

Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-1.09981
RULE TITLE: Implementation of Florida's System of School Improvement and Accountability

PURPOSE AND EFFECT: The purpose of this rule development is to revise the definition of “graduates” for the five-year high school graduation rate in the school grades calculation to align with the requirements of the Elementary and Secondary Education Act (ESEA) waiver.

SUBJECT AREA TO BE ADDRESSED: School grades transition measures.

RULEMAKING AUTHORITY: 1008.34 FS.

LAW IMPLEMENTED: 1008.34 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATES AND TIMES: March 1, 2013, 5:00 p.m. – 6:00 p.m.; March 4, 2013, 4:00 p.m. – 5:00 p.m.

PLACE: March 1st – Florida Department of Education, Turlington Building, 325 West Gaines Street, Room 1721/25, Tallahassee, Florida 32399, Conference Call: 1(888) 670-3525, Conference Code: 1571806737, then press #.; March 4th – Jones High School Auditorium, 801 S. Rio Grande Ave., Orlando, FL 32805

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Edward Croft, Bureau Chief, Accountability Reporting; Florida Department of Education, 325 West Gaines Street, Room 1401, Tallahassee, FL 32399, Ed.Croft@fldoe.org. You may submit comments on the Department website at <https://app1.fldoe.org/rules/default.aspx>

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

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-4.0021
RULE TITLE: Florida Teacher Certification Examinations

PURPOSE AND EFFECT: The purpose of this rule development is to review and revise the current FTCE competencies and skills for the following examinations: General Knowledge, Elementary Education K-6, Middle Grades English 5-9, and English 6-12. In addition, the proposed rule development will examine the current fee

structures for Prekindergarten/Primary PK-3 and Elementary Education K-6, as a result of changes to test formats and scoring models. Overall testing time for the Elementary Education K-6 exam will remain unchanged as a result of these proposed rule changes. The effect will be the proposed adoption of new competencies and skills and fee modifications for the aforementioned examinations.

SUBJECT AREA TO BE ADDRESSED: Florida Teacher Certification Examinations.

RULEMAKING AUTHORITY: 1012.55(1), 1012.56, 1012.59 FS.

LAW IMPLEMENTED: 1012.55, 1012.56, 1012.59 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: March 1, 2013, 1:00 p.m.

PLACE: Florida Department of Education, Turlington Building, 325 West Gaines Street, Suite 414, Room 422B, Tallahassee, Florida 32399-0400, Conference Call: 1(888)670-3525, Conference Code: 1571806737, then press #.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Phil Canto, Chief, Bureau of Postsecondary Assessment, Office of Assessment, Accountability, Research, and Measurement, 325 W. Gaines Street, Suite 414, Tallahassee, FL 32399, (850)245-0513. To submit a comment on this rule development, go to: <https://app1.fldoe.org/rules/default.aspx>

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

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.: 690-149.0025
RULE TITLE: Definitions

PURPOSE AND EFFECT: Rule 690-149.0025, F.A.C., defines the term “Attained Age Premium Schedules” in a manner that may be inconsistent with the Patient Protection and Affordable Care Act of 2010 (“PPACA”). The proposed amendment to the Rule states that the aforementioned definition shall not apply to the extent that it is pre-empted by PPACA.

SUBJECT AREA TO BE ADDRESSED: Amendment to Rule 690-149.0025; Definitions.

RULEMAKING AUTHORITY: 624.308(1), 627.410(6)(b), (e) FS.

LAW IMPLEMENTED: 627.410(1), (2), (6), 627.411(1)(e) FS.

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

DATE AND TIME: Friday, March 1, 2013, 9:30 a.m.
 PLACE: 116 Larson Building, 200 East Gaines 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 hours before the workshop/meeting by contacting: Tom Zutell, Office of Insurance Regulation, (850)413-5092, Email: Tom.Zutell@flor.com If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tom Zutell, Office of Insurance Regulation, (850)413-5092, Email: Tom.Zutell@flor.com

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

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.: 69O-149.005
 RULE TITLE: Reasonableness of Benefits in Relation to Premiums

PURPOSE AND EFFECT: Subsection 69O-149.005(14), F.A.C., currently permits insurers that meet certain conditions to issue multi-year rate guarantees. One such condition is that a rate guarantee cannot apply for greater than 24 months. The Office is proposing to amend the Rule to allow large group insurers, specifically vision and dental insurers, to issue rate guarantees in excess of 24 months.

Subsection (9) of the Rule also states that a premium rate schedule shall not be disapproved on the grounds of inadequacy if certain conditions are met. Some of these conditions may be inconsistent with the Patient Protection and Affordable Care Act of 2010 (“PPACA”). The Office is proposing to amend the Rule to state that the aforementioned conditions shall not apply to the extent that they are pre-empted by PPACA.

SUBJECT AREA TO BE ADDRESSED: Amendment of Rule 69O-149.005, F.A.C.; Reasonableness of Benefits in Relation to Premiums.

RULEMAKING AUTHORITY: 624.308(1), 627.410(6)(b), (d), (e) FS.

LAW IMPLEMENTED: 626.9541(1), 627.410(6)(d), (e), 627.410(7), 627.411(1)(a), (e), 627.9175 FS.

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

DATE AND TIME: Friday, March 1, 2013, 10:30 a.m.

PLACE: 116 Larson Building, 200 East Gaines 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 hours before the workshop/meeting by contacting: Tom Zutell, Office of Insurance Regulation, Phone: (850)413-5092, E-mail: Tom.Zutell@flor.com If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tom Zutell, Office of Insurance Regulation, Phone: (850)413-5092, E-mail: Tom.Zutell@flor.com

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

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.: 69O-191.054
 RULE TITLE: Rates

PURPOSE AND EFFECT: Rule 69O-191.054, F.A.C., requires HMOs to file rating methodologies with the Office for approval prior to charging or quoting premiums to subscribers. The Rule contains provisions regarding “Attained Age Premium Schedules” which may inconsistent with the Patient Protection and Affordable Care Act of 2010 (“PPACA”). The proposed amendment to the Rule states that the aforementioned provisions shall not apply to the extent that they are pre-empted by PPACA.

SUBJECT AREA TO BE ADDRESSED: Amendment of Rule 69O-191.054, F.A.C.; Rates.

RULEMAKING AUTHORITY: 641.31, 641.36 FS.

LAW IMPLEMENTED: 641.21(1)(e), 641.22(2), (4), (6), 641.31(2), (3), 641.31074, 641.3922(3) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tom Zutell, Office of Insurance Regulation, Phone: (850)413-5092, E-mail: Tom.Zutell@flor.com

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

Section II Proposed Rules

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: 62-304.520
RULE TITLE: Indian River Lagoon Basin TMDLs
PURPOSE AND EFFECT: The purpose of the rule is to adopt Total Maximum Daily Loads (TMDLs), and their allocations, for certain waters impaired for nutrients in the Indian River Lagoon Basin. Furthermore, upon paragraph 62-302.531(2)(a), F.A.C., becoming effective, these nutrient TMDLs will constitute site specific numeric interpretations of the narrative nutrient criterion set forth in paragraph 62-302.530(47)(b), F.A.C.

SUMMARY: These TMDLs address certain nutrient impairments in the Indian River Lagoon Basin. Specifically, the TMDL rules being proposed for adoption are for Sykes Creek and Goat Creek (Marine Segment). These waterbodies were verified as impaired for nutrients due to elevated chlorophyll a concentrations using the methodology established in Chapter 62-303, F.A.C., Identification of Impaired Surface Waters. Based on statistical analyses of spatial and temporal patterns of nutrient-related data in these impaired waters and their neighboring Indian River Lagoon and Banana River Lagoon segments, it was determined that the observed elevation in chlorophyll a concentrations in these impaired waters were mainly caused by receiving water processes in the mainstem of the Indian River Lagoon and Banana River Lagoon. Therefore, the nutrient loading targets for these two creeks are established to be consistent with those adopted previously into this rule to protect seagrass in the Indian River Lagoon and Banana River Lagoon mainstem. The existing nutrient loadings and nutrient TMDLs entering these creeks were simulated using the Pollutant Load Screening Model (PLSM). This rulemaking has been given OGC case number 12-1363.

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 watersheds of the two impaired waterbodies are part of the drainage basin areas discharging to mainstem segments of the Indian River Lagoon and Banana River Lagoon. These drainage basin areas are covered by existing nutrient TMDLs previously adopted into 62-304.520, F.A.C. The two new TMDLs included in this Notice of Proposed Rule do not set more stringent loading limits than previously adopted TMDLs. Therefore, no incremental costs are expected to be incurred by

these two proposed rules above those already required by previously adopted TMDLs. In addition, there are no wastewater facilities and municipal separate storm sewer systems (MS4s) in the Goat Creek watershed that are permitted by the National Pollutant Discharge Elimination System (NPDES) program.

The Agency has determined that these proposed rules are not expected to require legislative ratification based on the discussion above.

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: 403.061, 403.067 FS.

LAW IMPLEMENTED: 403.061, 403.062, 403.067 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: Jan Mandrup-Poulsen, Division of Environmental Assessment and Restoration, Bureau of Watershed Restoration, Mail Station 3555, Florida Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, telephone (850)245-8448. For the 21 day period after this notice, the Department will accept written comments on the establishment of these nutrient TMDLs as site specific interpretations of the narrative nutrient criterion. Written comments should be directed to Jan Mandrup-Poulsen at the address above.

THE FULL TEXT OF THE PROPOSED RULE IS:

62-304.520 Indian River Lagoon Basin TMDLs.

(1) through (4) No change.

(5) Indian River above 520 Causeway: The TMDLs for the Indian River above 520 Causeway are 147,524 lb/year of total nitrogen and 11,845 lb/year of total phosphorus, and are allocated as follows:

(a) The WLA for wastewater sources are 8,151 ~~8,411~~ lb/year of total nitrogen and 1,589 ~~1,609~~ lb/year of total phosphorus. The WLAs are granted to Cocoa Water Reclamation Facility (5,556 lb/year of total nitrogen and 1,423 lb/year of total phosphorus), FP & L Cape Canaveral Plant (2,555 lb/year of total nitrogen and 146 lb/year of total phosphorus), and Orlando Utilities Commission-Indian River Plant (40 lb/year total nitrogen and 20 lb/year of total phosphorus).

(b) The combined rainfall-driven nutrient loads of 139,373 ~~139,413~~ lb/year of total nitrogen and 10,256 ~~10,236~~ lb/year of total phosphorus based on the year 2000 landuse and a 30-year long-term average annual rainfall (1975 through 2005), to be allocated as follows:

1. WLAs for discharges subject to the Department’s NPDES Municipal Stormwater Permitting Program are a 36% reduction of total nitrogen and a 53% reduction of total phosphorus based on the year 2000 landuse and a 30-year long-term average annual rainfall (1975 through 2005).

2. The LAs for nonpoint sources are a 36% reduction of total nitrogen and a 53% reduction of total phosphorus based on the year 2000 landuse and a 30-year long-term average annual rainfall (1975 through 2005).

(c) No change.

(6) through (8) No change.

(9) Banana River above Barge Canal: The TMDLs for the Banana River above Barge Canal are 116,314 ~~115,314~~ lb/year of total nitrogen and 7,825 lb/year of total phosphorus, and are allocated as follows:

(a) through (c) No change.

(10) through (11) No change.

(12) Goat Creek Marine Segment: The nutrient TMDL for the Goat Creek Marine Segment is 18,405 lb/year of total nitrogen and 3,376 lb/year of total phosphorus, and are allocated as follows:

(a) The WLA for wastewater sources is not applicable.

(b) The WLA for discharges subject to the Department’s NPDES Municipal Stormwater Permitting Program is not applicable.

(c) The LA for nonpoint sources is a 36% reduction of total nitrogen and no reduction of total phosphorus based on the year 2000 landuse and a 30-year long-term average annual rainfall (1975 through 2005), and

(d) The Margin of Safety is implicit.

(e) While the LA for nutrients have been expressed as the percent reductions needed to attain the applicable Class II criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the restoration of nutrient condition in the impaired waterbody. However, it is not the intent of the TMDL to abate natural background conditions.

(13) Sykes Creek: The nutrient TMDL for Sykes Creek is 30,030 lb/year of total nitrogen and 3,174 lb/year of total phosphorus and is allocated as follows:

(a) The WLA for wastewater sources is not applicable.

(b) WLA for discharges subject to the Department’s NPDES Municipal Stormwater Permitting Program is a 66% reduction of total nitrogen and a 70% reduction of total phosphorus based on the year 2000 landuse and a 30-year long-term average annual rainfall (1975 through 2005).

(c) The LA for nonpoint sources are a 66% reduction of total nitrogen and a 70% reduction of total phosphorus based on the year 2000 landuse and a 30-year long-term average annual rainfall (1975 through 2005) and

(d) The Margin of Safety is implicit. Not including the direct atmospheric deposition in the calculation makes the estimation of needed percent reduction more stringent and therefore adds to the margin of safety.

(e) While the WLA and LA for nutrients has been expressed as target loadings and the needed percent reductions to attain the applicable Class III criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the restoration of nutrient condition in the impaired waterbody. However, it is not the intent of the TMDL to abate natural background conditions.

Rulemaking Authority 403.061, 403.067 FS. Law Implemented 403.061, 403.062, 403.067 FS. History—New 6-3-08, Amended 3-26-09, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Drew Bartlett, Director, Division of Environmental Assessment and Restoration

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Herschel Vinyard Jr., Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 7, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 23, 2011

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.:

RULE TITLE:

62-304.520

Indian River Lagoon Basin TMDLs

PURPOSE AND EFFECT: The purpose of the rule is to adopt Total Maximum Daily Loads (TMDLs), and their allocations, for certain waters impaired for dissolved oxygen (DO) and/or nutrients in the Indian River Lagoon Basin. Furthermore, upon paragraph 62-302.531(2)(a), F.A.C., becoming effective, the nutrient TMDL for the Eau Gallie River in subsection 62-304.520(15), F.A.C., will constitute a site specific numeric interpretation of the narrative nutrient criterion set forth in paragraph 62-302.530(47)(b), F.A.C.

SUMMARY: These TMDLs address certain DO and nutrient impairments in the Indian River Lagoon Basin. Specifically, DO and nutrient TMDL rules being proposed for adoption are for the Eau Gallie River, Crane Creek, the C-54 Canal at Confluence with the Sebastian River, the South Prong Sebastian River Estuary Segment, and the Sebastian River above the Indian River. DO-only TMDLs are being proposed for Addison Creek, the North Prong Sebastian River, and the South Prong Sebastian River Freshwater Segment. These waterbodies were verified for nutrient and/or DO impairments due to elevated chlorophyll a concentrations and/or depressed DO concentrations using the methodology established in Chapter 62-303, F.A.C., Identification of Impaired Surface Waters. Based on results from water quality modeling and statistical analyses, it was demonstrated that the low DO condition in these impaired waters were mainly caused by

loads of biochemical oxygen demand (BOD) and sediment oxygen demand (SOD) resulting from the long-term accumulation of BOD in the sediment. Therefore, BOD loading limits were established by these proposed TMDLs to restore the DO condition in these impaired waters. Using statistical analyses of spatial and temporal patterns of nutrient-related data in nutrient impaired waters, it was determined that the observed elevation in chlorophyll a concentrations in most nutrient impaired water segments, except for the Eau Gallie River, were mainly caused by receiving water processes under extreme weather conditions instead of by elevated watershed nutrient loadings. Therefore, the nutrient loading targets for nutrient impaired water segments were established to be consistent with the nutrient loading targets adopted previously into this rule to protect the seagrass communities in the mainstem of Indian River Lagoon. Because the Eau Gallie River showed consistent long-term elevation in chlorophyll a concentration compared to other water segments in the same area, nutrient reduction goals more stringent than those adopted previously for the same watershed area were established to restore the nutrient condition in the river. The watershed nutrient and BOD loads were simulated using the Hydrological Simulation Program – Fortran (HSPF) and the Pollutant Load Screening Model (PLSM). The DO and chlorophyll a dynamics in receiving waters were simulated using the HSPF model and the Environmental Fluid Dynamic Code (EFDC) model. This rulemaking has been given an OGC case number 12-1681.

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.

Specifically, three separate SERC analyses have been prepared by the Agency for watershed areas of (1) the Sebastian River system, including the North Prong Sebastian River, the C-54 Canal at Confluence with the Sebastian River, the South Prong Sebastian River Freshwater Segment, the South Prong Sebastian River Estuary Segment, and the Sebastian River above the Indian River, (2) the Eau Gallie River and Crane Creek, and (3) Addison Creek.

The Agency has determined that these proposed rules are expected to require legislative ratification based on the statement of estimated regulatory costs. However, the TMDL proposed for Addison Creek will not increase the regulatory costs in excess of \$1.0 million and is not expected to require legislative ratification.

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

RULEMAKING AUTHORITY: 403.061, 403.067 FS.

LAW IMPLEMENTED: 403.061, 403.062, 403.067 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: Jan Mandrup-Poulsen, Division of Environmental Assessment and Restoration, Bureau of Watershed Restoration, Mail Station 3555, Florida Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400, telephone (850)245-8448. For the 21 day period after this notice, the Department will accept written comments on the establishment of the Eau Gallie River nutrient TMDL as a site specific interpretation of the narrative nutrient criterion. Written comments should be directed to Jan Mandrup-Poulsen at the address above.

THE FULL TEXT OF THE PROPOSED RULE IS:

62-304.520 Indian River Lagoon TMDLs.

(1) through (13) No change.

(14) Addison Creek: The dissolved oxygen (DO) TMDL for Addison Creek is 35,605 lb/year of biochemical Oxygen Demand (BOD) and is allocated as follows:

(a) The WLA for wastewater sources is not applicable.

(b) The WLA for discharges subject to the Department's NPDES Municipal Stormwater Permitting Program is a 72.3% reduction of BOD based on the year 2000 landuse and a modeling period from 1996 through 2005.

(c) The LA for nonpoint sources is a 72.3% reduction of BOD based on the year 2000 landuse and a modeling period from 1996 through 2005, and

(d) The Margin of Safety is implicit.

(e) While the LA for BOD has been expressed as the percent reduction needed to attain the applicable Class III DO criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the restoration of DO condition in the impaired waterbody. However, it is not the intent of this TMDL to abate natural background conditions.

(15) Eau Gallie River: The DO and nutrient TMDLs for the Eau Gallie River are 28,842 lb/year of TN, 4,307 lb/year of TP, and 70,056 lb/year of BOD and are allocated as follows:

(a) The WLA of TN and TP for the Melbourne Reverse Osmosis is the TN and TP loading limits established in 62-304.520(6)(a), F.A.C. for the facility. The WLA of BOD is not applicable.

(b) The WLA for discharges subject to the Department's NPDES Municipal Stormwater Permitting Program is a 51.0% reduction of TN, 58.0% reduction of TP, and 86.3% reduction of BOD based on the year 2000 landuse and a modeling period from 1996 through 2005.

(c) The LA for nonpoint sources is a 51.0% reduction of TN, 58.0% reduction of TP, and 86.3% reduction of BOD based on the year 2000 landuse and a modeling period from 1996 through 2005, and

(d) The Margin of Safety is implicit.

(e) While the LAs for nutrients and BOD have been expressed as the percent reductions needed to attain the applicable Class III nutrient and DO criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the restoration of nutrient and DO conditions in the impaired waterbody. However, it is not the intent of the TMDL to abate natural background conditions.

(16) Crane Creek: The DO and nutrient TMDLs for Crane Creek is 110,547 lb/year of BOD and the TN and TP percent reduction established in 62-304.520(7)(b)1, and 2, F.A.C. These TMDLs are allocated as follows:

(a) The WLA of TN and TP for the Melbourne Grant Street Wastewater Treatment Facility is the TN and TP loading limits established in 62-304.520(7)(a), F.A.C. for the facility. The WLA of BOD granted to the facility is 139 lb/year.

(b) The WLA for discharges subject to the Department's NPDES Municipal Stormwater Permitting Program is a 80.1% reduction of BOD based on the year 2000 landuse and a modeling period from 1996 through 2005, and the TN and TP reductions established in 62-304.520(7)(b)1, F. A. C.,

(c) The LA for nonpoint sources is a 80.1% reduction of BOD based on the year 2000 landuse and a modeling period from 1996 through 2005, and the TN and TP reductions established in 62-304.520(7)(b)2, F. A. C., and

(d) The Margin of Safety is implicit.

(e) While the WLA and LA for nutrients and BOD have been expressed as the percent reductions needed to attain the applicable Class III nutrients and DO criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the restoration of nutrient and DO conditions in the impaired waterbody. However, it is not the intent of the TMDL to abate natural background conditions.

(17) North Prong Sebastian River: The DO TMDL for the North Prong Sebastian River is 282,346 lb/year of BOD, and is allocated as follows:

(a) The WLA to the Barefoot Bay Advanced Wastewater Treatment Facility is 2,707 lb/year of BOD,

(b) The WLA for discharges subject to the Department's NPDES Municipal Stormwater Permitting Program is 69.7% reduction of BOD based on the year 2000 landuse and a modeling period from 1996 through 2005,

(c) The LA for nonpoint sources is 69.7% reduction of BOD based on the year 2000 landuse and a modeling period from 1996 through 2005, and

(d) The Margin of Safety is implicit.

(e) While the WLA and LA for BOD have been expressed as the percent reduction needed to attain the applicable Class III DO criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the restoration of DO condition in the impaired waterbody. However, it is not the intent of the TMDL to abate natural background conditions.

(18) C-54 Canal at Confluence with the Sebastian River: The DO and nutrient TMDLs for C-54 Canal at Confluence with the Sebastian River is 834,397 lb/year of BOD and the TN and TP percent reduction established in 62-304.520(7)(b)1, and 2, F. A. C. These TMDLs are allocated as follows:

(b) The WLA for discharges subject to the Department's NPDES Municipal Stormwater Permitting Program is a 72.3% reduction of BOD based on the year 2000 landuse and a modeling period from 1996 through 2005, and the TN and TP reductions established in 62-304.520(7)(b)1, F. A. C..(a) The WLA for wastewater sources is not applicable,

(c) The LAs for nonpoint sources are 72.3% reduction of BOD based on the year 2000 landuse and a modeling period from 1996 through 2005, and the TN and TP reductions established in 62-304.520(7)(b)2, F. A. C., and

(d) The Margin of Safety is implicit.

(e) While the WLA and LA for nutrients and BOD have been expressed as the percent reductions needed to attain the applicable Class III nutrients and DO criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the restoration of nutrient and DO conditions in the impaired waterbody. However, it is not the intent of the TMDL to abate natural background conditions.

(19) South Prong Sebastian River Freshwater Segment and South Prong Sebastian River Estuary Segment: The DO and nutrient TMDLs for the South Prong Sebastian River Freshwater Segment and the South Prong Sebastian River Estuary Segment is 515,178 lb/year BOD and the TN and TP percent reduction established in 62-304.520(7)(b)1, and 2, F. A. C. These TMDLs are allocated as follows:

(a) The WLA for wastewater sources is not applicable,

(b) The WLA for discharges subject to the Department's NPDES Municipal Stormwater Permitting Program is a 78.2% reduction of BOD based on the year 2000 landuse and a modeling period from 1996 through 2005, and the TN and TP loads reductions established in 62-304.520(7)(b)1, F. A. C.,

(c) The LA for nonpoint sources is a 78.2% reduction of BOD based on the year 2000 landuse and a modeling period from 1996 through 2005, and the TN and TP reductions established in 62-304.520(7)(b)2, F. A. C., and

(d) The Margin of Safety is implicit.

(e) While the WLA and LA for nutrients and BOD have been expressed as the percent reductions needed to attain the applicable Class III nutrients and DO criteria, it is the combined reductions from both anthropogenic point and

nonpoint sources that will result in the restoration of nutrient and DO conditions in these impaired water segments. However, it is not the intent of these TMDLs to abate natural background conditions.

(20) Sebastian River above the Indian River: The DO and nutrient TMDLs for the Sebastian River above the Indian River is 1,722,130 lb/year of BOD and the TN and TP percent reduction established in 62-304.520(7)(b)1, and 2, F. A. C. These TMDLs are allocated as follows:

(a) The WLA for wastewater sources is not applicable.

(b) The WLA for discharges subject to the Department's NPDES Municipal Stormwater Permitting Program is a 74.2% reduction of BOD based on the year 2000 landuse and a modeling period from 1996 through 2005, and the TN and TP reductions established in 62-304.520(7)(b)1, F. A. C.,

(c) The LA for nonpoint sources is a 74.2% reduction of BOD based on the year 2000 landuse and a modeling period from 1996 through 2005, and the TN and TP reductions established in 62-304.520(7)(b)2, F. A. C., and

(d) The Margin of Safety is implicit.

(e) While the WLA and LA for nutrients and BOD have been expressed as the percent reductions needed to attain the applicable Class III nutrient and DO criteria, it is the combined reductions from both anthropogenic point and nonpoint sources that will result in the restoration of nutrient and DO conditions in these impaired water segments. However, it is not the intent of these TMDLs to abate natural background conditions.

Rulemaking Authority 403.061, 403.067 FS. Law Implemented 403.061, 403.062, 403.067 FS. History—New 6-3-08, Amended 3-26-09, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Drew Bartlett, Director, Division of Environmental Assessment and Restoration

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Herschel T. Vinyard Jr., Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 7, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 23, 2011

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF REVENUE

Division of Child Support Enforcement

RULE NO.: RULE TITLE:
12E-1.015 Reciprocity Requests

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. 4, January 7, 2013 issue of the Florida Administrative Register.

These changes are in response to comments received from the Joint Administrative Procedures Committee. Specifically, placeholders for the effective dates of each declaration of reciprocity and a hyperlink to each declaration of reciprocity have been added to the proposed rule. In addition, paragraph (w) of subsection (1) has been corrected to reflect that there is one declaration of reciprocity for the United Kingdom of Great Britain and Northern Ireland, instead of four separate declarations of reciprocity for England, Northern Ireland, Scotland and Wales.

Proposed Rule 12E-1.015, F.A.C., has been changed, so that, when adopted, it will read as follows:

12E-1.015 Reciprocity Requests.

~~(1) The Florida Department of Revenue, Child Support Enforcement Program Office shall locate noncustodial parents and institute legal proceedings against them to establish paternity and support obligations, enforce support obligations, modify existing orders, collect support, and disburse support payments on behalf of custodial parents and custodians in foreign countries where there is a declaration of reciprocity between Florida and the requesting foreign country. Foreign countries requesting a support action in Florida must provide the following documents:~~

~~(a) Certified copies of any pleading, petition, affidavit, testimony, order and modification to be established, enforced or modified; and,~~

~~(b) A certificate of the arrearage, if any; and any other information relating to the case file.~~

~~(1)(2) Declarations of reciprocity, issued by the Florida Attorney General, and the United States are hereby incorporated by reference as of the effective date of this rule. Declarations of reciprocity, have been established with a number of countries:~~

~~(a) Australia (effective _____)
(<http://www.flrules.org/Gateway/reference.asp?No=Ref->_____)~~

~~(b) Austria (effective _____)
(<http://www.flrules.org/Gateway/reference.asp?No=Ref->_____)~~

~~(c) Bermuda (effective _____)
(<http://www.flrules.org/Gateway/reference.asp?No=Ref->_____)~~

~~(d) Canada:
1. Province of Alberta (effective _____)
(<http://www.flrules.org/Gateway/reference.asp?No=Ref->_____)~~

~~2. Province of British Columbia (effective _____)
(<http://www.flrules.org/Gateway/reference.asp?No=Ref->_____)~~

~~3. Province of Manitoba (effective _____)
(<http://www.flrules.org/Gateway/reference.asp?No=Ref->_____)~~

~~4. Province of New Brunswick (effective _____)
(<http://www.flrules.org/Gateway/reference.asp?No=Ref->_____)~~

- 5. Province of New Foundland/Labrador (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- 6. Province of Northwest Territories (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- 7. Province of Nova Scotia (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- 8. Province of Nunavut (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- 9. Province of Ontario (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- 10. Province of Saskatchewan (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- 11. Province of Yukon Territory (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- 12. Province of Prince Edward Island (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- 13. Province of Quebec (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- (e) Czech Republic (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- (f) El Salvador (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- (g) Finland (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- (h) Fiji (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- (i) France (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- (j) Germany (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- (k) Hungary (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- (l) Ireland (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- (m) Israel (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- (n) Jamaica (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- (o) Netherlands (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- (p) Norway (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- (q) Poland (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- (r) Portugal (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- (s) Slovak Republic (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- (t) South Africa (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)

- (u) Sweden (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
 - (v) Switzerland (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
 - (w) United Kingdom of Great Britain and Northern Ireland (effective _____)
(http://www.flrules.org/Gateway/reference.asp?No=Ref-_____)
- A copy of a specific declaration of reciprocity may be obtained from:
- Reciprocity Coordinator, Central Registry, Child Support Enforcement Program Office
Department of Revenue
1170 Capital Circle, N. E.
Tallahassee, Florida 32301

Rulemaking Specific Authority 409.2557(3) 409.026 FS. Law Implemented 88.1011(19)(b) 88.0405, 88.174 FS. History—New 6-17-92, Amended 7-20-94, Formerly 10C-25.012, Amended _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

State Boxing Commission

RULE NOS.:	RULE TITLES:
61K1-4.004	Emergency Medical Equipment; Other Requirements
61K1-4.005	Arena Equipment Requirements; Ring Requirements; and Fenced Area Requirements
61K1-4.022	Kickboxing Apparel

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 57, October 24, 2012 issue of the Florida Administrative Register.

The following information has been corrected:

No Statements of Estimated Regulatory Costs were deemed necessary or prepared for Rules 61K1-4.004, 61K1-4.005, and 61K1-4.022, F.A.C.

The agency has determined that the proposed rules are 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 rules' potential economic impact and determined that they did not exceed any of the criteria established in Section 120.541(2)(a), F.S.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

State Boxing Commission

RULE NO.:	RULE TITLE:
61K1-4.006	Physician and Emergency Medical Technician Requirements

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 60, October 29, 2012 issue of the Florida Administrative Register.

The following is a Summary of the Statement of Estimated Regulatory Costs created for the following Rule 61K1-4.006, as approved by the Commission:

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 rule based on the number of licensees under Chapter 548, F.S. will be approximately 4000.

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 rules is between 100-499.

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 Commission prepared a SERC for the aforementioned rule., and determined that they did not exceed any of the criteria established in Section 120.541(2)(a), F.S.

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-22.201: Year-Round Water Conservation Measures

The Southwest Florida Water Management District hereby gives notice:

NOTICE IS HEREBY GIVEN that on February 13, 2013, it has issued an order.

Petitioner's Name: Eastmonte Homeowners Association, Inc. (Variance Tracking No. 13-4143).

Date Petition Filed: January 14, 2013.

Subsection No.: 40D-22.201(4), F.A.C.

Nature of the rule for which variance or waiver is sought: lawn and landscape irrigation.

Date Petition Published in the Florida Administrative Register: January 17, 2013.

General Basis for Agency Decision: Petition granted as Petitioner demonstrated substantial hardship and proposed an alternative means of achieving the purpose of the statute implemented by the rule.

A copy of the Order or additional information may be obtained by contacting: Lois Sorensen, 7601 US Highway 301, Tampa, Florida 33637, (813)985-7481, x. 2298, water.variances@watermatters.org.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: RULE TITLE:

40E-6.011: Policy and Purpose

NOTICE IS HEREBY GIVEN that on February 8, 2013, South Florida Water Management District (District) received a request for withdrawal of a Petition for Waiver from The Helm Condominium Association regarding Application No. 12-1218-1M for utilization of Works or Lands of the District known as the C-17 Canal; Section 17, Township 42 South, Range 43 East, Palm Beach County. The District originally received the petition for waiver from The Helm Condominium Association on January 25, 2013, and Notice of receipt of the petition was published in the Florida Administrative Weekly, Vol. 39, No. 21, on January 31, 2013. No public comment was received. A copy of the withdrawal request may be obtained from Juli Russell, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, (561)682-6268 or e-mail at jurussel@sfwmd.gov.

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 29, 2013 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Paragraph 4-301.12(A), 2009 FDA Food Code and subsection 61C-4.010(5), Florida Administrative Code from Subway located in West Palm Beach. The above referenced F.A.C. addresses the requirement that dishwashing facilities for manually washing, rinsing and sanitizing equipment and utensils are provided. They are requesting to share the three-compartment sink located within an adjacent business under a different ownership.

The Petition for this variance was published in Vol. 39/23 on February 4, 2013. The Order for this Petition was signed and approved on February 11, 2013. 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 the dishwashing area within South Florida Science Museum is maintained in a clean and sanitary manner, provided with hot and cold running water under pressure and is available during all hours of operation. If the ownership of South Florida Science Museum changes (South Florida Science Museum, Inc.), an updated written agreement must be provided to the division 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 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 29, 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, Section 3-305.14, 2009 FDA Food Code, Section 6-202.15, 2009 FDA Food Code, Section 6-202.16, 2009 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code from

Trish's Catering located in Largo. 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. 39/23 on February 4, 2013. The Order for this Petition was signed and approved on February 11, 2013. 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; 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-5.001: Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice:

On February 13, 2013, the Department issued a Final Order that was in response to a Petition for Variance from La Coquille Villas, filed December 11, 2012, and advertised on December 19, 2012 in Vol. 38, No. 94, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance denies the Petitioner a variance from Rule 61C-5.025, Florida Administrative Code, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires upgrading the elevators Hydraulic supply shut-off valves

because the Petitioner has not demonstrated that the purpose of the rule will be met or that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-405). 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, (850)488-1133.

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 February 13, 2013 the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Verizon 120 E. Lime St., filed January 29, 2013, and advertised in Vol. 39, No. 26, 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 Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a) Florida Administrative Code that requires upgrading the elevators for firefighters' emergency operations because the Petitioner has demonstrated that the intent of the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2013-032).

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 February 13, 2013 the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Florida Capital Bank Building, filed January 10, 2013, and advertised in Vol. 39, No. 9, 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, and 2.7.4 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires upgrading the

elevators for firefighters' emergency operations and restricted door openings until December 7, 2015 because the Petitioner has demonstrated that the intent of the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2013-006).

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 February 13, 2013 the Division issued an order. The Final Order was in response to a Petition for a Variance from Holiday Inn, filed January 22, 2013, and advertised in Vol. 39, No. 16, 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 Chapter 30, Section 3001.2 Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires upgrading the elevators for firefighters' emergency operations until July 1, 2015 because the Petitioner has demonstrated that the intent of the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2013-024).

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.

Section VI

Notices of Meetings, Workshops and Public Hearings

EXECUTIVE OFFICE OF THE GOVERNOR

The Finance Committee of the Governor's Commission on Community Service (Volunteer Florida) announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, February 25, 2013, 9:00 a.m. until all business is complete

PLACE: (888)670-3525, passcode 382243266#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Commission Business.

A copy of the agenda may be obtained by contacting: Nicole Elliott at (850)414-0092 or at nicole@volunteerflorida.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 3 days before the workshop/meeting by contacting: Nicole Elliott at (850)414-0092 or at nicole@volunteerflorida.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).

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: Nicole Elliott at (850)414-0092 or at nicole@volunteerflorida.org.

ADMINISTRATION COMMISSION

RULE NO.: RULE TITLE:

28-101.001: Statement of Agency Organization and Operation
The Administration Commission announces a public meeting to which all persons are invited.

DATE AND TIME: March 7, 2013, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will consider authorizing publishing of a notice of proposed rule amendment for Rule 28-101.001, F.A.C.

A copy of the agenda may be obtained by contacting: Barbara Leighty, Office of the Governor, Room 1801, The Capitol, Tallahassee, Florida 32399-0001, telephone (850)717-9513.

ADMINISTRATION COMMISSION

RULE NO.: RULE TITLE:

28-109.005: Notice

The Administration Commission announces a public meeting to which all persons are invited.

DATE AND TIME: March 7, 2013, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will consider authorizing publishing of a notice of proposed rule amendment for Rule 28-109.005, F.A.C.

A copy of the agenda may be obtained by contacting: Barbara Leighty, Office of the Governor, Room 1801, The Capitol, Tallahassee, Florida, 32399-0001, telephone 850-717-9513.

ADMINISTRATION COMMISSION

RULE NO.: RULE TITLE:

28-106.214: Recordation

28-106.306: Recordation

The Administration Commission announces a public meeting to which all persons are invited.

DATE AND TIME: March 7, 2013, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will consider authorizing final adoption of revisions to the referenced rules as published in Volume 38, Number 78, November 27, 2012, edition of the Florida Administrative Register.

A copy of the agenda may be obtained by contacting: Barbara Leighty, Office of the Governor, Room 1801, The Capitol, Tallahassee, Florida 32399-0001, telephone (850)717-9513.

ADMINISTRATION COMMISSION

RULE NO.: RULE TITLE:

28-110.004: Formal Written Protest

The Administration Commission announces a public meeting to which all persons are invited.

DATE AND TIME: March 7, 2013, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will consider the withdrawal of revisions to the rule as published in Vol. 38, No. 78, November 27, 2012, edition of the Florida Administrative Register.

A copy of the agenda may be obtained by contacting: Barbara Leighty, Office of the Governor, Room 1801, The Capitol, Tallahassee, Florida 32399-0001, telephone (850)717-9513.

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

The Tampa Bay Regional Planning Council's Clearinghouse Review Committee announces a public meeting to which all persons are invited.

DATE AND TIME: February 25, 2013, 9:30 a.m.

PLACE: 4000 Gateway Centre Blvd, Suite 100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Review Committee.

A copy of the agenda may be obtained by contacting: www.tbrpc.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: Wren Krahl, (727)570-5151, ext 22. 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: Mr. Avera Wynne, (727)570-5151, ext 30 or avera@tbrpc.org.

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

The Tampa Bay Regional Planning Council's Local Emergency Planning Committee announces a public meeting to which all persons are invited.

DATE AND TIME: February 27, 2013, 10:30 a.m.

PLACE: 4000 Gateway Centre Blvd, Suite 100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Local Emergency Planning Committee.

A copy of the agenda may be obtained by contacting: www.tbrpc.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: Wren Krahl, (727)570-5151, ext 22. 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: Mr. John Meyer (727)570-5151, ext 29 or john@tbrpc.org.

REGIONAL PLANNING COUNCILS

Treasure Coast Regional Planning Council

The Treasure Coast Regional Planning Council announces a public meeting to which all persons are invited.

DATE AND TIME: March 15, 2013, 9:30 a.m.

PLACE: Indian River State College, Wolf High Technology Center, 2400 SE Salerno Road, Stuart, FL 34997

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Treasure Coast Regional Planning Council will conduct its regular meeting.

A copy of the agenda may be obtained by contacting: Liz Gulick at (772)221-4060.

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: Liz Gulick at (772)221-4060. 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: Liz Gulick at (772)221-4060.

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

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

DATE AND TIME: Monday, March 4, 2013, 3:30 p.m.

PLACE: Southwest Florida Water Management District, Building 4, Conference Room 112 A & B, 2379 Broad Street, Brooksville, Florida 34604

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of task force business for the Hernando County Task Force of the Citrus/Hernando Waterways Restoration Council.

A copy of the agenda may be obtained by contacting: (352)796-7211 or (800)423-1476 (Florida only), extension 4378 or online at www.watermatters.org/waterways.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: (352)796-7211 or (800)423-1476 (Florida only), extension 4706; TDD (Florida only) (800)231-6103; or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

DEPARTMENT OF ELDER AFFAIRS

Long-Term Care Ombudsman Program

The Long-Term Care Ombudsman Program announces a public meeting to which all persons are invited.

DATE AND TIME: March 14, 2013, 12:00 Noon – 2:00 p.m.

PLACE: 400 W. Robinson St. Rm. N301, Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: East Central Florida District Long-Term Care Ombudsman Program Council business.

A copy of the agenda may be obtained by contacting: Department of Elder Affairs/LTCOP, 4040 Esplanade Way, Tallahassee, FL 32399; telephone: (850)414-2323, or email: LTCOPInformer@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: the program at the above telephone number. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Auctioneers

The Florida Board of Auctioneers announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 5, 2013, 9:00 a.m.

PLACE: Hilton Historic Bayfront, 32 Avenida Menendez, St. Augustine, Florida 32080

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Agenda.

A copy of the agenda may be obtained by contacting: Board of Auctioneers, 1940 North Monroe Street, Tallahassee, Florida 32399-0762, (850)717-1982.

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: Board of Auctioneers, 1940 North Monroe Street, Tallahassee, Florida 32399-0762, (850)717-1982. 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: Board of Auctioneers, 1940 North Monroe Street, Tallahassee, Florida 32399-0762, (850)717-1982.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

The Probable Cause Panel of the Real Estate Appraisal Board announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 6, 2013, 9:00 a.m. EST

PLACE: Zora Neale Hurston Building, North Tower, Suite N901, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases to determine probable cause and to conduct a public meeting to review cases where probable cause was previously found. Portions of the probable cause proceedings are not open to the public. All or part of this meeting may be conducted by teleconference in order to permit maximum participation of the Board members or its counsel.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Division of Real Estate, 400 W. Robinson St., Suite N801, Orlando, FL 32801-1772. Only public portions of the agenda are available upon request.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least five (5) days before the workshop/meeting by contacting: Division of Real Estate, (407)481-5662. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The Department of Children and Families announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 1, 2013, 11:00 a.m. - 12:30 p.m.

PLACE: Human Services Building, 1000 West Tharpe Street, Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: Department of Children and Families' Circuit 2 Alliance - Community Action Team to provide a forum for providers and the community to identify needs and gaps in services in order to improve the lives of children and families in the Big Bend area which covers Franklin, Gadsden, Jefferson, Leon, Liberty and Wakulla Counties.

A copy of the agenda may be obtained by contacting: Jeanna Olson, Circuit 2 Community Development Administrator, at (850)921-8269.

NAVIGATION DISTRICTS

West Coast Inland Navigation District

RULE NO.: RULE TITLE:

66A-2.003: Policy

The West Coast Inland Navigation District announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 1, 2013, 10:30 a.m.

PLACE: Venice City Hall, 401 W. Venice Avenue, Venice, FL 34285

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Navigation District.

A copy of the agenda may be obtained by contacting: WCIND, 200 E. Miami Avenue, Venice, FL 34285.

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 FINANCIAL SERVICES

Division of State Fire Marshal

The Department of Financial Services, Division of State Fire Marshal announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, February 26, 2013, 10:00 a.m.

PLACE: State Fire Marshal Conference Room, Third Floor, Atrium Bldg., 325 John Knox Road, Tallahassee, Florida 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting of the Florida Fire Safety Board. Anyone wishing to attend may attend in person or by telephone conference call. Those attending by telephone conference call should dial (850) 413-1558, (Cisco VoIP Internal callers may reach the conference call by dialing 11558.) Once you have dialed the initial number you will be prompted to enter the Conference ID which is 8577016.

The connection will be available 5 to 10 minutes before 10:00 a.m.

A copy of the agenda may be obtained by contacting: Shelia Thomas, Division of State Fire Marshal, Bureau of Fire Prevention, Regulatory Licensing Section, 200 East Gaines Street, Tallahassee, FL 32399-0342, or by calling her at (850)413-3643.

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: Shelia Thomas at the address and phone number listed above. 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).

CITIZENS PROPERTY INSURANCE CORPORATION

The Citizens Property Insurance Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: March 22, 2013, 9:00 a.m. – 1:00 p.m.

PLACE: Orlando-Orange County Expressway Authority, 4974 ORL Tower Road, Orlando, FL 32807, dial-in: (888)942-8686, conference ID: 5743735657#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion items will include but are not limited to committee updates.

A copy of the agenda may be obtained by contacting: our website, www.citizensfla.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: our website, www.citizensfla.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

CITY OF TAMARAC

The City of Tamarac, Florida, gives notice of proposed ordinance governing a telecommunications company placing or maintaining telecommunications facilities in its roads or rights-of-way.

FIRST READING TO BE HELD:

DATE AND TIME: Wednesday, February 27, 2013, 9:00 a.m.

PLACE: City of Tamarac Commission Chambers, 7525 NW 88th Ave., Tamarac, FL 33321

GENERAL SUBJECT MATTER TO BE CONSIDERED: The proposed ordinance amends the Tamarac City Zoning Code provisions regulating telecommunications towers and antennas to expressly address current industry practices with respect to installation of personal wireless service facilities in the public rights-of-way.

A copy of the proposed ordinance can be obtained by calling the City Clerk's Office at (954)597-3505 or by visiting City Hall during regular business hours.

Section VII Notices of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has issued an order disposing of the petition for declaratory statement filed by Mark A. Faris, Esq., In Re: Sea Oats Property Owners' Association, Inc., Docket No. 2013001978 on January 14, 2013. The following is a summary of the agency's disposition of the petition:

The division entered its Order Closing File based on the petitioner's request to withdraw the Petition for Declaratory Statement.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

DEPARTMENT OF HEALTH

Board of Chiropractic

RULE NO.: RULE TITLE:

64B2-18.001: Definitions

64B2-18.0075: Direct Supervision of Registered Chiropractic Assistant

NOTICE IS HEREBY GIVEN that the Board of Chiropractic Medicine has issued an order disposing of the petition for declaratory statement filed by Eric S. Hansen, D.C. on October 23, 2012. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement published on October 26, 2012, in Vol. 38, No. 59, of the Florida Administrative Register. Petitioner sought the Board's interpretation of Rule 64B2-18.001 entitled, "Definitions," and Rule 64B2-18.0075, F.A.C., entitled, "Direct Supervision of Registered Chiropractic Assistant," concerning whether petitioner is allowed to use registered chiropractic assistants to perform manual therapy when the assistants also have an active/current Florida massage therapist license. The Board of Chiropractic Medicine considered the Petition at its meeting held on January 18, 2013, in Orlando, Florida. The Board's Order filed on February 8, 2013, declined to answer the petition on the grounds that the petition did not describe with particularity Petitioner's circumstances; and therefore, the Board was unable to apply its rules to the questions posed.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Bill Miller, Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN that the Department of Financial Services has issued an order disposing of the petition for declaratory statement filed by Concord Management, Limited on December 18, 2012. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 39, No. 6, of the Florida Administrative Register on January 9, 2012. The Petition asked for an interpretation of Section 7.10.1.5.1, National Fire Protection Association (NFPA) 101 (2009), in order to determine whether the exit and egress arrangement of an apartment building described in the Petition is "readily apparent" for occupants of the apartment building. If such exit and egress arrangement is "readily apparent," the apartment building is not required to have exit signs according to Section 7.10.1.5.1, NFPA-101 (2009). After a review of the apartment building's floor plans and a picture of the exit and egress arrangement, the Division of State Fire Marshal (Division) has determined that the exit and egress arrangement is readily apparent and therefore, under Section 7.10.1.5.1, NFPA-101 (2009), the apartment building is not required to have exit signs in the exit areas described in the Petition.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: R. Terry Butler, Assistant General Counsel, Department of Financial Services, Room 612A, Larson Building, 200 E. Gaines Street, Tallahassee, Florida 32399-0333.

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 EDUCATION

School Districts

DCPS Fire Alarm Replacement at No
238/M-83970/OFDC-ITB-010-13

DUVAL COUNTY PUBLIC SCHOOLS ADVERTISEMENT FOR BIDS/Invitation To Bid for an Electrical or Mechanical Contractor. Publish Date – February 15, 2013. Sealed bids will be received by Duval County Public Schools, Division of Facilities, Room 535, 1701 Prudential Drive, Jacksonville, FL

32207 until the time and date(s) recorded below and immediately thereafter publicly opened and recorded in the Duval County Public Schools, School Board Building, located at 1701 Prudential Drive, Jacksonville, Florida, 5th Floor, Room 513D. Bids are due on or before March 19, 2013 and will be accepted until 2:00 p.m. Official project title: Fire Alarm Replacement at Ft. Caroline Middle School No. 238, DCSB Project No. M-83970/OFDC-ITB-010-13. Scope of work: The project consists of upgrades of fire alarm systems. The estimated construction cost is not to exceed \$465,000. All contractors that are interested in bidding are required to attend a mandatory pre-bid conference to be held on February 22, 2013 at 8:30 a.m. at Ft. Caroline Middle School located at 3787 University Club Boulevard, 32277. Failure to attend the pre-bid conference shall result in disqualification of that firm's proposal. Attendees will be required to sign an attendance register. Project funding is subject to availability of funds as authorized by the Owner. The District reserves the right to reject any and all bids. Contract documents for bidding may be obtained at the office of: ARC, 4613 Phillips Highway, Suite 202, Jacksonville, FL 32207, (904)399-8946. Contract documents for bidding may be examined at the Duval County Public Schools Administration Building located at 1701 Prudential Drive, Jacksonville, FL 32207. Name of A/E Firm: John Searcy & Associates, Inc., 2700 University Blvd. W., Ste. B-4, Jacksonville, Florida 32217, (904)739-1231. MBE Participation Goal: 10% overall based on available MBE's. All Contractors submitting bids must be prequalified with Duval County Public Schools at the time of the bid opening. No bids will be accepted from Contractors who are not prequalified with Duval County Public Schools. Prequalification forms and information may be obtained at www.duvalschools.org under http://www.duvalschools.org/static/aboutdcps/departments/facilities/general_documents.asp The Bid Award Recommendation will be posted on the first floor bulletin board at the Duval County School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207-8182.

DEPARTMENT OF EDUCATION
 School Districts

DCPS Security Systems Upgrade at No
 48/M-83980/OFDC-ITB-013-13

DUVAL COUNTY PUBLIC SCHOOLS ADVERTISEMENT
 FOR BIDS/Invitation To Bid for an Electrical Contractor.
 Publish Date – February 15, 2013. Sealed bids will be received
 by Duval County Public Schools, Division of Facilities, Room

535, 1701 Prudential Drive, Jacksonville, FL 32207 until the time and date(s) recorded below and immediately thereafter publicly opened and recorded in the Duval County Public Schools, School Board Building, located at 1701 Prudential Drive, Jacksonville, Florida, 5th Floor, Room 513D. Bids are due on or before March 19, 2013 and will be accepted until 2:00 p.m. Official project title: Security Systems Upgrades at Thomas Jefferson Elementary School No. 48/ DCSB Project No. M-83980 /OFDC -ITB-013-13. Scope of work: The project consists of upgrades of security systems. Estimated construction cost is not to exceed \$150,000. Contract documents for bidding may be obtained at the office of: ARC, 4613 Phillips Highway, Suite 202, Jacksonville, FL 32207, (904)399-8946. Contract documents for bidding may be examined at the Duval County Public Schools Administration Building located at 1701 Prudential Drive, Jacksonville, FL 32207. Name of A/E Firm: John Searcy & Associates, Inc. , 2700 University Blvd. W., Ste. B-4, Jacksonville, Florida 32217, (904)739-1231. DCSB Point of Contact: Tony Gimenez, (904)390-2945. MBE Participation Goal: 10% based on available MBE's. All contractors that are interested in bidding are required to attend a mandatory pre-bid conference to be held on February 22, 2013 at 10:30 a.m. at Thomas Jefferson Elementary School No. 48 located at 8233 Nevada Street, Jacksonville, FL 32220. Failure to attend the pre-bid conference shall result in disqualification of that firm's proposal. Attendees will be required to sign an attendance register. All contractors submitting proposals and bids must be pre-qualified with Duval County Public Schools at the time of the ITB Response Due Date. No proposals or bids will be accepted from Contractors who are not pre-qualified at that time. Prequalification forms and information may be obtained at www.duvalschools.org under http://www.duvalschools.org/static/aboutdcps/departments/facilities/general_documents.asp. The project funding is subject to availability of funds as authorized by the Owner. The District reserves the right to reject any and all bids. The Bid Award Recommendation will be posted on the first floor bulletin board at the Duval County School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207-8182.

DEPARTMENT OF EDUCATION
 School Districts

DCPS Fire Alarm and Security Systems Upgrades at No. 146/M-83970 and M-83980/OFDC-ITB-011-13

DUVAL COUNTY PUBLIC SCHOOLS ADVERTISEMENT FOR BIDS-Invitation To Bid for an Electrical or Mechanical Contractor. Publish Date – February 15, 2013. Sealed bids will be received by Duval County Public Schools, Division of Facilities, Room 535, 1701 Prudential Drive, Jacksonville, FL 32207 until the time and date(s) recorded below and immediately thereafter publicly opened and recorded in the Duval County Public Schools, School Board Building, located at 1701 Prudential Drive, Jacksonville, Florida, 5th Floor, Room 513D. Bids are due on or before March 26, 2013 and will be accepted until 2:00 p.m. Official project title: Fire Alarm and Security Systems Upgrades at Matthew Gilbert Middle School No. 146/ DCSB Project No. M-83970 & M-83980/OFDC-ITB-011-13. Scope of work: The project consists of upgrades of fire alarm and security systems. Estimated construction cost is not to exceed \$650,000. Contract documents for bidding may be obtained at the office of: ARC, 4613 Phillips Highway, Suite 202, Jacksonville, FL 32207, (904)399-8946. Contract documents for bidding may be examined at the Duval County Public Schools Administration Building located at 1701 Prudential Drive, Jacksonville, FL 32207. Name of A/E Firm: Haddad Engineering, Inc., 2955 Hartley Road, Ste. 205, Jacksonville, Florida 32257, (904)262-5066. DCSB Point of Contact: Tony Gimenez, (904)390-2945. MBE Participation Goal: 10% overall based on available MBE's. All contractors that are interested in bidding are required to attend a mandatory pre-bid conference to be held on February 26, 2013 at 2:00 p.m. at Matthew Gilbert Middle School No. 146 located at 1424 Franklin Street, Jacksonville, FL 32206. Failure to attend the pre-bid conference shall result in disqualification of that firm's proposal. Attendees will be required to sign an attendance register. All contractors submitting proposals and bids must be pre-qualified with Duval County Public Schools at the time of the ITB Response Due Date. No proposals or bids will be accepted from Contractors who are not pre-qualified at that time. Prequalification forms and information may be obtained at www.duvalschools.org under http://www.duvalschools.org/static/aboutdcps/departments/facilities/general_documents.asp. The project funding is subject to availability of funds as authorized by the Owner. The District reserves the right to

reject any and all bids. The Bid Award Recommendation will be posted on the first floor bulletin board at the Duval County School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207-8182.

DEPARTMENT OF EDUCATION

School Districts

DCPS Drainage Improvements at Southside E.S. No. 76/M-83810/OFDC-ITB-014-13

DUVAL COUNTY PUBLIC SCHOOLS ADVERTISEMENT FOR BIDS – Invitation To Bid For a General, Underground Utility Excavation or Sitework Contractor. Publish Date – February 15, 2013. Sealed bids will be received by Duval County Public Schools, Division of Facilities, Room 535, 1701 Prudential Drive, Jacksonville, FL 32207 until the time and date(s) recorded below and immediately thereafter publicly opened and recorded in the Duval County Public Schools, School Board Building, located at 1701 Prudential Drive, Jacksonville, Florida, 5th Floor, Room 513D. Bids are due on or before March 7, 2013 and will be accepted until 2:00 p.m.. Official project title: Drainage Improvements at Southside Estates Elementary School No. 76/ DCSB Project No. M-83810/OFDC-ITB-014-13. Scope of work: Exterior underground stormwater drainage systems installation at various locations throughout the school. The estimated construction cost is budgeted not to exceed \$120,000. Contract documents for bidding may be obtained at the office of: ARC, 4613 Phillips Highway, Suite 202, Jacksonville, FL 32207, (904)399-8946. Name of A/E Firm: JBC Planning & Engineering, LLC, 1301 Riverplace Blvd., Suite 950, Jacksonville, FL 32207, telephone: 398-9900. DCSB Point of Contact: Kevin Trussell, (904)390-2337. Contract documents for bidding may be examined at the Duval County Public Schools Administration Building located at 1701 Prudential Drive, Jacksonville, FL 32207. MBE Participation Goal: 15% Overall. All contractors that are interested in bidding are required to attend a mandatory pre-bid conference to be held on February 26, 2013 at 10:00 a.m., at Southside Estates Elementary School No. 76 located at 9775 Ivey Road, Jacksonville, FL 32246. Failure to attend the pre-bid conference shall result in disqualification of that firm's proposal. Attendees will be required to sign an attendance register. All contractors submitting proposals and bids must be

pre-qualified with Duval County Public Schools at the time of the ITB Response Due Date. No proposals or bids will be accepted from Contractors who are not pre-qualified at that time. Prequalification forms and information may be obtained at www.duvalschools.org under http://www.duvalschools.org/static/aboutdcps/departments/facilities/general_documents.asp. The project funding is subject to availability of funds as authorized by the Owner. The District reserves the right to reject any and all bids. The Bid Award Recommendation will be posted on the first floor bulletin board at the Duval County School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207-8182.

METROPOLITAN PLANNING ORGANIZATIONS

Gainesville Urban Area

REQUEST FOR LETTERS OF INTEREST AND STATEMENTS OF QUALIFICATIONS

The Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area desires that consultants qualified pursuant to law and regulations submit a Letter of Interest and Statement of Qualifications for professional services on the following project in Alachua County.

PROJECT NAME: Gainesville Urbanized Area Year 2040 Long Range Transportation Plan Update.

DESCRIPTION: Assist in this project by accomplishing the following tasks:

- Task 1 – Public Involvement;
- Task 2 – Data Collection, Mapping and Data Development;
- Task 3 – Data Review and Verification;
- Task 4 – Model Update and Validation;
- Task 5 – Year 2040 Transportation Needs Plan and Cost Feasible Plan; and
- Task 6- Required Documents.

QUALIFICATION REQUIREMENTS: Consultant must submit project experience demonstrating thorough knowledge of land use, environmental and transportation planning procedures and methods.

RESPONSE EVALUATION: All respondents will be evaluated in accordance with Section 287.055(4), Florida Statutes, must be determined to be qualified to do business in Florida and qualified to perform the advertised work requirements.

LETTER OF INTEREST AND STATEMENT OF QUALIFICATIONS: Firms desiring consideration for this project must submit three (3) copies of their letter of interest and statement of qualifications to the requesting unit listed below. One of these copies must be a clean, single-side original that can be used to make additional copies. The letter of interest and statement of qualifications must, as a minimum, include the following information:

1. Name, address, contact person and phone number;
2. Listing of key staff and resumes;
3. Listing of any subconsultants anticipated to be used on this project;
4. An indication of the firm's potential (available staff resources) for additional work in the next 30 months;
5. Experience on similar type projects, including location, date completed, contact (reference) name and telephone number; and
6. Proof of professional liability insurance or letter of credit in accordance with Rule 14-75, Florida Administrative Code.

LETTER OF INTEREST AND STATEMENT OF QUALIFICATION DEADLINE: March 15, 2013 at 5:00 p.m. Eastern Daylight Savings Time. Late letters will be returned unopened with the notation, "This letter of interest and statement of qualifications was received after the delivery time designated for receipt and opening in the legal notice."

REQUESTING RESPONSE ADDRESS: Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area, **ATTENTION:** Mr. Marlie Sanderson, AICP, 2009 NW 67th Place, Gainesville, FL 32653-1603. Telephone (352)955.2200, extension 103. Faxed and e-mailed responses will not be accepted.

SHORTLIST SELECTION PROCESS: From the letters of interest and statements of qualifications received, the Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area's Technical Review Committee will shortlist a minimum of three (3) firms. The shortlist selection date is March 27, 2013.

METROPOLITAN PLANNING ORGANIZATIONS

Lee County Metropolitan Planning Organization
 2013-001 Community Transportation Coordinator for
 Transportation Disadvantaged, Request for Proposal

The Lee County Metropolitan Planning Organization is putting out a Request for Proposal for the Community Transportation Coordinator for the Transportation Disadvantaged in Lee County, Florida. The proposals are Due back to the MPO by 3:00 p.m. on Friday, March 8, 2013. Proposals may be submitted via:

FedEx/UPS to: 815 Nicholas Parkway East, Cape Coral, Florida 33990.

USPS to: P.O. Box 150045, Cape Coral, Florida 33915-0045.

You may view the Request for Proposal on the MPO Website at <http://www.leempo.com/documents/RFP-CTC.pdf>. Or you may request a copy of it via email to Meghan Marion at mmarion@leempo.com or via phone, (239)330-2242.

Section XII Miscellaneous

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Office of the Secretary

Florida State Clearinghouse

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. This includes Outer Continental Shelf activities and other actions subject to federal consistency review under the Florida Coastal Management Program. A list of projects, comments deadlines and the address for providing comments are available at: <http://appprod.dep.state.fl.us/clearinghouse/>. For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

DEPARTMENT OF FINANCIAL SERVICES

FSC – Financial Institution Regulation

Financial Institutions

NOTICE OF FILINGS

Financial Services Commission

Office of Financial Regulation

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received a written withdrawal of the following application:

APPLICATION WITHDRAWN

Application To Acquire Control

Financial Institution to be Acquired: Legacy Bank of Florida, Boca Raton, Florida

Proposed Purchasers: Martin Diaz Alvarez, Alejandro Rodriguez

Blanco, Miguel A. Capriles Lopez

Received: October 18, 2012

Withdrawn: February 13, 2013

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.
