

Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Florida Real Estate Appraisal Board

RULE NO.: RULE TITLE:

61J1-4.003 Continuing Education

PURPOSE AND EFFECT: The Board proposes to the rule amendment to delete reference to when course examinations will be administered.

SUBJECT AREA TO BE ADDRESSED: Continuing education course examinations.

RULEMAKING AUTHORITY: 475.614 FS.

LAW IMPLEMENTED: 475.613, 475.618, 475.628 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: 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.

Section II Proposed Rules

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Board of Pilot Commissioners

RULE NO.: RULE TITLE:

61G14-19.001 Percentage of Gross Pilotage Assessed

PURPOSE AND EFFECT: The Board proposes the rule amendment to modify the rate the Department assesses the gross amount of pilotage earned.

SUMMARY: The rule amendment will modify the rate the Department assesses the gross amount of pilotage earned.

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 been prepared by the agency.

The following is a summary of the SERC:

- The proposed change would only affect state and deputy pilots.
- There are 11 pilot associations that will be required to comply with this rule amendment. As of October 1, 2012, there were 95 licensed state pilots in Florida and 15 licensed deputy pilots in Florida comprising the 11 pilot associations.
- The only costs incurred by the Board of Pilot Commissioners are rule-making costs.
- No effect on state or local revenue is expected.
- The proposed change is not expected to impact small business, small counties or small cities.

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 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: 310.131, 310.185 FS.

LAW IMPLEMENTED: 310.131 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: Robyn Barineau, Executive Director, Board of Pilot Commissioners, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G14-19.001 Percentage of Gross Pilotage Assessed.

(1) The Department of Business and Professional Regulation shall assess the pilots in the respective ports of the state ~~nine tenths seven tenths~~ of one percent (~~9%~~ ~~(7%)~~) of the gross amount of pilotage earned by said pilots during each year. For the purposes of said assessment, the gross amount of pilotage earned shall be the amount of money collected by each pilot or by each entity of which the pilot is a member for piloting which shall include and not be limited to payment for

piloting vessels to and from ports of this state, docking or undocking vessels, shifting vessels, running lines, delivering orders at sea, cancelled orders, boat service, detention, pilots being carried to sea, anchoring vessels, and any other related services rendered. Funds collected due under this are to be made payable to the Board and paid by the fifteenth of the following month. When received, the funds are paid into the Professional Regulation Trust Fund as created within the Department.

(2) No change.

Rulemaking Authority 310.131, 310.185 FS. Law Implemented 310.131 FS. History—New 2-5-76, Amended 1-19-77, 1-1-78, 12-7-78, 11-1-81, 6-8-82, 8-9-82, 7-31-83, Formerly 21SS-3.01, Amended 5-30-89, 2-19-90, 12-30-91, 12-2-92, Formerly 21SS-3.001, 21SS-19.001, Amended 3-20-94, 1-5-95, 1-30-96, 3-17-96, 11-21-96, 8-25-97, 1-26-99, 1-31-01, 8-1-02, 7-8-03, 2-17-05, 10-2-05, 2-1-06, 5-1-06, 7-1-06, 1-1-07, 8-1-07, 12-16-07, 7-1-08, 7-30-09, 12-31-09, 7-5-10, 11-1-10, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Pilot Commissioners
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Pilot Commissioners
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 23, 2012
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: January 27, 2012

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Water Policy

RULE NOS.:	RULE TITLES:
5M-16.001	Approved Best Management Practices
5M-16.005	Previously submitted NOIs

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. 35, August 31, 2012 issue of the Florida Administrative Register.

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’s analysis of the economic impact of the rule did not trigger any of the requirements in Section 120.541(1), Florida Statutes, for preparing a Statement of Economic Regulatory Costs (SERC). As part of this analysis, the Department relied upon its ~~past~~ experiences with voluntary Best Management Practices implementation activities and regulatory costs, if any, they would. Based on this analysis, the proposed rules do not exceed the economic analysis criteria in a SERC set forth in Section 120.541(2)(a), Florida Statutes. Additionally, no interested party submitted additional information regarding the economic impact. 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.

Note: In response to comments made by the Joint Administrative Procedures Committee on September 24, 2012, and other comments received by the public, revisions were made to the Citrus BMP manual adopted in Rule 5M-16.001. These revisions have been made in the print-ready version using Adobe Acrobat insertion carets, strikethroughs, and comment boxes. They can be viewed by clicking on the document in the “Draft BMPs Currently Under Development” section of the website at: <http://www.floridaagwaterpolicy.com/BestManagementPractices.html>.

5M-16.001 Approved BMPs.

The manual titled Water Quality/Quantity Best Management Practices for Florida Citrus (2012), DACS-P-01756, is hereby adopted and incorporated by reference. Copies of the manual may be obtained from the University of Florida Cooperative Extension Service county office or from the Florida Department of Agriculture and Consumer Services (FDACS), Office of Agricultural Water Policy, 1203 Governor Square Boulevard, Suite 200, Tallahassee, FL, 32301 or accessed online at <http://www.flrules.org/Gateway/reference.asp>. Natural Resources Conservation Service (NRCS) Practice Standard Code 390 titled Riparian Herbaceous Cover (September 2010) is hereby adopted and incorporated by reference and can be accessed online at <http://www.flrules.org/Gateway/reference.asp>. NRCS Code 391 titled Riparian Forest Buffer (July 2010) is hereby adopted and incorporated by reference and can be accessed online at <http://www.flrules.org/Gateway/reference.asp>. NRCS Code 578 titled Stream Crossing (September 2010) is hereby adopted and incorporated by reference and can be accessed online at <http://www.flrules.org/Gateway/reference.asp>. Copies may be obtained from the NRCS county office or from FDACS Office of Agricultural Water Policy.

Rulemaking Authority 403.067(7)(c)2., 570.07(10), 570.07(23) FS. Law Implemented 403.067(7)(c)2. FS. History—New _____.

5M-16.002 – 5M-16.004 No change.

5M-16.005 Previously Submitted NOIs.

(1) In order to retain a presumption of compliance with state water quality standards:

(a) Citrus growers who, prior to the effective date of this rule, submitted a Notice of Intent to Implement Nitrogen Best Management Practices for Florida Ridge Citrus (July 23, 2002) and adopted by reference in Rule 5E-1.023, F.A.C., must:

1. through 2. No change.

(b) through (3) No change.

Rulemaking Authority 403.067(7)(c)2., 570.07(10), 570.07(23) FS. Law Implemented 403.067(7)(c)2. FS. History—New_____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

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

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 47, October 10, 2012 issue of the Florida Administrative Register.

The correction is in response to comments submitted by the Joint Administrative Procedures Committee in letters dated October 12, 2012 and October 25, 2012. The correction is as follows:

The SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS shall read as: 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.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Juana Watkins, Executive Director, Florida Real Estate Commission, 400 West Robinson Street, Suite N801, Orlando, Florida 32801

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

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

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 47, October 10, 2012 issue of the Florida Administrative Register.

The correction is in response to comments submitted by the Joint Administrative Procedures Committee in letters dated October 12, 2012 and October 25, 2012. The correction is as follows:

The SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS shall read as: 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.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Juana Watkins, Executive Director, Florida Real Estate Commission, 400 West Robinson Street, Suite N801, Orlando, Florida 32801

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

RULE NO.: 61J2-3.015
 RULE TITLE: Notices of Satisfactory Course Completion

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 40, October 1, 2012 issue of the Florida Administrative Register.

The correction is in response to comments submitted by the Joint Administrative Procedures Committee in a letter dated October 25, 2012. The correction is as follows:

The SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS shall read as: 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.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Juana Watkins, Executive Director, Florida Real Estate Commission, 400 West Robinson Street, Suite N801, Orlando, Florida 32801

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE NO.: 64B-9.003 RULE TITLE: Military Spouse Temporary License

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 63, November 1, 2012 issue of the Florida Administrative Register.

The statement of legislative ratification was inadvertently omitted and it should read:

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: This rulemaking lowers the costs required of applicants. This rulemaking will not have an adverse impact or regulatory costs in excess of \$1 million within five years as established in Section 120.541(2)(a), F.S.

DEPARTMENT OF HEALTH

Board of Athletic Training

RULE NO.: 64B33-5.001 RULE TITLE: Disciplinary Guidelines

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 38, No. 29, July 20, 2012 issue of the Florida Administrative Register.

The changes are in response to concerns by the Joint Administrative Committee in letters dated October 4, 2011 and July 23, 2012, to correct the disciplinary guidelines, and to correct the NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE.

64B33-5.001(5)(l), (m), (n), and (o) shall read as:

<p>(l) Being convicted of, or entering a plea of guilty or nolo contendere to, any misdemeanor or felony, regardless of adjudication, under 18 USC s. 669, ss. 285-287, s. 371, s. 1001, s. 1035, s. 1341, s.1343, s. 1347, s. 1349, or s. 1518, or 42 USC ss. 1320a-7b, relating to the Medicaid program. (456.072(1)(ii), F.S.)</p>	<p>Revocation or denial of application for licensure unless the completion of the sentence and any probation ended more than 15 years prior to the date of the application. <u>From reprimand to suspension of license up to five years and an administrative fine of \$1,000 to \$5,000, or refusal to certify an application for licensure</u></p>	<p><u>From reprimand to suspension of license up to five years and an administrative fine of \$5,000, or refusal to certify an application for licensure</u></p>	<p><u>Revocation</u></p>
<p>(m) Failing to remit the sum owed to the state for overpayment from the Medicaid program pursuant to a final order, judgment, or settlement. (456.072(1)(jj), F.S.)</p>	<p><u>From reprimand to suspension of license up to five years and an administrative fine of \$1,000 to \$5,000, or refusal to certify an application for licensure</u></p>	<p><u>From reprimand to suspension of license up to five years and an administrative fine of \$5,000, or refusal to certify an application for licensure</u></p>	<p><u>Revocation</u></p>
<p>(n) No change</p>			
<p>(o) Being convicted of, or entering into a plea of guilty or nolo contendere to, any misdemeanor or felony, regardless of adjudication, which relates to health care fraud. (456.072(1)(ll), F.S.)</p>	<p><u>From reprimand to suspension of license up to five years and an administrative fine of \$10,000, or refusal to certify an application for licensure</u></p>	<p><u>From suspension of license to five years and an administrative fine of \$10,000, or refusal to certify an application for licensure</u></p>	<p><u>Revocation</u></p>

NAME OF AGENCY HEAD WHO APPROVE THE PROPOSED RULE: shall read as “Board of Athletic Training.”

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Athletic Training/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Construction Industry Licensing Board

RULE NO.: RULE TITLE:

61G4-16.005: Duration of Validity

The Construction Industry Licensing Board hereby gives notice of the issuance of an Order regarding the Petition for Variance for Manoeil Gerges, filed on August 31, 2012. The Notice of Petition for Variance was published in Vol. 38, No.39, of the September 28, 2012, Florida Administrative Register. The Board considered the Petition at a duly-noticed public meeting held on October 12, 2012, in Altamonte Springs, Florida. The Petitioner was seeking a permanent waiver or variance of Rule 61G4-16.005, Florida Administrative Code, limiting the period a passing grade is valid for purposes of certification to 4 years.

The Board's Order, filed on November 2, 2012, denies the Petitioner a Variance or Waiver from Rule 61G4-16.005, Florida Administrative Code, Petitioner has not shown that he would suffer a demonstrated economic technological, legal, or other type of hardship that would constitute a substantial hardship. Petitioner has not shown that application of the rule would violate principles of fairness, the Board did not further consider the Petition.

A copy of the Order or additional information may be obtained by contacting Drew Winters, Executive Director, Construction Industry Licensing Board, P.O. Box 5257, Tallahassee, Florida 32314-5257.

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Florida Real Estate Appraisal Board

RULE NO.: RULE TITLE:

61J1-8.003: Notice of Noncompliance

The Florida Real Estate Appraisal Board hereby gives notice of the issuance of an Order regarding the Petition for Variance, filed on May 25, 2012, by Lawrence P. Finn. The Notice of Petition for Waiver or Variance was published in Vol. 38, No. 27, of the July 6, 2012, Florida Administrative Weekly. Petitioner sought a waiver or variance of subsection 61J1-8.003(1), F.A.C., to include his disciplinary violation be deemed as a minor violation, pursuant to the Final Order issued by the Florida Real Estate Appraisal Board on February 7,

2006. The Board considered the instant Petition at a duly-noticed public meeting held on August 14, 2012, in Orlando, Florida.

The Board's Order, filed on October 19, 2012, granted the petition finding that Petitioner established that the purpose of the statute would be met as required by Section 455.225(3), Florida Statutes, in that the Petitioner's violation did not demonstrate a serious inability to practice the profession, did not result in economic or physical harm to a person, and did not adversely affect the health, safety and welfare of the public. The Board further found that Petitioner established that the Board's full application of subsection 61J1-8.003(1), F.A.C., to his circumstances would violate principles of fairness and would impose a substantial hardship on him.

A copy of the Order or additional information may be obtained by contacting Juana Watkins, Division Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801.

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Florida Real Estate Appraisal Board

RULE NO.: RULE TITLE:

61J1-4.007: Renewal of Inactive Registrations, Licenses and Certifications

The Florida Real Estate Appraisal Board hereby gives notice of the issuance of an Order regarding the Petition for Variance, filed on June 26, 2012, by Elizabet Velez. The Notice of Petition for Waiver or Variance was published in Vol. 38, No. 30, of the July 17, 2012, Florida Administrative Weekly. Petitioner sought a waiver or variance of subsection 61J1-4.007(5), F.A.C., in regards to the hour requirements for continuing education.

The Board's Order, filed on October 19, 2012, granted the petition finding that Petitioner has established that the Board's full application of subsection 61J1-4.007(5), F.A.C., to her circumstances would violate principles of fairness and would impose a substantial hardship on him. Petitioner established that the purpose of the statute would be met as required by Section 455.225(3), Florida Statute, by coursework that Petitioner had taken.

A copy of the Order or additional information may be obtained by contacting Juana Watkins, Division Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801.

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Florida Real Estate Appraisal Board

RULE NO.: RULE TITLE:

61J1-8.003: Notice of Noncompliance

NOTICE IS HEREBY GIVEN that on September 26, 2012, the Florida Real Estate Appraisal Board, received a petition for waiver or variance, filed by Steven W. Johnson, Esq., on

behalf of William Terry Hanes. The Petitioner is seeking that his violations of Subsections 475.624(15) and 475.629, Florida Statutes, as committed by Petitioner, and Rule 61J1-7.001, Florida Administrative Code, be reclassified as minor violations, thereby allowing them to be reclassified as inactive pursuant to Section 455.2255, Florida Statutes.

Comments on this petition should be filed with the Florida Real Estate Appraisal Board, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting Juana Watkins, Director, Division of Real Estate, 400 West Robinson Street, Suite N801, Orlando, Florida 32801.

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NO.: RULE TITLE:

64E-15.010: Permits and Fees

NOTICE IS HEREBY GIVEN that on October 24, 2012, the Department of Health, received a petition for Variance from paragraph 64E-15.010(2)(f), Florida Administrative Code (F.A.C.), from P.E.C. Properties, LLC, Petitioner, on behalf of Triple Canopy Ranch. This rule requires plans for sewage collection and treatment systems to conform and be submitted in a manner prescribed by Chapter 64E-6 or 62-600, FAC. Petitioner is requesting the use of port-o-lets and portable showers. Triple Canopy Ranch, Inc. is located in Polk County. Comments on this petition should be filed with Althea Gaines, Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, BIN A02, Tallahassee, Florida 32399-1703, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: David B. Wolfe, Bureau of Community Environmental Health, 4052 Bald Cypress Way, BIN A08, Tallahassee, Florida 32399-1710, or by calling (850) 245-4277.

Section VI

Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

The Florida Department of State's Office of Cultural, Historical and Information Programs announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, November 14, 2012, 1:00 p.m.

PLACE: Webinar: Information to be posted on <http://fla500.com/calendar.php?lang=en>

GENERAL SUBJECT MATTER TO BE CONSIDERED: Update and general information on how the communities in the greater Tampa Bay region (including Pinellas, Hillsborough, Manatee, Polk and Pasco counties) can get involved in Viva Florida 500. Viva Florida 500 commemorates the 500 year anniversary in 2013 from the time Juan Ponce de León arrived on Florida's east coast and named this beautiful land La Florida.

A copy of the agenda may be obtained by contacting: rachel.porter@dos.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: rachel.porter@dos.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: rachel.porter@dos.myflorida.com.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

The Pesticide Registration Evaluation Committee announces a public meeting to which all persons are invited.

DATE AND TIME: December 6, 2012, 9:00 a.m.

PLACE: Florida Department of Agriculture and Consumer Services, Bureau of Pesticides Conference Room, 3125 Conner Boulevard, Building 6, Room 606, Tallahassee, Florida, 32399-1650; (850) 617-7940.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee discusses and makes recommendations on pesticide registration issues impacting human health and safety and the environment.

A copy of the agenda may be obtained by contacting: the Pesticide Registration Section, (850) 617-7940 or from the PREC Web Site at <http://www.flaes.org/pesticide/pesticideregistration.html>.

For more information, you may contact: Mr. Charlie L. Clark, Administrator, Pesticide Registration Section; 3125 Conner Boulevard, Building 6, Room 601, Tallahassee, Florida, 32399-1650; (850) 617-7940.

PUBLIC SERVICE COMMISSION

The Florida Public Service Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Prehearing- Tuesday, November 27, 2012, 1:30 p.m.

Hearing – Wednesday, December 12, 2012, 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Docket Number 120234-EI- Petition to determine need for Polk 2-5 combined cycle conversion, by Tampa Electric Company.

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.

GENERAL SUBJECT MATTER TO BE CONSIDERED AT THE HEARING: The purpose of this hearing is for the Commission to take final action to determine the need, pursuant to Section 403.519, Florida Statutes (F.S.) for proposed Polk 2-5 combined cycle conversion, by Tampa Electric Company and to consider any motions or other matters that may be pending at the time of the hearing. The Commission may rule on any such motions from the bench or may take the matters under advisement. This proceeding shall: (1) allow Tampa Electric Company to present evidence and testimony in support of their petition for a determination of need for the proposed Polk 2-5 combined cycle conversion; (2) permit any intervenors to present testimony and exhibits concerning this matter; (3) permit members of the public who are not parties to the need determination proceeding the opportunity to present testimony concerning this matter; and (4) allow for such other purposes as the Commission may deem appropriate.

PUBLIC TESTIMONY: Any member of the public who wishes to offer testimony should be present at the beginning of the hearing on December 12, 2012. By providing public testimony, a person does not become a party to the proceeding. To become an official party of record, you must file a Petition for Intervention at least five days before the final hearing, pursuant to the requirements contained in Rule 25-22.039, Florida Administrative Code (F.A.C.). All witnesses shall be subject to cross-examination at the conclusion of their testimony.

The hearing will be governed by the provisions of Chapter 120, F.S.; Section 403.519, F.S.; and Chapters 25-22 and 28-106, F.A.C. Only issues relating to the need for the proposed Polk 2-5 combined cycle conversion by Tampa Electric Company will be heard at the hearing. Separate public hearings may be held before the Division of Administrative Hearings to consider environmental and other impacts of the proposed Polk 2-5 combined cycle conversion, as required by the "Power Plant Siting Act," Sections 403.501 – 403.519, F.S.

EMERGENCY CANCELLATION of CUSTOMER MEETING: If a named storm or other disaster requires cancellation of the proceedings, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the meeting will also be provided on the Commission's website (<http://www.psc.state.fl.us/>) under the

Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850) 413-6199.

A copy of the agenda may be obtained by contacting: N/A

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

PUBLIC SERVICE COMMISSION

The Florida Public Service Commission will consider at its November 27, 2012, Commission Conference, Docket No. 120264-GU, Application of Florida City Gas for authority to issue debt security. The Company seeks PSC approval pursuant to Section 366.04, Florida Statutes, to finance its on-going cash requirements through its participation and borrowings from and investments in AGL Resources Inc.'s (AGLR) Utility Money Pool. In addition, the Company seeks approval to make short-term borrowings not to exceed \$800 million (aggregate for the Company's three utilities) annually from the Utility Money Pool according to limits that are consistent, given the seasonal nature of the Company's business and its anticipated cash demands, with the Company's capitalization. The Company's share of these borrowings will not exceed \$250 million.

DATE AND TIME: Tuesday, November 27, 2012. The Commission Conference begins at 9:30 a.m., although the time at which this item will be heard cannot be determined at this time.

PLACE: Commission Hearing Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida 32399-0850.

GENERAL SUBJECT MATTER TO BE CONSIDERED: 120264 – Notice of Securities Application

PURPOSE: To take final action in Docket No. 120264-GU.

In accordance with the American 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 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, via 1-800-955-8770 (Voice) or 1-800-955-8771 (TDD), Florida Relay Service. For more information, please contact Martha F. Barrera, Office of the General Counsel, (850) 413-6212.

A copy of the agenda may be obtained by contacting Martha F. Barrera, Office of the General Counsel, (850) 413-6212.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

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

DATE AND TIME: November 15, 2012, 9:00 a.m.

PLACE: (888) 670-3525, Code 8492079683#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Deputy Pilot Advancement Committee.

A copy of the agenda may be obtained by contacting: Board of Pilot Commissioners, 1940 N Monroe St, Tallahassee, FL 32399-0773.

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 BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission, "the Commission", Education Program Oversight Committee, announces a public meeting to which all persons are invited.

DATE AND TIME: November 19, 2012, 10:00 a.m. until completion.

PLACE: Meetings to be conducted using communications media technology: you must access webinar for video only and teleconference number for audio only.

WEBINAR access:

<https://suncom.webex.com/suncom/j.php?ED=163630822&UID=492507407&RT=MIMxMQ%3D%3D>

Meeting number: 640 414 741; meeting password: (this meeting does not require a password.)

TELECONFERENCE ACCESS: Call-in toll-free number: (888) 670-3525 (US); call-in number: (720) 389-1212 (US); attendee access code: 297 701 3986

Public point of access: 2555 Shumard Oak Boulevard, Room 250L, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discuss "accreditor" and "course" applications for recommendation to the Florida Building Commission, available funds for Florida Building Code and mitigation training and general subject matters.

A copy of the agenda may be obtained by contacting: Ms. Ila Jones, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation Affairs, 1940 North Monroe Street, Tallahassee, Florida 32399-0772, or call (850) 487-1824.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0772, (850) 487-1824 or Fax (850) 414-8436. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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, Division of Professions, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0772, (850) 487-1824 or Fax (850) 414-8436, Website: www.floridabuilding.org.

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: November 16, 2012, 10:00 a.m. until completion.

PLACE: Meeting to be conducted using communications technology, specifically Webinar and Teleconference: You must access the webinar for visual only and the teleconference for audio only.

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

1. Go to <https://suncom.webex.com/suncom/j.php?ED=164056592&UID=1287078297&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=164056592&UID=1287078297&ORT=MIMxMQ%3D%3D>

To join the teleconference only

Provide your phone number when you join the meeting to receive a call back. Alternatively, you can call:

Call-in toll-free number: (888) 670-3525 (US); call-in number: (720) 389-1212 (US); attendee access code: 297 701 3986

Public Point of Access: Department of Business and Professional Regulation, Sadowski Building, Room 250L, 2555 Shumard Oak Boulevard, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the issue of considering statutory change to the Commission's scope of authority for the Accessibility Code interpretation and other matters on behalf of the Commission.

A copy of the agenda may be obtained by contacting: Ms. Mary Kathryn Smith, Building Codes and Standards Office, Department of Business and Professional Regulation, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, or call (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 32399-2100, 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. Mary-Kathryn Smith Building Codes and Standards Office, Department of Business and Professional Regulation, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, or call (850) 487-1824 or visit the Commission Website at http://www.floridabuilding.org/fbc/meetings/1_meetings.htm

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission, "the Commission", Fire Technical Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: November 16, 2012, 2:00 p.m. until completion.

PLACE: Meeting to be conducted using communications technology, specifically Webinar and Teleconference: You must access the webinar for visual only and the teleconference for audio only.

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

1. Go to <https://suncom.webex.com/suncom/j.php?ED=164056772&UID=1287079347&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=164056772&UID=1287079347&ORT=MiMxMQ%3D%3D>

To join the teleconference only

Provide your phone number when you join the meeting to receive a call back. Alternatively, you can call: Call-in toll-free number: (888) 670-3525 (US); call-in number: (720) 389-1212 (US); attendee access code: 297 701 3986

Public Point of Access: Department of Business and Professional Regulation, Sadowski Building, Room 250L, 2555 Shumard Oak Boulevard, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review Section 553.885 F.S. for possible modification to allow the use of two hour separation or other approved method for over three stories mixed use parking garages as an alternative to requiring sprinklers and other matters on behalf of the Commission.

A copy of the agenda may be obtained by contacting: Mr. Ken Cureton, Building Codes and Standards Office, Department of Business and Professional Regulation, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, or call (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 32399-2100, 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: Mr. Ken Cureton, Building Codes and Standards Office, Department of Business and Professional Regulation, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100; call (850) 487-1824, or visit the Commission Website at http://www.floridabuilding.org/fbc/meetings/1_meetings.htm.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission, "the Commission", Structural Technical Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: November 27, 2012, 9:00 a.m. until completion.

PLACE: Meeting to be conducted using communications technology, specifically webinar and teleconference: You must access the webinar for visual only and the teleconference for audio only.

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

1. Go to <https://suncom.webex.com/suncom/j.php?ED=164056847&UID=1287079612&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=164056847&UID=1287079612&ORT=MIMxMQ%3D%3D>

To join the teleconference only

Provide your phone number when you join the meeting to receive a call back. Alternatively, you can call: Call-in toll-free number: (888) 670-3525 (US); call-in number: (720) 389-1212 (US); attendee access code: 297 701 3986

Public Point of Access: Department of Business and Professional Regulation, Sadowski Building, Room 250L, 2555 Shumard Oak Boulevard, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and consider requests for Declaratory Statements and make recommendations to the Commission and other matters on behalf of the Florida Building Commission.

A copy of the agenda may be obtained by contacting: Mr. Joe Bigelow, Building Codes and Standards Office, Department of Business and Professional Regulation, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100; or call (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 32399-2100, 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: Mr. Joe Bigelow, Building Codes and Standards Office, Department of Business and Professional Regulation, 2555 Shumard Oak Boulevard,

Tallahassee, Florida 32399-2100; call (850) 487-1824; or visit the Commission Website at http://www.floridabuilding.org/fbc/meetings/1_meetings.htm.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission, "the Commission", Product Approval Program Oversight Committee announces a public meeting to which all persons are invited.

DATE AND TIME: November 27, 2012, 2:00 p.m. until completion.

PLACE: Meeting to be conducted using communications technology, specifically webinar and teleconference: You must access the webinar for visual only and the teleconference for audio only.

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

1. Go to <https://suncom.webex.com/suncom/j.php?ED=164056897&UID=1287079802&RT=MIMxMQ%3D%3D>
2. If requested, enter your name and email address.
3. No password is required to enter the meeting
4. Click "Join".

5. You will get a screen with three steps, #3 is your Attendee ID, you will need it for logging on with your conference call (below)

Conference Call In Information (for audio portion of meeting)
Call-in toll-free number: (888) 670-3525 (US); attendee access code: 297 701 3986.

Public Point of Access: Department of Business and Professional Regulation, Sadowski Building, Room 250L, 2555 Shumard Oak Boulevard, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and consider a request for declaratory statement, a binding interpretation and other matters on behalf of the Commission.

A copy of the agenda may be obtained by contacting: Mr. Joe Bigelow, Building Codes and Standards Office, Department of Business and Professional Regulation, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, or call (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 32399-2100, 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: Mr. Joe Bigelow, Building Codes and Standards Office, Department of Business and Professional Regulation, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, or call (850) 487-1824 or visit the Commission website at http://www.floridabuilding.org/fbc/meetings/1_meetings.htm.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Drugs, Devices and Cosmetics

The Drug Wholesale Distributor Advisory Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: December 6, 2012, 9:30 a.m.

PLACE: Conference Call Number (888)808-6959; Conference Code 6623823948

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business

A copy of the agenda may be obtained by contacting: The Division of Drugs, Devices and Cosmetics, 1940 N. Monroe Street, Suite 26A, Tallahassee, FL 32399-1047; http://www.myfloridalicense.com/dbpr/ddc/council_meeting.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 10 days before the workshop/meeting by contacting: Division of Drugs, Devices and Cosmetics at (850) 717-1800. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800) 955-8771 (TDD) or (800) 955-8770 (Voice).

For more information, you may contact: Division of Drugs, Devices and Cosmetics, 1940 N. Monroe Street, Suite 26A, Tallahassee, FL 32399-1047; or (850) 717-1800.

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

The Board of Clinical Laboratory Personnel announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, December 7, 2012, 9:00 a.m.

PLACE: Florida Hotel and Conference Center, 1500 sand Lake Road, Orlando, Florida 32809; (407) 956-4286.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Sherra W Causey, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257 or by accessing the board's web site at: www.doh.state.fl.us/mqa/clinlab/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.

DEPARTMENT OF HEALTH

Board of Hearing Aid Specialists

The Board of Hearing Aid Specialists announces a public meeting to which all persons are invited.

DATE AND TIME: CANCELLATION of Board Meeting on December 7, 2012, 9:00 a.m.

PLACE: Marriott Ft. Lauderdale North, 6650 N. Andrews Avenue, Ft. Lauderdale, FL 33309; (954) 334-9278

GENERAL SUBJECT MATTER TO BE CONSIDERED: The above meeting has been CANCELLED.

A copy of the agenda may be obtained by contacting: Not Available. For questions, please contact the Board office at (850)245-4474.

DEPARTMENT OF HEALTH

Board of Nursing

The Board of Nursing and Council on Certified Nursing Assistants announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday – Friday, December 5-7, 2012

PLACE: Hyatt Regency-Sarasota, 1000 Boulevard of the Arts, Sarasota, FL 34236; (941) 953-1234

GENERAL SUBJECT MATTER TO BE CONSIDERED: Wednesday, 8:30 a.m. CNA Council meets to discuss general business; 2:00 p.m. Credentials Committee; 2:00 p.m. Education Committee.

Thursday, 8:30 a.m. CNA discipline; 1:00 p.m. RN, LPN, ARNP discipline and general business.

Friday, 8:30 a.m. General business.

To view the public agenda materials visit: <http://www.doh.state.fl.us/mqa/nursing/nur-meeting.html>

A copy of the agenda may be obtained by contacting: Joe Baker, Jr., Florida Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3252.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: the Board, (850) 245-4125. If you are hearing or

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

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

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC

The FWCJUA Executive Compensation Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: December 4, 2012, 2:00 p.m. (Eastern Time)

PLACE: To participate in the teleconference meeting, please contact Kathy Coyne at (941) 378-7408.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics shall include approval of minutes; and Executive compensation plan matters.

A copy of the agenda may be obtained by contacting: Kathy Coyne at 941-378-7408, or from the FWCJUA's website, www.fwcjua.com.

ATKINS – BARTOW

The Department of Transportation, District One and Florida's Turnpike Enterprise announce public hearings to which all persons are invited. Specific notice is provided to the Polk Transportation Planning Organization, Lee County, Sarasota/Manatee, Charlotte County-Punta Gorda and Collier Metropolitan Planning Organizations, Central Florida Metropolitan Planning Organization Alliance, West Central Florida Metropolitan Planning Organizations Chairs Coordinating Committee, Tampa Bay Area Regional Transportation Authority and the county commissions of Charlotte, Collier, DeSoto, Glades, Hardee, Hendry, Highlands, Lee, Manatee, Okeechobee, Polk and Sarasota Counties.

DATE AND TIME: Monday, December 3, 2012, 2:00 p.m. or soon thereafter

PLACE: Charlotte County-Punta Gorda Metropolitan Planning Organization meeting, Charlotte County Administration Center, 18500 Murdock Circle, Port Charlotte, FL

DATE AND TIME: Wednesday, December 12, 2012, 9:30 a.m. or soon thereafter

PLACE: Central Florida Regional Planning Council meeting, Bartow Public Library, 2150 S. Broadway Avenue, Bartow, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The public hearings are held to present the District One Tentative Five Year Work Program for fiscal years beginning July 1, 2013, through June 30, 2018. The hearings will consist of presentations on the tentative work program by the department followed by a public testimony period. The public hearings are conducted pursuant to Section 339.135(4)(d), Florida Statutes, as amended. At each hearing, the public is invited to review the tentative work program. Department staff will be available for information discussion and assistance. A court reporter will be available to accept public comments, if desired, for entry into the public record. Written comments from all interested parties will be accepted by the department at the public hearings or if received by December 31, 2012. Comments should be mailed to Billy L. Hattaway, P.E., District Secretary, Florida Department of Transportation, Post Office Box 1249, Bartow, Florida 33831.

The public hearings are developed in compliance with Title VI of the Civil Rights Act of 1964 and related statutes. Public participation is solicited without regard to race, color, religion, sex, age, national origin, disability or family status. Persons who require special accommodations under the Americans with Disabilities Act or persons who require translation services (free of charge) should contact Cindy Clemmons, Public Information Director, Florida Department of Transportation, Bartow District Office at (863) 519-2362 or Debbie Tower, Public Information Director, Florida Department of Transportation, Southwest Area Office for District One at (239) 461-4300 at least seven days prior to the hearings.

Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that the Construction Industry Licensing Board has declined to rule on the petition for declaratory statement filed by Edward Jarriel, Jr. on September 10, 2012. The following is a summary of the agency's declination of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 38, No. 39, of the September 28, 2012, Florida Administrative Register. The Board considered the Petition at a duly-noticed public meeting held on October 12, 2012. The Petitioner was requesting an interpretation of Section 489.105(3)(n), Florida Statutes, and whether the installation of Back Flow prevention devices on the consumer side of a main water distribution system for a single family dwelling is permitted under the license of an underground utility contractor. The Board's Order, filed on November 2, 2012, denies issuance of a Declaratory Statement. Petitioner did not demonstrate he is substantially affected, as required by Section 120.565, Florida Statutes. The Petitioner is a consumer inquiring about previous activity.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Drew Winters, Executive Director, Construction Industry Licensing Board, P.O. Box 5257, Tallahassee, Florida 32314-5257.

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that the Construction Industry Licensing Board has declined to rule on the petition for declaratory statement filed by Robert Eddy on August 24, 2012. The following is a summary of the agency's declination of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 38, No. 38, of the September 21, 2012, Florida Administrative Register. The Board considered the Petition at a duly-noticed public meeting held on October 12, 2012. The Petitioner was requesting an interpretation of Section 489.105(3)(n), Florida Statutes, and whether proposed activity related to water, sewer, and storm water collection services as set forth in the attached bid contracts requires an underground utility and excavation license. The Board's Order, filed on November 2, 2012, denies issuance of a Declaratory Statement. Petitioner did not demonstrate he is substantially affected, as required by Section 120.565, Florida Statutes. Further the matter appears to involve pending litigation and refers to past activity rather than prospective conduct.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Drew Winters, Executive Director, Construction Industry Licensing Board, P.O. Box 5257, Tallahassee, Florida 32314-5257.

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that the Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by Artesian Pools on September 19, 2012. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 38, No. 41, of the October 2, 2012, Florida Administrative Register. The Board considered the Petition at a duly-noticed public meeting held on October 12, 2012. Petitioner requested the Board to interpret Subsection 489.113(9)(b)2., Florida Statutes, and whether a contractor may submit his or her own site specific drawings, specifications, and plans for permitting residential swimming pools, spas, or screened enclosures not exceeding 1,200 square feet or one story in height without a licensed engineer or architect signing and sealing the drawing; and whether building officials can reject such drawing, specifications, or plans when submitted by a properly licensed contractor via a permit application for work that falls within the scope of the contractor's license. The Board's Order, filed on November 2, 2012, issues a declaratory statement that a contractor may submit his or her own site specific drawings, specifications, and plans for permitting residential swimming pools spas, or screened enclosures not exceeding 1,200 square feet or one story in height without a licensed engineer or architect signing and sealing the drawing; and building officials cannot reject, other than for good cause, such drawing, specifications, or plans when submitted by a properly licensed contractor via a permit application for work that falls within the scope of the contractor's license.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Drew Winters, Executive Director, Construction Industry Licensing Board, P.O. Box 5257, Tallahassee, Florida 32314-5257.

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

EXECUTIVE OFFICE OF THE GOVERNOR

Governor's Commission on Community Service (Volunteer Florida)

The Governor's Commission on Community Service (Volunteer Florida) is pleased to announce the availability of 2013-2014 grant funding for AmeriCorps Competitive State programs.

AmeriCorps State programs engage AmeriCorps members in direct service and capacity-building activities to address unmet community needs. Local programs design service activities for a team of members who have each committed to one year of service. AmeriCorps programs support local community efforts by addressing education, environmental, homeland security, public safety or other human needs. Sample activities include tutoring and mentoring youth, assisting crime victims, building homes, and restoring parks. AmeriCorps members also mobilize community volunteers and strengthen the capacity of the organizations where they serve.

If you have any questions regarding AmeriCorps Programs or the funding process, please contact americorpsrfp@volunteerflorida.org.

A full grant application is available after November 2, 2012 on the Volunteer Florida website www.volunteerflorida.org. Proposals are due in the federal eGrants system by December 3, 2012, 5:00 p.m. eastern standard time.

Volunteer Florida, The Governor's Commission on Community Service was established in 1994 by the Florida Legislature to administer grants under the National and Community Service Trust Act of 1993. The Commission administers the state's AmeriCorps programs; promotes volunteerism in emergency management and preparedness; and helps to strengthen and expand Volunteer Centers in Florida.

AmeriCorps is a program funded by the U.S. Congress under the Catalog of Federal Domestic Assistance number 94.006. The national public/private partnership supporting AmeriCorps is the Corporation for National and Community Service (CNCS). For more information about the CNCS and national AmeriCorps programs, visit www.americorps.org.

Section XII
Miscellaneous

NONE

Section XIII
Index to Rules Filed During Preceding Week

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