

Section I Notice of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:
33-603.411 Warrants for Retaking Offenders
PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to delete subsection (2) through (4) of the rule which are unnecessary.
SUBJECT AREA TO BE ADDRESSED: Warrants for Retaking Offenders.
RULEMAKING AUTHORITY: 944.405 FS.
LAW IMPLEMENTED: 944.405 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 IS: LaDawna Fleckenstein, 501 South Calhoun Street, Tallahassee, Florida 32399

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-603.411 Warrants for Retaking Offenders.

(1) No change.

~~(2) An offender who is arrested as provided in subsection (1) above is ineligible for bond, bail, or release on his own recognizance.~~

~~(3) The issuance of a warrant pursuant to this rule does not negate or interfere with the right to issuance of a warrant under any other provision of law, nor will it interfere with any charges or court proceeding pending against the individual in any other jurisdiction.~~

~~(4) A warrant issued by the department shall be in effect until the inmate has been returned to the custody of the department, or until the sentence being served by the inmate is deemed satisfied, whichever occurs first.~~

~~(2)(5) The following procedures shall be followed in cases of offenders who were released in error or were subsequently determined to be statutorily ineligible for release:~~

~~(a) No change.~~

~~(b) An offender who wishes to challenge his or her return to Department of Corrections custody shall file an emergency grievance directly with the Office of the Secretary using the Request for Administrative Remedy or Appeal, Form DC1-~~

303, in accordance with subsection 33-107.007(6) ~~33-103.007(5)~~, F.A.C.

(c) through (d) No change.

Rulemaking Specific Authority 944.405 FS. Law Implemented 944.405 FS. History—New 2-29-88, Amended 1-6-94, Formerly 33-3.0105, Amended.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.: RULE TITLES:
62-550.310 Primary Drinking Water Standards:
Maximum Contaminant Levels and
Maximum Residual Disinfectant Levels
62-550.519 Radionuclides Monitoring Requirements
PURPOSE AND EFFECT: The purpose is to ensure that customers served by non-transient non-community (NTNC) water systems, such as institutions, schools, daycares, and labor camps, are protected against exposure to Radionuclide contaminants such as Radium and Uranium. It is expected that over 2,500 Florida customers served by these school, daycare, institution and labor camp water systems will have reduced exposure Radionuclides contamination.

SUBJECT AREA TO BE ADDRESSED: The revisions will require NTNC water systems to monitor periodically and meet drinking water standards for the Radiological series of contaminants similar to what the community systems are required to do at present.

RULEMAKING AUTHORITY: 403.8055, 403.853 (3), 403.861 (9) FS.

LAW IMPLEMENTED: 403.852(12), 403.853 (1), (3), (7), 403.861 (16), (17) FS.

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

DATE AND TIME: September 3, 2013, 9:00 a.m. EDT

PLACE: Department of Environmental Protection, Bob Martinez Bldg., Room 609, 2600 Blair Stone Rd., Tallahassee, FL 32399

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: Van Hoofnagle, 2600 Blair Stone Road, MS3520, Tallahassee, FL 32399-2400; van.hoofnagle@dep.state.fl.us; (850)245-8631. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Van Hoofnagle, 2600 Blair Stone Road, MS3520, Tallahassee, FL 32399-2400; van.hoofnagle@dep.state.fl.us; (850)245-8631

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 FINANCIAL SERVICES

Division of Worker's Compensation

RULE NO.: 69L-7.602
RULE TITLE: Florida Workers' Compensation Medical Services Billing, Filing and Reporting Rule

PURPOSE AND EFFECT: The proposed rule amendment reduces regulatory burdens placed on insurers under existing provisions of the rule. In the case of medical bills for pharmaceuticals or pharmaceutical services provided by a pharmacy or pharmacist under Chapter 465, F.S., the insurer, service company/TPA or any entity acting on behalf of the insurer, would be relieved of the obligation of issuing an Explanation of Bill Review ("EOBR") to that pharmacy or pharmacist if there is a preexisting contract between the two that governs and specifies the amount of reimbursement due on the medical bill.

SUMMARY: The rule is amended to provide that insurers, or other entities acting on behalf of an insurer, are not required to issue an Explanation of Bill Review to pharmacists for pharmaceutical services in cases where a preexisting contract between the parties specifies the terms of reimbursement for the services provided.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has 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 agency has determined that the proposed amendments to the rule chapter are not expected to require legislative ratification based on the information expressly relied upon and described herein: 1) no requirement for a SERC was triggered under subsection 120.54(1) and paragraph 120.54(3)(b), F.S.; and 2) there are no adverse

impacts or regulatory costs associated with the proposed rules that will exceed any of the criteria established in paragraph 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 440.13(4), 440.15(3)(b), (d), 440.185(5), 440.525(2), 440.591, 440.593(5) FS.

LAW IMPLEMENTED: 440.09, 440.13(2)(a), (3), (4), (6), (11), (12), (14), (16), 440.15(3)(b), (d), 440.185(5), (9), 440.525(2), 440.593 FS.

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

DATE AND TIME: Thursday, September 12, 2013, 10:00 a.m.

PLACE: Room 102, Hartman Building, 2012 Capital Circle Southeast, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Eric Lloyd, (850)413-1689 or Eric.Lloyd@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Eric Lloyd, Program Administrator, Office of Medical Services, Division of Workers' Compensation, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-4232, (850)413-1689 or Eric.Lloyd@myfloridacfo.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69L-7.602 Florida Workers' Compensation Medical Services Billing, Filing and Reporting Rule.

(1) through (4) No change.

(5) Insurer Responsibilities.

(a) through (p) No change.

(q) An insurer, service company/TPA or any entity acting on behalf of the insurer to pay, adjust, disallow or deny a filed bill shall submit to the health care provider an Explanation of Bill Review detailing the adjudication of the submitted bill by line item, utilizing only the EOBR codes and code descriptors

per line item, as set forth in paragraph (o) of this section, and shall include the insurer name, Division issued insurer number and corresponding insurer mailing address. However, an insurer may choose to append an internal reason code to the EOBR it submits to the health care provider, when utilizing an EOBR code set forth in paragraph (o) that includes a code descriptor requiring the insurer to provide additional specification. An insurer, service company/TPA or any entity acting on behalf of the insurer shall notify the health care provider of notice of payment or notice of adjustment, disallowance or denial only through an EOBR. An EOBR shall specifically state that the EOBR constitutes notice of disallowance or adjustment of payment within the meaning of Section 440.13(7), F.S. An EOBR shall specifically identify the name and mailing address of the entity the carrier designates to receive service on behalf of the “carrier and all affected parties” for the purpose of receiving the petitioner’s service of a copy of a petition for reimbursement dispute resolution by certified mail, pursuant to Section 440.13(7)(a), F.S. The requirements of this paragraph do not apply to adjudication of a bill for pharmaceutical services provided by a pharmacist or pharmacy licensed under Chapter 465, F.S., and billed on a Form DFS-F5-DWC-10 or its electronic equivalent, where, prior to the services being rendered, a binding contract exists between the insurer, service company/TPA or any entity acting on behalf of the insurer, and the pharmacist or pharmacy or its representative that governs and specifies the amount to be paid by or on behalf of the insurer for the services.

(r) through (v) No change.

(6) No change.

Rulemaking Authority 440.13(4), 440.15(3)(b), (d), (f), 440.185(5), 440.20(6)(b), 440.525(2), 440.591, 440.593(5) FS. Law Implemented 440.09, 440.13(2)(a), (3), (4), (6), (11), (12), (14), (16), 440.15(3)(b), (d), (f), (5), 440.185(5), (9), 440.20(6), 440.525(2), 440.593 FS. History—New 1-23-95, Formerly 38F-7.602, 4L-7.602, Amended 7-4-04, 10-20-05, 6-25-06, 3-8-07, 1-12-10, 10-23-12,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Eric Lloyd, Program Administrator, Office of Medical Services, Division of Workers’ Compensation, Department of Financial Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jeff Atwater, Chief of Financial Officer, Department of Financial Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 1, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 22, 2013

DEPARTMENT OF FINANCIAL SERVICES

Division of Worker's Compensation

RULE NOS.:	RULE TITLES:
69L-29.001	Definitions
69L-29.002	Eligibility Requirements for Certification
69L-29.003	Certification Time Frames
69L-29.005	Revocation of Certification Status
69L-29.008	Verification of Certification Status
69L-29.010	Certified Provider Responsibilities

PURPOSE AND EFFECT: Chapter 440, F.S., as amended by Chapter 2013-141, Laws of Florida, eliminates the requirement that workers’ compensation health care providers be certified by the Department of Financial Services. Rule Chapter 69L-29, F.A.C., focuses exclusively on the process by which health care providers become certified to provide medical services to injured employees under Chapter 440, F.S. With the elimination of the certification requirement for health care providers under Florida’s workers’ compensation system, Rule Chapter 69L-29, F.A.C., is made obsolete and is repealed.

SUMMARY: The 2013 Legislature amended Chapter 440, F.S., to eliminate the certification requirement for health care providers under Florida’s workers’ compensation system. Rule Chapter 69L-29, F.A.C., focuses exclusively on the certification process for workers’ compensation health care providers. Chapter 2013-141, Laws of Florida, repealed the health care provider certification requirement, making Rule Chapter 69L-29, F.A.C., unnecessary and requiring its repeal.

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 Agency has performed a review of the statutory requirements and has determined that the repeal of Rule Chapter 69L-29, F.A.C., will have no adverse impact or regulatory costs which exceed any of the criteria established in paragraph 120.541(2)(a), Florida Statutes.

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

RULEMAKING AUTHORITY: 440.13(3)(a), 440.591 FS.
 LAW IMPLEMENTED: 440.13(3), (13) FS.
 IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):
 DATE AND TIME: Thursday, September 12, 2013, 11:30 a.m.
 PLACE: Room 102, Hartman Building, 2012 Capital Circle Southeast, Tallahassee, Florida
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Eric Lloyd @ (850)413-1689 or Eric.Lloyd@MyFloridaCFO.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Eric Lloyd, Program Administrator, Office of Medical Services, Division of Workers' Compensation, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-4228, (850)413-1689 or Eric.Lloyd@MyFloridaCFO.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69L-29.001 Definitions.

Rulemaking Authority 440.13(3)(a), 440.591 FS. Law Implemented 440.13(3), (13) FS. History—New 3-14-95, Formerly 38F-53.001, 59A-29.001, Amended 2-6-13, Repealed.

69L-29.002 Eligibility Requirements for Certification.

Rulemaking Authority 440.13(3)(a), 440.591 FS. Law Implemented 440.13(3), (13) FS. History—New 3-14-95, Formerly 38F-53.002, 59A-29.002, Amended 2-6-13, Repealed.

69L-29.003 Certification Time Frames.

Rulemaking Authority 440.13(3)(a), 440.591 FS. Law Implemented 440.13(3), (13) FS. History—New 3-14-95, Formerly 38F-53.002, 59A-29.003, Amended 2-6-13, Repealed.

69L-29.005 Revocation of Certification Status.

Rulemaking Authority 440.13(3)(a), 440.591 FS. Law Implemented 440.13(3), (13) FS. History—New 3-14-95, Formerly 38F-53.005, 59A-29.005, Amended 2-6-13, Repealed.

69L-29.008 Verification of Certification Status.

Rulemaking Authority 440.13(3)(a), 440.591 FS. Law Implemented 440.13(3), (13) F.S. History—New 3-14-95, Formerly 38F-53.008, 59A-29.008, Amended 2-6-13, Repealed.

69L-29.010 Certified Provider Responsibilities.

Rulemaking Authority 440.13(3)(a), 440.591 FS. Law Implemented 440.13(3), (13) FS. History—New 3-14-95, Formerly 38F-53.010, 59A-29.010, Amended 2-6-13, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Eric Lloyd, Pram Administrator, Office of Medical Services, Division of Workers' Compensation, Department of Financial Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jeff Atwater, Chief Financial Officer, Department of Financial Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 5, 2013

DEPARTMENT OF FINANCIAL SERVICES

Securities

RULE NO.: 69W-200.001
 RULE TITLE: Definitions

PURPOSE AND EFFECT: The proposed rule amendment updates a definition to reflect statutory changes in the requirements of certain branch offices conducting securities transactions to notice file with the Office of Financial Regulation rather than apply for registration, as a result of Ch. 2013-202, Laws of Florida. The proposed amendment replaces a reference in subparagraph (9)(a)9. from "registered" to "notice-filed."

SUMMARY: The proposed rule amendment updates a definition to reflect statutory changes in the requirements of certain branch offices conducting securities transactions to notice file with the Office of Financial Regulation rather than apply for registration, as a result of Ch. 2013-202, Laws of Florida. The proposed amendment replaces a reference in subparagraph (9)(a)9. from "registered" to "notice-filed."

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) No requirement for a SERC was triggered under Section 120.541(1); and 2) The amendments will not exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 517.03(1) FS.

LAW IMPLEMENTED: 517.07, 517.12, 517.021, 517.061, 517.051, 517.081, 517.161 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: John Kim, (850)410-9781, john.kim@flofr.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69W-200.001 Definitions.

As used in the Rules and Regulations of the Financial Services Commission and Office of Financial Regulation, pursuant to Chapter 517, F.S., unless the context otherwise specifically requires:

(1) through (8) No change.

(9)(a) Except as otherwise provided in this subsection, the term “Branch Office” shall mean any location in this state of a dealer or investment adviser at which one or more associated persons regularly conduct the business of rendering investment advice or effecting any transactions in, or inducing or attempting to induce the purchase or sale of, any security or any location that is held out as such. Pursuant to Section 517.021(4), F.S., the Financial Services Commission may adopt exceptions to this definition. The following locations shall not be deemed branch offices for purposes of Section 517.12(5), F.S., and are considered exceptions to the definition of a branch office under Section 517.021(4), F.S.:

1. through 8. No change.

9. Any location of an investment adviser that is notice-filed ~~registered~~ as a branch office of a dealer, provided the dealer and investment adviser use the same CRD number.

(b) through (34) No change.

Rulemaking Authority 517.03(1) FS. Law Implemented 517.07, 517.12, 517.021, 517.061, 517.051, 517.081, 517.161 FS. History—New 12-5-79, Amended 9-20-82, Formerly 3E-200.01, Amended 12-8-87, 10-14-90, 7-31-91, 6-16-92, 1-10-93, 5-5-94, 10-20-97, 8-9-98, 8-19-99, 10-30-03, Formerly 3E-200.001, Amended 5-15-07, 9-30-10,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Alisa Goldberg, Bureau Chief of Registrations, Division of Securities

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 6, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 16, 2013

DEPARTMENT OF FINANCIAL SERVICES

Securities

RULE NO.: RULE TITLE:

69W-301.002 Processing of Applications

PURPOSE AND EFFECT: The proposed rule amendment updates procedures in the processing of applications to reflect statutory changes as a result of Chapters 2013-201 and 2013-202, Laws of Florida. The proposed amendment: 1) strikes a fingerprint card form that is no longer required as a result of fingerprint processing changes in Ch. 2013-201, Laws of Florida, 2) updates procedures for certain branch offices conducting securities transactions to reflect that such offices shall notice file rather than register with the Office of Financial Regulation, as set forth in Ch. 2013-202, Laws of Florida, 3) adopts and incorporates by reference an updated Form ADV-W (11/2010); 4) updates the title of the rule to add "and Notice-Filing", and 5) updates abbreviations and acronyms and other minor formatting changes in the rule for consistency with other rules.

SUMMARY: The proposed rule amendment updates procedures in the processing of applications to reflect statutory changes as a result of Chapters 2013-201 and 2013-202, Laws of Florida. The proposed amendment: 1) strikes a fingerprint card form that is no longer required as a result of fingerprint processing changes in Ch. 2013-201, Laws of Florida, 2) updates procedures for certain branch offices conducting securities transactions to reflect that such offices shall notice file rather than register with the Office of Financial Regulation, as set forth in Ch. 2013-202, Laws of Florida, 3) adopts and incorporates by reference an updated Form ADV-W (11/2010); 4) updates the title of the rule to add "and Notice-Filing", and 5) updates abbreviations and acronyms and other minor formatting changes in the rule for consistency with other rules.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

herein: 1) No requirement for a SERC was triggered under Section 120.541(1); and 2) The amendments will not exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 517.03(1), 517.12, 517.1201, 517.1202, 517.081(2), 517.082(4) FS.

LAW IMPLEMENTED: 120.60(1), 517.051, 517.075, 517.081, 517.082, 517.12, 517.1202, 517.161(5) 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: John Kim, (850)410-9781, john.kim@flofr.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69W-301.002 Processing of Applications and Notice-Filings.

(1) Forms. Application forms for all license actions covered by these rules may be obtained from the Office of Financial Regulation (Office) at no cost. All applications must be in the format required by the Office of ~~Financial Regulation~~. Requests for forms should be sent directly to: The Office of Financial Regulation, Division of Securities, 200 East Gaines Street, Tallahassee, Florida 32399-0375.

(2) Electronic Filing of Application and Fee. Applications in the format required by the Office of ~~Financial Regulation~~, accompanied by the prescribed fee for the requested license action, shall be filed electronically with the Office of ~~Financial Regulation~~. Forms and fees deemed received are subject to the Office's Request for Additional Information requirements found in subsection 69W-301.002(3), F.A.C. Application forms and fees shall be filed as follows:

(a) All dealers who are members of the Financial Industry Regulatory Authority (formerly known as the National Association of Securities Dealers) (FINRA) shall file such items through the Central Registration Depository of FINRA (CRD) of the ~~FINRA~~ in accordance with the provisions of Rules 69W-600.001 and 69W-600.0091, F.A.C., as prescribed therein.

(b) All Federal Covered Advisers shall file such items through the Investment Adviser Registration Depository of FINRA (IARD) of the ~~FINRA~~ in accordance with the provisions of Section 517.1201, F.S., and Rule 69W-600.0092, F.A.C.

(c) Investment advisers shall file the required forms and fees with the IARD Investment Adviser Registration Depository (IARD) in accordance with the provisions of Rules 69W-600.001 and 69W-600.0093, F.A.C.

(d) Issuer/dealers shall file the required forms and fees electronically on the Office's website at www.flofr.com through the Regulatory Enforcement and Licensing (REAL) System of the ~~OFR~~ and shall be deemed received on the date the Office issues a confirmation of submission and payment to the applicant via the Office's website. A confirmation of submission is issued by the Office upon successful filing of an application and payment of all fees. ~~The Such~~ filings shall be made in accordance with Rules 69W-400.002, 69W-600.001 and 69W-600.004, F.A.C.

(e) Dealers that are not members of FINRA shall file the required forms and fees electronically on the Office's website at www.flofr.com through the REAL Regulatory Enforcement and Licensing (REAL) System of the ~~OFR~~ and shall be deemed received on the date the Office issues a confirmation of submission and payment to the applicant via the Office's website. A confirmation of submission is issued by the Office upon successful filing of an application and payment of all fees. ~~The Such~~ filings shall be made in accordance with Rule 69W-600.001, F.A.C.

(f) Canadian dealers shall file the required forms and fees electronically on the Office's website at www.flofr.com through the REAL Regulatory Enforcement and Licensing (REAL) System of the ~~OFR~~ and shall be deemed received on the date the Office issues a confirmation of submission and payment to the notice-filer applicant via the Office's website. A confirmation of submission is issued by the Office upon successful filing of the required form an application and payment of all fees. ~~The Such~~ filings shall be made in accordance with Rule 69W-600.0015, F.A.C.

(g) All dealers who are members of FINRA the Financial Industry Regulatory Authority (FINRA) shall file the required form and fee requests for branch office notification registration through the CRD Central Registration Depository (CRD) of the ~~FINRA~~ in accordance with the provisions of Rules 69W-600.004 and 69W-600.0091, F.A.C.

(h) Investment Advisers shall file the required form and fee requests for branch office notification registration through the CRD Central Registration Depository (CRD) of the ~~FINRA~~ in accordance with the provisions of Rules 69W-600.004 and 69W-600.0093, F.A.C.

(i) Issuer/dealers shall file the required form and fee requests for branch office notification registration on the Office's website at www.flofr.com through the REAL Regulatory Enforcement and Licensing (REAL) System of the ~~OFR~~ and shall be deemed received on the date the Office issues a confirmation of submission and payment to the

~~notice-filer applicant~~ via the Office's website. A confirmation of submission is issued by the Office upon successful filing of ~~the required form an application~~ and payment of all fees. ~~The Such~~ filings shall be made in accordance with Rule 69W-600.004, F.A.C.

(j) Dealers that are not members of FINRA shall file ~~the required form and fee requests~~ for branch office ~~notification registration~~ electronically on the Office's website at www.flofr.com through the ~~REAL Regulatory Enforcement and Licensing (REAL) System of the OFR~~ and shall be deemed received on the date the Office issues a confirmation of submission and payment to the ~~notice-filer applicant~~ via the Office's website. A confirmation of submission is issued by the Office upon successful filing of ~~the required form an application~~ and payment of all fees. ~~The Such~~ filings shall be made in accordance with Rule 69W-600.004, F.A.C.

(k) All dealers who are members of ~~FINRA the Financial Industry Regulatory Authority (FINRA)~~ shall file ~~the required form and fee requests~~ for associated person registration through the ~~CRD Central Registration Depository (CRD) of the FINRA~~ in accordance with the provisions of Rules 69W-600.002 and 69W-600.0091, F.A.C.

(l) Federal covered advisers shall file ~~the required form and fee requests~~ for associated person registration through the ~~CRD Central Registration Depository (CRD) of the FINRA~~ in accordance with the provisions of Rules 69W-600.002 and 69W-600.0092, F.A.C.

(m) Investment advisers shall file ~~the required form and fee requests~~ for associated person registration through the ~~CRD Central Registration Depository (CRD) of the FINRA~~ in accordance with the provisions of Rules 69W-600.002 and 69W-600.0093, F.A.C.

(n) Issuer/dealers shall file ~~the required form and fee requests~~ for associated person registration on the Office's website at www.flofr.com through the ~~REAL Regulatory Enforcement and Licensing (REAL) System of the OFR~~ and shall be deemed received on the date the Office issues a confirmation of submission and payment to the applicant via the Office's website. A confirmation of submission is issued by the Office upon successful filing of an application and payment of all fees. ~~The Such~~ filings shall be made in accordance with Rules 69W-600.002 and 69W-600.004, F.A.C.

(o) Dealers that are not members of FINRA shall file ~~the required form and fee requests~~ for associated person registration electronically on the Office's website at www.flofr.com through the ~~REAL Regulatory Enforcement~~

~~and Licensing (REAL) System of the OFR~~ and shall be deemed received on the date the Office issues a confirmation of submission and payment to the applicant via the Office's website. A confirmation of submission is issued by the Office upon successful filing of an application and payment of all fees. ~~The Such~~ filings shall be made in accordance with Rule 69W-600.002, F.A.C.

(p) An applicant for registration of securities pursuant to Section 517.081, F.S., shall file ~~the required forms and fee~~ electronically on the Office's website at www.flofr.com through the ~~REAL Regulatory Enforcement and Licensing (REAL) System of the OFR~~ and shall be deemed received on the date the Office issues a confirmation of submission and payment to the applicant via the Office's website. A confirmation of submission is issued by the Office upon successful filing of an application and payment of all fees. ~~The Such~~ filings shall be made in accordance with Rule ~~Chapter~~ 69W-700, F.A.C.

(q) An applicant for notification registration pursuant to Section 517.082, F.S., shall file ~~the required forms and fee~~ electronically on the Office's website at www.flofr.com through the ~~REAL Regulatory Enforcement and Licensing (REAL) System of the OFR~~ and shall be deemed received on the date the Office issues a confirmation of submission and payment to the applicant via the Office's website. A confirmation of submission is issued by the Office upon successful filing of an application and payment of all fees. ~~The Such~~ filings shall be made in accordance with Rule ~~Chapter~~ 69W-800, F.A.C.

(3) Request for Additional Information. All information the applicant desires to present in order to support the application should be submitted with the original filing. The required exhibits in the application forms are not intended to limit the applicant's presentation of any of the requirements, but merely represent the minimum information to be filed. Additional information shall be submitted within sixty (60) days after a request has been made by the Office of ~~Financial Regulation~~. Any such request for additional information will be made by the Office of ~~Financial Regulation~~ within thirty (30) days after receipt of the application and the full amount of the prescribed fee for the registration sought. Failure to respond to such request within sixty (60) days after the date of the request may be construed by the Office of ~~Financial Regulation~~ as grounds for denial of an application in accordance with the provisions of Section 120.60(1), F.S.

(4) No change.

(5) Amendment of Application. An applicant may amend the application as to those factors generally within the control or selection of the applicant once, as a matter of course, at any time within thirty (30) days from its receipt for filing. Otherwise, the application may be amended only with prior permission from the Office of Financial Regulation. Requests to make changes which are material to the application or to the Office's of Financial Regulation's evaluation of the application filed at any time after the application has been received may be deemed by the Office of Financial Regulation to be grounds for denial, and a new application, accompanied by the appropriate filing fee, may be required.

(6) No change.

(7)(a) The forms referred to in this section below are incorporated by reference and readopted by this rule for the purposes of ~~Rules~~ ~~Rule Chapters~~ 69W-100 through 69W-900, F.A.C.:

1. through 9. No change.

10. Form ADV-W, Notice of Withdrawal from Registration as Investment Adviser (11/2010, effective _____) (~~3/2008~~), ~~effective 11-22-10~~;

11. No change.

12. Form BR, Uniform Branch Office Registration Form (10/2005), effective ~~3-16-06~~ 3/16/2006;

13. OFR Form DA-5-91, Issuer/Dealer Compliance Form, effective 11-22-10; and

~~14. Form FL921250Z, Florida Fingerprint Card (5/11/99), effective 11-22-10; and~~

~~14.15.~~ OFR Form CAN, Canadian Dealer Notification, effective 6-10-07.

(b) through (d) No change.

Rulemaking Authority 517.03(1), 517.12, 517.1201, 517.081(2), 517.082(4) FS. Law Implemented 120.60(1), 517.051, 517.075, 517.081, 517.082, 517.12, 517.1202, 517.161(5) FS. History—Revised and Transferred from 3E-300.01, 9-20-82, Formerly 3E-301.02, Amended 10-15-86, 2-1-87, 12-8-87, 7-29-90, 7-31-91, 6-16-92, 1-10-93, 3-13-94, 10-1-96, 10-23-97, 6-22-98, 6-10-99, 5-7-00, 7-10-02, Formerly 3E-301.002, Amended 3-16-06, 6-10-07, 11-22-10, 4-26-12, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Alisa Goldberg, Bureau Chief of Registrations, Division of Securities

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 6, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 16, 2013

DEPARTMENT OF FINANCIAL SERVICES

Securities

RULE NOS.:	RULE TITLES:
69W-600.001	Application for Registration as a Dealer, Issuer/Dealer, or Investment Adviser
69W-600.002	Application for Registration as Associated Person
69W-600.004	Registration of Issuer/Dealers, Principals and Branch Offices
69W-600.006	Fingerprint Requirements
69W-600.007	Changes in Name and Successor Registration Requirements
69W-600.008	Termination of Registration as Dealer, Investment Adviser, Branch Office, Principal or Agent
69W-600.009	Registration Renewals
69W-600.0091	Central Registration Depository System
69W-600.0092	Investment Adviser Registration Depository for Federal Covered Advisers
69W-600.0093	Investment Adviser Registration Depository for Investment Advisers
69W-600.014	Books and Records Requirements

PURPOSE AND EFFECT: The proposed rule amendments amend 11 rules regarding the registration of dealers, investment advisers, and associated persons, generally to reflect statutory changes as a result of Chapters 2013-201 and 2013-202, Laws of Florida.

SUMMARY: Chapter 2013-201, Laws of Florida, changes requirements for applicant fingerprinting from the current paper card-based system to an electronic live-scan system, and Chapter 2013-202, Laws of Florida, changes requirements for certain branch offices conducting securities transactions to notice-file with the Office of Financial Regulation (Office) rather than apply for registration. 69W-600.001 and 600.002 are proposed for amendment to update fingerprinting requirements to conform with Ch. 2013-201, Laws of Florida, and update abbreviations and acronyms in the rule. 69W-600.004 is proposed for amendment to 1) update with branch office notice filing changes to conform with Ch. 2013-202, Laws of Florida, 2) clarify that a dealer or investment adviser must be registered with the Office of Financial Regulation before its branch offices may notice file, 3) clarify that a branch office's principal must have the required qualifications to supervise such an office, 4) rename "resident agent" to "resident person-in-charge," and 5) update abbreviations and acronyms in the rule. 69W-600.006 is proposed for amendment to 1) update fingerprinting requirements to conform with Ch. 2013-201, Laws of Florida, 2) waive the requirement to submit fingerprints to the Office for owners and principals of dealers or investment advisers whose

fingerprints have been processed by the Financial Industry Regulatory Authority (FINRA), and 3) update abbreviations and acronyms in the rule. 69W-600.007, 600.008, 600.009, and 600.0091 are proposed for amendment to update with branch office notice filing changes and update abbreviations and acronyms in the rule. 69W-600.0092 is proposed for amendment to update abbreviations and acronyms in the rule. 69W-600.0093 is proposed for amendment to 1) update with branch office notice filing changes to conform with Ch. 2013-202, 2) clarify that an investment adviser must be registered with the Office of Financial Regulation before its branch offices may notice file, and 3) update abbreviations and acronyms in the rule. 69W-600.014 is proposed for amendment to update with branch office notice filing changes to conform with Ch. 2013-202, Laws of Florida.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) No requirement for a SERC was triggered under Section 120.541(1); and 2) The amendments will not exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 215.405, 517.03, 517.12, 517.121, 517.1201, 517.1215 FS.

LAW IMPLEMENTED: 517.12, 517.1201, 517.1202, 517.1205, 517.121, 517.1215, 517.161, 943.053 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: John Kim, (850)410-9781, john.kim@flofr.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69W-600.001 Application for Registration as a Dealer, Issuer/Dealer, or Investment Adviser.

(1)(a) Applications for initial and renewal registration of dealers, issuer/dealers, and investment advisers shall be filed as prescribed by the Financial Services Commission (Commission) in Rule 69W-301.002, F.A.C., and shall include all information required by such forms, any other information the ~~Financial Services Commission~~ or Office of Financial Regulation (Office) may require, and payment of the statutory fees required by Sections 517.12(10) and 517.131, F.S.

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

1. For registration as a dealer or issuer/dealer, a Uniform Application for Broker-Dealer Registration (Form BD) ~~Uniform Application for Broker-Dealer Registration, Form BD~~, which is incorporated by reference in subsection 69W-301.002(7), F.A.C. For registration as an investment adviser, a Uniform Application for Investment Adviser Registration (Form ADV) ~~Uniform Application for Investment Adviser Registration, Form ADV~~, which is incorporated by reference in subsection 69W-301.002(7), F.A.C.;

2. No change.

3. A Uniform Application for Securities Industry Registration or Transfer (Form U-4) ~~Uniform Application for Securities Industry Registration or Transfer, Form U-4~~, which is incorporated by reference in subsection 69W-301.002(7), F.A.C., to register at least one principal as set forth in Rule 69W-600.002, F.A.C. In conjunction with filing its Form BD or Form ADV with the Office of ~~Financial Regulation~~, the dealer, issuer/dealer, or investment adviser shall provide the Office of ~~Financial Regulation~~ written notification of the principal's name, Central Registration Depository (CRD) ~~CRD~~ number, and social security number;

4. No change;

5. Proof of effective registration for dealers with the Securities and Exchange Commission (SEC). Where required by Section 517.12(16), F.S., applicants for registration as a dealer shall also provide the Office of ~~Financial Regulation~~ with proof of insurance coverage by the Securities Investor Protection Corporation. Evidence of current membership as a dealer with the Financial Industry Regulatory Authority (FINRA) ~~FINRA~~ shall satisfy this requirement;

6. Any direct or indirect owner or control person required to be reported on Form BD, ~~Uniform Application for Broker-Dealer Registration~~, or Form ADV, ~~Uniform Application for Investment Adviser Registration~~, pursuant to Section 517.12(7), F.S., who is not currently registered in Florida with

the firm they are seeking to join or act as a direct or indirect owner or control person shall comply with the fingerprinting requirements ~~submit to the Office fingerprint cards~~ in accordance with subsection 69W-600.006(3), F.A.C.

7. No change;

8. When specifically requested by the Office of ~~Financial Regulation~~, affirmative responses to questions regarding disciplinary action must be accompanied by full documentation. The Office of ~~Financial Regulation~~ may require such documentation to be certified by its issuer based upon the ~~Office's~~ ~~Office of Financial Regulation's~~ review of the nature and substance of the disciplinary history and experience of the applicant and any officer, director, or ultimate owner in the case of a corporation or association, and any partner, co-partner, or member of the partnership in the case of a partnership. For purposes of this rule, "certified" means that there must be an original ~~a~~ certification or attestation by the issuer of the record that the document ~~is~~ ~~was~~ a true copy of a record contained in ~~its~~ ~~his~~ office and ~~its~~ ~~his~~ seal, if any; and

9. When specifically requested by the Office of ~~Financial Regulation~~, a copy of the articles of incorporation and amendments thereto, if a partnership, a copy of the partnership agreement, or if a limited liability company, a copy of the articles of organization.

(2) If the information contained in any application for registration as a dealer or investment adviser or in any amendment thereto, becomes inaccurate for any reason, the dealer or investment adviser shall file an amendment on the Form BD or the Form ADV, respectively, correcting such information within 30 days. For applicants and registrants that are members of the FINRA, each such amendment, including those required by Rule 69W-600.007, F.A.C., shall be filed with the Office of ~~Financial Regulation~~ through the CRD system. For investment adviser applicants and registrants who file via the Investment Adviser Registration Depository (IARD) ~~IARD~~, each such amendment, including those required by Rule 69W-600.007, F.A.C., shall ~~may~~ be filed with the Office of ~~Financial Regulation~~ through the IARD system in accordance with Rule 69W-600.0093, F.A.C. All other applicants and registrants shall file such amendments, including those required by Rule 69W-600.007, F.A.C., directly with the Office of ~~Financial Regulation~~ electronically through the Regulatory Enforcement and Licensing System.

(3) No change.

Rulemaking Authority 517.03(1), 517.12(6) FS. Law Implemented 517.12(6), (7), 517.1205 FS. History—New 12-5-79, Amended 9-20-82, Formerly 3E-600.01, Amended 7-29-90, 8-1-91, 6-16-92, 1-11-93, 11-14-93, 4-30-96, 6-22-98, 5-10-00, 9-19-00, 7-31-02, Formerly 3E-600.001, Amended 3-16-06, 5-15-07, 11-22-10, 10-29-12,_____.

69W-600.002 Application for Registration as Associated Person.

(1)(a) Applications for initial, reaffiliation, and renewal registrations of a principal or associated person shall be filed on the Uniform Application for Securities Industry Registration or Transfer (Form U-4) ~~Form U-4, Uniform Application for Securities Industry Registration or Transfer~~, which is incorporated by reference in subsection 69W-301.002(7), F.A.C., and shall include all information required by such form, any other information the Office of Financial Regulation (Office) may require, and payment of the statutory fees required by Section 517.12(10), F.S. ~~The~~ ~~Such~~ forms and fees shall be filed electronically in accordance with Rule 69W-301.002, F.A.C.

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

1. Form U-4. As used on the Form U-4, the term "Office of Employment Address" shall mean the location where the person seeking registration will regularly conduct business on behalf of the dealer or investment adviser. Form U-4, ~~Uniform Application for Securities Industry Registration or Transfer~~, is incorporated by reference in subsection 69W-301.002(7), F.A.C.

2. No change.

3. When specifically requested by the Office of ~~Financial Regulation~~, full documentation and details pertaining to affirmative responses. The Office of ~~Financial Regulation~~ may require such documentation to be certified by its issuer based upon the Office's ~~of Financial Regulation's~~ review of the nature and substance of this disciplinary history and experience of the applicant. For purposes of this rule, "certified" means that there must be an original certification or attestation by the issuer of the record that the document is ~~was~~ a true copy of a record contained in ~~its~~ ~~his~~ office and ~~its~~ ~~his~~ seal, if any.

4. No change.

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

(c) If the information contained in any Form U-4 becomes inaccurate for any reason before or after the associated person becomes registered, the associated person through the dealer or investment adviser, as applicable, shall be responsible for correcting the inaccurate information within thirty (30) days.

If the information being updated relates to the applicant's or registrant's disciplinary history, in addition to updating the Form U-4, the associated person through the dealer or investment adviser shall also provide the Office of ~~Financial Regulation~~ with notice and copies of each civil, criminal or administrative action initiated against the associated person as provided in Rule 69W-600.010, F.A.C. For associated persons who have filed by using the Central Registration Depository (CRD) ~~CRD~~ of the Financial Industry Regulatory Authority (FINRA), such amendments shall be made through the CRD system. All other applicants and registrants shall file such amendments electronically with the Office of ~~Financial Regulation~~ through the Regulatory Enforcement and Licensing System. Form U-4, ~~Uniform Application for Securities Industry Registration or Transfer~~, is incorporated by reference in subsection 69W-301.002(7), F.A.C.

(2) No change.

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

69W-600.004 Registration of Issuer/Dealers, and Principals and Notice-Filing of Branch Offices.

(1) An issuer required to be registered or who elects to be registered pursuant to Section 517.12(1), 517.051(9), or 517.061(11), F.S., selling its own securities exclusively through its principals or agents (as those terms are defined in Section 517.021, F.S., and Rule 69W-200.001, F.A.C., respectively) may obtain registration as an issuer/dealer by filing as required under subsection 69W-600.001(1), Rule 69W-400.002 or 69W-500.011, F.A.C., as appropriate, provided that:

(a) No change.

(b) Said issuer/dealer may register up to five (5) associated persons, which persons will be exempted from the examination requirements of subsection 69W-600.005(2), F.A.C., provided such issuer/dealer shall register no more than five (5) associated persons, and at the time of application for registration advises the Office of Financial Regulation (Office) of its ~~his~~ intention to register no more than five (5) associated persons. Failure to so advise the Office of ~~Financial Regulation~~ will require all associated person applicants to fulfill the examination requirements of subsection 69W-600.005(2), F.A.C. Registration of more than five (5) such associated persons, at any one time, will void this exemption, and all such associated persons will be required to meet the examination requirements of subsection 69W-600.005(2), F.A.C.

(2) Every applicant for registration and registrant under Section 517.12, F.S., as a dealer or investment adviser (as those terms are defined under Section 517.021, F.S.), unless effectively registered with the Office of ~~Financial Regulation~~ as an issuer/dealer prior to December 4, 1977, shall have and maintain at least one associated person qualified and registered as principal pursuant to Section 517.12, F.S., and the rules thereunder.

(a) No change.

(b) Any applicant or registrant as dealer or investment adviser may elect to register more than one person as principal; there is no limitation as to the number of associated persons that may be registered as principal as long as such persons meet the qualification standards as prescribed in Rule 69W-600.005, F.A.C., and the appropriate fees as specified in Section 517.12(10), F.S. Florida Statutes, have been paid.

(3)(a) Every Florida branch office of a ~~registered Florida~~ dealer or investment adviser registered in Florida shall be notice-filed ~~registered~~ with the Office of ~~Financial Regulation~~ prior to engaging in business therefrom. A broker dealer or investment adviser must be registered with the Office before its branch offices may notice-file. The notice-filing ~~Such registration~~ shall consist of a form an application filed with the Office of Financial Regulation on the forms prescribed by the Office of ~~Financial Regulation~~ and payment of the statutory fees required by Section 517.1202(2) ~~517.12(10)~~, F.S. Such forms and fees shall be filed electronically in accordance with Rule 69W-301.002, F.A.C. Such office may or may not be designated as an Office of Supervisory Jurisdiction (OSJ) at the discretion of the registrant. For A manager for each branch office designated as an OSJ, a branch office manager shall be designated as a principal and registered with the Office of ~~Financial Regulation as a principal. The designated principal shall have passed the appropriate examination(s), administered by a national securities association or a national securities exchange registered with the Securities and Exchange Commission, to supervise the activities of the branch office and its associated persons.~~ For ~~such~~ offices not designated as an OSJ, the branch office manager need not be located at the office(s) for which he is delegated supervisory responsibility; however, in such cases, the registrant must specify in writing to the Office of ~~Financial Regulation~~, the names of the associated persons designated as resident person(s)-in-charge agent in-charge as well as the branch office manager.

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

1. Uniform Branch Office Registration Form (Form BR) ~~Form BR~~, which is incorporated by reference under subsection 69W-301.002(7), F.A.C.

2. Statutory fee in the amount required by Section ~~517.1202(2)~~ ~~517.12(10)~~, F.S.

3. ~~Manager(s)~~ ~~Manager~~ and resident ~~person(s)-in-charge,~~ ~~agent~~ as appropriate, ~~in this rule~~ must be registered as set forth in Rule 69W-600.002, F.A.C.

(c) If the information contained in ~~the Form BR~~ ~~any branch office registration form~~ becomes inaccurate or incomplete for any reason ~~before or~~ after the branch office ~~notice-files~~ ~~becomes~~ ~~registered~~, including changing the location of the branch office or the supervisory personnel thereof, the dealer or investment adviser shall amend the information by filing a complete and originally executed Form BR, with the Office of Financial Regulation within thirty (30) days of the change and denoting thereon that the information reported is an amendment to a previous filing. For any dealer that is a member of the Financial Industry Regulatory Authority (FINRA) ~~FINRA~~, or any investment adviser, the Form BR shall be filed with the Office of Financial Regulation through the Central Registration Depository of FINRA (CRD), as set forth in Rules 69W-301.002, 69W-600.0091 and 69W-600.0093, F.A.C. Issuer/dealers and dealers that are not members of FINRA ~~shall~~ ~~may~~ amend the branch office ~~registration~~ information by filing the ~~submitting~~ a Form BR electronically ~~directly~~ with the Office of Financial Regulation electronically through the Regulatory Enforcement and Licensing System, in accordance with Rule 69W-301.002, F.A.C. Form BR, ~~Uniform Branch Office Registration Form~~, is incorporated by reference in subsection 69W-301.002(7), F.A.C. Failure to file amendments ~~any amendment or written notification~~, as provided herein, shall be considered a violation of Section ~~517.1202(6)~~ ~~517.12(13)~~, F.S.

(d) It is prohibited for any branch office or associated person to conduct a securities or investment advisory business in this state under any name other than that of the dealer or investment adviser with which the branch office is notice-filed or associated person is registered unless each of the following conditions is met:

1. and 2. No change.

3. The dealer or investment adviser with which the branch office is notice-filed or associated person is registered has received written notice of the name under which business will be conducted.

Rulemaking Authority 517.03(1), 517.12(6), ~~517.1202~~ FS. Law Implemented 517.12(5), (6), (10), ~~517.1202~~ FS. History—New 12-5-79, Amended 9-20-82, Formerly 3E-600.04, Amended 10-14-90, 6-16-92, 1-11-93, 11-7-93, 11-14-93, 12-29-96, 10-20-97, 6-10-99, 8-19-99, 5-27-01, 7-31-02, Formerly 3E-600.004, Amended 3-16-06, 5-15-07, 11-22-10, 10-29-12, _____.

69W-600.006 Fingerprint Requirements.

(1) Fingerprints filed in accordance with Section 517.12(7), F.S., shall be submitted to the Office of Financial

Regulation (Office) through a live scan vendor approved by the Florida Department of Law Enforcement (FDLE) and published on FDLE's website for submission to FDLE and the Federal Bureau of Investigation (FBI) for a state criminal background check and a federal criminal background check. The cost of fingerprint processing shall be borne by the applicant and paid directly to the live scan vendor. ~~on~~ fingerprint cards supplied by the Office of Financial Regulation taken by an authorized law enforcement agency, and accompanied by a non-refundable \$40.50 processing fee. Form FL921250Z, Florida Fingerprint Card, is incorporated by reference in subsection 69W-301.002(7), F.A.C.

(2) The requirement to submit fingerprints ~~file~~ ~~a fingerprint card and fee with the Office of Financial Regulation~~ is waived for those associated persons pending registration in Florida with a Financial Industry Regulatory Authority (FINRA) member firm and such fingerprints have fingerprint card ~~has~~ been submitted and processed by FINRA on behalf of the member firm with which said associated person is pending registration, pursuant to the provisions of SEC Rule 17f-2 (17 C.F.R. § 240.17f-2 (2010)).

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

(4) The requirement to submit fingerprints is waived for any direct owner, principal, or indirect owner that is required to be reported on Form BD, Uniform Application for Broker-Dealer Registration, or Form ADV, Uniform Application for Investment Adviser Registration, pursuant to Section 517.12(7), F.S., if fingerprints have been submitted and processed by FINRA on behalf of the member firm with

which the owner or principal is affiliated, pursuant to the provisions of SEC Rule 17f-2 (17 C.F.R. § 240.17f-2 (2010)).

(5)(4) The federal regulations referenced in this rule are hereby incorporated by reference and may be obtained by mail from the Florida Office of Financial Regulation, Division of Securities, 200 E. Gaines Street, Tallahassee, Florida 32399. Copies of the Code of Federal Regulation are also available online through the U.S. Government Printing Office via GPO Access: <http://www.gpoaccess.gov/cfr/index.html>.

Rulemaking Authority 215.405, 517.03 FS. Law Implemented 517.12(7), 943.053 FS. History—New 12-5-79, Amended 9-20-82, Formerly 3E-600.06, Amended 8-1-91, Formerly 3E-600.006, Amended 5-15-07, 12-24-07, 12-25-08, 11-22-10, 5-29-12, _____.

69W-600.007 Changes in Name and Successor Registration Requirements.

(1) Where only a change in the name of an applicant or registrant as dealer, investment adviser or associated person occurs, notices of such fact shall be filed as an amendment on the forms prescribed by the Office of Financial Regulation (Office) within thirty (30) calendar days of the date of such change. For registrants who are ~~a members~~ of the Financial Industry Regulatory Authority (FINRA), such amendment shall be filed with the Office of Financial Regulation through the Central Registration Depository of FINRA (CRD) CRD System pursuant to subsection 69W-600.001(2), F.A.C. Any amendments to organizational documents or accompanying letters of explanation shall be promptly submitted ~~directly~~ to the Office of ~~Financial Regulation~~ when specifically requested by the Office of ~~Financial Regulation~~.

(2) Where there is a change in legal entity of a proprietary, partnership, or corporate registrant, the successor entity shall file with the Office of ~~Financial Regulation~~ an amendment to the Form BD, Uniform Application for Broker-Dealer Registration (Form BD), which is incorporated by reference in subsection 69W-301.002(7), F.A.C. or the Form ADV, Uniform Application for Investment Adviser Registration (Form ADV), which is incorporated by reference in subsection 69W-301.002(7), F.A.C., within thirty (30) calendar days of the date of such change. For registrants who are ~~a members~~ of ~~the~~ FINRA, such amendment shall be filed with the Office of ~~Financial Regulation~~ through the CRD ~~System~~ pursuant to subsection 69W-600.001(2), F.A.C. Any amendments to organizational documents, accompanying letters of explanation, or current financial statements of the successor shall be promptly submitted directly to the Office of ~~Financial Regulation~~ when specifically requested by the Office of ~~Financial Regulation~~.

(3) Merger Situations: Where there is a merger of dealer or investment adviser registrants involving (a) the assumption by the successor of substantially all assets and liabilities of the

merged entities, and (b) the continuation of the activities of the merged entities' successor entity, the merging entities shall file notification with the Office of ~~Financial Regulation~~ denoting such changes as are applicable within thirty (30) calendar days prior to the date of such change. The successor entity shall file an amendment to Form BD, which is incorporated by reference in subsection 69W-301.002(7), F.A.C., or Form ADV, which is incorporated by reference in subsection 69W-301.002(7), F.A.C., denoting such changes as are applicable within thirty (30) calendar days of date of such change. For registrants who are members ~~a member~~ of the FINRA, each ~~such~~ amendment shall be filed with the Office of ~~Financial Regulation~~ through the CRD ~~System~~ pursuant to subsection 69W-600.001(2), F.A.C. A copy of the plan of merger/merger agreement, amended organizational documents, accompanying letters of explanation, or current financial statements of the successor (merged) entity shall be promptly provided directly to the Office of ~~Financial Regulation~~ when specifically requested by the Office of ~~Financial Regulation~~.

(4) Change of Control:

(a) Where a person or a group of persons directly or indirectly or acting by or through one or more persons, proposes to acquire a controlling interest in a dealer or investment adviser registrant, and where the acquirer is currently registered with the Office of ~~Financial Regulation~~, or where the acquirer has not within the preceding 10 years committed any reportable act as defined in Rule 69W-200.001, F.A.C., the resulting entity shall file with the Office of ~~Financial Regulation~~ an amendment to Form BD, which is incorporated by reference in subsection 69W-301.002(7), F.A.C., or Form ADV, which is incorporated by reference in subsection 69W-301.002(7), F.A.C., denoting such changes as are applicable thirty (30) calendar days prior to the date of such acquisition. Any amended organizational documents, accompanying letters of explanation, or financial statements of the resulting entity shall be promptly filed ~~directly~~ with the Office of ~~Financial Regulation~~ when specifically requested by the Office of ~~Financial Regulation~~.

(b) Where a person or a group of persons directly or indirectly or acting by or through one or more persons, proposes to acquire a controlling interest in a dealer or investment adviser registrant, and where the acquirer has within the preceding 10 years committed any reportable act as defined in Rule 69W-200.001, F.A.C., and is not currently registered with the Office of ~~Financial Regulation~~, the resulting entity shall, prior to such acquisition, file with the Office of ~~Financial Regulation~~ a new application for registration on the forms prescribed by the Office of ~~Financial Regulation~~, together with all required exhibits and fees. Additionally, there shall be filed with the Office of ~~Financial~~

~~Regulation~~, at the time the new application is filed, a notice of withdrawal, termination or cancellation of registration of the acquired entity on the forms prescribed by the Office of ~~Financial Regulation~~, effective upon disposition of the new application by the Office of ~~Financial Regulation~~. The Office of ~~Financial Regulation~~ may waive the requirements of this subsection where the Office of ~~Financial Regulation~~ determines it is not necessary, based upon the nature and substance of the proposed acquirer's disciplinary history and experience, to require the filing of a new application for registration. Any person who receives a waiver of this subsection shall effect such change of control in compliance with the provisions of paragraph (a).

(c) No change.

(5) No change.

(6) For the purposes of subsections (1), (2), and (3), and paragraph (4)(a) of this rule, the effective registration of all associated persons and branch office notice-filings offices affiliated with the affected dealer or investment adviser registrant will be transferred to the successor entity by the Office of ~~Financial Regulation~~ without necessitating the filing of new applications on behalf of such associated persons and notice-filings of such branch offices, unless notice of termination is filed for such persons and branch offices by the successor pursuant to Rule 69W-600.008, F.A.C.

Rulemaking Authority 517.03(1), 517.12(13) FS. Law Implemented 517.12(13) FS. History—New 12-5-79, Amended 9-20-82, Formerly 3E-600.07(4), Amended 10-15-86, 12-8-87, 8-1-91, 6-16-92, 1-11-93, 6-22-98, 8-9-98, 6-10-99, 5-10-00, 7-31-02, Formerly 3E-600.007, Amended 3-16-06, 11-22-10, _____.

~~C.f. See Rule 69W-301.002(7) for forms referenced herein which have been previously adopted by the Office of Financial Regulation.~~

69W-600.008 Termination of Registration as Dealer, Investment Adviser, ~~Branch Office~~, Principal or Agent, or Notification of Branch Office.

(1) Where a registrant withdraws, cancels, or otherwise terminates registration or notification, or is terminated for any reason, notice of such fact shall be filed with the Office of Financial Regulation (Office) on the forms prescribed by the Financial Services Commission, in accordance with subsection 69W-301.002(7), F.A.C., within thirty (30) calendar days of the date of termination. Such forms shall be filed electronically in accordance with Rules 69W-301.002, 69W-600.0091, 69W-600.0092 and 69W-600.0093, F.A.C.

(2) Any dealer which is a member of the Financial Industry Regulatory Authority (FINRA) or any associated person or branch office of a member firm shall file any withdrawals, cancellations, or terminations of registrations or notifications with the Office of Financial Regulation through the Central Registration Depository (CRD) of FINRA ("CRD") of the FINRA.

(3) Any investment adviser shall file any withdrawals, cancellations, or terminations of registration with the Office of Financial Regulation through the Investment Adviser Registration Depository (IARD) of FINRA ("IARD") of the FINRA. Any associated person or branch office of an investment adviser shall file any withdrawals, cancellations, or terminations of registrations or notifications with the Office of ~~Financial Regulation~~ through the CRD ~~Central Registration Depository~~ of the FINRA.

(4) The Office of ~~Financial Regulation~~ may deny any request to terminate or withdraw any application or registration as provided under Section 517.161(5), F.S.

(5) No change.

(6) The forms to be utilized for providing notice to the Office of ~~Financial Regulation~~ under subsections (1), (2) and (3) above, and which are incorporated by reference in subsection 69W-301.002(7), F.A.C., are:

(a) through (d) No change.

Rulemaking Authority 517.03(1) FS. Law Implemented 517.12(12)(b), 517.161(5) FS. History—New 12-5-79, Amended 9-20-82, Formerly 3E-600.08, Amended 7-29-90, 8-1-91, 6-16-92, 1-11-93, 6-22-98, 6-10-99, 5-10-00, 5-27-01, Formerly 3E-600.008, Amended 3-16-06, 11-22-10, 10-29-12, _____.

69W-600.009 Registration and Notice-Filing Renewals.

(1) Every dealer, investment adviser, and federal covered adviser, registered or notice-filed with the Office of Financial Regulation (Office) shall annually verify all registrations of associated persons and branch office notice-filings prior to December 31. Every dealer and investment adviser, including issuer/dealers registered pursuant to Section 517.12, F.S., desiring to renew their registration shall annually verify with the Office of Financial Regulation prior to the date of expiration of registration, registration with the Office of Financial Regulation of the dealer or investment adviser, all associated persons of the dealer or investment adviser and all branch offices of the dealer or investment adviser in Florida, which the Office of Financial Regulation shows as being currently registered with such dealer or investment adviser subject to renewal, and which the dealer or investment adviser seeks to renew.

(2) In addition to verifying registration or notice-filings with the Office of ~~Financial Regulation~~ as provided in subsection (1), to renew its registration and the registrations and that of its ~~branch offices~~ and associated persons and branch office notice-filings, each dealer or investment adviser shall pay all renewal fees as required by Section 517.12(11) and 517.1202(3), F.S.

(a) Renewal fees for Financial Industry Regulatory Authority (FINRA) ~~FINRA~~ member firms, associated persons of FINRA member firms, and branch offices of FINRA

member firms, shall be submitted through the Central Registration Depository of FINRA (CRD) ~~CRD~~ by December 31 of the year the registration or notice-filing expires.

(b) Renewal fees for investment advisers and federal covered advisers shall be submitted through the Investment Adviser Registration Depository of FINRA (IARD) ~~IARD~~ by December 31 of the year the registration or notice-filing expires. Renewal fees for associated persons of investment advisers and federal covered advisers, and branch offices of investment advisers, shall be submitted through the CRD by December 31 of the year the registration or notice-filing expires.

(c) Renewal fees for non-FINRA member firms, associated persons of non-FINRA member firms and all branch offices of non-FINRA member firms shall be filed electronically on the Office's website at www.flofr.com through the Regulatory Enforcement and Licensing (REAL) System ~~of the OFR~~ and shall be deemed received on the date the Office issues a confirmation of submission and payment to the applicant via the Office's website. A confirmation of submission is issued by the Office upon successful filing of a renewal and payment of all fees. All renewal fees must be received by the Office ~~of Financial Regulation~~ by December 31 of the year the registration or notice-filing expires.

(3) For FINRA members, federal covered advisers and investment advisers, failure to submit the requisite amount of fees as provided for in subsection (2) of this rule by December 31 of the year of expiration of the registration ~~or notice-filing~~ shall result in such registration or notice-filing not being renewed. If December 31 falls on a Saturday, Sunday or legal holiday pursuant to Section 110.117, F.S., the renewals received on the next business day will be considered timely received. However, an expired registration or notice-filing may be reinstated in accordance with the provisions of Section 517.12(11) or 517.1202(3), F.S., provided that all requisite information and fees are date stamped by the cashier's office of the Department of Financial Services on or before January 31 of the year following the year of expiration. Failure to submit the requisite amount of fees necessary to reinstate registration or notice-filing by January 31 of the year following the year of expiration shall result in such registration or notice-filing not being reinstated. If January 31 falls on a Saturday, Sunday, or legal holiday pursuant to Section 110.117, F.S., the reinstatement received on the next business day will be considered timely received. In the event that the renewal or reinstatement is withdrawn or not granted, any fees filed to renew or reinstate registration or notice-filing shall become the revenue of the state pursuant to Section 517.12(10), F.S., and shall not be returnable.

(4) For issuer/dealers, Canadian dealers, and dealers that are not members of FINRA, failure to submit the requisite amount of fees as provided for in subsection (2) of this rule by December 31 of the year of expiration of the registration or notice-filing shall result in such registration or notice-filing not being renewed. If December 31 falls on a Saturday, Sunday or legal holiday pursuant to Section 110.117, F.S., the renewals received on the next business day will be considered timely received. However, an expired registration or notice-filing may be reinstated in accordance with Section 517.12(11) or 517.1202(3), F.S., provided that all requisite information and fees are filed electronically on the Office's website at www.flofr.com through the REAL Regulatory Enforcement and Licensing (REAL) System ~~of the OFR~~ on or before January 31 of the year following the year of expiration. Failure to submit the requisite amount of fees necessary to reinstate registration ~~or notice-filing~~ by January 31 of the year following the year of expiration shall result in such registration or notice-filing not being reinstated. If January 31 falls on a Saturday, Sunday, or legal holiday pursuant to Section 110.117, F.S., the reinstatement received on the next business day will be considered timely received. If the renewal or reinstatement is withdrawn or not granted, any fees filed to renew or reinstate registration or notice-filing shall become the revenue of the state pursuant to Section 517.12(10), F.S., and shall not be returnable.

Rulemaking Authority 517.03(1), 517.12(6), (15), 517.1202 FS. Law Implemented 517.12(6), (10), (11), (15), 517.1202 FS. History—New 12-5-79, Amended 9-20-82, 8-29-83, Formerly 3E-600.09, Amended 1-7-88, 6-16-92, 11-14-93, 2-5-01, 5-27-01, Formerly 3E-600.009, Amended 5-15-07, 11-22-10, _____.

69W-600.0091 Central Registration Depository System.

(1) All Financial Industry Regulatory Authority (FINRA) ~~FINRA~~ member dealers requesting initial registration, amendment or termination of registration in this state shall file the Uniform Application for Broker-Dealer Registration, ~~appropriate~~ Form BD₁ or Uniform Request for Broker-Dealer Withdrawal, Form BDW, which are incorporated by reference in subsection 69W-301.002(7), F.A.C., and the assessment fee required by Section 517.12(10) or (11), F.S., with the Central Registration Depository System ~~of FINRA (CRD)~~ (~~"CRD"~~) ~~of the FINRA~~. However, responses to requests by the Office of Financial Regulation (Office) for additional information shall be filed directly with the Office ~~of Financial Regulation~~. Any application for registration as a dealer filed with the Office ~~of Financial Regulation~~ through the CRD shall be deemed received by the Office ~~of Financial Regulation~~ upon receipt of the Form BD and the application fee. The application fee shall be deemed received by the Office ~~of Financial Regulation~~ on

the “payment date” reflected on the CRD “disbursement detail” report.

(2) All FINRA member dealers registered in this state requesting initial ~~notice-filing registration~~, amendment, or termination of a branch office of such member dealer shall file the Uniform Branch Office Registration Form, appropriate Form BR, and the filing application fee required by Section 517.1202(2) ~~517.12(10) or (11)~~, F.S., ~~through~~ with the CRD. However, responses to requests by the Office of ~~Financial Regulation~~ for additional information shall be filed directly with the Office of ~~Financial Regulation~~. Any notice-filing application for registration as a branch office of a Florida registered dealer filed with the Office of ~~Financial Regulation~~ through the CRD shall be deemed received by the Office of ~~Financial Regulation~~ upon receipt of the Form BR and the filing application fee. The filing application fee shall be deemed received by the Office of ~~Financial Regulation~~ on the “payment date” reflected on the CRD “disbursement detail” report.

(3) All FINRA member dealers registered in this state requesting initial registration, amendment, reaffiliation or termination of an associated person of such member dealer shall file the Uniform Application for Securities Industry Registration or Transfer, Form U-4, or Uniform Termination Notice for Securities Industry Registration, Form U-5, which are incorporated by reference in subsection 69W-301.002(7), F.A.C., and the assessment fee required by Section 517.12(10) or (11), F.S., with the CRD of the ~~FINRA~~. However, responses to requests by the Office of ~~Financial Regulation~~ for additional information shall be filed directly with the Office of ~~Financial Regulation~~. Any application for registration as an associated person of an FINRA member dealer filed with the Office of ~~Financial Regulation~~ through the CRD shall be deemed received by the Office of ~~Financial Regulation~~ on the date designated in the “Status Date” field on the line notated “FL” with a “Registration Status” of “pending” as indicated on the CRD “Registrations with Current Employers” screen.

Rulemaking Authority 517.03, 517.12(15), 517.1202 FS. Law Implemented 517.12(10), (11), (15), 517.1202 FS. History—New 8-29-83, Formerly 3E-600.091, Amended 8-1-91, 6-16-92, 4-30-96, 9-19-00, Formerly 3E-600.0091, Amended 5-15-07, 11-22-10, _____.

69W-600.0092 Investment Adviser Registration Depository for Federal Covered Advisers.

(1) All federal covered advisers making, amending, or terminating a notice filing in this state shall file the Uniform Application for Investment Adviser Registration (Form ADV) ~~Form ADV~~, Part 1 I, or Notice of Withdrawal from Registration as Investment Adviser (Form ADV-W) ~~Form ADV-W~~ and the assessment fee required by Section 517.1201(1) or (2), F.S., with the Investment Adviser

Registration Depository (IARD) of the Financial Industry Regulatory Authority (FINRA) ~~FINRA~~ in accordance with subsection 69W-301.002(2), F.A.C. When requested by the Office of Financial Regulation (Office), Form ADV, Part 2, and all responses to requests by the Office of ~~Financial Regulation~~ for additional information shall be filed directly with the Office of ~~Financial Regulation~~. Any notice filing made by a federal covered adviser with the Office of ~~Financial Regulation~~ through the IARD shall be deemed received by the Office of ~~Financial Regulation~~ upon receipt of the Form ADV and the filing fee. The filing fee shall be deemed received by the Office of ~~Financial Regulation~~ on the “payment date” reflected on the Central Registration Depository of FINRA(CRD) ~~CRD~~ “disbursement detail” report. Forms ADV and ADV-W are incorporated by reference in subsection 69W-301.002(7), F.A.C.

(2) All federal covered advisers who notice file in this state and who request initial registration, amendment, reaffiliation or termination of an associated person of the ~~such~~ federal covered adviser shall file the Uniform Application for Securities Industry Registration or Transfer (Form U-4) ~~Form U-4~~ or Uniform Termination Notice for Securities Industry Registration (Form U-5) ~~Form U-5~~, and the assessment fee required by Section 517.12(10) or (11), F.S., with the CRD of the ~~FINRA~~ in accordance with subsection 69W-301.002(2), F.A.C. However, responses to requests by the Office of ~~Financial Regulation~~ for additional information shall be filed directly with the Office of ~~Financial Regulation~~. Forms U-4 and U-5 are incorporated by reference in subsection 69W-301.002(7), F.A.C.

Rulemaking Authority 517.03, 517.12(6), (15), 517.1201 FS. Law Implemented 517.1201 FS. History—New 7-31-02, Formerly 3E-600.0092, Amended 3-16-06, 5-15-07, 11-22-10, _____.

69W-600.0093 Investment Adviser Registration Depository for Investment Advisers.

(1) All investment advisers requesting initial registration, amendment, or termination of registration in this state shall file the Uniform Application for Investment Adviser Registration (Form ADV) ~~Form ADV~~, Part 1 and 2, or Notice of Withdrawal from Registration as Investment Adviser (Form ADV-W) ~~ADV-W~~ and the assessment fee required by Section 517.12(10) or (11), F.S., with the Investment Adviser Registration Depository (IARD) of the Financial Industry Regulatory Authority (FINRA) ~~FINRA~~ in accordance with subsection 69W-301.002(2), F.A.C. All responses to requests by the Office of Financial Regulation (Office) for additional information shall be filed directly with the Office of ~~Financial Regulation~~. Applications for registration as an investment adviser filed with the Office of ~~Financial Regulation~~ through the IARD shall be deemed received by the Office of ~~Financial~~

~~Regulation~~ upon receipt of the Form ADV and the filing fee. The filing fee shall be deemed received by the Office of ~~Financial Regulation~~ on the "payment date" reflected on the CRD "disbursement detail" report. Forms ADV and ADV-W are incorporated by reference in subsection 69W-301.002(7), F.A.C.

(2) All investment advisers registered in this state through the IARD requesting initial ~~notice-filing registration~~, amendment, or termination of a branch of such investment adviser shall file the Uniform Branch Office Registration Form (Form BR) ~~Form BR~~ and the assessment fee required by Section ~~517.1202(2) 517.12(10) or (11)~~, F.S., with the Central Registration Depository System of FINRA (CRD) ~~CRD of the FINRA~~ in accordance with subsection 69W-301.002(2), F.A.C. However, all responses to requests by the Office of ~~Financial Regulation~~ for additional information shall be filed directly with the Office of ~~Financial Regulation~~. Any notice-filing for Applications for registration as a branch office of a Florida registered investment adviser filed with the Office of Financial Regulation through the CRD shall be deemed received by the Office of Financial Regulation upon receipt of the Form BR and the application fee. The application fee shall be deemed received by the Office of Financial Regulation on the "payment date" reflected on the CRD "disbursement detail" report. An investment adviser must be registered with the Office before its branch office may notice-file. Form BR is incorporated by reference in subsection 69W-301.002(7), F.A.C.

(3) All investment advisers registered in this state through the IARD requesting initial registration, amendment, reaffiliation or termination of an associated person of such investment adviser may file the Uniform Application for Securities Industry Registration or Transfer (Form U-4) ~~Form U-4~~ or Uniform Termination Notice for Securities Industry Registration (Form U-5) ~~Form U-5~~ and the assessment fee required by Section 517.12(10) or (11), F.S., with the CRD ~~of the FINRA~~ in accordance with subsection 69W-301.002(2), F.A.C. However, all responses to requests by the Office of ~~Financial Regulation~~ for additional information shall be filed directly with the Office of ~~Financial Regulation~~. Forms U-4 and U-5 are incorporated by reference in subsection 69W-301.002(7), F.A.C.

Rulemaking Authority 517.03, 517.12(6), (15), 517.1202 FS. Law Implemented 517.12(10), (11), (15), 517.1202 FS. History—New 7-31-02, Formerly 3E-600.0093, Amended 3-16-06, 5-15-07, 11-22-10,_____.

69W-600.014 Books and Records Requirements.

Except as otherwise provided herein, every dealer, investment adviser, branch office, and associated person conducting business in this state shall prepare and maintain on a current

basis, and preserve for the periods of time specified, such records, prescribed herein, as are appropriate for said dealer's, investment adviser's, branch office's, or associated person's course of business, and are sufficient to provide an audit trail of all business transactions by said dealer, investment adviser, associated person, or branch office. Associated persons who conduct business from a ~~registered~~ branch office notice-filed in this state shall be exempt from the provisions of this rule.

(1) through (8) No change.

Rulemaking Authority 517.03(1), 517.121(1), 517.1215 FS. Law Implemented 517.121(1), 517.1215 FS. History—New 12-5-79, Amended 9-20-82, Formerly 3E-600.14, Amended 10-14-90, 8-1-91, 6-16-92, 1-11-93, 9-9-96, 6-22-98, 1-25-00, 10-30-03, Formerly 3E-600.014, Amended 10-23-06, 5-15-07, 11-22-10,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Alisa Goldberg, Bureau Chief of Registrations, Division of Securities

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Financial Services Commission
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 6, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 16, 2013

DEPARTMENT OF FINANCIAL SERVICES

Securities

RULE NO.: RULE TITLE:

69W-1000.001 Disciplinary Guidelines

PURPOSE AND EFFECT: The proposed rule amendment updates the Office of Financial Regulation's (Office) disciplinary guidelines for Chapter 517, F.S., to specify sanctions for certain branch offices conducting securities transactions who fail to notice file with the Office as required under Section 517.1202, F.S., created under Chapter 2013-202, Laws of Florida. The sanctions for a first or subsequent occurrence provide for a fine up to \$10,000, summary suspension of the branch office, and/or revocation. The rule is also amended to incorporate the disciplinary guidelines by reference in accordance with Section 120.54(1)(i), F.S. A copy of the proposed incorporated disciplinary guidelines can be accessed at <http://www.flofr.com/StaticPages/documents/69W-1000.001.pdf>.

SUMMARY: The proposed rule amendment updates the Office of Financial Regulation's (Office) disciplinary guidelines for Chapter 517, F.S., to specify sanctions for certain branch offices conducting securities transactions who fail to notice file with the Office as required under Section 517.1202, F.S., created under Chapter 2013-202, Laws of Florida. The sanctions for a first or subsequent occurrence provide for a fine up to \$10,000, summary suspension of the branch office, and/or revocation. The rule is also amended to

incorporate the disciplinary guidelines by reference in accordance with Section 120.54(1)(i), F.S. A copy of the proposed incorporated disciplinary guidelines can be accessed at <http://www.flofr.com/StaticPages/documents/69W-1000.001.pdf>.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: 1) No requirement for a SERC was triggered under Section 120.541(1); and 2) The amendments will not exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 517.1611(1) FS.
LAW IMPLEMENTED: 517.1611(1), 517.191(4), 517.221(3) 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: John Kim, (850)410-9781, john.kim@flofr.com. A copy of the proposed incorporated disciplinary guidelines can be accessed at <http://www.flofr.com/StaticPages/documents/69W-1000.001.pdf>

THE FULL TEXT OF THE PROPOSED RULE IS:

69W-1000.001 Disciplinary Guidelines.

(1) Pursuant to Section 517.1611, F.S., disciplinary guidelines applicable to each ground for which disciplinary action may be imposed by the Office against an individual or a firm under Chapter 517, F.S., are hereby adopted. The disciplinary guidelines are contained in "Office of Financial Regulation, Division of Securities, Disciplinary Guidelines for Dealers, Investment Advisers and Associated Persons", which is hereby incorporated by reference. A copy of the disciplinary guidelines may be obtained by mail from the Florida Office of Financial Regulation, Division of Securities, 200 E. Gaines Street, Tallahassee, Florida 32399, or may be obtained

electronically through the following website: <http://www.flrules.org/> ~~<http://www.flofr.com/Securities/index.htm>~~.

(2) through (9) No change.

Rulemaking Authority 517.1611(1) FS. Law Implemented 517.1611(1), 517.191(4), 517.221(3) FS. History--New 11-22-10, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Alisa Goldberg, Bureau Chief of Registrations, Division of Securities

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 6, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 16, 2013

**Section III
Notice of Changes, Corrections and
Withdrawals**

NONE

**Section IV
Emergency Rules**

NONE

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

DEPARTMENT OF LAW ENFORCEMENT
Criminal Justice Standards and Training Commission
RULE NO.: RULE TITLE:

11B-27.00212: Maintenance of Officer Certification
The Criminal Justice Standards and Training Commission hereby gives notice that it has issued an order. On July 11, 2013, the Criminal Justice Standards and Training Commission received a petition for a permanent waiver of subsection 11B-27.00212(11), F.A.C., by Marilyn Doster Trollinger. Subsection 11B-27.00212(11), F.A.C., requires officers to become re-employed within four years of the date of their last separation from employment. Notice of receipt of the petition was published in the Florida Administrative Register Volume 39, Number 136, on July 12, 2013. The

Petition was supported by the Petitioner's prospective employer, Broward County Sheriff's Office.

On August 8, 2013, at its regularly scheduled business agenda meeting held in Ponte Vedra, FL, the Commission found that the Petitioner's situation is not unique. The Petitioner did not demonstrate that the strict application of the Commission's rules in this case would violate the principles of fairness. The Petitioner's four years to become employed will expire on August 26, 2013. The prospective employer has already determined that it is considering hiring Petitioner. The Commission found that the purposes of the underlying statute, Section 943.1395(1), F.S., to ensure that officers meet strict qualification criteria and minimum training requirements, would not be addressed in an alternative method by granting this rule waiver. The Commission denied the Petitioner's waiver request.

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

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NO.: RULE TITLE:

11B-18.005: Establishment of Regional Training Councils

The Criminal Justice Standards and Training Commission hereby gives notice: that on June 13, 2013, the Criminal Justice Standards and Training Commission received a petition for a permanent waiver of paragraphs 11B-18.005(5)(b) and (d), F.A.C., from State Regional Law Enforcement Training Council XIII. Paragraphs 11B-18.005(5)(b) and (d), F.A.C., require the Region XIII Training Council to have no more than two members from any one agency and a definite panoply of members from correctional institutions. The petition supports the requested waiver by stating that there are no other correctional institutions other than the county facility run by the Sheriff's Office. The Sheriff's Office also runs many town police departments on contract, runs the port, and various other law enforcement venues. In order to comply with the rule, Region XIII would have to go outside of the Region to find members, which defeats the purpose of the council.

Petitioner stated that the council will suffer a substantial hardship if the waiver is not granted because the county correctional facility would not be properly represented. The council further stated that it would also violate principles of fairness to not grant the petition because the Council would have to reach out to agencies outside of the Council's region for members to fill the seats which should be filled from within the Region.

Notice of receipt of the petition was published in the Florida Administrative Register Volume 39, Number 119, July 19, 2013.

On August 8, 2013, pursuant to notice, at a meeting held in Ponte Vedra Beach, Florida, the Commission found that the Petitioner's situation is unique. The Petitioner demonstrated that the strict application of the Commission's rules in this case would violate the principles of fairness. The composition of the State Regional Law Enforcement Training Council XIII must be amended to permit more than two members to be from the same agency. After careful consideration of the facts in this matter, the Commission issued an order granting the Petitioner's waiver.

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

DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

RULE NO.: RULE TITLE:

64B4-3.0085: Intern Registration

NOTICE IS HEREBY GIVEN that on July 16, 2013, the Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, received a petition for Patricia Duda, seeking a variance or waiver of subsection 64B4-3.0085(4), F.A.C., which requires that an intern is required to identify a qualified supervisor by requesting that the supervisor submit a letter to the Board with the applicant's name, supervisor's name, supervisor's license number, and a statement that he or she has agreed to provide supervision while the applicant is a registered intern.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258. Comments on this petition should be filed with the Board within 14 days of publication of this notice.

DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

RULE NO.: RULE TITLE:

64B4-31.007: Definition of a "Licensed Mental Health Counselor or the Equivalent, Who Is a Qualified Supervisor."

NOTICE IS HEREBY GIVEN that on June 28, 2013, the Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, received a petition for

Elizabeth Lameria Jacobson, PhD, LMHC, seeking a variance or waiver of paragraph 64B4-31.007(2)(a), F.A.C., which requires that qualified supervisors who provide supervision in Florida for interns and trainees must meet the equivalency standards of subsection (1) and have completed five (5) years of clinical experience, two (2) years of which can be earned during a post-masters clinical internship with the remaining three (3) years of experience earned post-licensure.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258. Comments on this petition should be filed with the Board within 14 days of publication of this notice.

DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

RULE NO.: RULE TITLE:

64B4-3.0085: Intern Registration

NOTICE IS HEREBY GIVEN that on July 23, 2013, the Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, received a petition for Christine Rothberg, seeking a variance or waiver of paragraph 64B4-3.0085(3)(a), F.A.C., which requires that prior to changing or adding another qualified supervisor, the registered intern must request that the new supervisor submit a letter to the Board with the registered intern's name, the intern's license number, the supervisor's name, the supervisor's license number, and a statement that he or she has agreed to provide supervision to the registered intern.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sue Foster, Executive Director, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258. Comments on this petition should be filed with the Board within 14 days of publication of this notice.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Agency for Persons with Disabilities

RULE NO.: RULE TITLE:

65G-2.012: Group Home Facility Standards

The Agency for Persons with Disabilities hereby gives notice: on May 31, 2013, the Agency for Persons with Disabilities received a petition for Variance from Great Living, LLC seeking variance from subparagraph 65G-2.012(8)(c)2., F.A.C., for one specific bedroom located at 1330 Providence Blvd in Deltona, Florida. Subparagraph 65G-2.012(8)(c)2., states that "multi-occupancy rooms shall provide at least 60 square feet

per resident of usable floor space." Great Living, LLC was seeking variance to allow two residents to stay in a bedroom with less than 120 square feet of living space without the removal of a section of the wall.

The Agency grants the Petitioner's request for a permanent variance of subparagraph 65G-2.012(8)(c)2., with respect to the bedroom specifically identified by the Petitioner, located at 1330 Providence Blvd., Deltona, Florida 32725, which contains 112.4 square feet of usable floor space. As such, the Petitioner may house two or fewer residents in the bedroom. This variance shall only apply to the resident's bedroom referenced above and does not waive the floor space requirements for any other portion of the Petitioner's facility.

A copy of the Order or additional information may be obtained by contacting: Amanda Soule, Acting Agency Clerk, Agency for Persons with Disabilities, 4030 Esplanade Way, Suite 380, Tallahassee, FL

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

Division of Historical Resources

The Bureau of Historic Preservation announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, September 4, 2013, 9:00 a.m. – conclusion.

PLACE: Heritage Hall (Auditorium), R.A. Gray Building, Tallahassee.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public review and ranking of the 2015 Small Matching (Acquisition & Development) Historic Preservation Grant applications.

A copy of the agenda may be obtained by contacting: Historic Preservation Grant staff at (800)847-7278; email us at: BHPgrants@Dos.MyFlorida.com, or visit www.flheritage.com/grants.

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 grant staff via telephone at (800)847-7278 or via email at BHPgrants@Dos.MyFlorida.com. 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).

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: Grant Staff via telephone at (800)847-7278 or via email at BHPgrants@Dos.MyFlorida.com.

DEPARTMENT OF STATE

Division of Historical Resources

The Bureau of Historic Preservation announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 5, 2013, 9:00 a. m. – conclusion.

PLACE: Heritage Hall (Auditorium), R. A. Gray Building, Tallahassee.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public review and ranking of the 2015 Small Matching (Protection & Education) Historic Preservation Grant application.

A copy of the agenda may be obtained by contacting: Historic Preservation Grant Staff at (800)847-7278; email us at: BHPgrants@Dos.MyFlorida.com, or visit www.flheritage.com/grants.

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: Grant staff via telephone at (800)847-7278 or via email at BHPgrants@Dos.MyFlorida.com. 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).

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: Grant staff via telephone at (800)847-7278 or via email at BHPgrants@Dos.MyFlorida.com.

DEPARTMENT OF STATE

Division of Historical Resources

The Bureau of Historic Preservation announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 6, 2013, 9:00 a.m. – conclusion.

PLACE: Heritage Hall (Auditorium), R. A. Gray Building, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public review and ranking of the 2015 Small Matching (Protection & Education) Historic Preservation Grant application.

A copy of the agenda may be obtained by contacting: Historic Preservation Grant Staff at (800)847-7278; email us at: BHPgrants@Dos.MyFlorida.com, or visit www.flheritage.com/grants.

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: Grant staff via telephone at (800)847-7278 or via email at BHPgrants@Dos.MyFlorida.com. 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).

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: Grant staff via telephone at (800)847-7278 or via email at BHPgrants@Dos.MyFlorida.com.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The Florida Agricultural Museum Executive Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 23, 2013, 11:00 a.m.

PLACE: Flagler County Offices, 1769 East Moody Blvd., Bldg. 2, Bunnell, FL 32110

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Executive Committee to discuss general business.

A copy of the agenda may be obtained by contacting: Susan Reese at (850)617-7700 or email at Susan.Reese@FreshFromFlorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Susan Reese at (850)617-7700 or email at Susan.Reese@FreshFromFlorida.com. 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).

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The Florida Agricultural Museum Strategic Planning Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 23, 2013, 12:00 Noon

PLACE: Flagler County Offices, 1769 East Moody Blvd., Bldg. 2, Bunnell, FL 32110

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting to discuss strategic planning for upcoming year.

A copy of the agenda may be obtained by contacting: Bruce Piatek at (386)446-7630 or by email: BPiatek@MyAgMuseum.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Bruce Piatek at (386)446-7630 or by email: BPiatek@MyAgMuseum.com. 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).

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

The Florida Motor Vehicle Repair Advisory Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, August 29, 2013, 1:30 p.m.

PLACE: 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General meeting of the council.

A copy of the agenda may be obtained by contacting: Tom Steckler, Director, Division of Consumer Services, 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500, (850)922-2966.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting Tom Steckler at (850)922-2966. 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).

PUBLIC SERVICE COMMISSION

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

DATE AND TIME: August 27, 2013, 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider those matters ready for decision.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 364, 366, and 367, F.S.

Persons who may be affected by Commission action on certain items on the conference agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion at the conference, pursuant to Rules 25-22.0021 and 25-22.0022, F.A.C.

The Florida Public Service Commission Conference's Notice, Agenda, related documents, and contact information may be obtained from www.floridapsc.com. Persons needing ADA accommodation to participate should contact the FPSC at least five days prior to the conference via (800)955-8770 (Voice) or (800)955-8771 (TDD) Florida Relay Service.

*Changes to this notice will be published at the earliest practicable time on the Commission's Web site.

PUBLIC SERVICE COMMISSION

The Florida Public Service Commission announces its Internal Affairs Meeting for August 27, 2013, to which all interested persons are invited.

DATE AND TIME: August 27, 2013, immediately following the Commission Conference which commences at 9:30 a.m. in Joseph P. Cresse Hearing Room 148

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Conference Room 140, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and make decisions on matters which affect the operation of the Commission.

Internal Affairs Agendas and Florida Public Service Commission's contact information may be obtained from www.floridapsc.com. Persons needing ADA accommodation to participate should contact the FPSC at least five days prior to the conference via (800)955-8770 (Voice) or (800)955-8771 (TDD) Florida Relay Service.

*Changes to this notice will be published at the earliest practicable time on the Commission's Web site.

EXECUTIVE OFFICE OF THE GOVERNOR

The Executive Office of the Governor – Chief Inspector General's Office announces a public meeting to which all persons are invited.

DATE AND TIME: August 23, 2013, 10:00 a.m.

PLACE: The Capitol, 3rd Floor, Room 301 (Senate Press Room)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of candidates for the recruitment and selection of the Inspector General for Citizens Property Insurance Corporation.

A copy of the agenda may be obtained by contacting Sharon Doredant by email, doredans@dor.state.fl.us; phone, (850)617-8152; or mail: Office of the Inspector General, P.O. Box 37372-7372, Tallahassee, Florida 32315-7372.

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 Sharon Doredant by email, doredans@dor.state.fl.us, or phone, (850)617-8152. 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).

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

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

DATE AND TIME: August 23, 2013, 10:00 a.m., Lake Belt Mitigation Committee.

PLACE: District Headquarters, B-2, 1st Floor, EMD Training Room, 3301 Gun Club Road, West Palm Beach, FL 33406.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Lake Belt Mitigation Committee (LBMC), created pursuant to Section 373.41492, Florida Statutes, to discuss a variety of Lake Belt issues.

All or part of these meetings may be conducted as a teleconference in order to permit maximum participation.

Teleconference information: Local SFWMD, (561)682-6700; nationwide toll-free, (866)433-6299; meeting ID number, 1327.

A copy of the agenda may be obtained by contacting: Lourdes Elias, (561)682-2706 or <http://www.sfwmd.gov/miamidade>. Click on "Task Force and Coordination Teams" in the Related Links section.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: District Clerk, (561)685-2087. 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: South Florida Water Management District, Attention: Lourdes Elias, MSC 4110, 3301 Gun Club Road, PO Box 24680, West Palm Beach, FL 33416-4680.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

The Big Cypress Basin announces a public meeting to which all persons are invited.

DATE AND TIME: August 22, 2013, 9:00 a.m.

PLACE: 2660 Horseshoe Drive N, Naples, FL 34104

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct regular Big Cypress Basin Board business. Establish FY14 budget and final millage rate to levy ad valorem taxes within the Big Cypress Basin.

A copy of the agenda may be obtained by contacting: Barbra Pinx, (239)263-7615, ext. 7602.

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: Barbra Pinx, (239)263-7615, ext. 7602. 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).

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: Barbra Pinx, (239)263-7615, ext. 7602.

Two (2) or more members of the Restore Ace Selection committee and/or the Collier County Floodplain Management Committee may attend and participate in the discussion.

DEPARTMENT OF ELDER AFFAIRS

Statewide Public Guardianship Office

The Department of Elder Affairs, Statewide Public Guardianship Office announces a workshop to which all persons are invited.

DATE AND TIME: August 22, 2013, 11:00 a.m. EST

PLACE: Conference call: (888)670-3525, participant code number 7919129022#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review of By-Laws of the Foundation for Indigent Guardianship, Inc.

A copy of the agenda may be obtained by contacting Angela Runyan, (850)414-2381.

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 Angela Runyan, (850)414-2381. 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 Angela Runyan, (850)414-2381.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Department of Business and Professional Regulation, The Florida Building Commission, “the Commission”, announces public meetings to which all persons are invited.

DATES AND TIMES: August 22, 2013, 3:00 p.m.; August 23, 2013, 8:30 a.m.

PLACE: Hilton Ft. Lauderdale Beach Resort, 505 N. Ft. Lauderdale Beach Blvd, Ft. Lauderdale Beach Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Florida Building Commission will review proposed modifications for the next edition of the Florida Building Code; review and decide on Accessibility Waiver Applications, review and decide on requests for Declaratory Statements; and take up and consider such other matters that appear on the Commission’s agenda. Specifically, the Commission will address:

Welcome and Opening, Roll Call

Review and Approval of Meeting Agenda

Rule Development Workshop, Rule 61G20-1.001, Florida Administrative Code

Recess until 8:30 a.m., August 23, 2013

Welcome and Opening, Roll Call

Review and Approval of Previous Meeting Minutes

Chairman’s Discussion Items:

a. Appointments

b. Resolutions for Departing Commissioners

Accessibility Waiver Applications:

a. 5th Street Marina, 341 NW South River Drive, Miami

b. Off the Wall Trampoline Fun Center, 4939 Coconut Creek Parkway Coconut Creek

c. Blocks Pizza Deli, 1997 Washington Avenue, Miami Beach

d. Playa De Oro, 751 Meridian Avenue, Miami Beach

e. 1233 Collins Hotel, 1233 Collins Avenue, Miami Beach

f. Amnesty Permit for Existing Two Story Offices, 7194 S. W. 47th Street, Miami

g. Kappa Delta Sorority House, 555 West Jefferson Street, Tallahassee

h. Johnny D’s Beach Bar and Grill, 1005 N. Oceanshore Boulevard, Flagler Beach

i. Freshaveli, 20 N. E. 41 Street #3, Miami

Applications for Product and Entity Approval

Applications for Accreditor and Course Approval

Petitions for Declaratory Statement

DS 2013-031 by Broward County Board of Rules and Appeals

DS 2013-046 by Sal Delfino of Peterson Aluminum Corp.

DS 2013-048 by James Stolz

DS 2013-053 by Jared Cejka of Pella Windows & Doors

Certification of Equivalence, 2013 Florida Building Code to 2012 International Energy Conservation Code and ASHRAE

Commission Funded Research

Rules:

a. Repeal of Rule 61G20-5, Thermal Efficiency Standards

b. Rule Development Workshop, Product Approval, Rules 61G20-3.001, 61G20-3.002 and 61G20-3.007

Florida Building Commission Logo

Committee Reports:

a. Accessibility Technical Advisory Committee

b. Code Administration Technical Advisory Committee

c. Education Program Oversight Committee

d. Electrical Technical Advisory Committee

e. Energy Technical Advisory Committee

f. Fire Technical Advisory Committee

g. Hurricane Research Advisory Committee

h. Mechanical Technical Advisory Committee

i. Plumbing Technical Advisory Committee

j. Product Approval Program Oversight Committee

k. Roofing Technical Advisory Committee

l. Special Occupancy Technical Advisory Committee

m. Structural Technical Advisory Committee

n. Swimming Pool Technical Advisory Committee

Public Comment

Commissioner Comment

Adjourn

A copy of the agenda may be obtained by contacting: Mr. Jim Richmond or Marlita Peters, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0772 or call (850)487-1824, refer to http://www.floridabuilding.org/fbc/meetings/1_meetings.htm.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, 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, (800)955-8771 (TDD) or (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. Jim Richmond or Marlita Peters, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0772, call (850)487-1824 or visit our website at www.floridabuilding.org.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Department of Business and Professional Regulation, The Florida Building Commission, “the Commission”, announces a public meeting to which all persons are invited.

DATE AND TIME: August 22, 2013, 1:00 p.m.

PLACE: Hilton Ft Lauderdale Beach Resort, 505 N. Ft. Lauderdale Beach Blvd, Ft. Lauderdale Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Chairpersons of the Florida Building Commission’s Committees will meet to discuss commission funded research and recommendations from each respective committee.

A copy of the agenda may be obtained by contacting: Mr. Jim Richmond or Marlita Peters, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0772 or call (850)487-1824, refer to http://www.floridabuilding.org/fbc/meetings/1_meetings.htm.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, 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, (800)955-8771 (TDD) or (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 refer to http://www.floridabuilding.org/fbc/meetings/1_meetings.htm, contact Mr. Jim Richmond or Marlita Peters, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0772, call (850)487-1824 or visit our website at www.floridabuilding.org.

DEPARTMENT OF HEALTH

Board of Orthotists and Prosthetists

The Board of Orthotists & Prosthetists announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 6, 2013, 1:00 p.m., at meet me number (888)670-3525, participate passcode 9238150597.

PLACE: Department of Health, 4042 Bald Cypress Way, Tallahassee, Florida 32399.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Sherra W. Causey, Board of Orthotists & Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 3299-3257

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Sherra W. Causey. 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).

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 CHILDREN AND FAMILY SERVICES
Economic Self-Sufficiency Program

The Office of Public Benefit Integrity announces public meetings to which all persons are invited.

DATES AND TIMES: Meeting #1: Reply Opening and Review of Mandatory Requirements, August 21, 2013, 3:00 p.m.

Meeting #2: Debriefing of the Evaluators and Ranking of the Replies, September 3, 2013, 10:00 a.m. – 12:00 Noon

Meeting #3: Meeting of Negotiation Team to Develop Recommendation for Award, September 30, 2013, 10:00 a.m. – 12:00 Noon

PLACE: Location for meetings #1 (Reply Opening) and #2 (Debriefing of Evaluators) will be: Department of Children and Families, 1317 Winewood Blvd, Building 1, Room 132, Tallahassee, FL 32399-0700. Location for meeting #3 (Recommendation for Award) is TBD.

GENERAL SUBJECT MATTER TO BE CONSIDERED: All meetings are concerning the Department of Children and Families (DCF) Invitation to Negotiate (ITN) #07F13GC1 - Public Assistance Benefit Overpayment Recovery. The ITN is posted on the Department of Management Services Vendor Bid System (VBS) at http://vbs.dms.state.fl.us/vbs/main_menu.

The agenda for each meeting will be posted on the DCF website as well as the VBS.

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: Tammy K. Lary, Procurement Manager at Florida Department of Children and Families, 1317 Winewood Blvd., Building 2, Suite 202-F, Tallahassee, FL 32399-0700 or by email at Tammy_Lary@dcf.state.fl.us. 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: Tammy K. Lary, Procurement Manager.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES
Agency for Persons with Disabilities

The Agency for Persons with Disabilities announces a public meeting to which all persons are invited.

DATE AND TIME: August 22, 2013, 10:00 a.m. – 11:30 a.m.

PLACE: Agency for Persons with Disabilities, 4030 Esplanade Way, Room 335N

Conference call-in number (888)670-3525, participant code 5106539718 then press #.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is intended to obtain public input for improving behavioral services of Floridians with developmental disabilities.

A copy of the agenda may be obtained by contacting: <http://apd.myflorida.com/publications/legal/>; Tracey Tolbert, Agency for Persons with Disabilities, 4030 Esplanade Way, Suite 350, Tallahassee, FL 32399; (850)488-4358.

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: Tracey Tolbert, Agency for Persons with Disabilities, 4030 Esplanade Way, Suite 350, Tallahassee, FL

32399, (850)488-4358. 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: Tracey Tolbert, Agency for Persons with Disabilities, 4030 Esplanade Way, Suite 350, Tallahassee, FL 32399, (850)488-4358.

FLORIDA COLLEGE SYSTEM RISK MANAGEMENT CONSORTIUM

The Florida College System Risk Management Consortium announces a workshop to which all persons are invited.

DATE AND TIME: Thursday, August 22, 2013, 9:00 a.m. – 2:00 p.m.

PLACE: Renaissance Hotel & Resort Orlando Airport, 5445 Forbes Place, Orlando, FL 32812.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business meeting.

A copy of the agenda may be obtained by contacting: Florida College System Risk Management Consortium, 4500 NW 27th Avenue, Bldg. D2, Gainesville, FL 32605.

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: Florida College System Risk Management Consortium, 4500 NW 27th Avenue, Bldg. D2, Gainesville, FL 32605. 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: Florida College System Risk Management Consortium, 4500 NW 27th Avenue, Bldg. D2, Gainesville, FL 32605, (352)955-2190.

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.

The FWCJUA Rates & Forms Committee announces a public meeting to which all persons are invited.

DATE AND TIME: September 10, 2013, 1:00 p.m. (Eastern Time)

PLACE: FWCJUA Office, located at 6003 Honore Avenue, Suite 204, Sarasota, FL 34238.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics may include approval of minutes; actuarial services provider selection; 2014 rate indication; NCCI affiliation; loss sensitive rating plan; Operations Manual; and review of rates, rating plans and policy forms and associated matters to include application forms.

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.

**Section VII
Notice 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 David R. Baldinger, M.D., on August 13, 2013. The Petitioner seeks a declaratory statement from the Board with regard to Section 458.331, Florida Statutes, as it relates to the current restriction on the Petitioner’s license and the proposed speaker’s contract by a pharmaceutical company to conduct training programs for local physicians, for which Petitioner will receive a speaking fee. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice. Copies of the petition may be obtained by contacting: Allison M. Dudley, J.D., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253, by email at Allison_Dudley@doh.state.fl.us, or by telephoning (850)245-4137.

**Section VIII
Notice of Petitions and Dispositions
Regarding the Validity of Rules**

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

NONE

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

NONE

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

NONE

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

NONE

**Section XI
Notices Regarding Bids, Proposals and
Purchasing**

Florida Developmental Disabilities Council

RFP 2013-CD-10900 Early Steps Evaluator Credentialing

REQUEST FOR PROPOSALS (FDDC #2013-CD-10900)

2 Early Steps Evaluator Credentialing

The Florida Developmental Disabilities Council, Inc. (FDDC) is pleased to announce that this request for proposals (RFP #2013-CD-10900) is released to create a new credentialing process for the State of Florida’s Early Steps Program to ensure that providers who conduct evaluation and assessment services to determine Part C eligibility are appropriately and adequately prepared and trained.

Individuals, not-for-profit, and for-profit agencies may submit proposals in response to this RFP. FDDC has set aside \$80,000 – \$100,000 of federal funds for a period not to exceed one (1) year for fiscal support of this RFP. The exact amount of this contract will be developed during contract negotiations. Copies of this RFP can be downloaded from the FDDC website (www.fddc.org); copies may be requested by writing FDDC at 124 Marriott Drive, Suite 203, Tallahassee, FL 32301, or by calling (850)488-4180, toll-free (800)580-7801, or TDD toll-free, (888)488-8633.

The deadline for submitting written questions and letters of intent for this RFP is August 27, 2013 by 4:00 p.m. EDT. Letters of intent are encouraged but not mandatory. Letters of Intent will only be accepted by fax, mail, or hand delivery. Letters of Intent by email will not be accepted. All answers to written questions will be posted on the FDDC website during the week of September 2, 2013. The deadline for submitting proposals for this RFP to FDDC is September 16, 2013 by 2:00 p.m. EDT.

The above announcement will appear in the Florida Administrative Register and on the FDDC web page (fddc.org) on August 14, 2013.

Please forward all requests for copies of this RFP to Carolyn Williams.

Questions are to be submitted in written format only. This is a legal process and we cannot answer questions verbally.

HILLSBOROUGH COUNTY AVIATION AUTHORITY
 HCAA RFQ 13-411-038 Project No. 6255 14 GA Master Plan
 HILLSBOROUGH COUNTY AVIATION AUTHORITY
 (AUTHORITY)

Request for Qualifications
 Solicitation Number 13-411-038
 Project Number 6255 14

Sealed qualifications for the GA Master Plan will be received from consulting firms by the Authority at Tampa International Airport Offices located at 4160 George J. Bean Parkway, Suite 2400, Administrative Building, Second Level, Red Side, Tampa, Florida 33607.

Solicitation documents and detailed requirements will be available on the Tampa International Airport website at www.tampairport.com, Airport Business, Active Solicitations on Wednesday August 21, 2013 by 5:00 p.m.

Section XII
Miscellaneous

DEPARTMENT OF ENVIRONMENTAL PROTECTION
 NOTICE OF INTENT TO GRANT VARIANCE
 RULE NO.: RULE TITLE:
 62-4.244: Mixing Zones: Surface Waters

The Department of Environmental Protection gives notice of its intent to grant a variance under Section 403.201, F.S., from the provisions of paragraph 62-4.244(5)(c), F.A.C., to the Palm Beach County, File No. 0303863-003-BV, to allow a 2,000 meter mixing zone for beach fill placement in conjunction with the Jupiter-Carlin Nourishment Project. The nourishment site is located between R-13 and R-19, in Palm Beach County, Sections 5, 32, Township 40, 41 South, Range 43 East, in the Atlantic Ocean, Class III Waters. The variance is being granted because there is no practicable means known or available for the adequate control of the pollution involved. The request for a variance was received on January 28, 2013. The Department's file on this matter is available for public inspection at the Department of Environmental Protection's website: ftp://ftp.dep.state.fl.us/pub/ENV-PRMT/palm_bch/pending/0303863_Jupiter_Carlin_Shore_Protection/002-JC/

This action is final and effective on the date filed with the Clerk of the Department unless a petition for an administrative hearing is timely filed under Sections 120.569 and 120.57, F.S., before the deadline for filing a petition. On the filing of a timely and sufficient petition, this action will not be final and effective until further order of the Department. Because the administrative hearing process is designed to formulate final agency action, the hearing process may result in a modification of the agency action or even denial of the application.

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. Pursuant to Rule 28-106.201, F.A.C., a petition for an administrative hearing must contain the following information: (a) The name and address of each agency affected and each agency's file or identification number, if known; (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination; (c) A statement of when and how the petitioner received notice of the agency decision; (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate; (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action; (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

The petition must be filed (received by the Clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, MS 35, Tallahassee, Florida 32399-3000. Also, a copy of the petition shall be mailed to the applicant at the address indicated above at the time of filing.

Petitions for an administrative hearing must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first. Under Section 120.60(3), F.S., however, any person who has asked the Department for notice of agency action may file a petition

within 14 days of receipt of such notice, regardless of the date of publication. The failure to file a petition within the appropriate time period shall constitute a waiver of that person's right to request an administrative hearing under Sections 120.569 and 120.57, F.S., or to intervene in this proceeding and participate as a party to it. Any subsequent intervention (in a proceeding initiated by another party) will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

Under subsection 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, MS 35, Tallahassee, Florida 32399-3000, before the applicable deadline for filing a petition for an administrative hearing. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon.

Mediation is not available in this proceeding.

Once this decision becomes final, any party to this action has the right to seek judicial review pursuant to Section 120.68, F.S., by filing a Notice of Appeal pursuant to Rules 9.110 and 9.190, Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, MS 35, Tallahassee, Florida 32399-3000; and by filing a copy of the Notice of Appeal accompanied by the applicable filing fees with the appropriate District Court of Appeal. The Notice of Appeal must be filed within 30 days from the date this action is filed with the Clerk of the Department.

DEPARTMENT OF JUVENILE JUSTICE

Policy and Procedures Update

The Department of Juvenile Justice has posted a new policy for comment and review: FDJJ 1205.70 Social Media Usage. The policy and related procedure will be posted until August 27, 2013 on the Department's webpage at <http://www.djj.state.fl.us/partners/policies-resources/departments-policies/policies-under-review>. Directions for submitting comments can be found at the above webpage.

Section XIII
Index to Rules Filed During Preceding
Week

NOTE: The above section will be published on Tuesday beginning October 2, 2012, unless Monday is a holiday, then it will be published on Wednesday of that week.
