

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

COMMISSION ON ETHICS

RULE NOS.:	RULE TITLES:
34-17.001	Scope and Applicability of Chapter
34-17.002	Time Periods
34-17.003	Filing and Serving Documents; Facsimile Transmissions
34-17.004	Staff Procedures upon Receipt of a Referral
34-17.005	Review for Sufficiency of Allegations of Breach of Public Trust and Ordering Preliminary Investigation
34-17.006	Delegation of Authority
34-17.007	Subpoenas During Preliminary Investigation
34-17.008	Investigations
34-17.009	Counsel
34-17.010	Probable Cause Determination
34-17.011	Notification of Manner of Disposition
34-17.012	Confidentiality
34-17.013	Public Hearings
34-17.014	Parties to Public Hearings
34-17.015	Disqualification of Commission Members
34-17.016	Ex Parte Communications
34-17.017	Stipulations, Settlements and Consent Orders
34-17.018	Action on Recommended Public Report or Recommended Order by the Full Commission
34-17.019	Transmittal of Public Report

PURPOSE AND EFFECT: Section 113.324(1)(b), F.S., authorizes the Commission on Ethics to accept written referrals of possible violations of Article II, Section 8, Florida Constitution, or the Code of Ethics for Public Officers and Employees from the Governor, the Florida Department of Law Enforcement, a state attorney, or a United States attorney. This rule chapter contains the procedures for the consideration and disposition of such referrals.

SUBJECT AREA TO BE ADDRESSED: The procedures for consideration and disposition of referrals.

RULEMAKING AUTHORITY: 112.322(9) FS.

LAW IMPLEMENTED: Art. II, Section 8, Fla. Const., Chapter 2013-36, Section 17, Chapter 2013-38, LOF, 112.322, 112.324 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE

DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Betsy Daley, Senior Attorney, Florida Commission on Ethics, (850)488-7864

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

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE NO.: **RULE TITLE:**

64B-9.003 Military Spouse Temporary License

PURPOSE AND EFFECT: To update the rule text and the material incorporated by reference to conform to statutory requirements, including but not limited to requirements for background screening fees and the process for background screening.

SUBJECT AREA TO BE ADDRESSED: Temporary licenses for military spouses.

RULEMAKING AUTHORITY: 456.024(3) FS.

LAW IMPLEMENTED: 456.024(3) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Allen Hall, Executive Director, Division of Medical Quality Assurance, Medical Therapies-Psychology Board, 4052 Bald Cypress Way, Bin #C-01, Tallahassee, Florida 32399-3257

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

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: **RULE TITLE:**

64B17-3.001 Licensure as a Physical Therapist by Examination

PURPOSE AND EFFECT: The Board proposes the rule amendment to revise the application, Form # DH-MQA 1142, "Application for Licensure .

SUBJECT AREA TO BE ADDRESSED: Application for licensure by examination.

LAW IMPLEMENTED: 456.013, 456.017, 486.031, 486.041, 486.051, 486.061 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: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: RULE TITLE:

64B17-3.003 Licensure by Endorsement

PURPOSE AND EFFECT: The Board proposes the rule amendment to develop standards and criteria for what constitutes “proof of 1000 clinical practice hours.”

SUBJECT AREA TO BE ADDRESSED: Proof of 1000 clinical practice hours.

RULEMAKING AUTHORITY: 486.025, 486.081 FS.

LAW IMPLEMENTED: 486.061, 486.081, 487.031 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

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

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: RULE TITLE:

64B17-4.003 Licensure by Endorsement

PURPOSE AND EFFECT: The Board proposes the rule amendment to develop standards and criteria for what constitutes “proof of 1000 clinical practice hours.”

SUBJECT AREA TO BE ADDRESSED: Proof of 1000 clinical practice hours.

RULEMAKING AUTHORITY: 486.025, 486.081 FS.

LAW IMPLEMENTED: 486.061, 486.081, 487.031 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

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

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: RULE TITLE:

64B17-7.002 Citations

PURPOSE AND EFFECT: The Board proposes the rule amendment to revise the rule to allow for resolution of additional violations through the issuance of citations and to update the rule if necessary.

SUBJECT AREA TO BE ADDRESSED: Resolution of additional violations through the issuance of citations.

RULEMAKING AUTHORITY: 456.077, 486.025 FS.

LAW IMPLEMENTED: 456.077 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

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

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: RULE TITLE:

64B17-7.004 Mediation

PURPOSE AND EFFECT: The Board proposes the rule amendment to revise the rule to allow for resolution of additional violations through mediation and to update the rule if necessary.

SUBJECT AREA TO BE ADDRESSED: Resolution of additional violations through mediation.

RULEMAKING AUTHORITY: 456.078, 486.025 FS.

LAW IMPLEMENTED: 456.078 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

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

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: RULE TITLE:

64B17-7.005 Notice of Noncompliance

PURPOSE AND EFFECT: The Board proposes the rule amendment to revise the rule to allow for resolution of additional violations through issuance of a notice of noncompliance and to update the rule if necessary.

SUBJECT AREA TO BE ADDRESSED: Resolution of additional violations through issuance of notices of noncompliance.

RULEMAKING AUTHORITY: 120.695, 456.073(3), 486.025 FS.

LAW IMPLEMENTED: 120.695, 456.073(3) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Freshwater Fish and Wildlife

RULE NO.: RULE TITLE:

68A-23.012 Special Regulations on Lake Okeechobee

PURPOSE AND EFFECT: The proposed rule amendment is to reduce conflict among recreational anglers and commercial haul seine operations. The amendment proposes to increase the area in which commercial fishers may use a haul seine by 5,100 acres, clarify current rule language, update the current rule language to utilize new technologies, and allow haul seiners to set their nets at midnight. The boundaries for commercial fishers will be set as Global Positioning System coordinates in the associated permit. The proposed amendment will reduce conflict among user groups, enhance law enforcement of the haul seine program and continue to provide effective protection of both commercial and sport fisheries and the lake ecosystem.

SUBJECT AREA TO BE ADDRESSED: Subject areas addressed in the rule development notice include commercial fishing on Lake Okeechobee.

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

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

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The ADA Coordinator at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Mr. Tom Champeau, Director, Division of Freshwater Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E, Suite 201, Tallahassee, Florida 32301, (850)488-4066

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Vessel Registration and Boating Safety

RULE NO.: **RULE TITLE:**
 68D-24.018 St. Johns River Boating Restricted Areas
PURPOSE AND EFFECT: The purpose and effect of this rule development notice is to address needed changes to the boating restricted areas created by this rule. Additionally, the purpose is to address possible rule changes governing vessel speeds on the St. Johns River in Lake, Seminole and Volusia counties, where necessary, to manage this waterway and promote its use for safe boating. Staff has identified several needed changes, to include, but not limited to: repealing regulations in the tributaries of South Moon and Jungle Den Canals; making minor changes to the footprints of the State Road 40 (Astor) Bridge, State Road 44 (Whitehair) Bridge and Lake Monroe boating restricted areas; modifying other areas to match historical boundaries established by regulatory markers; clarifying and modifying the geographic descriptions; updating the rule maps; and removing the authority for Lake, Seminole and Volusia counties to mark the state-adopted year-round boating safety zones.

SUBJECT AREA TO BE ADDRESSED: Vessel speed zones and regulatory markers in the St. Johns River in Lake, Seminole and Volusia Counties.

RULEMAKING AUTHORITY: 327.04, 327.46 FS.
LAW IMPLEMENTED: 327.33(3), 327.46 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:
DATE AND TIME: Tuesday, October 15, 2013, 6:30 p.m.
PLACE: City of Deland Commission Chambers, 120 South Florida Avenue, Deland, Florida 32720

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: ADA Coordinator at (850)488-6411 If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Major Richard Moore, Boating and Waterways Section, Division of Law Enforcement, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)488-5600, Waterway.Management@ MyFWC.com

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Consumer Services

RULE NOS.:	RULE TITLES:
69J-166.002	Mediation of Commercial Residential Property Insurance Claims
69J-166.031	Mediation of Residential Property Insurance Claims

PURPOSE AND EFFECT: The proposed amendments will update the rules to conform with changes made by Chapter 2012-151, Laws of Florida, and the opinion of the Third District Court of Appeal in Fernando Subirats v. Fidelity National Property, 106 So. 3d 997 (Fla. 3rd DCA 2013).

SUBJECT AREA TO BE ADDRESSED: Mediation of residential and commercial residential property insurance claims.

RULEMAKING AUTHORITY: 624.308(1), 626.9611, 627.7015(4) FS.

LAW IMPLEMENTED: 624.307(1), (2), (4), (5), 626.9541(1)(a), (e), (i), (u), 626.9561, 626.9581(1), 626.9641(1)(g), 627.7015 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: October 18, 2013, 10:00 a.m.
PLACE: Room 142, Larson Building, 200 E. Gaines Street, Tallahassee, FL

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least five days before the workshop/meeting by contacting: Tasha Carter at (850)413-5800 or Tasha.Carter@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 DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tasha Carter, Director, Division of Consumer Services, 200 E. Gaines Street, Tallahassee, FL 32399 (850)413-5800. The text of the proposed rules is also available on the Department's website @ <http://www.MyFloridaCFO.com/LegalServices/ruleHearing/>

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

Section II Proposed Rules

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.:	RULE TITLES:
40E-7.511	Policy and Purpose
40E-7.520	Scope and Applicability
40E-7.521	Definitions
40E-7.523	Access to Management Areas; Closures
40E-7.525	Use of Vehicles, Airboats, and Aircraft; Navigational Restrictions
40E-7.526	Equestrian Activities; Use of Saddle Animals
40E-7.527	Hunting
40E-7.528	Bicycling
40E-7.529	Overnight Camping
40E-7.530	Trapping
40E-7.532	Operating Hours
40E-7.534	Special Use Licenses
40E-7.535	Event Authorization
40E-7.537	General Prohibitions
40E-7.538	Establishment of South Florida Water Management District Management Areas Open to the Public
40E-7.5381	Special Provisions for Right of Way of the District
40E-7.5382	Special Provisions for Vacant Undesignated District Lands Open to the Public
40E-7.5383	Special Provisions for Stormwater Treatment Areas (STA's) of the District Open to the Public
40E-7.5384	Special Provisions for Impoundment Areas of the District Open to the Public
40E-7.539	Penalties

PURPOSE AND EFFECT: To amend Rules 40E-7.511, 40E-7.520, 40E-7.521, 40E-7.523, 40E-7.525, 40E-7.526, 40E-7.527, 40E-7.528, 40E-7.529, 40E-7.530, 40E-7.532, 40E-7.534, 40E-7.535, 40E-7.537, 40E-7.538, 40E-7.5381, 40E-7.5382, 40E-7.5383, 40E-7.5384, 40E-7.539 F.A.C. Chapter 40E-7, F.A.C. The Proposed Rule will amend existing public use rules and provide for continued public recreation on District lands consistent with state law and the protection of natural resources.

SUMMARY: District staff have reviewed the Public Use Rule and identified rules in need of clarification, modification, or updating.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The department used a checklist to conduct an economic analysis and determine if there was an adverse impact or regulatory costs of the rule that exceeded the criteria in Section 120.541(2)(a), F.S.. Based upon this analysis, the department has determined that the proposed rule is not expected to require legislative ratification.

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

RULEMAKING AUTHORITY: 373.019, 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.016, 373.056, 373.069, 373.0693, 373.073, 373.079, 373.083, 373.103, 373.1391, 373.59, 373.1401, 790, 810.09 FS.

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

DATE AND TIME: November 14, 2013, 9:00 a.m.

PLACE: South Florida Water Management District, B-1 Headquarters, Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

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: South Florida Water Management District Clerk at 1(800)432-2045 x 2087 or (561)682-2087.. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Steve Coughlin, Section Administrator, Land Stewardship Department, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, ext. 2603 or (561)682-2603 or by email to scoughlin@sfwmd.gov. For procedural questions, please contact Charron Follins, Senior Paralegal, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, ext 6293 or (561)682-6293 or by email cfollins@sfwmd.gov.

THE FULL TEXT OF THE PROPOSED RULE IS:

40E-7.511 Policy and Purpose.

(1) The purpose of Rules 40E-7.511 through 40E-7.539, F.A.C., hereinafter “this Part,” ~~the rule in this part~~ is to further implement the legislative intent expressed in Sections 259.101, 373.016(3)(i)(2)(h), 373.1391, 373.1395, and 373.59(11), F.S., ~~and Chapter 140, Article IV, South Florida Water Management District Policies and Procedures Code,~~ and therefore, to establish regulations governing public access to certain District lands and use of said lands for nature based recreation and allied purposes. It is the intent of these regulations to protect the water resources, native plant communities, fish and wildlife populations, and related natural features of these lands together with any historic and cultural improvements thereon.

(2) Pursuant to Section 373.1395, F.S., ~~Nothing contained in these regulations shall be construed as an assurance~~ by the District provides no assurance that said District lands are safe for any purpose, that the District has a duty of care toward any person entering said lands or that the District is responsible for any injuries or damage to persons or property caused by an act or omission of any person who enters said District lands, including invitees, licensees, contractors, trespassers or other persons.
 Rulemaking Authority 279.101, 373.044, 373.113, 373.171 FS. Law Implemented 259.101, 373.016, 373.056, 373.103, 373.1391, 373.1395, 373.59 FS. History—New 5-24-94, Amended 1-5-03, 7-12-06,_____.

40E-7.520 Scope and Applicability.

- (1) The general regulations contained herein are broad in scope and applicable to all District lands.
- (2) The regulations are applicable to all persons entering upon, using, or visiting said District lands.
- (3) A copy of the regulations contained herein may be posted at entry points, activity areas, and recreation sites equipped with bulletin boards or otherwise made reasonably available to the public.

(4) Consistent with the environmental sensitivity of these areas and the purposes for which the lands were acquired, and all rights, privileges, and protections afforded by the provisions of Section 373.1395, F.S., all District lands are hereby deemed open and available to the public for outdoor recreational purposes and access unless otherwise limited, restricted, or prohibited by special provision in this rule. Nothing in this rule prevents ~~shall prevent~~ other federal, state, or local agencies, including but not limited to those with management contracts with the District, from requiring compliance with their own rules, permits, regulations, ordinances, or laws to the fullest extent of their lawful authority.

(5) Any signage, prohibiting access to or, use of District lands shall only apply to the property or area set forth in or delineated by such signage and a presumption shall exist that all other portions of the Management Areas, Stormwater Treatment Areas, ~~and~~ Impoundment Areas, Rights of Way, and vacant undesignated lands where public access or use is not specifically prohibited are open and available for outdoor recreational purposes unless otherwise limited, restricted or prohibited by the Governing Board. This provision shall not be construed to impede enforcement of trespass statutes including but not limited to Chapter 810, F.S.

(6) When the District authorizes another government entity to jointly manage public recreation on District lands, this Part Chapter 40E 7, Part V, F.A.C., is supplemental to the laws, statutes, ordinances, and rules of the other government entity. When in conflict with this Part, the laws, statutes, ordinances, and rules of the other government entity supersede this Part, unless otherwise inconsistent with Chapter 373, F.S. governmental entities where cooperative agreements for management of certain public uses of district lands have been approved by the Governing Board.

(7) The following District lands are not governed under this Part: exempt from the provisions of Chapter 40E 7, Part V, F.A.C.:

- (a) District office buildings, service centers, field stations, pump stations, ~~water control structures~~ and other facilities.
- (b) District lands that are under a land management lease or agreement with city, county, state, federal agencies, or private entities to assume total management responsibility, including without limitations Water Conservation Areas 1, 2 and 3.

(c) District lands that are commercially leased lands will not be governed by these rules unless the lease specifically permits public access.

(d) District lands on Tribal Reservations.

(8)(e) Public Use Activities that are authorized by this Part are not authorized on District lLands where in which the District has a less than fee interest and where the underlying fee owner has legally restricted or prohibited public access.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.016, 373.056, 373.1391, 373.1395, 373.1401, 373.59 FS. History—New 5-24-94, Amended 11-12-95, 1-7-97, 11-13-97, 1-1-99, 1-5-03, 7-12-06,_____.

40E-7.521 Definitions.

When used in this Ppart:

- (1) “Activity area” means a zone within a management area designated for specific recreational activities.
- (2) “Access point” means a designated location or boundary for public access to a District lands.

(3) “Allied purposes” means other related outdoor activities including, but not limited to, frogging, photography, painting, environmental education, and nature study.

(4) “Camping” means to use a vehicle, tent or shelter, or to arrange bedding or both with the intent to stay overnight.

(5) “Designated road” means any road, path, lane, or trail officially designated by name or number for public vehicular travel.

(6) “District lands” means any real property owned, leased, managed, or controlled by in which the District and includes lands or water areas defined in this Part as has an interest and is limited to Management Areas, Stormwater Treatment Areas, Impoundment Areas, Rights of Way, and vacant undesignated lands.

(7) “Event Authorization” means a permission to access and use District lands in a manner not otherwise provided for or authorized in this Part.

~~(8) “Executive Director” means the person who is in the position of Executive Director for the South Florida Water Management District.~~

~~(8)(9)~~ “Facility” or “Structure” means any object placed on District lands which is intended to be permanently attached to the land for which would be considered a fixture under Florida law.

~~(9)(10)~~ “Group campsite” means a designated campsite for campers whose total is eight (8) or more people.

~~(10)(11)~~ “Horse cart” means a non-motorized two- (2) wheeled vehicle pulled by a single saddle animal.

~~(11)(12)~~ “Hunting device” means any mechanical device used to take or attempt to take wildlife or feral hogs.

~~(12)(13)~~ “Idle Speed” means the minimum speed at which a motorized Vvessel is able to move and maintain adequate steering control.

~~(13)(14)~~ “Impoundment Area” means District lands designated by the Governing Board as an Impoundment Area.

~~(14)(15)~~ “Leased” means the granting of either an exclusive or non-exclusive use of or interest in District lands for a specified period of time.

~~(15)(16)~~ “Outdoor recreational purposes” means natural resource based outdoor recreational activities including, but not limited to, fishing, hunting, horseback riding, bicycling, swimming, camping, hiking, canoeing, boating, airboating, scuba diving, birding, sailing, jogging, picnicking, nature study, water skiing, geocaching, astronomy, and visiting historical, archaeological, scenic or scientific sites.

~~(16)(17)~~ “Management Area” means District lands any Save Our Rivers land, other District land, or combination thereof, designated by the Governing Board as a Management Area. ~~Such lands are managed as single and~~

~~distinct units for the purpose of restoring, preserving, and protecting the water and related environmental resources of said area, including regulating the public uses thereon.~~

~~(17)(18)~~ “Management Unit” means a portion of any ~~Save Our Rivers land or other~~ District lands within a management area that requires a specific public use regulation due to legal, cultural or environmental factors uniquely affecting the specific unit of land, but which is not applicable to the entire management area.

~~(18)(19)~~ “Natural Resources” mean water, soils, flora, and fauna.

~~(19)~~ “This Part” means Rules 40E-7.511 through 40E-7.539, F.A.C.

~~(20)~~ “Personal watercraft” means a Vvessel less than ~~then~~ 16 feet in length which uses an inboard motor powering a water jet pump as its primary source of motorized power and which is designed to be operated by a person sitting, standing, or kneeling on the Vvessel, rather than in the conventional manner of sitting or standing inside the Vvessel.

(21) “Primitive Camping” means no amenities are provided.

(22) “Recreation site” means an improved or unimproved site established to facilitate public use of a designated Management Area, Stormwater Treatment Area, Impoundment Area, Right of Way or vacant undesignated land.

(23) “Recreational trail” means saddle animal riding, hiking, canoeing, bicycling, or jogging trails for use by the public.

~~(24)~~ “Right of Way” or “Rights of Way,” for purposes of this Rule, means those lands the Right of Way acquired by the District in fee, easement, or other type of grant, for the purpose of construction, operation, and maintenance of the canals and levees adopted as Works of the District adopted pursuant to Section 373.086, F.S., including, but not limited to, These Right of Way include the canals, levees, water control structures, spoil areas, and access roads, excluding Stormwater Treatment Areas (STAs) maintenance berms and spoil mounds located thereon.

(25) “Saddle animal” means any animal used to transport a person or property.

~~(26)~~ “Service animal” means ~~an animal such as a guide dog, signal dog or other animal individually trained to provide assistance to an individual with a disability.~~

~~(26)(27)~~ “Special Use License” means a type of license granted by the District to allow access to and use of certain District lands and facilities as set forth in this Part.

~~(27)(28)~~ “Stormwater Treatment Area” means District lands designated by the Governing Board as a Stormwater Treatment Area.

~~(28)(29)~~ “Vacant undesignated land” means any land owned by the District that is not designated as a Management Area, Stormwater Treatment Area, Impoundment Area, or Rights of Way ~~which land is greater than ten (10) acres and~~ has legal and practical public access.

~~(29)(30)~~ “Vessel” is synonymous with a boat as referenced in s. 1(b), Art. VII of the Florida State Constitution and includes every description of watercraft, barge, and air boat, other than a seaplane on the water, used or capable of being used as a means of transportation on water.

Rulemaking Authority 373.019, 373.044, 373.113, 373.171 FS. Law Implemented 373.016, 373.056, 373.069, 373.0693, 373.073, 373.079, 373.083, 373.103, 373.1391, 373.59 FS. History—New 5-24-94, Amended 11-13-97, 1-1-99, 1-5-03, 7-12-06, 8-28-12, _____.

40E-7.523 Access to District Lands; Closures.

(1) When designated access points are indicated, entry onto and exiting from Management Areas, Stormwater Treatment Areas, and Impoundment Areas by the general public is only authorized at those designated access points.

(2) Entry onto and exiting from Right of Way may be at any legal public access point.

(3) ~~Under District lands or areas within District lands shall be closed to public use under~~ the following conditions, specific activities will be prohibited or District lands will be closed:

(a) When necessary during emergency conditions such as floods, severe weather events, or wildfire for public safety and the protection of natural resources. Such closures shall require the approval of the Executive Director ~~and concurrence of the Governing Board. In no event shall such closures exceed forty five (45) days duration absent reconsideration and approval by the Governing Board.~~

(b) When necessary, ~~in the judgment of the Executive Director or the Governing Board,~~ based upon available information at the time, on a temporary, seasonal or permanent basis to protect natural, historic or archaeological resources. ~~Such closures, to the extent they exceed forty five (45) days, shall require approval by the Governing Board.~~

(c) During certain days, hours or periods of time, when such closure is necessary to implement land management practices such as prescribed burning, vegetation spraying, construction, operations, maintenance, research studies, data collection, resource protection, or as a condition of a contract or permit.

(d) Upon the designation by the Governing Board pursuant to Section 373.6055, F.S., that certain District lands or facilities are “critical infrastructure”, as designated by the Regional Domestic Security Task Force pursuant to

applicable law, whereupon such lands or facilities shall be immediately deemed closed for public use without further action required by the Governing Board.

~~(e) Specific uses permitted on District lands may be restricted to certain areas within those lands.~~

(4) Closures of District lands ~~Regulated closures under subsection 40E 7.523(3), F.A.C., temporary, seasonal, or permanent closures of District lands or areas within District lands~~ will be posted at authorized points of entry or at an established boundary within said areas.

(5) The use or occupancy of existing buildings, structures, and related improvements is prohibited unless designated as a public use facility.

(6) Entry into and exiting from Management Areas and Rights of Way from Vvessels is allowed when these lands are open for public access.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.016, 373.119, 373.1391, 373.59 FS. History—New 5-24-94, Amended 1-1-99, 1-1-01, 7-12-06, _____.

40E-7.525 Use of Vehicles, Vessels, and Aircraft; Navigational Restrictions.

(1) The operation of licensed and unlicensed vehicles, including swamp buggies, tracked vehicles, off-road or off-highway all-terrain vehicles, motorcycles, golf carts, or any other type of unlicensed motorized vehicle, on District lands is prohibited except: ~~on District lands is prohibited with the following exception: District lands are open to licensed vehicles on designated named and numbered roads only unless otherwise authorized.~~

(a) The use of licensed vehicles is authorized on designated roads open to the public;

(b) The use of vehicles is authorized where the District has affirmatively opened a roadway or parking area for a specified public use; or

(c) The use of vehicles is authorized where authorized by a Special Use License or Event Authorization.

(2) Any person who drives a vehicle on District lands shall drive in a careful and prudent manner, having regard for the width, grade, curves, corners, traffic and all other attendant circumstances, so as not to endanger the life, limb or property of any person.

(3) Motorized vehicle operators shall comply with posted speed limits on District lands and roads. If no speed limit is posted, the speed limit is 20 mph. Speed limits are not applicable to airboats, except when ~~the latter are~~ operated on roads on District lands.

(4) ~~Parking or operating~~ a motor vehicle, or trailer, in an unauthorized location or in a manner blocking roads, levees, maintenance berms, gates, or water control structures is

prohibited ~~except where the District has affirmatively opened a roadway or a parking area for such use.~~

(5) Servicing or maintaining vehicles and equipment is prohibited except when in conjunction with authorized recreational activities and allied purposes.

~~(6) The operation of unlicensed swamp buggies, tracked vehicles, off road or off highway all terrain vehicles, motoreycles, off road motoreycles or motoeross motoreycles, or any other type of motorized vehicle on District lands is prohibited unless otherwise approved by an Event Authorization.~~

~~(6)(7) Any restrictions to navigation established pursuant to state or federal law, applicable to District lands, are shall be specified in Rules 40E-7.538, 40E-7.5381, 40E-7.5382, 40E-7.5383 and 40E-7.5384, F.A.C., and reasonably identified by posted signage. in the field by appropriate signs.~~

~~(7)(8) No person shall enter or exit District lands from a Vessel or airboat when public access to such land is closed.~~

~~(8)(9) No person shall launch an airboat or motorized Vessel except at designated boat launch facilities. Ramps constructed pursuant to Chapter 40E-6, F.A.C., are shall be deemed to be designated boat launch facilities.~~

~~(9)(10) No person shall operate an airboat or Vessel beyond posted signage District signs.~~

~~(10)(11) The takeoff take-off or landing of either motorized or non-motorized aircraft, including airplanes, helicopters, ultra lights, gliders and hang gliders, is prohibited except in an emergency or for official business.~~

~~(11)(12) The takeoff take-off or landing of model aircraft is prohibited unless otherwise specified in Rules 40E-7.538, 40E-7.5381, 40E-7.5382, 40E-7.5383 and 40E-7.5384, F.A.C., or approved by an Event Authorization. Rulemaking Authority 373.044, 373.113 FS. Law Implemented 316.192, 316.1925, 316.655, 373.016, 373.1391, 373.59 FS. History-New 5-24-94, Amended 1-5-03, 7-12-06,_____.~~

40E-7.526 Equestrian Activities; Use of Saddle Animals.

(1) Equestrian activities are allowed ~~on vacant undesignated lands and on Rights of Way on existing canal maintenance berms and levee tops. On all other District lands, equestrian activities are allowed where identified by posted signage on trails, areas, on designated roads, or equestrian campgrounds trails and established roads where permitted by signs.~~ District lands where requiring a Special Use License is required to conduct ~~for~~ equestrian activities are identified by posted signage in Rules 40E-7.538, 40E-7.5381, 40E-7.5382, 40E-7.5383 and 40E-7.5384, F.A.C.

(2) Users of saddle animals on District owned land must possess proof of negative Coggins test on their person, as required by Chapter 5C-18, F.A.C.

(3) Equestrian activities are prohibited not permitted in wetland areas.

(4) The use of a horse cart as defined by subsection 40E-7.521(10)(11), F.A.C., is authorized permitted on Rights of Way on existing canal maintenance berms and levee tops and on. ~~On all other District lands as identified by posted signage on trails, areas, designated roads, or equestrian campgrounds, horse carts are prohibited except as authorized in Rules 40E-7.538, 40E-7.5381, 40E-7.5382, 40E-7.5383 and 40E-7.5384, F.A.C.~~

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 316.192, 316.1925, 316.655, 373.016, 373.1391, 373.59 FS. History-New 5-24-94, Amended 1-5-03, 7-12-06,_____.

40E-7.527 Hunting.

(1) Consistent with applicable provisions of local, state and federal law, concerning hunting, ~~or the possession and use of firearms or other types of hunting devices,~~ such as the rules of the Florida Fish and Wildlife Conservation Commission and the United States Department of Interior, Fish and Wildlife Service, hunting, trapping and the releasing of free-running hunting dogs are prohibited on District lands unless the land is opened as a public hunting area and these uses are authorized in the specific public hunting area regulations.

(2) Public hunting on District lands is regulated, administered and enforced by the Florida Fish and Wildlife Conservation Commission, in cooperation with the District. A ~~If a~~ public hunting area established, is permitted on District lands will, it shall be posted as prescribed by Chapter 810, F.S. ~~Management Areas currently established as public hunt areas are noticed in Rules 40E-7.538, 40E-7.5381, 40E-7.5382, 40E-7.5383 and 40E-7.5384, F.A.C.~~

(3) Public hunting areas are shall only be established on District lands with approval of the Governing Board, except that Governing Board approval is not required to authorize public hunting on District lands less than 100 acres in size and adjacent to other District lands with established hunting areas. Agreements between the District and the Florida Fish and Wildlife Conservation Commission or the United States Fish and Wildlife Service are considered to be authorizations to remove designated game species.

(4) Hunting is prohibited ~~No person shall hunt~~ except during regulated hunting seasons established and managed by the Florida Fish and Wildlife Conservation Commission.

(5) Erecting or maintaining tree stands on District lands more than 10 days before or more than 10 days after any authorized hunting season is prohibited.

(6) Placing, exposing or distributing any grain or other food for wildlife is prohibited.

(7) Hunting from improved roads is prohibited.

(8) Hunting in areas posted as closed to hunting safety zones is prohibited.

~~(9) Hunting beyond posted signs is prohibited.~~

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.016, 373.1391, 373.1401, 373.59, 790, 810.09 FS. History—New 5-24-94, Amended 1-1-01, 1-5-03, 7-12-06, 8-28-12, _____.

40E-7.528 Bicycling.

Bicycling is allowed on ~~vacant undesignated lands and on Rights of Way~~ on existing canal maintenance berms and levee tops. On all other District lands, bicycling is allowed except as restricted by posted signage on designated trails and established roads except where restricted by signs. Lands requiring a Specific Use License for bicycling are identified in Rules 40E 7.538, 40E 7.5381, 40E 7.5382, 40E 7.5383 and 40E 7.5384, F.A.C.

Rulemaking Authority 373.044, 373.113~~433~~ FS. Law Implemented 373.016, 373.1391, 373.1401, 373.59, 790, 810.09 FS. History—New 7-12-06, Amended _____.

40E-7.529 Overnight Camping.

(1) Management Areas:

(a) Camping and the use of camping amenities are authorized only within designated campsites as identified by posted signage. Overnight, primitive camping on a first-come, first-serve basis is permitted only at designated campsites and shall require a Special Use License as specified in Rule 40E 7.538, F.A.C.

~~(b) Designated campsites and amenities within specific Management Areas shall be reasonably identified in the field by appropriate signs or markers.~~

~~(b)(e)~~ Overnight camping or the presence of camping equipment is shall be limited to eight (8) five (5) consecutive days, or 30 total days per year on per District lands where camping is authorized, unless authorized by Special Use License.

(c) A Special Use License is required:

1. in certain camping areas identified by posted signage; and

2. for group campsites in Management Areas.

(d) Camping is prohibited without Use of group campsites in Management Areas requires a Special Use License where a Special Use License is required as posted by signage.

(2) Overnight camping within Stormwater Treatment Areas, Impoundment Areas, and Rights of Way is prohibited, except that overnight Primitive Camping, or the presence of camping equipment on the Florida National Scenic Trail is

authorized for one night only per site and when in possession of a Special Use License.

~~(a) Overnight, primitive camping is permitted only along the Florida National Scenic Trail when in possession of a Special Use License.~~

~~(b) Overnight camping or the presence of camping equipment shall be limited to one (1) night unless authorized by a Special Use License.~~

(3) Camping within vacant undesignated lands is prohibited unless authorized by an Event Authorization.

~~(4)(3)~~ No person shall install, erect, or maintain any unauthorized camp, building, structure, shelter, residence or sign.

(5) Between the hours of 11:00 p.m. and 7:00 a.m., loud music, barking dogs, or any other activities causing excessive noise are prohibited in camping areas. Generator use in camping areas is allowed except as restricted by posted signage.

(6) Pets must be leashed and under control within camping areas.

(7) Within camping areas, pet and horse waste must be disposed of properly. Horse manure must be disposed in designated manure disposal areas if provided.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.016, 373.1391, 373.59 FS. History—New 5-24-94, Amended 11-13-97, 1-1-99, 1-5-03, 7-12-06, _____.

40E-7.530 Trapping.

Trapping is prohibited on all District lands except where authorized by an Event Authorization, permit, or agreement which shall be limited to scientific study or removal of nuisance species. Trapping on District land is regulated, administered and enforced by the Florida Fish and Wildlife Conservation Commission.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.016, 373.1391, 373.59 FS. History—New 7-12-06, Amended _____.

40E-7.532 Operating Hours.

District lands will shall be open to public use twenty-four (24) hours a day, seven (7) days a week, or during the hours and days designated for specific areas identified by posted signage, consistent with Rules 40E-7.5382, 40E-7.5383, and 40E-7.5384, F.A.C., except during authorized closures as set forth in subsection 40E-7.523(3), F.A.C., above or unless otherwise specified in Rules 40E 7.538, 40E 7.5381, 40E-7.5382, 40E 7.5383 and 40E 7.5384, F.A.C.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.016, 373.119, 373.1391, 373.59 FS. History—New 5-24-94, Amended 7-12-06, _____.

40E-7.534 Special Use Licenses.

~~(1) In order to maximize opportunities for public recreation on District lands and provide public access where it might otherwise be prohibited, the District issues Special Use Licenses. A Special Use License is issued by the District's Land Stewardship Division or its authorized agents or contractors at no cost to the public, shall be required to engage in the following select activities on District lands: identified by the Governing Board, when determined necessary to protect the natural resources of said areas, prevent overuse of facilities, or to avoid conflicts between users. District lands with Special Use License requirements, including the daily quota for Special Use Licenses for each District land, if any, shall be specified in Rules 40E 7.538, 40E 7.5381, 40E 7.5382, 40E 7.5383 and 40E 7.5384, F.A.C.~~

~~(a) To obtain vehicular access to District lands through locked gates as identified by posted signage;~~

~~(b) To reserve campsites in certain areas with limited capacity as identified by postage signage;~~

~~(c) For equestrian use in certain areas with limited capacity as identified by posted signage; or~~

~~(d) For persons with a mobility impairment requesting to use a vehicle in areas prohibited under Rule 40E-7.525, F.A.C., or requesting other mobility-impaired accommodations.~~

~~(2) The District will issue Special Use Licenses on a first-come, first-served basis when the area and facilities can accommodate the requested use and such use is consistent with the protection of natural resources.~~

~~(3)(2) A Special Use Application and License holder and all participants must comply with all conditions of the shall be submitted to the District on Form #0830. Upon receipt of a properly completed Special Use Application and License, Form #0830, the District's Land Stewardship Division shall issue Special Use Licenses on a first come first served basis until the daily quota established by the District for that activity is reached.~~

~~(3) Special Use Licenses shall only be valid for the dates shown on the License and must be in the possession of the applicant while on the identified District land. If the applicant is a group, then the license must be in the possession of the designated group leader.~~

~~(4) Special Use License holders must retain the license in their possession at all times when using the area for which the license applies. If the Licensee is a group, the license must be in the possession of the group leader.~~

~~(5) If the Licensee is using a vehicle, the license reference number must be displayed on the driver's side of the dashboard of the Licensee's and any participant's vehicle.~~

~~(6)(4) Persons requesting wishing to obtain a Special Use License, when required by the District, may apply in person, call, or write to request a copy of Special Use Application and License Form #0830 from the District at the following:~~

~~(a) Land Resources Bureau Stewardship Division
South Florida Water Management District
Post Office Box 24680 (mailing)
Building B-1 3301 Gun Club Road (in person)
West Palm Beach, FL 33416-4680
Telephone: (561)686-8800 or Florida WATS 1(800)432-2045, or~~

~~(b) The District's website: www.sfwmd.gov/recreation
From the applicable service center as set forth in the special provisions for the specific District land, or~~

~~(c) From the District's website: www.sfwmd.gov/org/elm/lst/public.html.~~

~~(5) In the event the daily quota has been reached, the District shall notify the Special Use License applicant that the District intends to deny the application, and the applicant may request further consideration by the Governing Board.~~

~~(7)(6) The District may Executive Director, or his designee, shall revoke a Special Use License if the licensee violates any provisions of this Part rule or the Special Use License.~~

~~(7) Special Use Licenses shall be issued in accordance with the provisions of this section, for the purpose of providing mobility impaired persons the opportunity to use motorized vehicles to access portions of the District lands not otherwise open to motorized vehicles. Licenses for this purpose will be issued upon request, including proof of mobility impairment, as long as the requested use will not adversely impact the resource, impair the safety and welfare of the user, interfere with the reasonable use by others, or result in substantial financial obligations by the District to accommodate the user. Mobility impaired hunting permits are issued by the Florida Fish and Wildlife Conservation Commission.~~

~~(8) Any person prohibited from entering onto District land by a court order shall not be eligible to apply for a Special Use License, during the prohibition period.~~

~~Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.016, 373.1391, 373.59 FS. History—New 5-24-94, Amended 1-1-99, 1-1-01, 1-5-03, 7-12-06, _____.~~

40E-7.535 Event Authorization.

~~(1) In order to provide opportunities for group activities on A person or entity shall apply for an Event Authorization, at no cost to the applicant, to use District lands in a manner not otherwise provided for or authorized in this Part, the District issues Event Authorizations part.~~

(2) To receive an Event Authorization, ~~a person or entity the applicant~~ must provide reasonable assurance that:

(a) The requested use will not involve the permanent alteration of any District lands or the permanent placement of any structure on District lands;

(b) The requested use is resource-based;

(c) The requested use is consistent with the management plan for the District lands involved;

(d) The requested use will not harm the natural environmental resources of the District lands;

(e) The requested use will not cause unreasonable expense to the District;

(f) The requested use will not create a substantial risk of liability that is not mitigated pursuant to paragraph (4)(b) to the District;

(g) The requested use will not harm any dam, impoundment, works, water control structure, road, or District-owned facilities or equipment;

(h) The requested use will not interfere with District water management, leased, or authorized uses of the land; and

(i) The requested use will not interfere with any other use allowed by this Part.

(3) ~~The District shall impose upon any Event Authorizations issued pursuant to this Part will include~~ such reasonable conditions as are necessary to assure that the use or activity authorized will meet the criteria set forth in this Part.

~~(4) The Governing Board delegates to the Executive Director or their Designee the authority to issue or revoke Event Authorizations pursuant to this part.~~

~~(4)(5)~~ A person or entity may request ~~apply for~~ an Event Authorization according to the following procedure:

(a) Submit a written request to:
 South Florida Water Management District
 Land Resources Bureau ~~Stewardship Division~~
 P. O. Box 24680
 West Palm Beach, Florida 33416-4680

(b) If the requested use will create a substantial risk of liability to the District, the person or entity applicant must mitigate the substantial risk of liability by:

1. Providing proof of liability and property damage insurance naming the District as an insured in an amount sufficient and determined by the District to cover the cost of the potential liability; and
2. Providing waivers or releases of liability sufficient to eliminate the potential liability.

~~(c) If the requested use satisfies all of the criteria set forth in this section and is not otherwise inconsistent with District Policy, the Executive Director shall issue the Event Authorization.~~

~~(5)(6)~~ A person or entity receiving an Event Authorization from the District must have the Event Authorization in their possession at all times while on District lands.

~~(6)(7) The District may revoke In the event the holder of an Event Authorization if the holder violates its the terms or of the authorization, engages in an activity a use not authorized permitted by the authorization, or the authorized activity is no longer consistent with District policy, the Event Authorization shall be subject to revocation by the Executive Director or designee.~~

(7) An Event Authorization holder and all participants must comply with all conditions of the Event Authorization.
 Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.016, 373.1391, 373.59 FS. History—New 7-12-06, Amended

40E-7.537 General Prohibitions.

The following are ~~shall be~~ prohibited on all District lands unless otherwise specified:

(1) Discharging firecrackers, rockets, or any other fireworks.

(2) Destroying, defacing, or removing any natural resource or native plant, including the felling of dead trees.

(3) Destroying, injuring, defacing, vandalizing, removing, or disturbing in any manner any public building, tower, recorder, gage, walkway, platform, well, sign, gate, fence, equipment, monument, marker, or other structure or improvement.

(4) Destroying or damaging scientific study plots, photo points, transect lines, benchmarks or survey monuments, or survey markers.

(5) Trespassing on, operating, vandalizing, or interfering with the operation of any water control structures.

(6) Discharging or disposing of oil, gasoline, paint, thinner, pesticides, fertilizer, explosives or other pollutants, chemicals and wastes.

(7) Cleaning or disposing of fish, game, animals, or food at; potable watering stations, ~~in~~ rest rooms, ~~at~~ boat ramps, camping areas, levees, or trailheads; or washing clothing or articles, or washing, cleaning or servicing of vehicles; except where facilities for such activities have been provided by the District or other management entity.

(8) Using refuse containers or other refuse facilities to dispose for disposal of household or commercial garbage ~~or trash~~.

(9) Building or maintaining a fire in a place other than a grill, fireplace, or fire ring provided by the District or other authorized management agency for such purpose. This prohibition does not apply to portable campstoves or grills provided by the user.

(10) Commercial activity by a ~~for-profit~~ person or entity without a written contractual agreement with the District.

(11) Conducting an activity on District lands that is prohibited, restricted, or regulated by posted signage, where ~~prohibited by posted signs where such activity is regulated by the posting of signs under Chapter 40E 7, Part V, F.A.C.~~

(12) Installing or maintaining unauthorized signs.

(13) Pets that are not under physical restraint with the ~~exception of service animals and leashed animals on Management Areas.~~

(14) The abandonment of person property.

(15) Using a horse trough for anything other than watering horses.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.016, 373.1391, 373.59 FS. History—New 5-24-94, Amended 1-1-99, 1-5-03, 7-12-06, Amended _____.

40E-7.538 Special Provisions for Management Areas of the District Open to the Public.

~~(1) Rough Island North and South and Johnson Island Units.~~

~~(a) Seasonal public access to the Rough Island North limited access area is permitted from August 16 to February 14 only between the hours of 6:00 a.m. to 9:00 p.m., via the airboat gate. Users of this area must be in possession of a Special Use License.~~

~~(b) A quota of fifty (50) annual Special Use Licenses has been established for this area. Annual Special Use Licenses are available on June 1st of each year from the District's Upper Lakes Region land manager at the Orlando Service Center.~~

~~(c) Hunting is permitted in the Rough Island North limited access area only on those dates during seasonal public access period referenced in paragraph 40E 7.538(1)(a), F.A.C., which coincide with hunting seasons established by the Florida Fish and Wildlife Conservation Commission.~~

~~(d) Any person who has been issued an annual Special Use License for the limited use area shall have the annual Special Use License in possession while in the limited use area.~~

~~(e) Special Use License holders shall not operate any vessel not registered with the District in the limited access area without first notifying the District.~~

~~(f) The number of hunters that can accompany an annual Special Use License holder to hunt in the limited access area is limited to three.~~

~~(g) The annual Special Use License may be transferred from one registered airboat or watercraft to another airboat or watercraft after notifying the Upper Lakes Region land manager at the Orlando Service Center. The Special Use~~

~~License holder may not operate that vessel in the limited access area until after such notification has been made.~~

~~(h) Any person convicted of violating a federal, District, state or local fish and wildlife law, statute, rule or ordinance within the previous 3 years shall not be eligible for a Special Use License to enter the Rough Island North limited use area.~~

~~(2) Lake Marion Creek Management Area in Polk County. Camping is permitted only at designated campsites when in possession of a Special Use License.~~

~~(1)(3) Gardner-Cobb Marsh Management Unit in Osceola County; -~~

~~(a) Persons may only enter and exit the Management Unit management area from Lake Cypress, Lake Hatchineha, Lake Kissimmee, and Canal 36.~~

~~(b) Airboating is prohibited beyond the restricted area signs, on or across improved roadways or within hammock areas, except that airboats may cross the main grade at the designated crossing points.~~

~~(c) Hunting in Ike Hammock is prohibited.~~

~~(4) Lower Kissimmee River Management Area located in Polk, Osceola, Highlands, Glades, and Okeechobee Counties.~~

~~(a) Camping is permitted only at designated campsites when in the possession of a Special Use License.~~

~~(b) The use or possession of saddle animals is permitted when in the possession of a Special Use License.~~

~~(c) The use or possession of saddle animals and camping at designated campsites is permitted for both uses when in possession of a Special Use License permitting both uses.~~

~~(2)(5) DuPuis Management Area located in Martin and Palm Beach Counties; -~~

~~(a) The use or possession of saddle animals and horse carts is restricted to the equestrian center, designated equestrian trails, and named or numbered roads.~~

~~(b) The use of off road vehicles is restricted to the designated disabled hunt in accordance with Florida Fish and Wildlife Conservation Commission regulations.~~

~~(c) No dogs are allowed on DuPuis except as authorized by the Florida Fish and Wildlife Conservation Commission.~~

~~(a)(4) Camping at the family campsite is limited to:~~

~~1. Only tent camping or tent pop up camping; and is allowed.~~

~~2. A maximum of 8 people and 2 vehicles are allowed per campsite.~~

~~3. Generators are not allowed.~~

~~(6) CREW Marsh Management Area located in Lee and Collier Counties.~~

~~(a) Persons may enter and exit the Management Area each day between sunrise and sunset from any established trailhead off State Road 850 (Corkscrew Road).~~

~~(b) Overnight camping is permitted at the designated primitive campsite when in the possession of a Special Use License (See Rule 40E 7.534, F.A.C.) or as authorized by Florida Fish and Wildlife Conservation Commission. A quota of twenty (20) persons per night has been established by the District for use of the designated campsites.~~

~~(7) Bird Rookery Swamp Management Area located in Collier County. Persons may enter the Management Area on foot at the west end of N.W. 43 Avenue, Collier County.~~

~~(8) Flint Pen Strand Management Area located in Lee County. Persons may enter and exit the Management Area on foot from Poormans Pass.~~

~~(9) Nicodemus Slough Management Area located in Glades County.~~

~~(a) Persons may enter the Management Area each day between sunrise and sunset; nighttime activities other than those specified in paragraph 40E 7.538(9)(c), F.A.C., below are prohibited:~~

~~(b) Overnight camping is prohibited.~~

~~(c) Airboating and frogging are permitted on the Management Area. Airboaters operating on the Management Area must be in possession of a Special Use License. A quota of five airboats per day has been established by the District. A copy of the Special Use License must be displayed in a readily visible location within the licensee's vehicle while parked on the Management Area.~~

~~(d) The use or possession of a saddle animal is prohibited.~~

~~Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.016, 373.1391, 373.59 FS. History-New 1-1-01, Amended 1-5-03, 7-12-06, 8-28-12,_____.~~

40E-7.5381 Special Provisions for Rights of Way of the District.

Unless authorized under Chapter 40E-6, F.A.C., the following, in addition to the other prohibitions and restrictions in this Part, are shall be prohibited on all Right of Way of the District Rights of Way; which include rights of way, canals, levees, maintenance berms, and spoil mounds:

(1) Hunting.

(2) Discharging firecrackers, rockets, or any other fireworks.

(3) Operating a motor vehicle including licensed and registered motor vehicles as well as off highway and all terrain vehicles except where the District has affirmatively opened a roadway or a parking area for public use.

(4) Operating any all terrain vehicles or off highway vehicles, or amphibious vehicles.

(5) Parking vehicles or trailers in such a manner as to block access roads, levees, maintenance berms, gates or water control structures.

(2)(6) Anchoring or tying a Vessel, including personal or watercraft, to a road, levee, maintenance berm, structure, fence, tree, post, sign, gauge, data recorder, weed barrier, or boat barrier.

(3)(7) Vessels being occupied or used as a temporary or permanent residence or business.

(4)(8) Operating or mooring a Vessel, including personal or watercraft in such a manner as to impede the District's ability to construct, operate and maintain its structures.

(5)(9) Pets that are not under physical restraint or, with the exception of service animals, leashed animals and animals otherwise under the effective control of the owner.

(10) Installing, erecting or maintaining a temporary or permanent place of residence including, but not limited to, a camp, trailer, or shelter. Overnight primitive camping along the Florida National Scenic Trail is permitted if camper possesses a Special Use License on their person.

(11) The abandonment of personal or commercial property.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.016, 373.1391, 373.59 FS. History-New 7-12-06, Amended 8-28-12, Amended_____.

40E-7.5382 Special Provisions for Vacant Undesignated District Lands Open to the Public.

(1) In addition to the other prohibitions and restrictions in this Part, the following are prohibited: The following shall be prohibited on vacant undesignated lands, as that term is defined in subsection 40E 7.521(30), F.A.C.

(1) Hunting is only authorized in those vacant undesignated lands which have been opened for public hunting as provided in Rule 40E 7.525, F.A.C., if any.

(2) Camping-

(a)(3) Motorized vessels.

(4) Pets with the exception of service animals, leashed animals, and animals otherwise under the effective control of the owner.

(b)(5) Public access between 1/2 hour after sunset to 1/2 hour before sunrise.

(2) Pets must be under physical restraint at all times.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.016, 373.1391, 373.59 FS. History-New 7-12-06, Amended 8-28-12,_____.

40E-7.5383 Special Provisions for Stormwater Treatment Areas (STAs) (STA's) of the District Open to the Public.

Persons may only enter and exit Stormwater Treatment Areas at designated public access points during the hours and days, and in areas as identified designated by posted signage signs.

(1) In addition to the other prohibitions and restrictions in this Part, the following are prohibited in all Stormwater Treatment Areas:

~~(a) Pets, with the exception of service animals.~~

~~(b) Frogging.~~

~~(c)(e) Fishing or frogging in areas closed to fishing or frogging within the STAs STA's as restricted by posted signage by sign.~~

~~(b)(d) Motorized and non-motorized Vvessels and boat trailers in interior waters, with the exception of those areas identified by posted signage.~~

~~(c)(e) Entering interior waters.~~

~~(2) Hunting is only authorized in those STA's which have been opened for public hunting in accordance with Rule 40E 7.525, F.A.C.~~

~~(2)(3) Vessels and Vvessel operation are authorized is permitted only on STA exterior canals under the following limitations:~~

~~(a) Vessel and Vvessel operation limitations are shall be posted by signage.~~

~~(b) Vessel and Vvessel operation limitations are shall be made specific to each Stormwater Treatment Area exterior canal for: resource protection; protection of District structures, equipment, and levees; and operation and maintenance of the STA.~~

~~(c) Vessels are shall be limited as motorized or non-motorized, and by engine horsepower, engine type, and Vvessel type.~~

~~(d) Vessel operation is shall be limited by area, water depth, by distance from District structures, equipment, or levees, and by speed.~~

~~(3)(4) The following Vvessel and Vvessel operations are prohibited in Stormwater Treatment Area exterior canals:~~

~~(a) Personal watercraft.~~

~~(b) Airboats.~~

~~(c) Vessel operation greater than Idle Speed within 300 feet of any District, structure or equipment.~~

~~(d) Vessel operation which causes damage to plants, injures animals or fish, or other natural environmental resources.~~

~~(e) Vessel operation within an area delineated by Vvessel barriers.~~

~~(f) Anchoring or tying a Vvessel or watercraft to a road, levee, maintenance berm, structure, fence, tree, post, sign, gauge, data recorder, weed barrier, or Vvessel barrier.~~

(4) Pets must be under physical restraint at all times and are only allowed in areas identified by posted signage.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.016, 373.1391, 373.4592(4)(a), 373.59 FS. History—New 7-12-06, Amended _____.

40E-7.5384 Special Provisions for Impoundment Areas of the District Open to the Public.

Persons may only enter and exit Impoundment Areas at designated public access points during the hours and days, and in areas as identified ~~designated~~ by posted signage signs.

(1) The following are prohibited in all Impoundment Areas:

~~(a) Pets with the exception of service animals, leashed animals, and animals otherwise under the effective control of the owner.~~

~~(b) Frogging.~~

~~(c)(e) Fishing or frogging in areas closed to fishing or frogging within the Impoundment Areas identified by as posted signage by sign.~~

~~(b)(d) Swimming, surfing, snorkeling, scuba diving or use of other underwater breathing apparatus.~~

~~(c)(e) Water skiing, tubing, wake boarding or similar in water sports.~~

~~(2) Hunting is only authorized in those Impoundments Areas which have been opened for the public hunting in accordance with Rule 40E 7.525, F.A.C., if any.~~

~~(2)(3) Vessels and Vvessel operation is authorized permitted on Impoundment Areas under the following limitations:~~

~~(a) Vessel and Vvessel operation limitations are shall be posted by signage.~~

~~(b) Vessel and Vvessel operation limitations are shall be made specific to each Impoundment Area for: resource protection; protection of District structures, equipment, and levees; and operation and maintenance of the Impoundment Area.~~

~~(c) Vessels are shall be limited as motorized or non-motorized, and by engine horsepower, engine type, and Vvessel type.~~

~~(d) Airboat operation is shall be limited to designated areas.~~

~~(e) Vessel operation is shall be limited by area, water depth, by distance from District structures, equipment, or levees, and by speed.~~

~~(3)(4) The following Vvessels and Vvessel operations are prohibited in Impoundments:~~

~~(a) Personal watercraft.~~

~~(b) Vessel operation greater than Idle Speed within 300 feet of any District, structure or equipment.~~

~~(c) Vessel operation which causes damage to plants, injures animals or fish, or other natural environmental resources.~~

~~(d) Vessel operation within an area delineated by Vvessel barriers.~~

(e) Anchoring or tying a Vessel or watercraft to a road, levee, maintenance berm, structure, fence, tree, post, sign, gauge, data recorder, weed barrier or Vessel barrier.

(4) Pets must be under physical restraint at all times and are only allowed in areas identified by posted signage.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.016, 373.1391, 373.59 FS. History–New 7-12-06, Amended _____.

40E-7.539 Penalties.

(1) Pursuant to Section 373.609, F.S., it shall be the duty of every state and county attorney, sheriff, police officer, and the appropriate city and county official to assist the District, and their agents, in the enforcement of the provisions of this rule.

(2) Any person who violates any provision of this rule is subject to eviction from the premises and/or arrest and prosecution for a second-degree misdemeanor, punishable as provided in Section 775.082 or 775.083, F.S.

(3) The penalties identified in these rules do not supersede other remedies available to the District at law and/or in equity.

Rulemaking Authority 373.044, 373.113 FS. Law Implemented 373.016, 373.129, 373.1391, 373.59, 373.609, 373.613 FS. History–New 5-24-94, Amended 1-5-03, 7-12-06.

NAME OF PERSON ORIGINATING PROPOSED RULE: Steve Coughlin

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: South Florida Water Management District's Governing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 14, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 3, 2013

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.: RULE TITLE:

61G15-19.0071 Citations

PURPOSE AND EFFECT: The Board proposes the rule amendment to add new language to clarify fines disposed by citation.

SUMMARY: The rule amendment will add new language to clarify fines disposed by citation.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 455.224, 455.225 FS.

LAW IMPLEMENTED: 455.224, 455.227, 471.023, 471.033 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: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-19.0071 Citations.

(1) through (2) No change.

(3) The following violations with accompanying fines may be disposed of by citation:

(a) through (e) No change.

(f) Failure to take a specialized or advanced continuing education course in the portion of the Florida Building Code applicable to the licensee’s area of practice. The fine shall be \$100 for each month or fraction thereof. (See Section 471.0195, F.S., and Rule 61G15-22.001, F.A.C.).

(4) through (7) No change.

Rulemaking Authority 455.224, 455.225 FS. Law Implemented 455.224, 455.227, 471.023, 471.033 FS. History–New 4-2-00, Amended 9-26-05, 08-26-13, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Professional Engineers
NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Board of Professional Engineers
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: August 7, 2013
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: September 9, 2013

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: Zana Raybon, Executive Director,
Board of Professional Engineers, 2639 North Monroe Street,
Suite B-112, Tallahassee, FL 32303

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION**

Board of Professional Engineers

RULE NO.: RULE TITLE:
61G15-22.001 Continuing Education Requirements
PURPOSE AND EFFECT: The Board proposes the rule
amendment to add new language to clarify continuing
education requirements and to comply with statutory
requirements.
SUMMARY: The rule amendment will add new language to
clarify continuing education requirements.
SUMMARY OF STATEMENT OF ESTIMATED
REGULATORY COSTS AND LEGISLATIVE
RATIFICATION:

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

The Agency has determined that the proposed rule is not
expected to require legislative ratification based on the
statement of estimated regulatory costs or if no SERC is
required, the information expressly relied upon and described
herein: During discussion of the economic impact of this rule
at its Board meeting, the Board, based upon the expertise and
experience of its members, determined that a Statement of
Estimated Regulatory Costs (SERC) was not necessary and
that the rule will not require ratification by the Legislature.
No person or interested party submitted additional
information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 455.2177, 471.008,
471.017(3), 471.019, 471.0195 FS.
LAW IMPLEMENTED: 455.2177, 471.017(3), 471.019,
471.0195 FS.

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-22.001 Continuing Education Requirements.

(1) Each licensee shall complete eight professional
development hours during each license renewal biennium as
a condition of license renewal. Four hours shall relate to the
licensee’s area(s) of practice and four hours shall relate to
Chapter 471, F.S., and the rules of the Board, Chapter
61G15-22, F.A.C.

(2) There shall be no carryover of hours permitted from
one licensure renewal biennium to the next.

(3) Beginning with the 2013 Update Edition of the
Florida Building Code, all licensees actively participating in
the design of engineering works or systems in connection
with buildings, structures, or facilities and systems covered
by the Florida Building Code, as identified within Chapter
553.73(1)(a), F.S., shall:

(a) Complete at least one “Advanced” Florida Building
Code course, approved by the Florida Building Commission,
within 12 months of each update edition of the Florida
Building Code effective date, and

(b) Provide the Board with a copy of a certificate of
completion which shows: course number, course hours,
Florida Building Commission approval as “Advanced”, Code
edition year, and Code or course focus.

Rulemaking Authority 455.2177, 471.008, 471.017(3), 471.019
471.0195 FS. Law Implemented 455.2177, 471.017(3), 471.019,
471.0195 FS. History—New 8-19-80, Formerly 21H-22.01,
Amended 5-14-86, Formerly 21H-22.001, Amended 6-22-99, 6-13-
00, 2-22-01, 9-16-01, 3-7-13,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Professional Engineers
NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Board of Professional Engineers
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: August 7, 2013
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: September 9, 2013

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**Board of Professional Engineers**

RULE NO.: RULE TITLE:
 61G15-23.003 Procedures for Signing and Sealing
 Electronically Transmitted Plans,
 Specifications, Reports or Other
 Documents

PURPOSE AND EFFECT: The Board proposes the rule amendment to modify language for clarification of procedures for signing and sealing electronically transmitted plans, specifications, reports or other documents and to delete unnecessary language.

SUMMARY: The rule amendment will modify language for clarification of procedures for signing and sealing electronically transmitted plans, specifications, reports or other documents and to delete unnecessary language.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 471.025(1), 668.006 FS.

LAW IMPLEMENTED: 471.025 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: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, FL 32303

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-23.003 Procedures for Signing and Sealing Electronically Transmitted Plans, Specifications, Reports or Other Documents.

(1) Engineering work which must be sealed under the provisions of Section 471.025, F.S., may be signed electronically or digitally as provided herein by the professional engineer in responsible charge. As used herein, the terms "certification authority," "digital signature" and "electronic signature" shall have the meanings ascribed to them in Sections 668.003(2), (3), and (4), F.S. The affixing of a digital or electronic signature to engineering work as provided herein shall constitute the sealing of such work.

(a) through (b) No change.

(2) A professional engineer utilizing a digital signature to seal engineering work shall have their identity authenticated by a certification authority and shall assure that the digital signature is:

(a) through (d) No change.

(3) A professional engineer utilizing an electronic signature to seal engineering work shall create a "signature" file that contains the engineer's name and PE number, a brief overall description of the engineering documents, and a list of the electronic files to be sealed. Each file shall have an authentication code defined as an SHA-1 message digest described in Federal Information Processing Standard Publication 180-3 "Secure Hash Standard," October 2008, which is hereby adopted and incorporated by reference by the Board and can be obtained from the Internet Website: <http://www.flrules.org/Gateway/reference.asp?No=Ref-00790> or http://csrc.nist.gov/publications/fips/fips_180-3_final.pdf. The licenses shall then create a report that contains the engineer's name and PE number, a brief overall description of the engineering documents in question and the authentication code of the signature file. This report shall be printed and manually signed, dated, and sealed by the professional engineer in responsible charge. The signed and sealed report shall be sent to the authority having jurisdiction either by hardcopy or electronic scan; if scanned and sent electronically. The hardcopy signed and sealed report shall be retained by the licensee in accordance with Rule 61G15-30.009, F.A.C. The signature file is defined as sealed if the signature file's authentication code matches the authentication code on the ~~printed~~, manually signed, dated, and sealed report. Each electronic file listed in a sealed signature file is defined as sealed if the listed authentication code in the signature file matches the electronic file's computed authentication code.

(4) No change.

Rulemaking Authority 471.025(1), 668.006 FS. Law Implemented 471.025 FS. History--New 8-18-98, Amended 9-4-05, 5-6-09, 1-5-12, 8-20-12,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Professional Engineers
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Professional Engineers
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 7, 2013
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 9, 2013

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: RULE TITLE:

64B15-12.005 Limited Licensure

PURPOSE AND EFFECT: The proposed rule amendment is intended to incorporate the revised limited licensure application form into the rule.

SUMMARY: The proposed rule amendment incorporates the revised limited licensure application form into the rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 459.005, 459.0075 FS.

LAW IMPLEMENTED: 456.013, 456.0135, 456.0635, 459.0055, 459.0075 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: Anthony Jusevitch, Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin # C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B15-12.005 Limited Licensure.

(1) Each applicant for limited licensure pursuant to Section 459.0075, F.S., shall file board approved application form, DH-MQA 1171 (Revised 8/13 ~~4442~~), Application for Limited License, which is hereby incorporated by reference, and may be obtained from http://www.flrules.org/Gateway/reference.asp?No=Ref-_____02928, from the Board of Osteopathic Medicine, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, or by web at www.doh.state.fl.us/mqa/osteopath/index.html. For purposes of this rule, retired means previously separated or withdrawn from the practice of Osteopathic Medicine, as distinguished from a relocation of the applicant’s practice to a different geographic area.

(2) through (4) No change.

Rulemaking Authority 459.005, 459.0075 FS. Law Implemented 456.013, 456.0135, 456.0635, 459.0055, 459.0075 FS. History--New 10-28-93, Formerly 61F9-12.005, Amended 10-15-95, Formerly 59W-12.005, Amended 11-27-97, 6-28-09, 3-25-10, 6-23-10, 8-1-13,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Osteopathic Medicine
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Osteopathic Medicine
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 24, 2013
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 11, 2013

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: RULE TITLE:

64B17-2.001 Fees for Application, Re-Application and Initial Licensure

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete reference to the \$25 application fee and renumber the rule accordingly.

SUMMARY: The rule amendment will delete reference to the \$25 application fee and renumber the rule accordingly.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or

indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 486.025, 486.041(1), 486.081(2) FS.

LAW IMPLEMENTED: 456.013(1), (2), 456.065(3), 486.041, 486.061, 486.081, 486.103, 486.106, 486.107 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: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B17-2.001 Fees for Application, Re-Application and Initial Licensure.

(1) through (3) No change.

~~(4) The applicant is responsible for the \$25 application fee for taking the Florida laws and rules examination as prescribed by Rule 64B-1.016, F.A.C.~~

(5) through (7) renumbered (4) through (6) No change.

~~(7)(8)~~ If an applicant fails to pass the national examination and/or the laws and rules examination, the applicant is responsible to meet the same requirements as prescribed in subsections (2) through ~~(4)(5)~~ of this rule where applicable.

Rulemaking Authority 486.025, 486.041~~(4)~~, 486.081(2) FS. Law Implemented 456.013~~(1)~~, ~~(2)~~, 456.065~~(3)~~, 486.041, 486.061, 486.081, 486.103, 486.106, 486.107 FS. History—New 12-13-83, Amended 5-29-85, Formerly 21M-7.25, Amended 6-20-89, Formerly 21M-7.025, 21MM-2.001, 61F11-2.001, 59Y-2.001, Amended 2-1-99, 4-18-04, 6-1-09, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Physical Therapy Practice.

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Physical Therapy Practice.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 8, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 1, 2013

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: 64B17-8.001
 RULE TITLE: Requirement for Instruction on Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify the requirements for the first biennial license renewal.

SUMMARY: The rule amendment will clarify the requirements for the first biennial license renewal.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.033. 486.025 FS.

LAW IMPLEMENTED: 456.033 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: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B17-8.001 Requirement for Instruction on Human Immunodeficiency Virus and Acquired Immune Deficiency Syndrome

(1) Each licensee must complete at least one clock hour of HIV/AIDS education through a Board approved course no later than upon the licensee's first biennial renewal of licensure. The Board shall accept coursework from schools of physical therapy, provided such coursework was completed no more than five (5) years preceding initial licensure date.

~~(2)(1)~~ To receive Board approval for biennial renewal, courses on HIV/AIDS shall be at least one hour and include the following subject areas:

(a) through (e) No change.

~~(2) Each licensee must complete at least one clock hour on HIV/AIDS education no later than upon the licensee's first renewal of licensure. The Board shall accept coursework from schools of physical therapy, provided such coursework was completed no more than five (5) years preceding initial licensure date.~~

(3) No change.

Rulemaking Specific Authority 456.033, 486.025 FS. Law Implemented 456.033 FS. History--New 6-3-90, Amended 9-30-91, 6-3-92, Formerly 21MM-8.001, 61F11-8.001, Amended 4-20-97, Formerly 59Y-8.001, Amended 4-5-07, 1-8-08,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Board of Physical Therapy Practice

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Physical Therapy Practice

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 8, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 4, 2013

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: RULE TITLE:

64B17-9.001 Continuing Education

PURPOSE AND EFFECT: The Board proposes the rule amendment to add new language to clarify the requirements for credit hours for continuing education and to renumber the rule accordingly.

SUMMARY: The rule amendment will add new language to clarify the requirements for credit hours for continuing education and to renumber the rule accordingly.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.013(6), 486.025, 486.109(5) FS.

LAW IMPLEMENTED: 456.013(6), 486.109(2) 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: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B17-9.001 Continuing Education.

(1) through (5) No change.

(6) Clinical Instructors shall receive 1 contact hour for every 160 hours of clinical internship limited to a maximum of 6 contact hours per instructor per bienium. Clinical instructors must be credentialed by the American Physical Therapy Association (APTA) to receive clinical continuing education credits.

~~(7)(6)~~ The Board approves for continuing education credit:

(a) through (d) No change.

(e) ~~Former Board members~~ Members who serve on of the Board's Probable Cause Panel shall receive five contact hours of continuing education risk management credit per biennium for their service on the Panel.

(f) Licensees who file DOH form #DH-MQA 1144, PT Florida Laws and Rules Examination Application, Revised ~~08/13~~ ~~08/09~~, incorporated by reference, which is available through www.doh.state.fl.us/mqa, and take and pass the Florida laws and rules examination shall receive two (2) hours of continuing education per biennium. The continuing education credit shall be awarded only for the biennium in which the examination was taken and passed. Continuing education credit shall not be awarded to licensees that take and pass the examination as a result of a disciplinary proceeding or as a board ordered condition of initial licensure, re-activation or reinstatement.

~~(8)(7)~~ No change.

~~(9)(8)~~ No change.

Rulemaking Authority ~~456.013(6)~~, 486.025, ~~486.109(5)~~ FS. Law Implemented ~~456.013(6)~~, 486.109~~(2)~~ FS. History—New 4-6-92, Formerly 21MM-9.001, Amended 3-7-94, Formerly 61F11-9.001, Amended 12-5-95, Formerly 59Y-9.001, Amended 2-14-02, 4-21-02, 1-2-03, 6-28-04, 4-9-06, 5-28-06, 2-17-08, 5-21-09, 8-10-09, 6-30-10, 9-23-10, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Physical Therapy Practice
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Physical Therapy Practice
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 8, 2013
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 1, 2013

DEPARTMENT OF HEALTH

Board of Speech-Language Pathology and Audiology

RULE NO.: RULE TITLE:

64B20-7.001 Disciplinary Guidelines

PURPOSE AND EFFECT: The proposed rule amendment is intended to address the violation and appropriate penalty regarding being found guilty of a crime relating to the practice or the ability to practice speech pathology or audiology.

SUMMARY: The proposed rule amendment clarifies the violation with regard to being found guilty of a crime relating to the practice or the ability to practice speech pathology or audiology and specifies that for a first offense the Board may impose a penalty up to and including revocation.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 456.078, 468.1135(4) FS.

LAW IMPLEMENTED: 456.063, 456.072, 456.076, 456.078, 468.1295, 468.1296 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: Anthony Jusevitch, Executive Director, Board of Speech-Language Pathology and Audiology/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

THE FULL TEXT OF THE PROPOSED RULE IS:

64B20-7.001 Disciplinary Guidelines.

(1) No change.

(2) Violations and Range of Penalties. In imposing discipline upon applicants and licensees, in proceedings pursuant to Sections 120.57(1) and (2), F.S., the Board shall act in accordance with the following disciplinary guidelines and shall impose a penalty within the range corresponding to the violations set forth below. The verbal identification of offenses is descriptive only; the full language of each statutory provision cited must be consulted in order to determine the conduct included.

VIOLATIONS	RECOMMENDED PENALTIES		
	First Offense	Second Offense	Third Offense
(c) Guilty of a crime relating to the <u>practice or the ability to practice</u> speech pathology or audiology. (Section 468.1295 (1)(c), F.S.); (Section 456.072 (1)(c), F.S.)	(c) From 6 months probation with conditions to <u>revocation</u> 1-year <u>suspension</u> and an administrative fine ranging from \$1,000.00 to \$5,000.00, or denial of licensure.	(c) From 1 year suspension of the license to revocation and an administrative fine ranging from \$5,000.00 to \$10,000.00, or denial of licensure.	(c) Revocation.

Rulemaking Authority 456.078, 468.1135(4) FS. Law Implemented 456.063, 456.072, 456.076, 456.078, 468.1295, 468.1296 FS. History--New 2-7-91, Amended 11-9-92, Formerly 21LL-7.001, 61F14-7.001, 59BB-7.001, Amended 10-25-00, 4-14-02, 8-22-05, 12-28-05, 8-28-07, 8-28-12,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Speech-Language Pathology and Audiology
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Speech-Language Pathology and Audiology
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 24, 2013
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 11, 2013

Section III
Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF REVENUE

Property Tax Oversight Program

RULE NOS.:	RULE TITLES:
12D-1.002	Definitions
12D-1.0025	Computation of Time; Due Dates Falling on Weekends and Holidays
12D-1.009	Mapping Requirements
12D-1.010	Reconciliation of Interim Tax Rolls - Form of Notification
12D-1.011	Notification to Property Appraiser of Land Development Restriction

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 39, No. 187, September 25, 2013 issue of the Florida Administrative Register. The following correction has been made to the "Summary of Statement of Estimated Regulatory Costs" in the Notice of Proposed Rule for this proposed rule on pp. 4821-4826. This correction is made in accordance with Section 120.54(3)(d)1., F.S.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Department has determined that each of these new and amended rules 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 Statement of Estimated Regulatory Cost (SERC) has not been prepared by the Department. The Department has determined that each of these proposed rules are not expected to require legislative ratification based on the SERC or if no SERC is required, the information expressly relied on and described herein: 1) no requirement for an SERC was triggered under Section 120.541(1), F.S.; and, 2) based on past experiences with activities for providing the public tax information and rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would 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 SERC, or provide a proposal for a lower cost regulatory alternative, must do so in writing within 21 days of this notice.

DEPARTMENT OF REVENUE

Property Tax Oversight Program

RULE NO.:	RULE TITLE:
12D-6.006	Fee Time-Share Real Property

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 39, No. 187, September 25, 2013 issue of the Florida Administrative Register.

The following correction has been made to the "Summary of Statement of Estimated Regulatory Costs" in the Notice of Proposed Rule for this proposed rule on pp. 4826-4828. This correction is made in accordance with Section 120.54(3)(d)1., F.S.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Department has determined that each of these new and amended rules 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 Statement of Estimated Regulatory Cost (SERC) has not been prepared by the Department. The Department has determined that each of these proposed rules are not expected to require legislative ratification based on the SERC or if no SERC is required, the information expressly relied on and described herein: 1) no requirement for an SERC was triggered under Section 120.541(1), F.S.; and, 2) based on past experiences with activities for providing the public tax

information and rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would 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 SERC, or provide a proposal for a lower cost regulatory alternative, must do so in writing within 21 days of this notice.

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NO.: RULE TITLE:
 69A-47.011 Adoption of the Florida Elevator Safety Code

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 39, No. 125, June 27, 2013 issue of the Florida Administrative Register.

The title of Rule 69A-3.012, F.A.C., that appeared in subsection (1) of the proposed rule should have read as follows: "Standards of the National Fire Protection Association and Other Standards Adopted."

**Section IV
 Emergency Rules**

NONE

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

DEPARTMENT OF EDUCATION

Florida's Office of Early Learning

RULE NO.: RULE TITLE:
 6M-8.201: Child Registration Procedures; Application; Parent Orientation Session

NOTICE IS HEREBY GIVEN that on September 24, 2013, the Office of Early Learning, received a petition for Temporary Waiver of paragraph 6M-8.201(4)(a), F.A.C., which provides requirements for conducting parent orientation sessions for parents registering their children for the VPK program. The Petition was filed by the Early Learning Coalition of Orange County, Post Office Box 540387, Orlando, Florida, 32854.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Margaret O'Sullivan Parker, General Counsel, Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399, email: Maggi.Parker@oel.myflorida.com.

DEPARTMENT OF EDUCATION

Florida's Office of Early Learning

RULE NO.: RULE TITLE:
 6M-8.201: Child Registration Procedures; Application; Parent Orientation Session

NOTICE IS HEREBY GIVEN that on September 23, 2013, the Office of Early Learning, received a petition for Temporary Waiver of paragraph 6M-8.201(4)(a), F.A.C., which provides requirements for conducting parent orientation sessions for parents registering their children for the VPK program. The Petition was filed by the Early Learning Coalition of Osceola County, 1631 East Vine Street, Ste. E, Kissimmee, Florida 34744.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Margaret O'Sullivan Parker, General Counsel, Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399, email: Maggi.Parker@oel.myflorida.com.

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: RULE TITLE:
 64B5-2.0135 Dental Hygiene Examination

The Board of Dentistry hereby gives notice of the issuance of an Order regarding the Petition for Waiver or Variance, filed on May 30, 2013, by Samantha Ledford. The Notice of Petition for Waiver or Variance was published in Vol. 39, No. 116, of the June 14, 2013, Florida Administrative Register. Petitioner sought a waiver or variance of paragraph 64B5-2.0135(3)(d), F.A.C., entitled "Dental Hygiene Examination". The Board considered the instant Petition at a duly-noticed public meeting, held August 23, 2013, in Orlando, Florida.

The Board's Order, filed September 17, 2013, granted a one-time waiver extending the time to complete the Laws and Rules Examination.

A copy of the Order or additional information may be obtained by contacting Susan Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

Section VI Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Administration

The Florida Agriculture Center and Horse Park Authority announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 10, 2013, 5:00 p.m.

PLACE: Chamber & Economic Partnership Building, 310 E. Third Street, 2nd Floor Board Room, Ocala, FL 34471

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The purpose of the meeting is for election of a Board Chairperson and other general business of the board. Immediately following the Board meeting, the Board's Needs & Assessment Committee will meet in the same location.

A copy of the agenda may be obtained by contacting: Shawn Doherty at (352)307-6699.

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: Shawn Doherty at (352)307-6699. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF EDUCATION

Education Practices Commission

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

DATE AND TIME: October 4, 2013, 8:30 a.m. or as soon thereafter as can be heard – A Teacher Hearing Panel will begin

PLACE: Crowne Plaza Jacksonville-Riverfront, 1201 Riverplace Boulevard, Jacksonville, Florida 32207, (904)398-8800

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Hearing Panel of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least 5 days before the workshop/meeting by contacting: Kathleen M. Richards at (850)245-0455. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

REGIONAL PLANNING COUNCILS

South Florida Regional Planning Council

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

DATE AND TIME: Friday, October 18, 2013, 9:30 a.m. followed by a joint South Florida and Treasure Coast Regional Planning Councils meeting at 10:00 a.m.

PLACE: IGFA Fishing Hall of Fame & Museum, 300 Gulf Stream Way, Dania Beach, FL 33004

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Any Development Order received prior to the meeting. Any Generally Consistent Comprehensive Plan Amendment Review received prior to the meeting; Any Generally Inconsistent Comprehensive Plan Amendment Review received prior to the meeting; Meeting on monthly Council business followed by a joint meeting of the South Florida and Treasure Coast Regional Planning Councils to discuss regional issues at 10:00 a.m.; Executive Committee Conference Call is scheduled on Wednesday, October 2, 2013 at 2:00 p.m., to which all persons are invited. Call in number 1(888)670-3525, conference code 2488435943 then #.

A copy of the agenda may be obtained by contacting: (954)985-4416.

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: (954)985-4416. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting

or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

For more information, you may contact: (954)985-4416.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

The St. Johns River Water Management District, Projects and Land Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 7, 2013, 10:00 a.m., Projects and Land Committee site visit

PLACE: Starting location: Brevard County Government Complex, 2725 Judge Fran Jamieson Way, Viera FL 32940.

The tour group will gather in the northeast quadrant of the Complex parking lot and depart for site visits. The location of the site visit may be changed due to inclement weather or other unforeseen circumstances. Notice of such change will be available by contacting: St. Johns River Water Management District, Attention: Julie Green, 4049 Reid Street, Palatka, FL 32177, via email at jgreen@sjrwm.com or by phone at 1(386)329-4240.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Taylor Creek Reservoir Improvement Project, Rehabilitation of Major Flood Control Structures and Land Management issues.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention Kyia Tiffany, 4049 Reid Street, Palatka, FL 32177, (386)329-4101.

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: Julie Green, 4049 Reid Street, Palatka, FL 32177, via email at jgreen@sjrwm.com or by phone at 1(386)329-4240. 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).

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

The St. Johns River Water Management District announces public meetings to which all persons are invited.

DATE AND TIMES: Tuesday, October 8, 2013: 9:00 a.m., Projects and Land Committee business meeting; 10:00 a.m., Finance, Administration and Audit Committee; 11:00 a.m., Regulatory Committee followed by Governing Board meeting.

PLACE: District Headquarters, 4049 Reid Street (Hwy 100 West), Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion and consideration of District business including regulatory and non-regulatory matters. Staff may recommend approval of external amendments which affect the adopted budget.

NOTE: One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention: Missy McDermont, 4049 Reid Street, Palatka, FL 32177, or by phone at 1(386)329-4214, or by visiting the District's website at floridaswater.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: District Clerk at 1(386)329-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

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

DATE AND TIME: October 9, 2013, 1:30 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Well Drillers Advisory Committee (WDAC) Meeting. Some members of the District's Governing Board may also attend the meeting.

A copy of the agenda may be obtained by contacting: teri.rhodes@watermatters.org, 1(800)836-0797 (FL only) or (813)985-7481, ext. 4476.

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: SWFWMD Human Resources, 1(800)423-1476

(FL only) or (352)796-7211, ext. 4702. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: SWFWMD Human Resources, 1(800)423-1476 (FL only) or (352)796-7211, ext. 4702.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

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

DATE AND TIME: Monday, October 14, 2013, 3:00 p.m.

PLACE: Southwest Florida Water Management District, 1st Floor, Conference Rooms A & B, 2379 Broad Street, Brooksville, Florida 34604

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of council business for the Citrus/Hernando Waterways Restoration Council.

A copy of the agenda may be obtained by contacting: The Southwest Florida Water Management District, 2379 Broad Street, Brooksville, Florida 34604, (352)796-7211 or 1(800)423-1476 (Florida only), extension 4378 or online at www.watermatters.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: (352)796-7211 or 1(800)423-1476 (Florida only), extension 4702; TDD (Florida only) 1(800)231-6103; or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

REGIONAL UTILITY AUTHORITIES

Tampa Bay Water – A Regional Water Supply Authority

The Tampa Bay Water announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 21, 2013, 9:00 a.m.

PLACE: Tampa Bay Water's Administrative Offices, 2575 Enterprise Road, Clearwater, FL 33763

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board Meeting and a private Attorney/Client briefing session between the Tampa Bay Water Board of

Directors and legal counsel pursuant to Section 286.011(8), Florida Statutes, to discuss litigation expenditures and/or settlement negotiations in *Tampa Bay Water v. HDR Engineering, Inc.*, United States Eleventh Circuit Court of Appeal.

Attorney/Client Briefing Attendees: Board of Directors of Tampa Bay Water, General Manager Matthew Jordan, General Counsel Barrie Buenaventura, Deputy General Counsel Donald D. Conn, Special Counsel Richard Harrison and a certified court reporter.

A copy of the agenda may be obtained by contacting: Records Department at (727)796-2355.

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: Lynn Nield, Human Resources Department at (727)796-2355. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Records Department at (727)796-2355.

DEPARTMENT OF ELDER AFFAIRS

The Department of Elder Affairs announces a public meeting to which all persons are invited.

DATE AND TIME: October 3, 2013, 9:30 a.m. – 10:30 a.m., EST

PLACE: Conference call, call-in number 1(888)670-3525, conference code: 4737170075

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Elder Affairs announces the convening of a public meeting with the Area Agencies on Aging (AAA) and other stakeholders to evaluate and develop a plan related to future procurement for existing local services that expand long-term care alternatives enabling elders to maintain an acceptable quality of life in their own homes and avoid or delay nursing home placement. The plan will be submitted to the Governor, the President of the Senate, and the Speaker of the House of Representatives no later than November 1, 2013.

A copy of the agenda may be obtained by contacting: Jon Manalo, DOEA Chief Financial Officer, at 1(850)414-2077 or at manaloj@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Jon Manalo, DOEA Chief Financial Officer, at 1(850)414-2077 or at manaloj@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF ELDER AFFAIRS

Statewide Public Guardianship Office

The Statewide Office of the Public Guardian, Foundation for Indigent Guardianship, Inc. announces a workshop to which all persons are invited.

DATE AND TIME: October 1, 2013, 1:00 p.m. EST

PLACE: Conference call, call number: 1(888)670-3525; conference code: 7919129022

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workshop to review FIG By-Laws.

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Certificate of Need

RULE NO.: RULE TITLE:

59C-1.042 Neonatal Intensive Care Services

The Agency for Health Care Administration announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 14, 2013, 11:00 a.m. – 2:30 p.m. EST

PLACE: Department of Health, 2585 Merchants Row Blvd, Floor Two, Conference Room 215P, Tallahassee, Florida 32399-1707. The meeting will be held by webinar and conference call using conference call number (US toll-free) 1(888)670-3525, conference code 538 249 6242. To join the meeting you may link to <http://connectpro11164961.adobeconnect.com/r1m6fj9o402/>.

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The Agency is scheduling a workshop for the purpose of discussing the Certificate of Need requirements for Neonatal Intensive Care Services. The Agency is looking to remove, update and condense language regarding these services and would welcome input from interested parties and stakeholders. This workshop is being done in conjunction and with collaboration from Children’s Medical Services. Mr. Jeff Gregg, Director of the Florida Center for Health Information and Policy Analysis and John Curran, M.D., Neonatal RPCC Consultant for CMS, will provide presentations.

A copy of the agenda may be obtained by contacting Marisol Fitch, Florida Center for Health Information and Policy Analysis, 2727 Mahan Drive, Mail Stop 28, Tallahassee, Florida 32308, telephone (850)412-3750, email: marisol.fitch@ahca.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Marisol Fitch, Florida Center for Health Information and Policy Analysis at (850)412-3750. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Marisol Fitch, Florida Center for Health Information and Policy Analysis at (850)412-3750.

DEPARTMENT OF HEALTH

Board of Pharmacy

The Board of Pharmacy announces public meetings to which all persons are invited.

DATES AND TIMES: Tuesday, October 8, 2013, 1:00 p.m.; Wednesday, October 9, 2013, 9:00 a.m.

PLACE: Wyndham Bay Point Resort, 4114 Jan Cooley Drive, Panama City Beach, FL 32408, 1(850)236-6000.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business. Notice is hereby given that the Notice of Meeting, published in Vol. 39, No. 185, of the September 23, 2013, issue of the Florida Administrative Register is incorrect. The correct time of the meeting has also been published in Vol. 39 No. 174, of the September 6, 2013, issue of the Florida Administrative Register.

A copy of the agenda may be obtained by contacting the Board of Pharmacy website at: <http://www.floridaspharmacy.gov/meeting-information/> under "meeting materials" 7 days prior to the meeting date. You may also contact the Board of Pharmacy at 1(850)245-4292.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 hours before the workshop/meeting by contacting: the Board of Pharmacy at 1(850)245-4292. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

testimony and evidence from which the appeal is to be issued.

For more information, you may contact: the Board of Pharmacy at 1(850)245-4292.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Refugee Services

The Miami-Dade Refugee Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, October 11, 2013, 10:00 a.m. – 12:00 Noon

PLACE: Miami-Dade College, Wolfson Campus, 500 NE 2nd Avenue, Room 3208-9, Miami, FL 33132

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The purpose of the Miami-Dade Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting Adria Dilme-Bejel at (786)257-5171 or Lourdes Dysna-Leconte at (786)257-5173.

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: Adria Dilme-Bejel at (786)257-5171 or Lourdes Dysna-Leconte at (786)257-5173. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Adria Dilme-Bejel at (786)257-5171 or Lourdes Dysna-Leconte at (786)257-5173.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Refugee Services

The Collier Refugee Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 9, 2013, 10:00 a.m. – 12:00 Noon

PLACE: Catholic Charities, 2210 Santa Barbara Blvd., Naples, FL 34116

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The purpose of the Collier Refugee Task Force meeting is to

increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting Janet Blair at (813)545-1716 or Taddese Fessehaye at (407)317-7335.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting Janet Blair at (813)545-1716 or Taddese Fessehaye at (407)317-7335. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Janet Blair at (813)545-1716 or Taddese Fessehaye at (407)317-7335.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Refugee Services

The Orlando Area Refugee Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 9, 2013, 10:00 a.m. – 12:00 Noon

PLACE: TBD

GENERAL SUBJECT MATTER TO BE CONSIDERED:

The purpose of the Orlando Area Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting: Pedro Padua at (407)317-7336 or Taddese Fessehaye at (407)317-7335.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Pedro Padua at (407)317-7336 or Taddese Fessehaye at (407)317-7335. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Pedro Padua at (407)317-7336 or Taddese Fessehaye at (407)317-7335.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Agency for Persons with Disabilities

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

DATE AND TIME: October 8, 2013, 1:30 p.m. – 3:30 p.m.

PLACE: 1(888)670-3525, participant code-5106539718, then #; Agency for Persons with Disabilities, 4030 Esplanade Way, Conference Room 301, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public input for improving APD policy and practices related to supporting employment outcomes for people with developmental disabilities.

A copy of the agenda may be obtained by contacting: <http://apdcare.org/publications/legal>; Tracey Tolbert, 4030 Esplanade Way Suite 380, 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 1 day before the workshop/meeting by contacting: Tracey Tolbert, 4030 Esplanade Way Suite 380, Tallahassee, FL 32399, 1(850)488-4358. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Tracey Tolbert, 4030 Esplanade Way Suite 380, Tallahassee, FL 32399, 1(850)488-4358.

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, September 30, 2013, 10:00 a.m., EST

PLACE: Florida Housing Finance Corporation, Rick Seltzer Conference Room, Suite 6000, 227 North Bronough Street, Tallahassee, FL 32301-1329

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Review Committee meeting will be to discuss the proposals and answer any questions the Review Committee may have regarding the proposals submitted in response to Florida Housing Finance Corporation’s Request for Qualifications 2013-01 from qualified Offerors for Housing Counseling Agencies for foreclosure counseling; to give the scores and to submit a recommendation to Florida Housing’s Board of Directors.

A copy of the agenda may be obtained by contacting Della Harrell, (850)488-4197 or della.harrell@floridahousing.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Della Harrell at Florida Housing Finance Corporation, (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). 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.

FISH AND WILDLIFE CONSERVATION COMMISSION

The Florida Fish and Wildlife Conservation Commission announces a public meeting to which all persons are invited.

DATE AND TIME: October 9, 2013, 10:30 a.m.

PLACE: Tallahassee Antique Car Museum, 6800 Mahan Drive, Tallahassee, FL 32326

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss agency strategic direction and how the Commission provides benefits for Fish and Wildlife and for the people.

A copy of the agenda may be obtained by contacting: Robin Stetler, Florida Fish and Wildlife Conservation Commission, 620 S. Meridian St., Tallahassee, FL 32399-1600.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The ADA Coordinator at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mr. Bud Vielhauer, General Counsel, 620 South Meridian Street, Tallahassee, Florida, 32399-1600 or (850)487-1764.

FISH AND WILDLIFE CONSERVATION COMMISSION

Vessel Registration and Boating Safety

The Florida Fish and Wildlife Conservation Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 16, 2013, 1:00 p.m. – 5:00 p.m.

PLACE: FWC Bryant Building, 620 South Meridian Street, Room 272, Tallahassee, FL 32399-1600

GENERAL SUBJECT MATTER TO BE CONSIDERED:
To provide an opportunity for representatives from FWC to inform and take comments from the general public and the agencies and organizations specified in Section 327.4105, Florida Statutes, related to the Anchoring and Mooring Pilot Program and the upcoming statutorily required Legislative report.

A copy of the agenda may be obtained by contacting: FWC, Division of Law Enforcement, Boating and Waterways Section, 620 South Meridian Street, Room 235, Tallahassee, Florida 32399-1600 or by calling Captain Tom Shipp at (850)488-5600.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Captain Tom Shipp at (850)488-5600.

DEPARTMENT OF ECONOMIC OPPORTUNITY

The Department of Economic Opportunity (f/k/a the Agency for Workforce Innovation), Reemployment Assistance Claims and Benefits Information System, Executive Steering Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 30, 2013. 10:30 a.m. – 12:00 Noon

PLACE: Caldwell Building, Conference room B-49, 107 E. Madison Street, Tallahassee, Florida 32399 or by conference call: 1(888)670-3525, passcode 1188081993 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Regular recurring meeting to review project status and act on any decisions required of the Committee

A copy of the agenda may be obtained by contacting: <http://www.floridajobs.org/calendar>.

FLORIDA MEDICAL MALPRACTICE JOINT UNDERWRITING ASSOCIATION

The Florida Medical Malpractice Joint Underwriting Association announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, October 8, 2013, 10:30 a.m.; dial-in number 1(877)320-0161, participant code 2054362261

PLACE: Radey Law Firm, 301 S. Bronough Street, Suite 200, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED:
The Grant Committee of the Florida Medical Malpractice Joint Underwriting Association will receive and consider issues involving the Prospective Deficiency Fund, The Alvin E. Smith Grant program, and such other business properly brought before the Committee.

A copy of the agenda may be obtained by contacting: FMMJUA, 1836 Hermitage Blvd., Suite 201, Tallahassee, FL 32308, by email: frankie@fmmjua.org or call (850)385-8114.

CAPITAL REGION TRANSPORTATION PLANNING AGENCY

The Florida Department of Transportation (FDOT), District Six Construction announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, October 15, 2013, 6:00 p.m. – 8:00 p.m.

PLACE: Embassy Suites Miami International Airport, 3974 NW South River Drive, Miami, Florida 33142

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Construction Open House in Miami-Dade County for the State Road (SR) 948/NW 36 Street Roadway Project from west of Lee Drive to east of Okeechobee Road, FIN No. 425979-1-52-01.

A copy of the agenda may be obtained by contacting: Public Information Specialist, Ivette Ruiz-Paz at (305)640-7462 or via email at Ivette.Ruiz-Paz@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Brian Rick by telephone at (305)470-5349 or by writing to him at the FDOT Public Information Office, 1100 NW 111 Ave., Miami, FL 33172 or via email at Brian.Rick@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Public Information Specialist, Ivette Ruiz-Paz at (305)640-7462 or via email at Ivette.Ruiz-Paz@dot.state.fl.us.

MRGMiami

The Florida Department of Transportation (FDOT), District Six, announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 2, 2013, 6:00 p.m., Formal Presentation at 7:00 p.m. followed by a public comment period.

PLACE: Betty T. Ferguson Recreational Complex, 3000 NW 199th Street, Miami Gardens, FL 33056

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 The Florida Department of Transportation (FDOT) District Six, in conjunction with the Florida's Turnpike Enterprise (FTE), will conduct a Public Information Meeting in lieu of the previously advertised and noticed Public Hearing for the Golden Glades Interchange Project Development and Environment (PD&E) Study from State Road (SR) 826/Palmetto Expressway eastbound to I-95 northbound (Financial Management Number 428358-1-22-01; Efficient Transportation Decision Making (ETDM) Number 11300).

The Public Information Meeting is being conducted to give interested persons an opportunity to express their views concerning the location, conceptual design, social, economic, and environmental effects of the proposed improvements to the Golden Glades Interchange. In addition, representatives from the Florida Department of Transportation will be available to explain the department's contracting process and opportunities to increase awareness in working with FDOT on infrastructure projects of this nature.

The Public Information Meeting will begin as an open house at 6:00 p.m. with a formal presentation at 7:00 p.m. followed by a public comment period. The primary purpose of this study is to provide a direct connection from SR 826/Palmetto Expressway eastbound to I-95 northbound and to improve the Turnpike southbound to I-95 southbound connection in order to increase mobility and reduce travel delay. The project also evaluated the feasibility of connecting potential express lanes from SR 826/Palmetto Expressway to the existing I-95 express lanes system. These improvements are in support of a separate and adjacent SR 826 PD&E Study, from I-75 to Golden Glades Interchange, currently under study and an Ultimate Master Plan to be established for this interchange.

A copy of the agenda may be obtained by contacting: Mr. Dat Huynh, P.E., Project Manager, Florida Department of Transportation District Six, 1000 NW 111th Avenue, Room 6251, Miami, Florida 33172, 1(305)470-5217 (Telephone), 1(305) 640-7558 (Fax) or via email at dat.huynh@dot.state.fl.us.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least seven (7) days before the workshop/meeting by contacting: Mr. Nicholas Danu, P.E., at 1(305)470-5219, or in writing at 1000 NW 111th Avenue, Room 6111-A, Miami, Florida 33172, or via email at

nicholas.danu@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). For more information, you may contact: Mr. Dat Huynh, P.E., Project Manager, Florida Department of Transportation District Six, 1000 N.W. 111th Avenue, Room 6251, Miami, Florida 33172, 1(305)470-5217 (Telephone), 1(305)640-7558 (Fax) or via email at dat.huynh@dot.state.fl.us.

**Section VII
 Notice of Petitions and Dispositions
 Regarding Declaratory Statements**

NONE

**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

DEPARTMENT OF EDUCATION

University of Central Florida
Building 154 – Optical Materials Lab Addition

CALL FOR BIDS

Made by the University of Central Florida

PROJECT NAME, NUMBER & LOCATION: Bldg. 154 –
Optical Materials Lab Addition, University of Central Florida

QUALIFICATION: All Bidders must be pre-qualified at the
time of bid opening in accordance with the Instructions to
Bidders, Article B-2. Bidder pre-qualifications are due to
Adrian Baus/Matern Professional Engineering on October 11,
2013 by 5:00 p.m. local time.

Sealed bids will be received on:

DATE AND TIME: October 28, 2013, until 2:00 p.m., local
time.

PLACE: Facilities and Safety, Building 16, 3528 N. Perseus
Loop, Orlando, FL 32816-3020, at which time and place they
will be publicly opened and read aloud.

Contract award will be made subject to the availability of
funds.

PROPOSAL: Bids must be submitted in full and in
accordance with the requirements of the drawings and Project
Manual, which may be obtained or examined at the office of
the Architect/Engineer at Matern Professional Engineering,
130 Candace Drive, Maitland, FL 32751-3331, 1(407)740-
5020. For the bidding documents (plans and specs) email
Adrain Baus (abaus@matern.net) and Gina Seabrook
(gina.seabrook@ucf.edu).

PUBLIC ENTITY CRIMES: As required by University of
Central Florida Regulations 7.102.22, a consultant/contractor
may not submit a proposal for this project if it is on the
convicted vendor list for a public entity crime committed
within the past 36 months. The selected consultant/contractor
must warrant that it will neither utilize the services of, nor
contract with, any supplier, subcontractor, or consultant in
excess of \$15,000.00 in connection with this project for a
period of 36 months from the date of their being placed on
the convicted vendor list.

BADGING AND IDENTIFICATION: Criminal background
checks, E-verification and drug testing verification will be
provided for all employees and subcontractors. Picture ID
cards will be worn at all times workers are on the job.

DEPARTMENT OF CORRECTIONS

Food Service Building Roof Replacement at Marion
Correctional Institution

ADVERTISEMENT FOR BIDS

PROPOSALS ARE REQUESTED FROM CERTIFIED
ROOFING CONTRACTORS BY THE STATE OF
FLORIDA, DEPARTMENT OF CORRECTIONS, FOR
THE CONSTRUCTION OF PROJECT NO: 11-702

PROJECT NAME & LOCATION: FOOD SERVICE
BUILDING ROOF REPLACEMENT AT MARION
CORRECTIONAL INSTITUTION, 3269 NW 105TH
STREET, OCALA, FLORIDA 34475

FOR: STATE OF FLORIDA, DEPARTMENT OF
CORRECTIONS

PERFORMANCE BOND AND LABOR AND MATERIAL
PAYMENT BOND: If the construction contract award
amount is \$100,000 (one hundred thousand dollars) or less, a
Performance Bond and a Labor and Material Payment Bond
are not required.

PUBLIC ENTITY CRIME INFORMATION STATEMENT:
A person or affiliate who has been placed on the convicted
vendor list following a conviction for a public entity crime
may not submit a bid on a contract to provide any goods or
services to a public entity; may not submit a bid on a contract
with a public entity for the construction or repair of a public
building or public work; may not submit bids on leases of
real property to a public entity; may not be awarded or
perform work as a contractor, supplier, subcontractor, or
consultant under a contract with any public entity; and may
not transact business with any public entity in excess of the
threshold amount provided in Section 287.017 for Category
Two, for a period of 36 months from the date of being placed
on the convicted vendor list.

PREQUALIFICATION: Each bidder, whose field is
governed by Chapter 399, 489, and 633 of the Florida
Statutes for licensure or certification, must submit
prequalification data of their eligibility to submit proposals as
soon as possible. Bidders must receive confirmation of their
prequalification five (5) calendar days prior to the bid
opening date. If not previously qualified by the Department
for the current biennium (July 1 through June 30) of odd
numbered years, or you are unsure, please contact Ms. Nancy
Jewett, 1(850)717-3672 for prequalification instructions.
After the bid opening the low bidder must qualify in
accordance with Rule 60D-5.004. A copy of the rule
requirements is included in the "Instruction to Bidders" under
Article B-2 "Bidder Qualification Requirements and
Procedures".

Sealed bids will be received, publicly opened, on:

DATE AND TIME: October 31, 2013, 2:00 p.m. Eastern Time.

PLACE: CRA Inc., 2027 Thomasville Rd. Tallahassee, FL 32308

Any person with a qualified disability requiring special accommodations at the pre-bid conference, and/or bid/proposal opening, shall contact the person listed below at least (5) working days prior to the event. If you are hearing or speech impaired, please contact this office by using Florida Relay Services by dialing 1(800)955-8771 (TDD).

PROPOSAL: Bids must be submitted in full in accordance with the requirements of the Drawings, Specifications, Bidding Conditions and Contractual Conditions, which may be examined and obtained from the:

ARCHITECT/ENGINEER: Clemons-Rutherford & Associates Architects, 2027 Thomasville Road, Tallahassee, FL 32308

Drawings and specifications may be purchased for a Non-refundable price of \$150 per printed set and \$30 per electronic set from the Architect/Engineer. Bidder must pay postage/shipping. Partial sets may not be purchased.

A mandatory pre-bid conference will be held on October 10, 2013, 10:00 a.m. Eastern Time at the Marion Correctional Institution's Administration Building, conference room. A brief walk-through of the work area(s) will be available as part of the pre-bid conference. Everyone attending the Pre-Bid conference must have a valid Driver's License or a valid Photo ID; and must sign in and out at the Marion CI's Administrative Office. NOTE: Any technical questions regarding this Bid or Requests for substitutions shall be submitted in writing, by email or fax, to the address listed below and must be received no later than October 16, 2013, 4:00 p.m. Eastern Time. Only written questions and answers will be binding. Email: triley@clemons-rutherford.com or fax: 1(850)386-8420.

Bidders must call the person listed below at least four (4) days prior to the date of the site visit and furnish them with the following information on all attendees: Attendee's full name, social security number, date of birth, driver's license number, and state of issuance. Persons present as attendees must be the same individuals noted on the written list (no changes or additions may be made). Attendees must present photo identification at the site. For security reasons, any person present for admission to a site visit, not on the written list, will be denied access.

All site visits and deliveries will be coordinated with: Mr. Raymond Ryall, Marion C.I. Office: 1(352)368-8456, cell 1(352)502-3184, email Ryall.raymond@mail.dc.state.fl.us.

CONTRACT AWARD: Bid Tabulation and Notice of Award Recommendation will be sent to all bidders by Facsimile, Return Receipt Required. If no protest is filed per Article B-20 of the Instructions to Bidders, "Bid Protests, Points of Entry", the contract will be awarded by the Secretary, Department of Corrections. RIGHT IS RESERVED TO REJECT ANY OR ALL BIDS.

Section XII Miscellaneous

AGENCY FOR HEALTH CARE ADMINISTRATION Certificate of Need

Notice of Hospice Program Fixed Need Pool

The Agency for Health Care Administration has projected fixed need pools for hospice programs for January 2015, pursuant to the provisions of Rules 59C-1.008 and 59C-1.0355, Florida Administrative Code. Letters of intent to apply for Certificates of Need pursuant to this notice must be filed with the Certificate of Need Program Office, Building 3, Room 1136, MS 28, 2727 Mahan Drive, Tallahassee, Florida 32308, on or before 5:00 p.m., October 14, 2013.

Any person who identifies an error in the fixed need pool numbers must advise the agency of the error within ten (10) days of the publication. If the agency concurs with the error, the fixed need pool number will be adjusted and republished in the first available edition of the Florida Administrative Weekly. Failure to notify the agency of the error during this ten day period waives a person's right to raise the error at subsequent proceedings. Any other adjustments will be made in the first cycle subsequent to identification of the error including those errors identified through administrative hearings or final judicial review.

Any person whose substantial interest is affected by this action and who timely advised the agency of an error in the action has a right to request an administrative hearing pursuant to Section 120.57, F.S. In order to request a proceeding under Section 120.57, F.S., a request for an administrative hearing must state with specificity which issues of material fact or law are in dispute. All requests for hearings shall be made to the Agency for Health Care Administration and must be filed with the agency clerk at 2727 Mahan Drive, Building 3, Suite 3431, Tallahassee, Florida 32308. All requests for hearings must be filed with the agency clerk within 21 days of this publication or the right to a hearing is waived.

Hospice Program Net Need

Service Area Net Need	Service Area Net Need
District 1 0	Subdistrict 6C 0
Subdistrict 2A 0	Subdistrict 7A 0
Subdistrict 2B 0	Subdistrict 7B 1
Subdistrict 3A 0	Subdistrict 7C 0
Subdistrict 3B 0	Subdistrict 8A 0
Subdistrict 3C 0	Subdistrict 8B 0
Subdistrict 3D 0	Subdistrict 8C 0
Subdistrict 3E 0	Subdistrict 8D 0
Subdistrict 4A 0	Subdistrict 9A 0
Subdistrict 4B 0	Subdistrict 9B 0
Subdistrict 5A 0	Subdistrict 9C 0
Subdistrict 5B 0	District 10 1
Subdistrict 6A 0	District 11 0
Subdistrict 6B 1	Total 3

your request for an administrative hearing must state with specificity which issues of material fact or law are in dispute. All requests for hearings shall be made to the Agency for Health Care Administration and must be filed with the agency clerk at 2727 Mahan Drive, Building 3, Suite 3431, Tallahassee, Florida, 32308. All requests for hearings must be filed with the agency clerk within 21 days of this publication or the right to a hearing is waived.

Pediatric Cardiac Catheterization Programs - Pediatric Open Heart Surgery Programs Net Need

Service Area	Net Need	Service Area	Net Need
1	0	4	0
2	0	5	0
3	0	Total	0

AGENCY FOR HEALTH CARE ADMINISTRATION
Certificate of Need

NOTICE OF PEDIATRIC OPEN HEART SURGERY PROGRAMS AND PEDIATRIC CARDIAC CATHETERIZATION PROGRAMS FIXED NEED POOLS
The Agency for Health Care Administration has projected fixed need pools for pediatric open heart surgery programs and pediatric cardiac catheterization programs for January 2016, pursuant to the provisions of Rules 59C-1.008, 59C-1.032 and 59C-1.033, F.A.C. Letters of intent to apply for Certificates of Need pursuant to this notice must be filed with the Certificate of Need Program Office, Building 3, Room 1136, MS 28, 2727 Mahan Drive, Tallahassee, Florida 32308, on or before 5:00 p.m., October 14, 2013.

Any person who identifies an error in the fixed need pool numbers must advise the agency of the error within ten (10) days of publication of the number. If the Agency concurs with the error, the fixed need pool numbers will be adjusted and republished in the first available edition of the Florida Administrative Weekly. Failure to notify the agency of the error during this ten day time period will result in no adjustment to the fixed need pool number for this cycle and a waiver of the person's right to raise the error at subsequent proceedings. Any other adjustments will be made in the first cycle subsequent to identification of the error including those errors identified through administrative hearings or final judicial review.

Any person whose substantial interest is affected by this action and who timely advised the agency of an error in the action has a right to request an administrative hearing pursuant to Section 120.57, Florida Statutes. In order to request a proceeding under Section 120.57, Florida Statutes,

AGENCY FOR HEALTH CARE ADMINISTRATION
Certificate of Need

EXEMPTION

The Agency for Health Care Administration authorized the following exemption pursuant to Section 408.036(3), Florida Statutes:

County: Miami-Dade District: 11
ID # E130014 Decision: A Issue Date: September 23, 2013
Facility/Project: Hialeah Hospital
Applicant: Tenet Hialeah Healthsystem, Inc.
Project Description: Establish a 12-bed adult psychiatric unit through the conversion of 12 acute care beds
Proposed Project Cost: \$750,000.00

DEPARTMENT OF JUVENILE JUSTICE
Policy and Procedure Updates

The Department of Juvenile Justice has posted one revised policy/procedure for comment and review: FDJJ 1230, Mobile Devices. The policy and procedure will be posted until October 10, 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.

DEPARTMENT OF HEALTH
Board of Nursing

Notice of Emergency Action

On September 25, 2013, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Jamie Nellie Hutson, L.P.N., PN # 5197191. This Emergency Suspension Order was predicated upon the State

Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Division of Family Health Services

Request for Public Comments on Florida's WIC Program
 The WIC Program (the Special Supplemental Nutrition Program for Women, Infants, and Children) is soliciting comments and suggestions about its program and how service delivery can be improved to better meet the clients’ needs. WIC is federally funded by the United States Department of Agriculture, and serves low- and moderate-income pregnant, breastfeeding, and postpartum women; infants; and children up to age 5. The program provides a combination of nutritious foods, nutrition education, breastfeeding support, and referrals for health care. WIC is available in all 67 counties in Florida. If you have any comments or suggestions, please direct them to Cheryl Miller, Department of Health, WIC Program Services, BIN #A-16, 4052 Bald Cypress Way, Tallahassee, FL 32399-1726; or by fax: 1(850)922-3936. Your feedback is essential and is appreciated before October 18, 2013. In accordance with Federal law and U.S. Department of Agriculture policy, this institution is prohibited from discriminating on the basis

of race, color, national origin, sex, age, or disability. To file a complaint of discrimination, write USDA, Director, Office of Adjudication, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410 or call 1(866)632-9992 (voice) or 1(202)260-1026 (local). TTY users can contact USDA through local relay or the Federal Relay at 1(800)877-8339 (TTY) or 1(866)377-8642 (relay voice users). USDA is an equal opportunity provider and employer.

DEPARTMENT OF FINANCIAL SERVICES

Finance

Office of Financial Regulation

NOTICE IS HEREBY GIVEN THAT the Office of Financial Regulation has issued an order disposing of the petition for declaratory statement filed by James Goodspeed on July 5, 2013. The following is a summary of the agency’s disposition of the petition.

The Office declined to issue a Declaratory Statement because the Petitioner withdrew his petition.

A copy of the Order may be obtained by contacting: Agency Clerk, Office of Financial Regulation, P. O. Box 8050, Tallahassee, FL 32314-8050.

Please refer all comments to: Scott A. Tavolieri, Assistant General Counsel, Office of Financial Regulation, 400 W. Robinson St., Suite S-225, Orlando, FL 32801.

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.