnel licensed as a clinical laboratory director, supervisor, technologist, technician or exclusive use technician or registered as a trainee as provided under Chapter 483, Part III, F.S., and Chapter 64B3, F.A.C.~~

(5) Plasmapheresis centers performing ~~only waived tests~~, total protein by refractometer or ABO and Rh typing shall be staffed with:

(a) through (b) No change.

(6) Sites performing testing authorized under Rule 59A-7.034, F.A.C., must be staffed with personnel qualified under subsection 59A-7.034(7)(8), ~~(5)~~, F.A.C., under the direct supervision of the clinical laboratory director, supervisor or technologist qualified under Chapter 483, Part III, F.S.

(7) Laboratories located outside Florida and licensed under Chapter 483, Part I, F.S., ~~and facilities issued a certificate of exemption under Chapter 483.106, F.S.~~, must meet personnel qualification requirements established under the Clinical Laboratory Improvement Amendments of 1988 and federal rules adopted thereunder as described in subsection 59A-7.020(8)(6), F.A.C. Such personnel shall not be required to be licensed under Chapter 483, Part III, F.S.

Rulemaking Authority 483.051 FS. Law Implemented ~~483.031, 483.035, 483.051, 483.111~~ FS. History—New 11-20-94, Amended 12-27-95, 7-27-09,\_\_\_\_\_.

**AGENCY FOR HEALTH CARE ADMINISTRATION****Medicaid**

RULE NO.:                   RULE TITLE:  
59G-4.130                   Home Health Services  
                                  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. 37, No. 25, June 24, 2011 issue of the Florida Administrative Weekly.

The following revisions have been made to the Florida Medicaid Home Health Services Coverage and Limitations Handbook, December 2011.

**Page 2-11 Compliance Review**

Paragraphs three and four are removed.

The section is changed to read: The Agency for Health Care Administration (AHCA) or its designee will periodically conduct on-site or desk reviews of home health services providers for the purpose of determining compliance with Medicaid requirements.

During such reviews, AHCA or its designee will request from the provider copies of certain records.

At the time of the request, all records must be provided to the AHCA or its designee regardless of the media format on which the original records are retained by the provider. All medical records must be reproduced onto paper copies, at the provider's expense.

**Page 2-12 Covered, Limited and Excluded Services Exclusions.**

Paragraph one is changed to read: Listed below are examples of services that are not reimbursable under the Medicaid home health services program:

Bullet eleven is changed to read:

- Transportation services (except when necessary to protect the health and safety of the recipient and no other transportation service is available).

**Page 2-13**

Bullet thirteen, behavior management has been removed.

Bullet fourteen, supervision has been removed.

Bullets thirteen through seventeen have been added to read:

Care, grooming, or feeding of pets and animals;  
Yard work, gardening, or home maintenance work;  
Day care or after school care;  
Assistance with homework;

- Companion sitting or leisure activities;

**Page 2-17 Skilled Nursing Services**

Paragraph one is changed to read: The following are examples of nursing services reimbursable by Medicaid:

**Page 2-18 Licensed Nurse and Home Health Aide Services, continued****Skilled Nursing Services, continued**

The fourth bullet has been restored to read: Nasopharyngeal, tracheotomy aspiration, ventilator care;

**Home Health Aide Services**

The last paragraph reads: Home health aides must not perform any services that require the direct care skills of a licensed nurse.

**Page 2-22 Private Duty Nursing Services****Limitations**

Paragraph one is changed to read: Private duty nursing services are limited to a minimum of two continuous hours per day.

**Page 2-23 Private Duty Nursing Services, continued**

The section titled "Exceptions to the Limitations" is entirely deleted

**Page 2-24 Private Duty Nursing Services, continued**

The section titled "Exclusions" is entirely deleted

**Page 2-26 Personal Care Services, continued****Parental Responsibility**

First paragraph is changed to read: Personal care services are authorized to supplement care provided by parents and caregivers. Parents and caregivers must participate in providing care to the fullest extent possible. Training must be offered by the home health service provider to parents and caregivers to enable them to provide care they can safely render without jeopardizing the health or safety of the recipient. The home health services provider must document the methods used to train a parent or caregiver in the medical record.

The second paragraph is changed to read: Medicaid can reimburse personal care services rendered to a recipient whose parent or caregiver is not able to care for him. Supporting documentation must accompany the prior authorization request in order to substantiate a parent or caregiver's inability to participate in the care of the recipient\*.

The third paragraph is changed to read: Note: See Appendix F, G, H, and I for copies of the Parent or Legal guardian medical limitations, work, and school schedule forms, AHCA-Med Serv Forms 5000: 3501, October 2010; 3503, December 2011; 3504, December 2011; and 3505, December 2011. The forms are available by photocopying them from Appendix F, G, H, and I. They are incorporated by reference in Rule 59G-4.130, F.A.C.

The fourth paragraph is entirely deleted.

The fifth paragraph is entirely deleted.

The sixth paragraph is entirely deleted.

The seventh paragraph is entirely deleted.

**Page 2-29 The section titled "Exclusions" is entirely deleted.****Page 2-36 Prior Authorization for Home Health Services, continued****Review Criteria**

The third paragraph is entirely deleted.

**Appendix D: Guidelines for Evaluating Family Support and Care Supplements**

Activity Affecting Parental Availability

Employment (Work Hours) is changed to read: Based upon the work schedule submitted from the parent, legal guardian, or caregiver’s employer. If self employed, the parent, legal guardian, or caregiver must document the work schedule in a statement.

Appendix H: Parent or Legal Guardian Statement of Work Schedule

(Note: this form must be notarized) has been removed.

Notary Signature, Notary Printed Name, Notary Address, Notary Telephone Number have all been removed.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NO.: RULE TITLE:  
59G-4.251 Florida Medicaid Prescribed Drugs  
Reimbursement Methodology

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 5, February 3, 2012 issue of the Florida Administrative Weekly.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS:**

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. A checklist was prepared by the Agency to determine the need for a SERC. Based on this information at the time of the analysis and pursuant to Section 120.541, F.S., the rule will not require legislative ratification.

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

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NO.: RULE TITLE:  
59G-6.045 Payment Methodology for Services  
in Facilities Not Publicly Owned  
and Publicly Operated (Facilities  
Formerly Known as ICF/DD  
Facilities)

**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. 38, No. 3, January 20, 2012 issue of the Florida Administrative Weekly.

Based upon comments received at the public hearing held on February 14, 2012, the Title XIX Reimbursement Plan for Facilities Not Publicly Owned and Publicly Operated (Facilities Formerly Known as ICF/DD Facilities) will be amended as follows:

Section V

1. Section V.B. is being inserted after section V.A.12 to read: B. “Medicaid Trend Adjustment (MTA)” which adds the following language:

A Medicaid Trend Adjustment is a percentage reduction that is uniformly applied to all Medicaid Intermediate Care Facility providers each rate semester which equals all recurring and nonrecurring budget reductions on an annualized basis. The MTA is applied to all components after targets and ceilings are applied. Below are all the recurring reductions that are included in the Medicaid Trend Adjustment. In addition, please reference Appendix C for each MTA percentage by rate semester.

2. Section V.A.13. has been renumbered as Section V.B.1. A fourth sentence has been added: The recurring methodology is designed to reduce individual Medicaid Intermediate Care Facility rates proportionally until the required reduction is achieved.

3. Section V.A.14 has been renumbered as Section V.B.2:

4. Section V.A.15 has been renumbered as Section V.B.3. A second sentence has been added: Subsequent to B.1, the recurring methodology is designed to reduce individual Medicaid Intermediate Care Facility rates proportionally until the required reduction is achieved.

5. Section V. A.16 has been renumbered as Section V.B.4.

6. Section V. A.17 has been stricken.

7. Section V.B.5. has been added: Effective October 1, 2011, budget authority up to \$6,297,463 is provided for implementing a recurring rate reduction for intermediate care facilities for the developmentally disabled. Subsequent to B.3, the recurring methodology is designed to reduce individual Medicaid Intermediate Care Facility rates proportionally until the required reduction is achieved.

8. Section V. A.18 has been renumbered as Section V.B.6. A second sentence has been added which states: The methodology is designed to increase individual Medicaid Intermediate Care Facility rates proportionally until the required buyback is achieved.

9. Section V.A. 19 has been stricken.

10. Section V.B.7. has been added: Pursuant to Section 409.908(23)(a), F.S., subsequent to all rate reductions and buy back of rate reductions, if the rate setting unit cost is equal to or less than the April 2011 unit cost, no additional reduction in rates is necessary. Subsequent to all rate reductions and buy back of rate reductions, if the rate setting unit cost is greater than the April 2011 unit cost, then rates shall be reduced by an amount until the rate setting unit cost is equal to the April 2011 unit cost, but shall not be reduced below the April 2011 unit

cost. The methodology is designed to reduce individual Medicaid Intermediate Care Facility rates proportionally until the required reduction is achieved.

Appendix C –

Effective Date	Percentages	Reduction Amount
1. October 1, 2008	.8200%	<u>1,524,597</u> <del>\$6,160,256</del>
2. <del>April 1, 2009</del>	<del>.8200%</del>	<del>\$6,160,256</del>

**DEPARTMENT OF HEALTH**

**Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling**

RULE NO.: RULE TITLE:  
64B4-5.001 Disciplinary Guidelines  
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. 37, No. 41, October 14, 2011 issue of the Florida Administrative Weekly.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

1. Subsection (1)(a) shall now read as follows:

(a) Attempting to obtain, obtaining, or renewing a license under Chapter 491, F.S., by bribery or fraudulent misrepresentation or through an error of the Board or the Department.

(Sections 456.072(1)(h) & 491.009(1)(a), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE:	\$500 fine and reprimand	denial or \$1,000 fine and permanent revocation;
SECOND OFFENSE:	\$1,000 fine and probation	permanent denial and \$1,000 fine and permanent revocation;
FRAUD First Offense	\$10,000 fine	\$10,000 fine and/or reprimand; probation; suspension then probation; permanent revocation;
FRAUD Second Offense	\$10,000 fine	\$10,000 fine and/or probation; suspension then probation; permanent revocation;
FRAUD Third Offense	\$10,000 fine	\$10,000 fine and/or 1 year suspension then probation; permanent revocation

2. Subsection (1)(l) shall now read as follows:

(l) Making misleading, deceptive, untrue, or fraudulent misrepresentations in the practice of any profession licensed under Chapter 491, F.S., or employing a trick or scheme in or related to the practice of a profession.

(Sections 456.072(1)(a), (m) & 491.009(1)(l), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE:	\$250 fine	\$1,000 fine and reprimand;
SECOND OFFENSE:	\$500 fine	\$1,000 fine and probation;
THIRD OFFENSE:	\$500 fine	\$1,000 fine and 1 year suspension followed by probation;
FRAUD First Offense	\$10,000 fine	\$10,000 fine and/or reprimand; probation; suspension then probation; permanent revocation;
FRAUD Second Offense	\$10,000 fine	\$10,000 fine and/or probation; suspension then probation; permanent revocation;
FRAUD Third Offense	\$10,000 fine	\$10,000 fine and/or 1 year suspension then probation; permanent revocation

3. Subsection (1)(m) shall now read as follows:

(m) Soliciting patients or clients personally, or through an agent, through the use of fraud, intimidation, undue influence, or a form of overreaching or vexatious conduct.

(Section 491.009(1)(m), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE:	\$500 fine and reprimand	\$1,000 fine and/or 6 month suspension followed by probation; permanent revocation;
SECOND OFFENSE:	\$1,000 fine and reprimand	\$1,000 fine and/or 1 year suspension followed by probation; permanent revocation;
THIRD OFFENSE:	\$1,000 fine and 1 year suspension followed by probation	\$1,000 fine and/or permanent revocation;
FRAUD First Offense	\$10,000 fine and reprimand	\$10,000 fine and/or 6 month suspension then probation; permanent revocation;
FRAUD Second Offense	\$10,000 fine and reprimand	\$10,000 fine and/or 1 year suspension then probation; permanent revocation;
FRAUD Third Offense	\$10,000 fine and 1 year suspension followed by probation	\$10,000 fine and/or permanent revocation

4. Subsection (1)(ff) shall now read as follows:

(ff) Failing to comply with the requirements for profiling and credentialing, including, but not limited to, failing to provide initial information, failing to timely provide updated

information, or making misleading, untrue, deceptive, or fraudulent representations on a profile, credentialing, or initial or renewal licensure application.

(Section 456.072(1)(w), F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE:	\$500 fine and reprimand	\$1,000 fine and/or reprimand; 1 year suspension then probation; permanent revocation;
SECOND OFFENSE:	\$1,000 fine and probation	\$1,000 fine and/or 3 month suspension followed by probation; permanent revocation;
THIRD OFFENSE:	\$1,000 fine and 1 year suspension followed by probation	denial or \$1,000 fine and permanent revocation;
FRAUD First Offense	\$10,000 fine and reprimand	\$10,000 fine and/or reprimand; 1 year suspension then probation; permanent revocation;
FRAUD Second Offense	\$10,000 fine and probation	\$10,000 fine and/or 3 month suspension then probation; permanent revocation;
FRAUD Third Offense	\$10,000 fine and 1 year suspension followed by probation	\$10,000 fine and/or permanent revocation

5. Subsection (1)(jj) shall now read as follows:

(jj) Failing to inform the department, within 30 days, of any change of address of either the place of practice or current mailing address of any applicant or licensee.

(Section 456.035, F.S.)

	MINIMUM	MAXIMUM
FIRST OFFENSE:	\$250 fine	\$500 fine and reprimand;
SECOND OFFENSE:	\$1,000 fine and reprimand	\$1,000 fine and 6 month suspension followed by probation;
THIRD OFFENSE:	\$1,000 fine and 1 year suspension then probation	\$1,000 fine and permanent revocation

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-8.001      RULE TITLE: Disciplinary Guidelines

**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. 38, No. 7, February 17, 2012 issue of the Florida Administrative Weekly.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee (JAPC). When published, the third offense as set forth in subsection (2)(ss) was inadvertently omitted from the rule notice. When changed, the third offense in subsection (2)(ss) shall read as follows:

(ss) From a \$10,000.00 fine, a reprimand, undergo a competency evaluation, and suspension to be followed by a term of probation to a \$10,000.00 fine and revocation.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joy A. Tootle, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-51.007      RULE TITLE: Fees for Application, Examination, Examination Review and Initial Licensure

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 50, December 16, 2011 issue of the Florida Administrative Weekly.

The corrections are being made pursuant to comments made by the Joint Administrative Procedures Committee in its correspondence, on January 13, 2012. The corrections are as follows:

The SUMMARY should read: The rule provides for the examination fee to be paid directly to the testing vendor and removes the examination review fee.

The rule development date should be: September 23, 2011.

Section 456.033(5), F.S. is deleted from the Law Implemented.

THE PERSON TO BE CONTACTED REGARDING THS CHANGE IS: Allen Hall, Executive Director, Electrolysis Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3258

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**Mental Health Program**

RULE NO.: 65E-5.115      RULE TITLE: Mental Health Personnel

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 50, December 16, 2011 issue of the Florida Administrative Weekly.



1. The Notice of Proposed Rule did not state what information was relied upon in determining that the proposed rule is not expected to require legislative ratification. The information expressly relied upon is: the preliminary analysis conducted to determine whether a SERC was required and the nature of the rule. The rule repeals provisions that are redundant to statute and therefore has no fiscal impact.

## Section IV Emergency Rules

### DEPARTMENT OF THE LOTTERY

RULE NO.:                    RULE TITLE:  
53ER12-19                   FLORIDA LOTTO™

SUMMARY: This emergency rule sets forth the provisions for the conduct of FLORIDA LOTTO™. This emergency rule replaces Emergency Rule 53ER9-69, F.A.C.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

#### 53ER12-19 FLORIDA LOTTO™.

##### (1) How to Play FLORIDA LOTTO™.

(a) FLORIDA LOTTO is a lottery on-line game in which players select six (6) numbers from a field of one (1) to fifty-three (53).

(b) Players may make their FLORIDA LOTTO ticket selections by marking a play slip or by telling the retailer their desired selections. There are ten (10) panels on a play slip. Each panel played will cost \$1.00 per drawing. Players may mark their desired numbers on the play slip by selecting six (6) numbers from each panel played, or may mark the "QP" box located at the bottom of each panel for the terminal to randomly select one (1) or more of the six (6) numbers. A "Void" box is also located at the bottom of each panel and should be marked by the player if an error was made in his or her selections in a panel.

(c) Players may receive one (1) ticket with either five (5), ten (10) or twenty (20) sets of six (6) numbers randomly selected by the terminal for the next FLORIDA LOTTO drawing by marking the desired purchase amount under the number 5, 10 or 20, respectively, in the "Quick Picks" box. Players may mark Quick Picks in addition to panel plays. Players must use only blue or black ink or pencil for making selections. Play slips must be processed by a retailer in order to obtain a ticket. Retailers are authorized to manually enter numbers selected by a player.

(d) Players may play up to fifty-two (52) consecutive FLORIDA LOTTO drawings by using the "advance play" feature. To use the advance play feature, players may either mark the number of drawings desired in the Advance Play section of a play slip or tell the retailer their desired number of consecutive advance drawings. The number of consecutive advance drawings selected shall apply to each panel (A-J) played. Advance play is not available with Grouper® or with the Quick Picks box on the play slip. In the event that a planned change in the FLORIDA LOTTO game requires that the number of advance plays available for purchase be reduced to zero before implementation of the change, an advance play countdown schedule will be posted on the Lottery's website, flalottery.com.

(e) Players may elect to play "Grouper®" to receive six (6) quick pick tickets for \$5.00 consisting of one (1) ticket each of CASH 3™, PLAY 4™, FANTASY 5®, MEGA MONEY™, and FLORIDA LOTTO™ plus one (1) free ticket automatically generated by the terminal of either FANTASY 5, MEGA MONEY or FLORIDA LOTTO by telling the retailer Tickets in Grouper play cannot be player-selected and cannot be cancelled. Free tickets will be generated in the following percentages: FANTASY 5 – 47%; MEGA MONEY – 47%; FLORIDA LOTTO – 6%.

#### (2) FLORIDA LOTTO Drawings.

(a) FLORIDA LOTTO drawings shall be conducted twice per week, on Wednesday and Saturday.

(b) The equipment shall be configured so that six (6) balls are drawn from one (1) set of balls numbered one (1) through fifty-three (53).

(c) Six (6) balls will be selected in the drawing. The numbers shown on the six (6) balls, after certification by the Draw Manager and the Accountant, are the official winning numbers for the drawing.

(d) The Florida Lottery shall not be responsible for incorrect circulation, publication or broadcast of the official winning numbers.

#### (3) FLORIDA LOTTO Prize Divisions.

(a) FLORIDA LOTTO is a pari-mutuel game. For each draw, 50 percent (50%) of net sales (gross sales less cancels and free tickets) from the sale of FLORIDA LOTTO tickets in the corresponding FLORIDA LOTTO sales period shall be allocated as the winning pool for the payment of prizes as provided below. The value of the FLORIDA LOTTO portion of a FLORIDA LOTTO with XTRA ticket awarded as a prize or given for free in a promotion shall be deducted from FLORIDA LOTTO gross sales in all reports, and the value of the XTRA portion of a FLORIDA LOTTO with XTRA ticket awarded as a prize or given for free in a promotion shall be deducted from XTRA gross sales in all reports.

(b) The Jackpot prize pool shall consist of 63.5 percent (63.5%) of the Lotto pool for the drawing and any rounding differences that derive from the distribution of the winning

pool to the second, third, and fourth prize pools, plus any Jackpot money carried forward from the previous draws. The Jackpot prize shall be divided equally among the players matching all six official winning numbers. If there is no Jackpot winner in a drawing, the Jackpot pool shall be carried over and added to the Jackpot pool of the next FLORIDA LOTTO drawing.

(c) The second prize pool shall consist of 12.3 percent (12.3%) of the Lotto pool for the drawing. The second prize pool shall be divided equally among the players matching five (5) of the six (6) official winning numbers. If there is no winner in the second prize category for a drawing, the second prize pool shall be carried over and added to the Jackpot prize pool of the next FLORIDA LOTTO drawing.

(d) The third prize pool shall consist of 10 percent (10%) of the Lotto pool for the drawing. The third prize pool shall be divided equally among the players matching four (4) of the six (6) official winning numbers. If there is no winner in the third prize category for a drawing, the third prize pool shall be carried over and added to the Jackpot prize pool of the next FLORIDA LOTTO drawing.

(e) The fourth prize pool shall consist of 14.2 percent (14.2%) of the Lotto pool for the drawing. The fourth prize pool shall be divided equally among the players matching three (3) of the six (6) official winning numbers. If there is no winner in the fourth prize category for a drawing, the fourth prize pool shall be carried over and added to the Jackpot prize pool of the next FLORIDA LOTTO drawing.

(f) The Jackpot prize will pay the guaranteed dollar amount. The second, third and fourth prizes will be rounded down to the nearest fifty cents (\$.50); provided, however, that the fourth prize shall be no less than \$5.00. All rounding differences in the second, third and fourth prizes shall be used to fund future prizes in Lottery games or for special Lottery prize promotions. If the funds available for the payment of fourth prizes are insufficient to pay the minimum amount, the percentage described in paragraph (3)(a) above will be adjusted or funds available from any other funding source approved by the Legislature will be used to cover the prize liability.

(4) Determination of Prize Winners. In order for a ticket to be a winning ticket, numbers appearing in a single horizontal row on the ticket (A, B, C, D, E, F, G, H, I, or J) must match the official winning FLORIDA LOTTO numbers in any order for the draw date for which the ticket was purchased. The prizes are set forth as follows:

- (a) Jackpot Prize(s): Six of six official winning numbers.
- (b) Second Prize: Five of six official winning numbers.
- (c) Third Prize: Four of six official winning numbers.
- (d) Fourth Prize: Three of six official winning numbers.
- (5) FLORIDA LOTTO Guaranteed Jackpot.

(a) For each drawing the Lottery will announce a guaranteed deferred payment value of the Jackpot that can be won by a single player, based upon the estimated cash value of the Jackpot pool determined by projected and historical sales figures, current interest rates, and funds from rollovers, if any.

(b) For prizes to be paid in annual installments, if the cash available in the Jackpot pool is insufficient at the time the ticket is claimed to yield the announced guaranteed Jackpot value over the designated deferred payment period, the Lottery shall add to the Jackpot pool funds available from any other funding source approved by the Legislature to render it sufficient to yield the announced guaranteed Jackpot.

(c) For prizes to be paid in annual installments, if the cash available in the Jackpot pool is more than sufficient at the time the ticket is claimed to yield the announced guaranteed Jackpot value over the designated deferred payment period, the excess funds will be used for future prizes in Lottery games or for special Lottery prize promotions.

(d) The guaranteed cash option value of the Jackpot will be the amount required on the day of the drawing or, if the drawing is held on a Saturday or holiday, the business day prior to the drawing, to purchase securities to fund the announced guaranteed deferred payment value of the Jackpot. This day shall be referred to as the "prize determination day."

(e) For prizes to be paid in a single cash payment, if the cash available in the Jackpot pool is less than the cash option value of the Jackpot determined on the prize determination day, the Lottery shall add to the Jackpot pool funds available from any other funding source approved by the Legislature sufficient to pay the cash option value of the Jackpot.

(f) For prizes to be paid in a single cash payment, if the cash available in the Jackpot pool is more than the cash option value of the Jackpot determined on the prize determination day, the excess funds will be used for future prizes in Lottery games or for special Lottery prize promotions.

(6) FLORIDA LOTTO with XTRA® Option.

(a) The FLORIDA LOTTO with XTRA® option shall be available in association with the FLORIDA LOTTO game. FLORIDA LOTTO tickets that contain the XTRA option and one or more plays eligible for FLORIDA LOTTO prizes shall be entitled to a total prize calculated by multiplying each FLORIDA LOTTO prize other than the Jackpot prize and the 2-of-6 prize described in paragraph (6)(d) below by the XTRA number for the applicable draw. The FLORIDA LOTTO Jackpot and the 2-of-6 prize will not be eligible for multiplication under the XTRA option.

(b) At the time of purchasing a FLORIDA LOTTO ticket, a player may choose the XTRA option for an additional \$1 per play for each play on the FLORIDA LOTTO ticket. The XTRA option will apply to all panels and selections marked on the play slip. The prize pool for XTRA prizes shall be funded by LOTTO with XTRA ticket sales. If the funds available from XTRA ticket sales are insufficient to pay all XTRA prizes, the

percentage described in paragraph (3)(a) above will be adjusted or funds available from any other funding source approved by the Legislature will be used to cover the prize liability.

(c) Prior to each FLORIDA LOTTO drawing, the Lottery shall conduct an XTRA drawing to select the XTRA number from among the following series of numbers: 2, 3, 4, and 5. The odds of a particular XTRA number being selected in an XTRA drawing are 1:4. During special promotions, the Lottery will announce XTRA numbers that are higher than the foregoing series of numbers.

FLORIDA LOTTO		XTRA Estimated Prizes			
Match	Prize	X2 (Odds 1:4)	X3 (Odds 1:4)	X4 (Odds 1:4)	X5 (Odds 1:4)
6 of 6	Jackpot(Guaranteed)	---	---	---	---
5 of 6	\$5,000 (Estimated)	\$10,000	\$15,000	\$20,000	\$25,000
4 of 6	\$70 (Estimated)	\$140	\$210	\$280	\$350
3 of 6	\$5 (Guaranteed minimum)	\$10	\$15	\$20	\$25
2 of 6	N/A	Free Ticket	Free Ticket	Free Ticket	Free Ticket

(f) On occasion, the Florida Lottery will conduct promotions in which specified prize levels of FLORIDA LOTTO with XTRA tickets will be designated to have a higher multiplier number than the number drawn pursuant to paragraph (6)(c), above.

(7) FLORIDA LOTTO Odds of Winning. The odds of winning the prizes described in subsection (4) and paragraph (6)(d) are as follows:

- (a) Jackpot Prize – 1:22,957,480.
- (b) Second Prize – 1:81,409.50.
- (c) Third Prize – 1:1,415.82.
- (d) Fourth Prize – 1:70.79.
- (e) Fifth Prize for LOTTO EXTRA plays only – 1:8.58

(f) The overall odds of winning a prize in a FLORIDA LOTTO drawing with a LOTTO ticket without the XTRA feature are 1:67.36. The overall odds of winning a prize in a FLORIDA LOTTO drawing with a LOTTO with XTRA ticket are 1:7.61.

(8) FLORIDA LOTTO Payment Options.

(a) Players have a choice of two payment options for receiving their portion of a FLORIDA LOTTO Jackpot prize. Payment options are “Cash Option” and “Annual Payment.”

(b) Jackpot winners have sixty (60) days after the winning draw date to choose between the two (2) payment options. Once a Jackpot winner files a claim and exercises the winner's chosen option, the election of that option shall be final. In order to select the Cash Option, the Jackpot winner must submit his or her ticket for payment within sixty (60) days after the winning draw date. If the Jackpot winner does not elect the Cash Option within sixty (60) days after the winning draw date, the Annual Payment option will be applied, except as provided in paragraph (8)(f) below.

(d) FLORIDA LOTTO with XTRA tickets that match 2 of 6 winning numbers shall entitle the holder to a prize of a free FLORIDA LOTTO with XTRA quick pick ticket for the next available FLORIDA LOTTO draw. FLORIDA LOTTO with XTRA tickets generated as a prize cannot be cancelled.

(e) All XTRA prizes shall be paid in single, lump-sum payments determined by multiplying the FLORIDA LOTTO prize by the number selected in the XTRA drawing as follows:

(c) A Jackpot winner who chooses the Cash Option will receive one (1) lump sum cash payment of the amount required on the prize determination day to purchase securities to fund the Jackpot prize paid over thirty (30) years, less applicable withholding taxes. The amount of the Cash Option payment to multiple Jackpot winners will be the amount required on the prize determination day to purchase securities to fund their pro rata share of the Jackpot prize paid over thirty (30) years, less applicable withholding taxes.

(d) If a Jackpot prize winner elects the Annual Payment option, his or her portion of the Jackpot prize will be paid in thirty (30) annual installments, each less applicable withholding taxes.

(e) If the prize amount per winner in a FLORIDA LOTTO drawing cannot be paid in increments of \$1,000 in thirty (30) installments, the winner's share of the prize pool will be invested in U.S. Treasury securities that will yield the maximum amount possible over thirty (30) years as can be reached in increments of \$1,000. If the amount the investment will yield is less than the announced guaranteed Jackpot, the present value of the difference between the amount the investment will yield and the winner's guaranteed prize amount over thirty (30) years will be paid to the winner in the first payment.

(f) If the number of winners of a Jackpot prize would result in each person's prize being less than \$1,000,000 if paid over thirty (30) years, the Lottery shall pay the Jackpot winner or winners in a single cash payment of the amount required on the prize determination day to purchase securities to fund the winner's pro rata share of the Jackpot paid over thirty (30) years, less applicable withholding taxes.

(g) Federal income taxes shall be applied and withheld from the prize amount at the time payment is made.

(h) Any interest or earnings accrued on a FLORIDA LOTTO Jackpot prize prior to the prize payment, under either the Cash Option or the Annual Payment option, shall accrue to the State of Florida and not to the winner.

(9) FLORIDA LOTTO Rules and Prohibitions.

(a) By purchasing a FLORIDA LOTTO ticket, a player agrees to comply with and abide by all rules of the Florida Lottery.

(b) FLORIDA LOTTO prize payments shall be made in accordance with rules of the Florida Lottery governing payment of prizes. A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

(c) Subject to a retailer's hours of operation and on-line system availability, FLORIDA LOTTO tickets are available for purchase daily between the hours of 6:00 a.m. and midnight Eastern Time (ET).

(d) The scheduled time for the Wednesday and Saturday FLORIDA LOTTO drawings is approximately 11:15 p.m., ET. Ticket sales for a specific FLORIDA LOTTO drawing will close at approximately 10:40 p.m., ET. Any ticket sold after the close of game will be printed with the next FLORIDA LOTTO draw date.

(e) Retailer cancellations of FLORIDA LOTTO tickets can only be performed by the retailer who sold the ticket, using the selling terminal's optical mark reader, and within two (2) hours after printing, except that no FLORIDA LOTTO ticket shall be cancelled after game close for the related drawing. FLORIDA LOTTO and FLORIDA LOTTO with XTRA tickets that produce cash prize coupons, entry vouchers or free FLORIDA LOTTO or FLORIDA LOTTO with XTRA tickets in a promotion cannot be cancelled. The two (2) hour cancellation period may be reduced due to the selling retailer's hours of business operation, the hours of on-line system availability, or the time of the related FLORIDA LOTTO close of game.

(f) It is the responsibility of the player to determine the accuracy of selected panels of numbers, wager amounts and draw date(s) on tickets. In the event that a ticket given to the player by the retailer contains selections that are not consistent with the player's selections, it shall be the responsibility of the player to immediately advise the retailer of that fact. In such event and upon request of the player within the time period specified herein, the retailer shall make a good faith effort to cancel the ticket. A retailer is not required to cancel a ticket produced upon request of the player by the quick pick method of number selection.

(10) The effective date of this emergency rule is February 26, 2012.

Rulemaking Authority 24.105(9)(a), (b), (c), (d), (e), (f), (h), 24.109(1), 24.115(1) FS. Law Implemented 24.105 (9)(a), (b), (c), (d), (e), (f), (h), 24.115(1), 24.124(1) FS. History—New 2-26-12, Replaces 53ER09-69.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: February 26, 2012

**DEPARTMENT OF THE LOTTERY**

RULE NO.:                   RULE TITLE:  
53ER12-20                   MEGA MONEY™

SUMMARY: This emergency rule sets forth the provisions for the conduct of MEGA MONEY™. This emergency rule replaces Emergency Rule 53ER08-87, F.A.C.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER12-20 MEGA MONEY™.

(1) How to Play MEGA MONEY™.

(a) MEGA MONEY is a lottery on-line game in which players select four (4) numbers from a field of one (1) through forty-four (44) and one (1) MEGABALL® number from a separate field of one (1) through twenty-two (22).

(b) Players may make their MEGA MONEY ticket selections by marking a play slip or by telling the retailer their desired selections. There are five (5) panels on a play slip, each containing an upper play area and a lower play area. Each panel played will cost \$1.00 per drawing. Players may mark their desired numbers on the play slip by selecting five (5) numbers (four (4) in the upper play area and one (1) in the lower play area) from each panel played, or may mark the "Quick Pick" box located at the bottom of each panel for the terminal to randomly select any or all of the five numbers from either or both play areas. A "Void" box is also located at the bottom of each panel and should be marked by the player if an error was made in his or her selections in a panel. For each panel played, the first four of the five numbers appearing in a single horizontal row on a MEGA MONEY ticket shall be the numbers selected from the upper play area of the play slip and the last number shall be the MEGABALL number selected from the lower play area of the play slip.

(c) Players may mark the \$5 "Quick Picks" box to receive one (1) ticket with five (5) sets of five (5) randomly selected numbers for the next MEGA MONEY drawing, or may mark the \$10 "Quick Picks" box to receive one (1) ticket with ten (10) sets of five (5) randomly selected numbers for the next MEGA MONEY drawing. Players may mark Quick Picks in addition to panel plays and/or Grouper®. Players must use only blue or black ink or pencil for making selections. Play slips must be processed by a retailer in order to obtain a ticket. Retailers also are authorized to manually enter numbers selected by a player.

(d) Players may play up to thirty consecutive MEGA MONEY drawings by using the “advance play” feature. To use the advance play feature, players may either mark the number of drawings desired in the “Advance Play” section of a play slip or tell the retailer their desired number of consecutive advance drawings. The number of consecutive drawings marked will include the next available drawing and will apply to each panel (A-E) played. Advance play is not available with Grouper or with the Quick Picks box on the play slip. In the event that a planned change in the MEGA MONEY game requires that the number of advance plays available for purchase be reduced to zero before implementation of the change, an advance play countdown schedule will be posted on the Lottery’s website, flalottery.com.

(e) Players may mark the “Grouper®” box to receive six (6) quick pick tickets for \$5.00 consisting of one (1) ticket each of CASH 3™, PLAY 4™, FANTASY 5®, MEGA MONEY™, and FLORIDA LOTTO™ plus one (1) free ticket automatically generated by the terminal of either FANTASY 5, MEGA MONEY or FLORIDA LOTTO. Players may mark Grouper in addition to panel plays and/or Quick Picks. Tickets in Grouper play are not player-selected and cannot be cancelled. Grouper play may also be selected by telling the retailer. Free tickets will be generated in the following percentages: FANTASY 5 – 47%; MEGA MONEY – 47%; and FLORIDA LOTTO – 6%.

(2) MEGA MONEY Drawings.

(a) MEGA MONEY drawings shall be conducted two (2) times per week, on Tuesday and Friday.

(b) A MEGA MONEY ball set contains sixty-six (66) balls comprised of one (1) subset of forty-four (44) balls (“subset 1”) and one (1) subset of twenty-two (22) balls (“subset 2”). The balls in subset 1 are numbered one (1) through forty-four (44). The balls in subset 2 are numbered one (1) through twenty-two (22). A MEGA MONEY drawing machine contains two (2) separate mixing chambers and two (2) ball display devices.

(c) Four (4) balls from subset 1 and one (1) MEGABALL from subset 2 will be selected in the drawing. The numbers shown on the four (4) balls and the number shown on the MEGABALL, after certification by the Draw Manager and the Accountant, shall be the official winning numbers for the drawing.

(d) The Florida Lottery shall not be responsible for incorrect circulation, publication or broadcast of official winning numbers.

(3) MEGA MONEY Prize Divisions.

(a) MEGA MONEY is a pari-mutuel game. For each draw, 50 percent (50%) of net sales (gross sales less cancels and free tickets) from the sale of MEGA MONEY tickets in the corresponding MEGA MONEY sales period shall be allocated

as the winning pool for the payment of the Jackpot prize, second prize, third prize, fourth prize, fifth prize, sixth prize and seventh prize.

(b) Jackpot Prize. The Jackpot prize pool shall consist of 54.32 percent (54.32%) of the winning pool plus any money carried forward from the prior draw until the Jackpot prize pool reaches the estimated cash equivalent of the deferred payment value of \$2 million paid over twenty (20) years, at which point the Jackpot prize pool will be capped. When this threshold is met, the Jackpot prize pool will comprise zero percent of the winning pool in excess of the cap, and any money in excess of the cap shall roll down and be distributed among the second through the seventh prize levels according to the percentage each prize level comprises of the adjusted prize pool. The total winning prize pool, less the amount required to achieve the cap [not to exceed 54.32 percent (54.32%) of the total winning prize pool], shall comprise the adjusted prize pool.

1. If there is a Jackpot prize winner(s) in a drawing, the guaranteed Jackpot prize shall be divided equally among the Jackpot prize winners for that drawing.

2. If there is not a Jackpot prize winner in a drawing and the Jackpot prize pool is not capped, the Jackpot prize pool shall be carried over and added to the Jackpot prize pool of the next MEGA MONEY drawing.

3. If there is not a Jackpot prize winner in a drawing in which the Jackpot prize pool is capped, the capped amount shall be carried over to the next MEGA MONEY drawing and the money in excess of the cap shall be returned to an adjusted prize pool and then be distributed among the second through the seventh prize levels according to the adjusted percentage each prize level comprises of that winning prize pool.

(c) Second Prize. When the Jackpot prize pool is not capped, the second prize pool shall consist of 1.72 percent (1.72%) of the winning pool for the drawing. When the Jackpot prize pool is capped, the second prize pool shall consist of 3.75 percent (3.75%) of the adjusted prize pool for the drawing. The second prize pool shall be divided equally among the second prize winners for that drawing.

(d) Third Prize. When the Jackpot prize pool is not capped, the third prize pool shall consist of 3.77 percent (3.77%) of the winning pool for the drawing. When the Jackpot prize pool is capped, the third prize shall consist of 8.20 percent (8.20%) of the adjusted prize pool for the drawing. The third prize pool shall be divided equally among the third prize winners for that drawing.

(e) Fourth Prize. When the Jackpot prize pool is not capped, the fourth prize pool shall consist of 11.25 percent (11.25%) of the winning pool for the drawing. When the Jackpot prize pool is capped, the fourth prize pool shall consist of 24.50 percent (24.50%) of the adjusted prize pool for the drawing. The fourth prize pool shall be divided equally among the fourth prize winners for that drawing.

(f) Fifth Prize. When the Jackpot prize pool is not capped, the fifth prize pool shall consist of 7.84 percent (7.84%) of the winning pool for the drawing. When the Jackpot prize pool is capped, the fifth prize pool shall consist of 17.25 percent (17.25%) of the adjusted prize pool for the drawing. The fifth prize pool shall be divided equally among the fifth prize winners for that drawing.

(g) Sixth Prize. When the Jackpot prize pool is not capped, the sixth prize pool shall consist of 7.94 percent (7.94%) of the winning pool for the drawing. When the Jackpot prize pool is capped, the sixth prize pool shall consist of 18 percent (18%) of the adjusted prize pool for the drawing. The sixth prize pool shall be divided equally among the sixth prize winners for that drawing.

(h) Seventh Prize. When the Jackpot prize pool is not capped, the seventh prize pool shall consist of 13.16 percent (13.16%) of the winning pool for the drawing. When the Jackpot prize pool is capped, the seventh prize pool shall consist of 28.30 percent (28.30%) of the adjusted prize pool for the drawing. The seventh prize pool shall be divided equally among the seventh prize winners for that drawing.

(i) Eighth Prize.

1. An eighth prize shall consist of one free MEGA MONEY quick pick ticket (\$1.00 value), except as provided in subparagraph (5)(i) 2. below. An eighth prize shall consist of one (1) free MEGA MONEY quick pick ticket regardless of whether the MEGA MONEY Jackpot prize pool is capped. Eighth prizes shall not utilize any portion of the winning prize pool or adjusted prize pool for the drawing.

2. A player who submits by mail a MEGA MONEY lottery ticket which entitles the claimant to a free MEGA MONEY quick pick ticket and whose mailing address is outside the state of Florida will receive a check for \$1.00 in lieu of an actual ticket.

(j) If there is not a winner within one of the second through seventh prize categories for a drawing, the prize pool for that category shall be distributed for that drawing in accordance with the following table:

<u>PRIZE POOL CATEGORY FOR WHICH THERE IS NO WINNER</u>	<u>PRIZE POOL CATEGORY TO WHICH THE NONWINNING PRIZE POOL CATEGORY IS ADDED</u>
<u>Second Prize – 4 of 4</u>	<u>3 of 4 + MEGABALL</u>
<u>Third Prize – 3 of 4 + MEGABALL</u>	<u>3 of 4</u>
<u>Fourth Prize – 3 of 4</u>	<u>2 of 4 + MEGABALL</u>
<u>Fifth Prize – 2 of 4 + MEGABALL</u>	<u>1 of 4 + MEGABALL –</u>
<u>Sixth Prize – 1 of 4 + MEGABALL</u>	<u>2 of 4 –</u>
<u>Seventh Prize – 2 of 4</u>	<u>To fund future prizes in Lottery games or for special Lottery prize promotions –</u>

(k) Any rounding differences that derive from the distribution of the winning pool to the Jackpot and second through seventh prize pools will be deposited into a reserve account to be used for prizes or special prize promotions. Rounding differences will not be rolled into the Jackpot prize pool as in the FLORIDA LOTTO™ game because the percentage of the winning pool allocated to the Jackpot prize pool varies depending upon whether the Jackpot prize pool is capped. When the Jackpot pool is capped, the prize distribution percentage to the Jackpot prize pool becomes 0%.

(l) Except for the Jackpot prize, all prizes will be rounded down to the nearest fifty cents (\$.50); provided, however, that the sixth and seventh prizes shall be no less than \$2.00. All rounding differences will be deposited into a reserve account to be used for prizes or special prize promotions. If the funds available for the payment of sixth and seventh prizes are insufficient to pay the minimum amount, the percentage described in paragraph (3)(a) above will be adjusted or funds available from any other funding source approved by the Legislature will be used to cover the prize liability.

(4) Determination of Prize Winners.

(a) Wherever used, the terms “Jackpot prize” and “top prize” both refer to the highest prize level in the MEGA MONEY game.

(b) In order for a ticket to be a winning ticket, numbers appearing in a single horizontal row on the ticket (A, B, C, D, E, F, G, H, I, or J) must match the official winning MEGA MONEY numbers in any order for the draw date for which the ticket was purchased, in one of the following combinations:

1. Jackpot Prize: Four (4) numbers selected from the first subset of balls plus the MEGABALL number selected from the second subset of balls.

2. Second Prize: Four numbers (4) selected from the first subset of balls excluding the MEGABALL number selected from the second subset of balls.

3. Third Prize: Three (3) numbers selected from the first subset of balls plus the MEGABALL number selected from the second subset of balls.

4. Fourth Prize: Three (3) numbers selected from the first subset of balls excluding the MEGABALL number selected from the second subset of balls.

5. Fifth Prize: Two (2) numbers selected from the first subset of balls plus the MEGABALL number selected from the second subset of balls.

6. Sixth Prize: One (1) number selected from the first subset of balls plus the MEGABALL number selected from the second subset of balls.

7. Seventh Prize: Two (2) numbers selected from the first subset of balls excluding the MEGABALL number selected from the second subset of balls.

8. Eighth Prize: No numbers selected from the first subset of balls and the MEGABALL number selected from the second subset of balls.

(5) MEGA MONEY Odds of Winning.

(a) The odds of winning the prizes described in subsection (3) are as follows:

1. Jackpot Prize – 1:2,986,522.00
2. Second Prize – 1:142,215.33
3. Third Prize – 1:18,665.76
4. Fourth Prize – 1:888.85
5. Fifth Prize – 1:638.15
6. Sixth Prize – 1:75.57
7. Seventh Prize- 1:30.39
8. Eighth Prize- 1:32.68

(b) The overall odds of winning a prize in a MEGA MONEY drawing are 1:12.58.

(6) MEGA MONEY Guaranteed Jackpot.

(a) For each drawing the Lottery will announce a guaranteed deferred payment value of the MEGA MONEY Jackpot that can be won by a single player, based upon the estimated cash value of the Jackpot pool determined by projected and historical sales figures, current interest rates, and funds from rollovers. For each MEGA MONEY drawing, the deferred payment value of the MEGA MONEY Jackpot prize that can be won by a single player shall be guaranteed at a minimum of \$500,000 paid over twenty (20) years except as set forth in paragraph (7)(e) below.

(b) For prizes to be paid in annual installments, if the cash available in the Jackpot prize pool is insufficient at the time the ticket is claimed to yield the announced guaranteed Jackpot value over the designated deferred payment period, the Lottery shall add to the Jackpot prize pool funds available from any other funding source approved by the Legislature to render it sufficient to yield the announced guaranteed Jackpot.

(c) For prizes to be paid in annual installments, if the cash available in the Jackpot pool is more than sufficient at the time the ticket is claimed to yield the announced guaranteed Jackpot value over the designated deferred payment period, the Lottery shall deposit the excess funds into a reserve account to be used for prizes or special prize promotions.

(d) The guaranteed cash option value of the Jackpot will be the amount required on the day of the drawing or, if the drawing is held on a holiday, the business day prior to the drawing, to purchase securities to fund the announced guaranteed deferred payment value of the Jackpot. This day shall be referred to as the “prize determination day.”

(e) For prizes to be paid in a single cash payment, if the cash available in the Jackpot pool is insufficient on the prize determination day to yield the announced guaranteed Jackpot value over the designated deferred payment period, the Lottery

shall add to the Jackpot pool funds available from any other funding source approved by the Legislature to render it sufficient to yield the announced guaranteed Jackpot.

(f) For prizes to be paid in a single cash payment, if the cash available in the Jackpot pool is sufficient on the prize determination day to yield more than the announced guaranteed Jackpot value over the designated deferred payment period, the Lottery shall deposit the excess funds into a reserve account to be used for prizes or special prize promotions.

(7) MEGA MONEY Payment Options.

(a) Players can choose one of two payment options for receiving their portion of the MEGA MONEY Jackpot prize. Payment options are “Cash Option” and “Annual Payment.”

(b) Jackpot prize winners have sixty (60) days after the winning draw date to choose between the two (2) payment options. Once the Jackpot prize winner files a claim and exercises the winner's chosen option, the election of that option shall be final. In order to select the Cash Option, the Jackpot prize winner must submit his or her ticket for payment within sixty (60) days after the winning draw date. If the Jackpot prize winner does not file a claim electing the Cash Option within sixty (60) days after the winning draw date, the Annual Payment option will be applied, except as provided in paragraph (7)(f) below.

(c) A Jackpot prize winner who chooses the Cash Option will receive one (1) lump sum cash payment of the amount required on the prize determination day to purchase securities to fund the announced guaranteed Jackpot paid over twenty (20) years, less applicable withholding taxes. The amount of the Cash Option payment to multiple Jackpot winners will be their pro rata share of the amount required on the prize determination day to purchase securities to fund the announced guaranteed Jackpot paid over twenty (20) years, less applicable withholding taxes.

(d) If a Jackpot prize winner elects the Annual Payment option, his or her portion of the guaranteed Jackpot prize will be paid in twenty (20) annual installments, each less applicable withholding taxes.

(e) If the prize amount per winner in a MEGA MONEY drawing cannot be paid in increments of \$1,000 in twenty (20) installments, the winner's share of the prize pool will be invested in U.S. Treasury securities that will yield the maximum amount possible over twenty (20) years as can be reached in increments of \$1,000. If the amount the investment will yield is less than the guaranteed Jackpot amount, the present value of the difference between the amount the investment will yield and the winner's guaranteed prize

amount over twenty (20) years will be paid to the winner in the first payment. The following example illustrates such payment. All payment amounts are less tax withholding.

Example: Guaranteed Jackpot prize	\$ 500,000
Number of winners:	2
Guaranteed prize per winner (\$500,000 ÷ 2)	\$250,000
Annual Payment (\$250,000 ÷ 20)	\$ 12,500
Maximum Security Available for annual payments	\$ 12,000
Total Annual Payments	\$ 240,000
Difference between guaranteed prize and investments available	\$ 10,000
Present Value of Difference to be added to the 1st payment *	\$ X,XXX

\* Will be calculated based on current interest rates at the time the investments are purchased.

The provisions of this paragraph (7)(e) shall not be construed to prohibit the Lottery from investing collectively, in a single U.S. Treasury security, the prize pool shares of multiple winners of the same drawing who all elect the Annual Payment option, and distributing the prize winnings on a pro rata basis in increments other than \$1,000.

(f) If the number of winners of a guaranteed Jackpot prize results in each person's prize being less than \$100,000 paid over twenty (20) years, the Lottery shall pay the Jackpot winners in a single cash payment of their pro rata share of the amount required on the prize determination day to purchase securities to fund the announced guaranteed Jackpot paid over twenty (20) years, less applicable withholding taxes.

(g) Federal income taxes shall be applied and withheld from the prize amount at the time payment is made, pursuant to applicable provisions of the Internal Revenue Code and Code of Federal Regulations.

(h) Any interest or earnings accrued on a MEGA MONEY Jackpot prize prior to the prize payment, under either the Cash Option or the Annual Payment Option, shall accrue to the State of Florida and not to the winner.

(8) MEGA MONEY Rules and Prohibitions.

(a) By purchasing a MEGA MONEY ticket, a player agrees to comply with and abide by all rules and regulations of the Florida Lottery.

(b) MEGA MONEY prize payments shall be made in accordance with rules of the Florida Lottery governing payment of prizes. A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

(c) Subject to a retailer's hours of operation and on-line system availability, MEGA MONEY lottery tickets are available for purchase daily between the hours of 6:00 a.m. and 12:00 midnight, Eastern Time (ET).

(d) The scheduled time for the Tuesday and Friday MEGA MONEY drawings is approximately 11:15 p.m., ET. Ticket sales for a specific MEGA MONEY drawing will close at approximately 10:40 p.m., ET. Any ticket sold after the close of game will be printed with the next MEGA MONEY draw date.

(e) Retailer cancellations of MEGA MONEY tickets can only be performed by the retailer who sold the ticket, using the selling terminal's optical mark reader, and within two (2) hours after printing, except that no MEGA MONEY ticket can be cancelled after game close for the related drawing and no eighth prize (free MEGA MONEY quick pick ticket) can be cancelled at any time. MEGA MONEY tickets that produce cash prize coupons, entry vouchers or free MEGA MONEY tickets in a promotion cannot be cancelled. The two (2) hour ticket cancellation period may be reduced due to the selling retailer's hours of business operation, the hours of on-line system availability, or the time of the related MEGA MONEY close of game.

(f) It is the responsibility of the player to determine the accuracy of selected panels of numbers and date(s) on tickets. In the event that a ticket given to the player by the retailer contains selections which are not consistent with the player's selections, it shall be the responsibility of the player to immediately advise the retailer of that fact. In such event and upon request of the player within the time period specified herein, the retailer shall make a good faith effort to cancel the ticket. A retailer is not required to cancel a ticket produced upon request of the player by the quick pick method of number selection.

(9) The effective date of this emergency rule is February 26, 2012.

Rulemaking Authority 24.105(9)(a), (b), (c), (d), (e), (f), (h), 24.109(1), 24.115(1) FS. Law Implemented, 24.105(9)(a), (b), (c), (d), (e), (f), (h), 24.115(1), 24.124(1) FS. History--New 2-26-12, Replaces 53ER08-87.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: February 26, 2012

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER12-21 RULE TITLE: FANTASY 5®

SUMMARY: This emergency rule sets forth the provisions for the conduct of FANTASY 5®. This emergency rule replaces Emergency Rule 53ER08-57, F.A.C.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:



53ER12-21 FANTASY 5®.(1) How to Play FANTASY 5®.

(a) FANTASY 5 is a lottery on-line game in which players select five (5) numbers from a field of one (1) to thirty-six (36).

(b) Players may make their FANTASY 5 ticket selections by marking a play slip or by telling the retailer their desired selections. There are ten (10) panels on a play slip. Each panel played will cost \$1.00 per drawing. Players may mark their desired numbers on the play slip by selecting five (5) numbers from each panel played, or may mark the “Quick Pick” box located at the bottom of each panel for the terminal to randomly select one (1) or more of the five (5) numbers. A “Void” box is also located at the bottom of each panel and should be marked by the player if an error was made in his or her selections in a panel. Players must use only blue or black ink or pencil for making selections. Play slips must be processed by a retailer in order to obtain a ticket. Retailers also are authorized to manually enter numbers selected by a player.

(c) Players may mark the \$5 “Quick Picks” box to receive one (1) ticket with five (5) sets of five (5) randomly selected numbers for the next FANTASY 5 drawing; or may mark the \$10 “Quick Picks” box to receive one (1) ticket with ten (10) sets of five (5) randomly selected numbers for the next FANTASY 5 drawing. Players may mark Quick Picks in addition to panel plays and/or Grouper®.

(d) Players may play up to thirty (30) consecutive FANTASY 5 drawings by using the “advance play” feature. To use the advance play feature, players may either mark the number of drawings desired in the Advance Play section of a play slip or tell the retailer their desired number of consecutive advance drawings. The number of consecutive drawings marked will include the next available drawing and will apply to each panel (A-J) played. Advance play is not available with Grouper® or the Quick Picks box on the play slip. In the event that a planned change in the FANTASY 5 game requires that the number of advance plays available for purchase be reduced to zero before implementation of the change, an advance play countdown schedule will be posted on the Lottery’s website, [flalottery.com](http://flalottery.com).

(e) Players may mark the “Grouper®” box to receive six (6) quick pick tickets for \$5.00 consisting of one (1) ticket each of CASH 3™, PLAY 4™, FANTASY 5®, MEGA MONEY™, and FLORIDA LOTTO™ plus one (1) free ticket automatically generated by the terminal of either FANTASY 5, MEGA MONEY or FLORIDA LOTTO. Players may mark Grouper in addition to panel plays and/or Quick Picks. Tickets in Grouper play cannot be player-selected and cannot be cancelled. Grouper play may also be selected by telling the retailer. Free tickets will be generated in the following percentages: FANTASY 5 – 47%; MEGA MONEY – 47%; FLORIDA LOTTO – 6%.

(e) Players may mark the \$5 “Quick Picks” box to receive one (1) ticket with five (5) sets of five (5) randomly selected numbers for the next FANTASY 5 drawing; or may mark the \$10 “Quick Picks” box to receive one (1) ticket with ten (10) sets of five (5) randomly selected numbers for the next FANTASY 5 drawing. Players may mark Quick Picks in addition to panel plays and/or Grouper.

(f) Players may mark the appropriate EZmatch box to receive a FANTASY 5 ticket with Ezmatch for a chance to instantly win cash prizes.

(2) FANTASY 5 Drawings.

(a) FANTASY 5 drawings shall be conducted daily.

(b) The equipment shall be configured so that five (5) balls are drawn from one (1) set of balls numbered one (1) through thirty-six (36).

(c) Five (5) balls will be selected in the drawing. The numbers shown on the five (5) balls, after certification by the Draw Manager and the Accountant, shall be the official winning numbers for the drawing.

(d) The Florida Lottery shall not be responsible for incorrect circulation, publication or broadcast of the official winning numbers.

(3) FANTASY 5 Prize Divisions.

(a) FANTASY 5 is a pari-mutuel game. For each draw, 50 percent (50%) of net sales (gross sales less cancels and free tickets) from the sale of FANTASY 5 tickets in the corresponding FANTASY 5 sales period shall be allocated as the winning pool for payment of the top prize, second prize and third prize.

(b) The top prize pool shall consist of 62 percent (62%) of the winning pool for the drawing plus any money carried forward from the previous draw. Prize money allocated to the top prize pool shall be divided equally among the players who match all five (5) official winning numbers. If there is no top prize winner in a drawing, the top prize pool shall roll down and be added to the second prize pool for that FANTASY 5 drawing.

(c) The second prize pool shall consist of 10 percent (10%) of the winning pool for the drawing plus any money rolled down from the top prize. The second prize pool shall be divided equally among the players matching four (4) of five (5) official winning numbers except that the maximum prize amount per winner shall be \$555. Any funds in the second prize pool in excess of the second prize liability shall roll down and be added to the third prize pool. If there is no winner in the second prize category for a drawing, the second prize pool shall roll down and be added to the third prize pool.

(d) The third prize pool shall consist of 28 percent (28%) of the winning pool for the drawing plus any money rolled down from the second prize pool. The third prize pool shall be divided equally among the players matching three (3) of five (5) official winning numbers. If there is no winner in the third

prize category for a drawing, the third prize pool is carried over and added to the top prize pool of the next FANTASY 5 drawing.

(e) A fourth prize shall consist of one (1) free FANTASY 5 quick pick ticket (\$1.00 value), except as follows. A player who submits by mail a FANTASY 5 lottery ticket which entitles the claimant to a free FANTASY 5 quick pick ticket and whose mailing address is outside the state of Florida will receive a check for \$1.00 in lieu of an actual ticket. Fourth prizes shall not utilize any portion of the winning pool for the drawing. A free FANTASY 5 quick pick ticket shall be for the next FANTASY 5 drawing after the ticket is validated.

(f) Except for the top prize, which will pay the exact amount, cash prizes will be rounded down to the nearest fifty cents (\$.50); provided, however, that the third prize shall not be less than \$3.50. All rounding differences in the second and third prizes will be used to fund future prizes in Lottery games or for special Lottery prize promotions. If the funds available for the payment of third prizes are insufficient to pay the minimum amount, the percentage described in paragraph (3)(a) above will be adjusted or funds available from any other funding source approved by the Legislature will be used to cover the prize liability.

(4) Determination of Prize Winners. In order for a ticket to be a winning ticket, numbers appearing in a single horizontal row on the ticket (A, B, C, D, E, F, G, H, I or J) must match the official winning FANTASY 5 numbers in any order for the draw date for which the ticket was purchased. The prizes are set forth as follows:

(a) Top Prize: Five (5) of five (5) official winning numbers.

(b) Second Prize: Four (4) of five (5) official winning numbers.

(c) Third Prize: Three (3) of five (5) official winning numbers.

(d) Fourth Prize: Two (2) of five (5) official winning numbers.

(5) FANTASY 5 Odds of Winning. The odds of winning the prizes described above are as follows:

(a) Top Prize – 1:376,992

(b) Second Prize – 1:2,432.21

(c) Third Prize – 1:81.07

(d) Fourth Prize – 1:8.39

(e) The overall odds of winning a prize in a FANTASY 5 drawing are 1:7.58.

(6) FANTASY 5 Rules and Prohibitions.

(a) By purchasing a FANTASY 5 ticket, a player agrees to comply with and abide by all rules and regulations of the Florida Lottery.

(b) FANTASY 5 prize payments shall be made in accordance with rules of the Florida Lottery governing payment of prizes. A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

(c) Subject to a retailer's hours of operation and on-line system availability, FANTASY 5 lottery tickets are available for purchase daily between the hours of 6:00 a.m. and midnight, Eastern Time (ET).

(d) The scheduled time for the daily FANTASY 5 drawing is approximately 11:15 p.m., ET. Ticket sales for a specific FANTASY 5 drawing will close at approximately 10:40 p.m., ET. Any ticket sold after the close of game will be printed with the next FANTASY 5 draw date.

(e) Retailer cancellations of FANTASY 5 tickets can only be performed by the retailer who sold the ticket, using the selling terminal's optical mark reader, and within two (2) hours after printing, except that no FANTASY 5 ticket can be cancelled after game close for the related drawing and no fourth prize (free FANTASY 5 quick pick ticket) can be cancelled at any time. FANTASY 5 tickets with EZmatch cannot be cancelled. FANTASY 5 tickets that produce cash prize coupons, entry vouchers or free FANTASY 5 tickets in a promotion cannot be cancelled. The two (2)-hour ticket cancellation period may be reduced due to the selling retailer's hours of business operation, the hours of on-line system availability, or the time of the related FANTASY 5 close of game.

(f) It is the responsibility of the player to determine the accuracy of selected panels of numbers and draw date(s) on a ticket. In the event that a ticket given to the player by the retailer contains selections that are not consistent with the player's selections, it shall be the responsibility of the player to immediately advise the retailer of that fact. In such event and upon request of the player within the time period specified herein, the retailer shall make a good faith effort to cancel the ticket. A retailer is not required to cancel a ticket produced upon request of the player by the quick pick method of number selection.

(7) How to Play EZmatch™.

(a) EZmatch is an instant-win feature associated with FANTASY 5 that costs \$1.00 per play in addition to the cost of the FANTASY 5 ticket. A player selecting EZmatch will receive five (5) EZmatch numbers printed below the FANTASY 5 numbers on the ticket. If any of the EZmatch numbers matches any of the FANTASY 5 numbers, the player shall instantly win the corresponding amount shown.

(b) Players may play EZmatch by marking the applicable EZmatch box on the FANTASY 5 playslip or by telling the retailer. Marking the EZmatch box within a panel will add EZmatch to only the panel marked. Marking the "EZmatch on all panels played" box will (1) add EZmatch to every panel containing FANTASY 5 number selections, (2) override the

EZmatch box within any panel, and (3) when the “Quick Picks” box is also marked, result in each quick pick ticket having the EZmatch feature.

(c) Each panel played with EZmatch will be printed on a separate ticket.

(d) The base prize structure and estimated odds of winning EZmatch are as follows:

<u>Prize</u>	<u>Winners in 420,000 (Per Pool)</u>	<u>Estimated Odds</u>
<u>\$500</u>	<u>2</u>	<u>1:210,000.00</u>
<u>\$100</u>	<u>40</u>	<u>1:10,500.00</u>
<u>\$50</u>	<u>300</u>	<u>1:1,400.00</u>
<u>\$25</u>	<u>1,200</u>	<u>1:350.00</u>
<u>\$15</u>	<u>2,000</u>	<u>1:210.00</u>
<u>\$5</u>	<u>4,200</u>	<u>1:100.00</u>
<u>\$3</u>	<u>28,000</u>	<u>1:15.00</u>
<u>\$2</u>	<u>50,400</u>	<u>1:8.33</u>
<u>Overall</u>		<u>1:4.88</u>

The EZmatch prize structure will be replenished automatically when the top tier prizes are exhausted. The prize structure and odds of winning are subject to change. The current prize structure and odds are available at [www.flalottery.com](http://www.flalottery.com), Lottery district offices and retailer locations.

(e) EZmatch prizes can be claimed up to 180 days from the first draw date on the FANTASY 5 ticket.

(8) The effective date of this emergency rule is February 26, 2012.

Rulemaking Authority 24.105(2), 24.105(9)(a), (b), (c), (d), (e), (f), (h), 24.109(1), 24.115(1) FS. Law Implemented 24.105(2), 24.105(9)(a), (b), (c), (d), (e), (f), (h), 24.115(1), 24.124(1) FS. History—New 2-64-12, Replaces 53ER08-57.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.  
EFFECTIVE DATE: February 26, 2012

**DEPARTMENT OF THE LOTTERY**

RULE NO.: 53ER12-22  
RULE TITLE: CASH 3™

SUMMARY: This emergency rule sets forth the provisions for the conduct of CASH 3™. This emergency rule replaces Emergency Rule 53ER10-39, F.A.C.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER12-22 CASH 3™.

(1) How to Play CASH 3™.

(a) CASH 3 is a lottery on-line game in which a player must select any two (2)- or three (3)-digit number from 000 to 999 inclusive. The digits may be the same or different; for example, 111, 122, and 123 are all valid selections.

(b) Players may choose play amounts of \$.50 or \$1.00 per play, per drawing, for a total of \$.50, \$1.00, \$1.50, \$3.00, or \$6.00, depending upon the play type selected and number of combinations covered.

(c) Players may make their CASH 3 ticket selections by marking a play slip or by telling the retailer their desired selections.

1. There are five panels on a play slip. Players electing to use a play slip to make their CASH 3 selections must mark the play type, draw time, play amount and number selection (or mark the “Quick Pick” box located at the bottom of each panel for the terminal to randomly select one (1) or more of the numbers for each panel played. If the draw time is not marked, the ticket will automatically be entered into the next available draw. A “Void” box is also located at the bottom of each panel and should be marked by the player if an error was made in his or her selections in a panel.

Players may mark the \$5 “Quick Picks” box to receive five (5) \$1.00 tickets, each with one (1) set of three (3) randomly selected numbers (straight play) for the next available CASH 3 drawing, or may mark the \$10 “Quick Picks” box to receive ten (10) \$1.00 tickets, each with one (1) set of three (3) randomly selected numbers (straight play) for the next available CASH 3 drawing. Players may mark Quick Picks in addition to panel plays.

Players must use only blue or black ink or pencil for making selections. Play slips must be processed by a retailer in order to obtain a ticket.

2. Players electing to make their CASH 3 ticket selections by telling the retailer may specify the play type, play amount, draw time, and their desired number selections (or tell the retailer they desire to use the quick pick feature for the terminal to randomly select one (1) or more of the numbers). The terminal defaults to a \$1.00 straight play for the next available draw if the play type, play amount, and draw time are not specified by the player in conjunction with the selection of the quick pick feature.

(d) A player who selects the combo play type and who elects to use the quick pick feature will not be able to select the total cost of the ticket. The total cost will be determined by whether the quick pick numbers selected by the terminal comprise a 3-way combo or 6-way combo play type as described in paragraph (1)(g) below.

(e) A player who selects the box play type or the straight/box play type and who elects to use the quick pick feature will not be able to select the type of box play. The type

of box play will be determined by whether the quick pick numbers selected by the terminal comprise a 3-way or 6-way box combination as described below.

(f) Players may play future consecutive midday, evening or both drawings within a fourteen (14)-day period or non-consecutive drawings within a seven-day period by using the “advance play” feature. To use the advance play feature, players may either mark the play slip or tell the retailer the advance play selections and draw time(s) they desire. For purposes of this paragraph (1)(f), both a fourteen (14)-day and a seven (7)-day period begin on the date of the next available CASH 3 drawing for the draw time(s) selected and continue through the next thirteen (13)/six (6) consecutive days for the draw time(s) selected. The advance play options are described more fully in subparagraphs 1. and 2. below.

1. Advance Play by Play Slip. Advance play selections made on a play slip are for consecutive drawings for the draw time(s) selected only. Players shall mark the desired number of consecutive drawings in the “Days” section and the desired draw time(s) in the “Draw Time” section of the play slip. The number of consecutive drawings marked will include the next available drawing for the draw time(s) selected and will apply to each panel (A-E) played. Advance Play does not apply to selections in the Quick Picks box.

a. If the midday (MID) box is selected, the ticket will be entered into the next available midday draw and consecutive midday draws through the selected number of days.

b. If the evening (EVE) box is selected, the ticket will be entered into the next available evening draw and consecutive evening draws through the selected number of days.

c. If the both (BOTH) box is selected, the ticket will be entered into the next available draw and consecutive midday and evening draws through the selected number of days.

2. Advance Play by Telling the Retailer. Players shall specify to the retailer their desired selections in one of the following advance play parameters:

a. Any single day for the draw time(s) selected in a seven (7)-day period;

b. Any two (2) non-consecutive days for the draw time(s) selected in a seven (7)-day period;

c. Any two (2) or more consecutive days for the draw time(s) selected in a seven (7)-day period, not including the next available drawing.

d. Up to fourteen (14) consecutive days for the draw time(s) selected, including the next available drawing.

(g) CASH 3 can be played and won as follows:

1. “Straight” play. In a straight play, if a player’s digits are drawn in the exact order as they were chosen by the player, the player wins \$250.00 for a 50-cent play or \$500 for a \$1.00 play.

2. “Box” play. A box play allows a player to win if the player’s selections are drawn in any order.

a. A “3-way box” is a play in which the player has selected a number with two (2) identical digits. Therefore, the play involves three (3) combinations; for example, a 122 box covers the combinations 122, 212, and 221, and pays a winner \$80.00 for a 50-cent play or \$160.00 for a \$1.00 play.

b. A “6-way box” is a play in which the player has selected a number in which all three (3) digits are different. Therefore, the play involves six (6) combinations; for example, a 123 covers the combinations 123, 132, 213, 231, 312, and 321, and pays a winner \$40.00 for a 50-cent play or \$80.00 for a \$1.00 play.

3. “Straight and Box” play. A straight and box play combines a 50-cent straight play and a 50-cent box play for a \$1.00 play.

a. A “Straight and 3-way box” play pays a winner \$330.00 if a player’s digits are drawn in the exact order as printed on the player’s ticket, or \$80.00 if the player’s digits are drawn in any other order.

b. A “Straight and 6-way box” play pays a winner \$290.00 if a player’s digits are drawn in the exact order as printed on the ticket, or \$40.00 if the player’s digits are drawn in any order.

4. “Combo” play. A combo is a play covering all straight combinations of a 3-digit number and will cost \$1.50 to \$6.00 depending upon the amount played (50 cents or \$1.00) and the number of like digits in the 3-digit number selected.

a. A “3-way combo” is a play in which the player has selected a number with two (2) identical digits. The combo involves three (3) straight play combinations; for example, a 122 combo covers the combinations 122, 212, and 221. A “3-way combo” pays \$250 for a \$1.50 play (\$.50 per combination) or \$500 for a \$3.00 play (\$1.00 per combination).

b. A “6-way combo” is a play in which the player has selected a number in which all three (3) digits are different. The combo involves six (6) straight play combinations; for example, a 123 combo covers the combinations 123, 132, 213, 231, 312, and 321. A “6-way combo” pays \$250 for a \$3.00 play (\$.50 per combination) or \$500 for a \$6.00 play (\$1.00 per combination).

5. “Front Pair” play. A front pair play allows a player to select only two (2) digits and pays \$25.00 for a 50-cent play or \$50.00 for a \$1.00 play if the two (2) digits as printed on the ticket match, in exact order, the first two (2) numbers drawn by the Lottery.

6. “Back Pair” play. A back pair play allows a player to select only two (2) digits and pays \$25.00 for a 50-cent play or \$50.00 for a \$1.00 play if the two (2) digits as printed on the ticket match, in exact order, the last two (2) numbers drawn by the Lottery.

7. “1-OFF™” play. A 1-OFF play allows a player to win if the three (3)-digit number chosen by the player matches in exact order the CASH 3 winning numbers drawn by the

Lottery (“straight win”) or if one (1) of the twenty-six (26) three (3)-digit 1-OFF numbers printed on the player’s ticket matches in exact order the CASH 3 winning numbers drawn by the Lottery (“1-OFF win”). The CASH 3 1-OFF ticket will contain the three (3)-digit number (player-selected or Quick Pick) that qualifies for the straight win plus twenty-six (26) additional three (3)-digit 1-OFF numbers that qualify for a 1-OFF win. The twenty-six (26) 1-OFF numbers are all the possible combinations in which each of the three (3) digits either matches or is one (1) number higher or lower than each of the player’s three (3) digits, in exact order. A player wins \$125 for a \$.50 straight win or \$250 for a \$1.00 straight win, and \$5.00 for a \$.50 1-OFF win or \$10.00 for a \$1.00 1-OFF win.

(h) A liability limit of \$10 million is established for CASH 3. When the play of a particular three (3)-digit number for a drawing reaches the Lottery’s CASH 3 liability limit of \$10 million, no further ticket sales for any type of play that would involve that three (3)-digit number will be allowed for that drawing. In addition, no Front Pair or Back Pair play that involves the first two or last two digits, respectively, of the three (3)-digit number will be allowed for that drawing.

(2) CASH 3 Drawings.

(a) CASH 3 drawings are conducted twice daily.

(b) The equipment shall be configured so that one ball is drawn from each of three (3) units of balls numbered zero (0) through nine (9).

(c) Three balls will be selected in the drawing, one (1) each into three (3) separate display devices. The numbers shown on the three (3) balls, after certification by the Draw Manager and the Accountant, shall be the official winning numbers for the drawing.

(d) The Florida Lottery shall not be responsible for incorrect circulation, publication or broadcast of official winning numbers.

(3) CASH 3 Odds of Winning. The odds of winning in CASH 3 are as follows:

<u>(a) Straight</u>	<u>1 in 1000</u>
<u>(b) Box 3-Way</u>	<u>1 in 333.33-</u>
<u>(c) Box 6-Way</u>	<u>1 in 166.67</u>
<u>(d) Straight and Box 3-Way</u>	<u>1 in 1000 and 1 in 333.33-</u>
<u>(e) Straight and Box 6-Way</u>	<u>1 in 1000 and 1 in 166.67-</u>
<u>(f) Combo 3-Way</u>	<u>1 in 333.33</u>
<u>(g) Combo 6-Way</u>	<u>1 in 166.67</u>
<u>(h) Front Pair</u>	<u>1 in 100</u>
<u>(i) Back Pair</u>	<u>1 in 100</u>
<u>(j) 1-OFF</u>	<u>1 in 38.46 and 1 in 1000</u> <u>(Straight)</u>

(4) CASH 3 Rules and Prohibitions.

(a) By purchasing a CASH 3 ticket the player agrees to comply with and abide by all rules and regulations of the Florida Lottery.

(b) CASH 3 prize payments shall be made in accordance with rules of the Florida Lottery governing payment of prizes. A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

(c) Subject to a retailer’s hours of operation and on-line system availability, CASH 3 lottery tickets are available for purchase daily between the hours of 6:00 a.m. and midnight, Eastern Time (ET).

(d) The scheduled time for the daily CASH 3 drawing is approximately 1:30 p.m. ET for the midday draw and 7:57 p.m. ET for the evening draw. Ticket sales for a specific CASH 3 drawing will close approximately ten (10) minutes prior to that drawing. Any ticket sold after the close of game will be printed with the next available CASH 3 draw date and draw time, unless the player specifies another CASH 3 draw date and draw time within the selection parameters.

(e) Retailer cancellations of CASH 3 tickets can only be performed by the retailer who sold the ticket, using the selling terminal’s optical mark reader, and within two (2) hours after printing, except that no CASH 3 ticket can be cancelled after game close for the related drawing. The two (2)-hour ticket cancellation period may be reduced due to the selling retailer’s hours of business operation, the hours of on-line system availability, or the time of the related CASH 3 close of game.

(f) It is the responsibility of the player to determine the accuracy of the selected panels of numbers, draw date(s) and time(s), and play types on tickets. In the event that a ticket given to the player by the retailer contains selections that are not consistent with the player’s selections, it shall be the responsibility of the player to immediately advise the retailer of that fact. In such event and upon request of a player, the retailer shall make a good faith effort to cancel the ticket. A retailer is not required to cancel a ticket produced upon request of a player by the “quick pick” method of number selection.

(5) The effective date of this emergency rule is February 26, 2012.

Rulemaking Authority 24.105(2), 24.105(9)(a), (b), (c), (d), (e), (f), (h), 24.109(1), 24.115(1) FS. Law Implemented 24.105(2), 24.105(9)(a), (b), (c), (d), (e), (f), (h), 24.117(2), 24.124(1) FS. History—New 2-26-12, Replaces 53ER10-39.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.  
EFFECTIVE DATE: February 26, 2012

**DEPARTMENT OF THE LOTTERY**

RULE NO.: 53ER12-23  
RULE TITLE: PLAY 4™

SUMMARY: This emergency rule sets forth the provisions for the conduct of PLAY 4™. This emergency rule replaces Emergency Rule 53ER11-37, F.A.C.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER12-23 PLAY 4™.

(1) How to Play PLAY 4™.

(a) PLAY 4 is a lottery on-line game in which a player must select any two (2)- or four (4)-digit number from 0000 through 9999 inclusive. The digits may be the same or different; for example, 1111, 1212, and 1348 are all valid selections.

(b) Players may choose play amounts of \$.50 or \$1.00 per play, per drawing, for a total of \$.50, \$1.00, \$2.00, \$3.00, \$4.00, \$6.00, \$12.00, or \$24.00, depending upon the play type selected and number of combinations covered.

(c) Players may make their PLAY 4 ticket selections by marking a play slip or by telling the retailer their desired selections.

1. There are five panels on a play slip. Players electing to use a play slip to make their PLAY 4 ticket selections must mark the play type, draw time, play amount, and number selection (or mark the "Quick Pick" box located at the bottom of each panel for the terminal to randomly select one (1) or more of the numbers) for each panel played. If the draw time is not marked, the ticket will automatically be entered into the next available draw. A "Void" box is also located at the bottom of each panel and should be marked by the player if an error was made in his or her selections in a panel.

Players may mark the \$5 "Quick Picks" box to receive five (5) \$1.00 tickets each with one (1) set of four (4) randomly selected numbers (straight play) for the next PLAY 4 drawing, or may mark the \$10 "Quick Picks" box to receive ten (10) \$1.00 tickets, each with one (1) set of four (4) randomly selected numbers (straight play) for the next available PLAY 4 drawing. Players may mark Quick Picks in addition to panel plays.

Players must use only blue or black ink or pencil for making selections. Play slips must be processed by a retailer in order to obtain a ticket.

2. Players electing to make their PLAY 4 ticket selections by telling the retailer may specify the play type, draw time, play amount, and their desired number selections (or tell the retailer they desire to use the quick pick feature for the terminal to randomly select one (1) or more of the numbers). The terminal defaults to a \$1.00 straight play for the next available draw if the play type, play amount, and draw time are not specified by the player in conjunction with the selection of the quick pick feature.

(d) A player who selects the combo play type and who elects to use the quick pick feature will not be able to select the total cost of the ticket. The total cost will be determined by whether the quick pick numbers selected by the terminal comprise a 4-way combo, 6-way combo, 12-way combo, or 24-way combo play type as described below.

(e) A player who selects the box play type or the straight/box play type and who elects to use the quick pick feature will not be able to select the type of box play. The type of box play will be determined by whether the quick pick numbers selected by the terminal comprise a 4-way box, 6-way box, 12-way box, or 24-way box combination as described in paragraph (1)(g) below.

(f) Players may play future consecutive midday, evening, or both drawings within a fourteen (14)-day period or non-consecutive drawings within a seven (7)-day period by using the "advance play" feature. To use the advance play feature, players may either mark the play slip or tell the retailer the advance play selections and draw times they desire. For purposes of this paragraph (1)(f), both a fourteen (14)-day and a seven (7)-day period begin on the date of the next available PLAY 4 drawing for the draw time selected and continue through the next thirteen (13)/six (6) consecutive days for the draw time selected. The advance play options are described more fully in subparagraphs 1. and 2. below.

1. Advance Play by Play Slip. Advance play selections made on a play slip are for consecutive drawings for the draw time(s) selected only. Players shall mark the desired number of consecutive drawings in the "Days" section and the desired draw time(s) in the "Draw Time" section of the play slip. The number of consecutive drawings marked will include the next available drawing for the draw time(s) selected and will apply to each panel (A-E) played. Advance play does not apply to Quick Picks.

a. If the midday (MID) box is selected, the ticket will be entered into the next available midday draw and consecutive midday draws through the selected number of days.

b. If the evening (EVE) box is selected, the ticket will be entered into the next available evening draw and consecutive evening draws through the selected number of days.

c. If the both (BOTH) box is selected, the ticket will be entered into the next available draw and consecutive midday and evening draws through the selected number of days.

2. Advance Play by Telling the Retailer. Players shall specify to the retailer their desired selections in one (1) of the following advance play parameters:

a. Any single day for the draw time(s) selected in a seven (7)-day period;

b. Any two (2) non-consecutive days for the draw time(s) selected in a seven (7)-day period;

c. Any two (2) or more consecutive days for the draw time(s) selected in a seven (7)-day period, not including the next available drawing.

d. Up to fourteen (14) consecutive days for the draw times selected, including the next available drawing.

(g) PLAY 4 can be played and won as follows:

1. "Straight" play. In a straight play, if a player's digits are drawn in the exact order as they were chosen by the player, the player wins \$2,500 for a 50-cent play or \$5,000 for a \$1.00 play.

2. "Box" play. A box play allows a player to win if the player's selections are drawn in any order.

a. A "4-way box" is a play in which the player has selected a number with three (3) identical digits. Therefore, the play involves four (4) combinations; for example, a 1112 box covers the combinations 1112, 1121, 1211 and 2111, and pays a winner \$599 for a 50-cent play or \$1,198 for a \$1.00 play.

b. A "6-way box" is a play in which the player has selected a number with pairs of two (2) unique digits. Therefore, the play involves six (6) combinations; for example, a 1122 box covers the combinations 1122, 1212, 1221, 2112, 2121, and 2211, and pays a winner \$400 for a 50-cent play or \$800 for a \$1.00 play.

c. A "12-way box" is a play in which the player has selected a number with two (2) identical digits. Therefore, the play involves twelve (12) combinations; for example, a 1123 box covers the combinations 1123, 1132, 1213, 1231, 1312, 1321, 2113, 2131, 2311, 3112, 3121, and 3211, and pays a winner \$200 for a 50-cent play or \$400 for a \$1.00 play.

d. A "24-way box" is a play in which the player has selected a number with four (4) unique digits. Therefore, the play involves twenty-four (24) combinations; for example, a 1234 box covers the combinations 1234, 1243, 1324, 1342, 1423, 1432, 2134, 2143, 2314, 2341, 2413, 2431, 3124, 3142, 3214, 3241, 3412, 3421, 4123, 4132, 4213, 4231, 4312, and 4321, and pays a winner \$100 for a 50-cent play or \$200 for a \$1.00 play.

3. "Straight and Box" play. A straight and box play combines a 50-cent straight play and a 50-cent box play for a \$1.00 play.

a. A "Straight and 4-way box" play pays a winner \$3,099 if a player's digits are drawn in the exact order as printed on the player's ticket, or \$599 if the player's digits are drawn in any other order.

b. A "Straight and 6-way box" play pays a winner \$2,900 if a player's digits are drawn in the exact order as printed on the player's ticket, or \$400 if the player's digits are drawn in any other order.

c. A "Straight and 12-way box" play pays a winner \$2,700 if a player's digits are drawn in the exact order as printed on the player's ticket, or \$200 if the player's digits are drawn in any other order.

d. A "Straight and 24-way box" play pays a winner \$2,600 if a player's digits are drawn in the exact order as printed on the player's ticket, or \$100 if the player's digits are drawn in any other order.

4. "Combo" play. A combo is a play covering all straight combinations of a four (4)-digit number and will cost \$2.00 to \$24.00 depending upon the amount played (50 cents or \$1.00) and the number of like digits in the four (4)-digit number selected.

a. A "4-way combo" is a play in which the player has selected a number with three (3) identical digits. The 4-way combo is comprised of four (4) straight play combinations; for example, a 1112 4-way combo covers the combinations 1112, 1121, 1211, and 2111 and pays a winner \$2,500 for a \$2.00 play or \$5,000 for a \$4.00 play.

b. A "6-way combo" is a play in which the player has selected a number with two (2) pairs of unique digits. The 6-way combo is comprised of six (6) straight play combinations; for example, a 1122 6-way combo covers the combinations 1122, 1212, 1221, 2112, 2121, and 2211, and pays a winner \$2,500 for a \$3.00 play or \$5,000 for a \$6.00 play.

c. A "12-way combo" is a play in which the player has selected a number with two (2) identical digits. The 12-way combo is comprised of twelve (12) straight play combinations; for example, a 1123 12-way combo covers combinations 1123, 1132, 1213, 1231, 1312, 1321, 2113, 2131, 2311, 3112, 3121, and 3211, and pays a winner \$2,500 for a \$6.00 play or \$5,000 for a \$12.00 play.

d. A "24-way combo" is a play in which the player has selected a number with four (4) unique digits. The 24-way combo is comprised of twenty-four (24) straight play combinations; for example, a 1234 24-way combo covers the combinations 1234, 1243, 1324, 1342, 1423, 1432, 2134, 2143, 2314, 2341, 2413, 2431, 3124, 3142, 3214, 3241, 3412, 3421, 4123, 4132, 4213, 4231, 4312, and 4321, and pays a winner \$2,500 for a \$12.00 play or \$5,000 for a \$24.00 play.

5. "Front Pair" play. A front pair play allows a player to select only two (2) digits and pays \$25.00 for a 50-cent play or \$50.00 for a \$1.00 play if the two (2) digits as printed on the ticket match, in exact order, the first two (2) numbers drawn by the Lottery.

6. "Mid Pair" play. A mid pair play allows a player to select only two (2) digits and pays \$25.00 for a 50-cent play or \$50.00 for a \$1.00 play if the two (2) digits as printed on the ticket match, in exact order, the middle two (2) numbers drawn by the Lottery.

7. "Back Pair" play. A back pair play allows a player to select only two (2) digits and pays \$25.00 for a 50-cent play or \$50.00 for a \$1.00 play if the two (2) digits as printed on the ticket match, in exact order, the last two (2) numbers drawn by the Lottery.

(h) On occasion, increases in the prize amounts set forth in paragraph (1)(g) above will be offered for promotional purposes.

(i) A liability limit of \$5 million is established for PLAY 4. When the play of a particular four digit number for a drawing reaches the Lottery's PLAY 4 liability limit of \$5 million, no further ticket sales for any type of play that would involve that four digit number will be allowed for that drawing.

(2) PLAY 4 Drawings.

(a) PLAY 4 drawings are conducted twice daily.

(b) The equipment shall be configured so that one ball is drawn from each of four units of balls numbered zero through nine.

(c) Four balls will be selected in the drawing, one each into four separate display devices. The numbers shown on the four balls, after certification by the Draw Manager and the Accountant, shall be the official winning numbers for the drawing.

(d) The Florida Lottery shall not be responsible for incorrect circulation, publication or broadcast of official winning numbers.

(3) PLAY 4 Odds of Winning. The odds of winning in PLAY 4 are as follows:

- (a) Straight 1 in 10,000
- (b) Box 4-Way 1 in 2,500
- (c) Box 6-Way 1 in 1,666.67
- (d) Box 12-Way 1 in 833.33
- (e) Box 24-Way 1 in 416.67
- (f) Straight/ Box 4-Way 1 in 10,000 and 1 in 2,500
- (g) Straight/ Box 6-Way 1 in 10,000 and 1 in 1,666.67
- (h) Straight/ Box 12-Way 1 in 10,000 and 1 in 833.33
- (i) Straight/ Box 24-Way 1 in 10,000 and 1 in 416.67
- (j) Combo 4-Way 1 in 2,500
- (k) Combo 6-Way 1 in 1,666.67
- (l) Combo 12-Way 1 in 833.33
- (m) Combo 24-Way 1 in 416.67
- (n) Front Pair 1 in 100
- (o) Middle Pair 1 in 100
- (p) Back Pair 1 in 100.

(4) PLAY 4 Rules and Prohibitions.

(a) By purchasing a PLAY 4 ticket a player agrees to comply with and abide by all rules and regulations of the Florida Lottery.

(b) PLAY 4 prize payments shall be made in accordance with rules of the Florida Lottery governing payment of prizes. A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

(c) Subject to a retailer's hours of operation and on-line system availability, PLAY 4 lottery tickets are available for purchase daily between the hours of 6:00 a.m. and midnight, Eastern Time (ET).

(d) The scheduled time for the daily PLAY 4 drawing is approximately 1:30 p.m. ET for the midday draw and 7:57 p.m., ET for the evening draw. Ticket sales for a specific PLAY 4 drawing will close approximately ten (10) minutes prior to that drawing. Any ticket sold after the close of game will be printed with the next available PLAY 4 draw date and time unless the player specifies another PLAY 4 draw date and time within the selection parameters.

(e) Retailer cancellations of PLAY 4 tickets can only be performed by the retailer who sold the ticket, using the selling terminal's optical mark reader, and within two (2) hours after printing, except that no PLAY 4 ticket shall be cancelled after close of game for the related drawing. The two (2)-hour ticket cancellation period may be reduced due to the selling retailer's hours of business operation, the hours of on-line system availability, or the time of the related PLAY 4 close of game.

(f) It is the responsibility of the player to determine the accuracy of the selected panels of numbers, draw date(s), draw time(s) and play types on tickets. In the event that a ticket given to the player by the retailer contains selections that are not consistent with the player's selections, it shall be the responsibility of the player to immediately advise the retailer of that fact. In such event and upon request of a player, the retailer shall make a good faith effort to cancel the ticket. A retailer is not required to cancel a ticket produced upon request of a player by the "quick pick" method of number selection.

(5) The effective date of this emergency rule is February 26, 2012.

Rulemaking Authority 24.105(2), 24.105(9)(a), (b), (c), (d), (e), (f), (h), 24.109(1), 24.115(1) FS. Law Implemented 24.105(2), 24.105(9)(a), (b), (c), (d), (e), (f), (h), 24.117(2), 24.124(1) FS. History—New 2-26-12, Replaces 53ER11-37.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE  
EFFECTIVE DATE: February 26, 2012

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

### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on February 22, 2012, the Division issued an order. The Final Order was in response to a Petition for emergency Variance from Merchantile Bank Plaza, filed January 30, 2012, and advertised in Vol. 38, No. 6, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for



Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until November 1, 2014, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-031).

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

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The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on February 22, 2012, the Division issued an order. The Final Order was in response to a Petition for emergency Variance from Cypress Commons, filed January 30, 2012, and advertised in Vol. 38, No. 6, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until August 1, 2015, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-032).

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

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The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on February 22, 2012 the Division issued an order. The Final Order was in response to a Petition for Variance from Renaissance at Riverside, filed November 23, 2011, and advertised in Vol. 37, No. 49, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 8.6.5.8 ASME A17.1, 2005 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires a safety bulkhead on the bottom of the hydraulic jack until August 1, 2012, because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-388).

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

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The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on February 29, 2012, the Division issued an order. The Final Order was in response to a Petition for emergency Variance from Beach Pharmaceuticals, filed January 31, 2012, and advertised in Vol. 38, No. 6, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1 and 2.20.1 ASME A17.1, 2005 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires the use of a 9.5 mm steel rope and requirement of a metallic sheave because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-033).

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

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NOTICE IS HEREBY GIVEN that on February 22, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Meadow Park Elementary. Petitioner seeks a variance of the requirements of ASME A17.1, Section 2.18.5.1 and 2.20.1, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires suspension be provided by steel wire ropes and that governor ropes be no less than 9.5mm which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2012-054).

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

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NOTICE IS HEREBY GIVEN that on February 22, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Laver's "A". Petitioner seeks a variance of an unspecified Section of A17.3, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this

notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2012-055).

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

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NOTICE IS HEREBY GIVEN that on February 22, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Oceana Palms. Petitioner seeks an emergency variance of the requirements of ASME A17.1, Section 2.1.1.1.2, 2.1.1.3, 2.7.6, 2.20.1 and 2.20.9, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires a machine room, steel ropes, wedge shackles to secure the steel ropes and grooved sheaves of a minimum pitch diameter which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2012-056, VW 2012-057, VW 2012-058 and VW 2012-059).

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

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NOTICE IS HEREBY GIVEN that on February 22, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Days Inn & Suites Mainsail. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 3.11.3 and 2.7.4, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators with firefighters' emergency operations and restricted door openings which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2012-060).

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

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NOTICE IS HEREBY GIVEN that on February 23, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Holcim. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative

Code, that requires upgrading the elevators with firefighters' emergency operations which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2012-061).

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

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NOTICE IS HEREBY GIVEN that on February 24, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Ybor Business Center. Petitioner seeks a variance of the requirements of ASME A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators with firefighters' emergency operations which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2012-068).

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

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NOTICE IS HEREBY GIVEN that on February 24, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Ella at Encore. Petitioner seeks a variance of the requirements of ASME A17.1, Section 2.18.5.1, 2.20.4 and 2.24.2.1, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires the use of a 9.5 mm steel rope and requirement of a metallic sheave which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2012-069).

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

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NOTICE IS HEREBY GIVEN that on February 24, 2012, the The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2001 FDA Food Code from Salty's Seafood Rolls & Gumbo located in Destin, FL. The above referenced F.A.C. addresses the requirement that each establishment have an

approved plumbing system installed to transport potable water and collect wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash and three-compartment sinks.

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

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

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### DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that on November 18, 2011, the Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, received a petition for Shirley St. Amour, seeking a variance or waiver of subsection 64B4-3.0085(4), F.A.C., which requires that experience obtained under the supervision of the new qualified supervisor will not count toward completion of the experience requirement until the registered intern has received board approval of their new qualified supervisor.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, Comments on this petition should be filed with the Board within 14 days of publication of this notice.

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NOTICE IS HEREBY GIVEN that on January 30, 2012, the Board of Medicine, received a petition for waiver filed by Aruna Dash, M.D., from Rule 64B8-4.009, F.A.C., with regard to the requirement for submission of documentation of medical education directly from Petitioner's medical school. Comments on this petition should be filed with: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

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

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NOTICE IS HEREBY GIVEN that on February 23, 2012, the Board of Medicine, received a petition for waiver or variance filed by David F. Sciortino, M.D., from Rule 64B8-4.010, F.A.C., with regard to the requirement for a copy of Petitioner's medical school diploma. Comments on this petition should be filed with: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

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

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NOTICE IS HEREBY GIVEN that on February 24, 2012, the Board of Osteopathic Medicine, received a petition for emergency variance filed by Joe W. Morgan, D.O., from paragraph 64B15-13.001(1)(a), F.A.C., with regard to the requirement for five of the hours of continuing medical education (CME) for licensure renewal. Comments on this petition should be filed with: Board of Osteopathic Medicine, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3056, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony Jusevitch, Executive Director, Board of Osteopathic Medicine, at the above address, or telephone (850)245-4161.

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NOTICE IS HEREBY GIVEN that on February 23, 2012, the Board of Osteopathic Medicine, received a petition for waiver filed by Taryn Silverstein, D.O., from paragraph 64B15-13.001(3)(b), F.A.C., with regard to the requirement for live/participatory continuing medical education (CME) for licensure renewal. Comments on this petition should be filed with: Board of Osteopathic Medicine, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3056, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony Jusevitch, Executive Director, Board of Osteopathic Medicine, at the above address, or telephone (850)245-4161.

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NOTICE IS HEREBY GIVEN that on February 27, 2012, the Department of Health, received a petition for Emergency Variance from paragraph 64E-16.007(6)(e), Florida Administrative Code, from Robert Ulery. This rule prescribes credentialing requirements for persons instructing body piercing courses. The Petitioner requests a variance from these rules to allow the Petitioner to provide formal training, which includes infection control as part of the curriculum, to body piercers and operators. Comments on this Petition should be filed with: Agency Clerk, Department of Health, Office of the General Counsel, 4052 Bald Cypress Way, Bin #A02, Tallahassee, Florida 32399-1703, within 5 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Penny Barwick, Bureau of Community Environmental Health, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1710, (850)245-4277.

## Section VI Notices of Meetings, Workshops and Public Hearings

### DEPARTMENT OF STATE

The **Bureau of Historic Preservation**, Florida National Register Review Board announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 21, 2012, 1:00 p.m.

PLACE: R.A. Gray Building, Room 307, 500 South Bronough Street, Tallahassee, Florida 32399-0250

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review nomination proposals for listing in the National Register of Historic Places.

A copy of the agenda may be obtained by contacting: Barbara E. Mattick at (850)245-6333 or via email: Barbara.Mattick@dos.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: Barbara E. Mattick at (850)245-6333 or via email: Barbara.Mattick@dos.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: Barbara E. Mattick at (850)245-6333 or email: Barbara.Mattick@dos.myflorida.com.

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The **Bureau of Historic Preservation**, Florida Folklife Council announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 22, 2012, 9:00 a.m. – conclusion

PLACE: R.A. Gray Building, Gallery for Innovation and the Arts, 500 South Bronough Street, Tallahassee, Florida 32399-0250

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct council business and to review a revised draft of the 2012-2016 long-range plan for the Florida Folklife Program.

A copy of the agenda may be obtained by contacting: Suzanne Huffman at (850)245-6333 or via email: Suzanne.Huffman@dos.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: Suzanne Huffman at (850)245-6333 or via email: Suzanne.Huffman@dos.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: Suzanne Huffman at (850)245-6333 or email: Suzanne.Huffman@dos.myflorida.com.

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The **Bureau of Historic Preservation**, Friends of Florida Main Street Board announces a public meeting to which all persons are invited.

DATE AND TIME: March 23, 2012, 10:00 a.m. – Conclusion

PLACE: Lake Eustis Institute, 137 North Grove Street, Eustis, Florida 32727

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the organization.

A copy of the agenda may be obtained by contacting: Joan Jefferson, Florida Main Street Coordinator, Department of State, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250 or call: 1(800)847-7278.

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: Joan Jefferson at 1(800)847-7278 or via email: Joan.Jefferson@dos.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: Joan Jefferson at 1(800)847-7278 or email: Joan.Jefferson@dos.myflorida.com.

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The Florida **Department of State, Division of Library and Information Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 21, 2012, 2:30 p.m. – 4:30 p.m. (EDT)

PLACE: R.A. Gray Building, DLIS, Small Conference Room, 500 South Bronough Street, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will provide an opportunity for members to discuss moving forward in their responsibilities, priorities and initiatives as identified in the Council's two-year action plan. Members will also meet with key staff to hear about the role of the Division in modern society and to receive updates on the Division's programs, services, and statewide initiatives.

A copy of the agenda may be obtained by contacting: Judith Ring, Division Director at (850)245-6600.

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 five days before the workshop/meeting by contacting: Judith Ring, Division Director at (850)245-6600. 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).

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#### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

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

DATE AND TIME: March 20, 2012, 10:00 a.m.

PLACE: Florida State Fairgrounds, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the Florida Cattlemen's exhibit and the opportunity for it to be placed in the Florida Forest Service Discovery Center.

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

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

DATE AND TIME: March 20, 2012, 6:30 p.m.

PLACE: Florida State Fairgrounds, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Town Hall Meeting – 2012 Florida State Fair.

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

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The **Department of Agriculture and Consumer Services** announces a public meeting to which all persons are invited.

DATE AND TIME: March 27, 2012, 10:00 a.m.

PLACE: Legoland Florida, One Legoland Way, Winter Haven, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a regularly scheduled meeting of the Florida Amusement Device and Attraction Advisory Committee to discuss industry related issues.

A copy of the agenda may be obtained by contacting: Michelle Faulk, Bureau of Fair Rides Inspection, Department of Agriculture and Consumer Services, 3125 Conner Blvd., Suite N, Tallahassee, Florida 32399-1650, (850)921-1530.

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: Michelle Faulk, Bureau of Fair Rides Inspection, Department of Agriculture and Consumer Services, 3125 Conner Blvd., Suite N, Tallahassee, Florida 32399-1650, (850)921-1530. 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).

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The **Private Investigation, Recovery and Security Advisory Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, June 14, 2012, 9:00 a.m.

PLACE: Embassy Suites Orlando North, 225 Shorecrest Drive, Altamonte Springs, Florida 32701, (407)834-2400

GENERAL SUBJECT MATTER TO BE CONSIDERED: The quarterly meeting of the Council pursuant to the requirement of Section 493.6104(4), Florida Statutes. The Council will conduct a general business meeting.

A copy of the agenda may be obtained by contacting: Debbie Barber, Post Office Box 3927, Tallahassee, Florida 32315-3927 or by calling: Debbie Barber at (850)245-5500.

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: Debbie Barber at (850)245-5500. 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: Debbie Barber at (850)245-5500.

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**DEPARTMENT OF EDUCATION**

The **Blind Services Foundation** announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 15, 2012, 3:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Code: 5955282

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board Meeting.

A copy of the agenda may be obtained by contacting: Craig Kiser, 256 Cocoa Lane, Venice, FL 34293, (850)345-9122.

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: Craig Kiser, (850)345-9122. 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).

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**DEPARTMENT OF COMMUNITY AFFAIRS**

The **Florida Building Commission**, “The Commission” announces a public meeting to which all persons are invited.

Accessibility Advisory Council Meeting

DATE AND TIME: March 21, 2011, 2:00 p.m. – until completion

PLACE: Meeting to be conducted using Communications Technology, Conference Call: 1(888)808-6959, Conference Code: 2717224165; Public Point of Access: Department of Business and Professional Regulation, Room 250L, 2555 Shumard Oak Boulevard, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Accessibility Advisory Council

Waiver Applications for the following projects:

Alan Waserstein, 1221, 1225, 1225A Collins Avenue, Miami Beach, FL

CHJ Ventures LLC, 7120 S. W. 47th Street, Miami, FL

Key Auto Company, 466 Southside Boulevard, Jacksonville, FL

Florida International University Stadium Expansion, 11310 Southwest 17th Street, Miami, FL

The Upside Down Fun House, 11455 N. W. 107th Avenue, Doral, FL

Selby Gardens Children’s Rainforest Garden, 811 South Palm Avenue, Sarasota, FL

Florida International University Stadium Expansion, 11310 Southwest 17th Street, Miami, FL

And other business for the Commission.

A copy of the agenda may be obtained by contacting: Ms. Mary Kathryn Smith, Building Codes and Standards Office, Department of Business and Professional Regulation, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824.

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: Ms. Barbara Bryant, Department of Business and Professional Regulation, 2555 Shumard Oak Boulevard, Tallahassee, Florida, 32399-2100, (850)487-1824. 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: Ms. Mary Kathryn Smith, Building Codes and Standards Office, Department of Business and Professional Regulation, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824.

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The **Florida Building Commission**, “The Commission”, announces a public meeting to which all persons are invited.

The Energy Technical Advisory Committee

DATE AND TIME: March 23, 2012, 1:00 p.m.

PLACE: Meeting to be conducted using Communications Media Technology, specifically Conference Call: 1(888)808-6959, Code: 1045158897; Public point of access: Room 250L, 2555 Shumard Oak Boulevard, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and make recommendations on Energy Code software developed for UA Alternate residential code compliance, to consider requests for Declaratory Statements, and other business for the Commission.

A copy of the agenda may be obtained by contacting: Ms. Ann Stanton, Department of Business and Professional Regulation, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399, (850)487-1824.

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: Ms. Barbara Bryant, Department of Business and Professional Regulation, (850)487-1824. 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: Ms. Ann Stanton, Department of Business and Professional Regulation, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399, (850)487-1824.

The **Florida Building Commission**, "The Commission" announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 26, 2012, 10:00 a.m.

PLACE: Meetings to be conducted using Communications Media Technology, specifically Conference Call: 1(888)808-6959, Conference Code: 7975951832; Public point of access: 2555 Shumard Oak Boulevard, Room 250L, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discuss "accreditor" and "course" applications for recommendation to the Florida Building Commission; discuss proposed changes to Rule 9B-70.002, F.A.C., and general subject matters.

A copy of the agenda may be obtained by contacting: Ms. Ila Jones, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation Affairs, 1940 North Monroe Street, Tallahassee, Florida 32399-0772, (850)487-1824.

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: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0772, (850)487-1824 or Fax: (850)414-8436. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Ms. Ila Jones, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 1940

North Monroe Street, Tallahassee, Florida 32399-0772, (850)487-1824 or Fax: (850)414-8436, Website: [www.florida-building.org](http://www.florida-building.org).

#### DEPARTMENT OF LAW ENFORCEMENT

The **Region XIV, Trust Fund Advisory Council** announces a public meeting to which all persons are invited.

DATE AND TIME: March 14, 2012, 10:00 a.m.

PLACE: Room 9118

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of Region XIV reports and other Region XIV business matters.

A copy of the agenda may be obtained by contacting: Maevis Manoly, Interim, Region XIV Secretary, (305)237-1327, Email: [mmanoly1@mdc.edu](mailto:mmanoly1@mdc.edu).

The Florida **Department of Law Enforcement** announces a public meeting to which all persons are invited.

DATE AND TIME: March 20, 2012, 10:00 a.m.

PLACE: Valencia College, Criminal Justice Institute, Auditorium, 8600 Valencia College Lane, Orlando, FL 32825

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Criminal Justice Professionalism Program announces a public meeting for a Probable Cause Determination to which all persons are invited to attend. The purpose is to determine if probable cause exists to proceed with possible disciplinary action against certain criminal justice officers.

A copy of the agenda may be obtained by contacting: Lori Morea, Florida Department of Law Enforcement, Criminal Justice Professionalism Program, Bureau of Standards, Professional Compliance Section, P. O. Box 1489, Tallahassee, Florida 32302, (850)410-8625 or by email: [lorimorea@fdle.state.fl.us](mailto:lorimorea@fdle.state.fl.us).

For more information, you may contact: Training and Research Manager, Stacy Lehman, FDLE, Professional Compliance Section at (850)410-8645.

The **Criminal Justice Standards and Training Commission** announces a public meeting to which all persons are invited.

DATES AND TIMES: Tuesday, May 8, 2012, Florida Criminal Justice Educators Association Meeting, 8:30 a.m.; Training Center Director Board Meeting, 1:00 p.m.; Training Center Director Basic Recruit Committee, 2:00 p.m.; Training Center Director Physical Fitness Committee, 2:00 p.m.; Training Center Director Advanced Training Committee, 3:00 p.m.; Training Center Director Rules Committee, 3:00 p.m.; Training Center Director Technology Committee, 3:00 p.m.; Training Center Director Open Forum, 4:00 p.m.; Wednesday, May 9, 2012, Training Center Directors Association Business Meeting, 8:30 a.m.; Probable Cause Determination Hearings, 10:00 a.m.; Regional Criminal Justice Selection Center Directors Association, 1:00 p.m.; Commission Workshop on

Florida CMS Correctional Officer Basic Recruit Training Program, 2:30 p.m.; Thursday, May 10, 2012, Criminal Justice Standards and Training Commission Business Agenda, 8:00 a.m.; Criminal Justice Standards and Training Commission Officer Disciplinary Hearings, 9:30 a.m.

PLACE: Hilton Naples Florida Hotel, 5111 Tamiami Trail North, Naples, Florida 34103, (239)430-4900 or 1(800)445-8667. Group Name: FDLE 2012, Group Code: FDL. Guestroom Rate: \$97.00 each night for Single/Double from 5/6/12 – 5/11/12; Reservation Deadline: April 20, 2012. Check-in 3:00 p.m. or after and Check-out 12:00 Noon

GENERAL SUBJECT MATTER TO BE CONSIDERED: The above meetings are held to discuss issues relating to standards, training, examinations, certification, de-certification, record management for law enforcement, correctional, and correctional probation officers, Commission rules, officer discipline penalty guidelines, and certification and recertification of criminal justice training schools. The Commission packet can be viewed or downloaded after April 23, 2012, at: <http://www.fdle.state.fl.us/Content/getdoc/91a75023-5a74-40ef-814d-8e7e5b622d4d/CJSTC-Home-Page.aspx>.

A copy of the agenda may be obtained by contacting: Donna Hunt at (850)410-8615 or e-mail: [donna hunt@fdle.state.fl.us](mailto:donna hunt@fdle.state.fl.us) if you have questions about the above meetings. If you have questions about the Officer Discipline Agenda, please contact: Lori Morea at (850)410-8625 or e-mail: [lorimorea@fdle.state.fl.us](mailto:lorimorea@fdle.state.fl.us). If you have questions about hotel accommodations, contact: Cheryl Taylor at (850)410-8657 or e-mail: [cheryltaylor@fdle.state.fl.us](mailto:cheryltaylor@fdle.state.fl.us).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Donna Hunt at (850)410-8615 or e-mail: [donna hunt@fdle.state.fl.us](mailto:donna hunt@fdle.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: Donna Hunt at (850)410-8615 or e-mail: [donna hunt@fdle.state.fl.us](mailto:donna hunt@fdle.state.fl.us).

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## DEPARTMENT OF TRANSPORTATION

The **Department of Transportation**, District 2 announces a hearing to which all persons are invited.

DATE AND TIMES: April 5, 2012, 4:30 p.m. and 6:30 p.m.

PLACE: Baldwin Senior Citizens Center, 850 N. Center Street, Baldwin, Florida 32234

GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design and social, economic and environmental effects of Financial Project ID Number 209537-4, otherwise known as SR 200/US 301 Baldwin Bypass, Duval County,

Florida. The proposed project will provide an alternate route for SR 200/US 301 that will bypass the congestion within the town of Baldwin that is caused by the co-location of US 301 with US 90, the mix of local and through traffic, the high percentage of truck traffic and the two railroad crossings. Right of way will be required for the proposed improvements.

As of March 15, 2012, project documents will be available for review during normal business hours at Baldwin Town Hall, 10 US Highway 90 West, Baldwin, Florida. Persons who wish to submit written statements may do so at the hearing or by mailing them to the address below no later than April 16, 2012. Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status.

A copy of the agenda may be obtained by contacting: Mr. Bill Henderson, District Planning and Environmental Manager, Florida Department of Transportation, District 2, 1109 South Marion Avenue, MS #2007, Lake City, Florida 32025-5874.

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: Mr. Bill Henderson, District Planning and Environmental Manager, Florida Department of Transportation, District 2, 1109 South Marion Avenue, MS #2007, Lake City, Florida 32025-5874, (386)961-7873 or 1(800)749-2967 extension 7873. 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).

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## BOARD OF TRUSTEES OF INTERNAL IMPROVEMENT TRUST FUND

The Florida **Department of Environmental Protection, Office of Coastal and Aquatic Managed Areas** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 21, 2012, 6:00 p.m. – 8:00 p.m.

PLACE: Guana Tolomato Matanzas National Estuarine Research Reserve (GTMNERR) Marineland Office, 9741 Ocean Shore Blvd., St. Augustine, FL 32080

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Management Advisory Group for GTMNERR will hold a meeting to provide advisory input for the management of the GTMNERR.

A copy of the agenda may be obtained by contacting: Margarete Laidlaw by email: [Margarete.Laidlaw@dep.state.fl.us](mailto:Margarete.Laidlaw@dep.state.fl.us), by phone: (904)823-4500 or by mail: 505 Guana River Road, Ponte Vedra Beach, FL 32082.

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: Margarete Laidlaw at (904)823-4500. If you are



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

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### STATE BOARD OF ADMINISTRATION

The **State Board of Administration** announces two public meetings of the Florida Hurricane Catastrophe Fund Advisory Council to which all persons are invited.

**DATES AND TIMES:** March 22, 2012, 1:30 p.m. – 5:00 p.m. (ET); March 29, 2012, 10:00 a.m. – 12:00 Noon (ET)

**PLACE:** Room 116 (Hermitage Conference Room), 1801 Hermitage Boulevard, Tallahassee, FL 32308. Persons wishing to participate by telephone may dial 1(888)808-6959 and enter Conference Code: 4765251363

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The meeting on March 22, 2012, is to obtain approval for the premium formula for the 2012 Contract Year, to obtain approval to file Rule 19-8.028, F.A.C. (Reimbursement Premium Formula) for Notice of Proposed Rule, and to file this rule for adoption if no member of the public timely requests a rule hearing. In addition, other general business of the Council may be addressed. The meeting on March 29, 2012, will be a telephone conference call and will be held only if determined to be necessary during the meeting on March 22, 2012.

A copy of the agenda may be obtained by contacting: Tracy Allen, Florida Hurricane Catastrophe Fund, P. O. Drawer 13300, Tallahassee, FL 32317-3300, tracy.allen@sbafla.com, (850)413-1341.

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: Tracy Allen at the email or number listed above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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### DEPARTMENT OF CITRUS

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

**DATE AND TIME:** March 21, 2012, 9:00 a.m.

**PLACE:** Florida Department of Citrus, Bob Crawford Agricultural Building, 605 E. Main Street, Bartow, Florida 33830

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Commission will convene for the purpose of standing committee meetings and the regularly scheduled meeting of the Florida Citrus Commission. The Commission will address issues pertaining to budget items and revisions, contracts, advertising programs, program evaluation measurements,

licensing, rulemaking, issues pertaining to Chapter 601 and other matters addressed during regular meetings of the Commission.

A copy of the agenda may be obtained by contacting: Heather Facey at (863)537-3950 or hfacey@citrus.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Dianne Screws at (863)537-3984. 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: Heather Facey at (863)537-3950 or hfacey@citrus.state.fl.us.

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### PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces a public meeting to which all persons are invited.

**DATE AND TIME:** Thursday, March 22, 2012, 6:00 p.m.

**PLACE:** Grenelefe Resort Golf Clubhouse, 3200 State Route 544, Haines City, FL 33844

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Docket No. 110141-WS- Application for staff-assisted rate case in Polk County by Grenelefe Resort Utility, Inc. The purpose of the meeting is to give customers and other interested persons an opportunity to offer comments regarding the quality of service the utility provides, the proposed rate increase, and to ask questions and comment on other issues. One or more of the Commissioners of the Florida Public Service Commission may attend and participate in this meeting. For questions, contact Commission staff, Avy Smith at (850)413-6425.

### EMERGENCY CANCELLATION OF CUSTOMER MEETING

If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the meeting will also be provided on the Commission's website (<http://www.psc.state.fl.us/>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of General Counsel at (850)413-6199, or the Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

A copy of the agenda may be obtained by contacting: N/A

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: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850. 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: Avy Smith at (850)413-6425.

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The Florida **Public Service Commission** announces its regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: March 27, 2012, 9:30 a.m.

PLACE: Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider those matters ready for decision.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 364, 366 and 367, F.S.

Persons who may be affected by Commission action on certain items on the conference agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion at the conference, pursuant to Rules 25-22.0021 and 25-22.0022, F.A.C.

The agenda and recommendations are accessible on the PSC Website: <http://www.floridapsc.com>, at no charge or can be purchased by contacting: Florida Public Service Commission, Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770, at a cost of 15 cents per single sided page or 20 cents per duplexed page.

Persons deciding to appeal any decisions made by the Commission with respect to any matter considered at this conference will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which appeal is based.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation at this conference should contact the Office of Commission Clerk no later than 48 hours prior to the conference at (850)413-6770 or via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service. Assistive Listening Devices are available at the Office of Commission Clerk, Betty Easley Conference Center, Room 110, Tallahassee, FL.

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The Florida **Public Service Commission** announces its Internal Affairs meeting to which all interested persons are invited.

DATE AND TIME: March 28, 2012, 9:30 a.m.

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Conference Room 140, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and make decisions on matters which affect the operation of the Commission.

A copy of the agenda of the Internal Affairs meeting may be obtained by contacting: Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation at this conference should contact the Office of Commission Clerk no later than 48 hours prior to the conference at (850)413-6770 or via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service. Assistive Listening Devices are available at the Office of Commission Clerk, Betty Easley Conference Center, Room 110, Tallahassee, FL.

\*In the event of a change or cancellation, notice will be published at the earliest practicable time on the Commission's website: <http://www.psc.state.fl.us/agendas/internalaffairs/>.

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### REGIONAL PLANNING COUNCILS

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

DATE AND TIME: March 19, 2012, 10:00 a.m.

PLACE: Charles F. Justice Conference Room, North Central Florida Regional Planning Council, 2009 N.W. 67th Place, Gainesville, FL 32653

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Comprehensive Economic Development Strategy Committee.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N.W. 67th Place, Gainesville, FL 32653-1603.

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 business days before the workshop/meeting by contacting: (352)955-2200. 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.

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

DATE AND TIME: March 22, 2012, 6:00 p.m.

PLACE: Holiday Inn Hotel and Suites, Suwannee Room, 213 Southwest Commerce Boulevard, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N.W. 67th Place, Gainesville, Florida 32653-1603.

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 business days before the workshop/meeting by calling: (352)955-2200. 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.

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

DATE AND TIME: March 22, 2012, 6:00 p.m.

PLACE: Holiday Inn Hotel and Suites, Olustee Room, 213 Southwest Commerce Boulevard, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N.W. 67th Place, Gainesville, Florida 32653-1603.

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 business days before the workshop/meeting by calling: (352)955-2200. 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.

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

DATE AND TIME: March 22, 2012, 6:30 p.m.

PLACE: Holiday Inn Hotel and Suites, 213 Southwest Commerce Boulevard, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Program Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N.W. 67th Place, Gainesville, Florida 32653-1603.

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 business days before the workshop/meeting by calling: (352)955-2200. 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.

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

DATE AND TIME: March 22, 2012, 7:30 p.m.

PLACE: Holiday Inn Hotel and Suites, Suwannee Room, 213 Southwest Commerce Boulevard, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N.W. 67th Place, Gainesville, Florida 32653-1603.

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 business days before the workshop/meeting by calling: (352)955-2200. 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.

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

DATE AND TIME: March 26, 2012, 1:00 p.m.

PLACE: Suwannee River Economic Council Meeting Room, 114 Southwest Community Circle, Mayo, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Lafayette County Transportation Disadvantaged Coordinating Board.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N.W. 67th Place, Gainesville, Florida 32653-1603.

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 business days before the workshop/meeting by calling: (352)955-2200. 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.

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

DATE AND TIME: Wednesday, March 21, 2012, 10:00 a.m.

PLACE: 309 Cranes Roost Blvd., Suite 2000, Altamonte Springs, FL 32701 (Visit [www.ecfrpc.org](http://www.ecfrpc.org) for map and directions)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The regular monthly meeting of the East Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: Tuesday Brunsonbyrd-Bowden at (407)262-7772, [tbyrd@ecfrpc.org](mailto:tbyrd@ecfrpc.org) or visit: [www.ecfrpc.org](http://www.ecfrpc.org).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Tuesday Brunsonbyrd-Bowden at (407)262-7772. 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: Tuesday Brunsonbyrd-Bowden at (407)262-7772 or [tbyrd@ecfrpc.org](mailto:tbyrd@ecfrpc.org).

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

DATE AND TIME: March 28, 2012, 10:00 a.m.

PLACE: Heartland Workforce Office, 5901 US Hwy. 27 South, Suite 1, Sebring, FL 33870

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the Heartland 2060 Consortium Partners.

A copy of the agenda may be obtained by contacting: Shannon Brett, Project Manager, (863)534-7130, ext. 132 or email: [sbrett@cfrpc.org](mailto:sbrett@cfrpc.org).

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.

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

DATE AND TIME: Wednesday, March 28, 2012, 10:30 a.m.

PLACE: Hendry County Administrative Offices, 640 South Main Street, Conference Room #2, LaBelle, Florida 33935

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Joint Glades-Hendry Local Coordinating Board for the Transportation Disadvantaged. The Public Hearing items include: Minor Update of the Transportation Disadvantaged Service Plan (TDSP) and Annual CTC Evaluation Report.

A copy of the agenda may be obtained by contacting: Ms. Deborah Kooi, (239)338-2550, ext. 210 or by e-mail: [dkooi@swfrpc.org](mailto:dkooi@swfrpc.org).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Ms. Deborah Kooi, (239)338-2550, Ext. 210 or by e-mail: [dkooi@swfrpc.org](mailto:dkooi@swfrpc.org). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may visit: [www.swfrpc.org](http://www.swfrpc.org).

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

DATE AND TIME: Wednesday, March 28, 2012, 10:30 a.m. (immediately following the Public Hearing)

PLACE: Hendry County Administrative Offices, 640 South Main Street, Conference Room #2, LaBelle, Florida 33935

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Joint Glades-Hendry Local Coordinating Board for the Transportation Disadvantaged, Regional Quarterly Meeting.

You may view the agenda on the SWFRPC website: [www.swfrpc.org](http://www.swfrpc.org).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Deborah Kooi, Southwest Florida Regional Planning Council, (239)338-2550, Ext. 210 or by e-mail:

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

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

For more information, you may contact: Ms. Deborah Kooi, (239)338-2550, Ext. 210 or by e-mail: dkooi@swfrpc.org.

**METROPOLITAN PLANNING ORGANIZATIONS**

The **Broward County Transportation Disadvantaged Coordinating Board** announces a public meeting to which all persons are invited.

DATE AND TIME: March 19, 2012, 2:00 p.m.

PLACE: Board Room, Broward Metropolitan Planning Organization, Trade Centre South, 100 West Cypress Creek Road, Suite 850, Fort Lauderdale, FL 33309

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Business Meeting of the Broward County Transportation Disadvantaged Coordinating Board (BCCB).

A copy of the agenda may be obtained by contacting: Deborah Byrnes at (954)876-0037, email: byrnesd@browardmpo.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Deborah Byrnes at (954)876-0037, email: byrnesd@browardmpo.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Deborah Byrnes at (954)876-0037, email: byrnesd@browardmpo.org.

**WATER MANAGEMENT DISTRICTS**

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

DATE AND TIME: March 22, 2012, 1:00 p.m. (ET)

PLACE: District Headquarters, 3 miles north of Interstate 10 on Highway 90, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting – to consider District business.

OTHER MEETINGS TO BE HELD ON THURSDAY, MARCH 22, 2012:

11:30 a.m. Governing Board Workshop on Budget and Reserves

1:05 p.m. Public Hearing on Regulatory Matters

A copy of the agenda may be obtained by contacting: April Murray, NFWFMD, 81 Water Management Drive, Havana, FL 32333, (850)539-5999 (also available through the Internet: www.nwfwmd.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 72 hours before the workshop/meeting by contacting: Ms. Jean Whitten. 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.

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

DATE AND TIME: March 30, 2012, 9:30 a.m.

PLACE: St. Johns River Water Management District, Headquarters, Governing Board Room, 4049 Reid Street (Hwy. 100 West), Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: The St. Johns River Water Management District will hold a technical meeting for persons interested in an in-depth, scientific discussion about the St. Johns River Water Supply Impact Study. It is an opportunity for the public to learn about the study and the results, and pose questions to the scientists about the details and methodologies of the study. All interested persons are invited to attend. NOTE: One or more District Governing Board members may attend the meeting and participate in the discussion.

A copy of the agenda may be obtained by contacting: Kristi Cushman, 4049 Reid Street, Palatka, FL 32177, (386)329-4308 or kcushman@sjrwmd.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: District Clerk at (386)329-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Tom Bartol, Director, Bureau of Water Supply, St. Johns River Water Management District, P. O. Box 1429, Palatka, Florida 32178-1429, (386)312-2304 or tbartol@sjrwmd.com.

The **Water Resources Advisory Commission (WRAC)** announces a workshop to which all persons are invited.

DATE AND TIME: March 19, 2012, 5:00 p.m.

PLACE: B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Water Resources Advisory Commission (WRAC), Recreation Issues Workshop. A Public Meeting of the Water Resources Advisory Commission (WRAC) regarding recreation issues. The public is advised that it is possible that one or more members of the Governing Board of the South Florida Water Management District may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting: Paul Millar at (561)682-6335 or our website: <http://my.sfwmd.gov/wrac>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: The District Clerk's office at (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).

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

DATE AND TIME: Wednesday, March 21, 2012, 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Meeting to Discuss Regulatory Matters. Public Meeting to Discuss Regulatory Matters. All or part of these meetings will be video-conferenced in order to permit maximum participation from the South Florida Water Management District Service Centers located at: Lower West Coast Service Center, 2301 McGregor Blvd., Fort Myers, FL 33901; Okeechobee Service Center, 205 N. Parrot Avenue, Suite 201 Okeechobee, FL 34972, (2nd Floor, Bank of America Building); Orlando Service Center, 1707 Orlando Central Parkway Suite 200, Orlando, FL 32809. The meeting will also be webcast.

A copy of the agenda may be obtained by contacting: Agenda's are available 7 days prior to the meeting date. You may obtain a copy of the agenda by going to our website at: [www.sfwmd.gov](http://www.sfwmd.gov). •Hold mouse over the "Topics" tab, scroll down to "Permits" and click• Under "Upcoming Events" on the right hand column, click the "Monthly Regulatory Meetings" link. •or by subscribing to ePermitting/eNoticing: [www.sfwmd.gov/epermitting](http://www.sfwmd.gov/epermitting).

For additional information, you may also call our information line at (561)682-6207 or Florida toll-free 1(800)432-2045, ext. 6207.

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: District Clerk's Office, (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: District Clerk's Office, (561)682-2087.

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#### AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 12, 2012, 10:00 a.m. – 12:00 Noon

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Tallahassee, Florida; Any person interested in participating by telephone may dial: 1(888)808-6959, Conference Code: 8509225531. If you have any difficulty accessing the teleconference, please call the Florida Center's main number at (850)412-3730

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will be a teleconference (conference call) to which all interested parties are invited. The purpose of this call/meeting is to provide interested parties input on the Agency's Inpatient and Ambulatory Data collection programs. It is expected that participants in the teleconference will discuss the regulations governing patient data collection in Florida and help develop recommendations to improve the quality of the process and the resulting data.

A copy of the agenda may be obtained by contacting: Patrick Kennedy, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403.

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: Judy Mathews at (850)412-3763. 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: Judy Mathews at (850)412-3763.

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The **Agency for Health Care Administration** announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 19, 2012, 1:00 p.m. – 5:00 p.m. (Eastern Time)

PLACE: 2727 Mahan Drive, Conference Room A, Tallahassee, FL 32308; All parties are encouraged to call in to the public teleconference meeting by calling: 1(866)498-8391, Conference ID: 93873056

GENERAL SUBJECT MATTER TO BE CONSIDERED: Medicaid Reform Technical Advisory Panel Teleconference. A copy of the agenda may be obtained by contacting: Sarala Hermes, (850)412-4688 or by email: Sarala.hermes@ahca.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 5 days before the workshop/meeting by contacting: Sarala Hermes, (850)412-4688 or by email: Sarala.hermes@ahca.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).

For more information, you may contact: Sarala Hermes at (850)412-4688, email: Sarala.hermes@ahca.myflorida.com.

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#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Florida **Board of Auctioneers** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 23, 2012, 9:00 a.m.

PLACE: Hilton Historic Bayfront, Ponce De Leon Room, 32 Avenida Menendez, St. Augustine, FL 32084, (904)429-0216

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Board of Auctioneers, 1940 North Monroe Street, Tallahassee, Florida 32399-0762, (850)717-1982.

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: Board of Auctioneers, 1940 North Monroe Street, Tallahassee, Florida 32399-0762, (850)717-1982. 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: Board of Auctioneers, 1940 North Monroe Street, Tallahassee, Florida 32399-0762, (850)717-1982.

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The Probable Cause Panel of the **Construction Industry Licensing Board** announces a public meeting to which all persons are invited.

DATE AND TIMES: March 27, 2012, 9:00 a.m. and 10:00 a.m.

PLACE: Paul Richard Waters, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review complaints in which a determination of the existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: Paul Richard Waters, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202.

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: Paul Richard Waters, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202. 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: Paul Richard Waters, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202.

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The **Construction Industry Licensing Board** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, April 5, 2012, 10:00 a.m. or soon thereafter

PLACE: Conference Call: 1(888)808.6959, Conference Code: 4879516

GENERAL SUBJECT MATTER TO BE CONSIDERED: Recovery Fund committee meeting.

A copy of the agenda may be obtained by contacting: Amanda Wynn, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Amanda Wynn, Construction Industry Licensing

Board, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Amanda Wynn, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-1039, (850)487-1395.

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The **Pilotage Rate Review Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: April 13, 2012, following the adjournment of the meeting of the Board of Pilot Commissioners

PLACE: Hyatt Regency Orlando International Airport, 9300 Jeff Fuqua Blvd., Orlando, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Committee business.

A copy of the agenda may be obtained by contacting: Pilotage Rate Review Committee, 1940 N. Monroe St., Tallahassee, FL 32399-0773.

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 Board Office. 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.

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

DATE AND TIME: April 11, 2012, 9:00 a.m. (EST) or soon thereafter

PLACE: Hyatt Regency Orlando International Airport, 9300 Jeff Fuqua Boulevard, Orlando, FL 32827, (407)825-1234; This meeting may be accessed via conference call. Telephone Conference #: 1(888)392-4560, Passcode: 1188973

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

A copy of the agenda may be obtained by contacting: Rebecca Sammons, rsammons@fbpe.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least 48 hours before the workshop/meeting by contacting: Rebecca Sammons, rsammons@fbpe.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Rebecca Sammons, rsammons@fbpe.org.

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The **Florida Engineers Management Corporation** and Florida **Board of Professional Engineers** announces a workshop to which all persons are invited.

DATE AND TIME: April 11, 2012, 10:00 a.m. (EST) or soon thereafter

PLACE: Hyatt Regency Orlando International Airport, 9300 Jeff Fuqua Boulevard, Orlando, FL 32827, (407)825-1234; Telephone Conference #: 1(888)392-4560, Passcode: 1188973

GENERAL SUBJECT MATTER TO BE CONSIDERED: board member training.

A copy of the agenda may be obtained by contacting: Rebecca Sammons, rsammons@fbpe.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Rebecca Sammons, rsammons@fbpe.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Rebecca Sammons, rsammons@fbpe.org.

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

DATE AND TIME: May 4, 2012, 10:00 a.m. (EST) or soon thereafter

PLACE: Florida Board of Professional Engineers, 2639 North Monroe St., Building B-112, Tallahassee, FL 32303; Telephone Conference #: 1(888)392-4560, Passcode: 1188973



GENERAL SUBJECT MATTER TO BE CONSIDERED: to monitor the operations of the Florida Board of Professional Engineers and the Florida Engineers Management Corporation. Other general business of the Committee.

A copy of the agenda may be obtained by contacting: Rebecca Sammons, rsammons@fbpe.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Rebecca Sammons, rsammons@fbpe.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Rebecca Sammons, rsammons@fbpe.org.

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The Florida **Board of Professional Engineers**, Application & Educational Advisory Review Committee announces a public meeting to which all persons are invited.

DATE AND TIME: May 15, 2012, 8:30 a.m. (EST) or soon thereafter

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Application & Educational Advisory Review Committees Meeting. Review applications for licensure and other general business of the committees.

A copy of the agenda may be obtained by contacting: Rebecca Sammons, rsammons@fbpe.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Rebecca Sammons, rsammons@fbpe.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Rebecca Sammons, rsammons@fbpe.org.

The Florida **Board of Professional Engineers**, Probable Cause Panel announces a public meeting to which all persons are invited.

DATE AND TIME: May 15, 2012, 1:00 p.m. (EST) or soon thereafter

PLACE: Florida Board of Professional Engineers, 2639 North Monroe St., Building B-112, Tallahassee, FL 32303; Any public portions of the Probable Cause Panel meeting may be accessed by dialing: 1(888)392-4560; Participant Code: 1188973. If you wish to participate in any public portion of the Probable Cause Panel Meeting, please contact Sandee Maige at least 48 hours prior to the meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Although this meeting is open to the public, the Probable Cause Panel meeting may be closed consistent with law.

A copy of the agenda may be obtained by contacting: Sandee Maige, smaige@fbpe.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Sandee Maige, smaige@fbpe.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Rebecca Sammons, rsammons@fbpe.org.

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

DATE AND TIME: May 24, 2012, 10:00 a.m. (EST) or soon thereafter

PLACE: Florida Board of Professional Engineers, 2639 North Monroe St., Building B-112, Tallahassee, FL 32303; Telephone Conference #: 1(888)392-4560, Passcode: 1188973

GENERAL SUBJECT MATTER TO BE CONSIDERED: To evaluate/amend/change and finalize the contract between Florida Engineers Management Corporation and the Department of Business Professional Regulation for the fiscal year of July 1, 2012 through June 30, 2013.

A copy of the agenda may be obtained by contacting: Rebecca Sammons, rsammons@fbpe.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Rebecca Sammons, rsammons@fbpe.org. If you

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

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

For more information, you may contact: Rebecca Sammons, [rsammons@fbpe.org](mailto:rsammons@fbpe.org).

The Florida **Board of Professional Engineers** announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 25, 2012, 10:00 a.m. (EST) or soon thereafter

PLACE: Florida Board of Professional Engineers, 2639 North Monroe St., Building B-112, Tallahassee, FL 32303; Telephone Conference #: 1(888)392-4560, Passcode: 1188973

GENERAL SUBJECT MATTER TO BE CONSIDERED: To act on the recommendations from the Educational Advisory Review Committee to approve or deny applications for licensure and any old or new business of the Board.

A copy of the agenda may be obtained by contacting: Rebecca Sammons, [rsammons@fbpe.org](mailto:rsammons@fbpe.org).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Rebecca Sammons, [rsammons@fbpe.org](mailto:rsammons@fbpe.org). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Rebecca Sammons, [rsammons@fbpe.org](mailto:rsammons@fbpe.org).

#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DATE AND TIME: March 16, 2012, 9:00 a.m.

PLACE: Martin County Administrative Center, 4th Floor, Workshop Conference Room, 2401 S.E. Monterey Road, Stuart, Florida 34996

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a technical meeting to discuss detailed allocations related to the St. Lucie River and Estuary Basin Management Action Plan (BMAP). The BMAP is the means for implementation of the St. Lucie Nutrient Total Maximum

Daily Load (TMDL). Technical meetings serve a forum for stakeholders to provide recommendations to the Department of Environmental Protection regarding the development of the St. Lucie River Basin Management Action Plan.

A copy of the agenda may be obtained by contacting: Ms. Bonita Gorham, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS #3000, Tallahassee, Florida 32399-2400, or by visiting: <http://www.dep.state.fl.us/water/watersheds/bmap.htm>.

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: Bonita Gorham at (850)245-8513 or by e-mail: [bonita.gorham@dep.state.fl.us](mailto:bonita.gorham@dep.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Division of Recreation and Parks** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 20, 2012, 6:00 p.m. (ET)

PLACE: Fort Cooper State Park, 3100 S. Old Floral City Road, Inverness, Florida 34450

GENERAL SUBJECT MATTER TO BE CONSIDERED: The SOLE PURPOSE of this meeting is to discuss proposed trailside improvements to the restroom facilities on the Withlacoochee State Trail at Floral City.

A copy of the agenda may be obtained by contacting: Harry Mitchell, Park Manager, Fort Cooper State Park at (352)726-0315 or email [Harry.F.Mitchell@dep.state.fl.us](mailto:Harry.F.Mitchell@dep.state.fl.us) or Joe Howard, Trail Manager, Withlacoochee State Trail at (352)302-0051 or email [Joe.Howard@dep.state.fl.us](mailto:Joe.Howard@dep.state.fl.us).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Harry Mitchell, Park Manager, Fort Cooper State Park at (352)726-0315 or email [Harry.F.Mitchell@dep.state.fl.us](mailto:Harry.F.Mitchell@dep.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: Harry Mitchell, Park Manager, Fort Cooper State Park at (352)726-0315 or email [Harry.F.Mitchell@dep.state.fl.us](mailto:Harry.F.Mitchell@dep.state.fl.us) or Joe Howard, Trail Manager, Withlacoochee State Trail at (352)302-0051 or email [Joe.Howard@dep.state.fl.us](mailto:Joe.Howard@dep.state.fl.us).

#### DEPARTMENT OF HEALTH

The **Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling** announces a public meeting to which all persons are invited.

DATES AND TIMES: April 26, 2012, 2:00 p.m.; April 27, 2012, 8:30 a.m.

PLACE: Wyndham Bay Point Resort, 4114 Jan Cooley Drive, Panama City, FL 32408, (850)236-6071

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official Board Meeting.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

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

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

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The Florida **Board of Nursing**, South Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 19, 2012, 10:00 a.m. – 1:00 p.m.

PLACE: Department of Health, Tallahassee at Meet Me Number: 1(888)808-6959, Code: 2458182

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

A copy of the agenda may be obtained by contacting: Joe Baker Jr., Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3257.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: The Board at (850)245-4125. 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.

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The **Board of Orthotists & Prosthetists** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 30, 2012, 9:00 a.m.

PLACE: Department of Health, 4042 Bald Cypress Way, Room 301, Tallahassee, Florida 32399-3257

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Sherra W. Causey, Board of Orthotists & Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257 or access the website: [www.doh.state.fl.us/mqa/orthpros/index.html](http://www.doh.state.fl.us/mqa/orthpros/index.html).

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: Sherra W. Causey. 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.

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The Florida **Board of Osteopathic Medicine** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, March 26, 2012, 1:00 p.m. (EST) or shortly thereafter

PLACE: Conference Call: 1(888)808-6959; Conference Code: 6321783289

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board business.

A copy of the agenda may be obtained by contacting: Anthony Jusevitch, Executive Director, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, (850)245-4161.

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: Christy Robinson, (850)245-4161. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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The **Department of Health, Board of Physical Therapy** announces a conference call to which all persons are invited.

DATE & TIME: March 20, 2012, 3:00 p.m. (EST) or soon thereafter

PLACE: 1(888)808-6959, After dialing the meet me number, when prompted, enter Conference Code: 1022351047 followed by the # sign in order to join the meeting.

GENERAL SUBJECT MATTER TO BE DISCUSSED: Special General Business Meeting.

A copy of the agenda may be obtained by writing: Department of Health, Board of Physical Therapy, 4052 Bald Cypress Way, BIN #C05, Tallahassee, Florida 32399-3255, or by calling the Board Office at (850)245-4373, ext. 3467 or by visiting our website: [www.doh.state.fl.us/mqa](http://www.doh.state.fl.us/mqa).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/meeting by contacting: The Board Office at (850)488-0595. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above-cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

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The **Department of Health** announces a hearing to which all persons are invited.

DATE AND TIME: March 16, 2012, 1:00 p.m.

PLACE: Department of Health, Division of Environmental Health, 4042 Bald Cypress Way, Room 301, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this hearing is to receive public comment on the proposed rule Chapter 64E-28, F.A.C., which prescribes minimum standards relating to the practice and licensure of tattoo artists and tattoo establishments.

A copy of the agenda may be obtained by contacting: Gina Vallone-Hood, Environmental Manager, Department of Health, 4052 Bald Cypress Way, Bin #A08, Tallahassee, FL 32399, (850)245-4277, Fax: (850)487-0864, [gina\\_vallone@doh.state.fl.us](mailto:gina_vallone@doh.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 3 days before the workshop/meeting by contacting: Laura Wehunt, Bureau of Community Environmental Health, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1713. 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 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: Gina Vallone-Hood, Environmental Manager, Department of Health, 4052 Bald Cypress Way, Bin #A08, Tallahassee, FL 32399, (850)245-4277, Fax: (850)487-0864, [gina\\_vallone@doh.state.fl.us](mailto:gina_vallone@doh.state.fl.us).

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The Florida **Department of Health** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, March 13, 2012, 2:00 p.m. – 4:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Code: 2454144

GENERAL SUBJECT MATTER TO BE CONSIDERED: To identify objectives and obligations of the Florida Physician Workforce Ad Hoc Committee. This is a public meeting. If you would like to participate, have questions, or require further information, please contact: Debbie Reich, (850)245-4444, ext. 2702, email: [Debbie\\_Reich@doh.state.fl.us](mailto:Debbie_Reich@doh.state.fl.us).

A copy of the agenda may be obtained by contacting: [Debbie\\_Reich@doh.state.fl.us](mailto:Debbie_Reich@doh.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: [Debbie\\_Reich@doh.state.fl.us](mailto:Debbie_Reich@doh.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: [Debbie\\_Reich@doh.state.fl.us](mailto:Debbie_Reich@doh.state.fl.us).

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The **Department of Health** announces a workshop to which all persons are invited.

DATE AND TIMES: March 28, 2012, 10:00 a.m. (EST) and 3:00 p.m. (EST)

PLACE: Department of Health (CCOC), 4025 Esplanade Way, Building 4025, Conference Room 301, Tallahassee, Florida 32399; Conference Bridge: 1(888)387-8686, Pass Code: 2062357

GENERAL SUBJECT MATTER TO BE CONSIDERED: To hold a workshop on the proposed revisions to the Florida Trauma Data Dictionary located in the 2008 Florida Trauma Registry Manual.

A copy of the agenda may be obtained by contacting: Brittney Aucutt, [Brittney\\_Aucutt@doh.state.fl.us](mailto:Brittney_Aucutt@doh.state.fl.us) or (850)245-4440, ext. 2482. The agenda, Trauma Registry Data Dictionary, Florida Trauma Registry Manual, and the WebEx Call

information/directions will be available at: <http://doh.state.fl.us/demo/Trauma/index.html> under "Statutes and Rules" by close of business on March 16, 2012.

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: Priscilla Davidson at (850)245-4440, ext. 2483 or via e-mail: [Priscilla\\_Davidson@doh.state.fl.us](mailto:Priscilla_Davidson@doh.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: Janet Collins, (850)245-4440, ext. 2775 or via e-mail: [Janet\\_Collins@doh.state.fl.us](mailto:Janet_Collins@doh.state.fl.us), Fax: (850)488-2512.

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#### DEPARTMENT OF CHILDREN AND FAMILY SERVICES

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

DATE AND TIME: May 11, 2012, 10:00 a.m.

PLACE: RCMA Center, 551 West Cowboy Way, LaBelle, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Please note a change in location for the Hendry/Glades Community Alliance meeting on May 11, 2012.

A copy of the agenda may be obtained by contacting: Robert McHarry, (239)338-1431.

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: Robert McHarry, (239)338-1431. 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).

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NOTICE OF CHANGE – The **Department of Children and Families** announces a public meeting to which all persons are invited.

DATE AND TIME: September 18, 2012, 12:00 Noon

PLACE: Collier County Government Complex, 3301 Tamiami Trail, Court Administrative Conference Room, 5th Floor, Naples, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Please note that the September meeting of the Collier County Community Alliance has been moved to Tuesday, September 18, 2012. The Courthouse will be closed on Monday, 9/17/12.

A copy of the agenda may be obtained by contacting: Robert McHarry, (239)338-1431.

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: Robert McHarry, (239)338-1431. 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).

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

DATES AND TIME: March 21, 2012 through May 10, 2012, 9:00 a.m. – 5:00 p.m.

PLACE: 1940 North Monroe Street, Suite 80, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: ITN #01U12AP1 – To Provide Florida Safe Families Network Application Services – Individual Negotiation Meetings. The purpose of these meetings will be to negotiate with the shortlisted Respondents for the delivery of services outlined in the solicitation document.

A copy of the agenda may be obtained by contacting: David Shepard, Procurement Manager, (850)487-9432, email: [David\\_shepard@dcf.state.fl.us](mailto:David_shepard@dcf.state.fl.us).

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The **Tampa Bay Refugee Task Force** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 20, 2012, 1:30 p.m. – 3:30 p.m.

PLACE: Pinellas Technical Education Center, Center for Excellence (Bldg. 1, Room 6), 6100 154th Avenue North, Clearwater, FL 33760

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

A copy of the agenda may be obtained by contacting: Janet Blair at (813)558-5841 or Taddese Fessehayee at (407)317-7335.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least 5 days before the workshop/meeting by contacting: Janet Blair at (813)558-5841 or Taddese Fessehaye at (407)317-7335. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Janet Blair at (813)558-5841 or Taddese Fessehaye at (407)317-7335.

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#### NAVIGATION DISTRICTS

The **Florida Inland Navigation District** announces a public meeting to which all persons are invited.

**DATES AND TIME:** May 18, 2012; August 18, 2012, 8:00 a.m.

**PLACE:** Miami-Dade and Indian River Counties

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Board of Commissioners of the Florida Inland Navigation District announces the following Board of Commissioners meetings have been changed from the previous F.A.W. notice. The May 18, 2012, will now be in Miami-Dade County and the August 18, 2012, meeting will now be in Indian River County.

A copy of the agenda may be obtained by contacting: The District Office, 1314 Marcinski Road, Jupiter, Florida 33477, (561)627-3386 or go to our website: [aicw.org](http://aicw.org).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: The District Office, 1314 Marcinski Road, Jupiter, Florida 33477, (561)627-3386. 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 District Office at 1314 Marcinski Road, Jupiter, FL 33477, (561)627-3386 or go to our website: [aicw.org](http://aicw.org).

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#### FISH AND WILDLIFE CONSERVATION COMMISSION

The **Wildlife Foundation of Florida** announces a public meeting to which all persons are invited.

**DATE AND TIME:** March 26, 2012, 1:00 p.m. – 5:00 p.m.

**PLACE:** Wildlife Foundation Meeting Room, 676 Live Oak Lane, Monticello, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Board of Directors of the Wildlife Foundation of Florida will conduct administrative business of the Foundation including the Director update, Marketing update and Financial update.

A copy of the agenda may be obtained by contacting: Mr. Will Bradford, P. O. Box 11010, Tallahassee, Florida 32302, (850)921-1144.

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

For more information, you may contact: Mr. Will Bradford, Post Office Box 11010, Tallahassee, FL 32302, (850)921-1144.

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The **Wildlife Foundation of Florida** announces a public meeting to which all persons are invited.

**DATE AND TIME:** March 27, 2012, 10:00 p.m. – 3:00 p.m.

**PLACE:** Conference Room G52C, Bryant Building, Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Board of Directors of the Wildlife Foundation of Florida will review and award funding for the 2012-2013 Conserve Wildlife and Protect Florida Springs license plate grants.

A copy of the agenda may be obtained by contacting: Mr. Will Bradford, P. O. Box 11010, Tallahassee, Florida 32302, (850)921-1144.

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, (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mr. Will Bradford, Post Office Box 11010, Tallahassee, FL 32302, (850)921-1144.

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The Florida **Fish and Wildlife Conservation Commission** announces a public meeting to which all persons are invited.

**DATE AND TIME:** March 20, 2012, 9:00 a.m.

**PLACE:** Bryant Building, Room #272, 620 South Meridian Street, Tallahassee, FL 32399-1600

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This is a meeting of the Steering Committee for the Florida Beaches Habitat Conservation Plan. Topics to be discussed include: staff updates on progress during the last quarter, review of final reports of four studies, soliciting Steering Committee input on draft chapters 4 and 9, and discussion of the development of a model for calculating take. No votes are scheduled.

A copy of the agenda may be obtained by contacting: Kat Diersen, Florida Fish and Wildlife Conservation Commission, Species Conservation Planning Section, 620 South Meridian Street, MS #2A, Tallahassee, FL 32399-1600, (850)921-1023, katherine.diersen@myfwc.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 5 days before the workshop/meeting by contacting: The ADA Coordinator at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Kat Diersen, Florida Fish and Wildlife Conservation Commission, Species Conservation Planning Section, 620 South Meridian Street, MS #2A, Tallahassee, Florida 32399-1600, (850)921-1023, katherine.diersen@myfwc.com.

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The **Fish and Wildlife Conservation Commission** announces a hearing to which all persons are invited.

DATE AND TIME: Tuesday, March 27, 2012, 7:00 p.m.

PLACE: Pasco County City Commission Chambers, West Pasco Government Center, 8731 Citizens Drive, Suite 150, New Port Richey, FL 34654

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this hearing is to receive public comment on a draft of a 10-year management plan the FWC is developing for the Little Gator Creek WEA, in Pasco County. Components of the draft management plan will be presented to the public, followed by a question-and-answer session and public testimony.

For more information, you may contact: A management prospectus for the Little Gator Creek WEA is available upon request from the FWC's Conservation Acquisition and Planning group. Call Rebecca Shelton at (850)487-9982 or David Alden: (850)487-9588 or e-mail: Rebecca.Shelton@MyFWC.com for the prospectus.

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### FINANCIAL SERVICES COMMISSION

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

DATE AND TIME: March 29, 2012, 9:00 a.m.

PLACE: Room 116, Larson Building, 200 East Gaines Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Amica Mutual Insurance Company has requested a 24.4% overall rate increase for its homeowners line of coverage. The

proposed rate increase would be effective May 1, 2012 for new business and renewal business. The requested rate increase is not uniform. Some areas are subject to a higher rate increase.

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

A copy of the agenda may be obtained by contacting: Bruce Culpepper, Assistant General Counsel, (850)413-4139 and Cindy Walden (850)413-2616.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Cindy Walden, (850)413-2616 or e-mail her at: cindy.walden@flor.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Bruce Culpepper, Assistant General Counsel, (850)413-4139 and Cindy Walden, (850)413-2616.

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### DEPARTMENT OF MILITARY AFFAIRS

The **Department of Military Affairs** announces a public meeting to which all persons are invited.

DATE AND TIME: March 17, 2012, 7:15 a.m.

PLACE: St. Francis Barracks, 82 Marine Street, State Quartermaster Finance & Accounting Conference Room, St. Augustine, Florida 32084

GENERAL SUBJECT MATTER TO BE CONSIDERED: Armory Board Meeting. The Armory Board will consider action on contracts, leases, agreements and other business relative to real property and facility management issues under its control.

A copy of the agenda may be obtained by contacting: Sondra Vaughn, (904)823-0201.

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: Sondra Vaughn, (904)823-0201. 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: Sondra Vaughn, (904)823-0201.

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## AGENCY FOR ENTERPRISE INFORMATION TECHNOLOGY

The **Agency for Enterprise Information Technology** announces a workshop to which all persons are invited.

DATE AND TIME: Wednesday, April 4, 2012, 9:00 a.m.

PLACE: Augustus B. Turnbull Conference Center, Room 103, 555 W. Pensacola St., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The AEIT is developing rules that prescribe a standard format for Florida agency e-mail addresses and establish a policy for e-mail records stored in the enterprise e-mail system. The AEIT will accept comments about these rules. The preliminary draft will be available March 30 at the following website: <https://aeit.myflorida.com/rulemaking>. The AEIT will also take comments on rule Chapter 71B-2, F.A.C., Data Center System during this workshop (noticed separately). The preliminary draft of both Chapters 71B-1 and 71B-2, F.A.C., will also be available March 30 at the following website: <https://aeit.myflorida.com/rulemaking>.

A copy of the agenda may be obtained by contacting: Agency for Enterprise Information Technology, (850)922-7502.

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: Heather Pence, Operations and Communications Manager, (850)922-7502, [Heather.Pence@AEIT.myflorida.com](mailto:Heather.Pence@AEIT.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).

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The **Agency for Enterprise Information Technology** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 4, 2012, 9:00 a.m.

PLACE: Augustus B. Turnbull Conference Center, Room 103, 555 W. Pensacola St., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The AEIT is developing administrative rules relating to the operation of the state primary data center system. The AEIT will accept comments related to these rules at the conclusion of public comments relating to Chapter 71B-1, F.A.C., Enterprise E-mail at this workshop, 9:00 a.m. (noticed separately). The

preliminary draft of both Chapters 71B-1 and 71B-2, F.A.C., will be available March 30, 2012 at the following website: <https://aeit.myflorida.com/rulemaking>.

A copy of the agenda may be obtained by contacting: Agency for Enterprise Information Technology, (850)922-7502.

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: Heather Pence, Operations and Communications Manager, (850)922-7502, [Heather.Pence@AEIT.myflorida.com](mailto:Heather.Pence@AEIT.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).

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## BOARD OF GOVERNORS

The **Board of Governors**, State University System of Florida announces a public meeting to which all persons are invited.

DATES AND TIMES: March 20, 2012, 12:00 Noon – 6:00 p.m.; March 21, 9:00 a.m. – 12:00 Noon

PLACE: Ponte Vedra Lodge, Ponte Vedra, Jacksonville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discuss issues related to the State University System of Florida.

A copy of the agenda may be obtained by contacting: Monoka Venters, Interim Corporate Secretary, Board of Governors, 1614 Turlington Building, 325 W. Gaines St., Tallahassee, FL 32399-0400.

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: Office of Equity and Access, DOE, (850)245-9532. 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: Monoka Venters, Interim Corporate Secretary, Board of Governors, 1614 Turlington Building, 325 West Gaines Street, Tallahassee, FL 32399-0400.

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The Academic and Student Affairs Committee, the Strategic Planning Committee, the Audit and Compliance Committee, and the regular meeting of the **Board of Governors** of the State University System of Florida announces a public meeting to which all persons are invited.



DATE AND TIME: March 22, 2012, 8:30 a.m. – 2:30 p.m.  
 PLACE: University of North Florida, Student Union Complex, West Building, Ballroom, Jacksonville, FL  
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Limited Access Status, B.A. Music Education, FCGU; Exception to 120 Credit Hours, B.A. Music Education, FCGU; Overview of New Degree Approval Process; Council of Student Affairs Report; Strategic Planning Issues; Discussion of Annual Charter Revisions, Office of the Inspector General; Review of 2011 Activities, Inspector General; Chancellor's Update; Update on Higher Education Coordinating Council; Ratification of President for New College of Florida; Authorize the Implementation by FAMU of a Guaranteed Energy Performance Program; Resolution of the Board of Governors Authorizing the Division of Bond Finance of the State Board of Administration of Florida to Issue Debt on behalf of FAMU to Finance the Construction of a Student Residence on the Main Campus; 2013-2014 Draft Legislative Budget Request Guidelines; New Fees and Increases to Existing Fees, FAMU, UWF, UNF, USF, and UF; Auxiliary Facilities that have Bond Covenants Requiring Approval of Estimated 2012-13 Operating Budgets; Limited Access Status for B.S., Social Work, FSU; reports from committees; and other related business.

A copy of the agenda may be obtained by contacting: Monoka Venters, Interim Corporate Secretary, Board of Governors, 1614 Turlington Building, 325 W. Gaines St., Tallahassee, FL 32399-0400.

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: Office of Access and Equity, DOE, (850)245-9532. 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: Monoka Venters, Interim Corporate Secretary, Board of Governors, 1614 Turlington Building, 325 W. Gaines St., Tallahassee, FL 32399-0400.

The Facilities and Budget and Finance Committees of the **Board of Governors** of the State University System of Florida announces a public meeting to which all persons are invited.  
 DATE AND TIME: March 21, 2012, 2:00 p.m. – 6:00 p.m.  
 PLACE: University of North Florida, Student Union Complex, West Building, Ballroom, Jacksonville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: 2012 Facilities Legislative Update; Renaming, Library, UCF; 2013-2014 Draft Legislative Budget Request Guidelines; New Fees and Increases to Existing Fees, FAMU, UWF, UNF, USF, and UF; Auxiliary Facilities that have Bond Covenants Requiring Approval of Estimated 2012-12 Operating Budgets; 2012 Budget Legislative Update; and other related business.

A copy of the agenda may be obtained by contacting: Monoka Venters, Interim Corporate Secretary, Board of Governors, 1614 Turlington Building, 325 W. Gaines St., Tallahassee, FL 32399-0400.

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: Office of Access and Equity, DOE, (850)245-9532. 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).

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For more information, you may contact: Monoka Venters, Interim Corporate Secretary, Board of Governors, 1614 Turlington Building, 325 W. Gaines St., Tallahassee, FL 32399-0400.

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## DEPARTMENT OF ECONOMIC OPPORTUNITY

The **Department of Economic Opportunity** announces a workshop to which all persons are invited.

DATE AND TIME: March 5, 2012, 10:00 a.m. – 3:00 p.m.

PLACE: Stuart, FL

DATE AND TIME: March 6, 2012, 10:00 a.m. – 3:00 p.m.

PLACE: Fort Myers, FL

DATE AND TIME: March 7, 2012, 10:00 a.m. – 3:00 p.m.

PLACE: Miramar, FL

DATE AND TIME: March 14, 2012, 2:00 p.m. – 5:30 p.m.

PLACE: Rural Summit, Havana, FL

DATE AND TIME: March 27, 2012, 10:00 a.m. – 3:00 p.m. (CST)

PLACE: Crestview, FL

DATE AND TIME: March 29, 2012, 10:00 a.m. – 3:00 p.m.

PLACE: Orlando, FL

DATE AND TIME: March 30, 2012, 10:00 a.m. – 3:00 p.m.

PLACE: Jacksonville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the forum is to review and prioritize strategies for implementation by state government that would assist Florida's

regions with economic development and job creation. Please note the new date for the last three meetings, previously set for February.

A copy of the agenda may be obtained by contacting: [www.floridajobs.org/regionalmeetings](http://www.floridajobs.org/regionalmeetings) or (850)717-8967.

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: (850)717-8960. 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).

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The Florida **Department of Economic Opportunity** announces a hearing to which all persons are invited.

DATE AND TIME: Wednesday, March 21, 2012, 10:30 a.m.

PLACE: Emergency Management, 2555 Shumard Oak Boulevard, Sadowski Building, Randall Kelley Training Center, Room 305, Tallahassee, Florida 32399-2100, (850)717-8450; Conference Call: 1(888)808-6959, Conference Code: 3701948

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Economic Opportunity announces a Public Hearing to receive input on the Weatherization Assistance Program (WAP) State Plan for federal fiscal year (FFY) 2012, which will be submitted to the United States Department of Energy.

A copy of the state plan for the Public Hearing may be obtained by writing: Florida Department of Economic Opportunity, Mr. Norm Gempel, Planning Manager, 107 East Madison Street, MSC #400, Tallahassee, Florida 32399-4120. Copies may also be obtained by telephone: (850)717-8467, by Fax: (850)488-2488, or by appearing in person at the agency headquarters.

A copy of the agenda may be obtained by contacting: Mr. Norm Gempel, Planning Manager, 107 East Madison Street, MSC #400, Tallahassee, Florida 32399-4120. Copies may also be obtained by telephone: (850)717-8467, by Fax: (850)488-2488 or by appearing in person at the agency headquarters.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Florida Department of Economic Opportunity, (850)717-8450. 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. Norm Gempel, Planning Manager, 107 East Madison Street, MSC #400, Tallahassee, Florida 32399-4120. Copies may also be obtained by telephoning: (850)717-8467, by Fax: (850)488-2488 or by appearing in person at the agency headquarters.

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The Florida **Department of Economic Opportunity** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 21, 2012, 1:00 p.m.

PLACE: Emergency Management, 2555 Shumard Oak Boulevard, Sadowski Building, Randall Kelley Training Center, Room 305, Tallahassee, Florida 32399, (850)717-8450, Conference Call: 1(888)808-6959, Conference Code: 3701948

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Community Assistance Advisory Council will review the Weatherization Assistance Program State Plan for FFY 2012. The Plan is Florida's application for funding from the United States Department of Energy. A copy of the state plan may be obtained by writing: Florida Department of Economic Opportunity, Mr. Norm Gempel, Planning Manager, 107 East Madison Street, MSC #400, Tallahassee, Florida 32399-4120. Copies may also be obtained by telephoning (850)717-8467, by Fax: (850)488-2488 or by appearing in person at the agency headquarters.

A copy of the agenda may be obtained by contacting: Mr. Norm Gempel, Planning Manager, 107 East Madison Street, MSC #400, Tallahassee, Florida 32399-4120. Copies may also be obtained by telephone: (850)717-8467, by Fax: (850)488-2488 or by appearing in person at the agency headquarters.

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For more information, you may contact: Mr. Norm Gempel, Planning Manager, 107 East Madison Street, MSC #400, Tallahassee, Florida 32399-4120. Copies may also be obtained by telephone: (850)717-8467 by Fax: (850)488-2488 or by appearing in person at the agency headquarters.

**TRANSPORTATION AND EXPRESSWAY AUTHORITY  
MEMBERSHIP OF FLORIDA (TEAMFL)**

The **Transportation and Expressway Authority Membership of Florida (TEAMFL)** announces a public meeting to which all persons are invited.

**DATES AND TIMES:** Wednesday, April 4, 2012, 2:30 p.m. – 7:30 p.m.; Thursday, April 5, 2012, 9:00 a.m. – 12:30 p.m.

**PLACE:** Grand Hyatt Tampa Bay, 2900 Bayport Drive, Tampa, FL 33607

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** “NEW PATHWAYS – FUTURE CORRIDORS, REGIONAL APPROACH TO ECONOMIC DEVELOPMENT”, April 4, 2012: **FOCUS SESSIONS:** 2:30 p.m. – 4:00 p.m. Public Involvement and Engineering; 4:15 p.m. – 5:15 p.m. Finance and Toll Operations. April 5, 2012: **GENERAL SESSION:** 9:00 a.m. TEAMFL Call to Order by A. Wayne Rich, Chairman, TEAMFL. Welcome by: Bob Buckhorn, Mayor, City of Tampa; Don Phillips, Vice-Chairman, THEA. 9:30 a.m. FTC Call to Order by Ronald Howse, Chairman, FTC. Presentations include: “Agency Report” – Ananth Prasad, Secretary, FDOT; “Commission Objectives: Fuel Tax Replacement, Future Corridors Initiative, Regional Governance, District Boundaries, (Commission of Study of Efficiencies, legislation pending)” – Ronald Howse, Chairman, FTC. 10:30 a.m. TEAMFL Call to Order by A. Wayne Rich, Chairman, TEAMFL. Presentations include: “Reason Foundation Study” – Robert Poole, Reason Foundation; “Floridians and the Collaboration of Transportation Partners” – Judy Genshaft, President of USF, S3-Selmon STEM Scholarship and Jason Bitner, Director, CUTR, USF; “Tampa’s Multi-modal Transportation and Economic Benefits” – Rick Holman, Director of the Economic Development Commission of Hillsborough County; “New Pathways – Future Corridors” – Ananth Prasad, Secretary FDOT.

A copy of the agenda may be obtained by contacting: TEAMFL at [www.teamfl.org](http://www.teamfl.org) or 2121 Camden Road, Suite B, Orlando, FL 32803. Phone (407)896-0035.

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: Mr. Bob Hartnett, (407)896-0035, or email [teamfl@teamfl.org](mailto:teamfl@teamfl.org). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mr. Bob Hartnett, 2121 Camden Road, Suite B, Orlando, FL 32803, (407)896-0035, or email [teamfl@teamfl.org](mailto:teamfl@teamfl.org).

**DISABILITY SOLUTIONS FOR INDEPENDENT  
LIVING, INC.**

The **disAbility Solutions for Independent Living, Inc.** announces a public meeting to which all persons are invited.

**DATE AND TIMES:** March 19, 2012, 5:00 p.m., Fundraising Committee; 6:00 p.m., Board Meeting

**PLACE:** 119 S. Palmetto Ave., Suite 180, Daytona Beach, FL 32114

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Fundraising efforts/organizing and financial statement review, along with general Board meeting topics.

A copy of the agenda may be obtained by contacting: [julie@dsil.org](mailto:julie@dsil.org), (386)255-1812, TTY: (386)252-6222.

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: [julie@dsil.org](mailto:julie@dsil.org), (386)255-1812, TTY: (386)252-6222. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**FLORIDA INDEPENDENT LIVING COUNCIL, INC.**

The **Florida Independent Living Council, Inc.** announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** Thursday, March 22, 2012, 10:00 a.m. – 11:00 a.m.

**PLACE:** Network of Centers Teleconference: 1(888)808-6959, Code #: 2453338; FILC, Inc., Administrative Office, 1416 N. Adams Street, Tallahassee, Florida 32303

**DATE AND TIME:** Thursday, April 5, 2012, 10:00 a.m. – 11:00 a.m.

**PLACE:** Network of Centers Teleconference: 1(888)808-6959, Code #: 2453338; FILC Inc., Administrative Office, 1416 N. Adams Street, Tallahassee, Florida 32303

**DATE AND TIME:** Thursday, April 19, 2012, 10:00 a.m. – 11:00 a.m.

**PLACE:** Network of Centers Teleconference, 1(888)808-6959, Code #: 2453338; FILC Inc., Administrative Office, 1416 N. Adams Street, Tallahassee, Florida 32303

**DATE AND TIME:** Thursday, May 3, 2012, 10:00 a.m. – 11:00 a.m.

**PLACE:** Network of Centers Teleconference, 1(888)808-6959, Code #: 2453338; FILC Inc., Administrative Office, 1416 N. Adams Street, Tallahassee, Florida 32303

**DATE AND TIME:** Thursday, May 17, 2012, 10:00 a.m. – 11:00 a.m.

**PLACE:** Network of Centers Teleconference, 1(888)808-6959, Code #: 2453338; FILC Inc., Administrative Office, 1416 N. Adams Street, Tallahassee, Florida 32303

DATE AND TIME: Thursday, May 31, 2012, 10:00 a.m. – 11:00 a.m.

PLACE: Network of Centers Teleconference, 1(888)808-6959, Code #: 2453338; FILC Inc., Administrative Office, 1416 N. Adams Street, Tallahassee, Florida 32303

DATE AND TIME: Thursday, June 7, 2012, 10:00 a.m. – 11:00 a.m.

PLACE: Network of Centers Teleconference, 1(888)808-6959, Code #: 2453338; FILC Inc., Administrative Office, 1416 N. Adams Street, Tallahassee, Florida 32303

DATE AND TIME: Thursday, June 21, 2012, 10:00 a.m. – 11:00 a.m.

PLACE: Network of Centers Teleconference, 1(888)808-6959, Code #: 2453338; FILC Inc., Administrative Office, 1416 N. Adams Street, Tallahassee, Florida 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the council.

COMMITTEE AND TASK FORCE MEETINGS: Please note that committees and task forces of the Florida Independent Living Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting. Persons who want to be notified of such meetings may request to be put on the mailing list for such notices by writing to Molly Gosline at the council address.

A copy of the agenda may be obtained by contacting: Florida Independent Living Council, 1416 N. Adams Street, Tallahassee, Florida 32303, (850)488-5624 or Toll Free: 1(877)822-1993.

**FLORIDA SURPLUS LINES SERVICE OFFICE**

The **Florida Surplus Lines Service Office**, National Clearinghouse Committee announces a telephone conference call to which all persons are invited.

DATES AND TIME: March 8, 13, 15, 20, 22, 27, 29, 2012, 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Contract review.

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

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: Jessica Brown at jbrown@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).

The **Florida Surplus Lines Service Office**, Board of Governors announces a telephone conference call to which all persons are invited.

DATES AND TIME: March 8, 13, 15, 20, 22, 27, 29, 2012, 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Contract review.

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

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: Jessica Brown at jbrown@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).

The **Florida Surplus Lines Service Office**, Board of Governors announces a public meeting to which all persons are invited.

DATE AND TIME: April 16, 2012, 1:00 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly business meeting.

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

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: Jessica Brown at jbrown@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).

**FLORIDA WORKERS' COMPENSATION INSURANCE GUARANTY ASSOCIATION**

The Board of Directors' of the **Florida Workers' Compensation Insurance Guaranty Association** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 26, 2012, 10:00 a.m.

PLACE: Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will meet to discuss the general business of the Association. The agenda will include but is not limited to: Receiver's Report, Legal Report, Claims Report, Operations Report, Financial Reports and Committee Reports.

A copy of the agenda may be obtained by contacting: Cathy Irvin at (850)386-9200.

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: Cathy Irvin at (850)386-9200. 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).

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#### **FLORIDA WORKERS COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.**

The **FWCJUA, Investment Committee** announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 16, 2012, 11:00 a.m. (EST)

PLACE: To participate in the teleconference meeting, please contact: Kathy Coyne at (941)378-7408

GENERAL SUBJECT MATTER TO BE CONSIDERED: The agenda items shall include portfolio compliance and investment manager selection.

A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7408 or from the FWCJUA's website: [www.fwcjua.com](http://www.fwcjua.com).

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#### **QCAUSA**

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

DATE AND TIME: Tuesday, March 13, 2012, 6:00 p.m. – 8:00 p.m. (EST)

PLACE: Grand Key Double Tree Resort, 3990 S. Roosevelt Boulevard, Key West, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: N. Roosevelt Boulevard Roadway Project from Eisenhower Drive to US 1, Monroe County FL.

Financial Project Identification Number: 250548-3-52-01, 250548-3-52-02. The project is scheduled to begin on Monday, April 16, 2012. Your attendance at this meeting is encouraged.

Public participation is solicited, without regard to race, color, national origin, age, gender, religion or family status.

A copy of the agenda may be obtained by contacting: Public Information Specialist, Will Thompson, contact information below.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: Brian Rick, FDOT, Public Information Office, 1000 N.W. 111 Ave., Miami, FL 33172, (305)470-5349 or by e-mail: [Brian.Rick@dot.state.fl.us](mailto:Brian.Rick@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, Will Thompson at (305)797-0962 or via email: [Will@QCAusa.com](mailto:Will@QCAusa.com). Visit: [www.fdotmonroe.com](http://www.fdotmonroe.com) for project information.

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#### **ATKINS**

The Florida **Department of Transportation**, District One announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, March 20, 2012, 6:00 p.m. – 8:00 p.m.

PLACE: Clubhouse of the Imperial Wilderness Condos, 14100 Tamiami Trail, East, Naples, Florida 34114

GENERAL SUBJECT MATTER TO BE CONSIDERED: This workshop is being held to afford affected property owners and interested persons the opportunity to express their views concerning the potential design and construction of traffic noise barriers along US 41 at the Imperial Wilderness Condos, Paradise Pointe and Charlee Estates communities associated with Financial Project ID: 415621-2-52-01, otherwise known as US 41 from County Road 951 to Greenway Road, Collier County, Florida. Input is requested from property owners adjacent to the proposed noise barriers regarding their support for or opposition to construction of the proposed traffic noise barriers and their preference regarding color and texture of the residential side of the proposed noise barriers.

A copy of the agenda may be obtained by contacting: Mr. Jeffrey W. James, Environmental Project Manager, Florida Department of Transportation, District One, P. O. Box 1249, Bartow, FL 33831, (863)519-2625.

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: Mr. Jeffrey W. James, Environmental Project Manager, Florida Department of Transportation, District One, P. O. Box 1249, Bartow, FL 33831, (863)519-2625. 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).

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#### **VOLKERT, INC.**

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

DATE AND TIME: April 5, 2012, 5:30 p.m. – 6:30 p.m. (CST)

PLACE: DeFuniak Springs Community Center, 361 North 10th Street, DeFuniak Springs, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: FDOT, District Three announces a public information meeting regarding proposed improvements to State Road (S.R.) 83 at Juniper Creek. The project involves replacing the existing culverts crossing S.R. 83 at Juniper Creek with a new bridge and reconstructing the bridge approaches. The project is approximately 1,060 feet long and construction may begin as early as 2015. During construction, traffic will be diverted to a temporary roadway and bridge, parallel to the existing roadway. Additional right-of-way will be required for the bridge and roadway improvements.

A copy of the agenda may be obtained by contacting: Keith Shores, P.E., FDOT, Project Manager, Toll-Free, 1(888)638-0250, extension 449.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least seven days before the workshop/meeting by contacting: Keith Shores at the number listed above or via email: keith.shores@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: Keith Shores at the number or email address above.

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#### **INFINITE SOURCE COMMUNICATIONS GROUP, LLC**

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

DATE AND TIME: Tuesday, March 27, 2012, 6:00 p.m. – 8:00 p.m.

PLACE: Moore Park – Recreation Center, 765 Northwest 36th Street, Miami, FL 33127

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT), District Six will hold a public meeting for a roadway project on US 27/S.R. 25/N.W. 36th Street to discuss the project's design and scope of work. The project identification numbers are 428277-1-52-01 and 429159-1-52-01.

The public meeting will follow an informal, open house format allowing the public to arrive at any time from 6:00 p.m. – 8:00 p.m. Graphic displays will be shown at the meeting, and FDOT representatives will be available to discuss the project and answer questions.

A copy of the agenda may be obtained by contacting: Public Information Specialist, Amparo Vargas, (305)470-5349, email: amparo.vargas@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: Brian Rick at (305)470-5349 or in writing: FDOT,

1000 N.W. 111 Avenue, Miami, FL 33172, email: brian.rick@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, Amparo Vargas, (305)470-5349, email: amparo.vargas@dot.state.fl.us.

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#### **CARPE DIEM COMMUNITY SOLUTIONS, INC.**

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

DATE AND TIME: Thursday, March 22, 2012, 5:30 p.m. – 6:30 p.m. (CST)

PLACE: City of Marianna, City Hall, Commission Chambers, 2898 Green Street, Marianna, FL 32446

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation (FDOT) invites you to attend a public information meeting concerning proposed improvements to State Road (S.R.) 73 and S.R. 166 from County Road 167 (South Street) to the Chipola River Bridge in Jackson County, Florida. Improvements will include resurfacing the existing travel lanes. On-street parking between Clinton Street and Kelson Avenue will be removed. A railroad crossing will be replaced. Curb ramps reconstructed to meet current Americans with Disabilities Act standards, and other safety improvements will be added. The total length of the project is 1.8 miles. Construction is funded in 2013.

A copy of the agenda may be obtained by contacting: Additional information can be obtained by contacting: Greg Rogers, FDOT Project Manager, toll-free at 1(888)638-0250, extension 755 or by email: greg.rogers@dot.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 7 days before the workshop/meeting by contacting: Greg Rogers, FDOT, Project Manager, Toll Free at 1(888)638-0250, extension 755 or by email: greg.rogers@dot.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).

For more information, you may contact: Ian Satter at 1(888)638-0250, ext. 205 or ian.satter@dot.myflorida.com.

**Section VII**  
**Notices of Petitions and Dispositions**  
**Regarding Declaratory Statements**

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

NOTICE IS HEREBY GIVEN that the Construction Industry Licensing Board has received the petition for declaratory statement from Pete Quintella, Chief Mechanical Inspector, City of Miami Beach Building Department, filed on February 21, 2012. The petition seeks the agency’s opinion as to the applicability of Section 489.105(3)(g), Florida Statutes, as it applies to the petitioner.

The Petitioner seeks the Board to interpret Section 489.105(3)(g), Florida Statutes, and whether it is in the scope of a Class B air conditioning contractor to replace or repair a broken shut-off valve feeding a water cooled 2 ton unit which is connected to the riser of a 500 ton water cooling tower.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Drew Winters, Executive Director, Construction Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

Please refer all comments to: Drew Winters, Executive Director, Construction Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

The Construction Industry Licensing Board hereby gives notice that the petition filed by Poole & Kent Company of Florida, on December 15, 2011, seeking a declaratory statement of Chapters 489.13, 489.105, 489, 113, Florida Statutes and Rule 61G4-12.011, F.A.C., has been withdrawn. The Notice of Petition published in Vol. 38, No. 1, of the January 6, 2012, issue of the Florida Administrative Weekly.

A copy of the Request to Withdraw may be obtained by contacting: Drew Winters, Executive Director, Construction Industry Licensing Board, P. O. Box 5257, Tallahassee, Florida 32314-5257.

**DEPARTMENT OF HEALTH**

Notice is hereby given that the Board of Medicine has received a Petition for Declaratory Statement filed Timothy Hipp, M.D., on February 27, 2012. The Petitioner seeks the Board’s interpretation with regard to Section 458.347, F.S. Specifically, the Petitioner requests guidance as to whether it is appropriate to have physician assistants perform lapband adjustments in a hospital outpatient clinical setting under the indirect supervision of the supervising physician. The Board will consider this petition at its meeting scheduled for April 13-14, 2012.

Copies of the petition may be obtained by writing: Joy A. Tootle, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

**Section VIII**  
**Notices of Petitions and Dispositions**  
**Regarding the Validity of Rules**

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

**NONE**

**Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:**

**NONE**

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

**NONE**

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

**NONE**

**Section XI**  
**Notices Regarding Bids, Proposals and**  
**Purchasing**

**DEPARTMENT OF EDUCATION**

Request for Qualifications  
 RFQ 12-18

Construction Management Services – Continuing Services  
 Agreements

The University of North Florida Board of Trustees, a public body corporate, announces that Construction Management Services will be required for miscellaneous projects, each not exceeding \$2,000,000 in total construction cost and studies

each not exceeding \$200,000 in fees, will be required at the University of North Florida located at 1 UNF Drive, Jacksonville, FL 32224.

Projects included within the scope of this agreement will be specific projects for new construction, renovations, alterations, and/or additions that have a basic budget estimated at \$2,000,000 or less in total construction cost. Individual projects that exceed \$100,000 will require 100% performance and payment bonds. Continuing Service contracts for projects requiring Construction Management utilization will be on an as needed basis for the duration of the contract. The University will be awarding two (2) to four (4) agreements for construction management services resulting from this solicitation. The award of these agreements shall be for an initial period of two (2) years with an Owner’s option to renew for up to two (2) additional one (1) year terms upon the agreement of both parties.

The tentative solicitation schedule for this RFQ:

Advertisement	March 9, 2012
Submissions due	April 3, 2012, 2:00 p.m.
Evaluation/Short listing	April, 2012
Interviews (TBD if necessary)/Award	April/May, 2012

**INSTRUCTIONS:**

Firms desiring to apply for consideration shall submit a letter of application with all of the appropriate documents from the RFQ 12-18 titled Construction Management Services – Continuing Agreements.

The letter of application should have attached

1. The most recent version of the “Construction Manager’s Qualifications Supplement,” completed by the applicant.
2. A copy of the applicant’s current Florida Contractor’s License from the appropriate governing board.
3. Submit six (6) complete copies of the above requested data bound and in the order listed above. Applications which do not comply with the above instructions will be disqualified. Application materials will not be returned.

Minority business participation is strongly recommended and supported by the University of North Florida.

As required by Section 287.133, Florida Statutes, a contractor may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected contractor must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Construction Manager’s Qualifications Supplemental forms, descriptive solicitation information, required forms and the selection criteria may be obtained online at the UNF Purchasing department website: [http://www.unf.edu/anf/purchasing/Bids\\_and\\_Notices.aspx](http://www.unf.edu/anf/purchasing/Bids_and_Notices.aspx) or by emailing:

Dianna White                      AND            Angela Dyal  
 Dianna.white@unf.edu                      angela.dyal@unf.edu  
 (904)620-1731                                      (904)620-1733

Submit one (1) original and five (5) complete copies of submittals to the referenced address. RFQ submittals must be received no later than 2:00 p.m. (EST), April 3, 2012. Facsimile (FAX) or email submittals are not acceptable and will not be considered.

**STATE BOARD OF ADMINISTRATION**

**INVITATION TO NEGOTIATE**

The Florida Prepaid College Board is requesting responses to an Invitation to Negotiate, ITN #12-04, from qualified firms to provide Fixed Income Investment Management Services for the Florida College Investment Plan.

The Invitation to Negotiate which includes the timeline of events will be available on or after March 9, 2012, by logging on to: [http://www.myflorida.com/apps/vbs/vbs\\_www.search.criteria\\_form](http://www.myflorida.com/apps/vbs/vbs_www.search.criteria_form).

Please then select the following on the aforementioned website:

- Agency: State Board of Administration
- Advertisement Number: ITN#12-04
- Advertisement Type: Competitive Solicitation
- Title: Fixed Income Investment Management Services for the Florida College Investment Plan

If you have any problems accessing this information, please contact: Robin Hindle, (850)488-8514.

Certified Minority Business Enterprises are encouraged to participate.

**SPECIAL ACCOMMODATION:** Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations with regard to this ITN is asked to advise this agency at least five (5) days prior to the response deadline. Please fax a written request for same to Kevin Thompson, Interim Executive Director, Florida Prepaid College Board, (850)488-3555.

**DEPARTMENT OF MILITARY AFFAIRS**

**INVITATION TO BID**

The State of Florida, Department of Military Affairs (DMA), Construction & Facility Management Office (CFMO) requests bids from State of Florida registered licensed General Building Contractors (GC) for the following project located at Camp Blanding Joint Training Center (CBJTC), Starke, FL.

**FOR COMPLETE INFORMATION & SUBMISSION REQUIREMENTS YOU MUST GO TO THE MYFLORIDA.COM VENDOR BID SYSTEM ON OR AFTER: March 2, 2012 at: [http://wbs.dms.state.fl.us/vbs/main\\_menu](http://wbs.dms.state.fl.us/vbs/main_menu).**



PROJECT NAME/NUMBER: 120193 – Live Fire Shoot House

FUNDING: The State of Florida's performance and obligation to pay under this contract is contingent upon availability of funding and an annual appropriation by the Legislature.

BID OPENING DATE: As stated on the Vendor Bid System (late bids will not be accepted).

MANDATORY PRE-BID/SITE VISIT DATE: March 16, 2012, 10:00 a.m. Check the Vendor Bid System for location.

STATEMENT OF WORK: This project is for the construction of a Live Fire Shoot House (LFSH) with required supporting Facilities for support of training requirements of the Army National Guard. This facility will be used to train and test individuals, teams, sections or squads on the skills necessary to conduct individual and collective tasks of building clearing and/or occupying. This facility is an Army National Guard Facility and is designated as a new construction project. LEED Silver Accreditation is also a requirement.

The Department reserves the right to either reject any and all submissions or accept minor irregularities in the best interest of the DMA.

POINT OF CONTACT: Department of Military Affairs, Construction & Facility Management Office, Contracting Branch, (904)823-0255 or (904)823-0256 or e-mail: cfmocontracting@ng.army.mil.

Faxed or e-mailed bids are not acceptable and will not be considered. All instructions must be complied with and requested data must be included in order for your firm to be considered for this project. All information received will be maintained with the Department and will not be returned.

Request for private meetings by individual firms will not be granted. No individual verbal communication shall take place between any applicants and the Owners or Owner's representatives. Request for any additional information, clarifications, or technical questions must be requested in writing.

Tentative Schedule

FAW/VBS Published – March 2, 2012

Mandatory Pre-Bid Meeting – March 16, 2012

Bid Opening RFE – April 10, 2012

Be sure to visit the above web site to view the entire advertisement.

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## FLORIDA DEVELOPMENTAL DISABILITIES COUNCIL, INC.

### REQUEST FOR PROPOSALS (FDDC #2012-PE-10100) Program Evaluation Plan

The Florida Developmental Disabilities Council, Inc. (FDDC) is pleased to announce that this request for proposals (RFP #2012-PE-10100) is released to develop a comprehensive evaluation plan that builds on the Council's ground work and

solidifies a structure and process for continuous and systematic review of emerging issues, needs and impact of Council efforts.

Individuals, not-for-profit, and for-profit agencies may submit proposals in response to this RFP. FDDC has set aside federal funds for a period not to exceed one (1) year for fiscal support of this RFP. The exact amount of this contract will be developed during contract negotiations.

Copies of this RFP can be downloaded from the FDDC website ([www.fddc.org](http://www.fddc.org)) or copies may be requested by writing: FDDC, 124 Marriott Drive, Suite 203, Tallahassee, FL 32301, (850)488-4180, Toll Free 1(800)580-7801 or TDD Toll Free 1(888)488-8633.

The deadline for submitting written questions and letters of intent for this RFP is March 23, 2012, by 4:00 p.m. (EDT). Letters of intent are encouraged but not mandatory. Letters of Intent will only be accepted by fax, mail or hand delivery. Letters of Intent by email will not be accepted. All answers to written questions will be posted on the FDDC website during the week of April 2, 2012. The deadline for submitting proposals for this RFP to FDDC is May 4, 2012, by 2:00 p.m. (EDT).

PLEASE FORWARD ALL REQUESTS FOR COPIES OF THIS RFP TO CAROLYN WILLIAMS.

QUESTIONS ARE TO BE SUBMITTED IN WRITTEN FORMAT ONLY. THIS IS A LEGAL PROCESS AND WE CANNOT ANSWER QUESTIONS VERBALLY.

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### REQUEST FOR PROPOSALS (FDDC #2012-SA-9500) Reaching Out for Self-Determination: Trainings for Unserved & Underserved Floridians with Developmental Disabilities

The Florida Developmental Disabilities Council, Inc. (FDDC) is pleased to announce that this request for proposals (RFP #2012-SA-9500) is released to conduct outreach activities and trainings to promote self-determination for unserved and underserved Floridians with developmental disabilities in three areas of Florida.

Individuals, not-for-profit, and for-profit agencies may submit proposals in response to this RFP. FDDC has set aside a maximum of \$54,000 federal funds for a period not to exceed one (1) year for fiscal support of this RFP. The exact amount of this contract will be developed during contract negotiations.

Copies of this RFP can be downloaded from the FDDC website ([www.fddc.org](http://www.fddc.org)) or copies may be requested by writing: FDDC, 124 Marriott Drive, Suite 203, Tallahassee, FL 32301, (850)488-4180 or Toll Free: 1(800)580-7801 or TDD Toll Free 1(888)488-8633.

The deadline for submitting written questions and letters of intent for this RFP is March 19, 2012, by 4:00 p.m. (EDT). Letters of intent are encouraged but not mandatory. Letters of Intent will only be accepted by fax, mail, or hand delivery. Letters of Intent by email will not be accepted. All answers to

written questions will be posted on the FDDC website during the week of April 2, 2012. The deadline for submitting proposals for this RFP to FDDC is Monday, April 23, 2012, by 2:00 p.m. (EDT).

PLEASE FORWARD ALL REQUESTS FOR COPIES OF THIS RFP TO CAROLYN WILLIAMS.

QUESTIONS ARE TO BE SUBMITTED IN WRITTEN FORMAT ONLY. THIS IS A LEGAL PROCESS AND WE CANNOT ANSWER QUESTIONS VERBALLY.

## Section XII Miscellaneous

### DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

#### Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Chrysler Group Carco, LLC, intends to allow the establishment of North Tampa Chrysler Jeep Dodge, Inc., as a dealership for the sales and service of Chrysler passenger cars and light trucks manufactured by Chrysler Group Carco, LLC, (line-make CHRY) at 10909 North Florida Avenue, Tampa, (Hillsborough County), Florida 33612, on or after April 9, 2012.

The name and address of the dealer operator(s) and principal investor(s) of North Tampa Chrysler Jeep Dodge, Inc., are dealer operator(s): James Browne, 10909 North Florida Avenue, Tampa, Florida 33612; principal investor(s): James Browne, 10909 North Florida Avenue, Tampa, Florida 33612, Chrysler Group LLC, 1000 Chrysler Drive, Auburn Hills, Michigan 48326.

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

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

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

A copy of such petition or complaint must also be sent by US Mail to: P.R. Langley, Chrysler Group Carco, LLC, 10300 Bogy Creek Road, Orlando, Florida 32824.

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

#### Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Chrysler Group Carco, LLC, intends to allow the establishment of North Tampa Chrysler Jeep Dodge, Inc., as a dealership for the sales and service of Dodge passenger cars and light trucks manufactured by Chrysler Group Carco, LLC, (line-make DODG) at 10909 North Florida Avenue, Tampa, (Hillsborough County), Florida 33612, on or after April 9, 2012.

The name and address of the dealer operator(s) and principal investor(s) of North Tampa Chrysler Jeep Dodge, Inc., are dealer operator(s): James Browne, 10909 North Florida Avenue, Tampa, Florida 33612; principal investor(s): James Browne, 10909 North Florida Avenue, Tampa, Florida 33612 and Chrysler Group LLC, 1000 Chrysler Drive, Auburn Hills, Michigan 48326.

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

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

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

A copy of such petition or complaint must also be sent by US Mail to: P.R. Langley, Chrysler Group Carco, LLC, 10300 Bogy Creek Road, Orlando, Florida 32824.

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

Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Chrysler Group Carco, LLC, intends to allow the establishment of North Tampa Chrysler Jeep Dodge, Inc., as a dealership for the sales and service of Jeep passenger cars and light trucks manufactured by Chrysler Group Carco, LLC, (line-make JEEP) at 10909 North Florida Avenue, Tampa, (Hillsborough County), Florida 33612, on or after April 9, 2012.

The name and address of the dealer operator(s) and principal investor(s) of North Tampa Chrysler Jeep Dodge, Inc., are dealer operator(s): James Browne, 10909 North Florida Avenue, Tampa, Florida 33612; principal investor(s): James Browne, 10909 North Florida Avenue, Tampa, Florida 33612 and Chrysler Group LLC, 1000 Chrysler Drive, Auburn Hills, Michigan 48326.

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

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

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

A copy of such petition or complaint must also be sent by US Mail to: P.R. Langley, Chrysler Group Carco, LLC, 10300 Boggy Creek Road, Orlando, Florida 32824.

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

Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of Less  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Classic Motorworks, Ltd. Inc., intends to allow the establishment of Motorcycle Enthusiasts, Inc., as a dealership for the sale of motorcycles manufactured by Royal Enfield Motors, Ltd. (line-make ENFI) at 5138 Commercial Way, Springhill (Hernando County), Florida 34606, on or after April 9, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Motorcycle Enthusiasts, Inc., are dealer operator(s): David Bernard, 1311 Ken Lake Avenue, Spring Hill, Florida 34606, principal investor(s): David Bernard, 1311 Ken Lake Avenue, Spring Hill, Florida 34606.

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

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Kevin Mahoney, Classic Motorworks, Ltd. Inc., 1405 Cannon Circle, Suite 12, Faribault, Minnesota 55021.

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

Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Jmstar Powersports, Inc., intends to allow the establishment of Niv Motorcycles, Inc., as a dealership for the sale of motorcycle manufactured by Zhejiang Jonway Motorcycle Manufacturing Co. Ltd. (line-make SHEN) at 55 Northwest 27 Avenue, Miami (Miami-Dade County), Florida 33125, on or after April 9, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Niv Motorcycles, Inc., are dealer operator(s): Nivaido Mosquera, 55 Northwest 27 Avenue, Miami, Florida 33125; principal investor(s): Nivaido Mosquera, 55 Northwest 27 Avenue, Miami, Florida 33125.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Yenong Xie, Jmstar Powersports, Inc., 796 Sunflower Circle, Weston, Florida 33327.

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

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Bad Boy MTV, Inc., intends to allow the establishment of Novia West, LLC, as a dealership for the sale of low-speed vehicles manufactured by Bad Boy MTV, Inc. (line-make BDBY) at 6785 West Highway 40, Ocala (Marion County), Florida 34482, on or after April 9, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Novia West, LLC, are dealer operator(s): Joseph R. Moreau, 9389 Southwest 14th Avenue, Ocala, Florida 34476; principal investor(s): Joseph R. Moreau, 9389 Southwest 14th Avenue, Ocala, Florida 34476.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Ryland Kieffer, Bad Boy MTV, Inc., 102 Industrial Drive, Batesville, Arkansas 72501.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving

the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Italica Motors, Inc., intends to allow the establishment of Superior Engineering Corp. of America, Inc., as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (line-make ZHNG) at 4520 North Tamiami Trail, Naples (Collier County), Florida 34103, on or after April 9, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Superior Engineering Corp. of America, Inc., are dealer operator(s): George Burt, 4520 North Tamiami Trail, Naples, Florida 34103; principal investor(s): George Burt, 4520 North Tamiami Trail, Naples, Florida 34103.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Antonio Palmieri, Italica Motors, Inc., 5001 Southwest 135 Avenue, Miramar, Florida 33027.

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

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of Less  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Volkswagen Group of America, Inc., intends to allow the establishment of Volkswagen of St. Augustine, LLC, as a dealership for the sale and service of Volkswagen vehicles

manufactured by Volkswagen (line-make VOLK) at 3251 US Highway 1 South, St. Augustine (St. Johns County), Florida 32086, on or after April 9, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Volkswagen of St. Augustine, LLC are dealer operator(s): Joseph Difeo, Jr., 6912 Cypress Lake Court, St. Augustine, Florida 32086, principal investor(s): Joseph Difeo, 8 Half Moon Isle, Jersey City, New Jersey 7305, Samuel Difeo, 140 Loggerhead Point, Vero Beach, Florida 32963, Joseph Difeo, Jr., 6912 Cypress Lake Court, St. Augustine, Florida 32086 and Andrew Difeo, 336 Marshside Drive North, St. Augustine, Florida 32080.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: David Kolbe, Volkswagen Group of America, Inc., 12725 Morris Road, Suite 270A, Alpharetta, Georgia 30004.

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

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## SPACE FLORIDA

### Enhanced Biennial Rule Review

Space Florida has published the Enhanced Biennial Rule Review in compliance with Sections 120.74 and 120.745, F.S. The Report was published on the agency Internet website on February 28, 2012, and may be accessed at: <http://www.spaceflorida.gov/docs/legislative/2011-enhanced-biennial-review.pdf>. All inquiries, public comments, or objections to the Enhanced Biennial Review, pursuant to Section 120.745(4), F.S., must be submitted on or prior to 6/1/2012 to: Rhonda Rosa, Office Manager, Space Florida, P. O. Box 656, Cape Canaveral, FL 32920-0656, by email: [rrosa@spaceflorida.gov](mailto:rrosa@spaceflorida.gov) or by Fax: (321)730-5307.

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## AGENCY FOR HEALTH CARE ADMINISTRATION

### GRACE PERIOD LETTER OF INTENT

The Agency for Health Care Administration received and accepted the following letter of intent for the March 7, 2012 application filing date for Hospital Beds and Facilities batching cycle:

County: Collier District: 8  
 Date Filed: 2/21/2012 LOI #: H1202004  
 Facility/Project: Kindred Hospitals East, LLC  
 Applicant: Kindred Hospitals East, LLC  
 Project Description: Establish a long-term care hospital of up to 60 beds.

If requested within 14 days after notice that an application has been filed, a public hearing may be held at the local level within 21 days after April 11, 2012, the date the application is scheduled to be deemed complete. Tentative hearing dates will be published on March 23, 2012.

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## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Florida State Clearinghouse

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. A list of projects, comments deadlines and the address for providing comments are available at: <http://approd.dep.state.fl.us/clearinghouse/>. For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

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## DEPARTMENT OF JUVENILE JUSTICE

The Florida Department of Juvenile Justice has posted a new policy and procedure for review and comment. The Administrative Review Policy (FDJJ – 2020) is posted at: [http://www.djj.state.fl.us/policies\\_procedures/policyreview.html](http://www.djj.state.fl.us/policies_procedures/policyreview.html). The policy and procedure address the process by which the Department conducts administrative reviews for incidents called in to the Central Communications Center. There is no fiscal impact for Department or applicable service providers. The policy and procedure is being posted for a single 20 working day review and comment period. The closure date for submission of comments is April 5, 2012.

Comments should be sent to the person identified on the above Website utilizing the Matrix of Comments. Responses to comments received will be posted during the review period to the extent possible, but no later than 10 working days after the end of the review period on the above Website.

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## DEPARTMENT OF HEALTH

### Notice of Emergency Action

On February 28, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Raphael Michael Castillo, ISW, License #I SW 4972. This

Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2010). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On February 22, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Brian W. Cook, M.D., License #ME 83573. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2010). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On February 22, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Shannon M. Haverty, C.N.A., License #CNA181048. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2010). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On February 22, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Marjorie L. Koberstine, C.R.T., License #TT 13123. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2010). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Emergency Action

On February 22, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Nancy Marie Lewis, R.N., License #RN 918712. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2010).

The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Vacating Emergency Action

On February 22, 2012, State Surgeon General, issued an Order Vacating Emergency Suspension of License with regard to the license of Tracy A. Lisi, C.N.A., License #120971. The Department orders that the Emergency Suspension of License be vacated.

Notice of Emergency Action

On February 22, 2012, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Cynthia Ann Moran, R.N., License #RN 9278015. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2010). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Order Vacating Order of Emergency Suspension of License

On February 23, 2012, State Surgeon General, issued an Order Vacating Order of Emergency Suspension of License with regard to the license of Aiman I. Aryan, License #PS 33142. The Department orders that the Emergency Suspension of License be vacated.

Order Vacating Emergency Action

On February 22, 2012, State Surgeon General, issued an Order Vacating Order of Emergency Suspension of Permit with regard to the permit of Izz & Sons, Inc., Permit #PH 15895 and RPPT 128. The Department orders that the Emergency Suspension of Permit be vacated.

Notice of Vacating Emergency Action

On February 22, 2012, State Surgeon General, issued an Order Vacating Order of Emergency Suspension of Permit with regard to the permit of Izz & Sons, Inc., Permit #PH 17042. The Department orders that the Emergency Suspension of Permit be vacated.

Notice of Emergency Action

On February 29, 2012, State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Michael C. Lomangino, RPH, License #PS 28489. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2010).

The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Notice of Vacating Emergency Action

On February 22, 2012, State Surgeon General, issued an Order Vacating Order of Emergency Suspension of Permit with regard to the permit of Pharmacy One, Inc., Permit #PH 17820. The Department orders that the Emergency Suspension of Permit be vacated.

Notice of Vacating Emergency Action

On February 22, 2012, State Surgeon General, issued an Order Vacating Order of Emergency Suspension of Permit with regard to the permit of RDS Pharmacy Management, Inc., Permit #PH 21474. The Department orders that the Emergency Suspension of Permit be vacated.

**DEPARTMENT OF FINANCIAL SERVICES**

NOTICE TO ALL POLICYHOLDERS, CREDITORS, AND CLAIMANTS HAVING BUSINESS WITH QUALITY HEALTH PLANS, INC.

IN THE CIRCUIT COURT OF THE SECOND JUDICIAL CIRCUIT, IN AND FOR LEON COUNTY, FLORIDA

CASE NO.: 2011-CA-002245

In Re: The Receivership of QUALITY HEALTH PLANS, INC.

NOTICE TO ALL POLICYHOLDERS, CREDITORS, AND CLAIMANTS HAVING BUSINESS WITH QUALITY HEALTH PLANS, INC.

You are hereby notified that by order of the Circuit Court of the Second Judicial Circuit, in and for Leon County, Florida, entered the 16th day of November, 2011, the Department of Financial Services of the State of Florida was appointed as Receiver of QUALITY HEALTH PLANS, INC. and was ordered to liquidate the assets of said company.

Policyholders, claimants, creditors, and other persons in this State having claims against the assets of QUALITY HEALTH PLANS, INC., shall present such claims to the Receiver on or before 11:59:59 p.m. on November 16, 2012, or such claims shall be forever barred.

Requests for forms for the presentation of such claims and inquiries concerning this Receivership should be addressed to: The Division of Rehabilitation and Liquidation of the Florida Department of Financial Services, Receiver for QUALITY HEALTH PLANS, INC., 2020 Capital Circle, S.E., Alexander Building, Suite 310, Tallahassee, Florida 32302. Additional information may be found at: [www.MyFloridaCFO.com/Receiver](http://www.MyFloridaCFO.com/Receiver).

NOTICE TO ALL POLICYHOLDERS, CREDITORS, AND CLAIMANTS HAVING BUSINESS WITH HOMEWISE INSURANCE COMPANY

IN THE CIRCUIT COURT OF THE SECOND JUDICIAL CIRCUIT, IN AND FOR LEON COUNTY, FLORIDA

CASE NO.: 2011-CA-003221

In Re: The Receivership of HOMEWISE INSURANCE COMPANY, a Florida Corporation.

NOTICE TO ALL POLICYHOLDERS, CREDITORS, AND CLAIMANTS HAVING BUSINESS WITH HOMEWISE INSURANCE COMPANY.

You are hereby notified that by order of the Circuit Court of the Second Judicial Circuit, in and for Leon County, Florida, entered the 18th day of November, 2011, the Department of Financial Services of the State of Florida was appointed as Receiver of HOMEWISE INSURANCE COMPANY and was ordered to liquidate the assets of said company.

Policyholders, claimants, creditors, and other persons in this State having claims against the assets of HOMEWISE INSURANCE COMPANY, shall present such claims to the Receiver on or before 11:59:59 p.m. on November 18, 2012, or such claims shall be forever barred.

Requests for forms for the presentation of such claims and inquiries concerning this Receivership should be addressed to: The Division of Rehabilitation and Liquidation of the Florida Department of Financial Services, Receiver for HOMEWISE INSURANCE COMPANY, 2020 Capital Circle, S.E., Alexander Building, Suite 310, Tallahassee, Florida 32301. Additional information may be found at: [www.MyFloridaCFO.com/Receiver](http://www.MyFloridaCFO.com/Receiver).

NOTICE TO ALL POLICYHOLDERS, CREDITORS, AND CLAIMANTS HAVING BUSINESS WITH SOUTHERN EAGLE INSURANCE COMPANY.

IN THE CIRCUIT COURT OF THE SECOND JUDICIAL CIRCUIT, IN AND FOR LEON COUNTY, FLORIDA

CASE NO.: 2011-CA-003392

In Re: The Receivership of SOUTHERN EAGLE INSURANCE COMPANY, a Florida Corporation.

NOTICE TO ALL POLICYHOLDERS, CREDITORS, AND CLAIMANTS HAVING BUSINESS WITH SOUTHERN EAGLE INSURANCE COMPANY.

You are hereby notified that by order of the Circuit Court of the Second Judicial Circuit, in and for Leon County, Florida, entered the 16th day of December, 2011, the Department of Financial Services of the State of Florida was appointed as Receiver of SOUTHERN EAGLE INSURANCE COMPANY and was ordered to liquidate the assets of said company.

Policyholders, claimants, creditors, and other persons in this State having claims against the assets of SOUTHERN EAGLE INSURANCE COMPANY, shall present such claims to the Receiver on or before 11:59:59 p.m. on December 16, 2012, or such claims shall be forever barred.

Requests for forms for the presentation of such claims and inquiries concerning this Receivership should be addressed to: The Division of Rehabilitation and Liquidation of the Florida Department of Financial Services, Receiver for SOUTHERN EAGLE INSURANCE COMPANY, 2020 Capital Circle, S.E., Alexander Building, Suite 310, Tallahassee, Florida 32301. Additional information may be found at: www.MyFloridaCFO.com/Receiver.

**DEPARTMENT OF FINANCIAL SERVICES**

**INTEREST RATE SET PURSUANT TO SECTION 55.03, FLORIDA STATUTES**

Chapter 2011-169, Laws of Florida, amended Section 55.03(1), Florida Statutes (F.S.), to require the Chief Financial Officer to set the rate of interest that shall be payable on judgments and decrees on a quarterly basis rather than an annual basis. The interest rate for the quarter beginning April 1, 2012 has been set at 4.75 percent per annum or a daily rate of .0129781 percent (.000129781 expressed as a decimal). The daily rate considers that 2012 is a leap year, and is calculated by dividing the annual rate by 366 days. Current and historical interest rates are available on the following website: <http://www.myfloridacfo.com/aadir/interest.htm>.

Please contact: Vendor Ombudsman Section, (850)413-5516, if you have any questions.

**FINANCIAL SERVICES COMMISSION**

**NOTICE OF FILINGS**

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following applications. Comments may be submitted to the Division Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions

specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Agency Clerk as follows:

By Mail or Facsimile	OR	By Hand Delivery
Agency Clerk		Agency Clerk
Office of Financial Regulation		Office of Financial Regulation
P. O. Box 8050		Regulation
Tallahassee, Florida		General Counsel's Office
32314-8050		The Fletcher Building
Phone (850)410-9800		Suite 118
Fax: (850)410-9548		101 East Gaines Street
		Tallahassee, Florida
		32399-0379
		Phone: (850)410-9889

The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 P.M., March 30, 2012):

**APPLICATION FOR CONVERSION OF A FEDERAL SAVINGS ASSOCIATION TO A STATE BANK**  
Applicant and Location: Harbor Community Bank, FSB, 15588 Southwest Warfield Boulevard, Indiantown, Martin County, Florida 34956  
With Title: Harbor Community Bank  
Received: February 23, 2012

**APPLICATION TO ACQUIRE CONTROL**  
Financial Institution to be Acquired: PSB BancGroup, Inc. (Peoples State Bank), Lake City, Florida  
Proposed Purchasers: Mr. Renny B. Eadie, III and Mr. Robert M. Eadie, Lake City, Florida  
Received: February 24, 2012

**APPLICATION TO ACQUIRE CONTROL**  
Financial Institution to be Acquired: Citizens Bancorp of Oviedo, Inc. (Citizens Bank of Florida), Oviedo, Florida  
Proposed Purchasers: United Group of Central Florida II, LLC, Longwood, Florida  
Received: February 27, 2012



**Section XIII**  
**Index to Rules Filed During Preceding Week**

RULES FILED BETWEEN February 20, 2012  
 and February 24, 2012

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

**Division of Agricultural Water Policy**

5M-14.001	2/24/12	3/15/12	37/48	
5M-14.002	2/24/12	3/15/12	37/48	38/7
5M-14.003	2/24/12	3/15/12	37/48	
5M-14.004	2/24/12	3/15/12	37/48	
5M-14.005	2/24/12	3/15/12	37/48	

**DEPARTMENT OF EDUCATION**

**State Board of Education**

6A-1.004	2/22/12	3/13/12	37/41	38/4
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**BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST**

18-14.004	2/21/12	3/12/12	37/47	
18-21.001	2/21/12	3/12/12	37/47	
18-21.00405	2/21/12	3/12/12	37/47	
18-21.0081	2/21/12	3/12/12	37/47	

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

40D-8.624	2/21/12	3/12/12	38/1	
40D-8.624	2/21/12	3/12/12	38/1	

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Office of Licensure and Certification**

59A-35.100	2/21/12	3/12/12	37/47	
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**DEPARTMENT OF MANAGEMENT SERVICES**

**Agency for Workforce Innovation**

60BB-5.014	2/20/12	3/11/12	37/50	
60BB-5.024	2/20/12	3/11/12	37/50	
60BB-5.025	2/20/12	3/11/12	37/50	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Pari-Mutuel Wagering**

61D-7.014	2/24/12	3/15/12	37/50	37/52
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**Board of Landscape Architecture**

61G10-12.001	2/24/12	3/15/12	36/43	
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**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

62-402.001	2/24/12	3/15/12	37/49	
62-402.020	2/24/12	3/15/12	37/49	
62-402.030	2/24/12	3/15/12	37/49	
62-402.031	2/24/12	3/15/12	37/49	
62-402.050	2/24/12	3/15/12	37/49	
62-402.060	2/24/12	3/15/12	37/49	
62-402.070	2/24/12	3/15/12	37/49	

**LIST OF RULES AWAITING LEGISLATIVE APPROVAL PURSUANT TO (CHAPTER 2010-279, LAWS OF FLORIDA)**

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

**Division of Standards**

5F-11.002	7/7/11	*****	37/14	
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**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Workers' Compensation**

69L-7.020	10/24/11	*****	37/24	37/36
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Section XIV  
List of Rules Affected

	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
	5J-4.004	36/47	37/48	38/9
	5J-4.005	36/47	37/48	38/9
	5J-6.003	36/50		
	5J-6.005	36/50	38/3	
	5J-6.013	36/50	38/3	
	5J-7.004	36/47	37/48	
	5J-7.005	36/47	37/48	
	5J-7.006	36/47	37/48	
	5J-7.007	36/47	37/48	
	5J-7.008	36/47	37/48	
	5J-8.003	36/47	37/50	38/9
	5J-9.002	36/47	38/3	
	5J-9.006	36/47		38/3w
	5J-10.002	36/47	37/48	38/9
	5J-10.006	36/47	37/48	38/9
Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	
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1B-2.011	38/4			
1S-2.002	26/27 37/27	26/35	38/5w 38/5w	
1T-1.036	38/1			
1T-1.037	38/3			
	LEGAL AFFAIRS			
2-40.006	37/48		38/4	
	AGRICULTURE AND CONSUMER SERVICES			
5E-2.036	38/10			
5E-2.040	38/10			
5E-14.117	37/51			
5E-14.142	37/51			
5E-14.149	37/51			
5E-14.150	37/51			
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5I-4.003	38/4			
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5I-4.006	38/4			
5I-4.007	38/4			
5I-4.008	38/4			
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5I-5.001	38/4			
5I-5.002	38/4			
5I-5.003	38/4			
5I-5.004	38/4			
5I-5.005	38/4			
5I-5.006	38/4			38/6
5I-5.007	38/4			38/6
5I-5.008	38/4			38/6
5I-5.009	38/4			38/6
5I-5.010	38/4			38/10
				38/10



Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
11G-5.003	38/5			12C-1.343	37/39	37/47	38/3
11G-5.004	38/5			12C-2.0115	37/39		38/4
11I-1.005	38/5			12C-3.0015	37/39		38/3
11I-1.010	38/5			12C-3.008	37/39		38/3
11I-1.013	38/5			12DER11-18			37/49
11K-1.001	38/5			12DER12-2			38/9
11K-1.002	38/5			12D-7.001(4)	36/50c		
11N-1.008	38/5						
REVENUE				TRANSPORTATION			
12ER12-1			38/5	14-15.002	38/10		
12-3.0015	37/39		38/3	14-15.010	37/47		38/4
12-6.0015	37/39		38/3	HIGHWAY SAFETY AND MOTOR VEHICLES			
12-16.003	37/39		38/3	15A-10.009	36/47	37/9	
12-18.001	37/39		38/3	15A-18.004(1)(d)	37/20c		
12-18.004	37/39		38/3	15A-18.006(4)	37/20c		
12-22.005	37/39		38/3	NATURAL RESOURCES			
12-22.007	37/39		38/3	16A-10.001	37/47		38/7
12-29.002	37/39		38/3	16A-10.002	37/47		38/7
12-29.003	37/39		38/3	16A-10.003	37/47		38/7
12A-1.0142	37/39		38/3	16A-10.004	37/47		38/7
12A-1.097	37/39		38/3	16A-10.005	37/47		38/7
12A-1.107	37/39		38/3	16A-10.006	37/47		38/7
12A-16.008	37/39		38/3	16A-10.007	37/47		38/7
12A-19.041	37/39		38/3	16A-10.008	37/47		38/7
12A-19.100	37/39		38/3	16A-10.009	37/47		38/7
12BER11-17			37/45	BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND			
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12B-4.060	37/39	37/50		18-14.002	36/47	37/43	38/9w
12B-5.030	37/39		38/3	18-14.003	36/47		38/9w
12B-5.040	37/39		38/3	18-14.004	36/47		38/9w
12B-5.050	37/39	37/47	38/3		37/47		38/10
12B-5.060	37/39		38/3	18-14.005	36/47		38/9w
12B-5.070	37/39		38/3	18-18.011	37/47		38/9
12B-5.080	37/39		38/3	18-18.016	37/47		38/9
12B-5.090	37/39		38/3	18-20.008	37/47		38/9
12B-5.100	37/39		38/3	18-20.009	37/47		38/9
12B-5.110	37/39		38/3	18-21.001	37/47		38/10
12B-5.121	37/39		38/3	18-21.00405	37/47		38/10
12B-5.130	37/39		38/3	18-21.0081	37/47		38/10
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12B-5.400	37/39		38/3	19-7.002	38/6		
12B-7.008	37/39		38/3	19B-8.002	38/4		
12B-7.026	37/39		38/3	19B-12.003	38/4		
12B-8.001	37/39		38/3				
12B-8.0012	37/39		38/3				
12B-8.003	37/39		38/3				
12B-8.006	37/39		38/3				
12B-8.007	37/39		38/3				
12B-8.016	37/39		38/3				
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Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
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20-64.001	37/46	38/1	38/8				
		38/2					
		38/3		33-102.101	38/1		38/8
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20-64.003	37/46		38/8	33-103.002	38/7		
20-64.004	37/46		38/8	33-103.003	38/7		
20-64.005	37/46		38/8	33-103.004	38/7		
20-64.007	37/46		38/8	33-103.005	38/7		
20-64.008	37/46		38/8	33-103.006	38/7		
20-64.009	37/46		38/8	33-103.007	38/7		
20-64.010	37/46		38/8	33-103.008	38/7		
20-64.011	37/46		38/8	33-103.011	38/7		
20-64.012	37/46		38/8	33-103.014	38/7		
20-64.013	37/46		38/8	33-103.015	38/7		
20-64.014	37/46		38/8	33-103.016	38/7		
20-64.015	37/46		38/8	33-103.018	38/7		
20-64.016	37/46		38/8	33-103.019	38/7		
20-64.017	37/46		38/8	33-208.403	37/50		38/6
20-64.018	37/46		38/8	33-210.103	37/50		38/6
20-64.019	37/46		38/8	33-302.104	26/35	26/52	
20-64.023	37/46		38/8			31/21	
20-64.024	37/46		38/8		37/50		38/6
20-65.002	37/46		38/8	33-302.110	38/9		
20-66.002	37/46		38/8	33-601.101	37/47		38/5
20-66.003	37/46		38/8	33-601.223	30/33	30/41	38/3w
20-66.004	37/46		38/8		37/35		38/3w
20-66.005	37/46		38/8		38/5	38/7	
20-69.001	37/46		38/5w	33-601.226	37/35	37/47	38/3w
20-69.002	37/46	38/1		33-601.718	38/5		
	38/2		38/5w	33-601.721	37/45		38/6
20-69.003	37/46		38/5w	33-601.725	38/6		
20-70.001	37/46		38/8	33-601.732	37/47		38/6
20-70.002	37/46		38/8	33-601.737	38/5		
20-70.003	37/46		38/8	33-602.101	37/43		38/5
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20-70.006	37/46		38/8				
FLORIDA PAROLE COMMISSION				COMMISSION ON ETHICS			
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23-21.0161	35/43c			40B-4.3030	37/49		38/8
				40B-9.1381	38/9		
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27D-1.002	37/48		38/4	40C-2.331	37/33	37/51	38/4
27D-1.003	37/48		38/4	40C-2.381	37/33		38/4
27D-1.006	37/48		38/4	40C-2.501	37/33		38/4
27D-1.007	37/48		38/4	40C-2.900	37/33	37/51	38/4
				40C-3.035	37/41		37/52
				40C-400.1013	36/39	36/50	

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
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40D-2.091	22/48			53ER11-57			37/41
40D-2.301	22/48			53ER11-58			37/44
40D-4.021	37/41		38/10w	53ER11-59			37/44
40D-4.091	22/48			53ER11-60			37/44
	37/41		38/10w	53ER11-61			37/44
40D-4.101	37/41		38/10w	53ER11-62			37/47
40D-4.331	37/41	37/49	38/5	53ER11-63			37/48
	37/41	37/49	38/5	53ER11-64			37/49
40D-4.351	37/41		38/10w	53ER11-65			37/49
40D-8.624	38/1		38/10	53ER11-66			37/49
	38/1		38/10	53ER12-1			38/3
40D-21.031	38/10			53ER12-2			38/3
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40D-21.211	38/10			53ER12-4			38/3
40D-21.221	38/10			53ER12-5			38/4
40D-21.231	38/10			53ER12-6			38/4
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40D-21.275	38/10			53ER12-8			38/4
40D-21.281	38/10			53ER12-9			38/4
40D-21.331	38/10			53ER12-10			38/5
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40D-21.391	38/10			53ER12-12			38/5
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40D-21.441	38/10			53ER12-14			38/7
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40D-21.621	38/10			53ER12-16			38/7
40D-21.631	38/10			53ER12-17			38/9
40D-21.641	38/10			53ER12-18			38/9
40D-21.651	38/10			53ER12-19			38/10
40D-40.302	37/46		38/6	53ER12-20			38/10
40E-1.659	38/6			53ER12-21			38/10
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40E-4.051	38/6			53ER12-23			38/10
40E-4.091	38/6			53-12.001	38/8		
40E-4.321	38/6			53-12.002	38/8		
40E-400.021	38/6			53-12.003	38/8		
40E-400.211	38/6			53-12.004	38/8		
				53-12.005	38/8		
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53ER11-41			37/32	53-13.009	38/5		
53ER11-42			37/32	53-13.010	38/8		
53ER11-43			37/35	53-13.011	38/8		
53ER11-44			37/35	53-14.001	38/8		
53ER11-45			37/36	53-14.002	38/8		
53ER11-52			37/41	53-14.003	38/8		
53ER11-53			37/41	53-14.004	38/8		
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Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
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53-14.009	38/8			59A-9.018	38/4		
53-14.010	38/8			59A-10.031	38/4		
53-15.001	38/8			59A-11.011	38/4		
53-15.002	38/8			59A-18.001	38/4		
53-15.003	38/8			59A-18.015	38/4		
53-16.001	38/8			59A-18.016	38/4		
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53-16.003	38/8			59A-22.003	38/4		
53-16.004	38/5			59A-22.004	38/4		
53-16.005	38/8			59A-22.006	38/4		
53-16.006	38/8			59A-22.008	38/4		
53-16.007	38/8			59A-22.009	38/4		
53-16.008	38/8			59A-22.010	38/4		
53-16.009	38/8			59A-22.011	38/4		
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53-16.011	38/8			59A-33.003	38/4		
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53-18.002	38/8			59A-33.005	38/4		
53-19.001	38/8			59A-33.010	38/4		
53-19.002	38/8			59A-33.011	38/4		
53-19.003	38/8			59A-35.100	37/47		38/10
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53-19.005	38/8			59B-6.009	38/4		
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53-20.003	38/8			59B-6.012	38/4		
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53-20.005	38/8			59B-6.014	38/4		
53-20.006	38/8			59B-6.015	38/4		
53-21.001	38/8			59B-6.016	38/4		
53-21.002	38/8			59B-6.017	38/4		
53-21.003	38/8			59B-6.018	38/4		
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53-25.003	38/8			59B-6.021	38/4		
53-25.004	38/8			59B-6.022	38/4		
53-25.005	38/8			59B-6.023	38/4		
53-25.006	38/8			59B-6.024	38/4		
53-25.007	38/8			59B-16.001	38/1		
53-25.008	38/8			59B-16.002	38/1		
53-25.009	38/8			59C-1.008	37/43		38/6
53-25.010	38/8			59C-1.043	38/4		
53-25.011	38/8			59E-2.0021	38/4		
				59E-2.0053	38/4		
				59E-2.014	38/4		
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				59E-4.001	38/4	38/8	
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59A-3.312	38/4						
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59A-6.034	37/47		38/7				
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59G-4.060	37/28	38/4		60BB-5.025	37/50		38/10
		38/7		60FF1-5.002	37/40	37/51	38/5
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59G-4.130	26/8	26/15		60L-36.005	38/4		
		29/39		60R-1.0026	37/48		38/9
	37/25	37/50		60R-1.0049	37/48		38/9
		38/10		60S-1.004	37/42	38/8	
	37/36c		38/7d	60S-1.0045	37/42		
	37/36c		38/7d	60S-1.005	37/42	38/8	
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59G-4.251	38/5			60S-1.0052	37/42		
59G-6.010	38/3			60S-1.0053	37/42	38/8	
59G-6.045	38/3	38/10		60S-1.00535	37/42		
59G-6.090	38/3			60S-1.00537	37/42		
59G-7.003	38/4			60S-1.00539	37/42		
59G-7.004	38/4			60S-1.0054	37/42	38/8	
59G-7.023	38/4			60S-1.0055	37/42		
59G-7.032	38/4			60S-1.0057	37/42	38/8	
59G-7.0322	38/4			60S-1.007	37/42	38/8	
59G-7.0331	38/4			60S-2.002	37/42		
59G-7.0332	38/4			60S-2.003	37/42	38/8	
59G-7.034	38/4			60S-2.004	37/42		
59G-7.035	38/4			60S-2.0041	37/42	38/8	
59G-7.051	38/4			60S-2.005	37/42	38/8	
59G-7.053	38/4			60S-2.006	37/42	38/8	
59G-7.054	38/4			60S-2.007	37/42	38/8	
59G-7.056	38/4			60S-2.009	37/42		
59G-7.057	38/4			60S-2.013	37/42		
59G-7.058	38/4			60S-2.015	37/42		
59G-7.0581	38/4			60S-2.016	37/42		
59G-7.060	38/4			60S-2.019	37/42		
59G-7.0601	38/4			60S-3.002	37/42	38/8	
59G-7.061	38/4			60S-3.003	37/42	38/8	
59G-7.062	38/4			60S-3.004	37/42		
59G-7.063	38/4			60S-3.006	37/42		
59G-7.064	38/4			60S-3.007	37/42		
59G-7.073	38/4			60S-3.010	37/42	38/8	
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59G-8.700	38/4			60S-3.013	37/42	38/8	
59G-13.032	38/8			60S-3.015	37/42		
59G-13.050	37/27	38/4		60S-4.001	37/42	38/8	
59G-13.052	38/8			60S-4.002	37/42	38/8	
59G-13.083	37/28	38/4		60S-4.003	37/42		
59G-13.086	38/8			60S-4.0035	37/42	38/8	
59G-13.088	37/44			60S-4.004	37/42		
59G-13.102	38/8			60S-4.005	37/42		
59G-13.112	38/8			60S-4.006	37/42		
59G-13.132	38/8			60S-4.007	37/42	38/8	
59GG-33.001	38/4			60S-4.008	37/42	38/8	
				60S-4.009	37/42	38/8	
				60S-4.010	37/42	38/8	
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				60S-4.012	37/42	38/8	
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60S-11.004	37/42	38/8		61A-10.053	38/8		
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61-35.004	38/9			61C-5.0012	38/6		
61-35.006	38/9			61C-5.004	38/6		
61-35.010	38/9			61C-5.009	38/6		
61-35.011	38/9			61C-5.011	38/6		
61-35.0271	35/45	36/27	38/5w	61D-7.014	37/50	37/52	38/10
		36/44		61D-14.003	36/42		
61-35.02711	35/45	36/27	38/5w	61D-14.011	36/42		
		36/44		61D-14.017	36/42		
61-35.02712	35/45	36/27	38/5w	61D-14.019	36/42		
		36/44		61D-14.031	36/42		
61-35.02713	35/45	36/27	38/5w	61D-14.059	36/42		
		36/44		61D-14.080	36/42		
61-35.02714	35/45	36/27	38/5w	61D-14.082	36/42		
		36/44		61D-14.086	36/42		
61-35.02715	35/45	36/27	38/5w	61D-14.090	36/42		
		36/44		61D-14.200	36/42		
61-35.02716	35/45	36/27	38/5w	61D-14.203	36/42		
		36/44		61G1-11.005	37/47		38/4
61-35.02717	35/45	36/27	38/5w	61G2-2.004	38/5		
		36/44		61G2-4.003	38/5		
61-35.02718	35/45	36/27	38/5w	61G2-4.005	37/51		38/7
		36/44		61G2-5.003	37/51		38/7
61-35.02719	35/45	36/27	38/5w	61G2-5.004	37/51		38/7
		36/44		61G2-7.060	37/51		38/7
61-35.0272	35/45	36/27	38/5w	61G3-15.006	37/45		38/6w
		36/44			38/10		
61-35.02721	35/45	36/27	38/5w	61G3-15.015	37/45		38/6w
		36/44			38/10		
61-35.02722	35/45	36/27	38/5w	61G3-15.020	37/45		38/6w
		36/44			38/10		
61-35.02723	35/45	36/27	38/5w	61G3-15.021	37/45		38/6w
		36/44			38/10		
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61A-4.003	38/8			61G3-16.0041	37/45		38/6w
61A-4.030	38/8				38/10		
61A-4.046	38/8			61G3-18.001	37/45		38/6w
61A-4.0461	38/8				38/10		
61A-4.061	38/8			61G3-18.002	37/45		38/6w
61A-4.063	38/8				38/10		
61A-5.001	38/8			61G3-19.0135	37/45		38/6w
61A-5.011	38/8				38/10		
61A-5.700	38/8			61G3-20.001	37/45		38/6w
					38/10		

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	38/10			61J1-1.006	37/47		38/4
61G3-21.005	37/45		38/6w	61J1-1.007	37/47		38/4
	38/10			61J1-1.008	37/47		38/4
61G3-21.007	37/45		38/6w	61J1-1.011	37/47		38/4
	38/10			61J1-2.001	37/42		
61G3-21.0075	37/45			61J1-4.010	37/41		37/49
61G3-21.008	37/45		38/6w	61J1-7.008	37/47		38/4
	38/10			61J1-8.002	37/47		38/4
61G4-15.001	37/47	38/9		61J1-8.005	37/47		38/4
61G4-15.0024	38/10			61J1-9.001	37/42	37/49	38/4
61G4-15.008	37/48		38/8	61J1-11.001	37/42		
61G4-15.032	38/9			61J1-11.002	37/42		
61G4-16.0021	38/9			61J2-2.027	36/38		38/4w
61G4-17.006	37/48		38/8	61K1-1.003	36/30	36/45	38/3w
61G4-17.009	37/48		38/8	61K1-1.004	36/30	36/45	38/3w
61G4-21.001	37/48		38/8	61K1-1.005	36/30	36/45	38/3w
61G5-22.006	38/4			61K1-1.0055	36/30		38/3w
61G5-22.017	38/4			61K1-1.011	36/30		38/3w
61G5-29.001	37/42	38/6					
	37/44c		38/7d	ENVIRONMENTAL PROTECTION			
61G6-5.003	37/50		38/5	62-1.003	37/47		38/7
61G6-5.004	37/50		38/5	62-4.060	37/47		38/7
61G6-5.010	37/50		38/5	62-4.110	37/47		38/7
61G7-5.001	37/50			62-4.150	37/47		38/7
61G7-5.002	38/1		38/8	62-4.210	37/47		38/7
61G7-10.002	36/17	37/41		62-4.220	37/47		38/7
61G10-12.001	36/43		38/10	62-4.240	37/47		38/7
61G14-10.002	38/4			62-4.249	37/47		38/7
61G14-15.002	38/4		38/7w	62-4.250	37/47		38/7
61G15-18.005	37/48		38/4	62-11.003	37/47		38/7
61G15-18.008	37/43		38/4	62-17.011	37/47		38/7
61G15-18.010	37/43		38/4	62-17.031	37/47		38/7
61G15-18.011	37/44		38/4	62-17.081	37/47		38/7
61G15-18.015	37/43		38/4	62-17.093	37/47		38/7
61G15-19.003	37/43		38/4	62-17.137	37/47		38/7
61G15-19.008	37/43			62-17.143	37/47		38/7
61G15-21.001	37/44		38/4	62-17.221	37/47		38/7
61G15-22.007	37/43		38/4	62-17.231	37/47		38/7
61G15-23.001	37/44		38/4	62-17.510	37/47		38/7
61G15-29.001	37/42	38/6		62-17.610	37/47		38/7
61G15-35.001	37/43		38/6	62-18.001	37/47		38/7
61G15-35.002	37/43		38/6	62-18.020	37/47		38/7
61G18-11.003	37/49		38/9	62-18.030	37/47		38/7
61G18-13.002	37/49		38/9	62-18.040	37/47		38/7
61G18-16.002	38/9			62-18.050	37/47		38/7
61G19-5.002	23/4	23/25		62-18.080	37/47		38/7
	37/41	37/44	38/4	62-18.090	37/47		38/7
61G19-6.004	37/47		38/9	62-18.500	37/47		38/7
61G19-6.007	37/47		38/9	62-18.510	37/47		38/7
61G19-6.011	37/47		38/9	62-18.530	37/47		38/7
61G19-12.001	37/47		38/9	62-18.580	37/47		38/7
61H1-27.001	37/50		38/5	62-18.700	37/47		38/7
61J1-1.001	37/47		38/4	62-18.710	37/47		38/7
61J1-1.003	37/47		38/4	62-18.720	37/47		38/7
61J1-1.004	37/47		38/4				

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62-18.730	37/47		38/7	62-242.400	37/47		38/7
62-18.740	37/47		38/7	62-242.500	37/47		38/7
62-18.750	37/47		38/7	62-242.600	37/47		38/7
62-18.760	37/47		38/7	62-242.700	37/47		38/7
62-18.770	37/47		38/7	62-242.800	37/47		38/7
62-18.780	37/47		38/7	62-242.900	37/47		38/7
62-18.790	37/47		38/7	62-243.100	37/47		38/7
62-18.800	37/47		38/7	62-243.200	37/47		38/7
62-18.810	37/47		38/7	62-243.400	37/47		38/7
62-18.820	37/47		38/7	62-243.600	37/47		38/7
62-25.042	37/47		38/7	62-252.100	37/47		38/7
62-25.050	37/47		38/7	62-252.200	37/47		38/7
62-25.080	37/47		38/7	62-252.400	37/47		38/7
62-29.001	37/47		38/7	62-252.500	37/45		38/7
62-29.020	37/47		38/7	62-252.900	37/45		38/7
62-29.030	37/47		38/7	62-257.100	37/47		38/7
62-29.040	37/47		38/7	62-281.100	37/47		38/7
62-29.050	37/47		38/7	62-285.400	37/47		38/7
62-29.060	37/47		38/7	62-285.420	37/45		38/7
62-29.070	37/47		38/7	62-296.341	37/50		
62-29.080	37/47		38/7	62-296.407	37/45		38/7
62-43.010	37/47		38/8	62-296.411	37/45		38/7
62-43.100	37/47		38/8	62-296.413	37/45		38/7
62-104.040	37/47		38/7	62-297.100	37/47		38/7
62-112.030	37/47		38/9	62-297.520	37/47		38/7
62-113.100	37/44		38/5	62-301.100	37/47		38/7
62-133.100	37/47		38/7	62-301.200	37/47		38/7
62-133.200	37/47		38/7	62-301.400	37/47		38/7
62-133.300	37/47		38/7	62-302.200	37/45	37/51	
62-133.400	37/47		38/7	62-302.530	37/45		
62-133.500	37/47		38/7	62-302.530(47)(b)	38/7c		
62-133.600	37/47		38/7		38/7c		
62-133.700	37/47		38/7	62-302.531	37/45	37/51	
62-133.800	37/47		38/7	62-302.532	37/45	37/51	
62-160.900	37/47		38/7	62-302.540	36/37		
62-204.100	37/47		38/7		36/43c		
62-204.200	37/47		38/7		36/43c		
62-204.220	37/47		38/7	62-302.800	37/45	37/51	
62-204.240	37/45		38/7	62-303.150	37/45		
62-204.260	37/45		38/7	62-303.200	37/45	37/51	
62-204.320	37/47		38/7	62-303.310	37/45		
62-204.360	37/47		38/7	62-303.330	37/45	37/51	
62-204.400	37/47		38/7	62-303.350	37/45	37/51	
62-210.100	37/47		38/7	62-303.351	37/45	37/51	
62-210.200	37/50			62-303.352	37/45	37/51	
62-210.340	37/47		38/7	62-303.353	37/45	37/51	
62-212.100	37/47		38/7	62-303.354	37/45		
62-212.300	37/50			62-303.390	37/45	37/51	
62-212.400	37/50			62-303.420	37/45		
62-212.600	37/45		38/7	62-303.430	37/45	37/51	
62-212.710	37/45		38/7	62-303.450	37/45		
62-213.100	37/47		38/7	62-303.710	37/45		
62-242.100	37/47		38/7	62-303.720	37/45		
62-242.200	37/47		38/7	62-303.810	37/47		38/7

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62-304.200	37/47		38/7	62-312.811	37/47		38/7
62-304.300	38/3			62-312.812	37/47		38/7
	38/3			62-312.813	37/47		38/7
62-304.600	35/31	36/7		62-312.814	37/47		38/7
		36/17		62-312.815	37/47		38/7
	36/13c			62-312.816	37/47		38/7
	36/13c			62-312.817	37/47		38/7
	36/13c			62-312.818	37/47		38/7
	36/13c			62-312.819	37/47		38/7
62-304.610	35/31	36/7		62-312.822	37/47		38/7
	36/13c			62-312.823	37/47		38/7
	36/13c			62-312.824	37/47		38/7
	36/13c			62-312.825	37/47		38/7
62-304.610(11)	36/13c			62-341.603	37/47		38/7
62-304.705	38/4			62-342.300	37/47		38/7
62-304.710	38/4			62-343.010	37/47		38/7
62-304.715	38/4			62-344.100	38/1		
62-304.725	38/4			62-344.200	38/1		
62-305.900	37/47		38/7	62-344.300	38/1		
62-312.010	37/47		38/7	62-344.400	38/1		
62-312.020	37/47		38/7	62-344.500	38/1		
62-312.030	37/47		38/7	62-344.600	38/1		
62-312.040	37/47		38/7	62-344.700	38/1		
62-312.045	37/47		38/7	62-344.900	37/47		38/7
62-312.050	37/47		38/7		38/1		38/7w
62-312.060	37/47		38/7	62-346.091	37/47		38/7
62-312.065	37/47		38/7	62-346.900	37/47		38/7
62-312.070	37/47		38/7	62-402.001	37/49		38/10
62-312.080	37/47		38/7	62-402.020	37/49		38/10
62-312.082	37/47		38/7	62-402.030	37/49		38/10
62-312.085	37/47		38/7	62-402.031	37/49		38/10
62-312.090	37/47		38/7	62-402.050	37/49		38/10
62-312.100	37/47		38/7	62-402.060	37/49		38/10
62-312.200	37/47		38/7	62-402.070	37/49		38/10
62-312.210	37/47		38/7	62-503.101	37/47		38/7
62-312.220	37/47		38/7	62-505.100	37/47		38/7
62-312.300	37/47		38/7	62-505.850	37/47		38/7
62-312.310	37/47		38/7	62-521.100	37/47		38/7
62-312.320	37/47		38/7	62-524.720	37/47		38/7
62-312.330	37/47		38/7	62-524.730	37/47		38/7
62-312.340	37/47		38/7	62-528.360	37/47		38/7
62-312.350	37/47		38/7	62-528.500	37/47		38/7
62-312.360	37/47		38/7	62-528.520	37/47		38/7
62-312.370	37/47		38/7	62-528.530	37/47		38/7
62-312.380	37/47		38/7	62-528.540	37/47		38/7
62-312.390	37/47		38/7	62-528.550	37/47		38/7
62-312.800	37/47		38/7	62-531.390	37/47		38/7
62-312.801	37/47		38/7	62-532.900	37/47		38/7
62-312.803	37/47		38/7	62-550.400	37/47		38/7
62-312.804	37/47		38/7	62-550.590	37/47		38/7
62-312.805	37/47		38/7	62-601.400	37/47		38/7
62-312.806	37/47		38/7	62-601.830	37/47		38/7
62-312.807	37/47		38/7	62-602.880	37/47		38/7
62-312.808	37/47		38/7	62-602.900	37/47		38/7
62-312.809	37/47		38/7	62-604.120	37/47		38/7
62-312.810	37/47		38/7	62-610.426	37/47		38/7

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62-610.478	37/47		38/7	62-731.060	37/47		38/7
62-610.479	37/47		38/7	62-731.062	37/47		38/7
62-610.490	37/47		38/7	62-731.064	37/47		38/7
62-620.400	37/47		38/7	62-737.100	37/47		38/7
62-620.715	37/47		38/7	62-737.710	37/47		38/7
62-625.100	37/47		38/7	62-740.010	37/47		38/7
62-660.820	37/47		38/7	62-761.510	37/47		38/4w
62-660.821	37/47		38/7	62-769.900	37/47		38/7
62-672.100	37/47		38/7	62-773.100	37/47		38/7
62-672.620	37/47		38/7	62-773.200	37/47		38/7
62-672.720	37/47		38/7	62-773.300	37/47		38/7
62-701.200	38/3			62-773.350	37/47		38/7
62-701.210	38/3			62-773.400	37/47		38/7
62-701.220	38/3			62-773.500	37/47		38/7
62-701.300	38/3			62-773.600	37/47		38/7
62-701.315	38/3			62-773.650	37/47		38/7
62-701.320	38/3			62-773.700	37/47		38/7
62-701.330	38/3			62-773.750	37/47		38/7
62-701.400	38/3			62-773.800	37/47		38/7
62-701.500	38/3			62-773.900	37/47		38/7
62-701.510	38/3			62-780.110	37/47		38/7
62-701.530	38/3			62-788.100	37/47		38/7
62-701.600	38/3			62-788.200	37/47		38/7
62-701.620	38/3			62-788.300	37/47		38/7
62-701.630	38/3			62-788.400	37/47		38/7
62-701.710	38/3			62-788.900	37/47		38/7
62-701.730	38/3			62-807.100	37/47		38/7
62-701.803	38/3			62-807.300	37/47		38/7
62-701.900	38/3			62-807.310	37/47		38/7
62-702.300	37/45		38/8	62-807.420	37/47		38/7
62-702.400	37/45		38/8	62-807.430	37/47		38/7
62-702.570	37/45		38/8	62-807.440	37/47		38/7
62-702.600	37/45		38/8	62-807.450	37/47		38/7
62-708.100	37/47		38/7	62-807.480	37/47		38/7
62-708.300	37/47		38/7	62-807.490	37/47		38/7
62-708.500	37/47		38/7	62-807.500	37/47		38/7
62-710.300	37/47		38/7	62-807.520	37/47		38/7
62-711.700	37/47		38/7	62-807.540	37/47		38/7
62-716.100	37/47		38/7	62-807.590	37/47		38/7
62-716.200	37/47		38/7	62-807.630	37/47		38/7
62-716.400	37/47		38/7	62-807.640	37/47		38/7
62-716.410	37/47		38/7	62-807.650	37/47		38/7
62-716.420	37/47		38/7	62B-33.002	33/50c		38/7d
62-716.430	37/47		38/7	(18)(43)(60)			
62-716.440	37/47		38/7	62B-33.005	33/50c		38/7d
62-716.510	37/47		38/7	(1)(a),(1),(2)			
62-716.610	37/47		38/7	62B-33.0051	33/50c		38/7d
62-716.620	37/47		38/7	(1)(a),(2)(c)			
62-716.700	37/47		38/7	62B-33.0051	33/50c		38/7d
62-722.600	37/47		38/7	(1)(a),(2)(d)			
62-730.001	37/47		38/7	62B-33.007	37/47		38/7
62-730.100	37/47		38/7	62B-49.003	37/47		38/7
62-730.231	37/47		38/7	62B-54.002	38/6		
62-731.020	37/47		38/7	62C-30.001	37/47		38/7
62-731.050	37/47		38/7	62C-36.007	37/47		38/7

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62C-36.012	37/47		38/7	64B5-2.0125	37/48		38/9w
62C-37.007	37/47		38/7	64B5-2.0126	37/48		
62C-37.012	37/47		38/7	64B5-2.013	37/39		
62C-38.007	37/47		38/7	64B5-2.014	37/48		38/9
62C-38.012	37/47		38/7	64B5-2.0142	36/29	37/38	38/6
62C-39.007	37/47		38/7			37/50	
62C-39.012	37/47		38/7	64B5-2.0144	38/1		
62N-16.027	37/47		38/8	64B5-2.0146	37/48		
62N-16.035	37/47		38/8	64B5-2.0148	38/1		
62N-30.001	37/47		38/8	64B5-2.0155	37/48		
62Q-15.013	37/47		38/7	64B5-2.016	37/48		
				64B5-13.005	37/48		38/3
				64B5-14.003	37/28	37/50	38/5
				64B5-15.024	37/48		38/6
				64B5-15.030	37/48		38/6
				64B5-16.002	38/10		
				64B6-8.002	36/40		38/7w
				64B7-24.017	37/51		38/8
				64B7-25.0025	38/9		
				64B7-25.004	37/51		
				64B7-25.006	38/8		
				64B7-26.001	37/51		38/8
				64B7-27.002	37/45		38/8
				64B7-27.003	37/45		38/8
				64B7-27.004	37/45		38/8
				64B7-27.005	37/45		38/8
				64B7-27.006	37/45		38/8
				64B7-27.007	37/45		38/8
				64B7-27.008	37/45		38/8
				64B7-27.010	37/45		38/8
				64B7-27.011	37/45		38/8
				64B7-27.012	37/45		38/8
				64B7-27.014	37/45		38/8
				64B7-27.015	37/45		38/8
				64B7-27.016	37/45		38/8
				64B7-27.017	37/45		38/8
				64B7-27.018	37/45		38/8
				64B7-27.019	37/45		38/8
				64B7-27.100	37/51		38/8
				64B7-28.003	38/9		
				64B7-28.008	37/51		
				64B7-28.0095	37/51		38/8
				64B7-29.001	37/51		38/8
				64B7-32.001	37/51		
				64B7-32.002	37/51	38/5	38/8
				64B7-32.003	38/4		
				64B7-32.004	38/9		
				64B8-1.003	38/10		
				64B8-1.007	37/40	38/2	38/8
				64B8-2.002	38/10		
				64B8-2.003	38/10		
				64B8-3.009	38/10		
				64B8-4.009	37/40	38/2	38/8
				64B8-4.016	38/10		
				64B8-5.004	38/10		

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64B8-8.001	38/7	38/10		64B14-4.005	38/9		
64B8-8.005	38/10			64B14-4.100	38/9		
64B8-8.008	38/10			64B14-5.002	38/9		
64B8-9.005	38/10			64B14-5.005	38/9		
64B8-9.0075	38/10			64B15-6.011	38/5		
64B8-9.010	38/10			64B15-12.003	37/40	37/52	38/6
64B8-9.011	38/10			64B15-12.010	37/36	38/2	38/8
64B8-9.017	37/51	38/5	38/8	64B15-14.0051	38/5		
64B8-13.005	38/6			64B15-14.012	37/51	38/5	38/8
64B8-13.007	38/10			64B15-19.002	38/5		
64B8-30.015	38/5			64B15-22.004	38/5		
64B8-35.001	38/10			64B16-25.130	38/4		
64B8-42.001	37/42			64B16-26.1003	37/47		38/4
64B8-42.002	37/42			64B16-26.103	37/47		
64B8-51.001	37/49			64B16-26.205	35/39	36/32	
64B8-51.006	36/42			64B16-26.206	37/47		
	38/9			64B16-26.601	37/47		
64B8-51.007	37/50			64B16-28.100	37/47	38/9	
64B8-52.003	37/50			64B16-28.101	37/47		38/4
64B8-55.0021	38/2			64B16-28.1081	37/47		38/4
64B9-3.0015	38/3			64B16-28.303	37/47		38/4
64B9-3.002	38/10			64B16-29.003	38/4		
64B9-3.007	38/3			64B16-30.001	38/4		
64B9-3.014	38/10			64B16-30.003	35/39	36/26	
64B9-4.005	38/3				37/47		38/4
64B9-4.014	38/3			64B17-3.001	38/5		
64B9-5.009	38/3			64B17-3.003	38/5		
64B9-5.010	38/3			64B17-4.001	38/5		
64B9-5.012	38/3			64B17-4.003	38/5		
64B9-8.005	37/40			64B18-11.001	37/35	38/5	
64B9-8.006	36/44		38/5w	64B19-11.001	38/8		
	37/41	37/47	38/5	64B19-12.002	38/8		
64B9-8.014	38/6			64B19-12.003	38/8		
64B9-15.005	38/10			64B21-500.002	37/49		
64B9-15.009	38/10			64B24-1.001	38/2		
64B9-15.011	37/43		38/5	64B24-1.003	38/2		
64B11-2.003	38/1			64B24-3.018	38/2		
64B11-3.001	38/1			64B24-5.001	38/2		
64B11-4.003	37/52			64B25-28.001	38/4		
64B12-8.019	38/3			64B25-28.003	38/4		
64B12-9.001	38/5			64B25-28.005	38/4		
64B12-9.0015	38/5			64B25-28.006	38/4		
64B12-9.002	38/5			64B28-3.001	37/50		38/8
64B12-10.007	38/5			64B28-3.002	37/50		38/8
64B12-10.012	38/5			64B32-2.001	37/50		
64B12-11.003	38/5			64B32-6.001	37/50		
64B12-15.001	38/5			64B33-2.001	37/42		
64B12-16.003	38/5			64D-2.002	34/8		
64B13-3.019	37/43		38/4	64E-18.005	38/4		
64B13-4.001	38/9			64E-28.001	38/4		
64B13-4.002	37/43		38/4	64E-28.002	38/4		
64B13-4.006	37/43		38/4	64E-28.003	38/4		
64B13-15.005	37/43		38/4	64E-28.004	38/4		



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64E-28.005	38/4			65C-31.009	36/38	36/49	
64E-28.006	38/1	38/10		65C-31.010	36/38	36/49	
64E-28.007	38/4			65C-31.011	36/38	36/49	
64E-28.008	38/4			65C-36.001	36/39		
64E-28.009	38/4			65C-36.002	36/39		
64E-28.010	38/4			65C-36.003	36/39		
64E-28.011	38/4			65C-36.004	36/39		
64F-10.001	38/4			65C-36.005	36/39		
64F-10.002	38/4			65C-36.006	36/39		
64F-10.003	38/4			65C-36.007	36/39		
64F-10.004	38/4			65C-36.008	36/39		
64F-10.005	38/4			65C-36.009	36/39		
64F-10.006	38/4			65D-30.008	38/8		
64F-10.007	38/4			65E-5.115	37/50		
64F-10.008	38/4			65E-10.013	37/50		
64F-10.009	38/4			65E-10.014	37/50		
64F-15.001	38/4			65E-10.016	37/50		
64F-15.002	38/4			65E-10.018	37/50		
64F-16.005	38/4			65E-10.019	37/50		
64F-16.008	38/4			65E-10.021	37/50		
64F-16.009	38/4			65E-12.110	38/3		
64F-16.010	38/4				38/3		
64F-16.011	38/4			65E-14.012	38/8		
64F-20.002	38/4			65E-26.001	36/50		38/9
64H-1.002	36/7	36/40		65E-26.002	36/50	37/50	38/9
		36/44		65G-2.016	38/2		
		37/49		65G-4.001	36/43	37/50	
64H-2.001	38/1		38/9	65G-4.0011	36/43		
64J-3.001	36/39			65G-4.002	36/43	37/50	
64J-3.002	34/43	35/2		65G-4.003	36/43		
	36/39			65G-4.004	36/43		
64J-3.003	36/39			65G-4.005	36/43		
64K-1.002	37/30	37/52	38/7	65G-4.006	36/43		
				65G-4.007	36/43		
CHILDREN AND FAMILY SERVICES							
65A-1.205	37/40	37/52	38/7	65G-4.008	36/43	37/50	
65A-1.205(1)	36/43c			65G-4.009	36/43	37/50	
	36/50c			65G-4.010	36/43	37/50	
65A-1.250	37/40			65G-4.014	36/7	37/11	
65A-1.712	38/8					37/44	
65A-1.713	38/5					37/51	
65A-1.716	38/7			65G-4.014(1)	36/13c		
65A-4.221	38/1		38/9	65G-4.014(1),(3)	36/13c		38/7d
65CER11-1			37/51	65G-4.014(3)	36/13c		
65CER11-2			37/51	65G-4.015	36/7	37/11	
65CER11-3			37/51			37/44	
65C-14.010	36/45			65G-4.016	36/7	37/11	
65C-31.001	36/38	36/49				37/44	
65C-31.002	36/38	36/49		65G-4.017	36/7	37/11	
65C-31.003	36/38	36/49				37/44	
65C-31.004	36/38	36/49		65G-4.017(1),(3)	36/13c		38/7d
65C-31.005	36/38	36/49			36/13c		
65C-31.006	36/38	36/49		65H-1.010	37/52		
65C-31.007	36/38	36/49					
65C-31.008	36/38	36/49					

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66B-1.005	37/52		38/9	68C-22.028	38/5		
66B-1.008	37/52		38/9	FINANCIAL SERVICES			
66B-2.004	37/52		38/9	69A-51.060	38/9		
66B-2.005	37/52		38/9	69A-60.005	37/25		
66B-2.008	37/52		38/9	69A-60.005(2)	37/36c		
FLORIDA HOUSING FINANCE CORPORATION				69A-64.005	38/9		
67ER09-3	35/43c		35/43d	69B-162.009	37/41		38/4
	35/43c		35/43d	69B-162.011	37/29	37/44	
	35/43c		35/43d	69B-175.006	37/41		38/4
	35/43c		35/43d	69B-175.008	37/41		38/4
67ER09-4	35/43c		35/43d	69B-175.010	37/41		38/4
	35/43c		35/43d	69B-241.010	36/23		38/7
	35/43c		35/43d	69B-241.020	36/23		38/7
	35/43c		35/43d	69B-241.030	36/23	37/51	38/7
	35/43c		35/43d	69B-241.035	36/23		38/4w
FISH AND WILDLIFE CONSERVATION COMMISSION				69B-241.040	36/23	37/51	38/7
68-1.003	38/7			69B-241.070	36/23		38/7
68A-4.002	38/1			69B-241.080	36/23	37/51	38/7
68A-4.008	38/1			69B-241.090	36/23	37/51	38/7
68A-5.006	38/8			69B-241.100	36/23	37/51	38/7
68A-9.004	38/1			69B-241.110	36/23	37/51	38/7
68A-11.003	38/1			69B-241.120	36/23		38/7
68A-12.008	38/1			69B-241.130	36/23	37/51	38/7
68A-13.003	38/1			69B-241.140	36/23	37/51	38/7
68A-15.004	38/1			69B-241.150	36/23		38/7
68A-15.006	38/1			69B-241.160	36/23		38/7
68A-15.061	38/1			69B-241.165	36/23	37/51	38/7
68A-15.062	38/1			69B-241.170	36/23	37/51	38/7
68A-15.063	38/1			69E-3.001	37/46		38/4
68A-15.064	38/1			69E-3.002	37/46		38/4
68A-15.065	38/1			69E-3.003	37/46		38/4
68A-17.004	38/1			69E-3.004	37/46		38/4
68A-17.005	38/1			69E-3.005	37/46		38/4
68A-20.004	38/1			69E-3.006	37/46		38/4
68A-20.005(3),(4)	38/1			69E-3.007	37/46		38/4
68A-20.005(4)(p)2.	38/1			69I-40.040	37/43		38/6
68A-23.002	38/1			69K-17.0042	37/49	38/5	38/9
68A-24.002	38/1			69K-18.002	37/49	38/5	
68A-26.002	38/1			69K-21.005	37/49	38/5	
68B-12.0046	38/1			69K-100.0035	37/49		
68B-14.0035	38/9			69K-100.035	37/49	38/5	
68B-14.00355	38/9			69L-5.201	37/51		38/9
68B-14.0039	38/9			69O-162.203	37/26		38/3w
68B-22.002	37/9	37/51	38/5		38/5		
68B-22.005	37/9	37/51	38/5	69O-170.0155	37/20c		38/7d
68B-37.002	37/41	37/51	38/5		37/21		38/4
68B-37.003	37/41	37/51	38/5	69O-170.101	38/5		
68B-37.004	37/41	37/51	38/5	69O-170.103	38/5		
68B-37.005	37/41	37/51	38/5	69O-170.105	38/5		
68B-37.006	37/41	37/51	38/5	69O-170.107	38/5		
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				69O-170.111	38/5		

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