

Section I
Notices of Development of Proposed Rules
and Negotiated Rulemaking

NONE

Section II
Proposed Rules

DEPARTMENT OF TRANSPORTATION

RULE NOS.:	RULE TITLES:
14-118.001	Purpose
14-118.002	Definitions
14-118.003	Project Eligibility and Funding
14-118.004	Application and Award Procedures

PURPOSE AND EFFECT: The purpose and effect of this new rule is to implement Section 311.101, F.S., to provide eligibility criteria and a process for requesting funding under the Intermodal Logistics Center Infrastructure Support Program.

SUMMARY: The rule provides the eligibility requirements, application process, and decision making process, for funding under the Intermodal Logistics Center Infrastructure Support 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 rule provides funding support for transportation facilities to be built for the efficient movement of goods. Applicants are required, by the implementing statute, to provide a funding match but there are no application fees or other regulatory costs imposed by the rule.

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: 311.101 FS.

LAW IMPLEMENTED: 311.101 FS.

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

DATE AND TIME: Thursday, February 21, 2013, 2:00 p.m.

PLACE: Department of Transportation, District 4 Headquarters Auditorium, 3400 West Commercial Boulevard, Ft. Lauderdale, Florida 33309

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: Meredith Dahlrose, Department of Transportation, 605 Suwannee Street, Tallahassee, FL 32399, meredith.dahlrose@dot.state.fl.us, (850)414-4551. 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: Susan Schwartz, Assistant General Counsel, Florida Department of Transportation, 605 Suwannee Street MS 58, Tallahassee FL 32399-0458, (850)414-5392, susan.schwartz@dot.state.fl.us.

THE FULL TEXT OF THE PROPOSED RULE IS:

14-118.001 Purpose.

This rule chapter sets forth the procedures for the Intermodal Logistics Center Infrastructure Support Program assistance. The purpose of the Program is to provide funds for roads, rail facilities, or other means for the conveyance or shipment of goods through a seaport to or from an intermodal logistics center.

Rulemaking Authority 311.101 FS. Law Implemented 311.101 FS. History—New _____.

14-118.002 Definitions.

(1) “Applicant” means a public or private entity with the authority to approve the development of, or construct, an Intermodal Logistics Center.

(2) “Department” means the Florida Department of Transportation.

(3) “Project” means a transportation facility as defined in Section 334.03, F.S., for the conveyance or shipment of goods, to or from an ILC, through one or more eligible seaports.

(4) “Intermodal Logistics Center” (ILC) means as defined in Section 311.101, F.S.

(5) “Program” means the Intermodal Logistics Center Infrastructure Support Program, as described in Section 311.101, F.S.

Rulemaking Authority 311.101 FS. Law Implemented 311.101 FS. History—New _____.

14-118.003 Project Eligibility.

To be considered eligible for funding under the Intermodal Logistics Center Infrastructure Support Program, a Project must meet the criteria established in Section 311.101(3), F.S., and the following:

(1) Seaport – The Project must serve one or more seaports listed as a member of the Florida Seaport Transportation and Economic Development Council in Section 311.09, F.S.. The Project must provide a cost effective and efficient method for the conveyance of shipment of goods through a listed seaport to or from an intermodal logistics center.

(2) Economic Activity – The Project must contribute to increased economic activity, including job creation, increased wages, and revenue. A Project will not be considered eligible if business at the ILC is relocating from one Florida community to another, unless the Applicant demonstrates to the Department and the Department of Economic Opportunity (DEO) that without relocation the business will move outside the state, or that the business has a compelling economic reason to move and the relocation will create additional jobs.

(3) Funding match – The Project must have a commitment for private or local funding for a minimum of 50 percent of total project costs. Department funding will be for design and construction phases of the Project. Funds spent on planning, preliminary engineering, and environmental permitting may be considered as part of the required local match to be contributed by the Applicant or associated local partners to the total project cost.

(4) Local government and private support – The Applicant must demonstrate commitments from private sector businesses planning to locate operations at the ILC and the financial commitment of the ILC owner in support of the existing or proposed facility. The ILC must have met all permitting criteria from the local government. Projects must be consistent, to the maximum extent feasible, with local Metropolitan Planning Organization plans and local government comprehensive plans.

(5) Interactivity with existing transportation network The Project must provide a mechanism for the efficient transfer of goods, including connection to the state transportation system, and/or rail systems, to facilitate movement of goods locally, regionally, and nationally.

Rulemaking Authority 311.101 FS. Law Implemented 311.101 FS. History–New _____.

14-118.004 Application and Award Procedures.

(1) Applications for funding must be submitted on the Intermodal Logistics Center Infrastructure Support Program Application, Department Form – 725-085-01, Rev. 12/12, incorporated herein by reference, and available as an electronic application on the Department’s website at www.dot.state.fl.us/seaport. Upon receipt of a completed Application, the Department will consider the Project’s eligibility for funding. There are no deadlines for submitting Applications. The Department will consider an Application as long as there are funds available within a given fiscal year.

Funding is subject to legislative appropriations. Any unused funds will be requested to carryover to the subsequent fiscal year.

(2) Applications shall include all information requested on the Intermodal Logistics Center Infrastructure Support Program Application, and must include documentation demonstrating the following:

(a) The ILC’s financial stability, contribution to the achievement of state economic goals and policies, and the extent to which the ILC will contribute to increased state economic activity, including job creation, increased wages, and revenues. Applicants must submit:

1. A business plan for the ILC and a finance plan that fully funds the ILC, or the phase of the ILC under construction, including all contingencies, and identifies the funding sources, including the investments made, or to be made, by the owner or developer of the ILC.

2. Documentation of commitments from private sector businesses currently operating at the ILC, or that have executed a contract to locate operations at the ILC.

3. Documentation of current memorandums of understandings with one or more seaport(s) listed in Section 311.09(1), F.S., to convey or ship goods to and from the ILC through the seaport, including an estimate of the amount of cargo expected to be handled at the ILC and conveyed from each appropriate seaport.

4. A Return on Investment estimate report for the ILC and the Project, as applicable, demonstrating what will be contributed to regional and/or statewide economic activity. Estimates for the ILC must be current (within 6 months of the Application) and certified by a nationally recognized consulting firm (i.e. traffic and revenue consultant or Certified Public Accountant).

(b) The positive contribution of the Project to the state transportation system, and the ability of the Project to improve the cost effective and efficient movement of goods to and from one or more seaports. If the Application is submitted by a private entity, the Applicant must clearly explain the public benefit from the Project, such as how the Project provides a benefit to the associated seaport(s) and to the State, and how the regional and/or statewide transportation of goods is improved with the development of ILC and the Project. The Applicant must provide:

1. Project cost estimates, current (within six months of the Application) and certified by the Department’s project cost estimating system, or a nationally recognized firm of consulting engineers. Contingency amounts, representing a minimum of 10% of total costs, must be included to help ensure that the Project can be fully funded and completed.

2. Documentation of a 50 percent or more funding match for the Project, including what entity is providing the match and how the match will be provided (i.e. cash, donation of land).

3. Documentation from the appropriate local government(s) supporting the ILC and the Project, and affirming the ILC and the Project's conformance with all appropriate local land use regulations and requirements.

4. Documentation demonstrating the Project's consistency with local Metropolitan Planning Organization plans and local government comprehensive plans.

(3) When an Application is submitted to the Department, the Application will be reviewed for initial eligibility and completeness. If the Department finds the Application is not complete or the Project does not meet the Program's eligibility requirements, the Applicant will be advised of any deficiencies.

(4) If the Department finds the Application to be complete and the Project appears eligible for funding, it will be forwarded to the DEO for review. The DEO will provide comments to the Department on how the Project meets state economic goals and fits in to the overall goals of supporting the state's ability to promote growth in global trade and logistics. Department modal, financial, and district staff will be asked to review and provide comments for Applications within their area to the Seaport and Waterways Office Manager. After reviewing all comments and the Application, the Seaport and Waterways Office Manager will provide recommendations to the Secretary for consideration and final approval.

(5) The Department Secretary will determine which Projects will receive funding support in accordance with the provisions of this rule chapter. All funding is contingent upon legislative appropriations. Funding in a single fiscal year may be distributed among several projects. No single project will receive in excess of 50% of available Program funds in a single fiscal year, unless extraordinary need for increased funding is demonstrated by the Applicant. The Department will respond to Applicants with a final decision on funding after the review of Applications is completed, and the Secretary has made project selections. After funding decisions are made, the Department will include the funded project in the work program in accordance with Section 339.135, F.S., as expeditiously as possible.

(6) The Department is responsible for constructing any Project consisting of improvements to state or federal highways. However, in cases where the Applicant will be constructing the Project, an appropriate local agreement, such as a Local Area Program Agreement or a Joint Participation Agreement will be executed by the Department and the Applicant prior to release of any funding. Failure to enter into a local agreement will result in the award being withdrawn.

Rulemaking Authority 311.101 FS. Law Implemented 311.101 FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Meredith Dahlrose, State Seaport Manager
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ananth Prasad, P.E., Secretary
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 29, 2013
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 10, 2012

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

RULE NO.: 61G20-2.002
RULE TITLE: Statewide Amendments to the Florida Building Code

PURPOSE AND EFFECT: The purpose and effect of the rule is to implement, as part of the electronic code modification form, a statutory amendment adopted in 2011. Ch. 2011-222, Laws of Florida, amended Section 553.73(7)(g), F.S. so that it now requires three additional pieces of information to be collected from people proposing amendments to the Florida Building Code. The rule also implements other improvements necessary to enhance the user's interface with the code modification module. The modifications thereto are available via the Commission's website, www.floridabuilding.org.

SUMMARY: The amendment implements a statutory amendment to Section 553.73(7), F.S., amending rule language to require additional information from individuals proposing amendments to the Florida Building Code. The amendment also enhances user interface with the code modification module.

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 economic review conducted by the agency.

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: 553.73(3), (6), (7), (8) FS.
LAW IMPLEMENTED: 553.73(3), (6), (7), (8), 553.842(1), (2) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mo Madani, Planning Manager, Department of Business and Professional Regulation, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)487-1824

THE FULL TEXT OF THE PROPOSED RULE IS:

61G20-2.002 Statewide Amendments to the Florida Building Code.

(1) through (3) No change .

(4) For the purpose of amending the Florida Building Code, each proposed amendment to the Florida Building Code shall be submitted on the Code Amendment Proposal, Form No ~~61G20-1.001-9N 1.001-2008~~, effective ~~October 2012 July 30, 2008~~, ~~adopted and incorporated herein, which may be found on available from the Building Code Information System at http://www.floridabuilding.org/cm/cm_code_srch.aspx~~ ~~www.floridabuilding.org~~ or by contacting the Codes and Standards Section, Department of Business and Professional Regulation ~~Department of Community Affairs~~, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399. The Code Amendment Proposal form shall be submitted online at http://www.floridabuilding.org/cm/cm_code_srch.aspx ~~www.floridabuilding.org~~ and shall be reviewed by Commission staff for sufficiency. Commission staff shall ascertain 1) whether the amendment to the code has been submitted in legislative format, 2) if the rationale for amending the code has been provided, and 3) if all ~~eleven seven~~ questions, ~~as set forth in Section 553.73, F.S.~~, regarding fiscal and other impacts have been answered by the proponent. The term “NA” or “Not applicable” shall be considered an insufficient answer. If a proposed code amendment is submitted more than two weeks prior to the deadline established and staff finds the proposal to be insufficient, staff shall notify the proponent via email of the nature of its insufficiency and that if the proponent of the amendment elects to resubmit the proposal curing the insufficiency, it must be resubmitted prior to the deadline. Once a Code Amendment Proposal has been found sufficient, Commission staff shall verify such status online, enabling the Building Code Information System to show the proposal to the general public for comment. Code Amendment Proposals found insufficient shall not be verified or considered as building code amendments in the code amendment process.

(5) through (9) No change.

Rulemaking Authority 553.73(3), (6), (7), (8) FS. Law Implemented 553.73(3), (6), (7), (8) FS. History—New 11-20-01, Amended 6-8-05, 2-28-06, 9-13-07, 7-30-08, Formerly 9B-3.050, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Florida Building Commission

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

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

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

State Boxing Commission

RULE NO.: RULE TITLE:

61K1-4.008 Boxing Apparel

PURPOSE AND EFFECT: The purpose and effect of the proposed rules is to set forth the criteria to be followed by amateur sanctioning organizations during pre-match physicals of amateurs.

SUMMARY: The proposed rules set forth the criteria to be followed by amateur sanctioning organizations during pre-match physicals of amateurs.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has been prepared by the agency.

The following is a Summary of the Statement of Estimated Regulatory Costs approved by the Department:

- The rule is not likely to directly or indirectly have an adverse impact on economic growth; private-sector job creation or employment, or private-sector investment in excess of \$1 million in the aggregate within 5 years after the implementation of the rules.
- The rule is not likely to directly or indirectly have an adverse impact on business competitiveness, including the ability of persons doing business in the state to compete with persons doing business in other states or domestic markets, productivity, or innovation in excess of \$1 million in the aggregate within 5 years after the implementation of the rules.
- The rule is not likely to directly or indirectly to increase regulatory costs, including any transaction costs, in excess of \$1 million in the aggregate within 5 years after the implementation of the rules.
- The number of individuals and entities likely to be required to comply with the rules based on the number of licensed amateur sanctioning organizations over the last two years will be approximately 7000 including individuals who act as participants. .

- The department will not incur any costs for implementing or enforcing the proposed rule.
- There will be no cost to any other state and local government entities of implementing the proposed rule.
- The total estimated costs to the licensees in a 5 year period is not in excess of \$1 million in the aggregate within 5 years after the implementation of the rule.
- The estimated number of small businesses that would be subject to the rule is less than 100.
- There is no small county or small city that will be impacted by the rule.

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: 548.003 FS.

LAW IMPLEMENTED: 548.006, 548.043, 548.046, 548.071, 548.075 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: R. Kathleen Brown-Blake, Assistant General Counsel, Office of the General Counsel, 1940 North Monroe Street, Suite 42, Tallahassee, Florida 32399, (850)717-1244

THE FULL TEXT OF THE PROPOSED RULE IS:

61K1-4.008 Pre-Match Physical of Amateur.

(1) Each amateur shall, prior to the event, be examined by a physician licensed as an M.D. or D.O. The physician shall certify in writing the amateur's physical condition and a professional assessment as to whether or not the amateur may engage in the match. No amateur shall be permitted to engage in a match unless he has been examined and pronounced fit to do so by a physician.

(2) Ringside physicians shall have a suitable place or room in which to make their examinations prior to each match.

(3) The examination given all amateurs shall include the following:

- (a) Temperature;
- (b) Pulse; sitting, standing and running;
- (c) Lungs;
- (d) Heart;

(e) Blood pressure;

(f) Vision.

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

(a) Hernia;

(b) Organic heart murmurs;

(c) Active pulmonary lesions;

(d) Abnormal temperature as determined by the physician;

(e) Systolic pressure over 140. If the pressure is above 140, the physician shall take the amateur'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) Infectious skin lesions, such as boils or infected wounds;

(g) Recent wounds, especially on face and ears;

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

(i) An indication that the amateur 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 amateur unable to recognize if amateur is seriously injured.

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

(k) Dental abscess;

(l) Ophthalmological problem;

(m) History of epilepsy or seizures;

(n) Blindness;

(o) History of kidney problems;

(p) Altered gait or balance; or

(q) 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.

(5) Hepatitis B, Hepatitis C, and Human Immunodeficiency Virus/AIDS status;

(a) Amateurs participating in mixed martial arts matches must comply with the following:

1. Each amateur shall provide the amateur sanctioning organization with hepatitis B surface antigen lab results and hepatitis C antibody lab results indicating no infection. Negative results will be acceptable for a period of up to twenty-four (24) months. After twenty-four (24) months, the amateur will need to be re-tested and provide the amateur sanctioning organization with current lab results.

2. Each amateur shall provide and amateur sanctioning organization with rapid HIV test results indicating no infection with the human immunodeficiency virus/AIDS. Negative results will be acceptable for a period of up to twenty-four (24) months. After twenty-four (24) months, the amateur will need to be re-tested and provide the amateur sanctioning organization with current lab results.

(6) In addition to the above, amateurs 40 years and older shall submit satisfactory results every 24 months from the following prior to being approved for participation:

1. A normal EKG and a letter from the amateur’s personal physician clearing them to compete.

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

3. A letter or documentation once every from an ophthalmologist indicating an eye exam without evidence of disease.

4. A letter from a general practitioner physician licensed as an M.D. or D.O. indicating the amateur had a clean physical.

(7) All amateurs with cuts and abrasions that require dressing, bandages, or band-aids must be approved to compete by physician prior to being cleared to participate.

(8) Female participants are limited to participation with additional medical restrictions. If any of the following conditions exist, the athlete is not permitted to participate:

(a) Painful pelvic disease states such as symptomatic endometriosis;

(b) Abnormal vaginal bleeding of undetermined etiology;

(c) Recent secondary amenorrhea of undetermined cause;

(d) Recent breast bleeding;

(e) Recently discovered breast masses.

Rulemaking Authority 548.003 FS. Law Implemented 548.006, 548.043, 548.046, 548.071, 548.075 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: December 10, 2012

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: 69K-1.005
PURPOSE AND EFFECT: This rulemaking action implements Section 497.167(10), Florida Statutes. Pursuant to authority vested in the Board of Funeral, Cemetery and Consumer Services under Section 497.167(10), the Board has determined license application processing procedures under which certain

RULE TITLE: Licensure Application Procedures

specified categories of license applications identified in the rule are not required to come before the Board, and may, under conditions specified in the proposed rule, be approved by the Division of Funeral, Cemetery and Consumer Services. This proposed rule was approved by the Board of Funeral, Cemetery, and Consumer Services at its monthly meeting on 10-4-12.

SUMMARY: Specified categories of license applications are not required to come before the Board, and may be approved by the Division of Funeral, Cemetery and Consumer Services. SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed rule will have only a beneficial effect, by reducing the time it gets to get licensed for the great majority of applicants in the specified categories. By speeding up the licensing process, applicants will be able to begin earning income under the license issued, at an earlier time than is currently the case. The proposed rule will not result in any new or increased costs on applicants or consumers.

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: 497.103(2), (5)(b), 497.141(12)(g), 497.167(10) FS.

LAW IMPLEMENTED: 120.60, 497.103(2), 497.141, 497.167(9) and (10), (13) FS.

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

DATE AND TIME: March 19, 2013, 9:00 a.m.

PLACE: Room 332, Pepper Building, 111 W. Madison Street, 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: LaTonya Bryant-Parker, at (850)413-4957, or by email at LaTonya.Bryant-Parker@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: Douglas Shropshire, Executive Director, Board of Funeral, Cemetery, and Consumer Services, Division of Funeral, Cemetery, and Consumer Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, FL 32399-0361, (850)413-4984; shropshired@MyFloridaCFO.com. Direct any request for a hearing to Mr. Shropshire

THE FULL TEXT OF THE PROPOSED RULE IS:

69K-1.005 Licensure Application Procedures.

(1) through (11) No change.

(12)(a) This subsection applies only to license applications for the following categories of licensure:

1. Embalmer apprentice
2. Embalmer intern
3. Funeral director intern
4. Funeral director & embalmer intern
5. Embalmer
6. Funeral director
7. Funeral director & embalmer
8. Direct disposers
9. Training facilities

(b) If the Division finds that an applicant for licensure in any of the license categories listed in subsection (12)(a) has no criminal history required to be reported pursuant to Chapter 497, and has never had disciplinary action taken in Florida or any other state against any funeral, cemetery, or other deathcare industry license held by the applicant, then such applicant and application shall not be required to appear before the Board, and the Division may approve and issue the license applied if and when the Division determines that the application is complete and the applicant meets all applicable requirements for the license applied for. Provided, the Division shall not approve any application as to which the applicant has a criminal history or a disciplinary record; all such applications shall be presented to the Board with the Division's recommendation, for decision by the Board. The Division shall not deny any license application; all applications which the Division believes should be denied pursuant to applicable statutes and rules, shall be presented to the Board with the Division's recommendation, for decision by the Board. The Division shall at each monthly meeting provide the Board with an informational list showing the name of each applicant approved by the Division pursuant to this subsection (12), and the type of license.

Rulemaking Authority 497.103(2), (5)(b), 497.141(12)(g), 497.167(10) FS. Law Implemented 120.60, 497.103(2), 497.141, 497.167(9), (10), (13) FS. History--New 10-13-09, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Douglas Shropshire, Director, Division of Funeral, Cemetery, and Consumer Services, on behalf of the Board of Funeral, Cemetery, and Consumer Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Funeral, Cemetery, and Consumer Services, under Ch. 497, F.S.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 04, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 9, 2012

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF EDUCATION

Florida's Office of Early Learning

RULE NOS.:	RULE TITLES:
6M-8.700:	Low-Performing Provider; Voluntary Prekindergarten Education Program Improvement Plan and Implementation; First Year Probation
6M-8.701	Low-Performing Provider; Voluntary Prekindergarten Education Program Second Year Probation
6M-8.702	Low-Performing Provider; Removal From Voluntary Prekindergarten Education Program Eligibility

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 64, November 2, 2012 issue of the Florida Administrative Register.

The notice of proposed rule incorrectly stated that the notice of rule development was published on November 2, 2012. The notice of rule development was actually published on December 22, 2011.

Legislative ratification is not required for Rule 6M-8.700 or 6M-8.701 based on the analysis conducted by Florida's Office of Early Learning for the purpose of developing the SERCs for those rules.

Legislative ratification is not required for Rule 6M-8.702. Florida's Office of Early Learning considered the factors in Section 120.541, F.S. The proposed rule is not expected to exceed the criteria in paragraph 120.541(2)(a), F.S., therefore, legislative ratification is not required under subsection 120.541(3), F.S.

DEPARTMENT OF HEALTH

Division of Disease Control

RULE NO.: 64D-3.046
 RULE TITLE: Immunization Requirements: Public and Nonpublic Schools, Grades Preschool, Kindergarten Through 12, and Adult Education Classes

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. 88, December 11, 2012 issue of the Florida Administrative Register.

The changes include a correction to the “Summary of Statement of Estimated Regulatory Costs and Legislative Ratification” and a revision to the proposed rule text in response to concerns presented by the Joint Administrative Procedures Committee.

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: Currently, routine immunizations required for school attendance are covered under what is commonly referred to as "Well Baby Care" insurance statutes. Specifically, group health plans or Health Maintenance Organization (HMO) plans issued or delivered in the State of Florida, must provide for child health supervision services delivered or supervised by a physician. Coverage must include periodic visits which shall include a history, a physical examination, a developmental assessment and anticipatory guidance, and appropriate immunizations and lab tests. Reference: Florida Statutes 627.6579, 627.6515, 627.6416 and Florida Administrative Code 690-191.024(15)(e)1. and 4. Since the provision of childhood vaccinations is already covered in statutes regulating health insurance, there are no additional regulatory costs associated with insured children receiving vaccinations through health insurance coverage. Likewise, since existing statutes cover this requirement, there is no need for legislative ratification of this rule amendment. Therefore, this rulemaking will not have an adverse impact or regulatory costs in excess of \$1 million within five years as established in Section 120.541(2) (a), F.S.

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

THE FULL TEXT OF THE PROPOSED RULE SHALL READ AS FOLLOWS:

64D-3.046 Immunization Requirements: Public and Nonpublic Schools, Grades Preschool, Kindergarten through 12, and Adult Education Classes.

(1) Immunizations required for school attendance shall be available free of charge from county health departments subject to the availability of state funding to cover the costs of vaccine and administration of the vaccine. If state funding is not available to cover the costs of vaccine and administration of vaccine, children who are covered by health insurance are not eligible to receive immunizations from county health departments. Parents seeking immunizations for children who are covered by health insurance should contact assigned health care providers within covered health insurance networks to obtain immunizations for school attendance.

(2) Immunization and Documentation Requirements for School Entry/Attendance:

(a) A student may attend a public or non-public school, grades preschool through 12 or an adult education class if younger than 21, if prior to admittance, attendance or transfer, they present one of the following for inspection for validity by an authorized school official:

1. DH Form 680, Florida Certification of Immunization (July 2010), incorporated by reference, available from Department of Health (DOH) county health departments (CHDs) or physicians’ offices; or

2. DH Form 681, Religious Exemptions for Immunizations (English/Spanish/Haitian-Creole) (July 2008), incorporated by reference, available at DOH CHDs, must be signed by the local county health department medical director or designee. The form is available online at:_____.

(b) Specific immunization requirements by grade which must be documented prior to admittance, attendance or any other initial entrance are detailed in the Immunization Guidelines-Florida Schools, Childcare Facilities and Family Daycare Homes DH Form 150-615 (March ~~January~~ 2013), incorporated by reference, available online at: www.doh.state.fl.us/disease_ctr/immune/schoolguide.pdf or may be found online at _____.

1. through 3. No change.

(3) through (8) No change.

**Section IV
 Emergency Rules**

NONE

Section V

Petitions and Dispositions Regarding Rule Variance or Waiver

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: RULE TITLE:

40E-6.011: Policy and Purpose

NOTICE IS HEREBY GIVEN that on January 25, 2013, the South Florida Water Management District (District), received a petition for waiver from The Helm Condominium Association, Inc., Application No. 12-1218-1M, for utilization of Works or Lands of the District known as the C-17 Canal for an existing electrical service meter to remain within the north right of way of C-17 top of bank, located at the rear of 753 Hummingbird Lane, North Palm Beach, Section 17, Township 42 South, Range 43 East, Palm Beach County. The petition seeks relief from Rules 40E-6.011(4) & (6), Fla. Admin. Code, which governs placement of permanent & semi-permanent above-ground structures within 40' of top of canal bank within Works or Lands of the District.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juli Russell at (561)682-6268 or e-mail at jurussel@sfwmd.gov. The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Juli Russell, Office of Counsel.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010: Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On January 16, 2013 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Subparagraph 3-305.11(A)(2), 2009 FDA Food Code, Paragraph 3-305.14, 2009 FDA Food Code, Paragraph 6-202.15, 2009 FDA Food Code, Paragraph 6-202.16, 2009 FDA Food Code, Paragraph 61C-4.010(1), Florida Administrative Code, and Paragraph 61C-4.010(6), Florida Administrative Code from Polly and The Food Angel located in North Miami. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk potentially hazardous foods other than frankfurters from an open air mobile food dispensing vehicle.

The Petition for this variance was published in Vol. 39/14 on January 22, 2013. The Order for this Petition was signed on January 28, 2013 and after a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring that each pan within the steam table is properly covered with an individual lid; the steam table is enclosed within a cabinet with tight-fitting doors, and is protected by an air curtain installed and operated according to the manufacturer's specifications that protects against flying vermin or other environmental contaminants; all steam table foods must be properly reheated for hot holding at approved commissaries and held hot at the proper minimum temperature per the parameters of the currently adopted FDA Food Code; and steam table food is to be dispensed by the operator with no customer self-service. The Petitioner shall also strictly adhere to the operating procedures and copies of the variance and operating procedures are to be present on the MFDV during all periods of operation.

A copy of the Order or additional information may be obtained by contacting Lydia.Gonzalez@dbpr.state.fl.us.

Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010: Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On January 17, 2013 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Paragraph 61C-4.010(7) Florida Administrative Code and Paragraph 61C-4.010(6), Florida Administrative Code from El Palacio Del Raspado located in Miami. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers. They are requesting to share the bathrooms located within an adjacent establishment under a different ownership for use by customers only.

The Petition for this variance was published in Vol. 39/14 on January 22, 2013. The Order for this Petition was signed on January 28, 2013 and after a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the bathrooms located within Cocibolca Transfer are maintained in a clean and sanitary manner and are provided with cold running water

under pressure, soap, approved hand drying devices, and are available during all hours of operation. The Petitioner shall also ensure directional signage is installed within or outside the establishment clearly stating the location of the bathrooms. If the ownership of Cocibolca Transfer (Armando Castillo) changes, an updated, signed agreement for use of the bathroom facilities is required immediately.

A copy of the Order or additional information may be obtained by contacting Lydia.Gonzalez@dbpr.state.fl.us.

Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

DEPARTMENT OF HEALTH

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

RULE NO.: RULE TITLE:

64B4-3.0085: Intern Registration

NOTICE IS HEREBY GIVEN that on January 30, 2013, the Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, received a petition for Lisa Baker, seeking a variance or waiver of subsection 64B4-3.0085(4), F.A.C., which requires that experience obtained under the supervision of the new qualified supervisor will not count toward completion of the experience requirement until the registered intern has received board approval of their new qualified supervisor.

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

Section VI

Notices of Meetings, Workshops and Public Hearings

STATE BOARD OF ADMINISTRATION

RULE NO.: RULE TITLE:

19-8.029: Insurer Reporting Requirements

19-8.030: Insurer Responsibilities

The Florida Hurricane Catastrophe Fund Advisory Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: February 18, 2013, 1:00 p.m. (ET) until conclusion of meeting.

PLACE: Persons wishing to participate may dial (888)670-3525 and enter conference code 7135858151

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Notice of Proposed Rule for Rule 19-8.029, F.A.C., Insurer Reporting Requirements and Rule 19-8.030, F.A.C., Insurer Responsibilities, was published on January 24, 2013, providing the public with 21 days from that date to request a rule hearing. If a rule hearing is timely requested, the Advisory Council will meet by conference call on February 18, 2013, to review comments made by the public at the rule hearing. In addition, other general business of the Council may be addressed.

A copy of the agenda may be obtained by contacting: Tracy Allen, Florida Hurricane Catastrophe Fund, P.O. Box 13300, Tallahassee, FL 32317-3300, tracy.allen@sbafla.com, (850)413-1341.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting Tracy Allen at the email or number listed above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (voice).

EXECUTIVE OFFICE OF THE GOVERNOR

The Governor's Commission on Jobs for Floridians with Disabilities announces a public meeting to which all persons are invited.

DATE AND TIME: February 8, 2013, 9:00 a.m.

PLACE: USF St. Petersburg, 200 6th Avenue South, St. Petersburg, FL 33701

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss general business of the Governor's Commission on Jobs for Floridians with Disabilities pursuant to Executive Order 11-161.

A copy of the agenda may be obtained by contacting: David Darm at (850)717-9433 or David.Darm@laspbs.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: David Darm at (850)717-9433 or David.Darm@laspbs.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (voice).

For more information, you may contact: David Darm at (850) 717-9433 or David.Darm@laspbs.state.fl.us.

REGIONAL PLANNING COUNCILS

Southwest Florida Regional Planning Council

The Charlotte Harbor National Estuary Program announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, February 11, 2013, 9:00 a.m. – 5:00 p.m.

PLACE: 1001 Sarasota Center Blvd., Conference Room #10, Sarasota, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Southwest Florida Regional Ecosystem Restoration Plan Work Group comprised of members of the Charlotte Harbor National Estuary Program's Management Conference, the Sarasota Estuary Program's Management Conference and the Tampa Bay Estuary Program's Management Conference will develop initial project ranking recommendations for the Southwest Florida Regional Ecosystem Restoration Plan.

A copy of the agenda may be obtained by contacting: Ms. Liz Donley at (866)835-5785, ldonley@swfrpc.org or www.chnep.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: The CHNEP's offices at (866)835-5785. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (voice).

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

For more information, you may contact: Visit the CHNEP's website at www.chnep.org.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

The St. Johns River Water Management District (SJRWMD) Projects & Land Committee announces public meetings to which all persons are invited.

DATE AND TIME: Monday, February 11, 2013, 10:00 a.m., Projects & Land Committee site visit.

PLACE: Starting location: SJRWMD Sunnyhill Restoration Area, The Blue House, 19561 SE Hwy 42, Umatilla, FL 32784; phone (352)821-1043. Website & map location viewable at: <http://www.floridaswater.com> (from home page click on "Contact Us" and then "District Offices"). The location of the site visit may be changed due to inclement weather or other unforeseen circumstances. Notice of such change will be available by contacting: St. Johns River Water Management District, Attention: Heather Barnes, 4049 Reid Street, Palatka, FL 32177, via email at hbarnes@sjrwmd.com, or by phone at (386)329-4347 or (386)937-9717.

DATE AND TIME: Tuesday, February 12, 2013, 9:00 a.m., Projects & Land Committee business meeting.

PLACE: SJRWMD Headquarters, 4049 Reid St., Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Projects and Land Committee will discuss agenda items, followed by committee recommendations to be approved by the full Governing Board. One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: Heather Barnes, 4049 Reid Street, Palatka, FL 32177, via email at hbarnes@sjrwmd.com, by phone at (386)329-4347 or by visiting the District's website at www.floridaswater.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Heather Barnes, hbarnes@sjrwmd.com, (386)329-4347. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (voice).

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

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

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

DATE AND TIME: Tuesday, February 12, 2013, 9:00 a.m., Projects and Land Committee; 9:15 a.m., Chair's meeting; 10:00 a.m., Finance, Administration and Audit Committee; 11:00 a.m., Regulatory Committee followed by Governing Board meeting.

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

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

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

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention: Kyia Tiffany, 4049 Reid Street, Palatka, FL 32177, by phone at (386)329-4101, or by visiting the District's website at floridaswater.com.

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

contacting: District Clerk at (386)329-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (voice).

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

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

DATE AND TIME: Monday, February 11, 2013, 12:00 Noon, 2013 Loxahatchee River Preservation Initiative Meeting

PLACE: Jupiter Emergency Operations Center, 3133 Washington Street, Jupiter, FL 33458

GENERAL SUBJECT MATTER TO BE CONSIDERED: Initiative Meeting and 2013 Voting Member/Officer Selection.

A copy of the agenda may be obtained by contacting: Anne Dzwil, South Florida Water Management District, Office of Intergovernmental Programs, 3301 Gun Club Road, West Palm Beach, FL 33406; (561)682-6623, adzwill@sfwmd.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: the District Clerk's Office, (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (voice).

For more information, you may contact: Anne Dzwil, South Florida Water Management District, Office of Intergovernmental Programs, 3301 Gun Club Road, West Palm Beach, FL 33406; (561)682-6623, adzwill@sfwmd.gov.

AGENCY FOR HEALTH CARE ADMINISTRATION

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

DATE AND TIME: Friday, March 15, 2013, 10:00 a.m. – 2:00 p.m.

PLACE: Agency for Health Care Administration, Conference Room "A", 2727 Mahan Drive, Tallahassee, Florida. Any person interested in participating by telephone may dial (888)670-3525, Participant Code: 3875036751. If you have any difficulty accessing the teleconference, please call the Florida Center's main number at (850)412-3730.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the State Consumer Health Information and Policy Advisory Council to which all interested parties are

invited. The purpose is to conduct a meeting of key health care stakeholders to discuss issues relating to implementing Florida Statutes mandating transparency in health care through public reporting of health care data.

A copy of the agenda may be obtained by contacting: Cheryl Barfield, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5407. The agenda will also be posted at the Agency website: <http://ahca.myflorida.com/SCHS/CommitteesCouncils/SCHIP/chismetings.shtml> seven (7) days prior to the meeting.

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: Cheryl Barfield, Florida Center for Health Information and Policy Analysis at Cheryl.Barfield@ahca.myflorida.com or (850)412-3737. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (voice).

For more information, you may contact: Cheryl Barfield, Florida Center for Health Information and Policy Analysis, Cheryl.Barfield@ahca.myflorida.com or (850)412-3737.

ABLE TRUST

The Able Trust announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 8, 2013, 12:00 Noon – 4:30 p.m. (EST)

PLACE: Rosen Shingle Creek Hotel, 9939 Universal Blvd., Orlando, FL 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Able Trust (Florida Endowment Foundation for Vocational Rehabilitation) will hold its quarterly Board of Directors meeting. The agenda will include review of financial reports, grant recommendations to assist in creating successful employment opportunities for persons with disabilities; reviewing committee reports; and other business that may come before the organization.

A copy of the agenda may be obtained by contacting: The Able Trust at (850)224-4493 or at info@abletrust.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 4 days before the workshop/meeting by contacting: The Able Trust at (850)224-4493 or at info@abletrust.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800) 955-8770 (voice).

For more information, you may contact: The Able Trust at (850)224-4493 or at info@abletrust.org.

FLORIDA LEAGUE OF CITIES

The Florida League of Cities announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 14, 2013, 2:00 p.m.

PLACE: Intercontinental Hotel Tampa, 4860 West Kennedy Blvd., Tampa, FL 33609

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Municipal Construction Insurance Trust general meeting conducted through the use of communications media technology, as authorized by Section 163.01(18), Florida Statutes. Persons interested in attending may do so in person at the Intercontinental Hotel Tampa, 4860 West Kennedy Blvd., Tampa, FL 33609, where a communications media technology facility will be located.

A copy of the agenda may be obtained by contacting: Linda Bridges at lbridges@flcities.com or (850)222-9684.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Linda Bridges at lbridges@flcities.com or (850)222-9684. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (voice).

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

For more information, you may contact: Linda Bridges, lbridges@flcities.com or (850)222-9684.

FLORIDA LEAGUE OF CITIES

The Florida League of Cities announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 15, 2013, 8:30 a.m.

PLACE: Intercontinental Hotel Tampa

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Municipal Insurance Trust general meeting conducted through the use of communications media technology, as authorized by Section 163.01(18), Florida Statutes. Persons interested in attending may do so in person at the Intercontinental Hotel Tampa, 4860 West Kennedy Blvd., Tampa, FL 33609, where a communications media technology facility will be located.

A copy of the agenda may be obtained by contacting Linda Bridges, lbridges@flcities.com or (850)222-9684.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting Linda Bridges, lbridges@flcities.com or (850)222-9684. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (voice).

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

For more information, you may contact Linda Bridges, lbridges@flcities.com or (850)222-9684.

SOIL AND WATER CONSERVATION DISTRICTS

The Broward Soil & Water Conservation District announces public meetings to which all persons are invited.

DATES AND TIMES: February 13, 2013; March 13, 2013; April 10, 2013; May 8, 2013; June 12, 2013; July 10, 2013; August 14, 2013; September 11, 2013; October 9, 2013; November 13, 2013, 5:00 p.m.

PLACE: 2121 North State Road 7, Margate, FL 33063

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business of the district.

A copy of the agenda may be obtained by contacting: Fred Segal, (954)849-0745.

ATKINS – Bartow

The Florida Department of Transportation, District One, is holding a public hearing for the US 41 (14th Street West) design project from 63rd Avenue West to 53rd Avenue West in Manatee County. All members of the public are invited to attend.

DATE AND TIME: Thursday, February 7, 2013, open house starting at 6:00 p.m., formal presentation at 7:00 p.m.

PLACE: Ramada Waterfront Sarasota, 7150 North Tamiami Trail, Sarasota, Florida

FDOT will add sidewalks to both sides of US 41 and add street lighting to the east side of the road within the project limits. The improvements require acquisition of additional right-of-way to accommodate proposed sidewalks and lighting, although existing access to properties will not change. The department sent notices to all property owners and interested people located at least 300 feet on either side of US 41 within the project limits. Project information is available for public review from January 17, 2013 to February 18, 2013 at South Manatee Branch Library, 6081 26th Street West in Bradenton, Florida and FDOT District One Headquarters, 801 North

Broadway Avenue in Bartow, Florida. The hearing is developed in compliance with Title VI of the Civil Rights Act of 1964 and related statutes. Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status.

In two design projects separate from this one, FDOT is replacing traffic signals and pedestrian crossing signals and adding ramps at the US 41/Bayshore Gardens Parkway and US 41/60th Avenue West intersections. FDOT will have information available at the hearing about these projects for interested members of the public.

People who require special accommodations under the Americans with Disabilities Act or people who require translation services (free of charge) should contact FDOT project development engineer, Mr. Bill Hartmann, P.E., at (863)519-2293 or William.Hartmann@dot.state.fl.us at least seven days prior to the hearing. If you are hearing or speech impaired, please contact the Florida Department of Transportation using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (voice).

For more information about the project, please contact Mr. Hartmann at the above phone number or email address.

Section VII Notices of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Florida Building Commission

RULE NO.: RULE TITLE:

61G20-1.001: Florida Building Code Adopted

NOTICE IS HEREBY GIVEN that the Florida Building Commission has issued an order disposing of the petition for declaratory statement filed by Warren W. Schaefer, P.E. of W.W. Schaefer Engineering & Consulting, P.A. on September 13, 2012. The following is a summary of the agency's disposition of the petition:

The petition was granted, and in response to Petitioner's three factual situations regarding safety glazing requirements in insulated glass for large missile impact rated windows the answers were: For a window as stated in Case 1, the casement window in question must meet the requirements of both

Section 2410.2(2) and Section 2411.1.11 Florida Building Code, Building. This means that the window in question must be of sufficient strength to resist the small missile impact applications as outlined in Chapter 16 (HVHZ) and must have an Exterior lite that is safety glazed. For a window as stated in Case 2, the exterior fixed window in question must meet the requirements of both Section 2411.4.3 and Section 2411.1.11 of the Florida Building Code, Building. This means that in addition to meeting the requirements of Section 2411.1.11, the window in question must also comply with the safety glazing requirements of Section 2411.4.3 as applicable. For a door as stated in Case 3, the door in question must meet the requirements of both Section 2411.4.3 and Section 2411.1.11 of the Florida Building Code, Building. This means that in addition to meeting the requirements of Section 2411.1.11, the door in question must also comply with the safety glazing requirements of Section 2411.4.3 as applicable.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk's Office, Department of Business and Professional Regulation, 1940 North Monroe Street, Suite 92, Tallahassee, Florida 32399-2203.

Please refer all comments to: April L. Hammonds, Office of the General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1000.

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF VETERANS' AFFAIRS
 FDVA Health Information Technology System
 NOTICE OF INVITATION TO NEGOTIATE (ITN)
 STATE OF FLORIDA
 FLORIDA DEPARTMENT OF VETERANS' AFFAIRS
 SOLICITATION NO.: FDVA-ITN-13-004N

The Florida Department of Veterans' Affairs (FDVA) is soliciting responses from qualified and responsible contractors for the project listed below.

Project Name: FDVA Health Information Technology System.
 Statement of Work: Successful contractor shall provide the necessary labor, materials, equipment, and supervision to provide an established, "hosted solution" (software as a service) health information technology system, conversion of current system data to new system, and subsequent monthly support services.

Background: FDVA is actively seeking business office software that can ensure electronic billing practices while maintaining the highest level of data integrity. The software must be designed to handle the functional, clinical and billing

needs of skilled nursing care and related ancillary services. FDVA is currently comprised of six 120-bed skilled nursing facilities, a 149-bed domiciliary, a centralized executive headquarters, and a legislative executive branch located in the state capital. The system functionality will be sophisticated enough to allow for single facility database and shared multi-functional master capabilities to integrate tables across the entire FDVA organization. The system shall have the capabilities to expand for future requirements including additional FDVA facilities and personnel, as well as, additional government requirements.

Instructions: This solicitation, including the timeline of events, is available for viewing and printing only through the State of Florida Vendor Bid System via www.myflorida.com. Interested parties in need of assistance with accessing the State of Florida Vendor Bid System shall directly contact the State Vendor Help Desk at phone number (866)352-3776 or email address VendorHelp@MyFloridaMarketPlace.com.

Contact: Respondent questions regarding this solicitation must be submitted in writing to Tim Shaw, FDVA Contracting Administrator, via email address shawt@fdva.state.fl.us.

Florida Department of Veterans' Affairs
 Mary Grizzle State Office Building
 1351 Ulmerton Road, Suite 311-K
 Largo, FL 33778

EARLY LEARNING COALITION OF BROWARD COUNTY, INC.

ELC of Broward County, Inc. Announces the Release of an Invitation to Negotiate ("ITN")

ELC of Broward County is seeking Competitive Sealed Replies to an ITN for delivery of Early Care and Education Services. Services to procure include coordinated system of Early Care and Education services and supports for children and may include services for Child Screening System Coordination; Child Outcome Development; and Scholarship Administration. Expected release: January 28, 2013 at 2:00 p.m. EST at www.elcbroward.org. All requirements for response will be posted on the website.

Section XII Miscellaneous

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Aargh Maintenance & Service, Inc. for establishment of ALMU line

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 Alumacar USA, LLC, intends to allow the establishment of Aargh Maintenance & Service, Inc., as a dealership for the sale of low-speed vehicles manufactured by Alumacar USA, LLC (line-make ALMU) at 1825 Overseas Highway, Marathon, (Monroe County), Florida 33050, on or after March 2, 2013.

The name and address of the dealer operator(s) and principal investor(s) of Aargh Maintenance & Service, Inc., are dealer operator(s): Matthew Sutton, 1825 Overseas Highway, Marathon, Florida 33050 and Ericka Sutton, 1825 Overseas Highway, Marathon, Florida 33050, principal investor(s): Matthew Sutton, 31336 Avenue East, Big Pine Key, Florida 33043 and Ericka Sutton, 31336 Avenue East, Big Pine Key, Florida 33043.

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: Larry Pividal, Alumacar USA, LLC, 6708 East 113th Avenue, Temple Terrace, Florida 33617.

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.

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.
