

Section I
Notices of Development of Proposed Rules
and Negotiated Rulemaking

COMMISSION ON ETHICS

<p>RULE NOS.: 34-12.200 34-12.330</p>	<p>RULE TITLES: Registration Requirements Annual Renewals</p>
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PURPOSE AND EFFECT: It has been requested by lobbyists that the lobbying firm compensation report (CE Form 24) be automatically "repopulated" with the principal's telephone number so that the lobbying firm will not have to enter it manually each time the CE Form 24 is filed. The best way to "capture" this data electronically is to create a field for it on the registration form and the annual renewal form. Therefore, this proposed amendment will revise the CE Form 20 and the CE Form 20-R to include a space to enter a telephone number for each principal. Also, the most current version of the North American Industry Classification System (NAICS)--the 2012 NAICS--will be adopted by reference.

SUBJECT AREA TO BE ADDRESSED: The forms that Executive Branch agency lobbyists use to register and renew their registrations (CE Form 20 and CE Form 20-R), are affected by this rulemaking. Additionally, the version of the NAICS that principals use to identify and designate their main business, will be updated.

RULEMAKING AUTHORITY: 112.3215, 112.322(9) FS.

LAW IMPLEMENTED: 112.3215 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Julia Cobb Costas, Assistant General Counsel, Florida Commission on Ethics, P. O. Drawer 15709, Tallahassee, FL 32317-5709, Telephone (850)488-7864 or costas.julie@leg.state.fl.us

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

WATER MANAGEMENT DISTRICTS

Northwest Florida Water Management District

<p>RULE NOS. 40A-1.1002 40A-1.1003 40A-1.1010 40A-1.2025</p>	<p>RULE TITLES: Variances from Water Shortage Plan Variance and Emergency Variance or Authorization Procedures Point of Entry Into Proceedings Fees</p>
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<p>40A-1.203 40A-1.205 40A-1.206 40A-1.207 40A-1.208 40A-1.209 40A-1.510</p>	<p>Permit Application Procedure Suspension, Revocation and Modification of District Permits Temporary Permits Complaints Administrative Enforcement Action Emergency Action District Investigations and Probable Cause Determination</p>
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PURPOSE AND EFFECT: The Northwest Florida Water Management District (NFWFMD) gives notice that it is developing rules as part of a statewide effort headed by the Florida Department of Environmental Protection (DEP) and joined by all five water management districts (WMDs), to increase consistency in the consumptive use permitting (CUP), minimum flows and levels (MFLs), and water supply related programs of the WMDs. This rule development is proposed to be coordinated with similar rule development by the other WMDs throughout Florida. This rule development will make appropriate rule amendments to NFWFMD's Chapters 40A-1, 40A-2, and 40A-21, F.A.C., to address the following goals of the DEP and the WMDs for this rulemaking: (1) making the CUP rules less confusing for applicants; (2) treating applicants equitably statewide; (3) providing consistent protection of the environment; (4) streamlining the application and permitting process; and (5) incentivizing behavior that protects water resources, including water conservation. Additional information about the statewide CUP consistency initiative is available at DEP's website at: www.dep.state.fl.us/water/waterpolicy/cupcon.htm.

SUBJECT AREA TO BE ADDRESSED: Among other things, this rule development will cover the amendment, repeal, or development of rules as needed to accomplish CUP consistency goals, on the following subjects: (1) consumptive use permit criteria; (2) limiting conditions (permit conditions by rule); (3) permit thresholds; (4) permit types; (5) permit duration; (6) water conservation requirements; (7) annual allocation requirements and other rules needed to provide continuous reasonable assurance throughout the duration of a permit; (8) modification of permits; (9) 10-year compliance reports; (10) compliance monitoring and forms; (11) application forms; (12) permit fees to address related changes to permit thresholds or permit types; (13) an Applicant's Handbook to assist applicants with the requirements of Chapter 40A-2, F.A.C. (14) procedural rules in Chapter 40A-1, F.A.C.; (15) water shortage plan rules in Chapter 40A-21, F.A.C.; and (16) other rules for which conforming amendments may be needed along with any rule changes made in the subject areas identified above.

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

RULEMAKING AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.042, 373.0421, 373.109, 373.118, 373.219, 373.223, 373.227, 373.229, 373.236, 373.239, 373.246, 373.250 FS.

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

DATE AND TIME: November 7, 2012, 1:30 p.m. Central Time

PLACE: Agriculture Conference Center, Jackson County Agriculture Office Complex, 2741 Pennsylvania Ave., Marianna, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Angela Chelette, Northwest Florida Water Management District, Bureau of Ground Water Regulation, 152 Water Management Drive, Havana, Florida 32333, (850)539-5999, angela.chelette@nwfwm.d.state.fl.us or Terri Peterson, Administrative Assistant, Northwest Florida Water Management District, Bureau of Ground Water Regulation, 152 Water Management Drive, Havana, Florida 32333, (850) 539-5999, terri.peterson@nwfwm.d.state.fl.us

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

WATER MANAGEMENT DISTRICTS

Northwest Florida Water Management District

RULE NOS.	RULE TITLES:
40A-2.011	Policy and Purpose
40A-2.021	Definitions
40A-2.041	Permits Required
40A-2.051	Exemptions
40A-2.101	Content of Application
40A-2.201	Permit Processing Fee
40A-2.223	Reservation of Water
40A-2.301	Conditions for Issuance of Permits
40A-2.302	General Water Use Permit – Criteria, Limitations and Conditions
40A-2.321	Duration of Permits
40A-2.331	Modification of Permits
40A-2.351	Transfer of Permits
40A-2.361	Renewal of Permits
40A-2.381	Limiting Conditions
40A-2.441	Temporary Permits
40A-2.501	Permit Classification
40A-2.511	Declaration of Water Shortage

40A-2.801	Declaration of Water Resource Caution Areas
40A-2.802	Water Resource Caution Areas
40A-2.901	Forms
40A-2.902	Areal Boundary Maps for Water Use Permitting
40A-2.904	Areal Boundary Maps for Water Resource Caution Areas

PURPOSE AND EFFECT: The Northwest Florida Water Management District (NFWFMD) gives notice that it is developing rules as part of a statewide effort headed by the Florida Department of Environmental Protection (DEP) and joined by all five water management districts (WMDs), to increase consistency in the consumptive use permitting (CUP), minimum flows and levels (MFLs), and water supply related programs of the WMDs. This rule development is proposed to be coordinated with similar rule development by the other WMDs throughout Florida. This rule development will make appropriate rule amendments to NFWFMD’s Chapters 40A-1, 40A-2, and 40A-21, F.A.C., to address the following goals of the DEP and the WMDs for this rulemaking: (1) making the CUP rules less confusing for applicants; (2) treating applicants equitably statewide; (3) providing consistent protection of the environment; (4) streamlining the application and permitting process; and (5) incentivizing behavior that protects water resources, including water conservation. Additional information about the statewide CUP consistency initiative is available at DEP’s website at: www.dep.state.fl.us/water/waterpolicy/cupcon.htm.

SUBJECT AREA TO BE ADDRESSED: Among other things, this rule development will cover the amendment, repeal, or development of rules as needed to accomplish CUP consistency goals, on the following subjects: (1) consumptive use permit criteria; (2) limiting conditions (permit conditions by rule); (3) permit thresholds; (4) permit types; (5) permit duration; (6) water conservation requirements; (7) annual allocation requirements and other rules needed to provide continuous reasonable assurance throughout the duration of a permit; (8) modification of permits; (9) 10-year compliance reports; (10) compliance monitoring and forms; (11) application forms; (12) permit fees to address related changes to permit thresholds or permit types; (13) an Applicant’s Handbook to assist applicants with the requirements of Chapter 40A-2, F.A.C. (14) procedural rules in Chapter 40A-1, F.A.C.; (15) water shortage plan rules in Chapter 40A-21, F.A.C.; and (16) other rules for which conforming amendments may be needed along with any rule changes made in the subject areas identified above.

Note: Members of the District’s Governing Board may attend the scheduled Rule Development Workshop.

RULEMAKING AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.042, 373.0421, 373.109, 373.118, 373.219, 373.223, 373.227, 373.229, 373.236, 373.239, 373.246, 373.250 FS.

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WATER MANAGEMENT DISTRICTS

Northwest Florida Water Management District

RULE NOS.	RULE TITLES:
40A-21.001	Policy and Purpose
40A-21.031	Elements of the Plan
40A-21.051	Definitions
40A-21.221	Evaluating Water Conditions
40A-21.231	Declaring a Water Shortage
40A-21.251	Water Shortage Phases
40A-21.271	Water Use Restrictions
40A-21.275	Variances
40A-21.291	Implementing a Water Shortage Declaration
40A-21.331	Declaring a Water Shortage Emergency
40A-21.371	Water Use Restrictions in a Water Shortage Emergency
40A-21.391	Implementing a Water Shortage Emergency Declaration
40A-21.401	Monitoring
40A-21.421	Enforcement
40A-21.511	Classification System
40A-21.531	Source Classes

40A-21.551 Use Classes
 40A-21.571 Method of Extraction or Diversion Classes

PURPOSE AND EFFECT: The Northwest Florida Water Management District (NFWFMD) gives notice that it is developing rules as part of a statewide effort headed by the Florida Department of Environmental Protection (DEP) and joined by all five water management districts (WMDs), to increase consistency in the consumptive use permitting (CUP), minimum flows and levels (MFLs), and water supply related programs of the WMDs. This rule development is proposed to be coordinated with similar rule development by the other WMDs throughout Florida. This rule development will make appropriate rule amendments to NFWFMD’s Chapters 40A-1, 40A-2, and 40A-21, F.A.C., to address the following goals of the DEP and the WMDs for this rulemaking: (1) making the CUP rules less confusing for applicants; (2) treating applicants equitably statewide; (3) providing consistent protection of the environment; (4) streamlining the application and permitting process; and (5) incentivizing behavior that protects water resources, including water conservation. Additional information about the statewide CUP consistency initiative is available at DEP’s website at: www.dep.state.fl.us/water/waterpolicy/cupcon.htm.

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Note: Members of the District’s Governing Board may attend the scheduled Rule Development Workshop.

RULEMAKING AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.042, 373.0421, 373.109, 373.118, 373.219, 373.223, 373.227, 373.229, 373.236, 373.239, 373.246, 373.250 FS.

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

DATE AND TIME: November 7, 2012, 1:30 p.m. Central Time

PLACE: Agriculture Conference Center, Jackson County Agriculture Office Complex, 2741 Pennsylvania Ave., Marianna, FL

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NOS.	RULE TITLES:
61H1-29.002	Temporary License
61H1-29.0025	Temporary License - Electronic Practice

PURPOSE AND EFFECT: For Rule 29.002, the Board proposes the rule amendment to remove the fee for a temporary license from this rule as it is being added to Rule 61H1-31.007, F.A.C. For Rule 29.0025, the Board proposes the rule amendment to delete the fee for an out of state certified public accountant seeking a temporary license from this rule as it is being added to Rule 61H1-31.0075, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Temporary License. Temporary License – Electronic Practice.

RULEMAKING AUTHORITY: 473.304, 473.305, 473.314 FS.

LAW IMPLEMENTED: 473.314, 473.315, 473.3141 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Veloria A. Kelly, Executive Director, Board of Accountancy, 240 N.W. 76th Drive, Suite A, Gainesville, Florida 32607

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NOS.	RULE TITLES:
61H1-31.001	Fees
61H1-31.002	Examination and Reexamination Fees.
61H1-31.003	Renewal of Active and Inactive License Fee for CPA.
61H1-31.004	Delinquency Fee.
61H1-31.005	Initial Licensure Fee.
61H1-31.006	Reactivation Fee.
61H1-31.0065	Change of Status Process Fee.
61H1-31.007	Temporary License Fee.
61H1-31.0075	Temporary License Fee -- Electronic Practice.
61H1-31.008	Licensure by Endorsement
61H1-31.009	Renewal of Accountancy Firm License Fee.
61H1-31.010	Initial Accountancy Firm License Fees.
61H1-31.011	Licensure and Exam Score Verification Fee.
61H1-31.012	Duplicate License Fee.
61H1-31.014	Continuing Education Provider and Course Approval Fees.
61H1-31.015	Reinstatement of a Null and Void License Fee.

PURPOSE AND EFFECT: The Board proposes the rule amendment and rule promulgation in order to provide specific rules for specific fees.

SUBJECT AREA TO BE ADDRESSED: Collection and Payment of Fees; Examination and Reexamination Fees; Renewal of Active and Inactive License Fee for CPA; Delinquency Fee; Initial Licensure Fee; Reactivation Fee; Change of Status Process Fee; Temporary License Fee; Temporary License Fee – Electronic Practice; Licensure by Endorsement; Renewal of Accountancy Firm License Fee; Initial Accounting Firm License Fees; Licensure and Exam Score Verification Fee; Duplicate License Fee; Continuing Education Provider and Course Approval Fees; Reinstatement of a Null and Void License Fee.

RULEMAKING AUTHORITY: 455.213(2), 455.219(1), (5), 455.271, 473.304, 473.305, 473.308, 473.311, 473.312, 473.313, 473.314, 473.3101, 473.3141 FS.

LAW IMPLEMENTED: 455.219(1), (5), 455.271, 473.305, 473.308, 473.311, 473.312, 473.313, 473.314, 473.3101, 473.3141 FS.

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

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Hugh W. Harling, Jr., (407)262-7772 or hharling@ecfrpc.org

THE FULL TEXT OF THE PROPOSED RULE IS:

29F-1.108 Officers, Term of Office and Duties.

(1) At the annual meeting of the Council, the Council shall elect from its membership the following officers: Chairperson, Vice-Chairperson, Secretary and Treasurer and Secretary-Treasurer. Each member so elected shall serve for one (1) year or until reelected or a successor is elected.

(2) The newly elected officers shall be declared installed following their election, and shall assume the duties of office.

(a) The Chairperson shall be responsible for overseeing the organization of the work of the Council; for seeing that all policies of the Council are carried out; for signing any contract or other instrument that the Council deems in its best interest; and for presiding over all Council meetings. The Chairperson, or a designated Council Member, shall be an ex officio member of all committees.

(b) The Vice-Chairperson shall act in the Chairperson's absence or inability to act. The Vice-Chairperson shall perform such other functions as may be assigned by the Chairperson or the Council.

(c) The Secretary shall be responsible for minutes for the meeting; keeping the roll of members; general oversight of the financial affairs of the Council and such other duties as may be assigned by the Chairperson or the Council.

(d) The Treasurer shall be responsible for the general oversight of the financial affairs of the Council; and such other duties as may be assigned by the Chairman or the Council.

(3) There shall be an Executive Committee consisting of the Chairperson, Vice-Chairperson, Secretary, Treasurer and the immediate past Chairperson still in continuous service on the Council. If there is no immediate past Chairperson still in continuous service, the Council shall elect a member to serve on the Executive Committee until such time as there is an immediate past Chairperson still in continuous service.

Rulemaking Specific Authority 186.505 FS. Law Implemented 186.505 FS. History--New 9-22-99, Amended 11-16-11, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Hugh W. Harling, Jr

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: East Central Florida Regional Planning Council

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 18, 2012

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

REGIONAL PLANNING COUNCILS

East Central Florida Regional Planning Council

RULE NO. 29F-21.001 RULE TITLE: Strategic Regional Policy Plan

PURPOSE AND EFFECT: Review and refinement of the regional goals and policies within the Council's Strategic Regional Policy Plan (2060 Plan) which are intended to assist local decision making on planning, development and growth issues in Brevard, Lake, Orange, Osceola, Seminole and Volusia Counties in a manner that encourages implementation of the Central Florida Regional Vision adopted by representatives of all 93 communities that participated in an eighteen month regional visioning process involving approximately 20,000 citizens.

SUMMARY: Amendment of the East Central Florida Strategic Regional Policy Plan as required by Section 186.507, Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 186.505, 120.54 FS.

LAW IMPLEMENTED: 186.507 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Hugh W. Harling, Jr., (407)262-7772 or hharling@ecfrpc.org

THE FULL TEXT OF THE PROPOSED RULE IS:

29F-21.001 Strategic Regional Policy Plan.

There is hereby adopted, for the east Central Florida region, the Amended Strategic Regional Policy Plan, dated January 1998, which is incorporated herein by reference. Copies are available at the offices of the East

Central Florida Regional Planning Council at 309 Cranes Roost Blvd., Suite 2000, Altamonte Springs, Florida 32701 ~~1-011 Wymore Road, Suite 105, Winter Park, Florida 32789~~ between the hours of 8:30 a.m. and 5:00 p.m. Monday through Friday.

Rulemaking Specific Authority 186.508(1) FS. Law Implemented 120.535(1), 186.507, 186.508(1) FS. History—New 8-3-98, Amended 11-16-11, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Hugh W. Harling, Jr.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: East Central Florida Regional Planning Council

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 19, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 28, 2012

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.	RULE TITLE:
61J2-3.011	Continuing Education for School Instructors

PURPOSE AND EFFECT: The proposed amendments would affect the provisions for continuing education for school instructors.

SUMMARY: The amendment provides language that offers continuing education courses to real estate instructors through distance education instruction.

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 this rule at its meeting, the Commission, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary. No person or interested party submitted additional information regarding the economic impact at that time. The Council has determined that this will not have an adverse impact on small business, or likely increase regulatory costs in excess of \$200,000 in the aggregate within 1 year after implementation of the rule. These rule amendment will not require ratification by the Legislature.

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

RULEMAKING AUTHORITY: 455.2123, 475.05 FS.

LAW IMPLEMENTED: 455.2123, 475.451, (2), (c) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lori Crawford, Deputy Clerk, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N802, Orlando, Florida 32801

THE FULL TEXT OF THE PROPOSED RULE IS:

61J2-3.011 Continuing Education for School Instructors.

(1) Any person holding “school instructor” permits shall recertify competency during each permit period by satisfactorily completing 7 classroom or distance learning hours of instruction and/or instructional techniques as prescribed and conducted by the Commission. A school instructor is not required to complete the 7 hours of recertification education as a condition for initial permit renewal if the time between the effective date on the initial permit as an instructor and the beginning of the initial renewal permit is less than 12 months. Of the required 7 classroom or distance learning hours, up to 3 hours may be applied toward the continuing education core law requirement for licensure pursuant to Rule 61J2-3.009, F.A.C.

(2) through (3) No change.

Rulemaking Authority 455.2123, 475.05 FS. Law Implemented 455.2123, 475.451(2)(c) FS. History—New 7-28-80, Amended 8-24-80, 1-3-84, Formerly 21V-3.11, Amended 7-25-90, 7-20-93, Formerly 21V-3.011, Amended 12-30-97, 1-18-00, 9-17-00, 2-4-04, 10-13-10, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Florida Real Estate Commission

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Real Estate Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 21, 2012

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.	RULE TITLE:
61J2-3.013	Distance Education Courses for Hardship Cases

PURPOSE AND EFFECT: To define what constitutes a “hardship” case for distance education courses.

SUMMARY: The proposed amendments provides for the three different situations that could be classified as a “hardship” and, therefore, excuse licensees from having to attend live classroom instruction.

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 this rule at its meeting, the Commission, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary. No person or interested party submitted additional information regarding the economic impact at that time. The Commission has determined that this will not have an adverse impact on small business, or likely increase regulatory costs in excess of \$200,000 in the aggregate within 1 year after implementation of the rule. These rule amendments will not require ratification by the Legislature.

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

RULEMAKING AUTHORITY: 455.2123, 475.05, 475.17(2) FS.

LAW IMPLEMENTED: 455.2123, 475.04, 475.17(2), 475.451(3), (6) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lori Crawford, Deputy Clerk, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N802, Orlando, Florida 32801

THE FULL TEXT OF THE PROPOSED RULE IS:

61J2-3.013 Distance Education Courses for Hardship Cases.

(1) Distance Education courses containing the same subject matter and requiring substantially the same assignment work will be prescribed by the Commission for any person who by reason of hardship cannot attend the place for classroom instruction prescribed in Rules 61J2-3.008, 61J2-3.010 and 61J2-3.020, F.A.C., or does not have access to

the distance learning course or courses. The scholastic standards and other related requirements will be substantially the same as the courses offered by classroom instruction, having due regard, however, to the different method of presentation. A copy of the course and all course materials shall be submitted to the Commission for evaluation at least 60 days prior to use. The approval or denial of the course will be based on the extent to which the course complies with the requirements set forth in Rule 61J2-3.008, 61J2-3.009, or 61J2-3.020, F.A.C. Examinations, if required, must test the course material. If course approval is denied, the institution or school may resubmit the course, with the mandated changes.

(2) A hardship case includes: (a) a licensee’s long term illness or an illness involving a close relative or person for whom the licensee has care-giving responsibilities; (b) the required course is not reasonably available; and (c) the licensee has an economic, technological, or legal hardship that substantially relates to the ability to complete education requirements. ~~is defined as a case wherein a person desiring to take the Commission prescribed courses cannot, by reason of a physical disability, attend the place where the classes are conducted.~~

(3) No change.

Rulemaking Specific Authority 455.2123, 475.05, 475.17(2), FS. Law Implemented 455.2123, 475.04, 475.17(2), 475.451(3), (6), FS . History–New 1-1-80, Amended 8-24-80, Formerly 21V-3.13, Amended 4-10-88, 10-13-88, 7-20-93, Formerly 21V-3.013, Amended 12-30-97, 9-17-00, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Florida Real Estate Commission

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Real Estate Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 21, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 27, 2012

Section III
Notices of Changes, Corrections and
Withdrawals

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NOS.	RULE TITLES:
40D-2.091	Publications Incorporated by Reference
40D-2.361	Renewal of Permits

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 45, October 8, 2012 issue of the Florida Administrative Register.

Notice of the Order waiving rules 40D-1.603 and 40D-2.361, regarding renewal of water use permits, and Rule 40D-2.091, incorporating the Basis of Review, also constituted notice of denial of the petition to waive rules 40D-1.602 and 40D-2.041, and portions of the basis for review, relating to issuance of water use permits.

Section IV Emergency Rules

STATE BOARD OF ADMINISTRATION

RULE NO. 19ER12-1	RULE TITLE: Optional Date Changes for Certain New Participants
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SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: This emergency rule is necessary to allow for better coordination of the Florida Hurricane Catastrophe Fund (“FHCF”) coverage for “New Participants” that remove policies from Citizens Property Insurance Corporation (“Citizens”) given the current 2012-2013 efforts being made to reduce Citizens’ exposure and will apply to any FHCF participating insurer that writes its first Covered Policy after June 1, 2012, but before December 1, 2012. Citizens’ board and management are considering various alternatives to depopulate Citizens and reduce its policyholder count and the dollar amount of exposure. The size and exposure of Citizens, a state-created property insurer, is a major concern of the Legislature, the Executive Branch, and the public. As of July 31, 2012, Citizens had 1,449,178 policies in force, representing a total exposure of \$494 billion. There is an urgent need to remove impediments in order to assist and accommodate the depopulation efforts of Citizens. A large hurricane could result in significant assessments on most property and casualty policyholders in the state. The timely transfer of policies to the private insurance market would serve the State’s interest and help reduce both Citizens’ policyholder count and its exposure amount. This emergency rule provides an option for New Participants to report their exposures, as used to determine FHCF coverage and premium, one month early, in order to allow such insurers to purchase FHCF coverage that better aligns their FHCF reimbursement coverage to support their Citizens depopulation efforts for the 2012-2013 FHCF Contract Year. Without this flexibility, New Participants may have to delay the timing of a Citizens takeout program resulting in less competition in the marketplace and lost opportunities. The emergency rule would allow New Participants the option to pay FHCF premiums based on their exposure on Covered Policies written from June 1, 2012, to November 30, 2012. This would avoid the situation in which a New Participant is required to pay a premium for FHCF coverage on exposure removed from Citizens after the hurricane season has ended. Under this emergency rule, New

Participants would have the ability to select the current “as of” reporting date for exposure of December 31, 2012, or they could select an alternative “as of” reporting date of November 30, 2012.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The concept of filing an emergency rule with the changes included in this emergency rule has been discussed at a rule workshop, where similar changes are also being proposed for implementation in the 2013-2014 Contract Year and at an FHCF Advisory Council meeting. Both meetings were open to the public. In addition, this rule has been placed on the FHCF website. This emergency rule is a benefit for the public at large, the New Participant, Citizens, and the FHCF. The emergency rule provides affected New Participants with an additional option for exposure reporting to facilitate take-out programs without adversely affecting the administration of the FHCF or other participating insurers.

SUMMARY: SUMMARY: The emergency rule would allow New Participants to select an option which changes the current “as of” reporting date for exposure from December 31, 2012, to November 30, 2012, changes the reporting date of the exposure from March 1, 2013, to February 1, 2013, and changes the actual premium payment from May 1, 2013, to April 1, 2013.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Jack E. Nicholson, Chief Operating Officer, Florida Hurricane Catastrophe Fund, State Board of Administration of Florida

THE FULL TEXT OF THE EMERGENCY RULE IS:

19ER12-1, Optional Date Changes for New Participants for the 2012-2013 Contract Year.

(1) Definitions. – As used in this emergency rule:

(a) The term “New Participant” is defined in the 2012-2013 Reimbursement Contract and means any company which begins writing Covered Policies on or after the beginning of the Contract Year. A Company that removes exposure from either Citizens Property Insurance Corporation entity pursuant to an assumption agreement effective on or after June 1 and had written no other Covered Policies before June 1 is also considered a New Participant.

(b) The term “As Of Date” refers to the date on which an insurer determines its exposure under Covered Policies.

(c) The term “Covered Policy” is defined in Section 215.555, F.S.

(2) Optional As Of Date for New Participants.

(a) A New Participant has the option to change its As Of Date for the 2012-2013 Florida Hurricane Catastrophe Fund Contract Year from December 31, 2012, to November 30, 2012, by executing and filing Form 2012NPO, which is hereby adopted and incorporated by reference into this

emergency rule. By selecting this option, the insurer also changes the reporting date of the exposure from March 1, 2013, to February 1, 2013, and changes the due date of the actual Reimbursement Premium from May 1, 2013, to April 1, 2013.

(b) To the extent the dates in Form 2012NPO conflict with the dates contained in Rules 19-8.010, 19-8.028, 19-8.029, and 19-8.030, F.A.C., or the documents incorporated therein, this emergency rule, including Form 2012NPO, shall take precedence.

(c) All other provisions of Rules 19-8.010, 19-8.028, 19-8.029, and 19-8.030, F.A.C., remain in full force and effect with respect to a New Participant.

Rulemaking Authority 215.555(3) FS. Law Implemented 215.555 FS. History—New 10-9-12.

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: October 9, 2012

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF TRANSPORTATION

RULE NO.: RULE TITLE:

14-43.001 Regulation of Overhanging Encroachments

The Department of Transportation hereby gives notice that, on October 4, 2012, the Florida Department of Transportation issued an Order Granting Petition for Variance in response to the Petition of the City of Umatilla, seeking a waiver from the provisions of Rule Chapter 14-43.001, F.A.C. The Petition was received by the Department on July 9, 2012. The Department published its notice of receipt of the Petition in the August 3, 2012, edition of the Florida Administrative Register. Rule Chapter 14-43.001, F.A.C., establishes the requirements for signs and overhanging structures along state highways. The Department granted the Petition because the City of Umatilla demonstrated that the application of Rule 14-43.001, F.A.C., would create a substantial hardship and hinder efforts to protect the historic district.

A copy of the Order or additional information may be obtained by contacting: Clerk of Agency Proceedings, Department of Transportation, 605 Suwannee Street, M.S. 58, Tallahassee, Florida 32399-0458. For additional information, contact Patricia A. Parsons at (850) 414-5361.

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE NO. RULE TITLE:

64B3-5.007 Director; Limitations and Qualifications

NOTICE IS HEREBY GIVEN that on October 2, 2012, the Board of Clinical Laboratory Personnel, received a petition for Marie-Claire Rowlinson. Petitioner is seeking a variance or waiver of Rule 64B3-5.007(2)(g), Florida Administrative Code, which sets forth the education, training/experience and certification requirements for licensure as a director in the specialty of Serology/Immunology.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Bruce Deterding, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257. Comments on the petition should be filed with the Board of Clinical Laboratory Personnel within 14 days of publication of this notice.

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: RULE TITLE:

64B5-2.0144 Licensure Requirements for Dental Hygiene Applicants from Unaccredited Dental Schools or Colleges

NOTICE IS HEREBY GIVEN that on September 27, 2012, the Board of Dentistry, received a petition for Chetan M. Bhuta, seeking a variance or waiver of Rule 64B5-2.0144, Florida Administrative Code, asking the board to allow him to retake the Dental Hygiene computer simulated clinical examination without being required to take the remediation coursework.

Comments on this petition should be filed with the Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sue Foster, Executive Director, at the above address or telephone (850)245-4474.

Section VI Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

Division of Historical Resources

The Department of State, Historic Preservation Grants Program announces a workshop to which all persons are invited.

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

PLACE: WEBINAR/Room 404, R.A. Gray Building, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Grants Management Webinar, intended to explain the current management process for new grantees of CLG Training projects.

A copy of the agenda may be obtained by contacting: Historic Preservation Grants staff at BHPgrants@flhertiage.com, or by calling (800)847-7278.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: Historic Preservation Grants staff at BHPgrants@flhertiage.com, or by calling (800)847-7278. 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: Historic Preservation Grants staff at BHPgrants@flhertiage.com, or by calling (800)847-7278.

DEPARTMENT OF STATE

Division of Historical Resources

The Department of State, Historic Preservation Grants Program announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, October 16, 2012, 10:00 a.m. to 11:30 a.m.

PLACE: WEBINAR/Room 404, R.A. Gray Building, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Grants Management Webinar, intended to explain the current management process for new Small Matching Grantees.

A copy of the agenda may be obtained by contacting: Historic Preservation Grants staff at BHPgrants@flhertiage.com, or by calling (800)847-7278.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 24 hours before the workshop/meeting by contacting: Historic Preservation Grants staff at BHPgrants@flhertiage.com, or by calling (800)847-7278. 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: Historic Preservation Grants staff at BHPgrants@flhertiage.com, or by calling (800)847-7278.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

The Florida Coordinating Council on Mosquito Control announces a public meeting to which all persons are invited.

DATE AND TIME: October 30, 2012, 10:00 a.m.

PLACE: NOTICE OF CORRECTION - The referenced meeting will now also be available by TELECONFERENCE-WEBEX as follows: Conference Call: 1(888)670-3525, Conference Code: 8802934969; WebEx Information:

<https://suncom.webex.com/suncom/j.php?ED=161925392&UID=1278895847&PW=NYmY5N2E5Y2M4&ORT=MmMxMQ%3D%3D>; Meeting Password: mosquito.

Alachua Service Center, East Building; 14101 Northwest Highway 441, Alachua, FL, 32615; (386) 418-5500.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To address the business of the council.

A copy of the agenda may be obtained by contacting: <http://consensus.fsu.edu/MC/index.html>.

For more information, you may contact: Mr. Mike Page, Chief of the Bureau of Entomology and Pest Control; 3125 Conner Boulevard, MS-C41, Tallahassee, Florida, 32399; (850) 617-7997.

DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: November 8, 2012, 8:30 a.m.

PLACE: Burns Building Auditorium, 605 Suwannee Street, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a monthly meeting of the Commercial Motor Vehicle Review Board for the purpose of reviewing penalties imposed upon any vehicle or persons under the provisions of Chapter 316, Florida Statutes, relating to weights or to violations of safety regulations.

A copy of the agenda may be obtained by contacting: Sharon Day, Executive Assistant, Commercial Vehicle Review Board, Rhyne Building, Traffic Engineering and Operations Office, 2740 Centerview Drive, Tallahassee, Florida 32301.

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 1(800)955-8771 or 1(800)955-8770 (Voice). If you

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

A copy of the agenda may be obtained by contacting: Sharon S. Day, (850)410-5613.

REGIONAL PLANNING COUNCILS

Apalachee Regional Planning Council

The District II Local Emergency Planning Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 24, 2012, 10:00 a.m. (ET)

PLACE: Tallahassee Fire Department, Training Facility Classroom, 2964 Municipal Way, Tallahassee, FL 32304

GENERAL SUBJECT MATTER TO BE CONSIDERED: The regular quarterly meeting of the District II Local Emergency Planning Committee (LEPC).

A copy of the agenda may be obtained by contacting: Chris Rietow, ARPC, 20776 Central Avenue, E., Suite 1, Blountstown, FL 32424, Chris.Rietow@thearpc.com or 850-488-6211, ext. 102.

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.

COMMISSION FOR THE TRANSPORTATION DISADVANTAGED

The Commission for the Transportation Disadvantaged announces a public meeting to which all persons are invited.

DATE AND TIME: October 25, 2012, 9:00 a.m.

PLACE: Hilton Palm Beach Airport, 150 Australian Avenue, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss regular Commission business.

A copy of the agenda may be obtained by contacting: Vicki Scheffer, 605 Suwannee St., MS-49, Tallahassee, FL 32399, (850)410-5700 or 1(800)983-2435.

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: Vicki Scheffer, 605 Suwannee St., MS-49, Tallahassee, FL 32399, (850)410-5700 or 1(800)983-2435. 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 MANAGEMENT SERVICES

Commission on Human Relations

The Florida Commission on Human Relations announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 22, 2012, 10:00 a.m.

PLACE: This is a telephonic meeting. Please contact Casey Snipes at (850)488-7082 x 1001 or casey.snipes@fchr.myflorida.com for the call-in information.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Supreme Court Opinions: Numerously, Pregnancy and Sex Discrimination and Ministerial Exception

A copy of the agenda may be obtained by contacting: Casey Snipes at (850)488-7082, x 1001 or casey.snipes@fchr.myflorida.com for the call-in information.

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: Casey Snipes at (850)488-7082, x 1001 or casey.snipes@fchr.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Casey Snipes at (850)488-7082, x 1001 or casey.snipes@fchr.myflorida.com for the call-in information.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission, The "Commission", ACCESSIBILITY TECHNICAL ADVISORY COMMITTEE, announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 29, 2012, 2:00 p.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.

TELECONFERENCE: 1(888)670-3525, Code: 297 701 3986
WEBINAR:

Topic: Accessibility TAC

Date: Monday, October 29, 2012

Time: 2:00 am, Eastern Daylight Time (New York, GMT-04:00)

Meeting Number: 648 152 743

Meeting Password: (This meeting does not require a password.)

To join the online meeting (Now from mobile devices!)

1. Go to <https://suncom.webex.com/suncom/j.php?ED=161994542&UID=1279111277&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".

To view in other time zones or languages, please click the link: <https://suncom.webex.com/suncom/j.php?ED=161994542&UID=1279111277&ORT=MmMxMQ%3D%3D>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of these meetings is to accept public input and to provide recommendations on the proposed code changes for the 2013 update to the Florida Building Code. Please see listed below all meeting dates, times and locations.

(This meeting was originally scheduled for October 15, 2012 at 8:00 a.m. and has been changed to October 29, 2012 at 2:00 p.m.)

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 32399-2100, (850)487-1824 or visit the website: floridabuilding.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 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.

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 32399-2100, (850)487-1824 or visit the website: floridabuilding.org.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Mobile Home Relocation Corporation

The Florida Mobile Home Relocation Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 25, 2012, 10:00 a.m.

PLACE: Conference Call

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of the Florida Mobile Home Relocation Corporation. Review of mobile home owner applications for compensation for relocation and/or abandonment due to change in land use, and such other business as may come before the board. A schedule for future meetings will be determined.

A copy of the agenda may be obtained by contacting: Janet Compton at (888) 862-7010.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Janet Compton at (888)862-7010. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Janet Compton, Executive Director, FMHRC, P. O. Box 3047, Tallahassee, FL 32315, (888)862-7010.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Florida Department of Environmental Protection, Office of Coastal and Aquatic Managed Areas announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 8, 2012, 8:30 a.m. - 5:00 p.m.; Friday, November 9, 2012, 8:30 a.m. - 12:30 p.m.

PLACE: Forman Classroom, Nova Southeastern University Oceanographic Center, 8000 North Ocean Drive, Dania Beach, FL 33004

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Southeast Florida Coral Reef Initiative (SEFCRI) Land Based Sources of Pollution (LBSP) Technical Advisory Committee will hold its bi-annual meeting to update committee members and the public on the progress and status of projects currently being conducted. They will also assess the existing data, make recommendations as to what additional information is necessary/required, prioritize data gaps and recommend management action strategies for the future.

A copy of the agenda may be obtained by contacting: Katharine Tzadik by e-mail: Katharine.Tzadik@dep.state.fl.us, (305)795-1223, mail: 1277 N. E. 79th St/JFK Causeway Miami, FL 33138-4206.

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: Katharine Tzadik at Katharine.Tzadik@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).

NATIONAL COUNCIL ON COMPENSATION INSURANCE

The Florida Workers Compensation Appeals Board announces a public meeting to which all persons are invited.

DATE AND TIME: October 17, 2012, 9:00 a.m.

PLACE: Hilton Garden Inn, 7300 Augusta National Drive, Orlando, FL 32822

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Workers Compensation Disputes

A copy of the agenda may be obtained by contacting: No agenda provided

For more information, you may contact: Maureen Longanacre, Regulatory Services Manager, NCCI, 561-893-3783

ENTERPRISE FLORIDA, INC.

The Enterprise Florida, Inc. and the Florida Defense Support Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 24, 2012, 9:00 a.m. - 11:00 a.m. Central Time

PLACE: The meeting location has been changed to: Four Points by Sheraton, 1325 Miracle Strip Parkway, Ft. Walton Beach, FL 32548

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 days before the workshop/meeting by contacting: Donna Cucinella, (850)878-4566, dcucinella@eflorida.com; Bruce Grant, (850)878-0826, 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, dcucinella@eflorida.com; Bruce Grant, (850)878-0826, bgrant@eflorida.com.

ENTERPRISE FLORIDA, INC.

The Florida Opportunity Fund, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, October 26, 2012, 11:00 a.m.

PLACE: Enterprise Florida Office – Orlando, 800 North Magnolia Ave., Suite 1100, Orlando, FL 32803

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

A copy of the agenda may be obtained by contacting: Jay Robinson at (407)956-5607.

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 days before the workshop/meeting by contacting: Jay Robinson at (407)956-5607. 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: Jay Robinson at (407)956-5607.

Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF HEALTH
Board of Medicine

NOTICE IS HEREBY GIVEN that the Board of Medicine has received a Petition for Declaratory Statement filed on behalf of Pariksith Singh, M.D., and Maria Grace Scunziano-Singh, M.D, on October 8, 2012. The Petitioners request the Board's determination as to whether the proposed lease agreement outlined in the Petition complies with the group practice exception set forth in the Patient Self-Referral Act (Section 456.053, F.S.) and as such, permits the Petitioners to lawfully refer patients to NewCo for imaging services. The Board will consider this petition at its meeting currently scheduled for November 30, 2012. Copies of the petition may be obtained by writing Joy A. Tootle, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

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

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

NONE

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

NONE

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

NONE

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF ENVIRONMENTAL PROTECTION
BID NO. 2013021C Mahogany Mill Boat Launching Facility
Improvements

NOTICE OF INVITATION TO BID
STATE OF FLORIDA

DEPARTMENT OF ENVIRONMENTAL PROTECTION
BID NO. 2013021C Mahogany Mill Boat Launching Facility
Improvements

The Department of Environmental Protection, Office of Coastal and Aquatic Managed Areas, is soliciting formal competitive bids from certified or registered contractors licensed to work in the jurisdiction for the project listed below:
PROJECT NAME: Mahogany Mill Boat Launching Facility Improvements

SCOPE OF WORK: The Contractor will provide all equipment, materials, supplies, and labor necessary to construct the boat ramps, dredging, and piers, parking and park area w/amenities, roadway and drainage facilities and all other features specified in the plan sets in accordance with the specifications contained in this document and any related documents including the plan set; technical specifications; general and special conditions; Florida Department of Environmental Protection (DEP) and U.S. Army Corp of Engineers (COE) permits; local, State, and Federal laws, rules, and guidelines; and, generally accepted construction practices. In addition, the Contractor will provide all equipment, materials, supplies, and labor following the conclusion of construction activities needed to repair erosion due to

construction activities on the project site and surrounding properties. 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. This project includes the following work:

1. Construction of a new public boat launching facility with concrete ramps, access and termination piers, dredging, parking facilities utilizing permeable concrete pavement, portable Sanitation Unit Type restroom area, picnic areas with shelter, bulk head, landscaping w/irrigation, storm water management, signage, 4-inch diameter PVC potable water line w/backflow prevention and boat bilge pump out facility.

2. Construction of approximately 1,100 foot x 24 foot wide asphaltic concrete roadway with curb and gutter, roadway signage, storm water collection and transport, approximately 1,063 linear feet of exfiltration trench, 6-inch pvc potable water line, sanitary sewer and concrete driveway turnouts.

PROJECT BUDGET: \$2,100,000.00

PROJECT LOCATION: The Mahogany Mill Boat Launching Facility is a 2.82 acre parcel located at 1200 Mahogany Mill Road and is situated in Section 59, Township 2 South, Range 30 West, Escambia County, FL. known as the Pedro Palao Grant. The parcel fronts Bayou Chico on the East and Mahogany Mill Road, a 60 foot wide County Right-of-Way, on the West.

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 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.

INSTRUCTIONS: Any firm desiring plans for this project may obtain a copy from the following website:

<ftp://ftp.dep.state.fl.us/pub/BP-Bids/Mahogany%20Mill/>.

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 Jim Reynolds with the Procurement Section at (850)245-2361 at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling (800)955-8771 (TDD) or (800)955-8770 (Voice).

PRE-BID MEETING/SITE VISIT: a MANDATORY pre-bid meeting and site visit will be held on Thursday, October 18, 2012 at 9:00 AM (CT) beginning at the Escambia County Central Office Complex, 3363 West Park Place, Pensacola, Florida 32505. Directions may be obtained by calling (850) 595-3440. The initial meeting at the Escambia Central Office Complex will be followed with a visit to the project site. Directions to the project site will be provided at the initial meeting.

BID SUBMITTAL DUE DATE: No later than 3:00 PM (ET), Friday, November 9, 2012 to the following address: Florida Department of Environmental Protection, Procurement Section, Room 235, 3800 Commonwealth Boulevard, MS # 93, Tallahassee, Florida 32399-3000, attention Jim Reynolds, OMC Manager, (850) 245-2361. The Department reserves the right to reject any or all bids.

BID AWARD POSTING DATE: On or after 8:30 AM (ET), Tuesday, November 13, 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 Procurement Section, Department of Environmental Protection, 3800 Commonwealth Boulevard, MS#93, Carr Building, Room 235, Tallahassee, Florida 32399-3000, 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 Rule 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.

Section XII Miscellaneous

AGENCY FOR HEALTH CARE ADMINISTRATION CERTIFICATE OF NEED NOTICE OF LITIGATION

The Agency for Health Care Administration has received the following petitions for administrative hearings as of the close of business on October 1, 2012, concerning certificate of need decisions. No decision has been made as to the sufficiency of these petitions. A brief description of these projects is listed below. Resolution of these requests for hearings by way of a grant or denial of their certificate of need at issue will determine the substantial interest of persons. Those persons whose substantial interest may be determined by these proceedings including settlements, grants, and denials are advised to govern themselves accordingly and may wish to exercise rights including intervention. See Chapter 120, F.S., as well as Section 408.039, F.S. and Rule 59C-1.012, F.A.C. In deference to rights of substantially affected persons, AHCA will not settle or otherwise reach a final resolution of these matters for a period of 30 days from the date of the publication.

- | CON# | INITIAL DECISION, | PROJECT, | CTY, |
|--|---|---|------|
| APPLICANT, PARTY REQUEST HEARING (PRH) | | | |
| 10140 | Approval, establish a new hospice program, | Lake County, Compassionate Care Hospice of Lake and Sumter, Inc., (PRH) Hospice of Marion County, Inc. | |
| 10140 | Approval, establish a new hospice program, | Lake County, Compassionate Care Hospice of Lake and Sumter, Inc., (PRH) Vitas Healthcare Corporation of Florida | |
| 10140 | Supports Approval, establish a new hospice program, | Lake County, Compassionate Care Hospice of Lake and Sumter, Inc., (PRH) same as applicant | |
| 10142 | Denial, establish a new hospice program, | Lake County, Hospice of Marion County, Inc., (PRH) same as applicant | |
| 10142 | Supports Denial, establish a new hospice program, | Lake County, Hospice of Marion County, Inc., (PRH) Compassionate Care Hospice of Lake and Sumter, Inc. | |
| 10144 | Denial, establish a hospice program, | Lake County, Vitas Healthcare Corporation of Florida, (PRH) same as applicant | |
| 10144 | Supports Denial, establish a hospice program, | Lake County, Vitas Healthcare Corporation of Florida, (PRH) Compassionate Care Hospice of Lake and Sumter, Inc. | |

Section XIII
Index to Rules Filed During Preceding Week

NOTE: The above Section will be published on Tuesday beginning October 2, 2012.
