

Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-4.00821
 RULE TITLE: Florida Educational Leadership Examination

PURPOSE AND EFFECT: The purpose of this rule development is to review and update the competencies and skills for the Florida Educational Leadership Examination, to specify the effective dates for implementation of the new competencies and skills, update processes related to the test delivery format, modify language related to disability accommodations, and revise obsolete terminology within the rule. This rule development will also establish guidelines for setting transitional passing scores when revisions to examinations are required to align the examinations to new competencies and skills or to implement new test formats. The effect will be changes to the Florida Educational Leadership Examination competencies and skills and the processes indicated above.

SUBJECT AREA TO BE ADDRESSED: Florida Educational Leadership Examination.

RULEMAKING AUTHORITY: 1012.56, 1012.59 FS.

LAW IMPLEMENTED: 1012.56 FS.

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

DATE AND TIME: October 1, 2012, 9:00 a.m. – 10:00 a.m.

PLACE: Department of Education, Turlington Building, 325 West Gaines Street, Suite 414, Room 422B, Tallahassee, Florida 32399-0400, Conference Call: 1(888)808-6959, Conference Code: 7119110

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Phil Canto, Chief, Bureau of Postsecondary Assessment, Office of Assessment, Accountability, Research, and Measurement, 325 W. Gaines Street, Suite 414, Tallahassee, FL 32399, (850)245-0513. To submit a comment on this rule development go to: <https://app1.fldoe.org/rules/default.aspx>
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF CORRECTIONS

RULE NOS.: 33-210.101, 33-210.102
 RULE TITLES: Routine Mail, Legal Documents and Legal Mail

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to specify the mailing and possession limits associated with enclosures in routine incoming mail and to ensure that the department's date stamps for outgoing legal mail are complete and uniform throughout the State.

SUBJECT AREA TO BE ADDRESSED: Routine inmate mail, legal documents and legal mail.

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 20.315, 944.09, 944.11 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: LaDawna Fleckenstein, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-210.101 Routine Mail.

(1) No change.

(2) Inmates will be permitted to receive only the following types of materials through routine mail:

(a) through (c) No change.

~~(d) Self addressed stamped envelopes. These items do not count toward the 15 page limitation for additional materials, but cannot exceed the equivalent of 20 (1 oz.) first class stamps.~~

~~(d)(e) Up to ten each of the following: unused Unused greeting cards (no larger than 8" x 10") with matching envelopes, stationery or other blank writing paper (lined or unlined), or envelopes (stamped or unstamped). These items do not count toward the 15 page limitation for additional materials, but cannot exceed 10 each in number. Card stock, sketch paper, and other types of craft paper may not be included.~~

~~(e)(f) U.S. postage stamps. The value of the stamps cannot exceed the equivalent of 20 (1 oz.) first class stamps. These items do not count toward the 15 page limitation for additional materials. Inmates shall not possess more than the maximum number of stamps permitted by Rule 33-602.201, F.A.C. Due care shall be exercised in processing mail; however, the department shall not be responsible for any postage stamps sent through the mail.~~

(3) through (22) No change.

Rulemaking Authority 944.09 FS. Law Implemented 20.315, 944.09 FS. History--New 10-8-76, Amended 10-11-77, 4-19-79, 11-19-81, 3-12-84, 10-15-84, Formerly 33-3.04, Amended 7-8-86, 9-4-88, 3-9-89, 9-1-93, 9-30-96, 5-25-97, 6-1-97, 10-7-97, 5-10-98, Formerly 33-3.004, Amended 12-20-99, Formerly 33-602.401, Amended 12-4-02, 8-5-03, 10-27-03, 9-20-04, 3-23-08, 7-2-09, 5-9-10,_____.

33-210.102 Legal Documents and Legal Mail.

(1) through (7) No change.

(8) Processing of Legal Mail.

(a) through (f) No change.

(g) Inmates shall present all outgoing legal mail unsealed to the mail collection representative to determine, in the presence of the inmate, that the correspondence is legal mail, bears that inmate's return address and signature, and that it contains no unauthorized items. Only the address may be read to determine whether it is properly addressed to a person or entity identified in subsection (2) of this rule. If the outgoing mail contains unauthorized items or is not legal mail, the inmate shall be subject to disciplinary action. If the outgoing mail is legal mail and it contains no unauthorized items, the mail collection representative shall stamp the document(s) to be mailed and the inmate's copy, if provided by the inmate. The date stamp shall be in the following format: "Provided to (name of institution) on (day, month and year blank to insert date) for mailing, by (officer's initials)." The mail collection representative shall then have the inmate initial the document(s) next to the stamp and have the inmate seal the envelope in the mail collection representative's presence. For confinement areas, the staff member who picks up the legal mail each day shall stamp the documents, have the inmate place his or her initials next to the stamp, and have the inmate seal the envelope in the staff member's presence. The use of mail drop boxes for outgoing legal mail is prohibited.

(h) No change.

(9) through (15) No change.

Rulemaking Authority 944.09 FS. Law Implemented 20.315, 944.09, 944.11 FS. History—New 10-8-76, Amended 4-19-79, 7-2-81, 6-8-82, 9-23-85, Formerly 33-3.05, Amended 10-7-86, 8-20-89, 4-4-91, 9-1-93, 4-28-96, 2-12-97, 5-25-97, 10-7-97, 12-7-97, 2-15-98, Formerly 33-3.005, Amended 12-20-99, Formerly 33-602.402, Amended 5-5-02, 12-4-02, 5-11-03, 8-25-03, 9-20-04, 12-23-07, 4-23-09, 2-23-10, 10-21-10, _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors' Licensing Board

RULE NO.: RULE TITLE:

61G6-6.005 Reexamination

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

SUBJECT AREA TO BE ADDRESSED: Reexamination.

RULEMAKING AUTHORITY: 455.217(2), 489.507(3) FS.

LAW IMPLEMENTED: 455.217(2), 489.511(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: Juanita Chastain, Executive Director, Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

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

Electrical Contractors' Licensing Board

RULE NO.: RULE TITLE:

61G6-9.001 Continuing Education for Reactivation

PURPOSE AND EFFECT: The Board proposes the rule amendment to update requirements for reactivating an inactive license.

SUBJECT AREA TO BE ADDRESSED: Continuing Education for Reactivation.

RULEMAKING AUTHORITY: 489.507(3), 489.519 FS.

LAW IMPLEMENTED: 489.519 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: Juanita Chastain, Executive Director, Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NO.: RULE TITLE:

61J1-4.010 Supervision and Training of Registered Trainee Appraisers

PURPOSE AND EFFECT: The Board proposes to review the rule and delete unnecessary language and add new language to modify the procedures for supervision and training of registered trainee appraisers.

SUBJECT AREA TO BE ADDRESSED: Supervision and training of registered trainee appraisers.

RULEMAKING AUTHORITY: 475.614 FS.

LAW IMPLEMENTED: 475.611, 475.6221, 475.6222 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: Juana Watkins, Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NO.: 61J1-8.002
 RULE TITLE: Disciplinary Guidelines

PURPOSE AND EFFECT: The Board proposes the rule amendment to modify language for the disciplinary guidelines penalties.

SUBJECT AREA TO BE ADDRESSED: Disciplinary Guidelines.

RULEMAKING AUTHORITY: 455.2273, 475.614 FS.

LAW IMPLEMENTED: 455.227, 475.622, 475.6221(3), 475.624, 475.626, 475.6425 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.

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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NO.: 61J1-9.002
 RULE TITLE: Standards of Professional Practice for Appraisal Management companies; Development and Communications of Real Estate Appraisals

PURPOSE AND EFFECT: The Board proposes to promulgate and adopt the new rule to clarify procedures for the standards of professional practice for appraisal management companies.

SUBJECT AREA TO BE ADDRESSED: Standards of professional practice for appraisal management companies.

RULEMAKING AUTHORITY: 475.614, 475.6235 FS.

LAW IMPLEMENTED: 475.614, 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.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Juana Watkins, Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NO.: 61J1-10.002
 RULE TITLE: Registered Trainee Real Estate Appraiser

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete unnecessary language for pre-registration courses for trainee appraisers.

SUBJECT AREA TO BE ADDRESSED: Pre-registration courses for trainee appraisers.

RULEMAKING AUTHORITY: 456.614 FS.

LAW IMPLEMENTED: 475.611(1)(n), (o), (p), 475.613(2), 475.615, 475.617(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: Juana Watkins, Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

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

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE NO.: 64B3-4.001 RULE TITLE: Trainee Registration
 PURPOSE AND EFFECT: The Board proposes the rule amendment to update the incorporated form.
 SUBJECT AREA TO BE ADDRESSED: Trainee Registration.
 RULEMAKING AUTHORITY: 483.805(4) FS.
 LAW IMPLEMENTED: 483.809(3), 483.811(2), (3), (4), 483.825 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: Bruce Deterding, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE NO.: 64B3-5.008 RULE TITLE: Public Health Laboratory Personnel
 PURPOSE AND EFFECT: The Board proposes the rule amendment to update an incorporated form.
 SUBJECT AREA TO BE ADDRESSED: Public Health Laboratory Personnel.
 RULEMAKING AUTHORITY: 483.805(4), FS.
 LAW IMPLEMENTED: 483.812 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: Bruce Deterding, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE NO.: 64B3-6.001 RULE TITLE: Manner of Application
 PURPOSE AND EFFECT: The Board proposes the rule amendment to incorporate an updated version of the application form.
 SUBJECT AREA TO BE ADDRESSED: Manner of Application.
 RULEMAKING AUTHORITY: 483.805(4) FS.
 LAW IMPLEMENTED: 456.013, 456.022, 483.815, 483.823 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: Bruce Deterding, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257
 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.: 64B8-2.001 RULE TITLE: Definitions
 PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to address one of the requirements with regard to the FLEX examination.
 SUBJECT AREA TO BE ADDRESSED: Clarification of the requirement with regard to the FLEX exam.
 RULEMAKING AUTHORITY: 456.072(2)(f), (g), 456.50(2), 458.303(1)(b), (i), 458.309, 458.311, 458.313(3), 458.315(1), 458.317(1)(c), (g), 458.319(1), 458.331(1)(w), 766.314(4) FS.
 LAW IMPLEMENTED: 456.072(2)(g), 456.50(2), 458.303, 458.311, 458.313, 458.315(1), 458.317(1)(c), 458.331(1)(u), 458.3485, 766.314(4) 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.

<p>Tootle, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253</p> <p>THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.</p> <p>DEPARTMENT OF HEALTH</p> <p>Board of Medicine</p> <p>RULE NO.: RULE TITLE: 64B8-4.025 Licensure Under Supervision</p> <p>PURPOSE AND EFFECT: The Board proposes the development of rule amendments to clarify requirements for those who are granted a license conditioned on practice under supervision.</p> <p>SUBJECT AREA TO BE ADDRESSED: Clarification of the requirements for licensure under supervision.</p> <p>RULEMAKING AUTHORITY: 458.309 FS.</p> <p>LAW IMPLEMENTED: 458.311, 458.313, 458.3145, 458.315, 458.316, 458.3165, 458.317 FS.</p> <p>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.</p> <p>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</p> <p>THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.</p> <p>DEPARTMENT OF HEALTH</p> <p>Division of Environmental Health</p> <p>RULE NOS.: RULE TITLES: 64E-5.101 Definitions 64E-5.1115 Subsurface Tracer Studies 64E-5.1312 Training and User Requirements 64E-5.1313 Training and User Requirements 64E-5.1317 Storage and Control of Volatiles and Gases 64E-5.1419 Radiation Surveys 64E-5.1420 Detection of Leaking or Contaminated Sources 64E-5.1501 Purpose and Scope 64E-5.1502 Transportation of Radioactive Material 64E-5.203 Radioactive Material Other Than Source Material – Exemptions 64E-5.204 Types of Licenses</p>	<p>64E-5.206</p> <p>64E-5.210</p> <p>64E-5.213</p> <p>64E-5.216</p> <p>64E-5.304</p> <p>64E-5.306</p> <p>64E-5.307</p> <p>64E-5.313</p> <p>64E-5.315</p> <p>64E-5.326</p> <p>64E-5.330</p> <p>64E-5.331</p> <p>64E-5.344</p> <p>64E-5.350</p> <p>64E-5.351</p> <p>64E-5.6011</p> <p>64E-5.607</p> <p>64E-5.609</p> <p>64E-5.614</p> <p>64E-5.6251</p> <p>64E-5.626</p> <p>64E-5.627</p> <p>64E-5.629</p>	<p>General Licenses - Radioactive Material Other Than Source Material</p> <p>Special Requirements for a Specific License to Manufacture, Assemble, Repair or Distribute Commodities, Products or Devices Which Contain Radioactive Material</p> <p>Specific Terms and Conditions of License</p> <p>Reciprocal Recognition of Licenses for Byproduct, Source, Naturally Occurring and Accelerator Produced Radioactive Material, and Special Nuclear Material in Quantities Not Sufficient to Form a Critical Mass</p> <p>Occupational Dose Limits for Adults Determination of External Dose from Airborne Radioactive Material</p> <p>Determination of Internal Exposure Compliance with Dose Limits for Individual Members of the Public</p> <p>Conditions Requiring Individual Monitoring of External and Internal Occupational Dose</p> <p>Exemptions to Labeling Requirements</p> <p>Discharge by Release into Sanitary Sewerage</p> <p>Disposal of Specific Wastes</p> <p>Notification of Incidents</p> <p>Reports of Transactions Involving Nationally Tracked Sources</p> <p>Nationally Tracked Source Thresholds</p> <p>Definitions</p> <p>Authority and Responsibilities</p> <p>Visiting Authorized User, Visiting Authorized Medical Physicist, or Visiting RSO</p> <p>Possession, Use, Calibration, and Check of Dose Calibrators in the Use of Unsealed Radiopharmaceuticals</p> <p>Therapy Related Computer Systems</p> <p>Use of Radiopharmaceuticals for Uptake, Dilution, or Excretion Studies</p> <p>Use of Unsealed Radiopharmaceuticals, Generators, and Reagent Kits for Imaging and Localization Studies</p> <p>Control of Aerosols and Gases</p>
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64E-5.630	Use of Radiopharmaceuticals for Therapy	<p>PURPOSE AND EFFECT: The purpose of these proposed rule changes is to maintain required compatibility with the U.S. Nuclear Regulatory Commission by updating department rules for use of radioactive materials or radiation from radioactive materials. Changes will also include the use of discrete sources of radium 226, naturally occurring radioactive material or accelerator produced radioactive materials and use of radioactive materials within the State of Florida. Some of the proposed rule changes will provide exemptions and general licenses for the use of radioactive materials and specify requirements for preparation and distribution of radioactive materials for medical use in humans.</p> <p>SUBJECT AREA TO BE ADDRESSED: The substantive changes will be in providing relaxations in training and experience requirements for authorized users for human medical use and daily spot checks of gamma stereotactic radiosurgery units containing radioactive materials; provide exemptions and general licenses for use of discrete sources of radium 226, naturally occurring radioactive materials or accelerator produced radioactive materials; changes to definitions; adding accelerator produced Nitrogen 13 and Oxygen 15 isotopes to the table of allowable radiation doses to occupational workers via oral and inhalation pathways, and maximum concentrations released into the environment via air, water and sewers (ALI-DAC Tables); clarifies how out of state licenses that use radioactive materials in the State of Florida may dispose of radioactive materials in the State of Florida; the preparation and distribution of radioactive materials for human medical use; require a permanent location within the State of Florida to be issued a specific radioactive materials license; and other subjects encompassed by the above-cited rules.</p> <p>These rule changes will also address minor wording changes identified by the U.S. Nuclear Regulatory Commission and the department to clarify the use of radioactive materials or radiation from radioactive materials to maintain compatibility with the U.S. Nuclear Regulatory Commission.</p> <p>RULEMAKING AUTHORITY: 404.051, 404.061, 404.071, 404.081, 404.131, 404.141, 404.20 FS.</p> <p>LAW IMPLEMENTED: 404.022, 404.031, 404.051, 404.061, 404.071(1), (3), 404.081(1), 404.141, 404.20(1), 404.22 FS.</p> <p>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.</p> <p>THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Brenda Andrews, 4052 Bald Cypress Way, Bin C21, Tallahassee, FL 32399-1741, (850)245-4266, Brenda_Andrews@doh.state.fl.us</p> <p>THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.</p>
64E-5.632	Use of Sources for Manual Brachytherapy	
64E-5.633	Manual Brachytherapy Sources Inventory and Surveys	
64E-5.6412	Full Calibration Measurements on Gamma Stereotactic Radiosurgery Units	
64E-5.6422	Periodic Spot-Checks for Gamma Stereotactic Radiosurgery Units	
64E-5.643	Radiation Surveys for Teletherapy Facilities	
64E-5.645	Therapy-Related Computer Systems	
64E-5.648	Radiation Safety Officer	
64E-5.649	Training for Uptake, Dilution, or Excretion Studies	
64E-5.650	Training for Imaging and Localization Studies for Which a Written Directive Is Not Required	
64E-5.652	Training for Use of Manual Brachytherapy Sources	
64E-5.653	Training for Ophthalmic Use of Strontium 90	
64E-5.654	Training for Use of Sealed Sources for Diagnosis	
64E-5.655	Training for Use of Remote Afterloader Units, Teletherapy Units, and Gamma Stereotactic Radiosurgery Units	
64E-5.656	Training for and Authorized Medical Physicist	
64E-5.660	Training for Use of Unsealed Radioactive Material for Which A Written Directive is Required in Rule 63E-5.626, 64E-5.627 or 64E-5.630, F.A.C.	
64E-5.661	Training for the Oral Administration of Sodium Iodide I-131 Requiring A Written Directive in Quantities Less Than or Equal to 1.22 Gigabecquerels (33 Millicuries)	
64E-5.662	Training for the Oral Administration of Sodium Iodide I-131 Requiring A Written Directive in Quantities Greater Than 1.22 Gigabecquerels (33 Millicuries)	
64E-5.663	Training for the Parenteral Administration of Unsealed Radioactive Material Requiring a Written Directive	
64E-5.664	Other Medical Uses of Radioactive Material or Radiation From Radioactive Material	
64E-5.810	Ventilation Systems	

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

RULE NOS.: RULE TITLES:
 64J-2.006 Trauma Registry
 64J-2.011 Trauma Center Requirements

PURPOSE AND EFFECT: To notice the proposed revisions to the Florida Trauma Data Dictionary located in the 2008 Florida Trauma Registry Manual. This document is incorporated by reference in Rule 64J-2.006, F.A.C., pursuant to Section 395.404(1)(a), F.S. In addition, to notice proposed revisions to the Trauma Center Standards, DH Pamphlet 150-9, January 2010, revising the current time-frame submission of trauma center quality improvement quarterly reports for Level I, II, and Pediatric trauma centers. This document is incorporated by reference in Rule 64J-2.011, F.A.C., pursuant to Section 395.401(2), F.S.

SUBJECT AREA TO BE ADDRESSED: Trauma Registry and Trauma Center Requirements.

RULEMAKING AUTHORITY: 395.401(2), 395.404(1)(a), 395.405 FS.

LAW IMPLEMENTED: 395.401(2), 395.4025, 395.404 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: September 28, 2012, 1:00 p.m., EST (12:00 Noon, CST)

PLACE: Department of Health (CCOC), 4025 Esplanade Way, Building 4025, Conference Room 301, Tallahassee, Florida 32399. The meeting is also available via conference call by dialing number: (888)387-8686, enter pass code: 2062357. The meeting agenda, Draft Trauma Registry Data Dictionary, and additional meeting materials will be available by close of business, seven days prior to the meeting at: <http://doh.state.fl.us/demo/Trauma/index.html> under "Statutes and Rules."

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 at 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 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: Janet Collins (850)245-4440, ext. 2775 or via e-mail at Janet_Collins@doh.state.fl.us, Fax: (850)488-2512

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

FLORIDA HOUSING FINANCE CORPORATION

RULE NOS.: RULE TITLES:
 67-21.002 Definitions
 67-21.003 Application and Selection Process for Developments
 67-21.0035 Applicant Administrative Appeal Procedures
 67-21.004 Federal Set-Aside Requirements
 67-21.0045 Determination of Method of Bond Sale
 67-21.006 Development Requirements
 67-21.007 Fees
 67-21.008 Terms and Conditions of MMRB Loans
 67-21.009 Interest Rate on Mortgage Loans
 67-21.010 Issuance of Revenue Bonds
 67-21.013 Non-Credit Enhanced Multifamily Mortgage Revenue Bonds
 67-21.014 Credit Underwriting Procedures
 67-21.015 Use of Bonds with Other Affordable Housing Finance Programs
 67-21.017 Transfer of Ownership
 67-21.018 Refundings and Troubled Development Review
 67-21.019 Issuance of Bonds for Section 501(c)(3) Entities

PURPOSE AND EFFECT: The purpose of this Rule is to establish the procedures by which the Corporation shall administer the Application process, determine loan amounts, make and service mortgage loans for new construction or rehabilitation of affordable rental units under the Multifamily Mortgage Revenue Bond (MMRB) Program authorized by Section 142 of the Code and Section 420.509, F.S.

SUBJECT AREA TO BE ADDRESSED: The Rule Development workshop will be held to receive comments and suggestions from interested persons relative to the development of the 2013 application and program requirements for the MMRB Program, as specified in Rule Chapter 67-21, Florida Administrative Code (F.A.C.).

RULEMAKING AUTHORITY: 420.507, 420.508 FS.

LAW IMPLEMENTED: 420.509 FS.

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

DATE AND TIME: October 1, 2012, 2:00 p.m.

PLACE: Tallahassee City Hall, Commission Chambers, 300 South Adams Street, Tallahassee, FL

The workshop will not be accessible via telephone.

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: Jean Salmonsens at (850)488-4197. 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: Len Stirrat, Multifamily Bonds Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197

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

FLORIDA HOUSING FINANCE CORPORATION

RULE NOS.:	RULE TITLES:
67-48.001	Purpose and Intent
67-48.002	Definitions
67-48.004	Application and Selection Procedures for Developments
67-48.005	Applicant Administrative Appeal Procedures
67-48.007	Fees
67-48.0072	Credit Underwriting and Loan Procedures
67-48.0075	Miscellaneous Criteria
67-48.009	SAIL General Program Procedures and Restrictions
67-48.0095	Additional SAIL Application Ranking and Selection Procedures
67-48.010	Terms and Conditions of SAIL Loans
67-48.0105	Sale, Transfer or Refinancing of a SAIL Development
67-48.013	SAIL Construction Disbursements and Permanent Loan Servicing
67-48.014	HOME General Program Procedures and Restrictions
67-48.015	Match Contribution Requirement for HOME Allocation
67-48.017	Eligible HOME Activities
67-48.018	Eligible HOME Applicants
67-48.019	Eligible and Ineligible HOME Development Costs
67-48.020	Terms and Conditions of Loans for HOME Rental Developments
67-48.0205	Sale, Transfer or Refinancing of a HOME Development
67-48.022	HOME Disbursements Procedures and Loan Servicing
67-48.023	Housing Credits General Program Procedures and Requirements

67-48.027	Tax-Exempt Bond-Financed Developments
67-48.028	Carryover Allocation Provisions
67-48.029	Extended Use Agreement
67-48.030	Sale or Transfer of a Housing Credit Development
67-48.031	Termination of Extended Use Agreement and Disposition of Housing Credit Developments

PURPOSE AND EFFECT: The purpose of this Rule is to establish the procedures by which the Corporation shall: (1) administer the Application process, determine loan amounts, make and service mortgage loans for new construction or rehabilitation of affordable rental units under the State Apartment Incentive Loan (SAIL) Program authorized by Section 420.5087, Florida Statutes (F.S.), and the HOME Investment Partnerships (HOME) Program authorized by Section 420.5089, Florida Statutes; and (2) administer the Application process, determine Housing Credit (HC) amounts and implement the provisions of the Housing Credit Program authorized by Section 42 of the Code and Section 420.5099, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: The Rule Development workshop will be held to receive comments and suggestions from interested persons relative to (1) the development of the 2013 application and program requirements for the SAIL, HOME, HC Programs, as specified in Rule Chapter 67-48, Florida Administrative Code (F.A.C.) and (2) amendments to the Florida Housing Finance Corporation's 2012 Qualified Allocation Plan (QAP).

RULEMAKING AUTHORITY: 420.507 FS.

LAW IMPLEMENTED: 420.5087, 420.5089, 420.5099 FS.

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

DATE AND TIME: October 1, 2012, 2:00 p.m.

PLACE: Tallahassee City Hall, Commission Chambers, 300 South Adams Street, Tallahassee, FL. The workshop will not be accessible via telephone

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: Jean Salmonsens at (850)488-4197. 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: Kevin Tatreau, Director of Multifamily Development Programs

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

Section II Proposed Rules

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.:	RULE TITLE:
6A-1.099822	School Improvement Rating for Alternative Schools

PURPOSE AND EFFECT: The purpose and effect of this rule amendment is to incorporate changes on the process of crediting back assessment results from students at alternative schools to their home schools. In addition, technical edits need to be made to align the calculation of school improvement ratings more closely with the school grades calculation.

SUMMARY: This rule amendment aligns the rule language to statutory language and how students' achievement scores and learning gains will be included in their home school's grade.

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: 1) no requirement for SERC was triggered under Section 120.541(1), Florida Statutes, and; 2) based on past experiences with the school improvement rating rule and rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would be expected to exceed any one of the economic analysis criteria 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: 1008.34 FS.

LAW IMPLEMENTED: 1008.34 FS.

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

DATE AND TIME: October 9, 2012, 8:00 a.m.

PLACE: Valencia College, 1800 S. Kirkman Rd., Orlando, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ed Croft, Director, Accountability Reporting, Accountability Research and Measurement, 325 West Gaines Street, Room 1401, Tallahassee, FL 32399, Ed.Croft@fldoe.org

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.099822 School Improvement Rating for Alternative Schools.

(1) through (4) No change.

(5) Procedures for Calculating School Improvement Ratings for Alternative Schools. The school improvement ratings for alternative schools will be considered fully implemented with the following accountability elements:

(a) The school improvement rating shall be based on a comparison of student learning gains for the current year and previous year. The learning gains definition will be consistent with the learning gains definition for school grades defined in Rule 6A-1.09981, F.A.C. The school improvement rating shall be calculated for each alternative school that has chosen to be rated by this method and, to ensure statistical reliability of results in accordance with Section 1008.34(3)(a)1., F.S., has:

1. A minimum of ten (10) eligible students with valid FCAT 2.0 or FAA assessment ~~Florida Comprehensive Assessment Test (FCAT)~~ scores in reading in the current and two previous years; and

2. A minimum of ten (10) eligible students with valid FCAT 2.0, FAA, or EOC assessment ~~Florida Comprehensive Assessment Test (FCAT)~~ scores in math in the current and two previous years.

(b) The school improvement rating shall be designated as following:

1. "Improving" means the schools with students making more academic progress than when the students were served in their home schools. In order for a school to earn an "improving" designation, the percent of students making learning gains in reading and math in the current year must be at least five percentage points higher than the percent of the same students making learning gains in the prior year in their home school.

2. "Maintaining" means schools with students making progress equivalent to the progress made when the students were served in their home schools. In order for a school to earn a "maintaining" designation, the percent of students making learning gains in reading and math in the current year must be less than five percentage points above or below the percent of the same students making learning gains in the prior year in their home school.

3. "Declining" means schools with students making less academic progress than when the students were served in their home schools. In order for a school to earn a "declining" designation, the percent of students making learning gains in

reading and math in the current year must be at least five percentage points lower than the percent of the same students making learning gains in the prior year in their home school.

(c) The Commissioner shall withhold the designation of a school's improvement rating if performance data is determined to not accurately represent the progress of the school. Circumstances under which a school's performance data may be considered to not accurately represent the progress of the school include:

1. Less than ninety (90) percent of the school's student population eligible for inclusion in the designation of the school's improvement rating were assessed;

2. Circumstances identified before, during, or following the administration any state assessment where the validity or integrity of the test results are called into question and are subject to an investigation or review as determined by the Department.

The school's improvement rating shall be designated incomplete (I) until the state, district, and/or local investigation(s) are complete. If, following the completion of investigations, data are determined to accurately represent the performance of the school, a school improvement designation reflecting the data will be reported.

(d) After the initial issuance of the school improvement ratings, school districts shall have the opportunity to review and submit for state review any appeal of the calculation as outlined in paragraph 6A-1.09981(9)(c), F.A.C.

(6) Student Performance Credited to Home School When Alternative School Receives a School Improvement Rating. If an alternative school chooses to be evaluated through a school improvement rating rather than a school grade, and the alternative school is not a charter alternative school established pursuant to Section 1002.33, F.S., the state assessment scores ~~student performance~~ of eligible students (identified in Section 1008.34(3)(b)3., F.S.) shall be included in the students' home school's grade as well as the alternative school's school improvement rating. An eligible student's assessment scores ~~performance~~ will be included in the calculation of the home school's grade in accordance with the provisions of paragraph 6A-1.09981(4)(a), F.A.C. ~~overall percentage of students making learning gains in reading and in math~~, provided that the student is enrolled in a grade level at the alternative school that is offered by the student's home school.

Rulemaking Authority 1008.34, 1008.341 FS. Law Implemented 1008.34, 1008.341 FS. History—New 4-14-08, Amended 6-22-09, 4-8-12, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jane Fletcher, Interim Deputy Commissioner, Accountability, Research, and Measurement

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Gerard Robinson, Commissioner, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 31, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 10, 2012

DEPARTMENT OF TRANSPORTATION

RULE NOS.:	RULE TITLES:
14-94.001	Purpose
14-94.002	Definitions
14-94.003	Statewide Minimum Level of Service Standards

PURPOSE AND EFFECT: The proposed rule amendments will repeal Rule Chapter 14-94, F.A.C.

SUMMARY: Section 163.3180(10), F.S., which required the Department to adopt rules for the lowest acceptable level of service standards for transportation facilities, was repealed. Local governments will consult with the Department as required by Section 163.3180(5)(h)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: Based upon the Department's economic impact analysis, the agency has determined that this rule chapter does not require a SERC. In addition, the agency has determined that the rule(s) will not require legislative ratification pursuant to Section 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: 163.3180(10), 334.044(2) FS. LAW IMPLEMENTED: 163.3180(10), 163.3184(4), 334.03, 334.044(10)(a), (12), (19), 339.155(2), 339.2819, 339.61, 339.62, 339.63, 339.64 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: 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, (850)414-5382, deanna.hurt@dot.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

14-94.001 Purpose.

(1) The purpose of this rule chapter is to establish statewide minimum level of service standards to be used in the planning and operation of the State Highway System (SHS), roadway facilities on the Strategic Intermodal System (SIS), the Florida Intrastate Highway System (FIHS), and roadway facilities funded in accordance with Section 339.2819, F.S. which creates the Transportation Regional Incentive Program (TRIP). This rule chapter is intended to promote public safety and general welfare, ensure the mobility of people and goods, and preserve the facilities on the SHS, SIS, and facilities funded by the TRIP. The minimum level of service standards for the SIS, FIHS, and facilities funded by the TRIP will be used by the Department in the review of local government comprehensive plans, assessing impacts related to developments of regional impact, and assessing other developments affecting the SIS, FIHS, and roadways funded by the TRIP. The minimum level of service standards for the SIS, FIHS, and roadways funded by the TRIP will be used by local governments for complying with applicable provisions of Section 163.3180, F.S.

(2) This rule chapter does not supersede or negate the provisions of Chapter 9J-5, F.A.C., pertaining to the preparation and adoption of local comprehensive plans or plan amendments by local governments.

Rulemaking Specific Authority 163.3180(10), 344.044(2) FS. Law Implemented 163.3180(10), 163.3184(4), 334.03, 334.044(10)(a), (12), (19), 339.155(2), 339.2819, 339.61-.64 FS. History—New 4-14-92, Amended 5-8-06, Repealed _____.

14-94.002 Definitions.

As used in this rule chapter, the following definitions apply:

(1) “Communities” means incorporated places outside urban or urbanized areas, or unincorporated developed areas having a population of 500 or more identified by local governments in their local government comprehensive plans and located outside of urban or urbanized areas.

(2) “Controlled Access Facilities” means non limited access arterial facilities where access connections, median openings, and traffic signals are highly regulated.

(3) “Exclusive Through Lanes” means roadway lanes exclusively designated for intrastate travel, which are physically separated from general use lanes, and to which access is highly regulated. These lanes may be used for high occupancy vehicles and express buses during peak hours if the level of service standards can be maintained.

(4) “Florida Intrastate Highway System (FIHS)” means the highway system established pursuant to Section 338.001, F.S., which comprises a statewide network of limited and controlled access facilities. The primary function of the system is for high speed and high volume traffic movements within the state.

(5) “General Use Lanes” means roadway lanes not exclusively designated for long distance high speed travel. In urbanized areas general use lanes include high occupancy vehicle lanes not physically separated from other travel lanes.

(6) “Level of Service (LOS)” for highways means a quantitative stratification of the quality of service to a typical traveler on a facility into six letter grade levels with “A” describing the highest quality and “F” describing the lowest quality. The indicated LOS standards designate lowest acceptable operating conditions for the 100th highest volume hour of the year in the predominant traffic flow direction. The 100th highest volume hour represents the typical peak hour during the peak season. Definitions and measurement criteria used for minimum LOS standards are based on the Transportation Research Board Highway Capacity Manual 2000. All LOS evaluations are to be based on the Transportation Research Board Highway Capacity Manual 2000, the Department’s 2002 Quality/Level of Service Handbook, or a methodology determined by the Department to be of comparable reliability. The Transportation Research Board Highway Capacity Manual 2000 and the Department’s 2002 Quality/Level of Service Handbook are hereby incorporated by reference and made a part of these rules. The National Transportation Research Board’s Highway Capacity Manual 2000, is available from the Transportation Research Board, National Research Council, Washington, D.C. The Department’s 2002 Quality/Level of Service Handbook may be found at: http://www.dot.state.fl.us/planning/systems/sm/los/los_sw2.htm.

(7) “Limited Access Facilities” means multilane divided highways having a minimum of two lanes for exclusive use of traffic in each direction and full control of ingress and egress; this includes freeways and all fully controlled access roadways.

(8) “Other State Roads” means roads on the SHS which are not part of the FIHS.

(9) “Peak Hour” means the 100th highest volume hour of the year in the predominant traffic flow direction from the present through a 20 year planning horizon.

(10) “Multimodal Transportation Districts (MMTDs)” means areas in which secondary priority is given to vehicle mobility and primary priority is given to assuring a safe, comfortable and attractive pedestrian environment with convenient interconnection to transit. Local government comprehensive plans may establish multimodal LOS standards within MMTDs pursuant to Section 163.3180(15), F.S.

(11) “Regionally Significant Roadways” means as established pursuant to Section 339.2819, F.S.

(12) “Roadways Parallel to Exclusive Transit Facilities” means roads that generally run parallel to and within one half mile of exclusive transit facilities, which are physically separated rail or roadway lanes reserved for multipassenger use by rail cars or buses serving large volumes of home/work trips

during peak travel hours. Exclusive transit facilities do not include downtown people movers, or high occupancy vehicle lanes unless physically separated from other travel lanes.

(13) “Rural Areas” means areas not included in an urbanized area, a transitioning urbanized area, an urban area, or a community.

(14) “Strategic Intermodal System (SIS)” means as established pursuant to Sections 339.61-.64, F.S.

(15) “SIS Connectors” means designated roadways that connect SIS hubs to SIS highways. These may be either on or off the SHS.

(16) “SIS Hubs” means ports and terminals that move goods or people between Florida regions or between Florida and other markets in the United States and the rest of the world. These include commercial service airports, deepwater seaports, space ports, interregional rail and bus terminals, and freight rail terminals.

(17) “Transitioning Urbanized Areas” means the areas outside urbanized areas, but within the MPO Metropolitan Planning Area Boundaries, that are expected to be included within the urbanized areas within the next 20 years based primarily on the U.S. Bureau of Census urbanized criteria.

(18) “Transportation Concurrence Exception Area (TCEA)” means an area which is so designated by a local government pursuant to Section 163.3180, F.S.

(19) “Transportation Concurrence Management Area (TCMA)” means a geographically compact area with an existing network of roads where multiple, viable alternative travel paths or modes are available for common trips. A TCMA may be designated in local government comprehensive plans in accordance with Section 163.3180, F.S.

(20) “Transportation Regional Incentive Program (TRIP)” means as established pursuant to Section 339.2819, F.S.

(21) “Urban Areas” means places with a population of at least 5,000 which are not included in urbanized areas based on the most recent U.S. Census. The applicable boundary encompasses the urban area as well as the surrounding geographical area as determined by the Federal Highway Administration (FHWA), the Department, and local government. The boundaries are commonly called FHWA Urban Area Boundaries and include areas expected to have medium density development before the next decennial census.

(22) “Urbanized Areas” means the urbanized areas designated by the U.S. Bureau of Census as well as the surrounding geographical areas, as determined by the FHWA, the Department, and the Metropolitan Planning Organization, and are commonly called FHWA Urbanized Area Boundaries. The over or under 500,000 classifications distinguish urbanized area populations based on the most recent U.S. Census.

Rulemaking Specific Authority 163.3180(10), 334.044(2) FS. Law Implemented 163.3180(10), 163.3184(4), 334.03, 334.044(10)(a), (12), (19), 339.155(2), 339.2819, 339.61-.64 FS. History—New 4-14-92, Amended 5-8-06, Repealed.

14-94.003 Statewide Minimum Level of Service Standards.

(1) The Statewide Minimum LOS Standards are as follows:

STATEWIDE MINIMUM LEVEL OF SERVICE STANDARDS FOR THE STATE HIGHWAY SYSTEM, ROADWAYS ON THE STRATEGIC INTERMODAL SYSTEM (SIS), ROADWAYS ON THE FLORIDA INTRASTATE HIGHWAY SYSTEM (FIHS) AND ROADWAY FACILITIES FUNDED IN ACCORDANCE WITH SECTION 339.2819, FLORIDA STATUTES, THE TRANSPORTATION REGIONAL INCENTIVE PROGRAM (TRIP)				
	SIS AND FIHS FACILITIES		TRIP FUNDED FACILITIES AND OTHER STATE ROADS ³	
	Limited Access Highway ⁴ (Freeway)	Controlled Access Highway ⁴	Other Multilane ⁴	Two-Lane ⁴
Rural Areas	B	B1	B	C
Transitioning Urbanized Areas, Urban Areas, or Communities	C	C	C	C
Urbanized Areas Under 500,000	C(D)	C	D	D
Urbanized Areas Over 500,000	D(E)	D	D	D
Roadways Parallel to Exclusive Transit Facilities	E	E	E	E
Inside TCMA ² s	D(E)2	E2	2	2
Inside TCEA ² s and MMTDs ²	2	2	2	2

~~Level of service standards inside of parentheses apply to general use lanes only when exclusive through lanes exist.~~

- ~~1. For rural two-lane facilities, the standard is C.~~
- ~~2. Means the Department must be consulted as provided by Section 163.3180(5), (7), or (15), Florida Statutes, regarding level of service standards set on SIS or TRIP facilities impacted by TCMAs, MMTDs, or TCEAs respectively.~~
- ~~3. Means the level of service standards for non TRIP facilities may be set by local governments in accordance with Rule 9J 5.0055, F.A.C.~~
- ~~4. It is recognized that certain roadways (i.e., constrained roadways) will not be expanded by the addition of through lanes for physical, environmental, or policy reasons. In such instances, a variance to the level of service may be sought pursuant to Section 120.542, Florida Statutes.~~

~~NOTE: Level of service letter designations are defined in the Department’s 2002 Quality/Level of Service Handbook.~~

~~(2) Specific assumptions and restrictions that apply to these minimum LOS standards are:~~

~~(a) The minimum LOS standards represent the lowest acceptable operating conditions in the peak hour.~~

~~(b) Definitions and measurement criteria used for the minimum LOS standards can be found in the Transportation Research Board’s Highway Capacity Manual Special Report 2000.~~

~~(c) When calculating or evaluating level of service pursuant to this rule, all calculations and evaluations shall be based on the methodology contained in Transportation Research Board’s Highway Capacity Manual Special Report 2000, the Department’s 2002 Quality/Level of Service Handbook, or a methodology determined by the Department to be of comparable reliability. Any methodology superseded by the Highway Capacity Manual 2000, such as a methodology based on the 1997 Highway Capacity Manual or Circular 212, shall not be used.~~

~~(3) Minimum LOS Standards for SIS Connectors and TRIP Funded Facilities are:~~

~~(a) Minimum LOS Standards for SIS Highways.~~

~~1. Limited access SIS highways shall adhere to the limited access FHHS LOS standards.~~

~~2. Controlled access SIS highways shall adhere to the controlled access FHHS LOS standards.~~

~~3. These standards shall apply regardless whether the facility is FHHS, SHS, or under other jurisdiction.~~

~~(b) Minimum LOS Standards for SIS Connectors. The minimum LOS standard for SIS connectors shall be LOS D.~~

~~(c) Minimum LOS Standards for Regionally Significant Roadways Funded by the TRIP.~~

~~1. Regionally significant roadways utilizing TRIP funding shall adhere to the Other State Roads Standards in Chapter 14-94, F.A.C.~~

~~2. These LOS standards apply to the TRIP funded portions of the roadway facilities extending to their logical termini for LOS analysis.~~

Rulemaking Specific Authority 163.3180(10), 334.044(2) FS. Law Implemented 163.3180(10), 163.3184(4), 334.03, 334.044(10)(a), (12), (19), 339.155(2), 339.2819, 339.61-.64 FS. History—New 4-14-92, Amended 5-8-06, Repealed _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Douglas McLeod, Manager, Highway Data Analysis

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ananth Prasad, P.E., Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 10, 2012

STATE BOARD OF ADMINISTRATION

Florida Prepaid Postsecondary Education Expense Board

RULE NO.: RULE TITLE:

19B-4.001 Application

PURPOSE AND EFFECT: To update the form for the Florida Prepaid College Plan and Florida College Investment Plan New Account Application, the Florida Prepaid College Plan Add-a-Plan Application, and the Master Covenant, and to update the name of the Florida College Investment Plan to the “Florida 529 Savings Plan.”

SUMMARY: This rule change is being made to update the Florida Prepaid College Plan and Florida College Investment Plan New Account Application form, Florida Prepaid College Plan Add-a-Plan application form and Florida Prepaid College Plan Master Covenant, and the new name for the Florida College Investment Plan to the Florida 529 Savings Plan.

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.

The Agency has determined that the proposed rule will not require legislative ratification pursuant to Section 120.541(3), F.S., or other applicable statutes: 1) no requirement for SERC was triggered under Section 120.541(1), F.S., and 2) based on past experiences with rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 1009.971(1), (4), (6) FS.

LAW IMPLEMENTED: 1009.98(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.

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: Kevin Thompson, (850)488-8514. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kevin Thompson, Executive Director, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308, telephone (850)488-8514

THE FULL TEXT OF THE PROPOSED RULE IS:

19B-4.001 Application.

(1) No change.

(2) The Florida Prepaid College Plan and Florida 529 Savings College Investment Plan New Account Application, Form No. FPCB 2013-01 ~~2012-01~~, is hereby incorporated by reference and may be obtained from the Board by calling (800)552-GRAD (4723) (prompt 1). The Florida Prepaid College Plan Master Covenant, Form No. FPCB 2013-02 ~~2012-02~~, is hereby incorporated by reference and may be obtained from the Board by calling (800)552-GRAD (4723) (prompt 1). The Florida Prepaid College Plan Add-a-Plan Application, Form No. FPCB 2013-03 ~~2012-03~~, is hereby incorporated by referenced and may be obtained from the Board by calling (800)552-GRAD (4723) (prompt 1).

Rulemaking Authority 1009.971(1), (4), (6) FS. Law Implemented 1009.98 FS. History--New 3-29-89, Amended 2-6-90, 3-19-92, Formerly 4G-4.001, Amended 12-5-93, 5-31-95, 6-20-96, 10-20-96, 12-16-97, 2-18-99, 6-6-99, 2-8-00, 5-21-00, 1-3-01, 10-9-01, 11-27-02, 10-1-03, 1-29-04, 12-28-04, 6-2-05, 12-20-05, 1-1-07, 11-27-07, 12-17-07, 11-18-08, 1-28-09, 4-5-09, 10-26-09, 10-18-10, 12-5-11,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Florida Prepaid College Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Florida Prepaid College Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 14, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 14, 2012

STATE BOARD OF ADMINISTRATION

Florida Prepaid College Board

RULE NO.: RULE TITLE

19B-4.005 Maximum Account Balance Limit

PURPOSE AND EFFECT OF THE AREA TO BE ADDRESSED: This rule is amended to update the name of the Florida College Investment Plan to be named the "Florida 529 Savings Plan."

SUMMARY: The Florida Prepaid College Board has changed the name of the Florida College Investment Plan to be named the "Florida 529 Savings Plan."

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.

The Agency has determined that the proposed rule will not require legislative ratification pursuant to Section 120.541(3), F.S., or other applicable statutes: 1) no requirement for SERC was triggered under Section 120.541(1), F.S., and 2) based on past experiences with rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 1009.971(1), (4), (6) FS.

LAW IMPLEMENTED: 1009.98(1) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE NOTICED IN THE NEXT FLORIDA ADMINISTRATIVE WEEKLY (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD).

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: Kevin Thompson, (850)488-8514. 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 FULL TEXT OF THE PROPOSED RULE IS:

19B-4.005 Maximum Account Balance Limit.

(1) The maximum account balance limit shall be determined annually by the Board. The maximum account balance limit shall be calculated by multiplying the qualified higher education expenses, including tuition fees, room and board, and supplies, at the most expensive eligible educational institution, by seven (7), and rounding the resulting product

downward to the nearest \$1,000.00 increment. In determining the qualified higher education expenses at the most expensive eligible educational institution, the Board will consult the figures compiled by the College Board and published in the annual College Handbook which is found at the College Board's website at <http://store.collegeboard.com>. The maximum account balance limit shall not exceed the amount permitted pursuant to s. 529 of the Internal Revenue Code. The Board will publish the amount of the maximum account balance limit annually in the Florida Administrative Weekly. The redemption value of an advance payment contract plus the account balance of an account in the Florida 529 Savings College Investment Plan, for the same beneficiary shall not exceed the maximum account balance limit.

(2) No change.

(3) If the Board receives an application for an advance payment contract or an additional plan as an addendum to an advance payment contract for a beneficiary and the sum of the redemption value of that application's benefit(s), the redemption value of any existing advance payment contract for that beneficiary and the account balance of a Florida 529 Savings College Investment Plan account for that beneficiary exceeds the maximum account balance limit, the Board will notify the purchaser that the Board cannot accept the application.

Rulemaking Authority 1009.971(1), (4), (6) FS. Law Implemented 1009.98, 1009.981 FS. History--New 11-27-02, Amended 12-28-03, 7-13-06, 12-17-07, 7-9-08, 10-18-10, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Florida Prepaid College Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Florida Prepaid College Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 14, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 14, 2012

STATE BOARD OF ADMINISTRATION

Florida Prepaid College Board

RULE NO.: RULE TITLE

19B-6.001 Fee Schedule

PURPOSE AND EFFECT OF THE AREA TO BE ADDRESSED: This rule is amended to reflect the updated name Florida College Investment Plan to the "Florida 529 Savings Plan."

SUMMARY: The Florida College Investment Plan's new name will be "Florida 529 Savings Plan."

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.

The Agency has determined that the proposed rule will not require legislative ratification pursuant to Section 120.541(3), F.S., or other applicable statutes: 1) no requirement for SERC was triggered under Section 120.541(1), F.S., and 2) based on past experiences with rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 1009.971(1), (4), (6) FS.

LAW IMPLEMENTED: 1009.98 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE NOTICED IN THE NEXT FLORIDA ADMINISTRATIVE WEEKLY (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD)

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: Kevin Thompson, (850)488-8514. 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 FULL TEXT OF THE PROPOSED RULE IS:

19B-6.001 Fee Schedule.

The following fee schedule will apply for all advance payment contract applicants and purchasers:

(1) Application Fee –

(a) No change.

(b) If the purchaser named on the application for the advance payment contract has a Florida 529 Savings College Investment Plan account and the designated beneficiary of that account is the same as beneficiary named on the application for the advanced payment contract, a thirty dollar (\$30.00) nonrefundable application fee will be collected at the time the application is submitted.

(c) If an application for both the advance payment contract and the Florida 529 Savings College Investment Plan is submitted on the same application, an eighty dollar (\$80.00) nonrefundable application fee will be collected at the time the application is submitted.

(d) A fee of ten dollars (\$10.00) will be assessed for any purchaser of a 4-Year Florida University Plan, 2 + 2 Florida Plan or Tuition Plan who subsequently adds a Dormitory Plan to the previously purchased 4-Year Florida University Plan, 2 + 2 Florida Plan or Tuition Plan.

(e) A fee of ten dollars (\$10.00) will be assessed for any purchaser of a Tuition Plan who subsequently adds the corresponding Local Fee Plan to the previously purchased Tuition Plan.

(f) A fee of ten dollars (\$10.00) will be assessed for any purchaser of a Tuition Plan who subsequently adds the corresponding Tuition Differential Fee Plan to the previously purchased Tuition Plan.

(2) through (7) No change.

Rulemaking Authority 1009.971(1), (4), (6) FS. Law Implemented 1009.971(4), 1009.98 FS. History—New 3-29-89, Amended 2-6-90, 3-19-92, 8-23-92, Formerly 4G-6.001, Amended 12-5-93, 6-20-96, 12-16-97, 2-18-99, 2-8-00, 11-6-01, 11-27-02, 12-17-07, 10-18-10,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Florida Prepaid College Board, 1801 Hermitage Boulevard,
Suite 210, Tallahassee, Florida 32308

DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: June 14, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: September 14, 2012

STATE BOARD OF ADMINISTRATION

Florida Prepaid Postsecondary Education Expense Board

RULE NO: 19B-16.001
RULE TITLE: Application of Rule Chapter;
Definitions

PURPOSE AND EFFECT OF THE AREA TO BE
ADDRESSED This rule is amended to reflect the updated
name Florida College Investment Plan to the “Florida 529
Savings Plan.”

SUMMARY: The Florida College Investment Plan’s new
name will be “Florida 529 Savings Plan.”

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.

The Agency has determined that the proposed rule will not
require legislative ratification pursuant to Section 120.541(3),
F.S., or other applicable statutes: 1) no requirement for SERC
was triggered under Section 120.541(1), F.S., and 2) based on
past experiences with rules of this nature, the adverse impact or
regulatory cost, if any, do not exceed nor would be expected to
exceed any one of the economic analysis criteria set forth in
Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 1009.971(1), (4), (6) FS.

LAW IMPLEMENTED: 1009.98 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF
THIS NOTICE, A HEARING WILL BE NOTICED IN THE
NEXT FLORIDA ADMINISTRATIVE WEEKLY (IF NOT
REQUESTED, THIS HEARING WILL NOT BE HELD)

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: Kevin Thompson, (850)488-8514. If you are
hearing or speech impaired, please contact the agency using the
Florida Relay Service, 1(800)955-8771 (TDD) or
1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE
PROPOSED RULE IS: Kevin Thompson, Executive Director,
1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida
32308, telephone (850)488-8514

THE FULL TEXT OF THE PROPOSED RULE IS:

19B-16.001 Application of Rule Chapter; Definitions.

(1) These rules apply to participants in the Florida 529
Savings Plan ~~Program~~ (the “Savings Florida College
Investment Plan”), a qualified tuition program that allows
persons to make contributions to a trust account established for
the purpose of meeting some or all of the qualified higher
education expenses of a designated beneficiary.

(2) For the purposes of the Florida 529 ~~College Savings
Plan Program~~ and Rule Chapter 19B-16, F.A.C.:

(a) through (b) No change.

(c) “Application” means the Florida Prepaid College Plan
and Florida 529 Savings College Investment Plan New
Account Application and the Florida 529 Savings Plan College
Investment Plan Add-On Application, adopted pursuant to
Rule 19B-16.002, F.A.C.

(d) through (o) No change.

(p) “Program” means the Florida 529 Savings Plan Florida
College Savings Program (the “Savings Florida College
Investment Plan”).

(q) through (s) No change.

Rulemaking ~~Specific~~ Authority 1009.971(1), (4), (6) FS. Law
Implemented 1009.981 FS. History—New 5-30-02, Amended
11-27-02,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Florida Prepaid College Board, 1801 Hermitage Boulevard,
Suite 210, Tallahassee, Florida 32308

DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: June 14, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: September 14, 2012

STATE BOARD OF ADMINISTRATION

Florida Prepaid Postsecondary Education Expense Board

RULE NO.: 19B-16.002
 RULE TITLE: Application for Participation in the Program

PURPOSE AND EFFECT OF THE AREA TO BE ADDRESSED: An update of the Florida Prepaid College Plan and Florida College Investment Plan New Account Application form and an update of the new name for the Florida College Investment Plan to be the “Florida 529 Savings Plan.”

SUMMARY: This rule is amended to reflect the new name for the Florida College Investment Plan to the “Florida 529 Savings Plan” and to update the form number for the Florida Prepaid College Plan and of the Florida 529 Savings Plan New Account Application.

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. The Agency has determined that the proposed rule will not require legislative ratification pursuant to Section 120.541(3), F.S., or other applicable statutes: 1) no requirement for SERC was triggered under Section 120.541(1), F.S., and 2) based on past experiences with rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 1009.971(1), (4), (6) FS.

LAW IMPLEMENTED: 1009.981 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 5 days before the workshop/meeting by contacting: Kevin Thompson, (850)488-8514. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kevin Thompson, Executive Director, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308, telephone (850)488-8514

THE FULL TEXT OF THE PROPOSED RULE IS:

- 19B-16.002 Application for Participation in the Program.
 - (1) No change.
 - (2) The Florida Prepaid College Plan and Florida ~~529 Savings College Investment~~ Plan New Account Application, Form No. FPCB ~~2013-01~~ ~~2011-01~~, is hereby incorporated by reference. The form may be obtained from the Board by calling (800)552-GRAD (4723) (prompt 1).
 - (3) No change.

Rulemaking Authority 1009.971(1), (4), (6) FS. Law Implemented 1009.981 FS. History—New 11-27-02, Amended 1-29-04, 12-28-04, 6-2-05, 12-20-05, 1-1-07, 11-27-07, 11-18-08, 1-28-09, 4-5-09, 10-26-09, 10-18-10, 12-5-11, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Florida Prepaid College Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Florida Prepaid College Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 14, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 14, 2012

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.

SUMMARY: Within the first paragraph the Department proposes to add language to provide the contact information for individuals/organizations who want to obtain a Landscape Architecture application form. The following subsections provide information for a person/organization desiring licensure and the necessary application to submit. A subsection is provided for each type of licensure and application.

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 economic review conducted 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: 455.203, 455.213 FS.

LAW IMPLEMENTED: 455.271, 481.309, 481.310, 481.311, 481.313, 481.317, 481.319 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: 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 IS: Sheri Snyder, Division of Professions, 1940 North Monroe St., Tallahassee, FL 32399-0783, (850)717-1496, Sheri.Snyder@dbpr.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

61-35.017 Landscape Architecture Departmental Forms

The following Landscape Architecture forms can be obtained at www.myfloridalicense.com/dbpr/ or by contacting the Department of Business and Professional Regulation, Northwood Centre, 1940 N. Monroe Street, Tallahassee, FL 32399-0790, (850)487-1395:

(1) Any person desiring to apply for an examination or re-examination and licensure shall submit a completed Form DBPR LA 1, Application for Individual Licensure: Examination or Re-Examination, effective July 2012, adopted and incorporated by reference.

(2) Any person desiring to apply for licensure of a business, certificate of authorization, shall submit a completed Form DBPR LA 2, Application for Initial License by Exam Based on Current Licensure in Another State or Country, effective July 2012, adopted and incorporated by reference.

(3) Any person desiring to apply for licensure by endorsement shall submit a completed Form DBPR LA 3, Application for Licensure: Endorsement, effective July 2012, adopted and incorporated by reference.

(4) Any person desiring a certificate of temporary authorization or registration shall submit a completed Form DBPR LA 4, Application for Licensure: Certificate of Temporary Authorization or Registration, effective July 2012, adopted and incorporated by reference.

(5) Any person desiring to reinstate a null and void license shall submit a completed Form DBPR LA 5, Application for Individual Licensure: Reinstate Null and Void License Based on Illness or Undue Hardship, effective July 2012, adopted and incorporated by reference.

(6) Any person desiring to provide practical experience shall submit a completed Form DBPR LA 6, Practical Experience Verification Form, effective July 2012, adopted and incorporated by reference.

(7) Any person desiring make changes to an existing license shall submit a completed Form DBPR LA 7, Maintenance Form/Status Change, effective July 2012, adopted and incorporated by reference.

(8) Any person or organization desiring continuing education provider approval shall submit a completed Form DBPR LA BET 1, Provider Approval Application, effective July 2012, adopted and incorporated by reference.

(9) Any person or organization desiring continuing education course approval shall submit a completed Form DBPR LA BET 2, Course Approval Application, effective July 2012, adopted and incorporated by reference.

Rulemaking Authority 455.203, 455.213 FS. Law Implemented 455.271, 481.309, 481.310, 481.311, 481.313, 481.317, 481.319 FS. History-New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Juanita Chastain, Professions, Department of Business and Professional Regulation

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ken Lawson, Secretary, Department of Business and Professional Regulation

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: March 9, 2012

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.

SUMMARY: Within the first paragraph the Department proposes to add language to provide the contact information for individuals/organizations who want to obtain a Real Estate Appraisal application form. The following subsections provide information for a person/organization desiring licensure and the necessary application to submit. A subsection is provided for each type of licensure and application.

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 economic review conducted 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: 455.2035, 455.213 FS.

LAW IMPLEMENTED: 455.213, 455.275, 475.615, 475.6221, 475.623, 475.6235, 475.630 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: 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 IS: Sheri Snyder, Division of Professions, 1940 North Monroe St., Tallahassee, FL 32399-0783, (850)717-1496, Sheri.Snyder@dbpr.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

61-35.026 Florida Real Estate Appraisal Departmental Forms.

The following Florida Real Estate Appraisal forms can be obtained at www.myfloridalicense.com/dbpr/ or by contacting the Department of Business and Professional Regulation, Northwood Centre, 1940 N. Monroe Street, Tallahassee, FL 32399-0790, (850)487-1395:

(1) APPRAISAL MANAGEMENT COMPANIES—

(a) Persons applying to register an Appraisal Management Company shall use Form DBPR FREAB 1, Application for Registering an Appraisal Management Company, effective April 2012, adopted and incorporated by reference.

(b) Persons requesting to renew, close, change the address or name, or request a duplicate license shall submit to the Department a completed Form DBPR FREAB 2, Appraisal Management Company – Maintenance, effective April 2012, adopted and incorporated by reference.

(c) Persons applying to add or remove an officer, director, general partner, manager, managing member, owner, or individuals who, directly or indirectly, owns or controls 10 percent or more of an ownership interest in the appraisal management company shall use Form DBPR FREAB 3, Appraisal Management Company – Amendment, effective April 2012, adopted and incorporated by reference.

(2) APPRAISERS—

(a) Persons applying to become licensed as a Residential or General Appraiser shall use Form DBPR FREAB 10, Application for Initial Certification for Residential or General Appraiser, effective April 2012, is adopted and incorporated by reference.

(b) Persons applying to become registered as a Trainee Appraiser shall use Form DBPR FREAB 11, Application for Appraiser Trainee Registration, effective April 2012, is adopted and incorporated by reference.

(c) Persons applying to become licensed as a Residential or General Appraiser and are currently licensed to practice real estate appraisal in another state shall use Form DBPR FREAB 12, Application for Out-of-State Certified Appraiser by Mutual Recognition, effective April 2012, is adopted and incorporated by reference.

(d) Persons applying for a non-resident temporary practice permit shall use Form DBPR FREAB 13, Application for Non-resident Temporary Practice Permit, effective April 2012, is adopted and incorporated by reference.

(e) Persons requesting supervisory appraiser designation or termination shall use Form DBPR FREAB 14, Supervisor Designation/Termination Form, effective April 2012, is adopted and incorporated by reference.

(f) Persons requesting a duplicate or address/name change of their appraiser license shall use Form DBPR FREAB 15, Appraiser License Maintenance Form, effective April 2012, is adopted and incorporated by reference.

(g) Persons requesting a change of status of their appraiser license shall use Form DBPR FREAB 16, Appraiser Change of Status Form, effective April 2012, is adopted and incorporated by reference.

(h) Persons applying to register or remove an additional business location shall use Form DBPR FREAB 17, Business/Firm Registration or Change Form, effective April 2012, is adopted and incorporated by reference.

(i) Persons requesting to change a business location name or business location address shall use Form DBPR FREAB 18, Change Business/Firm Information Form, effective April 2012, is adopted and incorporated by reference.

(j) Persons applying to become licensed as a Appraiser Instructor shall use Form DBPR FREAB 19, effective April 2012, is adopted and incorporated by reference.

Rulemaking Authority 455.2035, 455.213 FS. Law Implemented 455.213, 455.275, 475.615, 475.6221, 475.623, 475.6235, 475.630, FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Juana Watkins, Director, Division of Real Estate, Department
of Business and Professional Regulation

NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Ken Lawson, Secretary, Department of
Business and Professional Regulation

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: March 9, 2012

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE NO.: RULE TITLE:
61-35.027 Real Estate Forms

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

SUMMARY: Within the first paragraph the Department
proposes to add language to provide the contact information
for individuals/organizations who want to obtain a Real Estate
application form. The following subsections provide
information for a person/organization desiring licensure and
the necessary application to submit. A subsection is provided
for each type of licensure and application.

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 economic review conducted 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: 20.165(8), 455.203, 455.213
FS.

LAW IMPLEMENTED: 455.271, 475.15, 475.161, 475.17,
475.175, 475.180, 475.181, 475.182, 475.183, 475.215,
475.23, 475.24, 559.79 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: Sheri Snyder, Division of Professions,
1940 North Monroe St., Tallahassee, FL 32399-0783,
(850)717-1496, Sheri.Snyder@dbpr.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

61-35.027 Real Estate Forms.

The following forms can be obtained at
www.myfloridalicense.com/dbpr/ or by contacting the
Department of Business and Professional Regulation,
Northwood Centre, 1940 N. Monroe Street, Tallahassee, FL
32399-0790, (850)487-1395:

(1) Persons applying for a Sales Associate license shall use
Form DBPR RE 1, Application for Sales Associate License,
effective April 2012, adopted and incorporated by reference.

(2) Persons applying for a Broker license shall use Form
DBPR RE 2, Application for Broker License, effective April
2012, adopted and incorporated by reference.

(3) Persons applying for Real Estates Instructor permit
shall use Form DBPR RE 3, Application for Real Estate
Instructor Permit, effective April 2012, adopted and
incorporated by reference.

(4) Persons applying for a school permit shall use Form
DBPR RE 5, Application for School Permit, effective April
2012, adopted and incorporated by reference.

(5) Persons applying to change the status of their real
estate school license shall use Form DBPR RE 6, Real Estate
School Change of Status Transactions, effective April 2012,
adopted and incorporated by reference.

(6) Persons applying for a real estate company license
shall use Form DBPR RE 7, Application for Real Estate
Company, effective April 2012, adopted and incorporated by
reference.

(7) Persons applying to open, close or request a duplicate
license of a branch office shall Form DBPR RE 8, Application
for Branch Office, effective April 2012, adopted and
incorporated by reference.

(8) Persons applying to open, close or request a duplicate
license of an additional school location shall use Form DBPR
RE 9, Application for Additional School Location, effective
April 2012, adopted and incorporated by reference.

(9) Persons requesting a demographic change or duplicate
license/permit for real estate individuals shall use Form DBPR
RE 10, Demographic Changes and Duplicate License for Real
Estate Individuals, effective April 2012, adopted and
incorporated by reference.

(10) Persons applying for change of status for Sales and
Broker Sales Associates shall use Form DBPR RE 11, Change
of Status for Sales Associates and Broker Sales Associates,
effective April 2012, adopted and incorporated by reference.

(11) Persons requesting real estate company/sole
proprietor transactions shall use Form DBPR RE 12, Real
Estate Company/Sole Proprietor Transactions, effective April
2012, adopted and incorporated by reference.

(12) Persons requesting broker transactions shall use Form
DBPR RE 13, Broker (BK) Transactions, effective April 2012,
adopted and incorporated by reference.

(13) Persons requesting multiple permits for an instructor shall use Form DBPR RE 14, Multiple Permit Request for Instructor, effective April 2012, adopted and incorporated by reference.

(14) Persons applying to downgrade a Broker license to a Sales Associate license shall use Form DBPR RE 15, Revert Broker License to Sales Associate License, effective April 2012, is adopted and incorporated by reference.

(15) Persons requesting Sales or Broker Sales transactions shall use Form DBPR RE 16, Miscellaneous Transactions, effective April 2012, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented 455.271, 475.15, 475.161, 475.17, 475.175, 475.180, 475.181, 475.182, 475.183, 475.215, 475.23, 475.24, 559.79 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Juana Watkins, Director, Division of Real Estate, Department of Business and Professional Regulation

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ken Lawson, Secretary, Department of Business and Professional Regulation

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 9, 2009

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.: 61H1-33.003 RULE TITLE: Continuing Professional Education

PURPOSE AND EFFECT: The Board proposes the rule amendment to provide proper instructions for documentation of each continuing education course.

SUMMARY: Proper instructions for documentation of each continuing education course will be provided.

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: 455.213(6), 455.2177, 455.2178, 455.2179, 473.304, 473.305, 473.312 FS.

LAW IMPLEMENTED: 455.213(6), 455.2177, 455.2178, 455.2179, 473.305, 473.312 (1)(a), (c) 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: Veloria A. Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Drive, Suite A, Gainesville, Florida 32607

THE FULL TEXT OF THE PROPOSED RULE IS:

61H1-33.003 Continuing Professional Education.

(1) through (5) No change.

(6) Each Florida certified public accountant shall, as a part of the biennial licensure renewal, on or before December 31 prior to his/her biennial license renewal, report on forms prescribed by the Board, compliance with continuing professional education requirements completed during the applicable reestablishment period. Each Florida certified public accountant's documentation supporting such compliance shall be retained through the two years following a two-year reestablishment period. Documentation is to be retained to support evidence of completion of the required hours to enable a random audit by the Department of Business and Professional Regulation to determine compliance with the requirements. Documentation of each course shall be in a format to include course title and date, number of hours earned, attendee name, certified public accountant course provider name, number, and signature by the provider furnishing said certificate. If staff review or review by the Committee on Continuing Professional Education determines that courses are either improperly classified or do not otherwise meet the requirements of the chapter, then the Florida certified public accountant will be given 60 days from the date of notification to comply with the continuing professional education requirements. Florida certified public accountants who complete the continuing professional education requirements timely but who are found to be deficient after December 31 of their renewal year must correct the error and pay a \$50 fine within 60 days.

(7) No change.

Rulemaking Authority 455.213(6), 455.2177, 455.2178, 455.2179, 473.304, 473.305, 473.312 FS. Law Implemented 455.213(6), 455.2177, 455.2178, 455.2179, 473.305, 473.312(1)(a), (c) FS. History--New 12-4-79, Amended 2-3-81, 4-5-83, 10-19-83, 8-20-85, Formerly 21A-33.03, Amended 9-18-88, 7-7-92, 12-2-92, Formerly 21A-33.003, Amended 12-14-93, 1-26-98, 12-17-00, 8-21-01, 3-21-05, 5-18-05, 7-10-05, 7-23-06, 12-10-09, 7-7-10,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Accountancy
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Accountancy
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 7, 2012
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 17, 2012

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.: 61H1-33.0033
RULE TITLE: Obligations of CPA Ethics Course Continuing Education Providers

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify language regarding the certificate of attendance.

SUMMARY: The certificate of attendance will be updated.
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: 455.213(6), 455.2178, 455.2179, 473.304, 473.312 FS.

LAW IMPLEMENTED: 455.213(6), 455.2178, 455.2179, 473.312 (1)(a), (c) 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: Veloria A. Kelly, Division Director, Board of Accountancy, 240 N.W 76th Drive, Suite A, Gainesville, Florida 32607

THE FULL TEXT OF THE PROPOSED RULE IS:

61H1-33.0033 Obligations of CPA Ethics Course Continuing Education Providers.

To maintain an approved status as an ethics course continuing education provider, the provider must:

(1) through (2) No change.

(3) Furnish each ~~attendee participant~~ with an individual certificate of attendance in a format to include course title and date, number of hours earned ~~location~~, attendee name, ~~and~~ certified public accountant ethics course provider name, number, and signature by the provider furnishing said certificate. An attendance record shall be maintained by the provider for four years and shall be available for inspection by the Board. Providers shall maintain security of attendance records and attendance records.

(4) through (10) No change.

Rulemaking Authority 455.213(6), 455.2178, 455.2179, 473.304, 473.312 FS. Law Implemented 455.213(6), 455.2178, 455.2179, 473.312(1)(a), (c) FS. History--New 5-18-05, Amended 10-26-09,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Accountancy
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Accountancy
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 7, 2012
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 17, 2012

DEPARTMENT OF HEALTH

Board of Hearing Aid Specialists

RULE NO.: 64B6-5.002
RULE TITLE: Continuing Education Programs

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the name of the organization identified in the rule.

SUMMARY: The proposed rule amendment incorporates the revised name of the approved continuing education provider.

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: 456.013(6)-(9), 484.044, 484.047(4) FS.

LAW IMPLEMENTED: 456.013(6)-(9), 484.047(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: Sue Foster, Executive Director, Board of Hearing Aid Specialists, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B6-5.002 Continuing Education Programs.

(1) Programs approved by the International Hearing Society ~~International Institute of Hearing Instrument Studies~~ shall automatically be approved for continuing education credit, provided they are in-person contact hours.

(2) through (7) No change.

Rulemaking Authority 456.013(6)-(9), 484.044, 484.047(4) FS. Law Implemented 456.013(6)-(9), 484.047(4) FS. History—New 4-1-85, Formerly 21JJ-15.002, Amended 8-5-87, 2-16-89, 6-21-89, 1-10-90, 8-19-91, 10-21-91, Formerly 21JJ-5.006, Amended 11-20-95, Formerly 61G9-5.006, Amended 9-23-99, 11-9-00, 3-24-02, 11-18-02, 9-13-07, 3-4-08, 5-28-09,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Hearing Aid Specialists

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Hearing Aid Specialists

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 13, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 10, 2012

DEPARTMENT OF HEALTH

Board of Orthotists and Prosthetists

RULE NO.: 64B14-4.003
RULE TITLE: Documentation of Eligibility for Licensure

PURPOSE AND EFFECT: The Board proposes to amend the rule language to update the licensure form.

SUMMARY: The rule is being amended to update the licensure form.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 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: 468.802, 468.803 FS.

LAW IMPLEMENTED: 456.013(1), (7), 468.803 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: Bruce Deterding, Executive Director, Board of Orthotists and Prosthetists /MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B14-4.003 Documentation of Eligibility for Licensure.

(1) In order to establish eligibility for licensure as an orthotist or prosthetist under Section 468.803(5)(a) or (b), F.S., the applicant must submit an Application for Licensure, form DH-MQA 1132, ~~7/12~~ ~~4/12~~, herein incorporated by reference, which is available at: <https://www.flrules.org/gateway/reference.asp?No=Ref-> the Board's website: <http://www.doh.state.fl.us/mqa/OrthPros/index.html>, and provide:

(a) through (e) No change.

(2) through (4) No change.

Rulemaking Authority 468.802 FS. Law Implemented 456.013(1), (7), 468.803 FS. History—New 12-10-98, Amended 11-11-02, 11-1-05, 9-21-06, 4-19-09, 4-12-10, Amended 6-19-12,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Orthotists and Prosthetists

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Orthotists and Prosthetists

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 20, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 10, 2012

DEPARTMENT OF HEALTH

Board of Orthotists and Prosthetists

RULE NO.:	RULE TITLE:
64B14-4.005	Documentation of Eligibility for Registration

PURPOSE AND EFFECT: The Board proposes this rule amendment to modify language to clarify procedures for documentation of eligibility for registration and to update the registration form.

SUMMARY: This rule amendment is being proposed to modify language to clarify procedures for documentation of eligibility for registration and to update and incorporate by reference the registration form.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 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: 468.802, 468.803 FS.

LAW IMPLEMENTED: 468.803 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: Bruce Deterding, Executive Director, Board of Orthotists and Prosthetists/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B14-4.005 Documentation of Eligibility for Registration.

In order to establish eligibility for registration as an orthotic, or prosthetic, resident or intern under Section 468.803(3)(a) or (b), F.S., the applicant must submit a completed Internship/Residency Registration, form number DH-MQA 1126, 07/2012 ~~01/2012~~, hereby adopted and incorporated by reference, which is available from http://www.flrules.org/gateway/reference.asp?No=Ref-_____ or the Board office or at the Board’s website: <http://www.doh.state.fl.us/mqa/OrthPros/index.html>, and provide:

(1)(a) An official transcript from the regionally accredited institution at which the applicant’s Baccalaureate or post-graduate Bachelor of Science degree was awarded, indicating the degree awarded.

(b) through (5) No change.

Rulemaking Authority 468.802, 468.803 FS. Law Implemented 468.803 FS. History—New 12-9-10, Amended 5-15-12,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Orthotists and Prosthetists

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Orthotists and Prosthetists

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 20, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 10, 2012

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NOS.:	RULE TITLES:
64B15-13.001	Continuing Education for Biennial Renewal
64B15-13.003	Proof of Completion of Continuing Medical Education Hours

PURPOSE AND EFFECT: The proposed rule amendments are intended to set forth the five most misdiagnosed conditions for the purpose of the course in prevention of medical errors and to clarify the requirements of licensure renewal as it relates to continuing medical education.

SUMMARY: The proposed rule amendments set forth the five most misdiagnosed conditions for the purpose of the course in prevention of medical errors and clarify the requirements of licensure renewal as it relates to continuing medical education.

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: 456.013(9), 459.005, 459.008(2), (4) FS.

LAW IMPLEMENTED: 456.013, 456.031, 459.013(8), (9), 459.008 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 RULES IS: Anthony Jusevitch, Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULES IS:

64B15-13.001 Continuing Education for Biennial Renewal.

(1) through (2) No change.

(3)(a) For purposes of this rule, risk management means the identification, investigation, analysis, and evaluation of risks and the selection of the most advantageous method of correcting, reducing, or eliminating identifiable risks as defined in Section 741.30, F.S.

(b) through (e) No change.

(f) For purposes of this rule, a two hour Prevention of Medical Errors course shall include a study of root cause analysis, error reduction and prevention, and patient safety. The course shall address medication errors, surgical errors,

diagnostic inaccuracies, and system failures, and shall provide recommendations for creating safety systems in health care organizations. The course must include information relating to the five most mis-diagnosed conditions during the previous biennium, as determined by the Board. The following areas have been determined as the five most mis-diagnosed conditions:

1. Inappropriate prescribing of opioids in patients in whom there have been misdiagnosis or failure to diagnose addiction, psychiatric conditions and diversion;

2. Failure or delay in diagnosing cancer;

3. Wrong-site/patient surgery; ~~acute abdomen, heart conditions, and~~

4. Surgical complications/errors; and

5. Failure to accurately diagnose cardiac and abdominal conditions.

(4) through (6) No change.

Rulemaking Authority 456.013(9), 459.005, 459.008(4) FS. Law Implemented 456.013, 456.031, 459.013(8), (9), 459.008 FS. History—New 10-23-79, Amended 1-29-86, Formerly 21R-13.01, Amended 12-5-89, 4-8-91, 2-16-92, Formerly 21R-13.001, Amended 1-10-94, Formerly 61F9-13.001, Amended 10-25-95, Formerly 59W-13.001, Amended 1-19-98, 6-3-98, 4-14-99, 5-26-02, 5-10-04, 7-27-04, 2-9-05, 2-14-06, 1-29-07, 5-10-09, 4-5-10, _____.

64B15-13.003 Proof of Completion of Continuing Medical Education Hours.

(1) At the time of licensure renewal, each physician shall be required to submit to the Department the renewal application as required by Rule 64B-9.001, F.A.C., to pay the applicable fee, and to comply with the an affirmation that the physician has earned the required 40 hours of continuing medical education (C.M.E.) requirements of Rule pursuant to paragraph 64B15-13.001(1)(a), F.A.C. Each physician shall be responsible for maintaining proof of C.M.E. hours for the biennium in which the hours were earned for renewal and for a period of at least four (4) years after the close of the renewal period for which the physician is submitting the hours.

(2) No change.

Rulemaking Authority 459.005, 459.008(2) FS. Law Implemented 459.008(4) FS. History—New 1-29-86, Amended 4-8-91, Formerly 21R-13.003, Amended 1-10-94, Formerly 61F9-13.003, 59W-13.003, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Osteopathic Medicine

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 11, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 17, 2012

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program

RULE NO.: 65A-1.716
 RULE TITLE: Income and Resource Criteria

PURPOSE AND EFFECT: The proposed rule increases the average monthly private pay nursing facility rate used in the Medicaid eligibility determination process.

SUMMARY: The proposed rule increases the average monthly private pay nursing facility rate.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department considered the factors in Section 120.541, F.S. The proposed rule is not expected to exceed the criteria in paragraph 120.541(2)(a), F.S., therefore, legislative ratification is not required under subsection 120.541(3), F.S.

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

RULEMAKING AUTHORITY: 409.919 FS.
 LAW IMPLEMENTED: 409.902, 409.903, 409.904, 409.906, 409.919 FS.

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

DATE AND TIME: October 10, 2012, 1:30 p.m.
 PLACE: 1317 Winewood Boulevard, Building 3, Room 455, Tallahassee, Florida 32399-0700

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Cindy Keil, Economic Self-Sufficiency Program, (850)717-4113, 1317 Winewood Boulevard, Tallahassee, Florida 32399-0700, cindy_keil@dcf.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

- 65A-1.716 Income and Resource Criteria.
 - (1) through (4) No change.
 - (5) SSI-Related Program Standards.
 - (a) through (c) No change.
 - (d) Average monthly private pay nursing facility rate: ~~\$7,362~~ ~~\$6,880~~.
 - (e) No change.

Rulemaking Authority 409.919 FS. Law Implemented 409.902, 409.903, 409.904, 409.906, 409.919 FS. History--New 10-8-97, Amended 12-9-99, 2-15-01, 11-25-01, 7-28-02, 4-1-03, 9-10-03, 8-30-04, 8-10-06, 4-15-12, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jeri Flora

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: David E. Wilkins

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 28, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 3, 2012

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.: 69O-148.001
 RULE TITLE: Funding of Preneed Contracts With Life Insurance or Annuities

PURPOSE AND EFFECT: This rule is unnecessary due to changes to the authorizing statute. The current statute clearly addresses issues that are contained in the rule. Therefore it is appropriate to repeal this rule.

SUMMARY: Rule 69O-148.001, F.A.C., addresses the sale of life and annuity products by agents to fund preneed funeral contracts. The rule currently limits the amount of insurance that may be written at \$7,500, which conflicts with Section 626.785, Florida Statutes that permits coverage up to \$12,500, and therefore the rule should be repealed. The remainder of the rule has essentially the same substantive content as the statute 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: Agency personnel familiar with the subject matter of

the rule repeal have performed an economic analysis of the rule repeal that shows that the rule repeal is unlikely to have an adverse impact on the State economy in excess of the criteria established 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: 624.308(1) FS.

LAW IMPLEMENTED: 624.307(1), 626.785, 626.9541(1)(a), (t), 627.410 FS.

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

DATE AND TIME: October 17, 2012, 9:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Tom Zutell, Office of Insurance Regulation, E-mail Tom.Zutell@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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tom Zutell, Office of Insurance Regulation, E-mail Tom.Zutell@flor.com

THE FULL TEXT OF THE PROPOSED RULE IS:

690-148.001 Funding of Preneed Contracts With Life Insurance or Annuities.

Rulemaking Authority 624.308(1) FS. Law Implemented 624.307(1), 626.785, 626.9541(1)(a),(t), 627.410 FS. History—New 4-8-97, Formerly 4-148.001, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Tom Zutell, Office of Insurance Regulation, E-mail Tom.Zutell@flor.com

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: The Financial Services Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 7, 2012

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-1.099825
RULE TITLE: Voluntary Prekindergarten (VPK) Curriculum Approval Process
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. 36, September 7, 2012 issue of the Florida Administrative Weekly.

Rule 6A-1.099825 is amended to read:

6A-1.099825 Voluntary Prekindergarten (VPK) Curriculum Approval Process.

The specifications, policies and procedures for the VPK curriculum approval process are contained in the documents, Florida Voluntary Prekindergarten (VPK) Education Program: Curriculum Approval Specifications 2012 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01632>) and Florida Voluntary Prekindergarten (VPK) Education Program: Policies and Procedures for Curriculum Approval 2012 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01633>) which are hereby incorporated by reference in this rule. Copies of the publications may be obtained by contacting the Office of Early Learning, Department of Education, 325 West Gaines Street, Tallahassee, Florida or from the Department's website at <http://www.fldoe.org/earlylearning/>. In addition, to the Curriculum Approval Specifications and the Policies and Procedures for Curriculum Approval 2012, the following forms are incorporated by reference to become effective November 2012: VPK-Curr1, Committee Member Agreement (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01643>); VPK-Curr2, Publisher's Intent to Submit Form (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01644>); VPK-Curr3, Publisher Registration Form (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01645>); VPK-Curr4, Publisher Agreement (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01646>); and VPK-Curr5, Curriculum Evaluation Form (<http://www.flrules.org/Gateway/reference.asp?No=Ref-01647>).

Rulemaking Authority 1002.67(2)(c), (3) FS. Law Implemented 1002.67(2)(c), (3) FS. History—New _____.

DEPARTMENT OF EDUCATION

Florida's Office of Early Learning

RULE NO.: 6M-4.700 RULE TITLE: Child Performance Standards
 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. 25, June 22, 2012 issue of the Florida Administrative Weekly.

The full text of the proposed rule, as revised, is:

6M-4.700 Child Performance Standards.

(1) Florida's Office of Early Learning hereby adopts the Florida Early Learning and Developmental Standards: Birth to Five, Form OEL-SR 30, dated September 2012, January 15, 2012, as the child performance standards for use in the School Readiness program.

(2) The Florida Early Learning and Developmental Standards: Birth to Five, Form OEL-SR 30, dated September 2012, January 15, 2012, is hereby incorporated by reference. For Four-Year-Old Standards, the "Florida Early Learning and Developmental Standards for Four-Year-Olds (2011), <http://www.fldoe.org/earlylearning/pdf/feldsfyo.pdf>", which is incorporated by reference into Rule 6A-1.099823, F.A.C., is hereby incorporated by reference into Form OEL-SR 30. Documents incorporated by reference may be obtained from Florida's Office of Early Learning at the following address: 250 Marriott Drive, Tallahassee, Florida 32399, (866)357-3239, TTY/Florida Relay 711, and at the Internet website: <http://www.floridaearlylearning.com>.

Rulemaking Specific Authority 411.01(4)(e) FS. Law Implemented 411.01(4)(d)3.d., 411.01(4)(d)8., 411.01(4)(j), ~~411.01(5)(e)1.a.,~~ 411.01(5)(c)1.a., 411.01(5)(d)4.e. FS. History--New _____.

DEPARTMENT OF EDUCATION

Florida's Office of Early Learning

RULE NO.: 6M-8.201 RULE TITLE: Child Registration Procedures; Application
 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. 25, June 22, 2012 issue of the Florida Administrative Weekly.

The full text of the proposed rule, as revised, is:

6M-8.201 Child Registration Procedures; Application; ~~Parent Orientation Session.~~

(1) Application. A parent wishing to enroll his or her child for the VPK Program must complete an application process with a local early learning coalition. Contact information for local early learning coalitions is available from Florida's Office of Early Learning at (866)357-3239, TTY/Florida Relay 711, and at the website: <https://spe.schoolreadiness.org/pe/>;

(a) A parent must complete and sign Part A of Form OEL-VPK 01 (Student Application), dated ~~September August~~ 2012, which is hereby incorporated by reference with instructions and may be obtained as described in Rule 6M-8.900, F.A.C. Applications may be completed in hard copy using blue or black ink or online through the website: <https://spe.schoolreadiness.org/pe/>.

(b) A parent must submit the completed and signed Part A of Form OEL-VPK 01, or submit the printed confirmation of an online application to the coalition of the county where the VPK site selected by the parent is located, regardless of the county in which the child resides. A parent must also submit the supporting documents showing the child's age and residential address which are required under Rule 6M-8.200, F.A.C.

(2) Reenrollment Application. If a parent wishes to change a student's VPK provider after a student has already attended a portion of VPK instruction that parent shall follow the requirements of Rule 6M-8.210, F.A.C.

(3) Parent Guide. ~~Each A coalition shall ensure each~~ parent ~~shall have~~ has the opportunity to review a copy of Form OEL-VPK 06, Voluntary Prekindergarten Parent Guide, which is incorporated by reference into Rule 6M-8.2011, F.A.C., and may be obtained as described in Rule 6M-8.900, F.A.C.

(4) Application Submission Location. An early learning coalition shall designate one or more locations throughout the coalition's service area where a parent may submit a Student Application and supporting documents to the coalition. A coalition may allow private or public school VPK providers to be application submission locations. If the coalition designates certain VPK providers as application submission locations, then the coalition, those designated VPK providers, and parents submitting applications to those designated VPK providers must follow the requirements of subsection (5) below.

(5) Alternative Application. Notwithstanding the processes established above, an early learning coalition may also permit a VPK provider to determine the preliminary eligibility of children applying to enroll in the provider's VPK classes on behalf of the coalition in accordance with the requirements of this paragraph. Providers permitted to make preliminary eligibility determinations under this paragraph must do so in accordance with the criteria and processes established in Rule 6M-8.200, F.A.C.

(a) Provider Eligibility. A VPK provider must apply annually to participate under this paragraph by submitting to the early learning coalition the completed and executed Form OEL-VPK 21 (Addendum to the Statewide Provider Agreement) dated ~~September August~~ 2012, which is hereby incorporated by reference and may be obtained as described in Rule 6M-8.900, F.A.C. A VPK provider shall not participate under this paragraph except under an executed Form OEL-VPK 21. A VPK provider may not determine the

preliminary eligibility of children for its VPK program until the VPK provider receives a fully executed Form OEL-VPK 21 from the coalition which has been signed by the VPK provider and its early learning coalition. Documentation demonstrating that the provider has met the eligibility requirements established under this rule may be required by the coalition; however, the coalition may not impose on the provider additional eligibility requirements not included in this rule.

1. The VPK provider must have delivered instruction in the VPK program during the most recent two program years.

2. The VPK provider must retain a prekindergarten director or designee who has attended a training session conducted by the coalition which instructs the provider on procedures for determining a child's preliminary eligibility for the VPK program, accepting an application and supporting documents on behalf of the coalition, and providing a parent with the form described in subsection (3) above.

3. The VPK provider's most recent kindergarten readiness rate for each program type (school-year and/or summer) must meet the minimum kindergarten readiness rate established pursuant to Section 1002.69, F.S.

4. A VPK provider is not eligible to determine the preliminary eligibility of children under this rule if, during the previous 24 months, the provider:

a. Submitted two or more consecutive, or a combined total of four or more, monthly attendance rosters containing inaccurate reporting of a student's attendance;

b. Failed to repay an overpayment by the required repayment date after the coalition discovered the overpayment and requested repayment;

c. Submitted a monthly attendance roster resulting in an overpayment that exceeded 20 percent of the payment for a calendar month due to the provider's inaccurate reporting of a student's attendance;

d. Submitted a monthly attendance roster containing fraudulent reporting of a student's attendance; or

e. Failed to comply with the terms of the Form OEL-VPK 21.

5. A VPK provider which is licensed by the Department of Children and Family Services or a local licensing agency is not eligible to participate under this rule if the provider's license status, as recorded in the department's Child Care Information System, is "Revocation Action Pending," "Suspension Action Pending/Suspended," or "Closed."

6. A VPK provider which is not licensed by the Department of Children and Family Services or a local licensing agency, but which is accredited as described in Section 1002.55(3)b., F.S., is not eligible to participate under this rule if the provider's accreditation status has expired or been rescinded.

(b) Child Registration Procedures.

1. A parent who wishes to apply to enroll a child for the VPK program through a VPK provider authorized to make preliminary eligibility determinations under this paragraph must complete, sign, and submit to the VPK provider Part A of Form OEL-VPK 01. A parent must submit this form to the VPK provider with supporting documents of the child's age and residential address required under Rule 6M-8.200, F.A.C.

2. A VPK provider determining children's preliminary eligibility under this paragraph shall provide each parent with a copy of the Form OEL-VPK 06, Voluntary Prekindergarten Parent Guide, which is incorporated by reference in Rule 6M-8.2011, F.A.C., and which may be obtained as described in Rule 6M-8.900, F.A.C. upon parental submission of the completed and signed Part A of Form OEL-VPK 01. Within five (5) working days after a child's parent submits the completed and signed Part A of Form OEL-VPK 01, the provider shall complete Part B of the child's Form OEL-VPK 01, maintaining a copy of the completed form and any supporting documents for its records, and process Parts A and B of the completed Form OEL-VPK 01 and supporting documents, as follows:

a. If the child's Form OEL-VPK 01 is complete, signed, and submitted with the required supporting documents, the provider determines that the child appears preliminarily eligible for the VPK program, and the provider registers the child in one of the provider's VPK classes, then the VPK provider shall submit a child's Form OEL-VPK 01 and supporting documents to the coalition.

b. If the child's Form OEL-VPK 01 is not complete, not signed, or not submitted with the required supporting documents, then the VPK provider shall return the form and supporting documents to the child's parent.

c. If the child's Form OEL-VPK 01 is complete, signed, and submitted with the required supporting documents, but the provider determines that the child does not appear to be preliminarily eligible for the VPK program, the provider shall return the child's Form OEL-VPK 01 and supporting documents to the child's parent and, in the designated area of Part B of Form OEL-VPK 01, shall notify the parent of the reason(s) that the child does not appear to be eligible based on the provider's determination and refer the parent to the coalition.

3. A coalition shall determine whether each child registered in a class by a VPK provider meets the eligibility criteria established in Rule 6M-8.200, F.A.C. Within 30 days of submission of a child's Form OEL-VPK 01 and supporting documentation by a VPK provider, the coalition shall inform the VPK provider and/or parent, as detailed below, ~~applicable~~, of the child's eligibility or ineligibility in writing.

a. If the coalition determines a child eligible and sends written notification prior to the start of the selected class, the notice shall inform the provider of the first date upon which the child is eligible to receive services.

b. If the coalition determines a child eligible, but the selected class begins before the coalition has provided written notification of the child's eligibility or ineligibility, the coalition's notification shall inform the provider and parent of the first date upon which the child is eligible to receive services and inform the parent that the child will not receive the full allotment of hours of VPK service.

c. If the coalition determines a child ineligible, the coalition's notification shall inform the provider and parent of the reason for the child's ineligibility.

~~4. Notwithstanding paragraph 6M-8.202(1)(c), F.A.C., a coalition is not required to issue a certificate of eligibility for a child applying for enrollment in the VPK program through a VPK provider under this paragraph.~~

~~4.5.~~ A VPK provider may not deliver VPK instruction to a child registered in one of its VPK classes until the provider receives the final eligibility verification from a coalition as described in 3. above. Any instruction given prior to receiving final eligibility verification from the coalition shall be non-payable under Rules 6M-8.204 and 6M-8.205, F.A.C.

(c) Provider Prohibitions.

1. Preliminary Eligibility Determination After a VPK Class Has Started. A VPK provider participating under subsection (5) of this rule shall not determine the preliminary eligibility of a child whose parent is applying for enrollment in one of the VPK provider's classes that has already begun instruction, and instead shall direct the parent to the coalition for child registration.

2. Specialized Instructional Services ~~Providers~~ Program. A VPK provider participating under subsection (5) of this rule shall not determine the preliminary eligibility of a child whose parent is applying to enroll the child in the Specialized Instructional Services ~~Provider~~ Program, and instead shall direct the parent to the coalition for child registration.

3. Reenrollment Under This Rule. A VPK provider participating under subsection (5) of this rule shall not accept Form OEL-VPK 05 from a parent applying to reenroll a child in the VPK provider's VPK program or determine the preliminary eligibility of such a child for reenrollment. VPK providers shall direct parents applying to reenroll their children with a VPK provider to the coalition for child registration.

4. Payment for Participation Under This Rule Prohibited. A VPK provider may not accept compensation for participating under subsection (5) of this rule, accepting a student application or supporting documents on behalf of the coalition, distributing a Voluntary Prekindergarten Parent Guide, or determining the preliminary eligibility of a child under this rule.

(6) Notwithstanding sub-subparagraph 6M-8.202(1)(c)2.e., F.A.C., a coalition may use Part B of Form OEL-VPK 01 as a certificate of eligibility.

(7) Access to Provider Profiles. Whether a parent registers a child directly through the coalition or through the alternative application process described in subsection (5), each parent has the opportunity to early learning coalition is responsible for ensuring that each parent has access to the profile of each VPK provider operating within the county where the child is being enrolled. To make informed decisions about VPK providers, a parent may:

(a) Contact the local Child Care Resource and Referral (CCR&R) office to receive a customized list of VPK providers in the area that meet the needs of the family, as well as information about child care. School Readiness and other community resources at (866)357-3239 (TTY: 711).

(b) Visit the Department of Children and Families (DCF) website www.myflorida.com/childcare/provider to view inspection reports for licensed VPK providers in the area.

(c) Contact the early learning coalition that provides early learning support services in the community for more information on VPK programs or to request a copy of the profile of each VPK provider in the county.

Rulemaking Specific Authority 1002.79(2) FS. Law Implemented 1002.53(4), (5), 1002.75(2)(a), (b) FS. History--New 1-19-06, Amended 5-24-07, Formerly 60BB-8.201, Amended _____.

DEPARTMENT OF EDUCATION

Florida's Office of Early Learning

RULE NO.: 6M-8.2011
 RULE TITLE: Voluntary Prekindergarten Parent Guide

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. 25, June 22, 2012 issue of the Florida Administrative Weekly.

The full text of the proposed rule, as revised, is:

6M-8.2011 Voluntary Prekindergarten Parent Guide.

(1) The Voluntary Prekindergarten Parent Guide, Form OEL-VPK 06, dated ~~September~~ August 2012, is hereby incorporated by reference and may be obtained as described in Rule 6M-8.900, F.A.C., for use in the Voluntary Prekindergarten Education (VPK) Program.

(2) Prior to distribution of this document by an early learning coalition, the coalition must add its contact information to the fourth page of the document in the final bullet under the heading "For More Information, Contact Your ELC." Contact information must include, but is not limited to, the coalition's name, phone number, and web address.

(3) Prior to distribution of this document by a VPK Program provider to a parent, the provider must add the contact information of the local early learning coalition to the fourth page of the document in the final bullet under the heading "For

More Information, Contact Your ELC.” Contact information must include, but is not limited to, the coalition’s name, phone number, and web address.

Rulemaking Authority 1002.79(2) FS. Law Implemented ~~1002.53(4)~~; 1002.75(2)(a) FS. History–New _____.

EXECUTIVE OFFICE OF THE GOVERNOR

Division of Emergency Management

RULE NOS.: RULE TITLES:
27P-11.004 Prerequisites
27P-11.0061 Funding

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 35, August 31, 2012 issue of the Florida Administrative Weekly.

PURPOSE AND EFFECT: The purpose of these amendments is to align the prerequisites with the statutory language and to delete the reference to SLA funding.

SUBJECT AREA TO BE ADDRESSED: Funding Formula for County Emergency Management Agencies.

RULEMAKING AUTHORITY: 252.35, 252.373 FS.

LAW IMPLEMENTED: 252.373 FS.

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

DATE AND TIME: October 1, 2012, 9:00 a.m. – 11:00 a.m.

PLACE: Division of Emergency Management, 2555 Shumard Oak Boulevard, Room 100E, Tallahassee, Florida 32399. Conference Call: 1(888)670-3525, Conference Code: 5872188816

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: Mindy Dowling at (850)410-1268.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Mindy Dowling, Division of Emergency Management, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, telephone: (850)410-1268, email: mindy.dowling@em.myflorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

27P-11.004 Prerequisites.

No application for matching funding will be considered unless an applying county complies with each of the following requirements:

(1) The county must have an emergency management director, who works at least 40 hours a week in that capacity, devotes no less than one half of his/her time (20 hours per week) to the duties of the director. Counties with populations of less than 75,000 or party to an interjurisdictional emergency

management agreement entered into pursuant to Section 252.38(3)(b), F.S., that is recognized by the Governor by executive order or rule, must have an emergency management coordinator who works at least 20 hours a week in that capacity 50,000 or more must have a full-time director. “Full-time Director” means a single professional emergency management program Administrator working full-time as identified in the position description established by the governing body of the jurisdiction ~~Board of County Commissioners.~~

(2) No change.

Rulemaking Authority 252.35(2)(x), 252.373(2) FS. Law Implemented 252.373 FS. History–New 2-15-82, Amended 10-5-82, 10-1-84, Formerly 9G-11.04, Amended 9-18-96, 10-2-97, Formerly 9G-11.004, Amended _____.

27P-11.0061 Funding.

Eligible County Emergency Management Agencies in the state shall be allocated annual Federal Emergency Management Agency (FEMA) ~~State and Local Assistance (SLA)~~ funding based on the following: Each county shall be allocated the amount initially allocated to the county under its Fiscal Year 1994-95 Emergency Management Assistance agreement with the Division of Emergency Management (Division). This amount shall be increased or decreased to reflect additions or reductions in the availability of FEMA ~~SLA~~ funds to the Division and the Division’s distribution of funds to local governments. Each county’s increase or decrease shall be commensurate with its proportionate share of the state’s total population based on the most recent official population estimates.

Federal ~~SLA~~ funds shall be used by the county for personnel, travel and administrative expenses. Each county must be able to provide a non-federal match for federal funds on a dollar for dollar basis.

Rulemaking Authority 252.35(2)(x), 252.373(2) FS. Law Implemented 252.373 FS. History–New 10-1-84, Formerly 9G-11.061, Amended 9-18-96, Formerly 9G-11.0061, Amended _____.

EXECUTIVE OFFICE OF THE GOVERNOR

Division of Emergency Management

RULE NOS.: RULE TITLES:
27P-19.002 Definitions
27P-19.004 Base Grant Eligibility
27P-19.006 Reallocation of Base Grant Funds
27P-19.010 Disbursement
27P-19.011 Match Requirements

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 35, August 31, 2012 issue of the Florida Administrative Weekly.

PURPOSE AND EFFECT: The purpose of these amendments is to align the base grant eligibility requirement with the statutory language and increase the amount of time counties have to submit requests for a match.

SUBJECT AREA TO BE ADDRESSED: Base Grant Eligibility.

RULEMAKING AUTHORITY: 252.35, 252.373 FS.

LAW IMPLEMENTED: 216.052, 252.373, 252.35, 252.38 FS.

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

DATE AND TIME: October 1, 2012, 2:30 p.m. – 4:30 p.m.

PLACE: Division of Emergency Management, 2555 Shumard Oak Boulevard, Room 100E, Tallahassee, Florida 32399. Conference Call: 1(888)670-3525, Conference Code: 5872188816

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: Mindy Dowling at (850)410-1268

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Mindy Dowling, Division of Emergency Management, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, telephone: (850)410-1268, email: mindy.dowling@em.myflorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

27P-19.002 Definitions.

(1) through (4) No change.

(5) “Full-time Director” means a single professional emergency management program Administrator working full-time as identified in the position description established by the governing body of the jurisdiction Board of County Commissioners.

(6) through (28) No change.

Rulemaking Authority 252.35(2)(x), 252.373 FS. Law Implemented 252.35, 252.373, 252.38 FS. History–New 1-12-94, Amended 6-21-95, 11-13-96, 11-10-97, 10-11-98, 10-11-00, 10-22-02, 1-3-06, Formerly 9G-19.002, Amended.

27P-19.004 Base Grant Eligibility.

(1) No change.

(2) Counties with population of in excess of 75,000 or more shall have a Full-time Director in order to qualify for an allocation.

(3) Counties with a population less than 75,000, or which are parties to an inter-jurisdictional emergency management agreement entered into pursuant to Section 252.38(3)(b), Florida Statutes, shall have an emergency management coordinator who works at least 20 hours a week in that capacity or a Full-time Director in order to qualify for an allocation.

~~(4) County Emergency Management Agencies not in compliance with the terms of a prior award shall not be eligible for additional awards.~~

Rulemaking Authority 252.35(2)(x), 252.373 FS. Law Implemented 252.35, 252.373, 252.38 FS. History–New 1-12-94, Amended 6-21-95, 11-13-96, 10-11-00, Formerly 9G-19.004, Amended.

27P-19.006 Reallocation of Base Grant Funds.

Rulemaking Authority 252.35(2)(x), 252.373 FS. Law Implemented 252.35, 252.373, 252.38 FS. History–New 1-12-94, Amended 11-13-96, 11-10-97, Formerly 9G-19.006, Repealed.

27P-19.010 Disbursement.

(1) The amount of funds estimated as available for ~~Base Grant and~~ Competitive Award allocations shall be noticed prior to each grant cycle.

(2) Base Grant Awards provided under this rule shall be offered to the governing body of the jurisdiction Board of County Commissioners. Competitive Awards shall be offered to and accepted by the chief executive officer, or by the appropriate governing body, if a local government.

(3) No change.

(4) Each Recipient may receive trust funds from the Division on a quarterly basis, based on the submittal of reports. Said reports shall be provided using the forms included in the grant agreement, as supplemented by any particular information requested in writing by the Division prior to the due date of the report. The term of a competitive grant shall be as set forth in the grant agreement, subject to any limitations imposed by the applicable legislative appropriation. Any extensions shall be governed by Section 287.057(12)(11), Florida Statutes.

(5) No change.

~~(6) Upon written request and accompanying documentation detailing exceptional circumstances justifying the need, not later than July 31 of each year, Base Grant Recipients receiving trust funds may carry forward up to twenty five (25) percent of a single year grant award to the next fiscal year.~~

~~(6)(7)~~ Recipients shall comply with all applicable procurement rules and regulations in securing goods and services to implement a proposed project. For purposes of the competitive grant programs only, the Recipient shall identify the applicable procurement rules, regulations and standards to be used in the first progress report to the Division following the notice of award.

~~(7)(8)~~ The Recipient shall establish a separate account code in an interest bearing account for tracking all deposits, expenditures and interest pertaining to an award. A separate account code shall be established for each award received.

~~(8)~~(9) The Division shall be permitted to inspect and monitor the records and facilities of funded projects and award recipients. Such inspections may occur without notice at any reasonable time, which shall be presumed to be normal business hours on Monday through Friday.

~~(9)~~(10) The Division shall prescribe the type of information, timing and format in which project information shall be reported in the grant agreement. In the event that the Division determines that additional reports are necessary in order to demonstrate compliance with this rule chapter or the terms of the grant agreement, then the grant recipient shall supply said reports. Failure to meet the requirements related to reporting shall constitute noncompliance.

~~(10)~~(11) Allowable costs shall be determined in accordance with applicable Federal Office of Management and Budget Circulars, or, in the event no circular applies, by 48 C.F.R. part 31 CONTRACT COST PRINCIPLES AND PROCEDURES.

Rulemaking Authority 252.35(2)(x), 252.373 FS. Law Implemented 216.052, 252.35, 252.373, 252.38 FS. History—New 1-12-94, Amended 6-21-95, 11-13-96, 11-27-03, 1-3-06, Formerly 9G-19.010, Amended.

27P-19.011 Match Requirements.

(1) No change.

(2) If the Base Grant recipient demonstrates that exceptional financial circumstances prevent the Base Grant recipient from complying with the match requirements in subsection 27P-19.011(1), F.A.C., then the Base Grant recipient may request that the Division authorize a reduction in the amount of match required. The match required shall not be reduced by a percentage amount in excess of reductions in funding for county 911 services, emergency medical services, law enforcement, criminal justice, public works or other emergency management related services, ~~and shall not be reduced below twenty five (25) percent of the Base Grant award.~~ To be eligible for any reduction, the Base Grant recipient shall demonstrate and certify that the reduction is due to reductions in county general revenue funding and that the amount of the requested reduction is equivalent to across the board reductions in all county budgets. County requests for reduction shall be signed by the county’s chief elected officer and the certification of reduction in county budget funding shall be signed by the county’s chief financial officer. Requests shall certify the intent to return to pre-reduced funding as soon as practicable, and shall provide an estimate of the date at which the county will return to the current level of funding. Requests for reduction shall also be accompanied by financial data for the previous three years indicating: the level of county funding for the County Emergency Management Agency budget; budget detail regarding all individual items of the County Emergency Management Agency budget; and the proposed level of funding, for all budget items, if the reduction is authorized by the Division. All requests for match reduction

shall be submitted no later than forty-five (45) days after the county budget has been approved by the governing body of the jurisdiction prior to the beginning of the county fiscal year, or the opportunity to request shall be waived.

(3) No change.

Rulemaking Authority 252.35(2)(x), 252.373 FS. Law Implemented 252.35, 252.373, 252.38 FS. History—New 1-12-94, Amended 11-13-96, Formerly 9G-19.011, Amended.

EXECUTIVE OFFICE OF THE GOVERNOR

Division of Emergency Management

RULE NOS.:	RULE TITLES:
27P-22.002	Definitions
27P-22.004	LMS Working Groups
27P-22.006	County Allocations and Project Funding
27P-22.007	Application

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 35, August 31, 2012 issue of the Florida Administrative Weekly.

PURPOSE AND EFFECT: The purpose of these amendments is to change the method of allocating excess funds and to update the Hazard Mitigation Flood Program Application.

SUBJECT AREA TO BE ADDRESSED: Hazard Mitigation Grant Program.

RULEMAKING AUTHORITY: 252.35 FS.

LAW IMPLEMENTED: 252.311, 252.35, 252.32 FS.

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

DATE AND TIME: October 2, 2012, 9:00 a.m. – 11:00 a.m.

PLACE: Division of Emergency Management, 2555 Shumard Oak Boulevard, Room 100E, Tallahassee, Florida 32399. Conference Call: 1(888)670-3525, Conference Code: 5872188816

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: Mindy Dowling at (850)410-1268.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Mindy Dowling, Division of Emergency Management, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, telephone: (850)410-1268, email: mindy.dowling@em.myflorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

27P-22.002 Definitions.

(1) No change.

(2) "Application" means the request for hazard mitigation funding as submitted to the Division of Emergency Management by an Applicant.

(3) through (12) No change.

Rulemaking Authority 252.35(2)(x) FS. Law Implemented 252.311, 252.32, 252.35 FS. History--New 2-24-02, Formerly 9G-22.002, Amended.

27P-22.004 LMS Working Groups.

Each county electing to participate in the HMGP must have a formal LMS Working Group and a current LMS.

(1) Not later than the last working weekday of January of each year the Chairperson of the governing body of the jurisdiction ~~Board of County Commissioners~~ shall submit to the Division a list of the members of the Working Group and its designated Chairperson and Vice-Chairperson.

(2) through (4) No change.

Rulemaking Authority 252.35(2)(x) FS. Law Implemented 252.311, 252.32, 252.35 FS. History--New 2-24-02, Formerly 9G-22.004, Amended.

27P-22.006 County Allocations and Project Funding.

(1) No change.

(a) through (b) No change.

(2) If funds remain after all eligible projects under subsection (1) above have been funded, then they shall be applied to fund eligible projects submitted from counties not included in the relevant presidential disaster declaration and distributed equally amongst the counties for eligible projects prioritized by the LMS on a first come first served basis until all available funds are obligated.

(3) No change.

Rulemaking Authority 252.35(2)(x) FS. Law Implemented 252.311, 252.32, 252.35 FS. History--New 2-24-02, Formerly 9G-22.006, Amended.

27P-22.007 Application.

(1) through (4) No change.

(5) Applications must be submitted using Form No. HMGP/~~FMA~~-001, State of Florida ~~Joint~~ Hazard Mitigation Grant Program ~~& Flood Mitigation Assistance~~ Application (Effective Date June, 2012 or as amended by the Division September 30, 2004), which is incorporated into this rule by reference, a copy of which may be obtained by contacting the Division or visiting www.floridadisaster.org.

(6) through (7) No change.

Rulemaking Authority 252.35(2)(x) FS. Law Implemented 252.311, 252.32, 252.35 FS. History--New 2-24-02, Formerly 9G-22.007, Amended.

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.106
 RULE TITLE: Commutation of Sentence
 NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 34, August 24, 2012 issue of the Florida Administrative Weekly.

The following is replacement language for the Summary: Rule 33-601.106, F.A.C., is being repealed, as the provisions of the rule are no longer in accordance with applicable statutory authority.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.: 40E-30.011, 40E-30.031, 40E-30.042, 40E-30.112, 40E-30.141, 40E-30.302
 RULE TITLES: General Permit for Wells Implementation, General Permit for Construction, Repair or Abandonment of Wells, Notice of Intent, Request for Additional Information, Thresholds for South Dade County

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 38, No. 22, June 1, 2012 issue of the Florida Administrative Weekly has been withdrawn.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-13.086
 RULE TITLE: Developmental Disabilities Waiver Disposable Incontinence Medical Supplies Fee Schedule and Minimum Quality Standards

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. 8, February 24, 2012 issue of the Florida Administrative Weekly.

The following change is made to the Notice of Proposed Rule.

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-13.086 Developmental Disabilities Waiver Disposable Incontinence Medical Supplies Fee Schedule and Minimum Quality Standards.

(1) through (2) No change.

(3) The effective date is July 1, 2013.

Rulemaking Authority 409.919 FS. Law Implemented 409.902, 409.906, 409.907, 409.908, 409.912, 409.913 FS. History--New_____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-13.088
 RULE TITLE: Developmental Disabilities
 Consumer Directed Care Plus

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. 22, June 1, 2012 issue of the Florida Administrative Weekly.

The following changes have been made to the Developmental Disabilities Medicaid Waivers Consumer Directed Care Plus Program Coverage, Limitations, and Reimbursement Handbook, July, 2012.

Page 1-9 General Definitions, continued. Consultant.

The first paragraph is changed to read:

A support coordinator, as defined in Section 393.063(37), F.S., who has received specific training in Consumer self direction to assist Consumers enrolled in CDC+ and their families or Representatives in identifying and choosing supports and services through the CDC+ program. A Consultant provides technical assistance to Consumers or their Representatives in meeting their responsibilities under the CDC+ program, as defined in Section 409.221(4)(c)2., F.S.

The second paragraph is deleted.

Page 1-24 General Definitions, continued. Work Week. The paragraph is changed to read:

The CDC+ workweek is established by APD as the Fiscal/Employer Agent for all consumers and their directly hired employees. The workweek starts at 12:00 a.m. every Monday and ends at 11:59 p.m. every Sunday. Pursuant to the Fair Labor Standards Act, a workweek is seven consecutive 24-hour days.

DEPARTMENT OF MANAGEMENT SERVICES

Personnel Management System

RULE NO.: 60L-32.007
 RULE TITLE: Selected Exempt Service
 Extraordinary Payment Plan

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 38, No. 28, July 13, 2012 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF MANAGEMENT SERVICES

Personnel Management System

RULE NOS.: 60L-32.007
 RULE TITLES: Selected Exempt Service
 Extraordinary Payment Plan
 60L-32.0071
 Selected Exempt Service
 Extraordinary Payment Plan

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 32, August 10, 2012 issue of the Florida Administrative Weekly.

The Department of Management Services is correcting the the notices of proposed rule for 60L-32.007 and 60L-32.0071, in Vol. 38, No. 32, August 10, 2012 issue of the Florida Administrative Weekly, to clarify that there is no need for legislative ratification with the following replacement language:

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 nor exceed \$1 million dollars in the aggregate within 5 years after the implementation of the rule. For these reasons, a SERC has not been prepared by the agency and legislative ratification is not required.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

RULE NO.: 61B-45.0365
 RULE TITLE: Non-Final Orders
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. 34, August 24, 2012 issue of the Florida Administrative Weekly.

61B-45.0365 Non-Final Orders.

(1) The presiding arbitrator before whom a case is pending may issue any orders necessary to effectuate discovery, to prevent delay, and to promote the just, speedy, and inexpensive determination of all aspects of the case.

(2) When a case is placed in abeyance or abated by a non-final order ~~abated, held in abeyance, or administratively closed~~, no filing fee is necessary to reopen the case or otherwise proceed with the matter.

Rulemaking Authority 718.1255(4), 718.1255(4)(i) FS. Law Implemented 718.1255(3)(c), 718.1255(4)(i) FS. History–New _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

RULE NO.: 61B-50.1265
 RULE TITLE: Non-Final Orders

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. 30, July 27, 2012 issue of the Florida Administrative Weekly.

61B-50.1265 Non-Final Orders.

(1) The presiding arbitrator before whom a case is pending may issue any orders necessary to effectuate discovery, to prevent delay, and to promote the just, speedy, and inexpensive determination of all aspects of the case.

(2) When a case is ~~placed in abeyance or abated by a non-final order~~ placed in abeyance or abated by a non-final order ~~abated, held in abeyance, or administratively closed~~, no filing fee is necessary to reopen the case or otherwise proceed with the matter.

Rulemaking Authority 718.1255(4) FS. Law Implemented 718.1255(3)(c), 718.1255(4) FS. History--New _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

RULE NO.: RULE TITLE:
61B-80.1165 Non-Final Orders

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. 30, July 27, 2012 issue of the Florida Administrative Weekly.

61B-80.1165 Non-Final Orders.

(1) The presiding arbitrator before whom a case is pending may issue any orders necessary to effectuate discovery, to prevent delay, and to promote the just, speedy, and inexpensive determination of all aspects of the case.

(2) When a case is placed in abeyance or abated by a non-final order ~~abated, held in abeyance, or administratively closed~~, no filing fee is necessary to reopen the case or otherwise proceed with the matter.

Rulemaking Authority 718.1255(4) FS. Law Implemented 718.1255(3)(c), 718.1255(4)(i), 720.311(1), 720.311(2)(c) FS. History--New _____.

FISH AND WILDLIFE CONSERVATION COMMISSION

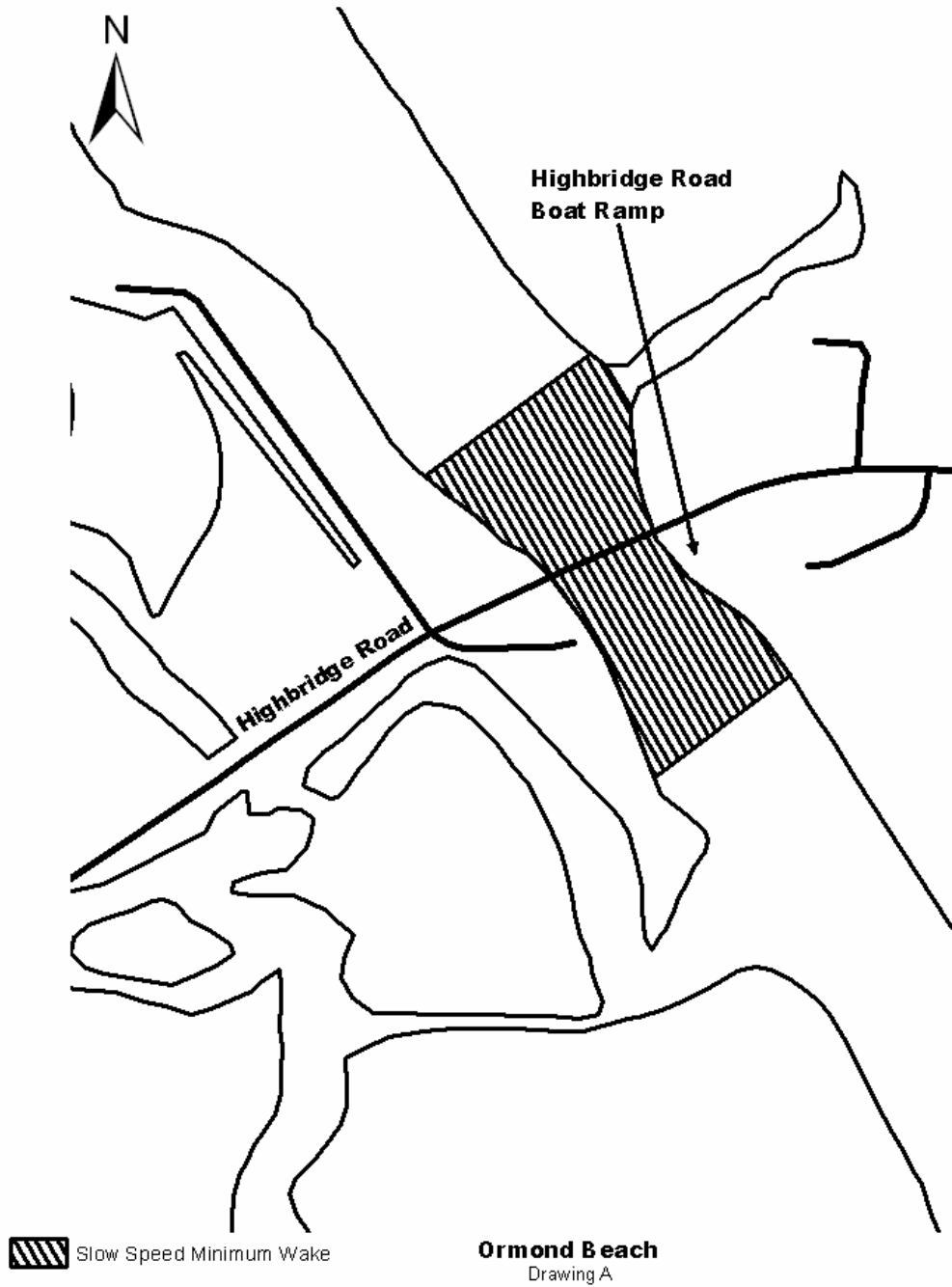
Vessel Registration and Boating Safety

RULE NO.: RULE TITLE:
68D-24.164 Volusia County Boating Restricted Areas

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. 16, April 20, 2012, issue of the Florida Administrative Weekly. A public hearing was held on September 5-6, 2012, in Tampa.

Proposed amendment to Rule 68D-24.164 has been changed in the following way: "Drawing A" depicting the Highbridge Road Boating Safety Zone, described in section (1)(a)1. of the rule, contained a scrivener's error, incorrectly depicting the northern boundary of the zone 100 feet shorter than described in the rule text. The rule text is in no way being changed. "Drawing A" is revised to appear as follows:



No other changes were made to the rule amendments as proposed.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Workforce Services

RULE NO.: RULE TITLE:
73B-20.006 Computation of Time
 NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 38, No. 23, June 8, 2012 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Workforce Services

RULE NO.: RULE TITLE:
73B-21.004 Computation of Time
 NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 38, No. 23, June 8, 2012 issue of the Florida Administrative Weekly has been withdrawn.

**Section IV
Emergency Rules**

DEPARTMENT OF THE LOTTERY

RULE NO.: RULE TITLE:
53ER12-59 Replacement of Obsolete Emergency
 Rule

SUMMARY: This emergency rule is replacing another emergency rule that has been determined to be obsolete or unnecessary by the Department of the Lottery.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER12-59 Replacement of Obsolete Emergency Rule.

The Department of the Lottery’s emergency rule relating to the Lottery’s Business Partner Program is being replaced because the program has been discontinued and the provisions of the rule are obsolete. This rule shall replace 53ER05-44, F.A.C.

Rulemaking Authority 24.109(1) FS. Law Implemented 24.109(1), 120.74(1)(c) FS. History—New 8-29-12. Replaces 53ER05-44, F.A.C.

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: August 29, 2012

**Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver**

DEPARTMENT OF LAW ENFORCEMENT

NOTICE IS HEREBY GIVEN that on August 17, 2012, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsections 11B-35.002(2) and 11B-27.002(4), F.A.C., by Arcadia Police Department on behalf of Officer Robert McVey. Petitioner wishes to waive that portion of the rules which requires an officer to obtain employment within four years of beginning basic recruit training. The Petition states that Officer McVey was employed by Petitioner in May of 2012. Officer McVey had commenced cross-over basic recruit training on April 14, 2008. The Petitioner was able to register Officer McVey in the CJSTC’s officer database, but learned in July of 2012, that Officer McVey was ineligible for employment because of the rules cited above. The Petition states that the operation of the rule would violate the principles of fairness because Petitioner was able to register Officer McVey in ATMS in May of 2012, and put him to work in June of 2012, whereas other officers subject to the rule would have been blocked in ATMS and denied registration. The Petition states that the operation of the rule creates a substantial hardship for both Petitioner and Officer McVey in that arrests and citations issued by Officer McVey would be made a nullity should he lose his eligibility to remain certified. The Petitioner would have to fill the vacancy created by Officer McVey with other officers during severe budgeting times. The Petition further supports the requested waiver by stating that Officer McVey would have to return to training school to demonstrate proficiency in the high liability areas and pass the SOCE prior to becoming eligible for employment, which would be a considerable expense to him.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32302 or by telephoning (850)410-7676.

STATE BOARD OF ADMINISTRATION

The State Board of Administration hereby gives notice that on August 29, 2012, the State Board of Administration (SBA), Florida Hurricane Catastrophe Fund, received a request for withdrawal of a petition for Emergency Variance or Waiver from Rules 19-8.010 and 19-8.030, F.A.C. The SBA originally received the petition from Cypress Insurance Company on August 7, 2012, and Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 33, August 17, 2012. No public comment was received.

A copy of the Order or additional information may be obtained by contacting: Tina Joanos, Agency Clerk, SBA, P. O. Box 13300, Tallahassee, Florida 32317-3300 or email: Tina.Joanos@sbafla.com.

The State Board of Administration hereby gives notice that on August 23, 2012, the State Board of Administration of Florida (SBA), Florida Hurricane Catastrophe Fund, received a request for withdrawal of a petition for Emergency Variance or Waiver from Rules 19-8.010 and 19-8.028, F.A.C. The SBA originally received the petition from American Integrity Insurance Company, Inc., on July 25, 2012, and Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 38, No. 32, August 10, 2012. No public comment was received.

A copy of the Order or additional information may be obtained by contacting: Tina Joanos, Agency Clerk, SBA, P. O. Box 13300, Tallahassee, FL 32317-3300 or e-mail: Tina.Joanos@sbafla.com.

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN that on August 14, 2012, the South Florida Water Management District (District), received a petition for Variance (Application 120814-7) from Lost Tree Village Property Owner's Association, Inc. The property is located in Palm Beach County, Section 3, Township 42 South, Range 43 East, at 11237 Lost Tree Way, North Palm Beach, FL 33408. The petition seeks relief from provisions in subsection 40E-24.201(6), Florida Administrative Code, which states that irrigation of existing landscaping shall be conducted on specific days, pursuant to Section 120.542, Florida Statutes.

A copy of the Petition for Variance or Waiver may be obtained by contacting: the Regulation Division, during the normal business hours of 8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays, at 3301 Gun Club Road, West Palm Beach, FL 33406, by telephone: (561)682-6911, by e-mail: permits@sfwmd.gov or by accessing the District's website (www.sfwmd.gov/ePermitting) using the Application/Permit Search. To be considered, comments must be received by the close of business on September 28, 2012, at: South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33401, Attn: District Clerk.

For additional information, contact: Patrick Martin, (561)682-2176 or e-mail: pmartin@sfwmd.gov.

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 September 4, 2012, the Department issued a Final Order that was in response to a Petition for Variance from Anglers Cove Condominium, filed July 24,

2012, and advertised on August 10, 2012 in Vol. 38, No. 32, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance denies the Petitioner a variance from Rule 2.10.2.1, and 2.4.6.2(c) ASME A17.1, 2000 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 top car clearances, and top rail because the Petitioner has not demonstrated that the purpose of the statute underlying the rule will be met or that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-242).

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, (850)488-1133.

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on September 4, 2012, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Surf Rider Condominium, filed August 13, 2012, and advertised on August 24, 2012 in Vol. 38, No. 34, 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 subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations 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 2012-262).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on September 4, 2012, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Acapulco Inn, filed August 9, 2012, and advertised on August 24, 2012 in Vol. 38, No. 34, 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 3.3.2, 2.7.4, 3.9.1, and 3.4.5 ASME A17.3, 1996 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations, platform guards (aprons), door restrictors, terminal stopping devices and car illumination until July 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 2012-260).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on September 4, 2012, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Regency West Apartments, A Condominium, filed August 9, 2012, and advertised on August 24, 2012 in Vol. 38, No. 34, 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 subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations until July 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 2012-261).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on September 4, 2012, the Division issued an order. The Final Order was in response to a Petition for a Variance from American Financial Realty, filed July 30, 2012, and advertised on August 10, 2012 in Vol. 38, No. 32, 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 subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations 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 2012-247).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on September 4, 2012, the Division issued an order. The Final Order was in response to a Petition for a Variance from Anglers Cove Condominium, filed July 24,

2012, and advertised on August 10, 2012 in Vol. 38, No. 32, 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 2.4.1.5, and 2.15.9.2 ASME A17.1, 2007 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires the elevators pit be 5' deep and are seeking to use a retractable toe guard for the existing 4' pit 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 2012-243).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on September 4, 2012, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Lee County Justice Center, filed August 6, 2012, and advertised on August 17, 2012 in Vol. 38, No. 33, 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, that requires upgrading the elevators floor over hoistways and location of machine rooms and control rooms 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 2012-256).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on September 4, 2012, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Ft. Myers-Lee County Library, filed August 3, 2012, and advertised on August 17, 2012, in Vol. 38, No. 33, 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 2.1.3.1, and 2.7.6 ASME A17.1, 2000 edition, Chapter 30, Section 3001.2, Florida Building Code, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators floor over hoistways and location of machine rooms and control rooms 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 2012-255).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on September 4, 2012, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Clearwater Clinical, filed August 3, 2012, and advertised on August 17, 2012, in Vol. 38, No. 33, 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 3.4.4 ASME A17.1b, 2009 edition, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators top car clearance 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 2012-254).

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

NOTICE IS HEREBY GIVEN that on August 30, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Monroe Park Tower. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 3.11.3, as adopted by subsection 61C-5.001(1), 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 2012-283).

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

NOTICE IS HEREBY GIVEN that on August 29, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Tampa Greyhound Track. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 3.11.3, as adopted by subsection 61C-5.001(1), 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 2012-282).

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

NOTICE IS HEREBY GIVEN that on August 31, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Ironwood Fourteenth Condominium Association, Inc. Petitioner seeks a variance of the requirements of ASME A17.3, Section 3.11.3, as adopted by subsection 61C-5.001(1), 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 2012-286).

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

NOTICE IS HEREBY GIVEN that on August 30, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Screen Process Printers, Inc. Petitioner seeks a variance of the requirements of ASME A17.3, Section 3.11.3, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators with firefighters' emergency operations, car illumination, car emergency signaling device, platform guards and top-of-car operating devices 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 2012-284).

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

NOTICE IS HEREBY GIVEN that on August 31, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Transportation and Parking Services. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 3.11.3, as adopted by subsection 61C-5.001(1), 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 2012-287).

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

NOTICE IS HEREBY GIVEN that on August 31, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for The Winegard ES, Bldg. 3. Petitioner seeks an emergency variance of the requirements of ASME A17.1b, Section 2.20.4, 2.18.5.1 and 2.24.2.1 as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires steel ropes of a minimum diameter of 9.5 mm, 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 2012-285).

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

NOTICE IS HEREBY GIVEN that on August 27, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Pointe Towers Condominium Association, Inc. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 3.11.3, 3.10.4(t), 3.3.2, 2.7.4, 3.11.1, 2.2.3, 3.4.5, 3.9.1, 3.10.3, and 4.7.8, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators with firefighters' emergency operations, in-car stop switch, platform guards, door restrictors, car emergency signaling devices, lighting, car illumination, normal terminal stopping devices, top-of-car operating devices, and emergency operation and signaling devices 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 2012-481).

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

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice on August 8, 2012, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Subparagraph 3-305.11(A)(2), 2001 FDA Food Code, Paragraph 3-305.14, 2001 FDA Food Code, Paragraph 6-202.15, 2001 FDA Food Code, Paragraph 6-202.16, 2001

FDA Food Code, subsections 61C-4.010(1), (6), Florida Administrative Code, from Big Daddy G Foods located in Orlando, FL. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk potentially hazardous foods other than frankfurters from an open air mobile food dispensing vehicle.

The Petition for this variance was published in Vol. 38/34 on August 24, 2012. The Order for this Petition was signed on August 30, 2012 and after a complete review of the variance request, the Division finds that the application of this rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring that each pan within the steam table is properly covered with an individual lid; the steam table is enclosed within a cabinet with tight-fitting doors, and is protected by an air curtain installed and operated according to the manufacturer's specifications that protects against flying vermin or other environmental contaminants; all steam table foods must be properly reheated for hot holding at approved commissaries and held hot at the proper minimum temperature per the parameters of the currently adopted FDA Food Code; steam table food is to be dispensed by the operator with no customer self-service. The Petitioner shall also strictly adhere to the operating procedures and copies of the variance and operating procedures are to be present on the MFDV during all periods of operation.

A copy of the Order or additional information may be obtained by contacting: Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, FL 32399-1011, Lydia.Gonzalez@dbpr.state.fl.us.

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice on August 10, 2012, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Paragraph 4-301.11, 2001 FDA Food Code and subsection 61C-4.010(5), Florida Administrative Code, from Dunkin' Donuts located in Fort Myers, FL. The above referenced F.A.C. addresses the requirements that each establishment have facilities to maintain potentially hazardous food at proper temperature and that food must be properly stored in a licensed establishment. They are requesting to share cold holding facilities and food storage areas located within another permitted establishment.

The Petition for this variance was published in Vol. 38, No. 34 on August 24, 2012. The Order for this Petition was signed on August 30, 2012, and after a complete review of the variance request, the Division finds that the application of this rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been

achieved by the Petitioner ensuring that the cold holding units within Hess are maintaining potentially hazardous foods at the proper temperature. Also the Petitioner shall ensure that the cold holding units and food storage areas are kept clean and in good repair. If the ownership of Hess changes, an updated written agreement must be provided to the Division immediately.

A copy of the Order or additional information may be obtained by contacting: Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, FL 32399-1011, Lydia.Gonzalez@dbpr.state.fl.us.

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice on August 8, 2012, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsections 61C-4.010(7), (6), Florida Administrative Code, from Sebago Catering located in Key West, FL. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers. They are requesting to share the bathrooms located within an adjacent establishment for use by customers only.

The Petition for this variance was published in Vol. 38, No. 34 on August 24, 2012. The Order for this Petition was signed on August 30, 2012, and after a complete review of the variance request, the Division finds that the application of this rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the bathrooms located within Christy Transier Photography (Unit B) are maintained in a clean and sanitary manner and are provided with cold running water under pressure, soap, approved hand drying devices, and are available during all hours of operation. The Petitioner shall also ensure directional signage is installed within or outside the establishment clearly stating the location of the bathrooms. If the ownership of Christy Transier Photography changes, an updated signed agreement for use of the bathroom facilities is required immediately.

A copy of the Order or additional information may be obtained by contacting: Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, FL 32399-1011, Lydia.Gonzalez@dbpr.state.fl.us

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE IS HEREBY GIVEN that on August 27, 2012, the Department of Environmental Protection, received a petition for the City of Tallahassee (COT) seeking the reissuance of a variance from paragraph 62-699.310(2)(e), subsections 62-699.311(4), (10), F.A.C., to allow for a reduction in staffing requirements at the COT's Class B and C water treatment plants and to allow for a chief/lead operator to supervise multiple Class B water treatment plants connected to a single

water distribution system. A previous variance was granted in August 2009 with an expiration date of December 31, 2012. The petition has been assigned OGC File No.: 12-1461.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Virginia Harmon, Department of Environmental Protection, 2600 Blair Stone Road, MS #3520, Tallahassee, Florida 32399-2400, (850)245-8630, email: virginia.harmon@dep.state.fl.us. Written comments must be received by Virginia Harmon at the above address or email no later than 14 days from the date of publication of this notice.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that on August 29, 2012, the Board of Medicine, received a petition for waiver or variance filed by Richard Alexis, 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 the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

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

NOTICE IS HEREBY GIVEN that on September 4, 2012, the Board of Medicine, received a petition for waiver or variance filed by Edward Kelmenson, M.D., from Rule 64B8-4.009, F.A.C., with regard to the requirement for the submission of transcripts and documentation of medical education directly from Petitioner's medical school. Comments on this petition should be filed with the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

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

NOTICE IS HEREBY GIVEN that on August 31, 2012, the Board of Medicine, received a petition for waiver or variance filed by Mariya Miteva, M.D., from Rule 64B8-4.009, F.A.C., with regard to the requirement for submission of the AMA Physician Profile Sheet for the licensure application. Comments on this petition should be filed with the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

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

NOTICE IS HEREBY GIVEN that on August 27, 2012, the Board of Medicine, received a petition for waiver or variance filed on behalf of Panhandle Orthopaedics, LLC, from Rule 64B8-9.009, F.A.C., with regard to the requirement for a transfer agreement for level II office surgery. Comments on this petition should be filed with the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

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

The Board of Physical Therapy Practice hereby gives notice of the issuance of an Order regarding the Petition for Waiver or Variance, which was filed on May 16, 2012, by Ricardo de Miranda Tubino. The Notice of Petition for Waiver or Variance was published in Vol. 38, No. 21, of the May 25, 2012, Florida Administrative Weekly. The Petitioner was seeking a waiver or variance of subsection 64B17-3.001(3), F.A.C., entitled "Licensure as a Physical Therapist by Examination," which requires for foreign graduates to have received a determination that the credentials are equivalent to education required for licensure as a physical therapist in the United States as determined by the Foreign Credentialing Commission on Physical Therapy. The Board considered the instant Petition at a duly-noticed public telephonic meeting, held on June 15, 2012.

The Board's Order, filed on July 6, 2012, granted the petition finding that Petitioner established that the purpose of the underlying statute, Section 486.051, F.S., would be met by granting a variance or waiver from subsection 64B17-3.001(3), F.A.C. The Board further finds that Petitioner established that applying the requirements of the aforementioned rule to his circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Order or additional information may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3755.

DEPARTMENT OF ECONOMIC OPPORTUNITY

The Department of Economic Opportunity hereby gives notice:

NAME OF PETITIONER: City of Fort Meade

DATE PETITION WAS FILED: July 13, 2012. It was assigned the number DEO-12-103.

RULE NUMBER AND NATURE OF RULE FROM WHICH VARIANCE OR WAIVER IS SOUGHT: Paragraph 73C-23.0041(1)(c), F.A.C. Requesting a waiver of the \$750,000 cap on CDBG grants which has been removed by statutory amendment. The rule has not been amended to reflect the change.

A REFERENCE TO THE PLACE AND DATE OF PUBLICATION OF THE NOTICE OF THE PETITION: Vol. 38, No. 32, August 10, 2012, issue of the Florida Administrative Weekly.

THE DATE OF THE ORDER DENYING OR APPROVING THE VARIANCE OR WAIVER: August 29, 2012.

THE GENERAL BASIS FOR THE AGENCY DECISION: Because the statutory basis for the cap was repealed, there was no authority to enforce the rule. Waiving the limit to allow greater grant amounts encourages economic development and the underlying purpose of the statute.

A copy of the Order or additional information may be obtained by contacting: Miriam Snipes, Agency Clerk, Department of Economic Opportunity, 107 East Madison Street, Tallahassee, FL 32399-4128, e-mail: miriam.snipes@deo.myflorida.com.

The Department of Economic Opportunity hereby gives notice:

NAME OF PETITIONER: City of LaBelle

DATE PETITION WAS FILED: June 11, 2012. It was assigned the number DEO-12-102.

RULE NUMBER AND NATURE OF RULE FROM WHICH VARIANCE OR WAIVER IS SOUGHT: Subsection 73C-23.031(29) and paragraph 73C-23.041(2)(d), F.A.C. The City of LaBelle is requesting a waiver of the requirement that an Economic Development subgrant project be "on time" in order to be eligible to apply for a subsequent subgrant. Paragraph 73C-23.041(2)(d), F.A.C. The City is also requesting a waiver of the requirement that an Economic Development subgrant not be extended for more than twelve months in order to be eligible to apply for a subsequent subgrant. Subsection 73C-23.031(29), F.A.C.

A REFERENCE TO THE PLACE AND DATE OF PUBLICATION OF THE NOTICE OF THE PETITION: Vol. 38, No. 32 August 10, 2012 issue of the Florida Administrative Weekly.

THE DATE OF THE ORDER DENYING OR APPROVING THE VARIANCE OR WAIVER: August 29, 2012.

THE GENERAL BASIS FOR THE AGENCY DECISION: Waiving the requirements makes the City eligible to apply for upcoming grants and encourages economic development while the underlying purpose of the statute is accomplished.

A copy of the Order or additional information may be obtained by contacting: Miriam Snipes, Agency Clerk, Department of Economic Opportunity, 107 East Madison Street, Tallahassee, FL 32399-4128, e-mail: miriam.snipes@deo.myflorida.com.

Section VI

Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

The **Division of Cultural Affairs** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 26, 2012, 8:30 a.m.

PLACE: Conference Room, Brevard County Health Department, 2555 Judge Fran Jamieson Way, Viera, FL 32940

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Art Selection Committee for the new expansion wing will meet to evaluate submissions and to select artwork or artist finalists.

A copy of the agenda may be obtained by contacting: Lee Modica, 500 S. Bronough Street, Tallahassee, FL 32399-0250, (850)294-5445.

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: Maureen McKloski, (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).

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

DEPARTMENT OF LEGAL AFFAIRS

RESCHEDULED – The **Florida Elections Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: October 16, 2012, 1:30 p.m. – 5:00 p.m.

PLACE: Conference Call: 1(888)670-3525, Conference Code: 5652593223

GENERAL SUBJECT MATTER TO BE CONSIDERED: RESCHEDULED TELEPHONE CONFERENCE CALL.

The Florida Elections Commission has formed a committee to review applications for the Executive Director position with the Florida Elections Commission. This committee will review applications during the scheduled meeting and make a recommendation to the Commission regarding candidate interviews. The Commission will also review and discuss its 2013 Legislative Packet.

NOTE: This meeting was rescheduled from September 20, 2012, 1:30 p.m. – 4:30 p.m.

A copy of the agenda may be obtained by contacting: Donna Ann Malphurs, Commission Clerk, (850)922-4539, ext. 102, donna.malphurs@myfloridalegal.com or by visiting the website: www.fec.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 Ann Malphurs, Commission Clerk, (850)922-4539, ext. 102, donna.malphurs@myfloridalegal.com. If you are hearing or speech impaired, please contact the Commission using the Florida Relay Service 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Donna Ann Malphurs, Commission Clerk, (850)922-4539, ext. 102, email: donna.malphurs@myfloridalegal.com or by visiting the website: www.fec.state.fl.us.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Florida State Fair Authority**, Long Range Planning Committee announces a public meeting to which all persons are invited.

DATE AND TIME: September 27, 2012, 9:00 a.m.

PLACE: Florida State Fairgrounds, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Old and New Business.

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.

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

DATE AND TIME: October 1, 2012, 10:00 a.m.

PLACE: Florida State Fairgrounds, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Old and New Business.

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.

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

DATE AND TIME: October 1, 2012, 10:30 a.m.

PLACE: Florida State Fairgrounds, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Old and New Business.

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.

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

DATE AND TIME: October 1, 2012, 11:00 a.m.

PLACE: Florida Center

GENERAL SUBJECT MATTER TO BE CONSIDERED: New & Old Business.

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.

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

DATE AND TIME: October 1, 2012, 12:30 p.m.

PLACE: Florida State Fairgrounds, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Old and New Business.

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

For more information, you may contact: Sonia Velez, (813)627-4221.

The **Florida State Fair Authority Board** announces a public meeting to which all persons are invited.

DATE AND TIME: October 1, 2012, 1:00 p.m.

PLACE: Florida State Fairgrounds, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Old and New Business.

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.

NOTICE OF CORRECTION – The **Pesticide Review Council** announces a public meeting to which all persons are invited.

DATE AND TIME: September 18, 2012, 10:00 a.m.

PLACE: NOTICE OF CORRECTION – Notice published in the August 17, 2012 (Vol. 38, No. 33) edition of the Florida Administrative Weekly. The referenced meeting will now also be available by TELECONFERENCE-WEBEX with new access information as follows: Conference Call: 1(888)670-3525, Conference Code: 880 293 4969; WebEx Information: <https://suncom.webex.com/suncom/j.php?ED=159261562&UID=1269716852&PW=NM2NhZGIwZDNI&RT=MmMxMQ%3D%3D>; Meeting Password: PRC; Alachua Regional Service Center, Florida Agency for Health Care Administration, 14101 N.W. Hwy. 441, Suite 800, Alachua, FL 32615-5669, (386)418-5500

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Council during which there will be a review of pertinent pesticide issues impacting on human health and the environment.

A copy of the agenda may be obtained by contacting: Bureau of Pesticides, 3125 Conner Boulevard, Mail Station #L6, Tallahassee, Florida 32399-1650, (850)617-7917.

DEPARTMENT OF EDUCATION

The **Blind Services Foundation** announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 27, 2012, 1:00 p.m.

PLACE: Teleconference

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Meeting.

A copy of the agenda may be obtained by contacting: Craig Kiser, 256 Cocoa Lane, Venice, FL 34293, (850)345-9122.

The **Education Practices Commission** announces a hearing to which all persons are invited.

DATES AND TIMES: A Teacher Hearing Panel, September 27, 2012, 9:00 a.m. or as soon thereafter as can be heard; A Teacher Hearing Panel, 1:30 p.m. or as soon thereafter as can be heard; An Administrator Hearing Panel, September 28, 2012, 8:30 a.m. or as soon thereafter as can be heard; A Business Meeting, 9:30 a.m. or as soon thereafter as can be heard

PLACE: Embassy Suites, 8250 Jamaican Court, Orlando, Florida 32819, (407)345-8250

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hearing Panel of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators.

A copy of the agenda may be obtained by contacting: Kathleen M. Richards, (850)245-0455.

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

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

For more information, you may contact: Lisa Forbess or Kathleen M. Richards, (850)245-0455.

The **University of South Florida**, Louis De La Parte Mental Health Institute announces the Florida Medicaid Drug Therapy Management Program for Behavioral Health expert panel meeting to update the Florida Medication Guidelines for Children and Adolescents announces a public meeting to which all persons are invited.

DATES AND TIMES: September 22, 2012, 8:00 a.m. – 5:00 p.m.; September 23, 2012, 8:00 a.m. – 12:00 Noon

PLACE: Renaissance Tampa International Plaza Hotel, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The expert panel will update the Florida Medication Guidelines for Children and Adolescents with Emotional Disturbances.

A copy of the agenda may be obtained by contacting: Marie A. McPherson, email: mmcperson@usf.edu.

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: Marie McPherson, University of South Florida, Florida Mental Health Institute, 13301 Bruce B Downs Blvd., Tampa, Florida 33612, (813)974-5378 or email mmcperson@usf.edu. 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: Marie McPherson, Florida Mental Health Institute, University of South Florida, (813)974-5378 or email: mmcperson@usf.edu.

The **Florida State College at Jacksonville District**, Board of Trustees announces the following meeting to which the public is invited.

SPECIAL BOARD MEETING:

DATE AND TIME: September 27, 2012, 10:00 a.m. – 1:00 p.m.

PLACE: Administrative Offices, 501 West State Street, Board Room 405, Jacksonville, FL 32202

GENERAL SUBJECT MATTER TO BE CONSIDERED: Presentation and discussion of institutional review conducted by MGT of America, Inc.

Copies of the agenda for the Board meeting will be available for inspection on and after Thursday, September 20, 2012, and copies will be provided upon written request. All objections to this notice or the propriety of the scheduled public meeting should be filed in writing with the College President, Florida State College at Jacksonville, on or before September 27, 2012.

All legal issues should be brought to the College's attention and an attempt made to resolve them prior to the public meeting. The College does not discriminate on the basis of race, color, national origin, sex, religion, age or disability in employment or the provision of services and is an equal access/equal opportunity/affirmative action college. If special accommodations are required, please advise human resources 24 hours in advance of the meeting.

FLORIDA STATE COLLEGE AT JACKSONVILLE

Dr. Steven R. Wallace

College President

The **Gulf Coast State College District**, Board of Trustees announces a public meeting to which all persons are invited.

DATE AND TIME: October 4, 2012, 10:00 a.m.

PLACE: William C. Cramer Jr. Seminar Room (Room 306), SUW, Gulf Coast State College, Panama City, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Gulf Coast State College District Board of Trustees will hold a meeting. Contact person for the meeting is: Dr. Jim Kerley, President, Gulf Coast State College.

A copy of the agenda may be obtained by contacting: Dr. Steve Nettles, District Board of Trustees Liaison, Director of Institutional Effectiveness, Gulf Coast State College, 5230 West U.S. Highway 98, Panama City, Florida 32401.

DEPARTMENT OF LAW ENFORCEMENT

The **Criminal Justice Standards and Training Commission** announces a public meeting to which all persons are invited.

DATES AND TIMES: October 29, 2012, Officer Discipline Class, 8:00 a.m.; October 30, 2012, Officer Discipline Class, 8:30 a.m.; 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.; October 31, 2012, Officer Discipline Class, 8:30 a.m.; 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.; November 1, 2012, Criminal Justice Standards and Training Commission Business Agenda, 8:00 a.m.; Officer Discipline Class, 8:30 a.m.; Criminal Justice Standards and Training Commission Officer Disciplinary Hearings, 9:30 a.m.

PLACE: Hyatt Regency Sarasota, 1000 Boulevard of the Arts, Sarasota, Florida 34236; Reservations telephone number: 1(888)421-1442; Group Name: Florida Department of Law Enforcement; Reservation Deadline: October 8, 2012.

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.

A copy of the agenda may be obtained by contacting: Donna Hunt, (850)410-8615 or e-mail: donnahunt@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, (850)410-8625 or e-mail: lorimorea@fdle.state.fl.us. If you have questions about hotel accommodations, please contact: Cheryl Taylor, (850)410-8657 or e-mail: 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, (850)410-8615 or e-mail: donnahunt@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, (850)410-8615 or e-mail: donnahunt@fdle.state.fl.us.

DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: September 20, 2012, 5:00 p.m. – 6:30 p.m.
PLACE: Jasper City Hall, 208 W. Hatley Street, Jasper, FL 32052

GENERAL SUBJECT MATTER TO BE CONSIDERED: This workshop is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, social, economic and environmental effects of Financial Project ID: 426047-1, 427428-1, 428695-1, also known as the Jasper Transportation Projects which include Drainage Improvements, Bike Trail, and Roadway Resurfacing. Please join the Florida Department of Transportation for a Public Workshop to discuss proposed improvements throughout the Jasper area. The workshop will be an "Open House" format to allow visitors to drop by anytime from 5:00 p.m. – 6:30 p.m., to talk with Department Staff, ask questions and submit written comments. An open comment period will be provided at 6:30 p.m. Public participation is solicited without regard to race, color, sex, age, religion, national origin, 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 S. 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 S. Marion Avenue, MS #2007, Lake City, Florida 32025-5874. 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 **Department of Transportation**, District 2 announces a public meeting to which all persons are invited.

DATE AND TIME: September 25, 2012, 4:00 p.m. – 7:00 p.m.

PLACE: Ramada Conference Center, 3130 Hartley Road, Jacksonville, Florida 32257

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is being held to afford interested persons the opportunity to express their views concerning Northeast Florida Express Lanes. Your time is valuable and that is why FDOT is providing more choices for your daily commute. Express lanes are a concept to manage traffic congestion and ultimately provide choices for motorists. They also provide more capacity in areas where traffic congestion is a major problem. Variable toll pricing is used on these new lanes and fluctuates depending on demand during peak times. All existing general use lanes remain free. Express lanes provide reliable travel options that will put you in control of your commute. The decision will be yours. Join us on September 25th and find out why you should "Choose to Cruise". You can also check out our website: www.northfloridaexpress.com.

Public participation is solicited without regard to race, color, religion, sex, age, national origin, 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 S. Marion Avenue, MS #2007, Lake City, Florida 32025-5874, (386)961-7873 or 1(800)749-2967 ext. 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).

The Seaport Environmental Management Committee of the Florida Seaport Transportation and Economic Development Council announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 21, 2012, 9:30 a.m. – 2:00 p.m.

PLACE: Senate Office Building, Room 221, The Capitol Complex, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Toy Keller, Florida Ports Council Office, (850)222-8028 or by email: toy.keller@flaports.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: Toy Keller, Florida Ports Council Office,

(850)222-8028 or by email: toy.keller@flaports.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: Toy Keller, Florida Ports Council Office, (850)222-8028 or by email: toy.keller@flaports.org.

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces its regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: October 2, 2012, 9:30 a.m.

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Room 148, 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, recommendations, vote sheet, transcript, and minutes may be obtained from the Commission's Web site www.floridapsc.com or by contacting: Florida Public Service Commission, Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770.

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 to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the conference at the address or telephone number above, via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service.

*In the event of a change or cancellation, notice will be published at the earliest practicable time on the Commission's Web site.

The Florida **Public Service Commission** announces its Internal Affairs Meeting to which all interested persons are invited.

DATE AND TIME: October 3, 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.

Internal Affairs Agendas may be obtained from the Commission's Website: www.floridapsc.com or by contacting: Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the conference at the address or telephone number above, via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service.

*In the event of a change or cancellation, notice will be published at the earliest practicable time on the Commission's website.

The Florida **Public Service Commission** announces a hearing to which all persons are invited.

DATE AND TIME: Prehearing, Wednesday, October 3, 2012, 1:30 p.m. (EST)

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Docket No.: 090538-TP – Amended Complaint of Qwest Communications Company, LLC against MCImetro Access Transmission Services (d/b/a Verizon Access Transmission Services); XO Communications Services, Inc.; tw telecom of florida, l.p.; Granite Telecommunications, LLC; Broadwing Communications, LLC; Access Point, Inc.; Birch Communications, Inc.; Budget Prepay, Inc.; Bullseye Telecom, Inc.; DeltaCom, Inc.; Ernest Communications, Inc.; Flatel, Inc.; Navigator Telecommunications, LLC; PaeTec Communications, Inc.; STS Telecom, LLC; US LEC of Florida, LLC; Windstream Nuvox, Inc.; and John Does 1 through 50, for unlawful discrimination.

The purpose of this prehearing conference is to: (1) simplify the issues; (2) identify the positions of the parties on the issues; (3) consider the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) identify exhibits; (5) establish an order of witnesses; and (6) consider such other matters as may aid in the disposition of the action.

HEARING:

DATES AND TIME: Tuesday, Thursday, October 23-25, 2012 at 9:30 a.m. (EST) The hearing may be adjourned if all testimony is concluded.

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to permit parties to present testimony and exhibits relative to the Second Amended Complaint Qwest Communications Company, LLC against MCImetro Access Transmission Services (d/b/a Verizon Access Transmission Services); tw telecom of florida, l.p.; Granite Telecommunications, LLC; Broadwing Communications, LLC; Budget Prepay, Inc.; Bullseye Telecom, Inc.; DeltaCom, Inc.; Ernest Communications, Inc.; Flatel, Inc.; Navigator Telecommunications, LLC; PaeTec Communications, Inc.; Saturn Telecommunications Services, Inc. d/b/a Earthlink Business US LEC of Florida, LLC; Windstream Nuvox, Inc.; for unlawful discrimination and for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony on the issues identified by the parties at the prehearing conference held on Wednesday, October 3, 2012, 1:30 p.m. (EST).

A copy of the agenda may be obtained by contacting: Lee Eng Tan, (850)413-6185.

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).

EXECUTIVE OFFICE OF THE GOVERNOR

The **Children and Youth Cabinet, Multi-System Children and Youth Workgroup** announces a public meeting to which all persons are invited.

DATE AND TIME: October 4, 2012, 9:00 a.m. – 12:00 Noon
PLACE: Department of Children and Families, 1317 Winewood Blvd., Room 305, Building 1, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To continue the workgroup's efforts to develop an integrated process and agreement between agencies for children and youth being served by multiple agencies.

A copy of the agenda may be obtained by contacting: Frenchie Yon, Office of Adoption and Child Protection, (850)717-9261 or Frenchie.Yon@eog.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Frenchie Yon, Office of Adoption and Child Protection, (850)717-9261 or email: Frenchie.Yon@eog.

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

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

For more information, you may contact: Frenchie Yon, Office of Adoption and Child Protection, (850)717-9261 or Frenchie.Yon@eog.myflorida.com.

REGIONAL PLANNING COUNCILS

The **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: September 27, 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 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.

The **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: September 27, 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 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.

The **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: September 27, 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 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.

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

DATE AND TIME: September 24, 2012, 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Review Committee.

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

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

For more information, you may contact: avera@tbrpc.org.

WATER MANAGEMENT DISTRICTS

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

DATE AND TIME: September 27, 2012, 4:00 p.m. (ET)

PLACE: District Headquarters

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Governing Board Meeting – to consider District business

Other Meetings to be held on September 27, 2012:

3:30 p.m. District Lands Committee.

4:05 p.m. Public Hearing on Regulatory Matters.

5:05 p.m. Public Hearing on Consideration of Adoption of Proposed Millage Rate for Fiscal Year 2012-2013 and Consideration of Adoption of the District’s Fiscal Year 2012-2013 Tentative Budget.

A copy of the agenda may be obtained by contacting: Savannah White, NFWFMD, 81 Water Management Drive, Havana, FL 32333, (850)539-5999 (also available through the Internet: www.nfwfmd.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 **Suwannee River Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: September 25, 2012, 1:00 p.m.

PLACE: District Headquarters, 9225 CR 49, Live Oak, FL 32060

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Surplus Land Committee Meeting for consideration of lands for possible surplus and other uses of District lands. This is a rescheduling of the meeting previously planned for September 11, 2012.

A copy of the agenda may be obtained by contacting: Terry Demott, TED@srwmd.org or (386)362-1001.

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: Gwendolyn Lord, GAL@srwmd.org or (386)362-1001. 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 **Suwannee River Water Management District** announces a public meeting to which all persons are invited.

DATE AND TIME: September 25, 2012, 3:00 p.m.

PLACE: District Headquarters, 9225 CR 49, Live Oak, FL 32060

GENERAL SUBJECT MATTER TO BE CONSIDERED:

3:00 p.m. Governing Board Meeting/Workshop to consider District business and conduct public hearings on regulatory and land acquisition matters.

5:30 p.m. Final Public Hearing on FY 2012-2013 Budget.

A copy of the agenda may be obtained by contacting: Lisa Cheshire, (386)362-1001 or lmc@srwmd.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: Lisa Cheshire, (386)362-1001 or lmc@srwmd.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.

The **North Florida Regional Water, Supply Partnership Stakeholder Advisory Committee** (the Advisory Committee)

is a committee of stakeholders selected by the St. Johns River Water Management District and the Suwannee River Water Management District in consultation with the Florida Department of Environmental Protection to advise these agencies on issues affecting water supplies in both water management districts. The Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, September 24, 2012, 1:00 p.m. – 5:00 p.m.

PLACE: Florida Gateway College, Wilson S. Rivers Library and Media Center, 149 S.E. College Place, Building 200, Room 102, Lake City, FL 32025

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This is a meeting of the Advisory Committee described above. The purpose of the meeting is to hear updates on the groundwater modeling and MFL prevention/recovery strategies standing committees, review the work plan for the

regional water supply plan, and receive a briefing on north Florida hydrogeology. An opportunity for public comment will be provided near the end of the meeting.

NOTE: One or more members of the Governing Board from each of the water management districts named above may attend and participate in the meeting of the Advisory Committee.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention: Julie Green, 4049 Reid Street, Palatka, Florida 32177, (386)329-4240, email: jgreen@sjrwmd.com or by visiting the North Florida Regional Water Supply Partnership website: www.northfloridawater.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: Vanessa Fultz, Communications/Creative Services Specialist, Suwannee River Water Management District, (386)362-1001. 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: Julie Green, (386)329-4240, email: jgreen@sjrwmd.com.

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

DATE AND TIME: Tuesday, September 25, 2012, 2:00 p.m. (Note: this is a change in time from the published calendar)

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting, Committee Meetings, Public Hearing and Workshop (2:00 p.m.) and Governing Board Final Budget Hearing (6:00 p.m.): Consider SWFWMD business including final hearing for adoption of District final millage rate and budget for Fiscal Year 2012-13. All or part of this meeting may be conducted by means of communications media technology in order to permit maximum participation of Governing Board members.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD, Human Resources Bureau Chief, 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4702, TDD (FL Only) 1(800)231-6103 or email: ADACoordinator@

swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Luanne.Stout@watermatters.org, 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4605 (Ad Order EXE0229).

The **Southwest Florida Water Management District** announces a workshop to which all persons are invited.

DATE AND TIME: Thursday, September 27, 2012, 6:00 p.m. – 7:30 p.m.

PLACE: Dunnellon Library, 20351 Robinson Road, Dunellon, FL 34431

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of the proposed minimum and guidance levels for Lakes Tiger, Bonable and Little Bonable in Marion County, Florida. The final draft technical report will be made available to the general public one week prior to the workshop online: www.watermatters.org/waterways.

A copy of the agenda may be obtained by contacting: Keith Kolasa, Senior Environmental Scientist, Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34604, (352)796-7211 or 1(800)423-1476 (Florida Only) ext. 4272 or online: www.watermatters.org/waterways.

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: (352)796-7211 or 1(800)423-1476 (Florida Only), ext. 4702, TDD (Florida Only) 1(800)231-6103 or e-mail: 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 or 1(800)955-8770 (Voice).

For more information, you may contact: Keith Kolasa, Senior Environmental Scientist, Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34604, (352)796-7211 or 1(800)423-1476 (Florida Only), ext. 4272 or online: www.watermatters.org/waterways.

The **Southwest Florida Water Management District** announces a workshop to which all persons are invited.

DATE AND TIME: Monday, October 1, 2012, 6:00 p.m. – 8:00 p.m.

PLACE: Southwest Florida Water Management District, Tampa Service Office (Governing Board Room), 7601 US Highway 301 North, Tampa, FL 33637-6759

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Southwest Florida Water Management District (District) has scheduled a public workshop to solicit stakeholder input on the Annual Update of the District's Minimum Flows and Levels Priority List and Schedule. The Priority List and Schedule identifies water bodies for which the District plans to establish minimum flows and levels pursuant to the requirements of Section 373.042, Florida Statutes.

A copy of the agenda may be obtained by contacting: Douglas A. Leeper, Chief Environmental Scientist, Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34604, (352)796-7211 or 1(800)423-1476 (Florida Only) ext. 4272 or online: www.watermatters.org/projects/mfl/mfl_reports.php.

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: (352)796-7211 or 1(800)423-1476 (Florida Only), ext. 4702, TDD (Florida Only) 1(800)231-6103 or e-mail: 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 or 1(800)955-8770 (Voice).

For more information, you may contact: Douglas A. Leeper, Chief Environmental Scientist, Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34604, (352)796-7211 or 1(800)423-1476 (Florida Only) ext. 4272 or online: www.watermatters.org/projects/mfl/mfl_reports.php.

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

DATE AND TIME: Tuesday, October 2, 2012, 5:30 p.m. – 7:30 p.m.

PLACE: Citrus County Lecanto Government Building, 3600 West Sovereign Path, Room 166, Lecanto, FL 34461

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of the proposed amendments to Rule 40D-8.041, F.A.C. to establish minimum flows for the Chassahowitzka and Homosassa River Systems, located in Citrus County and Hernando County, pursuant to Section 373.042, Florida Statutes. The technical reports supporting the development of the minimum flows are available to the general public online: www.watermatters.org/projects/mfl/mfl_reports.php.

A copy of the agenda may be obtained by contacting: Doug Leeper, Chief Environmental Scientist, Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34604, (352)796-7211 or 1(800)423-1476 (Florida Only) extension 4272.

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: (352)796-7211 or 1(800)423-1476 (Florida Only), extension 4702, TDD (Florida Only) 1(800)231-6103 or e-mail: 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 or 1(800)955-8770 (Voice).

For more information, you may contact: Doug Leeper, Chief Environmental Scientist, Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34604, (352)796-7211 or 1(800)423-1476 (Florida Only) extension 4272.

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

2012 Loxahatchee River Preservation Initiative Meeting

DATE AND TIME: Monday, September 24, 2012, 12:00 Noon

PLACE: Jupiter Emergency Operations Center, 3133 Washington Street, Jupiter, FL 33458

GENERAL SUBJECT MATTER TO BE CONSIDERED: Initiative Meeting.

A copy of the agenda may be obtained by contacting: Anne Dzwil, South Florida Water Management District, Office of Intergovernmental Programs, 3301 Gun Club Road, West Palm Beach, FL 33406, (561)682-6623 or adzwil@sfwmd.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 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: Anne Dzwil, South Florida Water Management District, Office of Intergovernmental Programs, 3301 Gun Club Road, West Palm Beach, FL 33406, (561)682-6623, adzwil@sfwmd.gov.

The South Florida Ecosystem Restoration Working Group announces a workshop to which all persons are invited.

Florida Ecosystem Restoration Working Group sponsored Public Workshop on the Central Everglades Planning Project
DATE AND TIME: Wednesday, September 26, 2012, 5:00 p.m. – 8:00 p.m.

PLACE: Miami-Dade County Fire Training Facility, 9300 N.W. 41 Street, Doral, Florida 33178

GENERAL SUBJECT MATTER TO BE CONSIDERED: The next in a series of public workshops for the Central Everglades Planning Project (CEPP) is being sponsored by the South Florida Ecosystem Restoration Working Group to engage the public. The CEPP is a fast-track planning effort for the next generation of Everglades restoration projects being conducted

by the U.S. Army Corps of Engineers and the South Florida Water Management District (SFWMD) as part of the Comprehensive Everglades Restoration Plan. The Working Group is sponsoring public workshops to facilitate public participation in the CEPP. This workshop will focus on recreation issues. The public is advised that it is possible that one or more members of the Water Resources Advisory Commission and Governing Board of the SFWMD may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting website: www.sfrestore.org, on September 19, 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 5 days before the workshop/meeting by contacting: The District's Clerk 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: Allyn Childress, (786)350-9403 or Sandy Soto, (954)377-5969.

The **South Florida Water Management District** announces a workshop to which all persons are invited.

Water Resources Advisory Commission Workshop – 2012 Lower East Coast Regional Water Supply Plan

DATE AND TIME: September 27, 2012, 1:00 p.m.

PLACE: SFWMD, Building B-1, Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Public Meeting sponsored by the Water Resources Advisory Commission (WRAC) regarding the 2012 Lower East Coast Regional Water Supply Plan. 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, (561)682-6335, website: <http://my.sfwmd.gov/wrac> or Lower East Coast Water Supply Plan.

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

For more information, you may contact: Brenda Mills, email: bmills@sfwmd.gov or (561)682-6536.

DEPARTMENT OF ELDER AFFAIRS

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATES AND TIME: September 25, 2012; October 16, 2012; November 20, 2012; December 18, 2012, 12:00 Noon – 12:55 p.m. (EST/EDT)

PLACE: Chamber of Commerce (South), 6410 South West 80th Street, South Miami, FL 33143

GENERAL SUBJECT MATTER TO BE CONSIDERED: South Dade & Florida Keys District Long-Term Care Ombudsman Program Council business.

A copy of the agenda may be obtained by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, Florida 32399, (850)414-2323 or by email: LTCOPInformer@elderaffairs.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 72 hours before the workshop/meeting by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, Florida 32399, (850)414-2323 or by email: LTCOPInformer@elderaffairs.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).

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: Friday, September 21, 2012, 2:00 p.m. – 4:00 p.m.

PLACE: Conference Call: 1(888)670-3525, Code: 625 643 6859

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of the Assisted Living Workgroup members for examination of the regulation and oversight of assisted living in Florida and develop recommendations to improve the state's ability to monitor quality and safety in assisted living and ensure the well-being of their residents.

A copy of the agenda may be obtained by contacting: Ron Heredia, (850)412-4304, Ronald.Heredia@ahca.myflorida.com. The agenda will also be posted at: <http://ahca.myflorida.com/SCHS/CommitteesCouncils/ALWG/index.shtml> (7) days prior to the meeting.

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: Isabelle Ashe, Bureau of Health Facility Regulation, 2727 Mahan Drive, Tallahassee, Florida,

(850)412-4339. 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: Ron Heredia, (850)412-4304, email: Ronald.Heredia@ahca.myflorida.com.

The **Agency for Health Care Administration** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, September 24, 2012, 2:00 p.m. – 4:00 p.m

PLACE: Conference Call: 1(888)670-3525 Code: 625 643 6859

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of the Assisted Living Workgroup members for examination of the regulation and oversight of assisted living in Florida and develop recommendations to improve the state's ability to monitor quality and safety in assisted living and ensure the well-being of their residents.

A copy of the agenda may be obtained by contacting: Ron Heredia, (850)412-4304, Ronald.Heredia@ahca.myflorida.com. The agenda will also be posted at: <http://ahca.myflorida.com/SCHS/CommitteesCouncils/ALWG/index.shtml> seven (7) days prior to the meeting.

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: Isabelle Ashe, Bureau of Health Facility Regulation, 2727 Mahan Drive, Tallahassee, Florida, (850)412-4339. 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 **Agency For Health Care Administration** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, September 27, 2012, 10:00 a.m. – 12:00 Noon

PLACE: Conference Call: 1(888)670-3525, Code: 625 643 6859

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of the Assisted Living Workgroup members for examination of the regulation and oversight of assisted living in Florida and develop recommendations to improve the state's ability to monitor quality and safety in assisted living and ensure the well-being of their residents.

A copy of the agenda may be obtained by contacting: Ron Heredia, (850)412-4304, Ronald.Heredia@ahca.myflorida.com. The agenda will also be posted at: <http://ahca.myflorida.com/SCHS/CommitteesCouncils/ALWG/index.shtml> seven (7) days prior to the meeting.

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: Isabelle Ashe, Bureau of Health Facility Regulation, 2727 Mahan Drive, Tallahassee, Florida, (850)412-4339. 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: Ron Heredia, (850)412-4304, email: Ronald.Heredia@ahca.myflorida.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Board of Landscape Architecture** announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 12, 2012, 10:00 a.m.

PLACE: Access Phone: 1(888)670-3525, Conference Code: 3086756820

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board and Business meeting.

A copy of the agenda may be obtained by contacting: Board of Landscape Architecture, 1940 North Monroe Street, Tallahassee, FL 32399, (850)717-1399.

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 Landscape Architecture, 1940 North Monroe Street, Tallahassee, FL 32399, (850)717-1399. 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 Landscape Architecture, 1940 North Monroe Street, Tallahassee, FL 32399, (850)717-1399.

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

DATE AND TIME: October 1, 2012, 2:00 p.m. (EST) or soon thereafter

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

The **Florida Building Commission**, “The Commission”, All Technical Advisory Committees announces a public meeting to which all persons are invited.

DATE AND TIME: September 25, 2012, 10:00 a.m. – until completion

PLACE: Meeting to be conducted using communications media technology, specifically conference call and webinar. Conference Call: 1(888)670-3525, Access Code: 297 701 3986 Webinar Access: To join the online meeting (Now from mobile devices!)

1. Go to: <https://suncom.webex.com/suncom/j.php?ED=159688127&UID=1270938302&RT=MIMxMQ%3D%3D>
2. If requested, enter your name and email address.
3. If a password is required, enter the meeting password: (This meeting does not require a password.)
4. Click “Join”.

PUBLIC POINT OF ACCESS: Building Codes and Standards, Room 250L, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100

GENERAL SUBJECT MATTER TO BE CONSIDERED: The following Technical Advisory Committees (TAC’s) will meet concurrently:

- Accessibility TAC,
- Plumbing TAC,
- Swimming Pool TAC,
- Electrical TAC,
- Fire TAC,
- Mechanical TAC,
- Special Occupancy TAC,

- Structural TAC,
- Code Administration TAC,
- Energy TAC, and
- Roofing TAC

The purpose of the call is to update the TAC members on the status of the Code change process for the 2013 update to the Florida Building Code. Topics include website navigation, comment submittal, reports and tracking charts organizational review, TAC meetings schedule etc.

A copy of the agenda may be obtained by contacting: Ms. Marlita Peters, 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, Building Codes and Standards Office, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (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).

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. Mo Madani, Building Codes and Standards Office, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824. or visit our website: floridabuilding.org.

The **Department of Business and Professional Regulation** announces a public meeting to which all persons are invited.

DATE AND TIME: September 26, 2012, 2:00 p.m. – until Completion

PLACE: Meeting to be conducted using Communications Media Technology, Conference Call and Webinar. Audio portion of this meeting is provided by teleconference only. Conference Call: 1(888)670-3525, Code: 297 701 3986, Webinar Access: To join the online meeting (Now from mobile devices!)

1. Go to: <https://suncom.webex.com/suncom/j.php?ED=159688042&UID=1270937407&RT=MIMxMQ%3D%3D>
2. If requested, enter your name and email address.
3. If a password is required, enter the meeting password: (This meeting does not require a password.)
4. Click “Join”.

Public Point of Access: Rm. 250L, 2555 Shumard Oak Boulevard, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider and provide recommendations to the Commission regarding requests for waivers (as listed below) and other business for the Commission.

Centennial Middle School
38505 Centennial Road, Dade City, FL

Chasco Middle School
7702 Ridge Road, Port Richey, FL

Dr. John Long Middle School
15144 23025 Mansfield Boulevard, Wesley Chapel, FL

Paul R. Smith Middle School
1410 Sweetbriar Drive, Holiday, FL

1676 James Avenue Hostel
1676 James Ave., Miami Beach, FL

Biomedical International Corp.
4896 S.W. 74th Court, Miami, FL

London House Apartments
1975-1965 Washington Ave., Miami Beach, FL

Joseph Serpico Realty, Inc., Covenant Hospice
1021 North Park Ave., Winter Park, FL

Galopin Restaurant
358 North Park Avenue, Winter Park, FL

Hollywood Public Safety Complex
707 South Ocean Drive, Hollywood Beach, FL

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, 1940 N. Monroe Street, 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, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399-2100, (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).

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, 1940 N. Monroe Street, Tallahassee, FL 32399, (850)487-1824 or Fax: (850)414-8436, website: www.floridabuilding.org.

The Florida Building Commission, "The Commission", The Plumbing Technical Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: September 27, 2012, 10:00 a.m.

PLACE: Meeting to be conducted using Communications Media Technology, specifically Conference Call and Webinar. YOU MUST ACCESS BOTH THE TELECONFERENCE NUMBER for AUDIO ONLY and the WEBINAR for VISUAL ONLY. Conference Call: 1(888)670-3525, Code: 297 701 3986; Webinar: To join the online meeting (Now from mobile devices!)

1. Go to: <https://suncom.webex.com/suncom/j.php?ED=159688087&UID=1270937462&RT=MIMxMQ%3D%3D>
2. If requested, enter your name and email address.
3. If a password is required, enter the meeting password: (This meeting does not require a password.)
4. Click "Join".

Public point of access: Room 250L, 2555 Shumard Oak Boulevard, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: to consider request for Declaratory Statements and other business for the Commission.

A copy of the agenda may be obtained by contacting: Mr. Chip Sellers, Building Codes and Standards Office, Department of Business and Professional Regulation, 2555 Shumard Oak Boulevard, 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, Department of Business and Professional Regulation, 2555 Shumard Oak Boulevard, Tallahassee, FL 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).

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. Chip Sellers, Building Codes and Standards Office, Department of Business and Professional Regulation, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-0772, phone: (850)487-1824 or Fax: (850)414-8436, website: www.floridabuilding.org.

The **Florida Building Commission**, “The Commission”, Product Approval/Manufactured Building Program Oversight Committee (POC) announces a public meeting to which all persons are invited.

DATE AND TIME: September 27, 2012, 2:30 p.m. – until Completion

PLACE: MEETING TO BE CONDUCTED USING COMMUNICATIONS MEDIA TECHNOLOGY, specifically Teleconference/Webinar. Conference Call: 1(888)670-3525, Access Code: 297 701 3986; Webinar Access: To join the online meeting (Now from mobile devices!)

1. Go to: <https://suncom.webex.com/suncom/j.php?ED=159687837&UID=1270936977&RT=MIMxMQ%3D%3D>
2. If requested, enter your name and email address.
3. If a password is required, enter the meeting password: (This meeting does not require a password.)
4. Click “Join”.

Public point of access: Room 250L, 2555 Shumard Oak Boulevard, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consider and decide on approval of products and product approval entities, and other business for the Commission.

A copy of the agenda may be obtained by contacting: Ms. Marlita Peters, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, 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, Building Codes and Standards Office, Department of Business and Professional Regulation, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399, Phone: (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).

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. Marlita Peters, Building Codes and Standards Office, Department of Business and Professional Regulation, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399, (850)487-1824 or Fax: (850)414-8436, website: www.floridabuilding.org.

The **Department of Business and Professional Regulation**, The **Florida Building Commission**, the “Commission”, Education Program Oversight Committee (POC), announces a public meeting to which all persons are invited.

DATE AND TIME: October 1, 2012, 10:00 a.m. – until completion

PLACE: Meeting to be conducted using Communications Media Technology, specifically Conference Call and Webinar. YOU MUST ACCESS BOTH THE TELECONFERENCE NUMBER for AUDIO ONLY and the WEBINAR for VISUAL ONLY. Conference Call: 1(888)670-3525, Code: 297 701 3986. To join the online meeting (Now from mobile devices!)

1. Go to: <https://suncom.webex.com/suncom/j.php?ED=159697162&UID=1270965842&RT=MIMxMQ%3D%3D>
2. If requested, enter your name and email address.
3. If a password is required, enter the meeting password: (This meeting does not require a password.)
4. Click “Join”.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss “accreditor” and course applications for recommendation to the Florida Building Commission, to discuss availability of current Florida Building Code for use by licensee applicants sitting for licensure examination and other business for the Commission.

A copy of the agenda may be obtained by contacting: Ms. Ila Jones, Building Codes and Standards Office, Department of Business and Professional Regulation, 2555 Shumard Oak Boulevard, 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, Department of Business and Professional Regulation, 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-0772, Phone: (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).

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. Ila Jones, Building Codes and Standards Office, Department of Business and Professional Regulation, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-0772, Phone: (850)487-1824 or Fax: (850)414-8436, website: www.floridabuilding.org.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: September 20, 2012, 9:30 a.m.

PLACE: Palm Bay Community Room, 120 Malabar Road, S.E., Palm Bay, Florida 32907

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a technical meeting to discuss how to provide nutrient reduction credits for non-traditional type water quality improvement projects that benefit the Indian River Lagoon and help meet the nutrient loading reductions required by Total Maximum Daily Loads. The Indian River Lagoon Total Maximum Daily Loads were adopted in March 2009 and require reductions in the loadings of total nitrogen and total phosphorus to the Lagoon sufficient for recovery of deep-water seagrass habitat. Projects that will be discussed at the meeting include the removal of muck deposits and harvesting of aquatic plants.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Mary Paulic, (850)245-8560. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: September 20, 2012, 1:30 p.m.

PLACE: Palm Bay Community Room, 120 Malabar Road, S.E., Palm Bay, Florida 32907

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a technical meeting to discuss revisions to the Basin Management Action Plans for the Central Indian River Lagoon, Banana River Lagoon, and North Indian River Lagoon. A discussion of scheduling and planning of public meetings to present the basin management action plans will

also take place. The Total Maximum Daily Loads for the Indian River Lagoon and Banana River Lagoon were adopted in March 2009 and require reductions in the loadings of total nitrogen and total phosphorus sufficient to meet seagrass depth limit targets.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Mary Paulic, (850)245-8560. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Department of Environmental Protection**, Bureau of Assessment and Restoration Support announces a public meeting to which all persons are invited.

DATES AND TIMES: Monday, October 8, 2012, 1:00 p.m. – 4:00 p.m.; Tuesday, October 9, 2012, 9:00 a.m. – 12:00 Noon

PLACE: Florida Department of Environmental Protection, Marjory Stoneman Douglas Building, 3900 Commonwealth Boulevard, Conference Room A, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department has formed a Peer Review Committee, comprised of scientific experts outside the Department, to provide technical review of the Department's methodology to derive revisions to the human health-based criteria that are part of the current Triennial Review of surface water quality standards. The technical review will include discussion on the probabilistic approach taken by the Department, toxicological input variables, exposure input variables, landings adjustment for fish consumption, appropriate risk levels, and appropriate duration expression of the proposed criteria. This public meeting is a follow-up to public workshops held in May, July, and August, 2012.

A copy of the agenda may be obtained by contacting: Eric Shaw, Department of Environmental Protection, Bureau of Assessment and Restoration Support, MS #6511, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, (850)245-8429 or e-mail: eric.shaw@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 5 days before the workshop/meeting by contacting: Eric Shaw, (850)245-8429 or via email: eric.shaw@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).

DEPARTMENT OF HEALTH

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

DATE AND TIME: September 25, 2012, 9:00 a.m.

PLACE: Conference Call: 1(888)670-3525, Conference Code: 5134896685

GENERAL SUBJECT MATTER TO BE CONSIDERED: Reconsideration Cases.

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

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

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

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

NOTICE OF CHANGE – The **Board of Medicine** hereby gives notice of an additional public hearing on Rule 64B8-9.007, F.A.C., to which all interested persons are invited.

DATE AND TIME: Thursday, October 11, 2012, 1:00 p.m.

PLACE: The Hilton Deerfield Beach/Boca Raton, 100 Fairway Drive, Deerfield Beach, FL 33441

GENERAL SUBJECT MATTER TO BE CONSIDERED: The rule was originally published in Vol. 38, No. 24, of the June 15, 2012, issue of the Florida Administrative Weekly (F.A.W.). Please note, this is a change in the location of the hearing from the notice previously published in Vol. 38, No. 36 of the F.A.W., on September 7, 2012. The Board held a public hearing on this rule on August 3, 2012, but did not come to a decision with regard to making any changes to the rule. As such, an additional public hearing is being held as set forth above.

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.

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please

contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Board of Opticianry** announces a public meeting to which all persons are invited.

DATE AND TIME: November 2, 2012, 8:30 a.m.

PLACE: The Greater Ft. Lauderdale Convention Center, 1950 Eisenhower Boulevard, Ft. Lauderdale, Florida 33316, (954)765-5900

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 Opticianry, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she may need to ensure that a verbatim record of the proceeding is made, which records include 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)955-8770 (Voice) and 1(800)955-8771 (TDD). 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 date.

The **Board of Optometry** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, October 5, 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 Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257 or by accessing the board's web site: www.doh.state.fl.us/mqa/optometry/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.

The **Florida Council of Licensed Midwifery** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, October 12, 2012, 9:00 a.m. (EST) or shortly after

PLACE: Conference Call: 1(888)670-3525, Conference Code: 143486382

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

A copy of the agenda may be obtained by contacting: Anthony Jusevitch, Executive Director, 4052 Bald Cypress Way, Bin #C-06, 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: Paula Mask, (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.

The **Florida Council of Licensed Midwifery** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, October 12, 2012, 9:00 a.m. (EST) or shortly thereafter

PLACE: Conference Call: 1(888)808-6959, Conference Code: 2454594

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

A copy of the agenda may be obtained by contacting: Anthony Jusevitch, Executive Director, 4052 Bald Cypress Way, Bin #C-06, 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: Paula Mask, (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.

The Florida **Department of Health** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, September 27, 2012, 2:00 p.m. – 4:00 p.m.

PLACE: Conference Call: 1(888)670-3525, Code: 7946655491

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Physician Workforce Advisory Council. Strategic Planning Conference Call.

A copy of the agenda may be obtained by contacting: 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. 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 or (850)245-4446, ext. 2702.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

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

DATE AND TIME: October 3, 2012, 10:00 a.m. – 12:00 Noon (CST)

PLACE: Jackson County School Board Office, 2903 Jefferson Street, Marianna, Florida 32446

GENERAL SUBJECT MATTER TO BE CONSIDERED: Circuit 14 Community Alliance Meeting.

A copy of the agenda may be obtained by contacting: Felicsa_Sims@dcf.state.fl.us after September 30, 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 5 days before the workshop/meeting by contacting: Felicsa_Sims@dcf.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: Felicsa_Sims@dcf.state.fl.us.

The **Florida Civil Commitment Center** announces a public meeting to which all persons are invited.

DATE AND TIME: September 26, 2012, 10:00 a.m. (EST)

PLACE: One Park Place, Suite 500, 621 N.W. 53rd Street, Boca Raton, Florida; Those who wish to call into the meeting may do so by calling the following Conference Call: 1(866)280-1456, and using Code: *1325086*

GENERAL SUBJECT MATTER TO BE CONSIDERED: For the purpose of conducting the annual meeting of the directors and electing the officers of the corporation.

The following have been proposed for election to serve as officers of the Corporation for the offices set forth opposite their names until the next annual meeting of the directors of the Corporation or until the election and qualification of their successors or until their earlier death, resignation, or removal:

- Manuel Fernandez Chairman and President
- Jorge Dominicis Secretary and Treasurer
- John Bulfin VP, AS and AT

The meeting will be open to the public.

A copy of the agenda may be obtained by contacting: Tarha Sondesky, Florida Department of Children and Families, 1317 Winewood Blvd., Building 6, Room 283, Tallahassee, FL 32399-0700, (850)717-4346, email: tarha_sondesky@dcf.state.fl.us.

The **South Florida State Hospital** announces a public meeting to which all persons are invited.

DATE AND TIME: September 26, 2012, 10:10 a.m. (EST)

PLACE: One Park Place, Suite 500, 621 N.W. 53rd Street, Boca Raton, Florida; Those who wish to call into the meeting may do so by calling the following Conference Call: 1(866)280-1456, and using Code: *1325086*

GENERAL SUBJECT MATTER TO BE CONSIDERED: For the purpose of conducting the annual meeting of the directors and electing the officers of the corporation.

The following have been proposed for election to serve as officers of the Corporation for the offices set forth opposite their names until the next annual meeting of the directors of the Corporation or until the election and qualification of their successors or until their earlier death, resignation, or removal:

- Manuel Fernandez Chairman and President
- Jorge Dominicis Secretary and Treasurer
- John Bulfin VP, AS and Assistant Treasurer

The meeting will be open to the public.

A copy of the agenda may be obtained by contacting: Tarha Sondesky, Florida Department of Children and Families, 1317 Winewood Blvd., Building 6, Room 283, Tallahassee, FL 32399-0700, (850)717-4346, email: tarha_sondesky@dcf.state.fl.us.

The **South Florida Evaluation and Treatment Center** announces a public meeting to which all persons are invited.

DATE AND TIME: September 26, 2012, 10:20 a.m. (EST)

PLACE: One Park Place, Suite 500, 621 N.W. 53rd Street, Boca Raton, Florida; Those who wish to call into the meeting may do so by calling the following Conference Call: 1(866)280-1456, and using Code: *1325086*

GENERAL SUBJECT MATTER TO BE CONSIDERED: For the purpose of conducting the annual meeting of the directors and electing the officers of the corporation.

The following have been proposed for election to serve as officers of the Corporation for the offices set forth opposite their names until the next annual meeting of the directors of the Corporation or until the election and qualification of their successors or until their earlier death, resignation, or removal:

- Manuel Fernandez Chairman and President
- Jorge Dominicis Secretary and Treasurer
- John Bulfin VP, AS and AT

The meeting will be open to the public.

A copy of the agenda may be obtained by contacting: Tarha Sondesky, Florida Department of Children and Families, 1317 Winewood Blvd., Building 6, Room 283, Tallahassee, FL 32399-0700, (850)717-4346, email: tarha_sondesky@dcf.state.fl.us.

The **Tampa Bay Refugee Task Force** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 25, 2012, 1:30 p.m. – 3:30 p.m.

PLACE: TBD

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, (813)558-5841 or Taddese Fessehaye, (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, (813)558-5841 or Taddese Fessehaye,

(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, (813)558-5841 or Taddese Fessehaye, (407)317-7335.

The **Collier Refugee Task Force** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 26, 2012, 10:00 a.m. – 12:00 Noon

PLACE: Catholic Charities, 2210 Santa Barbara Blvd., Naples, FL 34116

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Collier 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, (813)558-5841 or Taddese Fessehaye, (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, (813)558-5841 or Taddese Fessehaye, (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, (813)558-5841 or Taddese Fessehaye, (407)317-7335.

The **Broward Refugee Task Force** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 27, 2012, 10:00 a.m. – 12:00 Noon

PLACE: Broward County Family Success, Community Action Partnership, 900 N.W. 31st Avenue, Ft. Lauderdale, FL 33311

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Broward 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: Miriam Rosario, (561)837-5022 or Taddese Fessehaye, (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: Miriam Rosario, (561)837-5022 or Taddese Fessehaye, (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: Miriam Rosario, (561)837-5022 or Taddese Fessehaye, (407)317-7335.

The **Palm Beach Refugee Task Force** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 28, 2012, 10:00 a.m. – 12:00 Noon

PLACE: St. Thomas University Human Rights Institute, 2112 South Congress Avenue, Second Floor, Palm Springs, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Palm Beach 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: Miriam Rosario, (561)837-5022, Taddese Fessehaye, (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: Miriam Rosario, (561)837-5022 or Taddese Fessehaye, (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: Miriam Rosario, (561)837-5022 or Taddese Fessehaye, (407)317-7335.

The **Agency for Persons with Disabilities**, Area 14, Family Care Council announces a public meeting to which all persons are invited.

DATE AND TIME: October 9, 2012, 12:00 Noon

PLACE: 404 Imperial Blvd., Lakeland, FL 33803

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly meeting.

A copy of the agenda may be obtained by contacting: APD Area 14, (863)413-3360.

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: APD, Area 14, (863)413-3360. 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: APD, Area 14, (863)413-3360.

FISH AND WILDLIFE CONSERVATION COMMISSION

The Florida **Fish and Wildlife Conservation Commission, Division of Law Enforcement**, Boating and Waterways announces a public meeting to which all persons are invited.

DATE AND TIME: September 26, 2012, 9:00 a.m.

PLACE: Florida Fish and Wildlife Conservation Commission, Bryant Building Auditorium, 620 South Meridian Street, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Evaluation Committee for the Florida Boating Improvement Program (FBIP) will meet to score applications for fiscal year 2012-2013 funding.

A copy of the agenda may be obtained by contacting: FBIP, Program Administrator, email: FBIP@MyFWC.com or (850)488-5600.

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: 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).

FINANCIAL SERVICES COMMISSION

The **Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: October 4, 2012, 1:00 p.m. – conclusion

PLACE: Room 401, Senate Office Building, (entry via The Capitol), S. Monroe Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider a Workers' Compensation filing made by the National Council on Compensation Insurance, Inc., by which the Council requests an overall average increase in rate levels of 6.1% for the voluntary market for all new and renewal Workers' Compensation Insurance policies written in the State of Florida, effective January 1, 2013.

A copy of the agenda may be obtained by writing: Office of Insurance Regulation, Attention: James Watford, Actuary, Room 212-F, Larson Building, 200 East Gaines Street, Tallahassee, FL 32399-0330.

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: 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: Cindy Walden, (850)413-2616 or e-mail: Cindy.Walden@flor.com.

The **Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: September 20, 2012, 4:00 p.m.

PLACE: Miami Dade College, Wolfson Campus, Chapman Center, Room 3210, 300 N.E. 2 Avenue, Miami, FL 33132

GENERAL SUBJECT MATTER TO BE CONSIDERED: Citizens Property Insurance Corporation ("Citizens") has requested statewide average rate increases for the Coastal Account and the Personal Lines Account ("PLA"). These accounts include, but are not limited to: homeowners, mobile home, and dwelling/fire. The following are the proposed rate changes (by File Log Number) that have already been filed by Citizens with the Office:

12-13991: overall 11.1% increase to Homeowners (Coastal);

12-13992: overall 12.0% increase to Homeowners (PLA);

12-14190: overall 11.2% increase to Dwelling Fire Wind Only (Coastal);

12-14191: overall 12.2% increase to Dwelling Fire (PLA);

12-14394: overall 3.6% increase to Mobile Home (PLA);

12-14395: overall 10.7% increase to Mobile Home (Coastal);

12-14400: overall 3.7% increase to Mobile Home Physical Damage (PLA);

12-14401: overall 10.6% increase to Mobile Home Physical Damage (Coastal).

It is important to note that additional filings on behalf of Citizens for its Commercial Lines Account and for commercial lines business within its Coastal Account will be forthcoming. Evidence regarding such filings may be received at the hearing. The effective date of the proposed rate increases for the Coastal Account is February 1, 2013, for new and renewal business. The effective date of the proposed rate increases for the PLA Account is January 1, 2013, for new and renewal business. The effective date of the proposed rate increases for the Commercial Lines Account is anticipated to be January 1, 2013, for new and renewal business. The effective date of the proposed rate increases for commercial lines business within the Coastal Account is anticipated to be February 1, 2013, for

new and renewal business. The requested rate increases are not uniform. An agenda listing the rate filings subject to this hearing will be posted on the Office's website at <http://www.flor.com>.

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 insurer 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 "Citizens."

A copy of the agenda may be obtained by contacting: Kenneth Tinkham, Esquire (850)413-4292 or 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 at (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: Kenneth Tinkham, Esquire (850)413-4292 or Cindy Walden (850)413-2616.

AREA AGENCY ON AGING OF PALM BEACH/TREASURE COAST, INC.

The **Area Agency on Aging of Palm Beach/Treasure Coast, Inc.** announces a hearing to which all persons are invited.

DATE AND TIME: Monday, October 1, 2012, 2:00 p.m. – 4:00 p.m.

PLACE: 4400 North Congress Avenue, West Palm Beach, FL 33407

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Area Agency on Aging of Palm Beach/Treasure Coast, Inc. is holding a public hearing to secure testimony concerning information required for its 2013-2015 Area Plan.

The public is encouraged to attend and to testify concerning services that the Area Agency on Aging of Palm Beach/Treasure Coast, Inc. provides to older persons and their caregivers residing in Indian River, Martin, Okeechobee, Palm Beach, and St. Lucie counties as well as to comment on the planned strategies and action steps for the 2013-2015 Plan cycle. For the 2013-2015 Plan cycle, the Area Agency on Aging of Palm Beach/Treasure Coast, Inc. proposes to directly provide Health & Wellness Evidence-Based Programs funded through the Older Americans Act Title III in Indian River, Martin, Palm Beach, Okeechobee and St. Lucie Counties.

Persons that wish to offer comment at the hearing are asked to limit their presentations to three minutes and to restrict their remarks to issues related to services provided by the Area

Agency on Aging and the draft Area Plan. Those persons wishing to speak at the public hearing should contact: Nancy Yarnall, (561)684-5885. It is also requested that you submit a written copy of your testimony to: Nancy Yarnall, Director of Planning and Consumer Care, Area Agency on Aging of Palm Beach/Treasure Coast, Inc., 4400 North Congress Avenue, West Palm Beach, FL 33407.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least 5 days before the hearing by contacting: Nancy Yarnall, email: nyarnall@YourAgingResourceCenter.org, (561)684-5885. If you are hearing or speech impaired, please contact the Agency using the Florida Relay Service, 1(800)955-8771 (TTY) or 1(800)955-8770 (Voice).

Applicable portions of the draft 2013-2015 Area Plan can be viewed on the Agency website: www.YourAgingResourceCenter.org. To obtain a hardcopy please contact Nancy Yarnall, (561)684-5885.

A copy of the agenda may be obtained by contacting: Nancy Yarnall, (561)684-5885 or visiting the Agency website: www.youragingresourcecenter.org.

H. LEE MOFFITT CANCER CENTER AND RESEARCH INSTITUTE

The **H. Lee Moffitt Cancer Center** working in coordination with the Florida **Department of Health** announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 18, 2012, 4:00 p.m. – 5:00 p.m. (EST)

PLACE: Conference Call: 1(877)791-9829, Participant Passcode: 2120535

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly CCRAE Executive Committee conference call.

A copy of the agenda may be obtained by contacting: Laura.Lenhart@moffitt.org.

For more information, you may contact: Laura.Lenhart@moffitt.org.

The **H. Lee Moffitt Cancer Center** working in coordination with the Florida **Department of Health** announces a public meeting to which all persons are invited.

DATE AND TIME: September 20, 2012, 3:00 p.m. – 4:00 p.m. (EST)

PLACE: Conference Call: 1(877)791-9829, Participant Passcode: 2120535

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly CCRAE Goal III: Treatment and Access to Care conference call.

A copy of the agenda may be obtained by contacting: Laura.Lenhart@moffitt.org.

The **H. Lee Moffitt Cancer Center and Research Institute, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: September 24, 2012, 1:30 p.m.

PLACE: Stabile Trustees Boardroom, 12902 Magnolia Drive, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the general business of the Joint Finance and Planning Committee.

A copy of the agenda may be obtained by contacting: Kris Butler, Moffitt Cancer Center, 12902 Magnolia Drive, MCC-VP, Tampa, FL 33612.

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: Kris Butler, (813)745-1888. 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 **H. Lee Moffitt Cancer Center & Research Institute, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: September 25, 2012, 1:30 p.m.

PLACE: Moffitt Cancer Center, SRB Trustees Board Room, 12902 Magnolia Drive, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the general business of the Board of Directors.

A copy of the agenda may be obtained by contacting: Lori Payne, Moffitt Cancer Center, 12902 Magnolia Drive, SRB-ADM, Tampa, FL 33612.

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: Lori Payne, Moffitt Cancer Center, 12902 Magnolia Drive, SRB-ADM, Tampa, FL 33612. 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).

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: September 17, 2012, 5:00 p.m., Fundraising Committee; Board Meeting, 6:00 p.m.

PLACE: 119 S. Palmetto Ave., Suite 180, Daytona Beach, FL 32114

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial reports, program updates, fundraising efforts.

A copy of the agenda may be obtained by contacting: Kristine@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: Kristine@dsil.org, phone: (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 PORTS COUNCIL

The **Florida Ports Financing Commission** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, September 26, 2012, 9:30 a.m.

PLACE: Conference Call: (312)340-6650, Access Code: 9348585

GENERAL SUBJECT MATTER TO BE CONSIDERED: Election of officers.

A copy of the agenda may be obtained by contacting: Toy Keller, Florida Ports Council Offices, (850)222-8028.

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: Toy Keller, Florida Ports Council Offices, (850)222-8028. 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: Toy Keller, Florida Ports Council Offices, (850)222-8028.

FLORIDA INSTITUTE FOR THE COMMERCIALIZATION OF PUBLIC RESEARCH

The **Florida Institute for the Commercialization of Public Research** announces a public meeting to which all persons are invited.

DATE AND TIME: September 21, 2012, 9:00 a.m. – 12:00 Noon

PLACE: 1951 N.W. 7th Avenue, Room A, Miami, FL 33136

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will address an update of Board of Directors operations.

A copy of the agenda may be obtained by contacting: Teri Hart, teri.hart@florida-institute.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Teri Hart, teri.hart@florida-institute.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: Teri Hart, teri.hart@florida-institute.com.

FLORIDA LEAGUE OF CITIES

The **Florida Municipal Loan Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 20, 2012, 10:00 a.m.

PLACE: Four Seasons, 2800 South Ocean Blvd., Palm Beach, FL 33480

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Directors meeting of The Florida Municipal Loan Council.

A copy of the agenda may be obtained by contacting: Linda Bridges, email: lbridges@flcities.com, (850)222-9684.

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: Linda Bridges, email: lbridges@flcities.com, (850)222-9684. 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: Linda Bridges, email: lbridges@flcities.com, (850)222-9684.

The **Florida Municipal Investment Trust** announces a public meeting to which all persons are invited.

DATE AND TIME: September 20, 2012, 1:00 p.m.

PLACE: The Four Seasons, 2800 South Ocean Blvd., Palm Beach, FL 33480

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Trustees Meeting for The Florida Municipal Investment Trust.

A copy of the agenda may be obtained by contacting: Linda Bridges, lbridges@flcities.com, (850)222-9684.

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: Linda Bridges, email: lbridges@flcities.com, (850)222-9684. 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: Linda Bridges, lbridges@flcities.com, (850)222-9684.

The **Florida Municipal Pension Trust Fund** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 30, 2012, 11:00 a.m.

PLACE: The Four Seasons, 2800 South Ocean Blvd., Palm Beach, FL 33480

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Trustee Meeting for The Florida Municipal Pension Trust Fund.

A copy of the agenda may be obtained by contacting: Linda Bridges, lbridges@flcities.com, (850)222-9684.

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: Linda Bridges, email: lbridges@flcities.com, (850)222-9684. 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: Linda Bridges, lbridges@flcities.com, (850)222-9684.

THE STUDY COMMITTEE ON INVESTOR-OWNED WATER AND WASTEWATER UTILITY SYSTEMS

The **Study Committee on Investor-Owned Water and Wastewater Utility Systems** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 3, 2012, 11:00 a.m. – 5:00 p.m.

PLACE: House Office Building, Morris Hall, Room LL-17, Capitol Complex, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Public Meeting of the Study Committee on Investor-Owned Water and Wastewater Utility Systems, which was established by Chapter 2012-187, Laws of Florida, to identify issues of concern of investor-owned water and wastewater utility systems, particularly small systems, and their customers and research possible solutions.

A copy of the agenda may be obtained by contacting: JoAnn Chase, (850)413-6978 or JChase@psc.state.fl.us, or from the Committee's website at www.floridawaterstudy.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: Katherine Pennington (850)413-6960. 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: JoAnn Chase, (850)413-6978, JChase@psc.state.fl.us, or consult the Committee's website at www.floridawaterstudy.com.

ENTERPRISE FLORIDA, INC.

The **Enterprise Florida, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 19, 2012, 9:00 a.m. – 10:30 a.m.

PLACE: Central Florida Research Park, University of Central Florida, Partnership 3 Building, Room #232, 3039 Technology Parkway, Orlando, FL 32826

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Defense Support Task Force makes recommendations to the Governor and Legislature to promote, protect and enhance Florida's military missions and installations and to improve the state's military-friendly environment for service members, military dependents, military retirees, and businesses which bring military and base-related jobs to Florida. The Task Force routinely reviews and discusses a wide range of military and defense-related issues that support this mission.

A copy of the agenda may be obtained by contacting: Donna Cucinella, (850)878-4566, dcucinella@eflorida.com; Bruce Grant, (850)878-0826, bgrant@eflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting: Donna Cucinella, (850)878-4566, email: dcucinella@eflorida.com; Bruce Grant, (850)878-0826, email: bgrant@

eflorida.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: Donna Cucinella, (850)878-4566, email: dcucinella@eflorida.com; Bruce Grant, (850)878-0826, email: bgrant@eflorida.com.

OFFICE OF THE STATE COURTS ADMINISTRATOR

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

DATE AND TIME: October 10, 2012, 2:00 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Office of the State Courts Administrator will present an overview of the State Courts System's 2013-2014 legislative budget request followed by a time for public questions and comments.

Any person wishing to testify is asked to contact Ms. Dorothy Wilson, Chief of Budget Services, by October 3, 2012, 5:00 p.m., at the address above. Written comments may be submitted to the hearing officer at the proceeding or mailed to the Office of the State Courts Administrator at the above address.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Ms. Dorothy Wilson, Chief of Budget Services, (850)488-3735 or in person at the Supreme Court Building. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA SURPLUS ASSET TRUST FUND

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

DATE AND TIME: Friday, October 19, 2012, 12:00 Noon

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

GENERAL SUBJECT MATTER TO BE CONSIDERED:

A. BUSINESS ITEMS.

1. Call to Order/ Roll Call.
2. Approval Prior Board Meeting Minutes.
 - (a) July 20, 2012.
3. Participant and Guest Introductions.
4. Board Open Seat – Jeff Yates Resignation, Appointment Term Ending January 1, 2014.
5. Board Seat Participants' Election Results, Term Ending January 1, 2016.

6. Secretary/Treasurer Position.
7. 2013 FL SAFE Budget.
8. Updated Information Statement.
- B. OTHER ITEMS.
 1. Investment Advisor/Operations Manager Update – PMA.
 - (a) Economic and Market Update.
 - (b) FLSAFE LGIP Portfolio Update.
 - (c) Operations Manager Report.
 - (d) Transition Update – BMO Harris.
 - (e) PMA Comments.
 2. Administrator Update – FMAS.
 - (a) Marketing Update, Upcoming Conferences, Presentations.
 - (b) FMAS Comments.
 3. FLSAFE Counsel’s Comments.
 4. Participants’ Comments.
 5. Board Members’ Comments.
- C. SET NEXT MEETING DATE/ADJOURNMENT.
 1. Future meeting dates: January 2013.

A copy of the agenda may be obtained by contacting: Jeff Larson, FLSAFE Administrator, at least seven days in advance of the scheduled meeting. He may be contacted at (407)496-1597 or jl Larson@floridamanagementservices.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Colette Weber, Administrative Assistant, (352)728-9720. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Jeff Larson, FLSAFE Administrator, by phone: (407)496-1597 or by email: jl Larson@floridamanagementservices.com.

ATKINS – TAMPA

The Florida **Department of Transportation**, District Seven announces a hearing to which all persons are invited.

DATE AND TIME: Thursday, September 27, 2012, 5:00 p.m. – 7:00 p.m.

PLACE: Ridge Manor Community Center, 34240 Cortez Boulevard, Dade City, Florida 33523

GENERAL SUBJECT MATTER TO BE CONSIDERED: This public hearing is being held to allow interested persons the opportunity to provide comments concerning the location,

conceptual design, and social, economic, and environmental effects of Recommended Build Alternative for the SR 50 (Cortez Boulevard) Project Development and Environment (PD&E) Study from Lockhart Road to US 301 (SR 35/Treiman Boulevard), FPID No. 416732-2. The Recommended Build Alternative includes widening the existing two and four-lane rural roadway to a four and six-lane divided arterial with pedestrian and bicycle facilities on both sides of the road. In accordance with Section 335.188, Florida Statutes, this public hearing is also being held to provide the opportunity for public comment on the proposed access management reclassification for SR 50 (Cortez Boulevard) from Kettering Road to east of US 301 (SR 35/Treiman Boulevard) from Access Class 4 to Access Class 3 due to proposed changes from a non-restrictive to a restrictive median. 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: Robin Rhinesmith, Project Manager, 1(800)226-7220; (813)975-6496 or robin.rhinesmith@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least seven (7) days before the workshop/meeting by contacting: Robin Rhinesmith, Project Manager, 1(800)226-7220; (813)975-6496 or email: robin.rhinesmith@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: Robin Rhinesmith, Project Manager, at the information above.

THE CUNNINGHAM GROUP

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

DATE AND TIME: Wednesday, September 26, 2012, 6:30 p.m.

PLACE: First Presbyterian Church, 609 Brickell Avenue, Miami, Florida 33131

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Information Meeting for the State Road (SR) 5/Brickell Avenue/US 1 Roadway Project from south of S.E. 8 Street to S.E. 5 Street, FIN Nos.: 412473-5/6-52-01.

A copy of the agenda may be obtained by contacting: Public Information Specialist, Heather Leslie, (305)640-7462 or via e-mail: Heather.Leslie@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, (305)470-5349 or by writing to him: FDOT Public Information Office, 1000 N.W. 111 Ave., Miami, FL 33172, via e-mail: 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).

Section VII

Notices of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that the Division of Alcoholic Beverages and Tobacco, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Astor Post No.: 9986 Veterans of Foreign Wars of The United States, Inc., DS 2012-067 on August 22, 2012.

The petition seeks the agency's opinion as to the applicability of as it applies to the petitioner. The Petitioner requests that the Division issue a Declaratory Statement advising whether it will adopt the Attorney General's opinion that nonprofit organizations cannot conduct sweepstakes pursuant to Section 849.094, F.S. Should the Division advise that they are not adopting the Attorney General's opinion, the Petitioner inquires if it may use certain described equipment used in a described manner to conduct game promotions.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

Please refer all comments to: Michael Ross, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN that the Florida Building Commission has issued an order disposing of the petition for declaratory statement filed by Raymond A. Manucy, President of RM Enterprises, Inc. on April 30, 2012. The following is a summary of the agency's disposition of the petition:

The petition was granted, and in response to petitioner's questions the answers are that statewide product approval is an optional process. However, to maintain petitioner's current product approval, it would have to be updated to comply with the 2010 Florida Building Code. Additionally, the 2010 Florida Building Code does require higher lateral and uplift loads than the 2007 Florida Building Code.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk's Office, Department of Business and Professional Regulation, 1940 North Monroe Street, Suite 92, Tallahassee, Florida 32399-2203.

Please refer all comments to: April L. Hammonds, Office of the General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1000.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN that the Department of Financial Services has issued an order disposing of the petition for declaratory statement filed by Kelly M. Tindall and Tina L. Hoffmeister on June 6, 2012. The following is a summary of the agency's disposition of the petition:

The petition was denied and the petition was dismissed because the petitioners do not need an official opinion from the agency to assist them to select a future course of action and because a declaratory statement is not an appropriate remedy where there is related pending litigation.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Paul C. Stadler, Jr., Assistant General Counsel, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-4247, (850)413-3010.

A copy of the petition for a declaratory statement and final order may be obtained by contacting the contact person listed above. The final order was filed on August 31, 2012.

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:

Karen Peek, Beth Weatherstone, and Florida Education Association vs. State Board of Education and Department of Education; Case No.: 12-1111RP; Rule No.: 6A-5.030; Invalid

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

Pre Qualification Criteria and Public Bid of an 800-Bed
Dormitory Project @FAMU
Project #BR FM326 – Project Budget 40 Million Dollars
SUMMARY

It is the intent of the University to employ a professional
construction firm which will accept the existing conditions,
provide a competitive bid for completion, propose the most
qualified staff, be prepared to schedule the project out to
completion, manage all aspects of the project up to project
finalization and ready for student occupancy. Any items listed
above should be clearly and thoroughly explained so that the
University Review Staff has all of your pertinent information
to make an informed decision as to the LOWEST and BEST
QUALIFIED firm.

The University reserves the right to waive minor technicalities
which appear to be in the best interest of the project and the
University.

- I. Bid Instructions
1. Date and Time
• The bid shall be submitted in a separate envelope and
marked "BID" at the same time as the RFQ.
2. The bid and RFQ are due on October 23, 2012, 2:00 p.m.
at the office of FAMU Facilities, 2400 Wahnish Way,
Tallahassee, Florida, Suite 100.
3. Location:
• All bids will be opened and read aloud in Conference
Room 214C Office of Procurement Services, FAMU,
2400 Wahnish Way, Tallahassee, FL 32307-6400
4. Plans & Specifications:
• Will be available on September 21, 2012 at DAG
Architects, Inc. 612 S. Copeland Street, Tallahassee,

- Florida 32304.
• Deposit on a full set of plans and specifications is \$750.00
per set with a maximum of (2) sets per General Contractor.
All plans and specifications returned in good condition
within (10) days after receipt of bids will be eligible for a
full refund.
II. Pre-Qualifications of Construction Team Submitting
Qualified Bids.
1 All bidders must comply with the criteria for the 800 Bed
University Student Housing Project per the requirements
outlined in the RFQ below.
2. All bidders must have completed at a minimum a 400 Bed
University Dormitory Student Housing Project.
3. All bidders must provide required documents specifically
but not limited to:
a. Proof of compliance with Board of Governor's (BOG)
regulation 14.021
b. Proof of Insurance
• Liability
• Workers Comp
• Ability to obtain Builder's Risk
• Letter from a bonding entity (rated A or better by AM
Best) stating its agreement to bond your submitted bid
proposal
• Your company's ability to manage the tax free savings
purchases that are applicable should the University decide
to use this method.
• Ability to obtain payment and performance bond
4. In addition to the mandatory site visit, all perspective
bidders may visit the site prior to submitting a bid and
acknowledge acceptance of all existing conditions.
Acceptance will be in the written form and certified to by
the appropriate management of the submitting company.
5. A mandatory site walk thru will be on October 2, 2012,
2:00 p.m. Any additional individual walk thru may be
requested in writing to the Owner's Representative and
scheduled at the Owner's discretion. It must be understood
that certain portions of the work have already been
performed and it is the University's desire that the
company's visiting the site give clear definition in their
response to the RFQ of their understanding and acceptance
of the work in place as it exists.
6. A total staffing outline shall be submitted in the proposal
identifying by name the staff that will be utilized on the
facility outlining their relative experience, length of time
with the company, names of previous projects with name
and telephone numbers of the applicable Owners. Please
be comprehensive in the staff which you identify
(superintendents, foreman, in and out of office
management, project managers, etc.).
7. Bidders must provide all proposed sub-contractors in a
separate sealed envelope.

Proposed Schedule

- Mandatory Pre-Bid Conference – October 2, 2012, 2:00 p.m. – at Project Site, corner of Gamble and Perry Streets, Tallahassee, Florida.
- Deadline to submit Bids – Tuesday, October 23, 2012, 2:00 p.m. (EST)
- All bids and RFQ's should be to the attention of Craig Talton, Office of Facilities Planning and Construction, FAMU, 2400 Wahnish Way, Suite 100, Tallahassee, FL 32307-6400. Bid opening will immediately follow in Conference Room.
- Open Bids – Tuesday, October 23, 2012, 2:15 p.m., 2380 Wahnish Way, Suite 214, Conference Room 214C, Tallahassee, FL 32307-64
- The University will open the submitted bids, read them aloud and go into a review process to determine the lowest and best proposal.

MISCELLANEOUS

1. Local vendors, joint partner minority ventures and disadvantage and women owned are encouraged.
2. Any significantly skewed low bids will be further reviewed and the University reserves the right NOT to consider those bids
3. Bidders are NOT allowed to have any communication with any entities associated with the University unless it is in writing. Any vendor having contact with University personnel associated with this project that is not in writing will be subject to disqualification. All inquiries shall be in writing and a written response shall be submitted to all plan and specification holders.

NOTICE TO CONSTRUCTION MANAGERS

The Florida International University Board of Trustees announces that construction management services are required for the Project identified below:

PROJECT NAME & NUMBER: BT-897 UHSC Interior Renovations ("Project")

PROJECT LOCATION: Modesto A. Maidique Campus (MMC), Miami, Florida

PROJECT DESCRIPTION:

The existing University Health Services Complex consists of two 2-story wings connected by a covered walkway at both levels. The north wing, containing approximately 8,180 GSF, was completed in 1992 and the south wing, containing approximately 18,987 GSF, was completed in 2004. The UHSC Complex currently houses student health and wellness services including clinical space and specialized areas for immunization and wellness education as well as the University's Counseling and Psychological Services Center, the Victim's Advocacy Center, the Office of Employee Assistance, a Women's Health Center and a Pharmacy. The project will remodel selected interior areas of both north and south wings to accommodate growth, improve patient flow and maximize operational efficiencies within the existing facility.

The work includes a new (second) covered walkway connector structure and some other minor exterior work. Work also includes alterations and renovations to partitions and finishes, plumbing, HVAC distribution from existing air handling units, fire alarm systems and other work as required by new layouts. The work may include a new emergency power generator and associated switch gear and electrical work to provide backup power to critical areas of the complex.

The remodeling is planned to occur in at least two major phases so that operations in the complex can be maintained to the greatest extent possible. The first phase is currently planned to renovate approximately 11,700 SF of the existing south wing. The second phase is currently planned to renovate approximately 7,015 SF of the existing north wing. During the construction work the users will vacate areas to be renovated and move to temporary trailer space furnished and installed under a separate contract (not part of this project). Special work hours including nights, weekends and holidays may be required at times to minimize disruption to ongoing operations. The total building remodeling/construction cost is currently estimated to be approximately \$2,000,000. Construction Documents are expected to be completed in 2012 and all phases of construction are expected to be completed by the end of 2013.

INSTRUCTIONS: Firms desiring to provide construction management services for the project shall submit a letter of application and a completed Construction Manager Qualifications Supplement (CMQS) form. Proposals must not exceed 40 pages, including the CMQS and letter of application. Pages must be numbered consecutively. Submittals, which do not comply with these requirements or do not include the requested data, will not be considered. No submittal material will be returned.

Submit eight (8) bound copies of the required proposal data and one CD copy of the complete proposal in Adobe Acrobat PDF format of the above requested data bound in the order listed. Applications that do not comply with the above instructions will not be considered. Application material will not be returned. The University reserves the right to suspend or discontinue the selection process at any time and to return or reject any or all submissions of qualifications without obligation to the respondent. The award of this contract is subject to availability of funds.

The Construction Manager Qualifications Supplement (CMQS) form and the Project Fact Sheet, which describes the selection process schedule for this Project and additional information regarding the Project scope, may be obtained from the web-site: <http://facilities.fiu.edu/projects/BT-897UHSC.htm>. Requests for meetings by individual firms will not be granted. Once the firm acquires the required forms, questions may be directed to Facilities Planning, (305)348-4090 or via email: griffith@fiu.edu and cc: mazorras@fiu.edu.

GENERAL REQUIREMENTS: All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a construction management firm may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected construction management firm 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.

FIU HAS CREATED STANDARD CONTRACT FORMS, GENERAL TERMS AND CONDITIONS OF THE CONTRACT FOR CONSTRUCTION AND STANDARD INSURANCE REQUIREMENTS APPLICABLE TO CM SERVICES TO PROVIDE FOR AN EFFICIENT AND EFFECTIVE PROCESS. THESE FORMS ARE AVAILABLE FOR REVIEW, AND CAN BE FOUND AT: <http://facilities.fiu.edu/formsandstandards.htm>.

ALL APPLICANTS SHOULD REVIEW THE APPLICABLE FIU CONTRACT FORM AND STANDARD INSURANCE REQUIREMENTS CAREFULLY PRIOR TO MAKING A DECISION AS TO WHETHER OR NOT TO RESPOND TO THIS ADVERTISEMENT.

SUBMIT QUALIFICATIONS TO: Selection Committee, Florida International University, Facilities Planning, Campus Support Complex, 11555 S.W. 17th St., Room #142, Modesto A. Maidique Campus, Miami, Florida 33199. Submittals must be received between 8:30 a.m. and 12:30 p.m. or 1:30 p.m. and 4:00 p.m. (Local Time), Tuesday, October 16, 2012.

Submittals will not be accepted before or after the times and date stated above. Facsimile (FAX) submittals are not acceptable and will not be considered.

FGCU NOTICE TO PROFESSIONAL CONSULTANTS

Florida Gulf Coast University Board of Trustees, announces that Professional Services in the discipline of engineering will be required for the project listed below:

Project No.: BR-1079

Project and Location: Central Energy Plant Expansion-Phase 3
Fort Myers, Florida

Description of Project

This project pertains to the expansion of the main existing Central Energy Plant building and equipment. The project scope will include all mechanical, electrical, plumbing, architectural, civil and structural engineering services in the development of construction documents for an expansion of the existing CEP building of approximately 5,000 square feet, an expansion of the chilled water system for approximately 200,000 gross square feet for three new buildings at the East

Academic Core Area within the Loop Road, additional ice tanks as necessary and related underground piping from the existing CEP building to the East Academic Core Area. This project will include a new cooling tower(s), related piping insulation, rigging, chemical treatment and temperature control work for the new equipment and all related site work.

The fee for the professional services requested in this project will be negotiated between the selected consultant and the University. If the fee cannot be successfully negotiated, the second selected consultant will be invited to negotiate a fee.

The construction of this project will utilize the Public Open Bid method of delivery.

The selected firm will provide design, construction documents, and administration services for the referenced project. The estimated cost of construction for the project is approximately \$7,500,000 and the total project budget is \$8,000,000.

Instructions:

Firms desiring to apply for consideration shall submit a letter of application.

The letter of application should have attached the following:

1. A completed Florida Gulf Coast University "Professional Qualifications Supplement" dated May, 2010, and following the instructions provided at: <http://www.fgcu.edu/Facilities/ProfessionalSupplements.html>.
2. Applications on any other form will not be considered, however, you may choose the electronic "fillable" DOC version or the PDF version of this form.
3. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Submit five (5) hard bound copies of the above requested data and as specifically bound in the order listed above. Applications, which do not comply with the above instructions, may be disqualified. Application materials will not be returned. The plans and specifications for State University System projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontract, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Professional Qualifications Supplement forms can be obtained as noted above. Additional descriptive project information and selection criteria may be obtained by contacting:

Mr. Barrett Genson, Director of Facilities Planning, 10501 FGCU Blvd. South, Fort Myers, Florida 33965-6565, Phone: (239)590-1500, Fax: (239)590-1505 or by e-mail: bgenson@fgcu.edu.

Submittals must be received in the Facilities Planning Office, by 3:00 p.m. (Local Time), October 16, 2012. Facsimile (FAX) submittals are not acceptable and will not be considered.

REGIONAL PLANNING COUNCILS

REQUEST FOR PROPOSALS

The East Central Florida Regional Planning Council (ECFRPC) is seeking proposals from qualified firms to develop and execute a Communications-based Tabletop Exercise. To obtain a copy of the RFP you may contact: Tim Kitchen in writing at Fax: (407)262-7788 or email: tkitchen@ecfrpc.org. In addition, a copy may be obtained from the ECFRPC website: www.ecfrpc.org under the Emergency Management Section. The East Central Florida Regional Planning Council reserves the right to accept or reject any and all responses that do not meet the RFP requirements.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE OF INVITATION TO BID BID NO. BDC 10-12/13

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Construction is soliciting formal competitive bids from Certified or Registered Contractors licensed to work in the jurisdiction for the project listed below.

PROJECT NAME: Curry Hammock State Park-Park Municipal Sewer Connection and Associated Work (Phase IV-Middle Keys)

SCOPE OF WORK: The Contractor shall provide the necessary labor, materials, equipment, supervision and services required to permit, install and construct the entire park's new sewer collection/transmission system and associated work as shown on the plans and described in the specifications. Pursuant to Executive Order 07-126 and Section 255.252(3), F.S. the Department requires the proposed project be designed and constructed in accordance with green building standards where applicable.

PROJECT BUDGET: \$260,000.00

PARK LOCATION: Curry Hammock State Park, 56200 Overseas Highway, Marathon, Florida in Monroe County

PROJECT MANAGER: Fred Hand, Bureau of Design & Construction, 3540 Thomasville Road, Tallahassee, Florida 32309, (850)488-5372, Fax: (850)488-1141

INSTRUCTIONS: Any firm desiring a Project Manual for this project may obtain a copy by writing to the address or calling the telephone number below. A Compact Disk (CD) containing the plans and specifications will be available on September 14,

2012, Curry Hammock State Park, 56200 Overseas Highway, Marathon, Florida 33050, Attention: Kenneth Troisi, Park Manager, Telephone: (305)289-2690, Fax: (305)289-2693.

MINORITY BUSINESS REQUIREMENT: The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

PREQUALIFICATION: When the total Bid including Alternates exceeds \$200,000, each Bidder whose field is governed by Chapter 399, 455, 489 or 633, Florida Statutes, for licensure or certification, must submit the following prequalification data of their eligibility to submit bids 240 hours (10 days) PRIOR TO the Bid Opening date, unless the Bidder has been previously qualified by the Department of Environmental Protection for the current biennium (July 1 – June 30) of odd numbered years in accordance with subsection 60D-5.004(2), F.A.C., as evidenced by a letter from DEP to the Bidder, which letter shall be presented to DEP upon request. If the Department requires clarification or additional information, Bidder shall submit such information by 120 hours (5 days) prior to Bid Opening. Material submitted after those deadlines shall disqualify the Bidder.

ADA REQUIREMENTS: Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact: Michael Renard, Bureau of Design and Construction, (850)488-5372, at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

E-VERIFY: Vendor/Contractor shall utilize the U.S. Department of Homeland Security's E-Verify system to confirm the employment eligibility of all persons employed by the Vendor/Contractor during the term of the Contract to perform employment duties within Florida and all persons, including subcontractors, assigned by the Vendor/Contractor to perform work pursuant to the contract with the Department.

BID SUBMITTAL DUE DATE: No later than 3:30 p.m. (ET), October 9, 2012 to the below address: Florida Department of Environmental Protection, Bureau of Design and Construction, 3540 Thomasville Road, Tallahassee, Florida 32309, Attention: Michael Renard, Construction Projects Administrator, Bureau of Design and Construction, (850)488-5372. The Department reserves the right to reject any or all bids.

BID POSTING DATE: No later than 4:00 p.m. (ET), Tuesday, October 16, 2012, unless extended by the Department for good cause.

NOTICE OF RIGHTS: Notice of Intent to Protest the Bid Specifications must be filed with (received by) the Agency Clerk, Lea Crandall, Department of Environmental Protection, Office of General Counsel, MS #35, 3900 Commonwealth Blvd., Tallahassee FL 32399-3000, (850)245-2242, Fax: (850)245-2303, Lea.Crandall@dep.state.fl.us during the 72-hour period after Bid Specifications are posted on the Vendor Bid System. Failure to file a Notice of Intent to Protest or a formal, written Protest in accordance with Chapter 28-110, F.A.C., within ten days after the 72-hour period ends, as prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of your right to an administrative hearing on the Bid Specifications under Chapter 120, Florida Statutes. Rules for bid protests can be found in Sections 120.569 and 120.57, F.S., and Chapter 28-110, Florida Administrative Code. A bid protester shall comply with these statutes and rules.

FLORIDA DEVELOPMENT DISABILITIES COUNCIL

REQUEST FOR PROPOSALS (FDDC #2012-HC-10400)
EARLY STEPS FUND DEVELOPMENT OPPORTUNITIES
The Florida Developmental Disabilities Council, Inc. (FDDC) is pleased to announce that this request for proposals (RFP #2012-HC-10400) is released to develop a strategic plan for fund development for the Early Steps program.

Individuals, not-for-profit, and for-profit agencies may submit proposals in response to this RFP. FDDC has set aside a maximum of \$70,000 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) 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 October 1, 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 October 15, 2012. The deadline for submitting proposals for this RFP to FDDC is November 19, 2012, by 2:00 p.m. (EST).

THE ABOVE ANNOUNCEMENT WILL APPEAR IN THE FLORIDA ADMINISTRATIVE WEEKLY AND ON THE FDDC WEB PAGE (fddc.org) ON SEPTEMBER 14, 2012.

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 AGRICULTURE AND CONSUMER SERVICES

ANNOUNCEMENT

The Florida Department of Agriculture and Consumer Services announces a referendum of all producers and dealers of propane gas who are in the state to levy an increase in the assessment per gallon of odorized propane gas sold or imported for consumption in Florida.

TIME PERIOD FOR REFERENDUM: Ballots and copies of a proposed marketing order will be mailed to all producers and dealers of propane gas who are in the state and whose names and addresses are known on October 1, 2012. Ballots and copies of the proposed marketing order may be obtained by persons not receiving these documents by mail by calling Lisa M. Bassett, Bureau Chief, Bureau of LP Gas Inspection, at (850)921-1600.

Ballots must be postmarked by October 22, 2012, and must be received on or before October 29, 2012. Late ballots will not be opened.

GENERAL INFORMATION ABOUT THE REFERENDUM: The Department was requested to conduct the referendum by the Florida Propane Gas Education, Safety, and Research Council pursuant to Section 527.23, F.S. The council recommends raising the current assessment per gallon of odorized propane gas sold or imported for consumption in Florida an additional one-tenth of one cent (\$.001), in order to ensure sufficient continued funding of propane marketing, education, and research programs. If approved by referendum, the total assessment per gallon of propane gas sold or imported for consumption in Florida would be increased to two-tenths of one cent or \$.002.

On August 28, 2012, the Department held a public hearing regarding holding of the referendum. No objections were timely raised by any person at or subsequent to the hearing.

If the referendum passes, a Marketing Order will be issued by the Commissioner of Agriculture incorporating the new assessment rate and identifying the programs for which the assessment will be spent. The new assessment rate will be implemented through rulemaking. For more information, please contact: Lisa M. Bassett, Chief, Bureau of LP Gas Inspection, (850)921-1600.

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 Sunny Powersports, Inc., intends to allow the establishment of East Coast Tri-Motors, LLC, as a dealership for the sale of motorcycles manufactured by Cixi Kingring Motorcycle Co. Ltd. (line-make CIXI) at 11420 Fortune Circle, Wellington (Palm Beach County), Florida 33414, on or after October 14, 2012.

The name and address of the dealer operator(s) and principal investor(s) of East Coast Tri-Motors, LLC, are dealer operator(s): Daryl J. Pfaff, 11420 Fortune Circle, Wellington, Florida 33414; principal investor(s): Daryl J. Pfaff, 11420 Fortune Circle, Wellington, Florida 33414.

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: Lei Lu, Sunny Powersports, Inc., 12851 Reservoir Street, Chino, California 91710.

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 Sunny Powersports, Inc., intends to allow the establishment of East Coast Tri-Motors, LLC, as a dealership for the sale of motorcycles manufactured by Ningbo Dongfang Lingyun Vehicle Made Co. Ltd. (line-make DONF) at 11420 Fortune Circle, Wellington (Palm Beach County), Florida 33414, on or after October 14, 2012.

The name and address of the dealer operator(s) and principal investor(s) of East Coast Tri-motors, LLC, are dealer operator(s): Daryl J. Pfaff, 11420 Fortune Circle, Wellington, Florida 33414; principal investor(s): Daryl J. Pfaff, 11420 Fortune Circle, Wellington, Florida 33414.

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: Lei Lu, Sunny Powersports, Inc., 12851 Reservoir Street, Chino, California 91710.

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 Mod Cycles Corp., intends to allow the establishment of Steve's Cycles, Inc., as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (line-make ZHNG) at 843 North Cocoa Boulevard, Cocoa (Brevard County), Florida 32922, on or after October 14, 2012.

The name and address of the dealer operator(s) and principal investor(s) of Steve's Cycles, Inc., are dealer operator(s): Stephen T. Foley, 955 Beechfern Lane, Rockledge, Florida 32955; principal investor(s): Stephen T. Foley, 955 Beechfern Lane, Rockledge, Florida 32955.

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: Javier Opczynski, Mod Cycles Corp., 7547 Northwest 52 Street, Miami, Florida 33166.

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

AGENCY FOR HEALTH CARE ADMINISTRATION

EXEMPTION

The Agency for Health Care Administration authorized the following exemption pursuant to Section 408.036(3), Florida Statutes:

County: Pasco District: 5
ID # E120011 Decision: A Issue Date: 9/5/2012
Facility/Project: Morton Plant North Bay Hospital
Applicant: Morton Plant Hospital Association, Inc.
Project Description: Add 10 comprehensive medical rehabilitation beds
Proposed Project Cost: \$7,400,000.00

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

EMERGENCY FINAL ORDER

Pursuant to Sections 120.569(2)(n) and 252.36, Florida Statutes, and upon consideration of the State of Florida Executive Order 12-199, the State of Florida Department of Business and Professional Regulation (the Department) enters this Emergency Final Order (the Order), including Findings of Fact and Conclusions of Law, in response to the imminent or immediate danger to the public health, safety, and welfare of the citizens of the State of Florida resulting from the damage caused by Tropical Storm Isaac.

FINDINGS OF FACT

- 1. Tropical Storm Isaac caused severe weather for certain parts of Florida, including widespread power outages and flooding. These weather events disrupted the lives of many Floridians and their ability to safely travel and work.
- 2. The loss of power and flooding prevented electrical and construction licensees from completing continuing education and other licensure renewal requirements.

- 3. These disruptions occurred within seven days of the renewal deadline for electrical and construction licensees. These licensees need additional time to complete their renewal requirements and maintain their business licenses in an active status.
- 4. Absent additional time to complete these renewal requirements, electrical and construction licensees will not be able to continue their businesses and assist Florida citizens with emergency repairs necessitated by Tropical Storm Isaac.
- 5. The Department finds that an emergency authorization is required to address the need for immediate action.

CONCLUSIONS OF LAW

- 1. Based on the findings recited above, it is hereby concluded that the emergency caused by Tropical Storm Isaac poses an immediate danger to the public health, safety, or welfare and requires an immediate order of the Department.
- 2. Pursuant to Executive Order 12-199, and Sections 120.569(2)(n) and 252.36, Florida Statutes, the Secretary of the Department is authorized to issue this emergency final order.

THEREFORE, IT IS ORDERED:

- 1. The provisions of Rule 61-6.001, Florida Administrative Code, relating to the biennial renewal period of Certified Contractors for the Construction Industry Licensing Board and electrical contractors for the Electrical Contractors Licensing Board are waived and the August 31, 2012, deadline is hereby extended for fourteen (14) days, (September 14, 2012).
- 2. The Department issues this Emergency Final Order solely to address the emergency created by Tropical Storm Isaac. This Order shall not be construed to authorize any activity within the jurisdiction of the Department except in accordance with the express terms of this Order.
- 3. This Emergency Final Order shall take effect immediately upon execution by the Secretary of the Department, and shall expire on September 14, 2012, unless modified or extended by further order.

DONE AND ORDERED on this 30th day of August, 2012, in Tallahassee, Florida.

_____/s/_____
Ken Lawson, Secretary
Department of Business and Professional Regulation
Northwood Centre
1940 North Monroe Street
Tallahassee, Florida 32399

NOTICE OF RIGHT TO JUDICIAL REVIEW

A party who is adversely affected by this Final Order is entitled to judicial review pursuant to Section 120.68, Florida Statutes. Review proceedings are governed by Rules 9.110 and 9.190,

Florida Rules of Appellate Procedure. Such proceedings are commenced by filing one copy of a Notice of Appeal with the Department of Business and Professional Regulation, Attn.: Ronda L. Bryan, Agency Clerk, 1940 North Monroe Street, Suite 92, Tallahassee, Florida 32399-2202 and a second copy, accompanied by the filing fees prescribed by law, with the District Court of Appeal, First District, or with the District Court of Appeal in the Florida Appellate District where the party resides. The Notice of Appeal must be filed within thirty (30) days of rendition of the order to be reviewed.

A copy of the Emergency Final Order may be obtained by contacting: The Agency Clerk, 1940 North Monroe Street, Suite 92, Tallahassee, Florida 32399, (850)921-0342.

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.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT the Florida Department of Health (Department) has placed a moratorium on applications for WIC vendor authorization consistent with 7 CFR §246.12(g)(9) setting its baseline for implementation of WIC electronic benefits transfer (EBT). The State has limited the periods for application and shall accept applications at least once every three years until the moratorium has been lifted. The last major application cycle was completed January 2012. The next application period will begin no later than January 2015. The Department will begin accepting applications after statewide WIC-EBT implementation. At that time stores applying for WIC vendor authorization will be required to

demonstrate the ability to accept WIC-EBT transactions and will also be subject to competitive price and other appropriate criteria. Inquiries may be provided to the Agency Clerk for the Department of Health, 4052 Bald Cypress Way, BIN #A-02, Tallahassee, FL 32399-1703, Facsimile: (850)410-1448.

Notice of the Availability of

The 2012 Trauma Center Letter of Intent

NAME OF AGENCY: Department of Health (DOH)

PACKAGE TITLE: Florida Trauma Center Letter of Intent

PURPOSE AND EFFECT: The Department of Health is mandated by Section 395.4025(2)(a), Florida Statutes, to notify Florida licensed acute care hospitals of their right to submit a Letter of Intent, DH Form 1840, to apply to become a trauma center.

ELIGIBILITY: Florida licensed acute care hospitals are eligible to apply.

AUTHORITY: Section 395.4025(2)(a), Florida Statutes. Rule 64J-2.012, Florida Administrative Code.

TO OBTAIN A PACKAGE: You may request a Letter of Intent package by telephone, fax, mail, or visit the Office of Trauma's website at: <http://doh.state.fl.us/demo/Trauma/index.html> "Letter of Intent 2012"

Telephone: (850)245-4444, ext. 2756 or Suncom: 205-4440.

Fax: (850) 488-2512.

Mail request to: Florida Department of Health, Division of Emergency Operations, Office of Trauma, 4052 Bald Cypress Way, and Bin #C-18 Tallahassee, FL 32399-1738.

DEADLINE: Letters of Intent must be postmarked between September 1, 2012, and midnight, October 1, 2012.

CONTACTS: Bernadette Behmke, (850)245-4444, ext. 2756 or Susan McDevitt, (850)245-4444, ext. 2760, or Suncom: 205-4440.

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 October 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: The 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		General Counsel's Office
Tallahassee, Florida		The Fletcher Building
32314-8050		Suite 526
Phone (850)410-9800		101 East Gaines Street
Fax: (850)410-9548		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., October 5, 2012):

APPLICATION TO ORGANIZE A SUCCESSOR INSTITUTION

Application to Establish a Successor Institution: C1 Bank Acquisition Subsidiary, and merge the Successor Institution into U.S. Century Bank
Received: September 4, 2012

APPLICATION TO MERGE

Constituent Institutions: C1 Bank, Lakewood Ranch, Florida and U.S. Century Bank, Doral, Florida
Resulting Institution: C1 Bank, Lakewood Ranch, Florida
Received: September 4, 2012

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN August 27, 2012
 and August 31, 2012

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF STATE
Division of Cultural Affairs

1T-12.001	8/28/12	9/17/12	38/29	38/31
1T-12.002	8/28/12	9/17/12	38/29	38/31
1T-12.003	8/28/12	9/17/12	38/29	38/31
1T-12.004	8/28/12	9/17/12	38/29	38/31
1T-12.005	8/28/12	9/17/12	38/29	38/31
1T-12.006	8/28/12	9/17/12	38/29	38/31

DEPARTMENT OF EDUCATION
State Board of Education

6A-6.03033	8/27/12	9/16/12	38/24	38/31
6A-14.095	8/27/12	9/16/12	38/25	38/31

WATER MANAGEMENT DISTRICTS
St. Johns River Water Management District

40C-2.101	8/27/12	9/16/12	38/26	
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Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF HEALTH
Board of Nursing

64B9-7.001	8/29/12	9/18/12	37/50	
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Board of Pharmacy

64B16-26.103	8/31/12	9/20/12	37/47	38/29
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FISH AND WILDLIFE CONSERVATION COMMISSION
Marine Fisheries

68B-18.003	8/30/12	8/30/12	38/30	
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LIST OF RULES AWAITING LEGISLATIVE APPROVAL
 PURSUANT TO (CHAPTER 2010-279, LAWS OF
 FLORIDA)

DEPARTMENT OF ENVIRONMENTAL PROTECTION

62-304.300	3/2/11	*****	38/3	
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DEPARTMENT OF FINANCIAL SERVICES
Division of Workers' Compensation

69L-7.020	10/24/11	*****	37/24	37/3
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