

**Section I**  
**Notice of Development of Proposed Rules**  
**and Negotiated Rulemaking**

**DEPARTMENT OF HEALTH**

**Board of Clinical Laboratory Personnel**

RULE NO.:       RULE TITLE:  
64B3-1.0085     Public Comment  
PURPOSE AND EFFECT: The Board proposes the rule promulgation to provide the criteria for public comment.  
SUBJECT AREA TO BE ADDRESSED: Public Comment.  
RULEMAKING AUTHORITY: 286.0114 FS.  
LAW IMPLEMENTED: 286.0114 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: Wm. Freeman Miller, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257  
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**DEPARTMENT OF HEALTH**

**Board of Clinical Laboratory Personnel**

RULE NO.:       RULE TITLE:  
64B3-5.008     Public Health Laboratory Personnel  
PURPOSE AND EFFECT: The Board proposes the rule amendment to update an incorporated form.  
SUBJECT AREA TO BE ADDRESSED: Update of Application for Public Health Laboratory Scientist.  
RULEMAKING AUTHORITY: 483.805(4) FS.  
LAW IMPLEMENTED: 483.812 FS.  
IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.  
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Wm. Freeman Miller, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

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**DEPARTMENT OF HEALTH**

**Board of Clinical Laboratory Personnel**

RULE NO.:       RULE TITLE:  
64B3-5.0011     Definitions  
PURPOSE AND EFFECT: The Board proposes the rule amendment to add the definition of ASCPi.  
SUBJECT AREA TO BE ADDRESSED: Definitions.  
RULEMAKING AUTHORITY: 483.805, 483.823 FS.  
LAW IMPLEMENTED: 483.823 FS.  
IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.  
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Wm. Freeman Miller, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257  
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**DEPARTMENT OF HEALTH**

**Board of Clinical Laboratory Personnel**

RULE NOS.:     RULE TITLES:  
64B3-9.001     Application Fees  
64B3-9.002     Initial Licensure Fees  
64B3-9.004     Active Status Renewal Licensure Fee  
PURPOSE AND EFFECT: For Rule 9.001, F.A.C., the Board proposes the rule amendment to add the fee for an application for a public health laboratory scientist. For Rule 9.002, F.A.C., the Board proposes the rule amendment to clarify the name of a public health laboratory scientist. For Rule 9.004, F.A.C., the Board proposes the rule amendment to add the fee for a public health laboratory scientist.  
SUBJECT AREA TO BE ADDRESSED: Application Fees. Initial Licensure Fees. Active Status Renewal Licensure Fee.  
RULEMAKING AUTHORITY: 456.025, 456.025(7), 456.036, 483.805(4), 483.807(1) FS.  
LAW IMPLEMENTED: 456.025, 456.025(7), 456.036, 483.807, 483.815 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: Wm. Freeman Miller, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

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## Section II Proposed Rules

### WATER MANAGEMENT DISTRICTS

#### Suwannee River Water Management District

**RULE NO.:** 40B-21.275  
**RULE TITLE:** Implementing a Water Shortage Declaration  
**PURPOSE AND EFFECT:** The purpose of the proposed rule is to implement changes to rule requirements as per Florida House Bill 999 approved this past legislative session. This bill amended subsection (6) of section 373.246, Florida Statutes to allow notification of permittees by electronic mail in the event of a declared water shortage or emergency.

**SUMMARY:** This proposed rule regards electronic notification of permittees within the areas of the District declared to be in a water shortage

#### 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: There is neither a cost nor an exemption from cost associated with these rules. The promulgation of this language is a result of a legislative mandate.

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:** 373.044, 373.113 FS.

**LAW IMPLEMENTED:** 373.175, 373.246 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: Tim Sagul, Division Director, Resource Management, Suwannee River Water Management District, 9225 County Road 49, Live Oak, Florida 32060, (386)362-1001

THE FULL TEXT OF THE PROPOSED RULE IS:

40B-21.275 Implementing a Water Shortage Declaration.

(1) through (3) No change.

(4) The District shall notify each affected permittee within the affected source class of any change in permit conditions, any permit suspension or any other restriction on water use. Notice shall be by electronic or regular mail.

(5) through (9) No change.

Rulemaking Specific Authority 373.044, 373.113 FS. Law Implemented 373.175, 373.246 FS. History--New 7-30-06, Amended \_\_\_\_\_.

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Tim Sagul, Division Director, Resource Management, Suwannee River Water Management District, 9225 County Road 49, Live Oak, Florida 32060, (386)362-1001

**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** Governing Board of the Suwannee River Water Management District

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** August 13, 2013

**DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR:** August 19, 2013

### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

**RULE NOS.:** 61-31.701  
**RULE TITLES:** Minimum Standards and Practices for Mold Assessors  
 61-31.702 Minimum Standards and Practices for Mold Remediators

**PURPOSE AND EFFECT:** The purpose and effect of the proposed rules is to implement the new regulation for Mold Related Services, enacted in Chapter 468, F.S.

**SUMMARY:** The subject area to be addressed in this rule is the regulatory scope of the Mold Related Services Licensing Program.

#### 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 conducted an analysis of the proposed rule's potential economic impact and determined that it did not exceed any of the criteria established in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 468.842, 468.8424 FS.

LAW IMPLEMENTED: 468.842 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: Richard Morrison, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)922-0336

THE FULL TEXT OF THE PROPOSED RULE IS:

61-31.701 Minimum Standards and Practices for Mold Assessors.

These general standards and practices are minimum requirements and do not constitute complete or sufficient specifications for mold assessment in all cases. More detailed requirements developed by a Florida licensed mold assessor for a particular mold assessment project may be required and shall take precedence over the provisions of this section.

(1) The purpose of a mold assessment is to determine the sources, locations, and extent of mold growth in a building and to determine the condition(s) that caused the mold growth.

(2) If a mold assessor determines that personal protective equipment (PPE) should be used during a mold assessment project, the assessor shall ensure that all individuals who engage in mold assessment activities and who will be, or are anticipated to be, exposed to mold shall be trained on the appropriate use and care of the specified PPE in accordance with all applicable OSHA regulations. If it is determined that respiratory protection is required, disposable respirators (e.g. N-95) are considered the minimum level of protection for mold assessment activities.

(3) A visual inspection to identify the presence of visible mold and/or excessive, unplanned moisture intrusion (past and present).

(a) A visual inspection should include all surfaces inside the building, hidden areas where moisture sources may be

present, such as but not limited to, crawl spaces, attics, and behind vinyl wallpaper, baseboards, carpets, and wallboard wherever possible.

(b) Specific indicators to note during the visual assessment include, but are not limited to the following:

1. Suspect mold growth;

2. Musty odor;

3. Moisture damage; and

4. Damp building materials and/or conditions.

(c) Personal protective equipment such as gloves and respiratory protection (e.g. N-95) should be used if a visual inspection might disturb mold. Efforts should be made to minimize the generation and migration of any dust and mold.

(d) If visible mold is observed during the visual inspection, or if physical or visible indications (e.g., moisture, staining) suggest mold may be present in areas inaccessible at the time of the initial visual assessment ("hidden mold"), the mold assessor should determine whether additional assessment actions are appropriate.

(e) If visible mold growth is present mold sampling is unnecessary in most cases.

(f) If mold sampling is performed, it should be in accordance with a project-specific designed mold sampling protocol, methods and results interpretation criteria.

(4) Sampling and Data Collection. If mold samples for laboratory analysis are collected during the assessment:

(a) Sampling must be performed following the recommendations of the Occupational Safety and Health Administration (OSHA) published March 16, 2010 and found online at <http://www.osha.gov/>.

(b) Preservation methods shall be implemented for all samples where necessary;

(c) Proper sample documentation, including the sampling method, the sample identification code, each location and material sampled, the date collected, the name of the person who collected the samples, and the project name or number must be recorded for each sample;

(d) Proper chain of custody procedures must be used; and

(e) Mold sample analysis should be performed by laboratories participating/accredited in the Environmental Microbiology Laboratory Accreditation Program (EMLAP) and follow analytical methods recommended by the American Industrial Hygiene Association (AIHA).

(5) An assessor shall prepare a Mold Assessment Report (MAR), to include a Mold Remediation Protocol (MRP), that is specific to each remediation project and provide the MRP to the client before the remediation begins. The MRP must specify:

(a) The rooms or areas where the work will be performed;

(b) The estimated quantities of materials to be cleaned or removed;

(c) The methods to be used for each type of remediation in each type of area;

(d) The PPE to be used by remediators. A minimum of an N-95 respirator is required during mold-related activities when mold growth could or would be disturbed. Using professional judgment, a consultant may specify additional or more protective PPE if warranted;

(e) The suggested types of containment to be used during the project on each type of mold in particular areas; and

(f) The proposed post-verification procedures and criteria for each type of remediation in each area.

(6) Containment must be specified in a mold remediation protocol when the mold contamination affects a total surface area of 10 contiguous square feet or more for the project. Containment is not required if only persons who are licensed or registered under this subchapter occupy the building in which the remediation takes place at any time during the project unless cross contamination is a concern. The containment specified in the remediation protocol must prevent the spread of mold to areas of the building outside the containment under normal conditions of use. If walk-in containment is used, supply and return air vents must be blocked, and air pressure within the walk-in containment must be lower than the pressure in building areas adjacent to the containment.

(7) An assessor who suggests in a MRP the use of a disinfectant, biocide, or antimicrobial coating for a mold remediation project shall indicate a specific product or brand only if it is registered by the United States Environmental Protection Agency (EPA) for the intended use and if the use is consistent with the manufacturer's labeling instructions. If such products are used the assessor must inform the client and the building occupants of the use of such products before remediation begins due to the potential for occupant sensitivities and possible adverse reactions.

(8) Post-Verification Procedures and Criteria. In the MRP for the project, the assessor shall specify:

(a) The method by which the remediation is deemed complete and adequate;

(b) The criteria to be used for evaluating analytical results to determine whether the remediation project passes post-remediation verification;

(c) The post-verification shall be conducted while walk-in containment is in place, if walk-in containment is specified for the project.

Rulemaking Authority 468.8424 FS. Law Implemented 468.8424,468.842(1)(j) FS. History—New \_\_\_\_\_.

61-31.702 Minimum Standards and Practices for Mold Remediators.

These general standards and practices are minimum requirements and do not constitute complete or sufficient specifications for mold remediation in all cases. More detailed remediation requirements developed by a Florida Licensed Mold Remediator (hereafter referred to as "Remediator") for a particular mold remediation project may be required and may take precedence over the provisions of this section.

(1) The purpose of mold remediation is to remove and/or clean mold-impacted materials utilizing standards and safe work practices that protect the occupants and the building itself by controlling the dispersion of mold from the remediation area as well as protect remediation workers from exposures to mold. These minimum standards and practices are based on principles used to remediate common indoor environmental hazards. These minimum standards and practices are not intended for use in critical care facilities such as intensive care facilities, transplant units, or surgical suites.

(2) Other Regulations/Hazard Considerations. Prior to any mold remediation, consideration must be given to the potential presence of other environmental general regulations and recognized hazards, including but not limited to: Asbestos, Lead-based Paint, Industrial Hygiene/Chemical Exposure, Emergency Action/Fire Prevention, Personal Protective Equipment (PPE), Respiratory Protection, Hazard Communication/Right-To-Know, Heat Effects/Disorders, Bloodborne Pathogens, Confined Spaces, Lockout/Tagout, Electrical Safety, Slip, Trip and Fall Protection, Noise Exposure, Scaffolding, Waste Disposal, Project Documentation/Recordkeeping, and OSHA General Duty Clause.

(3) Mold Remediation Work Plan (MRWP). The remediator shall prepare a written MRWP consistent with the Mold Remediation Protocol (MRP) created by the assessor, that is site specific for each project, fulfills the Florida minimum standards and practices mold remediation requirements, and provides specific instructions and/or standard operating procedures for how the mold remediation project will be performed. A MRWP should include a method to find and stop the source of moisture intrusion and/or humidity within the building (which may require an appropriate building moisture expert, plumber, roofer, air conditioning/mechanical contractor and/or drying contractor/tradesperson to identify and repair the moisture intrusion problem). The MRWP should also outline steps to physically remove the mold while protecting the health and safety of the building occupants and remediation workers. The following conditions shall be evaluated in preparing the MRWP:

(a) If a mold assessment report (MAR) has not been performed, and the project qualifies as a regulated mold

project, evaluate the need for a mold assessment based upon current site specific conditions.

(b) Request and review all (if available) mold assessment report(s).

(c) Assess/confirm the MAR information is representative of the size and/or moisture intrusion problems based upon current site specific conditions.

(d) Determine if current site specific conditions require updating of the MAR and/or MRP, to include additional remediation worker training and/or unique/special hazard communication requirements.

(e) The procedures to be used in determining whether the underlying cause of the mold identified for the project has been remediated so that it is reasonably certain that the mold will not return from that same cause.

(f) If the remediator determines the MAR and/or the MRP is incomplete or inadequate, the remediator should seek clarification from a Florida-licensed mold assessor.

(g) A mold remediator shall inform the client and building occupants (or the remediator shall inform the client who will then inform the building occupants) of mold-related activities that will disturb or will have the potential to disturb areas of mold contamination before remediation begins. The need to temporarily re-locate building occupants during the remediation process must be determined prior to onset of remediation tasks.

(h) The highest priority of the remediation plan must be to protect the health and safety of the building occupants and remediators.

(i) Whenever possible, remediation activities should be scheduled during off-hours when building occupants are less likely to be affected.

(j) Establish a project schedule with a milestone time-line as needed.

(k) Determine if building contents are to be relocated and/or protected in-place.

(l) Evaluate HVAC system operations, on/off impacts, and/or isolation requirements.

(m) Determine requirements for building containment area(s) and/or isolation requirements.

(n) Identify various mold remediation/cleaning methods, equipment, and techniques consistent with the MRP.

(o) Determine remediation worker personal protective equipment (PPE) requirements.

(p) The performance of post-verification by an independent Florida-licensed mold assessor.

(4) Whenever possible, the moisture intrusion and/or humidity problem should be resolved prior to performing remediation. The amount of visible mold impact dictates the level of PPE protection for the remediation workers and the containment requirements to protect building occupants.

Depending on actual site specific conditions, the remediator may be required to use their professional judgment/experience as well as consultation from a Florida-licensed mold assessor to adapt these guidelines to various site specific conditions. In addition, prior to initiating remediation activities, special attention must be given to the building HVAC system(s). A person who performs mold remediation as defined in this part on HVAC/ventilation systems must be licensed under section 489.105, F.S.

(5) HVAC System(s). Prior to performing remediation activities, the mold remediator should determine whether or not the building HVAC system(s) should be shutdown and/or isolated/sealed-off from the remediation work area(s). The mold remediator may need to consider temporary cooling and/or humidity control depending on climatic conditions.

(6) Containment. The primary purpose of containment during remediation is to control/limit the dispersion of mold during remediation activities thereby limiting exposure to building occupants and remediation workers.

(a) Limited Containment is recommended for areas between 10 and 100 ft<sup>2</sup> of contiguous visible surface area mold contamination and should be constructed as follows:

1. Prepare the containment area by protecting environmental surfaces/contents with a single layer of 6-mil fire retardant polyethylene sheeting and/or enclosing the remediation area with the layer of 6-mil, fire-retardant polyethylene sheeting on the walls and floors,

2. If remediation activities involve and/or expose a space above the ceiling used as a return air plenum (i.e. mold impacted ceiling tile removal), the containment area should be installed from the floor to the roof deck accordingly,

3. When using a remediation work area enclosure, install an entry/egress slit opening with a cover flap on the outside of the containment area,

4. Shutdown and/or isolate HVAC system(s) operation within the containment area,

5. When using a remediation work area enclosure, seal all HVAC supply and return air vents, exhaust systems, doorways, chases and risers within the containment area with a single layer of 6-mil fire-retardant polyethylene sheeting, and

6. Maintain containment area under negative pressure (i.e. recommended 0.02" H<sub>2</sub>O) relative to the surrounding area outside containment. This can be accomplished with a HEPA-filtered air filtration device (AFD) as a negative air machine (NAM). General industrial hygiene practices recommend a minimum of four (4) air changes per hour for containment ventilation and dilution. *Note:* utilizing negative-pressure differentials within building structures can create unintended airflow hazards in both hot/humid and cold climate conditions, therefore the remediator should exercise caution in an effort to prevent/minimize these unintended airflow hazards.

(b) Full Containment is recommended for areas greater than 100 ft<sup>2</sup> of contiguous visible surface area mold contamination and should be constructed as follows:

1. Form the containment area by enclosing the remediation area with a double layer of 6-mil, fire-retardant polyethylene sheeting on the walls and floors.

2. If remediation activities involve and/or expose a space above the ceiling used as a return air plenum (i.e. mold impacted ceiling tile removal), the containment area should be installed from the floor to the roof deck accordingly.

3. Construct a decon chamber (i.e., with dirty and clean side airlock rooms) for entry and egress.

4. Decon chamber entryways (i.e. remediation area and clean room side) should consist of a slit entry with covering flaps on the outside surface of each slit entry.

5. The decon chamber dirty room side should be large enough to hold a waste container and allow for the removal of protective clothing (i.e. disposal coveralls, gloves, head and foot coverings). All PPE except respirators should be removed and placed in the waste container while in this chamber.

6. The decon chamber clean room side should be large enough to allow remediation workers to put on and remove PPE as they enter and exit the dirty room.

7. Shutdown and/or isolate HVAC system(s) operation within the containment area.

8. Cover with a single layer of 6-mil fire-retardant polyethylene sheeting all HVAC supply and return air vents, exhaust systems, doorways, chases and risers within the containment area.

9. Maintain the containment area under negative pressure (i.e., recommended 0.02" H<sub>2</sub>O) relative to surrounding area outside containment. This can be accomplished with a HEPA-filtered air filtration device (AFD) as a negative air machine (NAM). General industrial hygiene practices recommend a minimum of four (4) air changes per hour for containment ventilation and dilution. Note, utilizing negative-pressure differentials within building structures can create unintended airflow hazards in both hot/humid and cold climate conditions, therefore the Remediator should exercise caution in an effort to prevent/minimize these unintended airflow hazards.

(c) Notice Signs. Signs advising that a mold remediation project is in progress shall be displayed at all accessible entrances to remediation areas. The signs shall be at least eight (8) inches by ten (10) inches in size and shall bear the words "NOTICE: Mold remediation project in progress" in black on a yellow background. The text of the signs must be legible from a distance of ten (10) feet.

(7) Water Damage Cleanup. The following general guidelines and strategies are provided in an effort to address water impacted/damaged building materials within 24-48

hours of an occurrence, in an effort to prevent mold growth and avoid the need for remediation.

(a) Even if materials are dried within 48 hours, mold growth may have occurred. These guidelines are for damage caused by clean water. If you know or suspect that the water source is contaminated with sewage, or chemical or biological pollutants, then Personal Protective Equipment and containment are required by OSHA. An experienced professional should be consulted if you and/or your remediators do not have expertise remediating in contaminated water situations. If mold growth is found on the materials listed in the table in subsection 12, refer to the table in subsection 13 for guidance on remediation.

(8) The remediator must consider possible additional site-specific conditions during the final selection of appropriate remediation procedures. Remediation procedures should be determined based upon the uniqueness of the project and the likelihood of cross-contamination and the opportunity of affecting occupants.

(a) Level I – Remediation Area - (10 contiguous square feet or less) DOES NOT CONSTITUTE A REGULATED MOLD PROJECT

(b) Level II – Remediation Area (Between 10 and 100 contiguous square feet)

1. The work area should be unoccupied. Removing people from areas adjacent to the work area is not necessary, but is recommended for infants (<12 months), persons recovering from recent surgery, immune-suppressed, or people with respiratory diseases.

2. Respiratory protection (for example, N-95 disposable respirator) is required. Respirators must be used in accordance with the OSHA respiratory protection standard. Gloves and eye protection are also required to be worn.

3. Limited containment of the work area is required. Surfaces within containment that could become contaminated should be covered with 6-mil, fire-retardant polyethylene sheeting before remediation to contain dust/debris and prevent further contamination.

4. Cover with a single layer of 6-mil fire retardant polyethylene sheeting, ventilation ducts/grills within the containment area with 6-mil, fire-retardant polyethylene sheeting before remediation to contain dust/debris and prevent further contamination. Note: In order to properly cover HVAC system ducts/grills, the HVAC system(s) that services the containment area may need to be turned off during remediation and thus supplemental humidity control may also be required.

5. Remediation practices that create excessive dust such as cutting, grinding and/or resurfacing of materials require the use of wet methods and/or High-Efficiency particulate Air

(HEPA) vacuum-shrouded tools; or using HEPA vacuum equipment at the point of dust generation.

6. Mold contaminated materials that can not be cleaned in-place should be removed from the building in sealed impermeable plastic bags and/or wrapped in 6-mil, fire-retardant polyethylene sheeting for either disposal or off-site cleaning.

7. Upon completing remediation activities, the work area and access/egress should be HEPA vacuumed and then cleaned with a damp cloth (or mop) and a detergent. There are no special requirements for disposal of mold impacted materials.

8. Surface covers should be placed in sealed impermeable plastic bags and removed from the building for disposal. There are no special requirements for disposal of mold impacted materials.

9. All areas and surfaces should be left dry and visibly free of contamination and debris.

(c) Level III – Remediation Area (greater than 100 contiguous square feet)

1. The work area must be unoccupied. Removing people from areas adjacent to the work area is not necessary, but is recommended for infants (<12 months), persons recovering from recent surgery, immune-suppressed, or people with respiratory diseases.

2. Respiratory protection; it is recommended that full-face respirators with HEPA cartridges be used; however, a minimum of half-face elastomeric respirators with HEPA cartridges is required. Respirators must be used in accordance with the OSHA respiratory protection standard. Gloves and eye protection are also required. In addition, full body coveralls with head and foot coverings are required.

3. Full containment of the work area is required. Surfaces within containment that could become contaminated should be covered with 6-mil, fire-retardant polyethylene sheeting before remediation to contain dust/debris and prevent further contamination.

4. Cover with a single layer of 6-mil fire retardant polyethylene sheeting, ventilation ducts/grills within the containment area with 6-mil, fire-retardant polyethylene sheeting before remediation to contain dust/debris and prevent further contamination. Note: In order to properly cover HVAC system ducts/grills, the HVAC system(s) that services the containment area may need to be turned off during remediation and thus supplemental humidity control may also be required.

5. Remediation practices that create excessive dust such as cutting, grinding and/or resurfacing of materials require the use of wet methods and/or High-Efficiency particulate Air (HEPA) vacuum-shrouded tools; or the use of HEPA vacuum equipment at the point of dust generation.

6. Mold contaminated materials that cannot be cleaned in-place should be removed from the building in sealed impermeable plastic bags and/or wrapped in 6-mil, fire-retardant polyethylene sheeting for either disposal or off-site cleaning.

7. Upon completing remediation activities, the work area and access/egress should be HEPA vacuumed and then cleaned with a damp cloth (or mop) and a detergent. There are no special requirements for disposal of mold impacted materials.

8. Polyethylene sheeting used for containments or as protective covers should be placed in sealed impermeable plastic bags and removed from the building for disposal. There are no special requirements for disposal of mold impacted materials.

9. All areas and surfaces should be left dry and visibly free of contamination and debris.

#### (9) Cleanup Methods

(a) Method 1: Wet vacuum (in the case of porous materials, some mold spores/fragments will remain in the material but will not grow if the material is completely dried). Steam cleaning may be an alternative for carpets and some upholstered furniture.

(b) Method 2: Damp-wipe surfaces with plain water or with water and detergent solution (except wood – use wood floor cleaner); scrub as needed.

(c) Method 3: High-efficiency particulate air (HEPA) vacuum after the material has been thoroughly dried. Dispose of the contents of the HEPA vacuum in well-sealed plastic bags.

(d) Method 4: Discard – remove water-damaged materials and seal in plastic bags while inside of containment, if present. Dispose of as normal waste. HEPA vacuum area after it is dried.

#### (10) Personal Protective Equipment (PPE) Requirements

(a) Minimum: Gloves, N-95 respirator, goggles/eye protection;

(b) Limited: Gloves, N-95 respirator or half-face respirator with HEPA filter, disposable overalls, goggles/eye protection;

(c) Full: Gloves, disposable full body clothing, head gear, foot coverings, full-face respirator with HEPA filter.

#### (11) Containment Requirements

(a) Limited: Use polyethylene sheeting ceiling to floor around affected area with a slit entry and covering flap; maintain area under negative pressure with HEPA filtered fan unit. Block supply and return air vents within containment area.

(b) Full: Use a single layer of fire-retardant polyethylene sheeting with one airlock chamber. Maintain area under negative pressure with HEPA filtered fan exhaust outside of

building. Block supply and return air vents within containment area.

(12) The following guidelines should be followed for cleanup and mold prevention:

Water Damage – Cleanup and Mold Prevention	
Guidelines for Response to Clean Water Damage within 24-48 Hours to Prevent Mold Growth*	
Water-Damaged Material†	Actions
Books and papers	<input type="checkbox"/> For non-valuable items, discard books and papers. <input type="checkbox"/> Photocopy valuable/important items, discard originals. <input type="checkbox"/> Freeze (in frost-free freezer or meat locker) or freeze-dry.
Carpet and backing – dry within 24-48 hours	<input type="checkbox"/> Remove water with water extraction vacuum. <input type="checkbox"/> Reduce ambient humidity levels with dehumidifier. <input type="checkbox"/> Accelerate drying process with fans.
Ceiling tiles	<input type="checkbox"/> Discard and replace.
Cellulose insulation	<input type="checkbox"/> Discard and replace.
Concrete or cinder block surfaces	<input type="checkbox"/> Remove water with water extraction vacuum. <input type="checkbox"/> Accelerate drying process with dehumidifiers, fans, and/or heaters.
Fiberglass insulation	<input type="checkbox"/> Discard and replace.
Hard surface, porous flooring (Linoleum, ceramic tile, vinyl)	<input type="checkbox"/> Vacuum or damp wipe with water and mild detergent and allow to dry; scrub if necessary. <input type="checkbox"/> Check to make sure underflooring is dry; dry underflooring if necessary.
Non-porous, hard surfaces (Plastics, metals)	<input type="checkbox"/> Vacuum or damp wipe with water and mild detergent and allow to dry; scrub if necessary.
Upholstered furniture	<input type="checkbox"/> Remove water with water extraction vacuum. <input type="checkbox"/> Accelerate drying process with dehumidifiers, fans, and/or heaters. <input type="checkbox"/> May be difficult to completely dry within 48 hours. If the piece is valuable, you may wish to consult a restoration/water damage professional who specializes in furniture.
Wallboard (Drywall and gypsum board)	<input type="checkbox"/> May be dried in place if there is no obvious swelling and the seams are intact. If not, remove, discard, and replace. <input type="checkbox"/> Ventilate the wall cavity, if possible.
Window drapes	<input type="checkbox"/> Follow laundering or cleaning instructions recommended by the manufacturer.
Wood surfaces	<input type="checkbox"/> Remove moisture immediately and use dehumidifiers, gentle heat, and fans for drying. (Use caution when applying heat to hardwood floors.) <input type="checkbox"/> Treated or finished wood surfaces may be cleaned with mild detergent and clean water and allowed to dry. <input type="checkbox"/> Wet paneling should be pried away from wall for drying.

(13) If you know or suspect that the water source is contaminated with sewage, or chemical or biological pollutants, then it requires PPE and containment.

The following are guidelines for remediating building materials with mold growth:

Table 2			
Guidelines for Remediating Building Materials with Mold Growth Caused by Clean Water*			
Material or Furnishing Affected	Cleanup Methods†	Personal Protective Equipment	Containment
<b>SMALL – Total Surface Area Affected Less Than 10 square feet (ft<sup>2</sup>)</b>			
Books and papers	3	Minimum N-95 respirator, gloves, and goggles	None required
Carpet and backing	1, 3		
Concrete or cinder block	1, 3		
Hard surface, porous flooring (linoleum, ceramic tile, vinyl)	1, 2, 3		
Non-porous, hard surfaces (plastics, metals)	1, 2, 3		
Upholstered furniture & drapes	1, 3		
Wallboard (drywall and gypsum board)	3		
Wood surfaces	1, 2, 3		
<b>MEDIUM – Total Surface Area Affected Between 10 and 100 (ft<sup>2</sup>)</b>			
Books and papers	3	Limited or Full	Limited
Carpet and backing	1, 3, 4	Use professional judgment, consider potential for remediator exposure and size of contaminated area	Use professional judgment, consider potential for remediator/occupant exposure and size of contaminated area
Concrete or cinder block	1, 3		
Hard surface, porous flooring (linoleum,	1, 2, 3		

ceramic tile, vinyl)			
Non-porous, hard surfaces (plastics, metals)	1, 2, 3		
Upholstered furniture & drapes	1, 3, 4		
Wallboard (drywall and gypsum board)	3, 4		
Wood surfaces	1, 2, 3		
<b>LARGE - Total Surface Area Affected Greater Than 100 (ft<sup>2</sup>) or Potential for Increased Occupant or Remediator Exposure During Remediation Estimated to be Significant</b>			
Books and papers	3		
Carpet and backing	1, 3, 4		
Concrete or cinder block	1, 3		
Hard surface, porous flooring (linoleum, ceramic tile, vinyl)	1, 2, 3, 4	Full	Full
Non-porous, hard surfaces (plastics, metals)	1, 2, 3	Use professional judgment, consider potential for remediator/occupant exposure and size of contaminated area	Use professional judgment, consider potential for remediator exposure and size of contaminated area
Upholstered furniture & drapes	1, 2, 4		
Wallboard (drywall and gypsum board)	3, 4		
Wood surfaces	1, 2, 3, 4		
<b>Cleanup Methods Key</b>			
Method 1: Wet vacuum (in the case of porous materials, some mold spores/fragments will remain in the material but will not grow if the material is completely dried). Steam cleaning may be an alternative for carpets and some upholstered furniture.			
Method 2: Damp-wipe surfaces with water and detergent solution (except wood – use wood floor cleaner); scrub as needed.			
Method 3: High-efficiency particulate air (HEPA) vacuum after the material has been thoroughly dried. Dispose of the contents of the HEPA vacuum in well-sealed plastic bags.			
Method 4: Discard - remove water-damaged materials and seal in plastic bags while inside of containment, if present. Dispose of as normal waste. HEPA vacuum area after it is dried.			

(13) Post-Verification performed by a Florida-licensed mold assessor is required for all Level II and III projects. On-going remediation evaluations to ensure the quality and effectiveness of the remediation activities being performed in accordance with the MRWP should be done during as well as after completing the remediation. Initial post-verification should be conducted by the remediator to evaluate whether or not remediation has been successfully completed in accordance with the MRWP and to determine if it is ready for final post-verification by the Florida-licensed mold assessor. The initial evaluation involves implementing and documenting internal quality assurance and quality control procedures that begin with, but are not limited to, the following general criteria:

- (a) If a walk-in limited and/or full containment system was used during remediation, the post remediation evaluation must be conducted while the containment system is in place.
- (b) Where visual evidence reveals deficiencies sufficient to fail the evaluation, analytical methods need not be used.
- (c) The underlying moisture problem was identified and eliminated.
- (d) Isolation of the work area was appropriate and effective.
- (e) Mold removal and remediation/cleanup was performed according to the MRWP.

(f) Any additional moisture or mold damage/impacts discovered during remediation were properly addressed/resolved.

(g) Upon completion of remediation, surfaces are free from visible dust and debris.

(h) Upon completion of remediation, building materials/contents are dry and do not have elevated moisture content or malodors.

(i) Provide corrective measures as necessary to correct identified deficiencies.

(14) Post-verification performed by a Florida-licensed mold assessor is required for all Level II & III remediation projects. If a walk-in limited and/or full containment system was used during remediation, the post remediation verification must be conducted while the containment system is in place. Where visual evidence reveals deficiencies sufficient to fail the verification, analytical methods need not be used.

(a) The criteria and process used in the post-verification must be documented in writing in the MRP and approved by the assessor and building owner prior to performing the remediation.

(b) Provide written documentation confirming success or failure of the post-verification. If the post-verification results indicate failure of the site specific remediation plan criteria, the Florida-licensed mold assessor will provide to the building

owner and/or responsible party, a written report identifying the deficiencies noted during the evaluation.

(15) Restoring Remediated Areas. Upon successfully completing the post-verification process (as needed), the building owner may have the remediator replace the building materials/contents that were removed.

(16) Final Remediation Project Documentation. After successfully achieving post-verification, it is recommended that the remediator take appropriate action to close the project, complete/finalize all paperwork and documentation/photographs. A written final remediation project report must be provided to the building owner and/or responsible party from the remediator which will include, but is not limited to the following:

(a) Certificate of completion clearly stating the remediation has been successfully completed;

(b) Documentation of the post-evaluation performed by the remediator;

(c) Documentation of the post-verification performed by an independent Florida-licensed mold assessor;

(d) Present post-verification results to the building owner and/or responsible party.

Rulemaking Authority 468.8424 FS. Law Implemented 468.8424, 468.842(1)(j) FS. History—New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Richard Morrison, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)922-0336

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 18, 2013

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**State Boxing Commission**

RULE NO.:           RULE TITLE:

61K1-3.0055       Pro-Debut Requirements

PURPOSE AND EFFECT: The purpose and effect of the rule development is to set requirements for pro-debut participants, their trainers, and their managers requirements.

SUMMARY: The requirements for pro-debut participants, their trainers, and their managers.

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 Commission conducted an analysis of the proposed rule’s potential economic impact and determined that it did not exceed any of the criteria established in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 548.003(2)(d), (e) FS.

LAW IMPLEMENTED: 548.003(2)(d), (e) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: John MacIver, Assistant General Counsel, Office of the General Counsel, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399, (850)717-1222

THE FULL TEXT OF THE PROPOSED RULE IS:

61K1-3.0055 Pro-Debut Requirements.

(1) The requirements set forth in this rule apply to managers and trainers for pro-debut boxing, kickboxing, and mixed martial arts participants. In order to determine whether a participant for boxing, kickboxing, or mixed martial arts may be licensed, please see the licensure requirements as set forth in Section 548.041, F.S., and Rule 61K1-3.007, F.A.C.

(2) Prior to a participant’s debut, the manager and trainer shall certify to the commission that the debut participant is physically competent based on the physical and medical examinations received prior to permit application, and possesses the skills of a trained participant based on amateur experience, including, but not limited to:

(a) Competence in the elements of offense and defense;

(b) Clean hitting;

(c) Ring generalship; and

(d) Physical stamina to fight at least the minimum number of scheduled rounds and duration.

(3) Professional debut certification shall be made to the executive director or commission representative prior to or at the time of the weigh-in by completing and signing Form BPR-0009-481, “Pro Debut Certification and Release.”

effective October 2012, adopted and incorporated by reference herein, which may be obtained at <http://www.myfloridalicense.com/dbpr/pro/sbc/forms.html>, or at \_\_\_\_\_.

(4) A manager or trainer shall be subject to discipline if he or she provides fraudulent or false information in the required certification. The commission may consider prior violations of this section as aggravating circumstances when determining disciplinary action taken against managers and trainers.

Rulemaking Authority 548.003(2)(d), (e) FS. Law Implemented 548.003(2)(d), (e) FS. History–New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Florida State Boxing Commission  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida State Boxing Commission  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 30, 2013  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 31, 2013

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**State Boxing Commission**

RULE NO.: RULE TITLE:  
61K1-3.042 Pro-Am Events

PURPOSE AND EFFECT: The purpose and effect of the rule is to set requirements for pro-am events.

SUMMARY: The requirements for pro-am events.

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 Commission conducted an analysis of the proposed rule’s potential economic impact and determined that it did not exceed any of the criteria established in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 548.003(2)(d), (e) FS.

LAW IMPLEMENTED: 548.003(2)(d), (e) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: John MacIver, Assistant General Counsel, Office of the General Counsel, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399, (850)717-1222

THE FULL TEXT OF THE PROPOSED RULE IS:

61K1-3.042 Pro-Am Events.

(1) Pro-Am events are permitted in the state of Florida.

(2) Pro-Am events may not have less than three (3) scheduled professional bouts, with a minimum of twenty-four (24) scheduled rounds, per event.

(3) Pro-Am events may not have less than four (4) scheduled amateur bouts, per event.

(4) Pro-Am events may not have more than ten (10) scheduled professional or amateur bouts, with a maximum of fifty (50) scheduled rounds, per event.

(5) Pro-Am events must be held in the following manner:

(a) All amateur bouts shall be in succession before the start of any professional bouts.

(b) The ring, ringside, apron, seating, ringside equipment, locker-room equipment, and safety equipment requirements for the entire pro-am event shall comply with the professional requirements as adopted by the commission, as set forth in Rule 61K1-3.019, F.A.C.

(c) Each professional match shall be held in accordance with this chapter and the rules pertaining to the professional licensees as adopted by the commission in Chapter 61K1-3, F.A.C.

(d) Each amateur match shall be held in accordance with this chapter and the rules pertaining to the amateur licensees as adopted by the commission in Chapter 61K1-4, F.A.C., with the exception of the ring, apron, seating, ringside equipment, locker-room equipment, and safety equipment requirements.

(e) Amateur sanctioning organizations are responsible for sanctioning the amateur portion of the event. Amateur sanctioning organizations shall ensure that they provide equipment, personnel, and other protections as required by this chapter and the rules of the commission. Each amateur match shall be conducted in accordance with this chapter and the rules pertaining to the amateur licensees as adopted by the commission.

(f) The professional promoter and the amateur sanctioning organization shall ensure that a thirty-minute intermission occurs between the professional and amateur matches.

Rulemaking Authority 548.003(2)(e), (k) FS. Law Implemented 548.003(2)(e), (k) FS. History–New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
 Florida State Boxing Commission  
 NAME OF AGENCY HEAD WHO APPROVED THE  
 PROPOSED RULE: Florida State Boxing Commission  
 DATE PROPOSED RULE APPROVED BY AGENCY  
 HEAD: August 30, 2013  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
 PUBLISHED IN FAR: March 21, 2013

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
 REGULATION**

**State Boxing Commission**

RULE NO.:           RULE TITLE:

61K1-4.028       Tournaments

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to set forth the criteria to permit amateur sanctioning organizations to hold tournaments outside of the adopted health and safety standards.

SUMMARY: The proposed rule sets forth the criteria to permit amateur sanctioning organizations to hold tournaments outside of the adopted health and safety standards.

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 Commission conducted an analysis of the proposed rule's potential economic impact and determined that it did not exceed any of the criteria established in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 548.003(2) FS.

LAW IMPLEMENTED: 120.542, 548.003, 548.006, 548.0065 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: John MacIver, Assistant General Counsel, Office of the General Counsel, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399, (850)717-1222

THE FULL TEXT OF THE PROPOSED RULE IS:

61K1-4.028 Tournaments Variances.

(1) The rules adopted by the commission shall be followed for every match held in the state of Florida unless a variance is permitted by the commission under Section 120.542, F.S. Pursuant to Section 120.542, F.S., if an amateur sanctioning organization wishes to hold a tournament using standards that vary from the rules of the commission, the amateur sanctioning organization may petition the commission for a variance from commission rules to use its tournament standards for the tournament. The commission shall review the petition to determine whether the applicant can adequately demonstrate that the health and safety of participants and the public will be or has been achieved for the duration of the tournament by the applicant.

(2) To request a variance from the commission's rules for tournaments, the amateur sanctioning organization must comply with the following requirements:

(a) At least 90 days prior to the scheduled tournament, submit a petition for variance pursuant to Section 120.542, F.S. The petition must include all information as required by Section 120.542, F.S. and Rule 28-104.002, Florida Administrative Code. In lieu of creating its own petition, an amateur sanctioning organizations may choose to complete the complimentary Form DBPR-FSBC 10, entitled "Petition for Amateur Sanctioning Organization Tournaments Variance from Rules", effective March 2013, adopted and incorporated herein, which may be obtained at \_\_\_\_\_ . The petition shall include the exact dates of the tournament for which the variance is requested, the location of the tournament, and a description of how the variance to the rules serves to ensure the health, safety and well-being of the amateurs participating in the matches and the public.

(b) Submit a copy of the standards created by the amateur sanctioning organization that it proposes to use at the tournament, with the petition. The standards shall address the following topics:

1. Ring requirements;
2. Conduct of bout;
3. Weight classes;
4. Weigh-in;
5. Pre-match physical;
6. Apparel;
7. Bandages and handwraps;
8. Gloves;
9. Insurance requirements;
10. Emergency medical equipment; and
11. Other equipment.

(3) Approved variances from the rules adopted by the commission shall be limited to the duration of the tournament at the location of the tournament noticed to the commission office. Any matches held prior to or following the tournament or at any location other than the venue of the tournament noticed to the commission shall be held in accordance with the rules adopted by the commission. Application of any approved rule variance to any matches not held during the tournament noticed to the commission office at the time of the petition shall be considered a violation of the rules of the commission and shall subject the amateur sanctioning organization to discipline.

(4) Petition for Variance for multiple tournaments:

(a) If the amateur sanctioning organization wishes to hold a tournament under the previously approved rules variance on a reoccurring basis, it need not reapply for the variance for each tournament.

(b) Once the rules variance is approved by the commission, the amateur sanctioning organization shall inform the commission office when and where they intend to use the previously submitted and approved rules variance no later than 14 days prior to the tournament. The amateur sanctioning organization may then use the previously approved rules variance at the tournament following notice to the commission.

(5) Commission representatives shall attend each tournament for which a variance is allowed to ensure the amateur sanctioning organization applies the rules variance approved by the commission.

Rulemaking Authority 548.003(2) FS. Law Implemented 548.003, 548.006, 548.0065 FS. History—New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Florida State Boxing Commission  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida State Boxing Commission  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 30, 2013  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 19, 2012

**FISH AND WILDLIFE CONSERVATION COMMISSION**

RULE NO.: 68-1.011  
RULE TITLE: Military/Disabled Veteran License Exemption Permits

PURPOSE AND EFFECT: The purpose of the amendment is to allow the Commission to grant, pursuant to Section 379.353(2)(q), F.S., permits that would exempt from recreational license requirements military personnel or disabled veterans during events. The effect would be to allow military personnel or disabled veterans to fish without first

obtaining recreational hunting or fishing licenses during these permitted events.

SUMMARY: This rulemaking will allow the Commission to grant exemptions to recreational license requirements for military personnel or disabled veterans pursuant to Section 379.353(2)(q), F.S.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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: Art. IV, Sec. 9, Florida Constitution; 379.353(2)(q) FS.

LAW IMPLEMENTED: Art. IV, Sec. 9, Florida Constitution; 379.353(2)(q) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATES, TIME AND PLACE SHOWN BELOW:

DATES AND TIME: During the Commission’s regular meeting November 20-21, 2013, 8:30 a.m. – 5:00 p.m. each day

PLACE: Hyatt Regency Bonaventure Conference Center, 250 Racquet Club Road, Weston, FL 33326

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 IS: Shannon Wright, Regional Director, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE FULL TEXT OF THE PROPOSED RULE IS:

68-1.011 Military/Disabled Veteran License Exemption Permits.

(1) Pursuant to Section 379.353(2)(q), F.S., the Executive Director or his or her designee shall issue military/disabled veteran license exemption permits (MDVE permits) exempting the following persons from the recreational licenses and permits authorized by Section 379.354, F.S., for the duration of a specified event: disabled veterans certified by the United States Department of Veterans Affairs or its predecessor or by any branch of the United States Armed Forces to have a service-connected disability percentage rating of zero or higher; active duty or reserve duty servicemembers of any branch of the United States Armed Forces, the United States Coast Guard, military reserves, the Florida National Guard, or the United States Coast Guard Reserve; the immediate family members of these disabled veterans or military personnel; and one additional person to assist each disabled veteran. For purposes of this subsection, an event is an organized, time-limited occasion for the primary purpose of the rehabilitation or enjoyment of the above-listed disabled veterans or military personnel. An individual or entity interested in hosting an event using the MDVE exemption must apply in the manner specified by the Commission a minimum of 10 business days before the start of an event. MDVE permit holders shall ensure that all exempted event participants meet all requirements of the statute.

(2) The MDVE permit only provides an exemption from recreational licenses and permits authorized by Section 379.354, F.S.; additional permits may be required. The MDVE permit does not exempt permittees or event participants from size limits, bag limits, slot limits, gear restrictions, seasons, or any other harvest restrictions.

(3) Exemptions from authorizations required for limited-entry activities are not available.

(4) The MDVE permit shall only be issued for events that do not unduly impact resources, interfere with other users, or impose significant costs to the Commission.

(5) The Commission shall impose upon any MDVE permit such reasonable conditions as are necessary to assure that the use or activity authorized will limit liability to the agency and protect fish, wildlife, natural, and cultural resources.

(6) Violations of this rule or of the terms of the MDVE permit may result in the revocation of the permit and the denial of future permit applications pursuant to Rule 68-1.010, F.A.C.

Rulemaking Authority Art. IV, Sec. 9, Florida Constitution; 379.353(2)(q) FS. Law Implemented Art. IV, Sec. 9, Florida Constitution; 379.353(2)(q) FS. History—New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Shannon Wright, Regional Director, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 23, 2013

**FISH AND WILDLIFE CONSERVATION COMMISSION****Marine Fisheries**

RULE NO.: 68B-2.009      RULE TITLE: Designation of License-Free Saltwater Fishing Days

PURPOSE AND EFFECT: The purpose of this new rule is to establish annual dates for license-free saltwater fishing days. This rule will waive the license requirements for saltwater recreational fishing for four days out of the year. All other rules such as seasons, bag limits and size limits still apply on these days. Florida Statutes allows the Florida Fish and Wildlife Conservation Commission (Commission) to waive the license requirement four times per year. This will provide consistent and predictable license-free saltwater fishing days. License-free fishing days are intended to create a means of introducing new participants to the sport of fishing and are expected to have positive economic impacts by encouraging residents and visitors to participate in recreational fishing.

The effect of this new rule will be to consistently allow four annual saltwater license-free fishing days. These days will allow anglers to fish without a license and will occur on the first Saturday and Sunday in June, the first Saturday in September, and the Saturday following Thanksgiving.

SUMMARY: Rule 68B-2.009, F.A.C., will be added to allow four days out of the year where saltwater recreational fishers are exempt from the license requirement.

**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 nature of the rule and the preliminary analysis conducted to determine whether a SERC was required.

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: Article IV, Section 9, Florida Constitution.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution.

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

DATES AND TIME: During the Commission’s regular meeting November 20-21, 2013, 8:30 a.m. – 5:00 p.m.

PLACE: Hyatt Regency Bonaventure Conference Center, 250 Racquet Club Road, Weston, FL 33326

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 IS: Jessica McCawley, Director, Division of Marine Fisheries Management, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-2.009 Designation of License-Free Saltwater Fishing Days.  
Notwithstanding the provisions of Section 379.354, F.S., any person may take or attempt to take saltwater fish for noncommercial purposes during “License-Free Saltwater Fishing Days” without obtaining or possessing a license as otherwise required by that section. “License-Free Saltwater Fishing Days” are hereby designated as the first Saturday and Sunday in June, the first Saturday in September and the Saturday following Thanksgiving. Any person taking or attempting to take saltwater fish during said periods shall

comply with all other laws or regulations governing the holders of saltwater recreational fishing licenses, and all other conditions and limitations regulating the taking of saltwater fish as are imposed by law or rule.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const., 379.354 FS. Law Implemented Art. IV, Sec. 9, Fla. Const., 379.354 FS. History–New \_\_\_\_\_.

**BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE FOLLOWING THE COMMISSION MEETING AT WHICH THEY ARE CONSIDERED IF THE RULES ARE NOT CHANGED. IF CHANGED, THE RULES MAY BE FILED AS SOON AS POSSIBLE AFTER PUBLICATION OF A NOTICE OF CHANGE IN THE F.A.R.**

NAME OF PERSON ORIGINATING PROPOSED RULE: Jessica McCawley, Director, Division of Marine Fisheries

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 7, 2013

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Treasury**

RULE NO.: 69C-4.004      RULE TITLE: Standard Contracts with Electronic Payment Service Providers

PURPOSE AND EFFECT: The proposed rule updates certain information regarding standard contracts to be used by state agencies when signing participation agreements with service providers for the processing of electronic payments. References to one standard contract reflect changes that have been incorporated into the current contract. The proposed rule also deletes language relating to a standard contract that is no longer in force. Certain technical changes are also included in the proposed rule.

SUMMARY: The proposed rule adopts and incorporates by reference current standard contracts required for use by state agencies, as approved by the Chief Financial Officer.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has been prepared by the agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: A preliminary economic analysis prepared by the Department determined that the proposed rule's potential economic impact did not exceed any of the criteria established in subsection 120.541(1), F.S., and is therefore not subject to legislative ratification pursuant to subsection 120.541(3), F.S. Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 215.322(3) FS.

LAW IMPLEMENTED: 215.322 FS.

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

DATE AND TIME: Thursday, November 7, 2013, 2:00 p.m.

PLACE: Suite 440-C, Hermitage Centre, 1801 Hermitage Blvd., Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Melisa Hevey, (850)413-3162 or Melisa.Hevey@MyFloridaCFO.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Melisa Hevey, Chief of Funds Management, Bureau of Funds Management, Division of Treasury, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0346, (850)413-3162 or Melisa.Hevey@MyFloridaCFO.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69C-4.004 Standard Contracts with Electronic Payment Service Providers.

(1) No change.

(2)(a) The Chief Financial Officer has developed standard contracts for electronic payment services with the following service providers:

1. Bank of America, N.A., and Banc of America Merchant Services, LLC, for Visa, and Master Card, and Discover (ePayment Solutions and Services Electronic Payments Receipt System Provider Contract), current contract period of ~~June 12, 2013, December 31, 2010~~ through ~~June 12, 2018 December 30, 2012;~~ and for Discover Financial Services, LLC (Electronic Payments Receipt System Provider Contract), current contract period of ~~June 1, 2011 through December 30, 2012.~~

2. American Express Travel Related Services Company, Inc. (Agreement for American Express® Card Acceptance), current contract period of June 30, 2010 through June 29, 2015.

(b) Each of the standard contracts for electronic payment services, which are hereby incorporated by reference, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00554>, specifies requirements for operation of an electronic payment processing system. The mechanisms and systems enable state agencies, the judicial branch, and local governments to accept and process electronic transactions through credit cards, charge cards, debit cards and electronic checks, provide prompt authorizations, and deliver collected funds to the designated bank account of a financial institution.

(3) No change.

(4) Contracts must specify that proceeds of credit cards, charge cards, debit cards, and electronic checks (settlement) shall be delivered to the designated state bank account within 2 days ~~48 hours~~ after completion of the transaction.

(5) No change.

Rulemaking Authority 215.322(3) FS. Law Implemented 215.322 FS. History—New 12-22-83, Formerly 4C-4.04, Amended 1-26-88, 1-27-99, 9-9-01, Formerly 4C-4.004, Amended 9-11-11, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Melisa Hevey, Chief of Funds Management, Bureau of Funds Management, Division of Treasury, Department of Financial Services

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 9, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 26, 2013

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

RULE NOS.:	RULE TITLES:
61-31.101	License Requirements
61-31.102	Examination
61-31.301	Delinquent License
61-31.302	Inactive, Active Status
61-31.401	License Renewal
61-31.402	Discretionary Hardship Reinstatement of Null or Void Licenses
61-31.501	Department Approval of Education Providers
61-31.505	Approval of Courses
61-31.602	Disciplinary Guidelines
61-31.603	Notice of Noncompliance
61-31.604	Citations
61-31.605	Mediation

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 39, No. 99, May 21, 2013 issue of the Florida Administrative Register.

61-31.101 License Requirements.

(1) For the purposes of department evaluation of applications:

(a) No change.

(b) To establish “documented field experience,” as required by Section 468.8413(2), F.S., an applicant for licensure as a mold remediator must submit a list of fifteen (15) evidence of at least 15 mold assessments or remediation projects performed, in whole or in part, by the applicant or proof of employment in mold remediation mold-related services. To establish “documented field experience,” as required by Section 468.8413(2), F.S., an applicant for licensure as a mold assessor must submit a list of fifteen (15) mold assessment projects performed, in whole or in part, by the applicant or proof of employment in mold assessment services. 15 projects for each 12 month period equals one year of experience.

(c) No change.

(2)(a) through (c) no change.

(d) Submits a complete set of electronic fingerprints through the following procedure:

1. Applicants can use any Livescan vendor that has been approved by the Florida Department of Law Enforcement to submit their fingerprints to the department. Applicants shall

provide the vender the Originating Agency Identification (ORI) number FL 924260Z when submitting fingerprints.

2. Livescan vendors approved by the Florida Department of Law Enforcement may be obtained at [http://www.fdle.state.fl.us/Content/getdoc/941d4e90-131a-45ef-8af3-3c9d4efefd8e/Livescan-Service-Providers-and-Device-Vendors.aspx#Service\\_Providers](http://www.fdle.state.fl.us/Content/getdoc/941d4e90-131a-45ef-8af3-3c9d4efefd8e/Livescan-Service-Providers-and-Device-Vendors.aspx#Service_Providers).

3. Applicants must provide accurate demographic information at the time the fingerprints are taken. The department will not be able to process a submission that does not include a Social Security number (except for AB&T customers that are not citizens of the United States).

a. Applicants shall clearly identify the profession for which they are seeking licensure and submit their fingerprints payment to the vendor.

4. Out of State applicants:

a. Applicants that live out of state may submit fingerprints by requesting a fingerprint card from the Department of Business and Professional Regulation.

b. Once the applicant receives the fingerprint card, the applicant may obtain fingerprints at a local enforcement office.

c. Prior to mailing the fingerprint card, applicants must log onto the Pearson VUE website at <https://pearson.ibtfingerprint.com/> in order to submit the card and pay for ink card submission.

d. Upon successful completion, the applicant shall print the confirmation page.

e. Applicants shall mail the completed card and a copy of the confirmation page in a packet to: FLDBPR, Florida Fingerprinting Program, Prints Inc. 119 East Park Avenue, Tallahassee, FL 32301.

(3)(a) No change.

(b) Pass an examination as approved by the Department as described in Rule 61-31.102 61-30.103, F.A.C.

~~(4)(3)~~(a) through (b) No change.

(c) Demonstrate that the applicant has passed a national, regional, state, or territorial licensing examination that is substantially equivalent to an examination approved by the department as required by Section 468.8413, F.S. and Rule 61-31.102 61-30.103, F.A.C.;

~~(5)(4)~~ “Good Moral Character”:

(a)1. A criminal history records check by the Florida Department of Law Enforcement indicating the applicant has pled guilty or nolo contendere to, or been found guilty of, regardless of adjudication, a crime that directly relates to the profession of mold remediation or mold assessment home inspector, in any jurisdiction. Crimes that are deemed to be directly related to the professional responsibilities of a mold remediator or mold assessor home inspector include, but are not limited to, fraud, theft, burglary, bribery, arson, dealing in

stolen property, forgery, uttering a forged instrument, sexual battery, lewd conduct, child or adult abuse, murder, manslaughter, assault, battery, and perjury;

2. A criminal history records check by the Florida Department of Law Enforcement which exhibits a pattern of unlawful behavior which would indicate that the applicant has little regard for the law, the rules of society, or the rights of others. It is the applicant’s repeated flaunting of or ignoring the law that evidences a lack of the moral character needed to perform the duties and assume the responsibilities of a mold remediator or mold assessor ~~home inspector~~, not the particular relationship of any one of the violations to the professional responsibilities of a mold remediator or mold assessor ~~home inspector~~;

3. No change.

4. The presence of prior administrative actions taken against any of the applicant’s prior or current professional licenses held in any jurisdiction, decided adversely against the applicant which involve matters bearing upon moral character and that directly relate to the profession of mold remediator or mold assessor ~~home inspector~~ or any related professions, such as construction or engineering. Such administrative actions include, but are not limited to: fraud, dishonesty, misrepresentation, concealment of material facts, or practicing a regulated profession without a license or certificate as required by law or rule;

5. through 7. No change.

(b) through (d) No change.

~~(6)(5)~~ No change.

61-31.102 Examination.

(1) Any person desiring an initial license by examination as a mold assessor or remediator must pass one of the written examinations approved by the department for each license type, a list of which may be found at [http://www.myfloridalicense.com/dbpr/pro/mold/approved\\_exams.html](http://www.myfloridalicense.com/dbpr/pro/mold/approved_exams.html).

(2) For purposes of Section ~~468.8314~~ ~~468.8313~~, F.S. “nationally recognized organization” means an organization that has national recognition in the mold assessment or mold remediation industry and certifies persons in the specialty of mold assessment or mold remediation pursuant to standards that have been approved by the department as substantially equivalent to the requirements of Chapter 468, Part XVI, F.S. and Section 455.217, F.S.

(3) through (4) No change.

Rulemaking Authority 455.2035, 455.217(1), 468.8413(5), 468.8424 FS. Law Implemented 455.217, 468.8413 FS. History—New

61-31.402 Discretionary Hardship Reinstatement of Void Licenses.

(1) No change.

(2) Complete the application DBPR MRS 0701 form, effective April 2013, ~~incorporated herein by reference~~, as adopted in Rule 61-31.101. The form may be obtained by contacting the department at the following address: Mold Related Services Licensing Unit, 1940 N. Monroe Street, Tallahassee, Florida 32399-0783 or at \_\_\_\_\_ . The application shall include a letter requesting reinstatement under this rule and documentation to establish illness or economic hardship including the nature and duration.

(3) No change.

61-31.505 Approval of Continuing Education Courses.

(1) through (3) No change.

(4)(a) Previous approval by the Construction Industry Licensing Board, the Board of Professional Engineers, the Board of Architecture and Interior Design, the Building Code Administrators and Inspectors Board, or the Electrical Contractors’ Licensing Board, so long as the courses pertain to mold-related services ~~one or more of the eight components of a home~~;

(b) For Mold Assessment continuing education courses, course topics concerning a process performed by a mold assessor that includes the physical sampling and detailed evaluation of data obtained from a building history and inspection to formulate an initial hypothesis about the origin, identity, location, and extent of amplification of mold growth of greater than 10 square feet, including water (moisture intrusion), mold and mold safety, and the standards of practice as set forth in Rules 61-31.701 and 61-31.702, F.A.C.;

(c) For Mold Remediation continuing education courses, course topics concerning the removal, cleaning, sanitizing, demolition, or other treatment, including preventive activities, of mold or mold-contaminated matter of greater than 10 square feet that was not purposely grown at that location, including water (moisture intrusion), mold and mold safety, and the standards of practice as set forth in Rules 61-31.701 and 61-31.702, F.A.C.

(5) through (8) No change.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**State Boxing Commission**

RULE NOS.:	RULE TITLES:
61K1-3.001	Licenses, Permits; Requirement, Procedure and Period, Fee, Bout Card Approval

- 61K1-3.002 Promoter and Matchmaker; Licensing and Bond; Duties and Conduct.
  - 61K1-3.004 Physician; License and Duties; Authority
  - 61K1-3.005 Manager; License
  - 61K1-3.007 Participant; License; Conduct and Other Requirements
  - 61K1-3.008 Judge; License and Duties
  - 61K1-3.011 Second; License and Duties
  - 61K1-3.012 Referee; License and Duties
  - 61K1-3.013 Trainer; License and Conduct
  - 61K1-3.016 Pre-Match Physical of Participant and Referee
  - 61K1-3.0165 Weigh-In
  - 61K1-3.017 Drugs and Foreign Substances; Penalties
  - 61K1-3.019 Arena Equipment; Ring Requirements; Floor Plan and Apron Seating
  - 61K1-3.021 Post-Match Reports Required to be Filed; Penalty for Late Filing
  - 61K1-3.028 Boxing Participants' Apparel
  - 61K1-3.029 Boxing Bandages and Handwraps; Gloves
  - 61K1-3.030 Boxing Conduct of Bout; Rounds
  - 61K1-3.031 Boxing Scoring
  - 61K1-3.033 Kickboxing Participants' Apparel
  - 61K1-3.034 Kickboxing Bandages and Handwraps; Gloves
  - 61K1-3.035 Kickboxing Conduct of Bout; Rounds
  - 61K1-3.036 Kickboxing Scoring
  - 61K1-3.038 Mixed Martial Arts Participants' Apparel
  - 61K1-3.039 Mixed Martial Arts Bandages and Handwraps; Gloves
  - 61K1-3.040 Mixed Martial Arts Conduct of Bout; Rounds
  - 61K1-3.041 Mixed Martial Arts Scoring
- NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 38, No. 56, October 23, 2012 issue of the Florida Administrative Register.

61K1-3.001 Licenses, Permits; Requirement, Procedure and Period, Fees, Bout Card Approval.

(1)(a) No change.

(b) Licensing Procedure and Period.

1. No change.

2. Upon receipt of an application for a license, the application shall be reviewed by the executive director, or his or her designee ~~assistant executive director, or commission representative~~ and, if the application is in compliance with the requirements of Chapter 548, F.S., and the rules adopted by the commission, a ~~temporary~~ license shall be issued ~~pending final approval~~. If it is determined that the application is not in compliance, the applicant shall be notified and advised of the reasons for the finding that the application is not in compliance.

3. through 4. No change.

(c) License Fees. The following non-refundable fee shall accompany each application for a license:

1. Announcer	<del>\$50.00</del> \$100.00
2. Booking Agent	<del>\$75.00</del> \$100.00
3. Judge	\$100.00
4. Manager	\$100.00
5. Matchmaker	<del>\$100.00</del> \$250.00
6. Participant	<del>\$25.00</del> \$100.00
7. Promoter/Foreign Copromoter	\$250.00
8. Referee	\$100.00
9. Representative of a Booking Agent	<del>\$25.00</del> \$100.00
10. Second	<del>\$20.00</del> \$100.00
11. Timekeeper	<del>\$50.00</del> \$100.00
12. Trainer	<del>\$20.00</del> \$100.00
13. Concessionaire	\$100.00
14. <del>Physician</del>	<del>\$100.00</del>

(2) Permit; Requirement, Procedure and Period, Fee.

(a) Permit Requirement – Live Events Held in This State

1. No promoter shall present a program of matches or no promoter, foreign copromoter or concessionaire shall broadcast a program of matches unless a permit has been approved by the executive director or his or her designee.

(b) Issuance of Permits

1. a. through c. No change.

d. The permit fee of ~~\$1,800~~;

e. No change.

2. No change.

(c) The application shall be submitted no later than 30 days prior to the event date. Extensions to the deadline for application may be granted at the discretion of the executive director or his or her designee. ~~The commission office may accept permit applications up to 10 days prior to the event date upon approval from the executive.~~

(d) Upon receipt of the application for permit for a live event held in this state, the executive director or his or her designee shall review the application and, if the application is in compliance with the requirements of Chapter 548, F.S., and the rules adopted by the commission, the executive director or his or her designee shall give ~~tentative~~ approval to the promoter for the proposed date of the program. If the executive director or his or her designee determines that the application for permit is not in compliance with Chapter 548, F.S., or the rules as adopted by the commission, the executive director or his or her designee shall immediately advise the promoter that the application for permit has been disapproved and shall state the reasons that the application is not in compliance. The executive director or his or her designee may deny an application for permit if another program of matches

has previously been scheduled for the same date, and the executive director or his or her designee has determined that adequate staff would not be available to properly supervise both programs of matches or if the executive director or his or her designee determines adequate staff would not be available to properly supervise a single program of matches even if another program of matches is not scheduled for the same day.

(e) The promoter or matchmaker shall provide the proposed fight card and supporting fight records of participants not later than seven (7) calendar days prior to the proposed date of the program. Once a promoter has identified a licensed matchmaker for a specific program of matches, any proposed matches submitted by the promoter will be deemed to be received from the matchmaker. The promoter or matchmaker will be allowed to propose additional matches until 12 noon on the day prior to the scheduled program of matches. After such time, matches may only be proposed if records can be verified to the satisfaction of the executive director or his or her designee and prior to the conclusion of the weigh-in. At the conclusion of the weigh-in, no further matches may be proposed or approved. The executive director or his or her designee shall review the proposed fight card and, if he or she determines that all the proposed matches meet the requirements of Chapter 548, F.S., and the rules adopted by the commission, he or she shall approve the proposed fight card or match(es). If the executive director or his or her designee determines that the proposed fight card or match(es) is not in compliance with Chapter 548, F.S., or the rules adopted by the commission, the executive director or his or her designee shall not approve the proposed fight card and shall advise the promoter or matchmaker that the proposed fight card has been denied and the reasons for denial. Approvals and denials may be communicated for individual matches comprising the proposed fight card. If the commission office is not able to verify the participants' ability to participate prior to the matches, the participants shall not be permitted to participate in the match.

(f) All other pre-match requirements of the promoter described in Chapter 548, F.S., and the rules adopted by the commission shall be accomplished before final approval is given and the permit issued. If the executive director or his or her designee ~~or commission representative~~ determines that the promoter is not in compliance with the requirements adopted by the commission, the executive director or his or her designee ~~or commission representative~~ shall rescind the ~~tentative~~ approval of the permit and the program of matches shall be cancelled. If the program of matches is cancelled, all tickets shall be refunded in accordance with the refund provisions set forth in Section 548.066, F.S.

(g) A permit shall only be valid for the program of matches for which it was issued.

(h) Permits shall not be issued if the program of matches is not comprised of an acceptable number of scheduled rounds in order to protect purchasers of tickets. The executive director or his or her designee may take into account whether or not the live event permit application for a particular sport is combined with another live event permit application for a different sport and scheduled for the same date and venue in making a determination relative to the minimum number of rounds as a condition of approval for each permit application.

~~(3)~~(2) Fight Card Approval

(a) No promoter shall present a program of matches and ~~or~~ no promoter, foreign copromoter or concessionaire shall broadcast a program of matches unless a fight card has been approved by the executive director or his or her designee.

(b) To obtain approval of a fight card for a live event, the promoter must submit:

1. No change.

2. A copy of each participant's physical, completed on Form DBPR FSBC 20, "Pre-Licensure Physical Info Sheet," August 2013, adopted and incorporated herein, which may be obtained at \_\_\_\_\_, and submitted at the time of participant's initial licensure, as well as Form DBPR FSBC 21 Therapeutic Use Exemption and Medical Condition Explanation Form," August 2013, adopted and incorporated herein, which may be obtained at \_\_\_\_\_, if required pursuant to Rule 61K1-3.007, F.A.C. A ringside physician must review and approve the participant for participation in a match if the participant's physical indicated any abnormal results on the physical form or any comments from the physician providing the physical.

~~3.2.~~ A copy of each participant's official fight record. If the participant's ~~fighters~~ official fight record reflects the participant is suspended, the suspension must be lifted by the suspending state, jurisdiction, or entity prior to the final approval of the match by the commission office.

(c) Each proposed Pro Debut participant shall complete Form BPR-0009-480 "Pro Debut Information Sheet", effective October 2012, incorporated and adopted herein, which may be found at <http://www.myfloridalicense.com/dbpr/pro/sbc/forms.html>, and shall submit supporting documentation of five (5) participant bouts by an amateur sanctioning organization along with the other required Fight Card Approval documentation. See Rule 61K1-3.0055, F.A.C. for additional requirements regarding Pro Debut participants.

61K1-3.002 Promoter and Matchmaker; Licensing and Bond; Duties and Conduct.

(1) No change.

(2) Duties and conduct.

(a) through (c) No change.

(d) Contracts between participants and the promoter for each bout shall be filed with the commission no later than at the time of weigh-in and shall contain:

1. through 7. No change.

8. A statement, made under penalty of perjury, that there are no other agreements, written or oral, between the promoter and the participant with respect to the match;

9. All fees, charges, and expenses that will be assessed by or through the promoter on the participant pertaining to the event, including any portion of the participant's purse that the promoter will receive, and training expenses.

10. All payments, gifts, or benefits the promoter is providing to any sanctioning organization affiliated with the event; and

11. Any reduction in a participant's purse contrary to a previous agreement between the promoter and the participant or a purse bid held for the event.

~~(e)~~8- The contracts for each participant in the same contest must include the same terms regarding the conduct of the contest, but are permitted to provide for different amounts of consideration provided to the participant.

~~(f)~~~~(e)~~ Once the contracts are filed and after determination that they are in compliance with these rules, each contract will be affixed with the signature of the executive director or his or her designee.

(g) Promoters and participants may choose to complete and submit Form BPR-0009-466, "Bout Contract," August 2013, adopted and incorporated herein, in order to comply with this subsection.

~~(h)~~~~(f)~~ Contracts for broadcasting of a proposed match shall be filed with the commission within 14 business days after such contract is received by the promoter or when the Post Event Tax Report and 5% tax payment are filed, whichever is earlier ~~later~~.

~~(i)~~~~(g)~~ No change.

~~(j)~~~~(h)~~ No change.

~~(k)~~~~(i)~~ No change.

~~(l)~~~~(j)~~ The executive director shall appoint a minimum of one physician for the weigh-in and a minimum of two physicians for the program of matches. Each physician who is assigned to be present at the weigh-in and program of matches shall be compensated no less than \$600 ~~\$700~~ by the promoter. Each physician who is assigned to be present at either the weigh-in or the program of matches, but not both, shall be compensated no less than \$150, at the discretion of the executive director. Promoters shall reimburse a physician for the actual cost of any medical equipment or kits, such as stitching kits, that are used to provide required medical treatment to licensees during an event.

~~(m)~~~~(k)~~ Each referee who is required to be present shall be compensated by the promoter. If the match is not televised, the

promoter shall compensate the referee at a value not less than \$150. If the match is televised or is approved as a title match, the promoter shall compensate the referee at a value not less than \$300.

~~(n)~~~~(l)~~ Each judge who is required to be present shall be compensated by the promoter. If the match is not televised, the promoter shall compensate the judge at a value not less than \$125. If the match is televised or is approved as a title match, the promoter shall compensate the judge at a value not less than \$250.

~~(o)~~~~(m)~~ Any above referenced official who must travel a distance greater than 50 ~~30~~ miles from his home to the premises of the program of matches shall be compensated an additional amount as determined by the executive director. This additional amount shall be paid by the promoter.

(n) through (r) Renumbered.

61K1-3.004 Physician; License and Duties; Authority.

(1) No change.

(2)(a) through (b) No change.

(c) Two physicians shall be present at each match and render service and assistance as necessary, including emergency treatments for injuries sustained by the participants or other licensees, as provided for in these rules. A physician shall be located near each participant's corner in a designated seat for the duration of each match. No match shall be allowed to begin or continue unless at least one physician is in his designated seat. ~~The physician shall not leave the premises until after the final match has been conducted, all participants participating have been cleared by the physician(s), and the executive director, or his or her designee has cleared the physician to leave.~~

(d) through (f) No change.

(g) In order to maintain licensure, all ringside physicians shall obtain 12 hours of continuing medical education units relating to trauma or ringside medical treatment as part of their biennial continuing medical education requirements required by the Florida Board of Medicine. Failure to obtain and maintain the required continuing medical education units by January 1, 2016 ~~2014~~, shall subject licensed ringside physicians to discipline and shall be grounds for denial of ~~initial~~ licensure as a ringside physician.

61K1-3.005 Manager; License.

(1) No change.

(2)(a) through (c) No change.

(d) A manager may verbally coach a participant during a round. A manager shall not excessively coach his or her participant while working in the corner. The executive director or his or her designee shall determine whether a manager's coaching or behavior is excessive, inappropriate, disruptive, or

otherwise unbecoming a sportsman. A manager attempting by word or action to heckle or annoy his or her participant's opponent or any official is strictly prohibited. A manager shall not enter the corner ring, or fenced area at any time during the match and not interfere with the conduct of a match during the match. If any manager enters the ring or fenced area or apron during any match, the match shall be temporarily stopped and the participant disqualified by the referee ~~the manager shall be immediately ejected by the referee, and the referee shall order the match to continue. If any manager reenters the ring or fenced area during any match after being ejected once, the match shall be forfeited to the opposing participant.~~ Whenever a person licensed as a manager in this state desires to work in the corner of a participant under contract to the manager, the manager shall be designated a second and shall be deemed to be a second for that specific bout without the need to apply for a second license. When working in such capacity, the manager shall comply with the requirements set forth for seconds in Rule 61K1-3.011, F.A.C.

61K1-3.007 Participant; License; Conduct and Other Requirements.

(1) License.

(a) No change.

(b) 1. through 4. No change.

5. Has suffered cerebral hemorrhage or any other serious head injury. The executive director, or his or her designee shall, ~~if he or she the executive director, or his or her designee~~ has cause to believe that a participant may have suffered neurological injury, direct the participant to undergo an EEG, complete neurological exam, EKG, MRI, CT scan, or other medical examination deemed necessary by the ringside physician. The interpretation and diagnosis shall be filed with the commission; or

6. No change.

7. Has failed to comply with the physical requirements in these rules, including the pre-licensure physical, pre-match physical, and post-match physical requirements.

(c) No change.

(d) Each participant shall submit to an ophthalmological examination conducted by a licensed ophthalmologist or certified optometrist. The Participant and ophthalmologist or optometrist shall complete Form BPR-0009-665, "Dilated Ophthalmological Examination", effective July 2013, adopted and incorporated herein by reference, which may be found at \_\_\_\_\_, and shall be submitted to the commission with the application for licensure.

(e) Each participant shall submit to a pre-licensure physical conducted by a licensed M.D. or D.O. Female participants may submit to a pre-licensure physical conducted by a board certified OB/GYN. The participant and physician

shall complete Form DBPR FSBC 20, "Pre-Licensure Physical Info Sheet," August 2013, adopted and incorporated herein, which may be found at \_\_\_\_\_, and submit to the commission. The results from the pre-licensure physical shall be used by the commission office for licensure and fight card approval, and for comparison to pre-match physicals by ringside physicians, but will not be used in lieu of a pre-match physical.

(f) Therapeutic Use Exemptions: If the physician performing the physical finds abnormal results, prior pertinent medical history, or provides comments placed on Form DBPR FSBC 20, "Pre-Licensure Physical Info Sheet" indicating any prior pertinent medical history, the participant shall complete and submit Form DBPR FSBC 21, "Therapeutic Use Exemption and Medical Condition Explanation Form," August 2013, adopted and incorporated herein, which may be obtained at \_\_\_\_\_. This form will be used to determine whether the abnormal results, prior medical history, or other comments will affect the participant's fitness to participate in the match.

(g) Each participant shall provide the commission with hepatitis B surface antigen lab result and hepatitis C antibody lab result indicating no infection. Negative results will be acceptable for a period of up to 1 year. After 1 year, the participant will need to be re-tested and provide the commission with current lab results.

(h) Each participant shall provide the commission with rapid HIV test result indicating no infection with the human immunodeficiency virus/AIDS. Negative result will be acceptable for a period of up to 1 year. After 1 year, the participant will need to be re-tested and provide the commission with current lab results.

(i) Lab results filed with other commissions or jurisdictions in the United States may be verified in writing by them to the executive director in lieu of requiring a subsequent blood test for this purpose.

(j) All medical information provided to the commission directly shall not be released by the commission or any agent thereof, to any individual or entity without prior authorization from the participant and only for the purpose of determining the participants' ability to participate in a match in any jurisdiction, or for the purpose of completing other commission related administrative action. Participants shall sign Form DBPR FSBC 20, "Pre-Licensure Physical Info Sheet," August 2013, as a release to permit the commission to release the medical information to the necessary individuals or entities prior to the match.

(2) No applicant shall be issued a license as participant if any of the following conditions are found by the physician in the pre-licensure physical, unless the participant provides Form DBPR FSBC 21 "Therapeutic Use Exemption and

Medical Condition Explanation Form,” August 2013, adopted and incorporated herein indicating the condition is no longer a danger to the participant’s health:

- (a) Inguinal and/or abdominal hernia;
- (b) Organic heart murmur;
- (c) Active pulmonary lesion;
- (d) Abnormal temperature as determined by the physician;
- (e) Blood pressure over 140/90 mmHg;
- (f) Active infectious communicable disease, including skin lesions, such as boils or infected wounds, as well as any other bacterial, viral, fungal, and/or mycobacterial communicable diseases, including tuberculosis;
- (g) Recent wound(s), especially on face and ears;
- (h) Hand injury and/or fracture(s) less than 6 weeks old, if, in the physician’s opinion, the injury would be detrimental to the participant’s health or ability to effectively compete or exhibit;
- (i) An indication that the participant is using or is under the influence of narcotics, drugs, stimulants, depressants, alcohol, local anesthetics or analgesics so as to render the participant unable to recognize if the participant is seriously injured;
- (j) Dental abscess or loose tooth or teeth;
- (k) Ophthalmological problem(s) including but not limited to:
  - 1. Retinopathy or detached retina; provided however, that the applicant shall be permitted to participate in a match if the participant provides, at or before the weigh-in, the written statement of a licensed ophthalmologist stating that the participant’s retina is completely healed and that in the ophthalmologist’s expert medical opinion, no unusual or extraordinary risk to the participant is anticipated as a result of the retinopathy or a previously detached retina;
  - 2. Solitary eye;
  - 3. Blindness defined as central visual acuity of 20/200 or less in the worst eye with 20/40 or worse in the better eye with the best correction possible in both eyes and/or the widest diameter of the visual field subtends an angular distance of no greater than 20 degrees in the better.
- (l) History of epilepsy or seizures, provided however, that the applicant shall be permitted to participate in a match if the participant provides, at or before the weigh-in, the written statement of a licensed neurologist stating that the epilepsy or seizure disorder is well-controlled and that in the neurologist’s expert medical opinion, no unusual or extraordinary risk to the participant is anticipated as a result of the epilepsy or seizure disorder;
- (m) History of kidney problems, including solitary kidney; provided however, that the applicant shall be permitted to participate in a match if the participant provides,

at or before the weigh-in, the written statement of a licensed nephrologist stating that the kidney problem is resolved and that in the nephrologist’s expert medical opinion, no unusual or extraordinary risk to the participant is anticipated as a result of the resolved kidney problem and/or solitary kidney;

(n) History of blood clotting disorders or abnormal bleeding, including hemophilia and Von Willebrand disease; provided however, that the applicant shall be permitted to participate in a match if the participant provides, at or before the weigh-in, the written statement of a licensed hematologist stating that the bleeding problem is well controlled and that in the hematologist’s expert medical opinion, no unusual or extraordinary risk to the participant is anticipated as a result of the bleeding disorder;

(o) Altered gait or balance; or

(p) History of any abnormality in a computerized axial tomography (CAT) scan, electroencephalogram (EEG), electrocardiogram (EKG), magnetic resonance imaging (MRI) scan, or other similar medical tests.

(q) In addition to the above, applicants 40 years and older shall submit satisfactory results from the following prior to being approved for licensure:

1. A normal EKG dated no greater than twelve months prior to application and a letter from the participant’s personal physician licensed as an M.D. or D.O., clearing them to compete;

2. Test results indicating that the participant has a CBC, PT, and PTT in normal range;

3. A normal MRI of the brain without contrast.

(2) Conduct and Other Requirements.

(a) No participant whose most recent match was eight rounds or more in duration, shall engage in a match with less than seven 7 calendar days between matches. No participant whose most recent match was less than 8 rounds in duration, shall engage in a match with less than 48 hours between matches.

(b) Any participant who fails to appear at a match or fails to appear timely at a match for which he or his manager has contracted and does not provide a valid reason or, in the case of physical disability, furnish a physician’s certificate, shall be issued a citation by the executive director, or his or her designee, indefinitely suspended by the executive director or his or her designee, fined or any combination thereof for a period to be determined by the commission. In making this determination, the commission shall consider the following factors:

1. through 3. No change.

61K1-3.008 Judge; License and Duties.

(1) through (3) No change.

(4) In order to maintain licensure, all judges shall obtain four (4) hours of continuing education units from a state or nationally recognized boxing, kickboxing, or mixed martial arts organization. Failure to obtain and maintain the required continuing education units by January 1, 2016, shall subject licensed judges to discipline and shall be grounds for denial of licensure as a judge. The four hours of continuing education shall be accepted by the commission for licensure purposes for twenty-four (24) months following the completion of the course.

61K1-3.011 Second; License and Duties.

- (1) No change.
- (2)(a) No change.

(b) The chief second of any participant shall have with him at the ringside the following articles:

- 1. One pair of bandage or similar scissors;
- 2. through 5. No change.

6. Commission approved caustics as listed in paragraph 61K1-3.017(2)(b), F.A.C., to stop bleeding of minor cuts and lacerations.

- (c) through (h) No change.

61K1-3.012 Referee; License and Duties.

- (1) through (4) No change.

(5) In order to maintain licensure, all referees shall obtain four (4) hours of continuing education units from a state or nationally recognized boxing, kickboxing, or mixed martial arts organization. Failure to obtain and maintain the required continuing education units by January 1, 2016, shall subject licensed referees to discipline and shall be grounds for denial of licensure as a referee. The four hours of continuing education shall be accepted by the commission for licensure purposes for twenty-four (24) months following the completion of the course.

Rulemaking Authority 548.003 FS. Law Implemented 548.003(2), 548.017, 548.056, 548.057, 548.058 FS. History—New \_\_\_\_\_.

61K1-3.013 Trainer; License and Conduct.

- (1) No change.
- (2) Conduct.

(a) All applicants for trainer licensure and all trainers licensed by the commission shall obtain and maintain CPR certification from a nationally recognized entity. Failure to obtain and maintain the certification by December 31, 2014 ~~February 1, 2014~~, shall subject the licensee to disciplinary action.

- (b) through (d) No change.

(e) If any trainer steps up onto the apron during any match, the participant for whom the trainer is performing as a trainer shall be immediately disqualified or determined as the

loser and the opponent shall be declared the winner by technical knockout.

- (f) No change.

61K1-3.016 Pre-Match Physical of Participant and Referee.

- (1) through (3) No change.

(4) No participant shall be allowed to engage in any match if any of the following conditions are found by the physician:

- (a) Inguinal and/or abdominal h~~ernia~~;
- (b) through (e) No change.

(e) Blood Systolic pressure over 140/90 mmHg. If the systolic pressure is above 140, the physician shall take the participant's blood pressure again either within twenty (20) minutes or on the day of the matches. Amateurs may fight with a systolic pressure over 140 at the discretion of the physician:

(f) Active infectious communicable disease, including Infectious skin lesions, such as boils or infected wounds, as well as any other bacterial, viral, fungal, and/or mycobacterial communicable diseases, including tuberculosis;

- (g) No change.

(h) Hand injury and/or injuries, and fracture(s) less than 6 weeks old, if, in the physician's opinion, the injury would be detrimental to the participant's health or ability to effectively compete or exhibit;

(i) Any indication that the participant is using or is under the influence of narcotics, drugs, stimulants, depressants, alcohol, local anesthetics or ~~such a high level of~~ analgesics as to render the participant unable to recognize if the participant is seriously injured. If the physician finds any indication or evidence that the participant is using, is under the influence of unauthorized drugs or foreign substances such that the physician cannot make a definitive determination and therefore allows the match to proceed, the physician shall immediately advise the commission representative who shall ensure that a urine sample is taken and processed in accordance with Rule 61K1-3.017, F.A.C.;

~~(j) Retinopathy or detached retina; provided however, that the applicant shall be permitted to participate in a fight if the participant provides, at or before the weigh in, the written statement of a licensed ophthalmologist stating that the applicant's retina is completely healed and that in the ophthalmologist's medical opinion, no unusual or extraordinary risk to the applicant is anticipated as a result of the retinopathy or a previously detached retina.~~

- ~~(j)(k)~~ Dental abscess or loose tooth or teeth;

~~(k)(l)~~ Ophthalmological problem(s) including but not limited to:

1. Retinopathy or detached retina; provided however, that the applicant shall be permitted to participate in a match if the participant provides, at or before the weigh-in, the written statement of a board certified ophthalmologist stating that the participant's retina is completely healed and that in the ophthalmologist's expert medical opinion, no unusual or extraordinary risk to the participant is anticipated as a result of the retinopathy or a previously detached retina;

2. Solitary eye;

3. Blindness defined as central visual acuity of 20/200 or less in the worst eye with 20/40 or worse in the better eye with the best correction possible in both eyes and/or the widest diameter of the visual field subtends an angular distance of no greater than 20 degrees in the better.

~~(l)(m)~~ History of epilepsy or seizures, provided however, that the applicant shall be permitted to participate in a match if the participant provides, at or before the weigh-in, the written statement of a board certified neurologist stating that the epilepsy or seizure disorder is well-controlled and that in the neurologist's expert medical opinion, no unusual or extraordinary risk to the participant is anticipated as a result of the epilepsy or seizure disorder;

~~(n)~~ Blindness;

~~(m)(o)~~ History of kidney problems, including solitary kidney; provided however, that the applicant shall be permitted to participate in a match if the participant provides, at or before the weigh-in, the written statement of a board certified nephrologist stating that the kidney problem is resolved and that in the nephrologist's expert medical opinion, no unusual or extraordinary risk to the participant is anticipated as a result of the resolved kidney problem and/or solitary kidney;

~~(n)~~ History of blood clotting disorders or abnormal bleeding, including hemophilia and Von Willebrand disease; provided however, that the applicant shall be permitted to participate in a match if the participant provides, at or before the weigh-in, the written statement of a board certified hematologist stating that the bleeding problem is well controlled and that in the hematologist's expert medical opinion, no unusual or extraordinary risk to the participant is anticipated as a result of the bleeding disorder;

~~(o)(p)~~ Altered gait or balance; or

~~(p)(q)~~ No change.

(5) Each participant shall be required to submit to any additional medical examination or test ordered by the executive director or his or her designee, or the commission. Such medical examination or test must be original or a certified copy of the results which were performed by an M.D., D.O., or laboratory no earlier than 30 days before the date on which the results are presented to the commission, ~~or~~ its executive director or his or her designee.

~~(6) Each participant shall provide the commission with hepatitis B surface antigen lab result and hepatitis C antibody lab result indicating no infection. Negative results will be acceptable for a period of up to 1 year. After 1 year, the participant will need to be re-tested and provide the commission with current lab results.~~

~~(7) Each participant shall provide the commission with rapid HIV test result indicating no infection with the human immunodeficiency virus/AIDS. Negative result will be acceptable for a period of up to 1 year. After 1 year, the participant will need to be re-tested and provide the commission with current lab result.~~

~~(8) Each participant shall submit to an ophthalmological examination conducted by a licensed ophthalmologist. The Participant and ophthalmologist shall complete Form BPR-0009-665, "Dilated Ophthalmological Examination", effective October 2012, adopted and incorporated herein by reference, which may be found at <http://www.myfloridalicense.com/dbpr/pro/sbc/forms.html>, and shall be submitted to the commission with the application for licensure.~~

~~(9) Lab results filed with other commissions or jurisdictions in the United States may be verified in writing by them to the executive director in lieu of requiring a subsequent blood test for this purpose.~~

~~(10) In addition to the above, participants 40 years and older shall submit satisfactory results from the following prior to being approved for participation:~~

~~(a) A normal EKG dated no greater than six months prior to the match and a letter from the participant's personal physician licensed as an M.D. or D.O., clearing them to compete.~~

~~(b) Test results indicating that the participant has a CBC, PT, and PTT in normal range.~~

~~(c) A letter or documentation from an ophthalmologist indicating an eye exam without evidence of disease.~~

~~(d) A normal MRI of the brain without contrast;~~

~~(e) A letter from a general practitioner physician licensed as an M.D. or D.O., indicating the participant had a clean physical.~~

~~(6)(11) No change.~~

~~(7)(12) Female participants are limited to participation with additional medical restrictions. If any of the following conditions are identified by the ringside physician during the pre-match physical exist, the athlete is not permitted to participate:~~

~~(a) Painful Ppelvic disease states such as symptomatic endometriosis;~~

~~(b) Abnormal vaginal bleeding of undetermined etiology;~~

~~(c) through (e) No change.~~

~~(f) Recent breast dysfunction previously not present.~~

~~(f)(g) No change.~~

(8) The pre-match physical shall be documented on Form BPR-0009-455, "Participant Information and Medical Sheet", effective October 2012, adopted and incorporated herein by reference, which may be obtained at \_\_\_\_\_, and which shall be completed by the participant and the ringside physician conducting the weigh-in. Any participant who refuses to complete this form shall not be allowed to engage in any match in Florida.

(9)(13) No change.

(10) Transgender Participants

(a) Transsexuals: Male to Female

1. An individual undergoing sex reassignment from male to female prior to puberty are regarded as women (female) and shall be licensed as such.

2. Individuals undergoing sex reassignment from male to female after puberty may be eligible for participation in female matches under the following conditions:

a. Surgical anatomical changes have been completed including gonadectomy and surgical changes of external genitalia consistent with gender reassignment.

b. Hormone Therapy for the assigned sex (female) has been administered for a minimum of two years after gonadectomy by a board-certified endocrinologist, internist, pediatrician, or any physician or any other specialist known to have significant knowledge and experience with transsexual and transgender individuals. Hormone therapy prior to gonadectomy is not included in the two years due to the potential for the production of endogenous testosterone from the gonads during any period of time when hormone therapy was not available or therapeutically dosed below that which is required to completely suppress testosterone production.

c. Form DBPR FSBC 21, "Therapeutic Use Exemption and Medical Condition Explanation Form," August 2013, as adopted and incorporated in Rule 61K1-3.007, F.A.C. and a letter from the board certified physician responsible for the care of the participant will need to be submitted to the commission, and shall include the following:

i. Initial date when hormone therapy began for the assigned sex (female) (can be prior to gonadectomy but is not included in the two year requirement for hormone therapy after gonadectomy);

ii. Date, location, surgeon, and surgical report of the gonadectomy (and external genitalia reassignment, if done at the same surgical setting);

iii. Date, location, surgeon, and surgical report for any other surgery involving the genitalia;

iv. Hormone name/type, dose, and interval of administration over the past two years;

v. Lab reports of estradiol and testosterone levels documenting over the past two years that serum estradiol levels are within the normal range for a healthy

premenopausal woman and suppression of testosterone levels to those normally found in women, as determined under lab specific ranges as set forth below;

vi. Name, dose, and duration of any anti-androgen treatment used over the past two years;

vii. Name, dose, and duration of any other medication used as part of the management of the transgender state.

(b) Transsexuals: Female to Male.

1. An individual undergoing sex reassignment from female to male prior to puberty are regarded as boys and eventually men (male) and shall be licensed as such.

2. Individuals undergoing sex reassignments from female to male after puberty may be eligible for participation in male matches under the following conditions:

a. Surgical anatomical changes have been completed which at a minimum must include breast reduction but may include additional surgical changes of internal (hysterectomy and/or oophorectomy) and/or external genitalia;

b. Hormone Therapy for the assigned sex (male) has been administered for a minimum of two years after gonadectomy preferably by a board-certified endocrinologist, internist, pediatrician, or any physician (M.D. or D.O.) known to have significant knowledge and experience with transsexual and transgender individuals.

c. Form DBPR FSBC 21, "Therapeutic Use Exemption and Medical Condition Explanation Form," August 2013, as adopted and incorporated in Rule 61K1-3.007, F.A.C. and a letter from the board certified physician responsible for the care of the participant will need to be submitted to the commission, and shall include the following:

i. Initial date of hormone therapy for the assigned sex (male);

ii. Date, location, surgeon, and surgical report of any surgery including breast reduction, gonadectomy, hysterectomy, or any other surgery involving genitalia;

iii. Hormone name/type, dose, and interval of administration over the past two years;

v. Lab reports of estradiol and testosterone levels within the past two years with a goal of serum estradiol levels within the normal range for a healthy man and testosterone levels within the range for healthy men, as determined under lab specific ranges as set forth below;

vi. Name, dose, and duration of any anti-estrogen treatment used over the past two years;

vii. Name, dose, and duration of any other medication used as part of the management of the transgender state.

d. Note: Lab specific ranges should follow the established range from the reference laboratory. The commission will accept laboratory data from the following labs for hormone testing:

i. Quest: upper normal range for total testosterone 1100 mg/dL;

ii. Labcorp: upper normal range for total testosterone: 1197 mg/dL;

iii. ARUP: upper normal range for total testosterone: 1080 ng/dL

(c) Pre-Fight and day of Fight:

1. Participants should submit lab data required above drawn no more than 6 months prior to the match date, including one value within one month of the match. Participants shall not be permitted to participate if their estradiol or total testosterone levels are outside of the normal range. If a value is found to be out of the normal range, the participant shall take action to correct the level by repeating the lab and/or adjusting medication appropriately, which must be documented in an additional Form DBPR FSBC 21, "Therapeutic Use Exemption and Medical Condition Explanation Form," August 2013, completed by the physician who provided the letter and original Form DBPR FSBC 21, "Therapeutic Use Exemption and Medical Condition Explanation Form," August 2013, as required above.

2. The day prior to the match, the participant should submit the time, date, and amount and method of last dose of testosterone or other medication used in the management of the participant's transgender state.

(11) All medical information provided to the commission directly shall not be released to any individual or entity without prior disclosure to the participants and only for the express purpose of determining the ability to participate in a match. Such medical information may be released to ringside physicians or representatives of the commission or the commission office. Participants shall sign Form DBPR FSBC 21, "Therapeutic Use Exemption and Medical Condition Explanation Form," August 2013, as a release to permit the commission to release the medical information to the necessary individuals prior to the match for the express purpose of determining fitness to participate in a match.

(12) Participants who have had prior pertinent medical conditions identified by their physician on Form DBPR FSBC 20, "Pre-Licensure Physical Info Sheet," August 2013, may not participate in a match until the participant has been cleared by a ringside physician. Participants with preexisting medical conditions should have their physician who provided treatment for the preexisting medical condition, or the physician who conducted the physical, to complete Form DBPR FSBC 21, "Therapeutic Use Exemption and Medical Condition Explanation Form," August 2013, for review prior to the match. If the commission office determines that the participant's health or his or her opponent's health is at risk due to the preexisting medical condition, the commission office shall refuse to permit the participant to participate. The

commission office may request additional medical tests to determine whether a preexisting medical condition is a threat to the participant or his or her opponent.

(13)(14) No change.

(15) The examination fee of the physician shall be paid by the participant for the pre-match physical.

(14)(16) The executive director or his or her designee or commission representative shall, whenever necessary, require that a referee undergo a physical examination prior to acting as a referee in any match.

(15)(17) If at any time prior to the match, evidence is revealed that indicates that the match may be unusually adverse to the health of a participant or referee, the executive director or his or her designee or commission representative shall order a medical examination to be given to the participant or referee, the report of which examination shall be made to the executive director or his or her designee or commission representative.

61K1-3.0165 Weigh-In.

(1) through (3) No change.

(4) At the time of weigh-in, each participant in a match shall be required to provide to the executive director, or his or her designee for inspection a federal ~~an~~ identification card issued by the Association of Boxing Commissions (ABC).

(a) No change.

(b) In order to obtain an identification card issued by Florida, the participant must present to the executive director or his or her designee ~~commission~~ a photo ~~picture~~ identification card issued by a federal, state, or local unit of government or other similar authority, or a passport issued by the United States of America or a foreign government.

(c) through (g) No change.

(5) The weigh-in shall be documented on Form ~~BPR-0010-400 "Weigh-In" BPR-0009-455, "Participant Information and Medical Sheet"~~, effective ~~August 2013~~ ~~October 2012~~, adopted and incorporated in Rule 61K1-3.0165, F.A.C. ~~herein by reference, which may be obtained at~~ ~~http://www.myfloridalicense.com/dbpr/pro/sbc/forms.html~~, and which shall be completed by the promoter and the Executive Director or his or her designee ~~participant and the ringside physician~~ conducting the weigh-in. Any participant who refuses to complete this form shall not be allowed to engage in any match in Florida.

(6) Each person identified on the participant information form by the participant as an authorized person to work in the participant's corner shall affirm to the commission that he or she has no personal knowledge as to why the participant should not compete in the match due to an accident or injury sustained prior to the match while training or sparring. If a recent accident or injury is disclosed, the executive director or

his or her designee shall consult with the physician in determining whether or not the participant should be permitted to compete.

61K1-3.017 Drugs and Foreign Substances; Penalties.

(1) Drugs and Foreign Substances Ingested or Designed to be Ingested.

(a) No change.

(b) Random drug tests pursuant to Section 548.046(3)(b), F.S.:

1. Random drug tests shall be conducted prior to the matches to determine whether participants are safe to participate in the match. The executive director or his or her designee shall determine whether to conduct random drug tests at an event.

2. If the commission determines to conduct random drug tests at an event, the executive director or his or her designee shall obtain urine samples from each participant at the event. The executive director or his or her designee shall randomly choose up to two of the samples to test. If one participant in a match is tested randomly, the other participant in that same match shall be tested also. Therefore, no more than four samples shall be tested during an event. The drug screen shall be conducted so as to reduce the risk of falsification of results. This shall be accomplished by direct observation or by another accurate method of monitoring.

4. Any participant who provides a sample which tests positive during the on-site preliminary drug test shall not be permitted to participate in the match.

3. Any positive results must be confirmed prior to use by the commission in an administrative action taken against the participants license.

(b) A laboratory confirmed positive test for any of the following substances shall be conclusive evidence of a violation of subsection (a) and constitutes grounds for which disciplinary action may be taken, except as otherwise indicated in the rules of the commission:

1. through 2, No change.

3. Anabolic Androgenic Steroids, ~~including human growth hormone;~~

4. through 10. No change.

11. Cocaine;

12. LSD;

13. Opiates (eg. Heroin, Codeine, and Morphine);

14. MDMA (Ecstasy);

15. GHB;

16. Phencyclidine (PCP);

17. Human Growth Hormones;

18. Insulin-like growth factors;

19. Mechano growth factors;

20. Gonadotropines, including but not limited to hCG and LH;

21. Erythropoiesis-stimulating agents;

22. Corticotrophins;

23. Hormone Antagonists and Modulators.

(c) No change.

(d) The executive director or his or her designee ~~or a commission representative~~ shall request a participant submit to a blood or urine test if reasonable suspicion is present that may indicate the potential use of anabolic steroids. Such test shall be performed within seven ~~7~~ days of the request and the cost of the examination shall be the responsibility of a participant.

(2) through (5) No change.

61K1-3.019 Arena Equipment; Ring Requirements; Floor Plan and Apron Seating.

(1)(a) The ring shall be not less than 16 ~~18~~ feet nor more than 24 ~~22~~ feet square inside the ropes.

(b) through (j) No change.

(2) through (3) No change.

(4) Boxing, Kickboxing, and Mixed Martial Arts Floor Plan and Commission Area ~~Apron~~ Seating.

(a) The executive director or his or her designee shall designate seating in the commission area ~~at the ring apron~~ as provided in these rules. The commission area consists of the roped off area surrounding the ring or fence where the commission tables, seating for necessary licensees and staff, and other permitted officials is located. Commission area ~~Ring apron~~ seating on all four sides of the ring shall be exclusively controlled by the commission and no person shall be permitted to be seated or have access to the commission area ~~apron~~ without the approval of the executive director or his or her designee. The commission's control of the commission area ~~apron~~ is for the purpose of providing for appropriate control of the event including participant, staff, and audience safety, ensuring that only those officials assigned by the commission are seated at the commission area ~~apron~~ and ensuring that adequate seating for working officials is available at ringside ~~the apron~~. Commission area ~~Apron~~ seating not designated by the executive director or his or her designee may be utilized as desired by the promoter, provided however that such use does not interfere with any of the officials, the executive director, or his or her designees seated in the commission area ~~at the ring apron~~. Alcoholic beverages shall not be consumed by anyone seated in the commission area ~~at the ring apron~~. The following seating shall be provided in the commission area ~~at the ring apron~~ for all matches:

1. through 4. No change.

(b) No change.

61K1-3.021 Professional Post-Match Reports Required to be Filed; Penalty for Late Filing.

(1) through (2) No change.

(3)(a) Following a program of matches held in Florida, the promoter shall file with the commission as required by Section 548.06, F.S., a written report of gross receipts on Form BPR-0009-453, "Post Event Tax Report for Live Event", effective ~~August 2013~~ ~~October 2012~~, adopted and incorporated herein by reference, which can be obtained at <http://www.myfloridalicense.com/dbpr/pro/sbc/forms.html>.

(b) Following a program of matches held in Florida, the concessionaire shall file with the commission as required by Section 548.06, F.S., a written report of gross receipts on Form BPR-0009-453C, "Post Event Tax Report for Live Event, Concessionaire", effective August 2013, adopted and incorporated herein by reference, which can be obtained at <http://www.myfloridalicense.com/dbpr/pro/sbc/forms.html>.

(4)(a) Failure to file either or both the report and tax payment within the time frame described in Section 548.06, F.S., shall result in a ~~daily~~ fine of 10 percent of the amount of the tax payment due or \$25, whichever is greater. If the fine is calculated based upon the 10 percent of the tax payment due, such fine shall not exceed \$5,000. ~~The fine shall begin the day following the end of the timeframe described above and shall continue for each day that either or both the report is not filed or the tax payment remains unpaid.~~

(b) If the report and tax payment filed with the commission is determined to be understated, the fine assessment of 10 percent of the amount of the tax payment due or \$25, whichever is greater, shall apply to the balance remaining after crediting the tax payment filed. ~~The fine shall commence 72 hours following receipt of notice of the underpayment by the promoter responsible for the tax payment.~~

61K1-3.028 Boxing Participants' Apparel.

(1) No change.

(2) (a) through (e) No change.

(e) A close fitting tank, ~~or~~ halter type top, or other close fitting secure top that prevents injury such as a sports bra;

(f) through (g) No change.

(3) No change.

61K1-3.029 Boxing Bandages and Handwraps; Gloves.

(1) No change.

(2)(a) When both participants ~~the lighter of the two participants~~ in a boxing match weighs 154 pounds or less, both participants shall use 8 ounce gloves.

(b) When one or more of the participants ~~the lighter of the two participants~~ in a boxing match weighs more than 154 pounds, both participants shall use 10 ounce gloves.

(c) through (e) No change.

(f) Laces of gloves shall be knotted on the back of the wrist and tape shall be applied over the laces so as to prevent injury to the opponent. Velcro shall be located on the back of the wrist and tape shall be applied over the Velcro. The tape used shall be red tape for the red corner participant and blue tape for the blue corner participant.

(g) through (h) No change.

61K1-3.030 Boxing Conduct of Bout; Rounds.

(1) through (3) No change.

(4) Conduct during match

(a) through (d) No change.

(e) Only the referee ~~is, the ringside physician, and the executive director or his designee~~ are authorized to stop a contest.

(5) Knockdown

(a) A participant shall be considered to be knocked down when:

1. As determined by the referee, a participant touches the ground with any part of his or her body other than the soles of the feet as the result of a legal blow ~~damaging strike~~.

2. through 4. No change.

(b)1. No change.

2. If the participant taking the count is still down when the referee calls the count of 10, the referee shall wave both arms to indicate that the participant has been knocked out, ~~provided however, that if the participant is counted out by virtue of his failure to be in the ring when the bell sounds indicating the beginning of the next round, the match shall be terminated and the participant who was counted out shall be declared the loser by technical knockout.~~

3. If the participant taking the count is out of the ring when the referee calls the count of 20, the match shall be terminated and the participant who was counted out shall be declared the loser by technical knockout or knockout.

3. through 9. Renumber appropriately.

(c) through (d) No change.

(7) No change.

(8)(a) through (b) No change.

(c) Maximum number of matches/rounds:

1. A match shall be scheduled for no more than twelve rounds, depending upon the experience of the participants and whether or not the match is a main event or title match.

2. No change.

61K1-3.031 Boxing Scoring.

(1) through (2) No change.

(3) Determination of Win or Draw

(a) through (c) No change.

(d)1. through 4. No change.

5. One win, one draw and one loss shall be declared a draw announced as a slip draw;

6. One win and two losses shall be declared a split decision loss;

7. Three draws shall be declared a unanimous draw;

8. Two draws and one loss shall be declared a majority draw;

9. One draw and two losses shall be declared a majority loss; and

10. Three losses shall be declared a unanimous loss.

(e) through (m) No change.

(4) No change.

61K1-3.033 Kickboxing Participants' Apparel.

(1)(a) Trunks: traditional boxing trunks, kickboxing pants, or Thai boxing shorts, the belt of which shall not extend above the waistline;

(b) through (c) No change.

(2)(a) Trunks: traditional boxing trunks, kickboxing pants, or Thai boxing shorts, the belt of which shall not extend above the waistline;

(b) No change.

(c) A close fitting tank, ~~or~~ halter type top, or other close fitting secure top that prevents injury such as a sports bra;

(d) No change.

(5) No change.

Rulemaking Authority 548.003 FS. Law Implemented 548.003(2) FS. History--New \_\_\_\_\_.

61K1-3.034 Kickboxing Bandages and Handwraps; Gloves.

(1) No change.

(2)(a) When both participants ~~the lighter of the two participants~~ in a kickboxing match weighs 154 pounds or less, both participants shall use 8 ounce gloves. Both participants shall wear the same manufacturer of gloves as provided by the promoter unless both participants agree to use different manufacturers of gloves.

(b) When one or more of the participants ~~the lighter of the two participants~~ in a kick boxing match weighs more than 154 pounds, both participants shall use 10 ounce gloves.

(c) No change.

(d) Laces of gloves shall be knotted on the back of the wrist and tape shall be applied over the laces so as to prevent injury to the opponent. Velcro shall be located on the back of the wrist and tape shall be applied over the Velcro. The tape used shall be red tape for the red corner participant and blue tape for the blue corner participant.

(e) through (f) No change.

61K1-3.035 Kickboxing Conduct of Bout; Rounds.

(1) through (4) No change.

(5)(a)1. As determined by the referee, a participant touches the ground with any part of his or her body other than the soles of the feet as the result of a legal blow ~~damaging~~ strike;

2. through 4. No change.

(b)1. through 2. No change.

3. If a participant is knocked down and is down at the time the bell rings to end the round, the timekeeper shall continue to keep time and the referee shall continue to count. If the downed participant fails to rise before the count of 10, the participant shall be considered to have been knocked out in the ~~next subsequent~~ round during which the participant was knocked out. If the participant rises before the count of 10 and the referee determines that the contest can continue, both participants shall be afforded the full one minute rest period between rounds, beginning when one of their seconds comes onto the ring apron, regardless of the amount of time used during the knockdown and subsequent counting by the referee. If a participant is knocked down and is down at the time the bell rings in the final round, the timekeeper shall continue to keep time and the referee shall continue to count. If the downed participant fails to rise before the count of 10, the participant shall be considered to have been knocked out in the final round.

4. through 9. No change.

(c) through (d) No change.

(6) through (7) No change.

61K1-3.036 Kickboxing Scoring.

(1) through (2) No change.

(3)(a) through (c) No change.

(d)1. through 4. No change.

5. One win, one draw and one loss shall be declared a draw announced as a slip draw;

6. One win and two losses shall be declared a split decision loss;

7. Three draws shall be declared a unanimous draw;

8. Two draws and one loss shall be declared a majority draw;

9. One draw and two losses shall be declared a majority loss; and

10. Three losses shall be declared a unanimous loss.

(e) through (m) No change.

(4) No change.

61K1-3.038 Mixed Martial Arts Participants' Apparel.

(1) No change.

(2)(a) A close fitting tank, ~~or~~ halter type top, or other close fitting secure top that prevents injury such as a sports bra;

(b) through (f) No change.

(3) No change.

61K1-3.039 Mixed Martial Arts Bandages and Handwraps; Gloves.

(1) No change.

(2) (a) through (b) No change.

(c) If laces are present, laces of gloves shall be knotted on the back of the wrist and tape shall be applied over the laces so as to prevent injury to the opponent. If velcro is present, the chief inspector may require the use of tape to prevent injury or to prevent loosening of the gloves during the match. Whenever the chief inspector decides to require tape, both participants and seconds must be subject to the same requirement. The tape used shall be red tape for the red corner participant and blue tape for the blue corner participant.

(d) through (e) No change.

61K1-3.040 Mixed Martial Arts Conduct of Bout; Rounds.

(1) through (5) no change.

(5)(a)1. When, as determined by the referee, a participant touches the ground with any part of their body other than the soles of their feet as the result of a legal blow ~~damaging strike;~~

2. through 3. No change.

(6) through (7)

61K1-3.041 Mixed Martial Arts Scoring.

(1) No change.

(2)(a)1. No change.

2. Any additional unintentional foul shall result in a one point ~~deduction of a point, at the discretion of as determined by the referee.~~ The referee shall determine whether or not a point is to be deducted, using as his criteria the severity of the foul and its effect upon the opponent.

3. through 4. No change.

~~5. When an unintentional foul causes the bout to be interrupted for the purpose of allowing the injured fighter time to recover, the referee may penalize the fighter guilty of the foul one or more points.~~

(b)1. Except in the case of biting, when the referee determines that a participant has intentionally committed a foul, the referee shall deduct one ~~or more points~~ or disqualify at discretion of the referee. The referee shall determine whether or not a point is to be deducted or to disqualify the

participant, using as his criteria the severity of the foul and its effect upon the opponent.

2. through 4. No change.

5. Any additional intentional foul shall be grounds for disqualification, at the discretion of the referee. The referee shall disqualify the participant, using as his criteria the severity of the foul and its effect upon the opponent.

(c) through (g) No change.

(3) Determination of Win or Draw.

(a) through (c) No change.

(d) 1. through 4. No change.

5. One win, one draw and one loss shall be declared a draw announced as a slip draw;

6. One win and two losses shall be declared a split decision loss;

7. Three draws shall be declared a unanimous draw;

8. Two draws and one loss shall be declared a majority draw;

9. One draw and two losses shall be declared a majority loss; and

10. Three losses shall be declared a unanimous loss.

(e) through (k) No change.

(4) No change.

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Section IV  
Emergency Rules

NONE

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Section V  
Petitions and Dispositions Regarding Rule  
Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on October 9, 2013, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Daytona International Speedway at One Daytona Blvd., Daytona Beach, FL. Petitioner seeks a variance of the requirements of ASME A17.1b, Section 2.20.4 and 2.24.2.1 as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires the use of a 9.5 mm steel rope and requirement of a metallic sheave which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with

Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2013-344).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: On October 10, 2013, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Church of the Cross, filed October 1, 2013, and advertised on October 3, 2013 in Vol. 39, No. 194, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.2.2.5 ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires upgrading the elevators sump pump because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2013-330).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: on October 10, 2013, the Division issued an order. The Final Order was in response to a Petition for an emergency temporary Variance from South Shore Condominium, filed July 26, 2013, and advertised on July 26, 2013 in Vol. 39, No. 145, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires upgrading the elevators

with firefighters' emergency operations because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2013-244).

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

DEPARTMENT OF HEALTH

Board of Hearing Aid Specialists

RULE NO.: RULE TITLE:

64B6-2.002 Definitions

The Board of Hearing Aid Specialists hereby gives notice of the issuance of an Order regarding the Petition for Waiver or Variance, which was filed on July 22, 2013, by Brian E. Howe. The Notice of Petition for Waiver or Variance was published in Volume 39, Number 147, of the July 30, 2013, Florida Administrative Register. The Petitioner was seeking a waiver or variance of subsection 64B6-2.002(1), F.A.C., entitled, "Definitions," which defines "Actively practicing" as dispensing hearing aids directly to clients at least an average of fifteen (15) hours per week for twelve (12) of the eighteen (18) months immediately preceding the application, as shown by at least two sales receipts per month for twelve (12) of the eighteen (18) months immediately preceding the application, each receipt bearing the applicant's signature and address of place(s) of business. The Board considered the instant Petition at a duly-noticed public telephonic meeting, held August 22, 2013.

The Board's Order, filed on August 27, 2013, denied the petition finding that Petitioner had failed to establish that the purpose of the underlying statute, 484.045, F.S., would be met by granting a variance or waiver from subsection 64B4-3.0085(4), F.A.C.

A copy of the Order or additional information may be obtained by contacting: Sue Foster, Executive Director, Board of Hearing Aid Specialists, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

Division of Elections

The Division of Elections announces a public meeting to which all persons are invited.

DATE AND TIME: October 28, 2013, 9:00 a.m.

PLACE: Cabinet Meeting Room, LL03, The Capitol, Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

The Elections Canvassing Commission will meet to certify the official results for the October 15, 2013, Special Election for State House District 36 per Sections 100.191 and 102.111, Florida Statutes.

A copy of the agenda may be obtained by contacting: No other agenda is available.

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: Stacey Small, Executive Assistant, Division of Elections, (850)245-6200, stacey.small@dos.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Kristi Bronson, Chief, Bureau of Election Records, Division of Elections, (850)245-6240, kristi.bronson@dos.myflorida.com.

**DEPARTMENT OF STATE****Division of Cultural Affairs**

The Department of State, Division of Cultural Affairs, announces a grant panel meeting to which all persons are invited to participate.

**DATE AND TIME:** November 13, 2013, 9:00 a.m. – 5:00 p.m. or until conclusion of business

**PLACE:** This meeting will be held via teleconference. Please visit <http://www.florida-arts.org/documents/panels/teleconference.instructions.cfm> for more instructions.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To review grant applications for the 2013-2014 Fast Track grant program.

Meeting is subject to change or cancellation; please call to confirm the meeting date and time.

A copy of the meeting agenda may be obtained by contacting the Division of Cultural Affairs at (850)245-6470 or by visiting our website, [www.florida-arts.org/calendar](http://www.florida-arts.org/calendar). Should any person wish to appeal any decision made with respect to any matter considered at the above-referenced meetings, he/she may need to ensure a verbatim recording of the proceedings in order to provide a record for judicial review. To request accommodations or services, contact the division at least 48 hours prior to the above stated schedule at (850)245-6470 or email [Maureen.Mckloski@dos.myflorida.com](mailto:Maureen.Mckloski@dos.myflorida.com). You may also contact the Division by calling Florida Relay at 711. For more information, please contact the Division of Cultural Affairs, R. A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399, (850)245-6470.

**REGIONAL PLANNING COUNCILS****North Central Florida Regional Planning Council**

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

**DATE AND TIME:** October 24, 2013, 6:00 p.m.

**PLACE:** Holiday Inn Hotel and Suites, Suwannee Room, 213 Southwest Commerce Boulevard, Lake City, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct the regular business of the Clearinghouse Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by calling (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

**REGIONAL PLANNING COUNCILS****North Central Florida Regional Planning Council**

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

**DATE AND TIME:** October 24, 2013, 6:00 p.m.

**PLACE:** Holiday Inn Hotel and Suites, Olustee Room, 213 Southwest Commerce Boulevard, Lake City, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct the regular business of the Executive Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

**REGIONAL PLANNING COUNCILS**

North Central Florida Regional Planning Council  
 The North Central Florida Regional Planning Council announces a public meeting to which all persons are invited.  
**DATE AND TIME:** October 24, 2013, 7:30 p.m.  
**PLACE:** Holiday Inn Hotel and Suites, Suwannee Room, 213 Southwest Commerce Boulevard, Lake City, Florida  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct the regular business of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.  
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).  
 If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

**REGIONAL PLANNING COUNCILS**

Central Florida Regional Planning Council  
 The Central Florida Regional Planning Council announces a public meeting to which all persons are invited.  
**DATE AND TIME:** October 29, 2013, 2:00 p.m.  
**PLACE:** Central Florida Regional Planning Council, 555 East Church Street, Bartow, FL 33830  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Finance Subcommittee of the Central Florida Regional Planning Council will meet with their auditing firm.  
 A copy of the agenda may be obtained by contacting: Kathryn Hall at (863)534-7130, ext. 129 or at khall@cfrpc.org.  
 If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

**COMMISSION ON ETHICS**

The Commission on Ethics announces a public meeting to which all persons are invited.  
**DATE AND TIME:** Friday, October 25, 2013, 8:30 a.m.  
**PLACE:** Senate Office Building, Room 37, 404 South Monroe Street, Tallahassee, Florida  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Regular Commission Meeting.

A copy of the agenda may be obtained by contacting: [www.ethics.state.fl.us](http://www.ethics.state.fl.us) or (850)488-7864.  
 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: (850)488-7864. 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**

Northwest Florida Water Management District  
 The Northwest Florida Water Management District announces six workshops to which all persons are invited.  
**DATE AND TIME:** October 28, 2013, 2:00 p.m., Technical Workshop; 5:30 p.m. CT, Public Workshop  
**PLACE:** Okaloosa County Board of County Commissioners, Water & Sewer Administration Building, 1804 Lewis Turner Boulevard, Ft. Walton Beach, FL, 32547  
**DATE AND TIME:** October 29, 2013, 2:00 p.m., Technical Workshop; 5:30 p.m. ET, Public Workshop  
**PLACE:** Northwest Florida Water Management District Headquarters, Governing Board Conference Room, 81 Water Management Drive, Havana, FL 32333-4712  
**DATE AND TIME:** October 30, 2013, 2:00 p.m., Technical Workshop; 5:30 p.m. CT, Public Workshop  
**PLACE:** Gulf Coast State College, Gibson Lecture Hall, Student Union East, 5230 West US Highway 98, Panama City, FL, 32401

**GENERAL SUBJECT MATTER TO BE DISCUSSED:** The Northwest Florida Water Management District will present a draft update to its Water Supply Assessment. The District updates this assessment every five years per Section 373.036, Florida Statutes, to examine if sources of water are adequate to supply water for all existing and future reasonable-beneficial uses and to sustain the water resources and related natural systems over a 20-year planning period. For regions where supply is not anticipated to be adequate, regional water supply plans are to be developed. This workshop will provide an opportunity for water supply utilities and local government planners to ask questions and provide feedback on draft water demand and population projections. The draft plan update and workshop agenda will be available on October 21 at the District's website, [www.nwfwmd.state.fl.us/rmd/wsa/WSA%20Updates/wsa\\_update\\_2013.htm](http://www.nwfwmd.state.fl.us/rmd/wsa/WSA%20Updates/wsa_update_2013.htm), or by contacting Tony Countryman at 81 Water Management Drive, Havana,

FL 32333-4712, (850)539-5999, 1(800)913-1518 or Tony.Countryman@nfwfmd.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in the workshop is asked to advise the agency at least two days before the event by contacting Elaine McKinnon, Elaine.McKinnon@nfwfmd.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).

**WATER MANAGEMENT DISTRICTS**

St. Johns River Water Management District

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

DATE AND TIME: Monday, October 21, 2013, 1:00 p.m.

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

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

This is a meeting of the Advisory Committee described above. The purpose of the meeting is to hear presentations on and discuss: Ichetucknee and Lower Santa Fe MFLs and Prevention and Recovery Strategies and other items listed on the agenda. An opportunity for public comment will be provided near the end of the meeting.

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

A copy of the agenda may be obtained by contacting: Julie Green, 4049 Reid Street, Palatka, FL 32177, (386)329-4240, email: jgreen@sjrwmd.com or by visiting the North Florida Regional Water Supply Partnership website at www.northfloridawater.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Vanessa Fultz, Communications/Creative Services Specialist, Suwannee River Water Management District, (386)362-1001. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Julie Green, (386)329-4240, email: jgreen@sjrwmd.com.

**WATER MANAGEMENT DISTRICTS**

South Florida Water Management District

The Water Resource Advisory Commission (WRAC) announces a public meeting to which all persons are invited.

DATE AND TIME: October 25, 2013, 9:00 a.m.

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

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

Water Resource Advisory Commission (WRAC) – New Member Orientation. A Public Meeting of the Water Resources Advisory Commission (WRAC) to provide information to new members regarding water resources protection, water supply and flood protection issues. The public is advised that it is possible that one or more members of the Governing Board of the South Florida Water Management District may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting: Tia Barnett, (561)682 6286, tbarnett@sfwmd.gov or at our website: <http://my.sfwmd.gov/wrac.gov>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: District Clerk, (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Tia Barnett, (561)682 6286.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

Health Facility and Agency Licensing

The Agency for Health Care Administration announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, October 31, 2013, 10:00 a.m.

PLACE: 1(888)670-3525, conference code: 8050334011

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

The Governor's Panel on Excellence in Long-Term Care will be meeting to review applications received for consideration for the Gold Seal Award designation. Other business as needed may also be discussed.

A copy of the agenda may be obtained by contacting: Ms. Jacquie Williams, Long-Term Care Services Unit, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32327, (850)412-4437, jacqueline.williams@ahca.myflorida.com.

For more information, you may contact: Ms. Jacquie Williams, Long-Term Care Services Unit, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #33, Tallahassee, Florida 32327, (850)412-4437, jacqueline.williams@ahca.myflorida.com.

**DEPARTMENT OF MANAGEMENT SERVICES**

**Division of Communications**

The Department of Management Services announces a public meeting to which all persons are invited.

**DATE AND TIME:** Tuesday, November 5, 2013, 9:30 a.m.

**PLACE:** Betty Easley Conference Center (CCOC), 4075 Esplanade Way, Room 152, Tallahassee, FL 32399

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

Discussions will revolve around the Statewide Law Enforcement System (SLERS).

A copy of the agenda may be obtained by contacting: Debi Smith at (850)922-7435 or by email at Debi.Smith@DMS.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 5 days before the workshop/meeting by contacting: Debi Smith at (850)922-7435 or by email at Debi.Smith@DMS.MyFlorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Debi Smith at (850)922-7435 or by email at Debi.Smith@DMS.MyFlorida.com.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Electrical Contractors' Licensing Board**

The Electrical Contractors' Licensing Board announces public meetings to which all persons are invited.

**DATES AND TIMES:** Wednesday, November 20, 2013, 4:00 p.m. (CST); Thursday, November 21, 2013, 8:30 a.m. (CST); Friday, November 22, 2013, 8:30 a.m. (CST)

**PLACE:** Wyndham Baypoint Resort, 4114 Jan Cooley Drive, Panama City Beach, Florida 32408, (850)236-6000

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

Wednesday, November 20, 2013, 4:00 p.m. (CST): Probable Cause Panel (portions may be closed to the public); Thursday, November 21, 2013, 8:30 a.m. (CST): Discipline & General Business; Friday, November 22, 2013, 8:30 a.m. (CST): General Business.

A copy of the agenda may be obtained by contacting: Electrical Contractors' Licensing Board at (850)487-1395.

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: Electrical Contractors' Licensing Board at (850)487-1395. 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: Electrical Contractors' Licensing Board at (850)487-1395.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Building Code Administrators and Inspectors Board**

The Building Code Administrators & Inspectors Board announces a public meeting to which all persons are invited.

**DATE AND TIME:** December 4, 5, 6, 2013, 9:00 a.m.

**PLACE:** Floridays Resort, 12562 International Drive, Orlando, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Committee meetings, probable cause panel (portions of which may be closed to the public), general board business.

A copy of the agenda may be obtained by contacting: Board's website: MyFloridaLicense.com – Our Business & Professions – Building Code.

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

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

The Department of Environmental Protection announces a public meeting to which all persons are invited.

**DATE AND TIME:** October 24, 2013, 10:00 a.m.

**PLACE:** Marion County Growth Services, 2710 East Silver Springs Boulevard, Ocala, FL 34470

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

This is the eighth technical meeting to discuss the Silver Springs Basin Management Action Plan (BMAP). DEP will present the nitrogen loading inventory developed for the basin. Other topics include a presentation by the St. Johns River

Water Management District on the proposed ground water monitoring network and discussion of the evaluation of historical ground water nitrate levels.

A copy of the agenda may be obtained by contacting: Ms. Mary Paulic, Department of Environmental Protection, 2600 Blair Stone Road, MS #3565, Tallahassee, Florida 32399-2400 or by calling her at (850)245-8560.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Mary Paulic, (850)245-8560. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**DEPARTMENT OF HEALTH**

**Board of Optometry**

The Florida Board of Optometry announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** Wednesday, October 23, 2013, 12:30 p.m. at meet me number (850)670-3525, participant code 9238150597

**PLACE:** Department of Health, 4042 Bald Cypress Way, Tallahassee, Florida 32399-3257

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General board business.

A copy of the agenda may be obtained by contacting: Sherra W. Mears, Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257 or by accessing the website at [www.floridahealth.gov/licensing-and-regulation/optometry/index.html](http://www.floridahealth.gov/licensing-and-regulation/optometry/index.html).

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

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

**DEPARTMENT OF HEALTH**

**Division of Environmental Health**

The Bureau of Environmental Health, Onsite Sewage Programs announces a public meeting to which all persons are invited.

**DATE AND TIME:** October 22, 2013, 1:30 p.m. ET

**PLACE:** Florida Department of Health Southwood Complex, 4025 Esplanade Way, Room #130 L, Tallahassee, FL 32399 or via conference call/web conference: toll-free call-in number 1(888)670-3525, conference code 8605907413. Website: [http://connectpro22543231.na5.acrobat.com/rrac\\_new/](http://connectpro22543231.na5.acrobat.com/rrac_new/)

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This is a meeting of the Research Review and Advisory Committee. The purpose of this meeting is to discuss and guide current, proposed, and potential future onsite sewage research projects. The focus of this meeting is to discuss the Department of Health's Nitrogen Reduction Strategies Study. Other ongoing and possible future research projects may also be discussed. Part of this meeting may be accessible via web conference with details to be posted on the Bureau website: <http://www.doh.state.fl.us/environment/ostds/research/index.html>.

A copy of the agenda may be obtained by contacting: Elke Ursin, Department of Health, Bureau of Environmental Health, Onsite Sewage Programs, 4052 Bald Cypress Way, Bin #A08, Tallahassee, FL 32399-1713, by phone at (850)245-4444, ext.2708 or by email at [Elke.Ursin@flhealth.gov](mailto:Elke.Ursin@flhealth.gov).

For more information, you may contact: Elke Ursin, Department of Health, Bureau of Environmental Health, Onsite Sewage Programs, 4052 Bald Cypress Way, Bin #A08, Tallahassee, FL 32399-1713, by phone at (850)245-4444, ext. 2708 or by email at [Elke.Ursin@flhealth.gov](mailto:Elke.Ursin@flhealth.gov).

**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:** UPDATE: Caldwell Building, Executive Conference Room 114, 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 AUTOMOBILE JOINT UNDERWRITING ASSOCIATION**

The Florida Automobile Joint Underwriting Association announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** October 28, 2013, 10:00 a.m.

PLACE: Toll-free dial-in: 1(877)826-6967, conference ID number: 2867636526

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discuss procedures and duties of the Producer Review Committee and any other matters that may come before the Committee.

A copy of the agenda may be obtained by contacting: Sharon Neal, 1425 Piedmont Drive East, 201A, Tallahassee, Florida 32308, (850)681-2003, sneal@fajua.org.

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC

The FWCJUA Producer Appeals Committee announces a public meeting to which all persons are invited.

DATE AND TIME: October 24, 2013, 9:00 a.m.

PLACE: Tampa Airport Marriott, Tampa International Airport, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee shall hear the appeal of an Agency and its Designated Producer in response to the Executive Director's two-year revocation of their privileges to submit business to the FWCJUA.

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

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC

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

DATE AND TIME: November 13, 2013, 10:00 a.m. (Eastern Time)

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics may include an investment marketplace overview and reviews of the portfolio, Investment Policy & investing guidelines.

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

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC

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

DATE AND TIME: November 13, 2013, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda items may include the 2014 meeting schedule and the Audit Committee Charter procedures checklist.

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

Florida Workers' Compensation Joint Underwriting Association, Inc

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

DATE AND TIME: November 22, 2013, 2:00 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics may include the 2014 Reinsurance program options, reinsurer ratings and commutation matters.

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

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**

**FLORIDA HOUSING FINANCE CORPORATION**  
**REQUEST FOR QUALIFICATIONS 2013-15 FOR**  
**MULTIFAMILY TRUSTEE SERVICES**

The Florida Housing Finance Corporation invites all qualified Offerors to submit proposals for consideration in accordance with the terms and conditions set forth in this Request for Qualifications (RFQ) 2013-15, relating to multifamily trustee services. Florida Housing expects to select multiple Offerors that propose to provide all of the multifamily trustee services specified in this RFQ.

Proposals shall be accepted until 2:00 p.m. (Eastern Time), Friday, October 25, 2013, to the attention of Della Harrell, Contracts Manager, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329.

For questions or additional information, please contact: Della Harrell at (850)488-4197 or [della.harrell@floridahousing.org](mailto:della.harrell@floridahousing.org). To obtain a copy of the Request for Proposals, which outlines selection criteria and applicant's responsibilities, please submit your request to the attention of Della Harrell, or you can download the Request for Qualifications from the Florida Housing Finance Corporation website at: <http://www.floridahousing.org/BusinessAndLegal/Solicitations/RequestForQualifications/>. Any modifications that occur to the Request for Qualifications will be posted at the website and may result in an extension of the deadline.

**FLORIDA HOUSING FINANCE CORPORATION**  
**Request for Applications 2013-006 to provide Financing to**  
**Build Permanent Supportive Housing for Homeless Persons**  
**and Families**

This Request for Applications (RFA) is open to private Non-Profit Applicants that are proposing the creation of affordable, rental Permanent Supportive Housing for Homeless persons and families, as defined in Section 420.621 (5), Florida Statutes, through new construction or Rehabilitation of existing housing consisting of 15 units or less. It is the Corporation's intent to fund housing that is in conformance with the priorities of Local Continuum of Care Homeless

Assistance Plans. Under this RFA, the Corporation will offer up to \$10 million in grant funding, along with up to \$2 million of additional grant funds for gap financing to support the development of units set aside for Extremely Low Income residents.

Applications shall be accepted until 2:00 p.m., Eastern Time, on Friday, November 8, 2013, to the attention of Ken Reecy, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. For questions or additional information, please contact Ken Reecy at [Ken.Reecy@floridahousing.org](mailto:Ken.Reecy@floridahousing.org). The Request for Applications, which outlines selection criteria and Applicant's responsibilities, can be downloaded from the Florida Housing Finance Corporation website at:

<http://www.floridahousing.org/BusinessAndLegal/Solicitations/RequestForApplications/2013-006>.

Any modifications that occur to the Request for Applications will be posted at the web site and may result in an extension of the deadline. It is the responsibility of the Applicant to check the website for any modifications prior to the deadline date.

**FLORIDA HOUSING FINANCE CORPORATION**  
**Request for Applications 2013-005 to provide Financing to**  
**Build or Rehabilitate Smaller Permanent Supportive Housing**  
**Properties for Persons with Developmental Disabilities**

This Request for Applications (RFA) is open to private Non-Profit Applicants proposing to provide Permanent Supportive Housing for Persons with Development Disabilities. A primary mission of the Non-Profit Applicant must include serving Persons with Developmental Disabilities. Under this RFA, the Corporation will offer up to \$4 million in grant funding to be used for the construction or renovation of small existing housing properties, consisting of no more than four (4) units, including Community Residential Homes, defined in Section 419.001, Florida Statutes.

Applications shall be accepted until 2:00 p.m., Eastern Time, on Friday, November 8, 2013, to the attention of Ken Reecy, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. For questions or additional information, please contact Ken Reecy at [Ken.Reecy@floridahousing.org](mailto:Ken.Reecy@floridahousing.org). The Request for Applications, which outlines selection criteria and Applicant's responsibilities, can be downloaded from the Florida Housing Finance Corporation website at:

<http://www.floridahousing.org/BusinessAndLegal/Solicitations/RequestForApplications/2013-005>.

Any modifications that occur to the Request for Applications will be posted at the website and may result in an extension of the deadline. It is the responsibility of the Applicant to check the website for any modifications prior to the deadline date.

**FLORIDA HOUSING FINANCE CORPORATION**

Request for Applications 2013-004 to provide Financing to Build Larger Permanent Supportive Housing Properties for Persons with Developmental Disabilities

This Request for Applications (RFA) is open to private Non-Profit Applicants proposing to provide Permanent Supportive Housing for Persons with Development Disabilities. A primary mission of the Non-Profit Applicant must include serving Persons with Developmental Disabilities. Under this RFA, the Corporation will offer up to \$6 million in grant funding to be used for the construction or Rehabilitation of 30 to 100 units (with a maximum of 135 bedrooms). The Corporation also expects to have available an estimated \$2.2 million in Housing Credit Allocation, as well as State Apartment Incentive Loan (SAIL) Program funding and additional grant funds for gap financing to support the development of units set aside for Extremely Low Income residents.

Applications shall be accepted until 2:00 p.m., Eastern Time, on Friday, November 8, 2013, to the attention of Ken Reecy, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. For questions or additional information, please contact Ken Reecy at [Ken.Reecy@floridahousing.org](mailto:Ken.Reecy@floridahousing.org). The Request for Applications, which outlines selection criteria and Applicant's responsibilities, can be downloaded from the Florida Housing Finance Corporation website at:

<http://www.floridahousing.org/BusinessAndLegal/Solicitations/RequestForApplications/2013-004>.

Any modifications that occur to the Request for Applications will be posted at the website and may result in an extension of the deadline. It is the responsibility of the Applicant to check the website for any modifications prior to the deadline date.

**Section XII  
Miscellaneous**

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

Division of Motor Vehicles

Withdrawal Notice of Sunrise Motor Vehicles, Inc., d/b/a Volkswagen of Fort Pierce, for the establishment of Volkswagen vehicles

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the publication for Sunrise Motor Vehicles, Inc., for the establishment of their franchise dealership (St. Lucie County) for sales of Volkswagen is hereby withdrawn by the department due to information being left out of the publication, published in Vol. 39, No. 198, of the Florida Administrative Register on October 10, 2013.

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

Division of Motor Vehicles

Re-Advertisement of Sunrise Motor Vehicles, Inc., d/b/a Sunrise Volkswagen of Fort Pierce, for the establishment of Volkswagen vehicles

Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Volkswagen of America, Inc., an operation unit of Volkswagen Group of America, Inc., intends to allow the establishment of Sunrise Motor Vehicles, Inc. d/b/a Sunrise Volkswagen of Fort Pierce, as a motor vehicle dealership authorized to sell and service new Volkswagen motor vehicles (line-make VOLK) at 5359 South US 1, Fort Pierce, (St Lucie County), Florida 34982, on or after November 13, 2013.

The name and address of the dealer operator(s) and principal investor(s) of Sunrise Motor Vehicles, Inc. d/b/a Sunrise Volkswagen of Fort Pierce are dealer operator(s): Mary Jo Tierney, 1712 Coconut Drive, Fort Pierce, Florida 34949 and Mike Wetzel, 1712 Coconut Drive, Fort Pierce, Florida 34949, principal investor(s): Mary Jo Tierney, 1712 Coconut Drive, Fort Pierce, Florida 34949 and Mike Wetzel, 1712 Coconut Drive, Fort Pierce, Florida 34949.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License

Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Don Hughes, Volkswagen Group of America, Inc., 2520 Northwinds Parkway, Suite 500, Alpharetta, Georgia 30009.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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DEPARTMENT OF ENVIRONMENTAL PROTECTION  
State Revolving Fund Program

NOTICE OF AVAILABILITY  
FLORIDA CATEGORICAL EXCLUSION NOTICE (FCEN)

Town of Havana

The Florida Department of Environmental Protection (FDEP) has determined that the Town of Havana's project involving construction of 5,500 linear feet of 10 inch water main will not adversely affect the environment. The estimated project cost for the water main installation is \$150,000. The project may qualify for a State Revolving Fund (SRF) loan composed of federal and state funds. FDEP will consider public comments about the environmental impacts of the proposed project that are postmarked or delivered at the address below within 30 days of this notice. A full copy of the FCEN can be obtained by writing to: Gregory Alfsen, SRF Program, FDEP, 2600 Blair Stone Road, MS 3505, Tallahassee, Florida 32399, calling (850)245-8371 or emailing [gregory.alfsen@dep.state.fl.us](mailto:gregory.alfsen@dep.state.fl.us).

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### 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.

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