

## Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

**DEPARTMENT OF MANAGEMENT SERVICES**

**Division of State Employees' Insurance**

RULE NOS.:	RULE TITLES:
60P-1.005	Applications of Rules
60P-1.006	Capitalization of Words
60P-1.007	Administration, Communication, Payments, and Purpose
60P-1.008	Pretax and Waivers
60P-1.009	Definitions
60P-1.010	Eligibility
60P-1.011	Applicant Information and Documentation, Elections, and Changes
60P-1.012	Basic and Optional Life
60P-1.013	Open Enrollment
60P-1.014	Election Changes During a Plan Year
60P-1.015	Subscribers Not Subject to Pretax
60P-1.016	Spouse Program
60P-1.017	Effective Dates of Coverage
60P-1.018	Active Employees Off the Payroll
60P-1.019	Eligibility for State Contribution
60P-1.020	Premium Payments
60P-1.021	Underpayments
60P-1.022	Overpayments of Premium
60P-1.023	Supplemental Insurance Plans
60P-1.024	Retirement
60P-1.025	COBRA Continuation
60P-1.026	Conversion
60P-1.027	Flexible Spending Accounts
60P-1.028	Filing for Reimbursement
60P-1.029	Health Savings Account
60P-1.030	State Group Disability
60P-1.031	Eligibility and Enrollment Appeals
60P-1.032	Medical and Prescription Drugs
60P-1.033	Fraudulent Activities
60P-1.034	Rule Invalidity
60P-1.035	Release of Protected Health Information

**PURPOSE AND EFFECT:** The Division of State Group Insurance (Division) is responsible for the administration of Section 110.123, Florida Statutes, primarily consisting of the health insurance and prescription drug benefits and the pretax programs that are available to officers, employees, and retirees of the State of Florida and their qualified dependents. The Division rules contained in Title 60P, Florida Administrative Code, prescribe the terms and conditions of participation in the state group insurance programs.

**SUBJECT AREA TO BE ADDRESSED:** Insurance benefits offered to State officers, employees, retirees and their eligible dependents. Also, pretax programs that provide a reduction in taxable income.

**RULEMAKING AUTHORITY:** 110.123(5), 110.161(5) FS.

**LAW IMPLEMENTED:** 110.123, 110.161 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:** March 29, 2013, 2:00 p.m. – 4:00 p.m.

**PLACE:** 4050 Esplanade Way, Suite 101, Tallahassee, Florida 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Debbie Shoup, Division of State Group Insurance, 4050 Esplanade Way, Suite 215, Tallahassee, Florida 32399, (850)921-4593, debbie.shoup@dms.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Debbie Shoup, Division of State Group Insurance, 4050 Esplanade Way, Suite 215, Tallahassee, Florida 32399, (850)921-4593, debbie.shoup@dms.myflorida.com

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

## Section II Proposed Rules

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NOS.:	RULE TITLES:
62-807.200	Definitions
62-807.400	Application for Corridor Certification, Recipients
62-807.460	Conduct of Studies
62-807.470	Local Government Informational Meetings
62-807.510	Recommendations for Conditions of Certification
62-807.530	Alternate Corridors, Criteria for Rejection
62-807.570	Postcertification – Compliance Reviews, Monitoring and Reporting

- 62-807.580 Postcertification – Easements, Federal Permitting
- 62-807.600 Amendments to Application
- 62-807.610 Modifications
- 62-807.620 Replacements
- 62-807.660 Fees, Disbursement of Funds, Contracts
- 62-807.670 Specifications and Text for Newspaper Notice
- 62-807.680 Specifications for Florida Administrative Weekly Notice
- 62-807.690 Evidence of Notice, Additional Notice
- 62-807.900 Form

PURPOSE, EFFECT AND SUMMARY: To revise, clarify and remove duplicative language to provide a more concise and consistent process to businesses by which to submit natural gas pipeline Site Certification Applications.

RULEMAKING AUTHORITY: 403.9404(1) FS.

LAW IMPLEMENTED: 403.9401-403.9425 FS.

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION 120.54(1)(i)5., F.S.

SUBSTANTIALLY AFFECTED PERSONS MAY WITHIN 14 DAYS OF THE DATE OF THIS NOTICE, FILE AN OBJECTION TO THIS RULEMAKING WITH THE AGENCY. THE OBJECTION SHALL SPECIFY THE PORTIONS OF THE PROPOSED RULE TO WHICH THE PERSON OBJECTS AND THE SPECIFIC REASONS FOR THE OBJECTION.

THE FULL TEXT OF THE PROPOSED RULE IS:

62-807.200 Definitions.

Words, terms, and phrases used in this chapter, unless otherwise indicated, have the meaning set forth in Section 403.9403, F.S. In addition, the following words, when used in these rules, have the indicated meanings:

(1) No change.

(2) "Access roads" means roads ~~a that must be constructed within the pipeline right-of-way. Nothing in this Act prohibits an applicant from constructing a road to support construction, operation or maintenance of the pipeline that lies outside the pipeline right-of-way corridor to gain access to the right of way, compressor stations, pipeline, or other pipeline company property or facilities, including a road used for maintenance purposes. The term does not include a new or existing road or an easement acquired from property owners, which are outside of the corridor and is not licensed under the provisions of the Act.~~

(3) "Alternate corridor" means an area ~~corridor~~ proposed by a party other than the applicant under Section 403.9412, F.S., within which all or part of an associated pipeline right-of-way is to be located and that is different from the pipeline corridor proposed by the applicant. The width of the

alternate corridor proposed for certification for a pipeline may be the width of the proposed right-of-way or a wider boundary not to exceed the width referenced in Section 403.94055(2), F.S.

(4) "Clerk of the Siting Board" means the person designated as the clerk of the Department, ~~for purposes of Florida Rules of Appellate Procedure.~~

(5) "~~Conditions of certification~~" means the requirements that must be satisfied during the construction, operation, and maintenance of the natural gas transmission pipeline as ordered by the Siting Board under the provisions of s. 493.9416, F.S.

(5)(6) "Construction" means any clearing of land, erection of structures, excavation or other action by the applicant which would alter the physical environment or ecology of a pipeline right-of-way corridor. ~~Construction~~ but does not include those activities essential for surveying, preliminary corridor evaluation, or environmental studies, including trimming of vegetation necessary for such activities, or activities on the right-of-way not associated with the certified facility.

(6)(7) "Corridor" means the proposed area within which the pipeline right-of-way, including access roads if certified, is to may be located. The area within the corridor in which a right-of-way may be located may be further restricted by a condition of certification. After all property interests required for the pipeline right-of-way and access roads have been acquired by the applicant, the boundaries of the area certified shall narrow to only that land within the boundaries of the pipeline right-of-way. The corridors proper for certification shall be those addressed in the application, in amendments to the application filed under Section 403.9413, F.S., and in notices of acceptance of proposed alternate corridors filed by an applicant and the Department pursuant to Section 403.9412, F.S., for which the required information for the preparation of agency supplemental reports was filed. Where a primary corridor and secondary corridors are designated, a primary corridor means the corridor which the applicant prefers to have certified, and secondary corridors means corridor segments proposed for certification by the applicant which are alternate to the primary corridor but also are acceptable. A secondary corridor does not refer to a lateral pipeline corridor which may also have a secondary corridor segment.

(8) "~~Licensee~~" means ~~a person who has received certification through the licensing provisions of the Act.~~

(7)(9) "Maintenance" means the act of physically maintaining the natural gas transmission pipeline including ~~or~~ the right-of-way, and includes activities such as vegetation control, compressor servicing, roadway upkeep, but does ~~not~~ include construction of additional pipeline facilities.

(10) "~~Maintenance replacement~~" means ~~the exchange of equipment or material necessary to ensure continued safe operation of the pipeline, and which has impact control specifications equal to or better than the previously installed~~

equipment. It may include upgrades determined necessary by the licensee, if such upgrades improve safety and do not result in an increase in pipeline capacity.

(11) "Mandatory replacement" means the exchange of equipment or material required by federal or state laws, rules, or regulations.

(12) "Office of Siting Coordination" means that part of the Department of Environmental Protection charged with coordination of certification activities, and the address of which is Office of Siting Coordination, Department of Environmental Protection, 3900 Commonwealth Blvd., Tallahassee, Florida, 32399-3000.

(8) "Precertification amendments" means documentation submitted by the applicant during the application review period pursuant to Section 403.9413(2), F.S., that reflects changes proposed by the applicant to the designs or plans contained in its previously submitted application. It does not mean responses to requests for additional information to make the application complete as determined by reviewing agencies.

(9) "Postcertification amendments" means documentation that reflects changes in the certified project under the provisions of subsection 62-807.600(2), F.A.C.

(13) "Restricted area" means an area within the corridor determined by the Governor and Cabinet to be unacceptable for location of the natural gas transmission pipelines, or access roads thereto. Any restricted area will be identified in the final conditions of certification.

(10)(14) "Secretary" means the Secretary of the Department of Environmental Protection, or the duly authorized designee.

(15) "Siting Board" means the Natural Gas Transmission Pipeline Siting Board, which is the Governor and Cabinet.

Rulemaking Specific Authority 403.9404(1),(2) FS. Law Implemented 403.9403 FS. History--New 8-12-93, Formerly 17-807.200, Amended \_\_\_\_\_.

62-807.400 Application for Corridor Certification, Recipients.

(1) Applications for certification shall ~~must~~ follow the format and shall be supported by information and technical studies, as prescribed by Section 403.94055, F.S. of Rule 62-807.900, F.A.C., and must be supported by information and technical studies agreed to by the department and affected agencies, as a result of pre-application meetings and discussions.

(a) The applicant shall provide a preliminary listing of agencies entitled to notice and submittals of the application or precertification amendments. The applicant shall consult with the Department to determine who shall be in receipt of the certification application or precertification amendments for Department use.

(b) The applicant shall consult with each agency identified in Section 403.9411(4)(a), F.S., to determine who should be in receipt of the application for those agencies to conduct their reviews.

(c) The applicant shall submit the application and any amendments thereto to a main public library in each county within which the corridor is located. The proximity of the library to the corridor may be considered by the applicant in selection of the library.

(d) Prior to application filing, the applicant may request a meeting between the applicant, the Department and any potentially interested statutory party to determine whether specific informational requirements may be waived, modified or reduced in scope.

~~No more than six months prior to the filing of an application, the applicant shall meet with the department's Office of Siting Coordination to generally discuss the format and content of the application, as well as to provide a general briefing on the contemplated project. The department will invite other potentially affected agencies to attend the meeting. The Office of Siting Coordination, on behalf of the affected agencies and itself, may indicate that additional or alternative information will be needed in the application.~~

~~(2)(b) The application shall provide information as specific as possible concerning the corridor, including maps delineating the precise boundary of the corridor, and the locations of the corridor that fall within existing rights-of-way if fee reductions under the provisions of Section 403.9421, F.S., are sought.~~

(3) Applications shall also include:

(a) Information supporting any request for a variance, exception, exemption or other relief from the non-procedural standards or rules of the Department or from the standards or rules of any other agency, as provided by Section 403.941(2)(b), F.S., including the reasons justifying such relief, and the condition which the applicant seeks to have included in the certification on this issue.

(b) Information describing the works or properties of any agency that the applicant seeks to use, connect to, or cross over, and the intended use.

(c) Even though an applicant may elect to propose a corridor which overlaps with another company's corridor undergoing certification or other licensing which may provide similar information, the applicant shall still provide in its application the full information required by this section for that overlapping segment, to assure that agencies receive sufficient, up-to-date information.

~~(d) As part of the application, the applicant shall provide a preliminary listing of the agencies entitled to notice and copies of the application. This list shall include the names of representatives of the agencies to whom correspondence and the application are intended to be sent. At a minimum, the list shall include:~~

1. Those agencies listed in Section 403.9411(4)(a), F.S.

2. Local governments adjacent to the corridor, or within three miles of the corridor, if areas within their jurisdictions are likely to be subject to the impacts from the natural gas transmission pipeline.

~~(4)(2)~~ An applicant may choose at its option to propose segments of more than one corridor in the original application, known as secondary corridors. If information on more than one corridor is included in the application, the applicant must clearly identify the primary corridor, versus any secondary corridor segments. There may be no more than one segment of secondary corridor per counterpart segment of primary corridor. Any other variations indicated will be considered as a means to demonstrate that other route options have been considered by the applicant.

~~(5)(3)~~ In order for an application to be deemed filed with the Department, the following must be submitted by the applicant:

(a) Fifteen copies of the certification application, which are reserved for the department's own use.

(b) The appropriate application fee prescribed under Section 403.9421, F.S., and Rule 62-807.660, F.A.C., must be submitted to the Department by the applicant. Submittal of the fee is a condition precedent to any further consideration or action on the application by the Department.

(4) Pursuant to s. 403.9407, F.S., within seven days after the application has been filed with the department, the department is required to provide the applicant and the Division of Administrative Hearings with a list of agencies, including the names and addresses of agencies entitled to notice and copies of the application. This listing will be based on the listing required by (1)(d) above. Whenever possible, the names of the legal counsel which will be representing each agency should be included.

Rulemaking Specific Authority 403.9404(1) FS. Law Implemented 403.9407 FS. History—New 8-12-93, Formerly 17-807.400, Amended \_\_\_\_\_.

62-807.460 Conduct of Studies.

As needed to ~~To~~ verify or supplement the studies made by the applicant in support of the application, an agency which is required to prepare an agency report pursuant to Section 403.941, F.S., may conduct additional studies to assist in the development of their agency report it is recommended that the topics identified below be studied by the named agencies. For studies concerning issues outside of the department's substantive jurisdiction and in the jurisdiction of another agency, but which appear may not be conducted, the department, as support staff to the Siting Board, may initiate such studies as necessary to achieve the comprehensive review contemplated by the statute.

~~(1) Department of Environmental Protection: When conducting studies, the department may request assistance from any other agency. The department's substantive jurisdictional issues (not those from acting as staff to the Siting Board) to be reviewed include, but are not limited to, the following:~~

~~(a) Wetland resource regulation issues, including, but not limited to:~~

~~1. Potential impacts of natural gas transmission pipeline crossings on navigable waters, submerged lands or wetlands; or agency rights-of-way and other works of agencies.~~

~~2. Potential impact on water quality and quantity, including hydrology, hydrogeology, and surface drainage resulting from construction, clearing, and maintenance.~~

~~3. Potential impact on terrestrial and aquatic plant and animal life, including endangered or threatened species, or species of special concern, within the department's jurisdiction.~~

~~4. Commensurate with the level of detail of information provided in the application, a final or preliminary identification of those areas where the department has wetland resource jurisdiction (specific identification and the location of the landward extent of jurisdiction may not occur until after the right-of-way has been defined).~~

~~5. Restricted areas, as per section (3), below.~~

~~6. The need for mitigation. If the department determines that the project is not permissible without mitigation, then:~~

~~a. The department will consider any detailed or conceptual mitigation plan included in the application, assessing what types of mitigation (e.g., preservation, creation or enhancement) would be made, the proposed watershed basin (or basins) to be used, and suggested mitigation ratios for the type of wetland affected. The department's report will reflect an analysis of the suitability of the mitigation proposal reflective of the specificity and quality of the submitted plan.~~

~~b. If no such mitigation plan is included in the application, the department will include in its report a proposed condition of certification addressing the need for mitigation. If the applicant then chooses to submit a proposal prior to approval by the Siting Board, such plan will be subject to a sufficiency review as provided in Rule 62-807.440, F.A.C., and may be deemed "good cause" for alteration of timeclocks under s. 403.9414, F.S., if requested, in order for the department to consider such proposal within the agency report, or, alternatively, to submit an amended report.~~

~~(b) Impacts from air emissions from compressor stations, and pipeline repairs, as well as from fugitive dust caused by the construction. Also, air impact control methodologies.~~

~~(c) Impacts from usage of pesticides or herbicides, as determined by the department, and the Department of Agriculture and Consumer Services.~~

~~(d) Impact on state lands, as determined by the department, and as appropriate, state owned forests, in conjunction with the Division of Forestry.~~

(e) ~~Site specific environmental studies due to the particular nature of the corridor.~~

(f) ~~As appropriate, those items listed in subsections (3) and (4).~~

~~(1)(2)~~ Examples of issues which ~~may~~ should be studied by other specific affected agencies, are as follows. The non-agency specific items listed in subsections ~~(2)(3) and (4)~~, should be evaluated in conjunction with these.

(a) Department of Transportation: ~~Potential impact~~ Impact on state transportation facilities.

(b) The applicable water management district: ~~Potential impact~~ Impact on water management district owned lands, and impact on water resources (in conjunction with the department, where appropriate).

(c) ~~Florida Fish and Wildlife Conservation Game and Fresh Water~~ Commission, in conjunction with, as appropriate, the department, affected water management districts, or affected local governments: ~~Potential impact~~ Impact on wildlife, and endangered and threatened ~~species~~ fauna.

(d) Department of State's Division of Historical Resources: ~~Potential impact~~ Impact on historical and cultural resources of the state.

(e) Department of ~~Economic Opportunity~~ Community Affairs: ~~Potential impact~~ Impact upon the public based on the ~~consistency of the project~~ degree to which the project is consistent with the applicable ~~provisions of the Community Planning Act~~ applicable portions of the state comprehensive plan.

(f) The affected regional planning council(s): ~~Impact~~ Potential impact upon the public based on the degree to which the project is consistent with the applicable provisions of the comprehensive regional policy plan.

(g) The affected local governments:

1 ~~Potential impact~~ Impact upon the public in terms of the local government's applicable jurisdictional regulations, and surrounding land uses, based on the degree to which the project is consistent with applicable adopted comprehensive plans and land development regulations, local ordinances, regulations, standards or criteria that apply to natural gas transmission pipelines.

2. ~~Potential conflicts~~ Conflicts with Developments of Regional Impact;

3. No change.

4. ~~Compliance with zoning restrictions;~~

4.5. ~~Potential conflicts~~ Conflicts with lands owned by local government and easements necessary thereto;

5.6. No change.

6.7. No change.

7.8. ~~Potential impacts~~ Impacts on water supply facilities.

(h) No change.

~~(3) Each affected agency should perform an analysis of areas in which the right of way should not be located, and which should be proposed for designation as restricted areas due to regulatory considerations. The rationale for such designations must be provided, along with a citation of the statute, rule, regulation, or ordinance upon which such rationale is based. If restricted areas cover entire portions of the corridor, this may be used as grounds for recommending denial of certification. Examples of reasons for restricting an area of a corridor are as follows:-~~

~~(a) Department of Environmental Protection wetlands restricted area proposal justifications:~~

1. ~~There are no construction techniques which can reasonably be used in particular wetlands to minimize adverse construction impacts to the extent that permitting requirements can be met, including considerations of cumulative impact as provided for in s. 403.919, F.S. and, therefore, it would be appropriate for this particular location to be excluded from the certified corridor.~~

2. ~~Other matters relating to wetlands resource regulation which fail to comply with all non-procedural requirements of an agency, including the requirement to make all reasonable modifications to minimize wetland impacts, or fail to comply with the standards set forth in ss. 403.918 and 403.919, F.S., or in s. 403.9415, F.S., e.g., protection of endangered species habitat within the department's jurisdiction.~~

~~(b) Local government restricted area proposal justification: Incompatible land use encroachment into the corridor has occurred since the filing of the application.~~

~~(c) Game and Fresh Water Fish Commission restricted area proposal justification: The prescribed no impact zone for a newly identified location of an endangered species extends into the corridor.~~

~~(2)(4)~~ No change.

Rulemaking Specific Authority 403.9404(1) FS. Law Implemented 403.941 FS. History-New 8-12-93, Formerly 17-807.460, Amended \_\_\_\_\_.

62-807.470 Local Government Informational Meetings.

(1) In accordance with Section 403.9424, F.S., local governments may ~~are encouraged to~~ hold informational meetings to assist in explaining the project plans and impacts, in order to better solicit comments from the public in their jurisdiction about the project. ~~The statutory times suggested for the meetings are such that the meetings should be concluded approximately when the agencies are completing their studies and preparing agency reports. While the statute does not require attendance by the applicant, department, or other parties, at the meeting, the local governments holding such meetings shall provide individual notice to the applicant, department, and other parties to the proceedings at least three~~

~~weeks before the meeting, and shall attempt to schedule the meeting so that at least the applicant may have a representative present.~~

(2) No change.

~~(3) Any local government intending to conduct an informational public meeting pursuant to Section 403.94243, F.S., shall coordinate with the Department and the applicant in the scheduling of that meeting, to assure availability of the Department and the applicant.~~

~~(4) The format of the meeting is at the discretion of the local government.~~

~~Rulemaking Specific Authority 403.9404(1) FS. Law Implemented 403.9424 FS. History–New 8-12-93, Formerly 17-807.470, Amended \_\_\_\_\_.~~

62-807.510 Agency Reports and Conditions of Certification Recommendations for.

(1) Each agency shall prepare a report which shall contain:

(a) A report as to the impacts of the project related to matters within the agency’s jurisdiction as required by Section 403.941(2)(a) F.S.;

(b) Proposed conditions of certification on matters within the agency’s jurisdiction, listing the specific statute, rule, or ordinance, as applicable, that authorizes the proposed condition, as required by Section 403.941(2)(b), F.S.;

(c) Information on variances and exemptions required by Section 403.9416(2)(b), F.S.;

(d) A recommendation of approval or denial including reasons and legal basis of denial, if the agency recommends denial of certification.

~~Examples of conditions of certification which may be recommended are as follows:~~

~~(1) Those which require the filing after certification of more information with the department and other agencies, as appropriate, because the precise location of the right-of-way and access roads are seldom defined prior to certification. Such conditions typically will outline restrictions and require further evaluation of site specific information to assess compliance with the conditions, although no separate permits would be issued. Additionally, further requirements and mitigation may be determined necessary under the conditions as site specific information becomes available, in order for the project to achieve compliance with requirements.~~

~~(2) Administrative requirements, typically referred to as "general conditions," in addition to substantive conditions reflecting the regulations of the jurisdictional agencies.~~

~~(3) Specific reference to each variance, exception, exemption, or other relief which appear to be appropriate.~~

~~(4) Those which provide for any needed review of maintenance and mandatory replacements under Rule 62-807.620(2), F.A.C.~~

Rulemaking Specific Authority 403.9404(1) FS. Law Implemented 403.941(3), 403.9416 FS. History–New 8-12-93, Formerly 17-807.510, Amended \_\_\_\_\_.

62-807.530 Alternate Corridors, Criteria for Rejection.

(1) No change.

~~(2)(a) No change.~~

~~(3)(b) Alternate corridors, when filed, apply only to the specific geographical area of interest, and do not automatically incorporate those parts of the corridor proposed by the applicant which are not the subject of dispute. The filing of an alternate corridor does not thereby reopen for additional review the other parts of the corridor for which an alternate has not been proposed.~~

~~(4)(2) Pursuant to s. 403.9412(1)(b), F.S., within seven days after receipt of the notice of proposed alternate corridor filing, the applicant and the department must each file with the Hearing Officer and all parties a notice of acceptance or rejection of a proposed alternate corridor for consideration. This does not apply to applicant filed amendments to the corridor. The Department shall reject a proposed alternate corridor if one or more of the following criteria is met: Examples of the grounds for the department's rejection will include the following:~~

~~(a) The alternate does not have appropriate end points which connect to the remainder of the natural gas transmission pipeline;~~

~~(b) The quality of the filing is so poor as to make it difficult for the Department to evaluate the proposal; or~~

~~(c) The Failure to submit the information required by s. 403.9412(1)(a), F.S. has not been submitted; however, this will be without prejudice to refile within the deadlines set forth in s. 403.9412, F.S.~~

~~(5) Acceptance by the Department of an alternate corridor proposed for consideration pursuant to Section 403.9412(1), F.S., above shall not require the Department to support or oppose certification of such alternate corridor.~~

~~(6) Acceptance by the applicant of an alternate corridor proposed for certification shall not require the applicant to support or oppose certification of such alternate corridor.~~

~~(3) As specified in s. 403.9412(1)(d), F.S., the party proposing an alternate corridor has the burden of providing data which is in addition to its notice of alternate corridor filing and which will suffice to enable the agencies to prepare supplemental reports on the proposed alternate corridor. This data must be filed within 25 days after the acceptance of an alternate corridor by the department and the applicant, and will undergo a sufficiency review as specified in s. 403.9412(1)(e), F.S.~~

~~(7)(a) The alternate corridor proponent’s se information submittals pursuant to Section 403.9412(1)(d), F.S., must address the same issues as the original application which are~~

applicable, although such submittals can cross-reference to the original application in regards to data which is basically identical.

~~(b)~~ The level of detail of the alternate corridor proponent's information submittals pursuant to Section 403.9412(1)(d), F.S., must be commensurate with the scale of change in comparison to the applicant's original application proposal. For example, if an alternate corridor would shift the corridor several hundred feet from of the original proposal, for a distance of a thousand feet, and overlaps slightly with the original corridor, much of the original application information may address the requisite information for the proposed alternate corridor impact of a corridor in that area. Cross-referencing to the application in such scenarios will be adequate in most instances. On the other hand, an alternate that shifts the corridor several miles from where originally proposed west, and that is not joined for fifteen miles with the other parts of the corridor not in dispute, would require substantially new, detailed information.

~~(8)(4)~~ No change.

~~(5)~~ To assist the department and the other agencies in understanding the impact of an alternate upon the applicant, the department may, within five days of the filing of the information required under (3), request that the applicant submit comments on the impact. It is recommended that these comments be submitted to the department and the other agencies no later than 30 days after receipt of the request by the department. However, nothing herein requires the applicant to respond to this request.

~~(9)(6)~~ Notice of the rescheduled certification hearing must be published pursuant to Section 403.9411(2)(3)(b), F.S., no later than 80 days before the date set for the hearing. The provisions of Rule 62-807.490, F.A.C., apply to this revised notice of certification hearing.

~~(10)(7)~~ Local government informational meetings pursuant to s. 403.9424, F.S., ~~should~~ may be held no later than 60 days after the notice of filing of an alternate.

~~(11)(8)~~ A reminder notice of the rescheduled certification hearing must be published pursuant to Section 403.9411(1)(c), F.S., and Rule 62-807.520, F.A.C., no more sooner than 10 days before the date set for the hearing.

~~(9)~~ The certification hearing and all other procedures subsequent to the hearing in the processing of an application will follow those procedures and schedules provided by the Act.

Rulemaking Specific Authority 403.9404(1), (2) FS. Law Implemented 403.9412 FS. History--New 8-12-93, Formerly 17-807.530, Amended \_\_\_\_\_.

62-807.570 Postcertification – Compliance Reviews, Monitoring and Reporting.

(1) At its own expense, the licensee shall conduct such postcertification monitoring and reporting required by the final order of certification of the effects arising from the location of the pipeline corridor, the construction of the pipeline or pipelines and the maintenance of the pipeline right-of-way pursuant to the conditions to assure continued compliance with the terms of certification.

(2) Final project design details may be required as part of a post-certification review in which agencies with regulatory jurisdiction monitor for continued compliance with applicable non-procedural requirements. Unless otherwise stated in a condition, the post-certification review procedures will operate as follows:

(a) The Department's Siting Coordination Office will coordinate the processing of post-certification reviews.

(b) All postcertification submittals of information by the licensee are to be filed with the Department and any other agency indicated in the specific condition requiring the postcertification submittal.

(c) The licensee's post-certification submittal must provide information sufficient for the reviewing agency(ies) to monitor for continued compliance with the issued certification.

(d) If found by the Department to be incomplete, the licensee shall be so notified by the Department. Failure to issue such a notice within 30 days after filing of the submittal shall constitute a finding of completeness.

(3) Postcertification submittals filed by a licensee with one or more agencies are for the purpose of monitoring for compliance with the issued certification. Postcertification review must be completed within 90 days after complete information for a segment of the certified pipeline is submitted to the reviewing agencies.

(a) Within 90 days of the filing of a complete postcertification submittal, the Department shall give written notification to the licensee and the agencies to which the postcertification information was submitted of its assessment of whether there is reasonable assurance of compliance with the conditions of certification. If it is determined that reasonable assurance has not been provided, the licensee shall be notified with particularity and possible corrective measures suggested. Failure to notify the licensee in writing within 90 days of receipt of a complete postcertification submittal shall constitute a finding of compliance.

(b) If the Department does not give written notification of compliance within the time period specified in subsection (2) above, the licensee may begin construction pursuant to the terms of the conditions of certification and the subsequently submitted construction details.

(4) Any submittal of information pursuant to a requirement contained in a condition of certification is for the purpose of monitoring for compliance with the issued

certification. Such a submittal does not provide a point of entry for any person on the adequacy of the postcertification submittal.

(5) Within 90 days after certification, the licensee shall provide a complete summary of those submittals where due dates are identified in the Conditions of Certification. Such submittals include monitoring reports, management plans, and wildlife surveys. The summary shall be provided to the Siting Coordination Office and any affected agency to which a submittal is required to be provided using a sortable spreadsheet in a format substantially similar to the following.

Condition number	Requirement	Due date or timeframe	Name of agency to which the submittal is required to be provided

(1) Pursuant to specific conditions of certification, a licensee may be required to file site specific technical data in order to facilitate the department's and any other affected agency's monitoring of the licensee's compliance with the conditions of certification. This is generally described as "postcertification review," or "PCR."

(a) Any submittal of information or determination of compliance pursuant to PCR does not provide a point of entry for a third party on the submittal, unless the licensee requests a hearing on the department's determination that the submittal or activity is not in compliance with the terms and conditions of certification, or applicable law and rules.

(6)(b) Where postcertification review of compliance with the conditions of certification is necessary, data quality assurance requirement provisions which would otherwise have been required in the absence of certification must be followed, if not otherwise specified in the conditions.

(c) The procedures for postcertification submittal processing, if not otherwise specified in the conditions, are as follows:

1.a. All postcertification submittals of information by the licensee are to be filed with the department. Copies of each submittal shall be simultaneously submitted to any other agency indicated in a specific condition requiring a postcertification submittal.

b. The department shall promptly review each postcertification submittal for completeness; for the purposes of postcertification reviews, completeness shall mean that the information submitted is both complete and sufficient. The department will consult with the other agencies, as appropriate, and note completeness problems raised by the other agencies. If found by the department to be incomplete, the licensee shall be so notified. Failure to issue such a notice within 30 days after filing of the submittal shall constitute a finding of completeness.

~~e. Within 45 days of the filing of a complete postcertification submittal, the department may conduct an interagency meeting with other agencies which received copies of the submittal. The purpose of such an interagency meeting shall be for the agencies with regulatory jurisdiction over the matters addressed in the postcertification submittal to discuss whether reasonable assurance of compliance with the conditions of certification has been provided. Failure of any agency to attend an interagency meeting shall not be grounds for the department to withhold an assessment determination of compliance with the conditions nor to delay the timeframes for review established by the conditions.~~

~~d. Within 90 days of the filing of a complete postcertification submittal, the department shall give written notification to the licensee and the agencies to which the postcertification information was submitted of its assessment of whether there is reasonable assurance of compliance with the conditions of certification. If it is determined that reasonable assurance has not been provided, the licensee shall be notified with particularity and possible corrective measures suggested. Failure to notify the licensee in writing within 90 days of receipt of a complete postcertification submittal shall constitute a finding of compliance.~~

~~e. If the department does not give notification of compliance within the time period specified in subparagraph d. above, the licensee may begin construction pursuant to the terms of the conditions of certification and the subsequently submitted construction details.~~

(1)(2) The licensee, or any agency which received a copy of a postcertification submittal pursuant to subparagraph ~~4(2)(b)~~ above, may dispute a finding by the Department regarding whether a postcertification submittal provides reasonable assurance of compliance with the conditions of certification, within 30 days after receiving notice of the Department's findings. Upon notification of a dispute, the Department shall immediately refer the matter to the Division of Administrative Hearings (DOAH) for disposition in accordance with the provisions of Chapter 120, Florida Statutes. A hearing under Section 120.57(1), Florida Statutes, shall be held within 30 days after its referral to DOAH. The hearing officer Administrative Law Judge shall issue the decision 30 days after the termination of such hearing. All exceptions to the hearing officer Administrative Law Judge's order shall be filed with the Department, as Staff to the Siting Board, Governor and Cabinet within 10 days of the issuance of such order. The Department, as Staff to the Siting Board, Governor and Cabinet shall issue a decision within 30 days of the filing of the exceptions. The time requirements under this condition may be altered by agreement of the parties to the dispute.

~~(8)(b)~~ No change.



~~(2) If, in relation to the department's wetland resource jurisdiction, the applicant has not chosen to show compliance with the department's substantive requirements as part of the certification application and has instead elected to do so as part of a postcertification compliance review process, the review procedures will operate as follows:~~

~~(a) The department's Siting Coordination Office will coordinate the processing of reviews.~~

~~(b) The review information must be in accordance with the department's Form 62-312.900(1) (the Joint USACOE/DEP Wetlands Resource Protection application form):~~

~~1. Five copies are required of all postcertification information submittals, including modifications thereof, for the department's own use.~~

~~2. Copies of the wetlands resource regulation PCR information must also be sent by the licensee to the applicable water management district, the Game and Freshwater Fish Commission, and any other agency which requests it in writing. Copies are not required to be sent to landowners adjacent to the right-of-way unless such landowner request a copy in writing.~~

~~(c) For those areas where the department has joint jurisdiction with the U. S. Army Corps of Engineers, upon determining that the construction proposed for the project is in compliance with the requirements of the conditions of certification, the department will provide to the Corps of Engineer a letter stating that the licensee has met the requirements for 33 USC 1341 certification and copy the licensee.~~

~~(3) The licensee must notify the department's Siting Coordination Office, or as otherwise indicated in the conditions of certification, of the place and anticipated starting date, i.e., county and month, of the construction activities in waters of the state no later than 10 working days prior to initiating any such activity.~~

~~(4) The licensee must conduct at its expense such postcertification monitoring and reporting as is deemed reasonable and necessary by the Siting Board, and the monitoring and reporting must be carried out in the manner prescribed in the conditions of certification.~~

Rulemaking Specific Authority 403.9404(1) FS. Law Implemented 403.9416(2), (3) FS. History--New 8-12-93, Formerly 17-807.570, Amended \_\_\_\_\_.

62-807.580 Postcertification – Easements, Federal Permitting.

(1) Where the certification is issued requiring approval for easement or other interest in state lands, the title to which is vested in the Board of Trustees of the Internal Improvement Trust Fund (Trustees), the licensee must apply directly to the Trustees for each required easement or other interest in state lands for such approval. Likewise, the licensee must apply to the appropriate water management district (WMD) for

easement-approval for district-owned lands for which the title is vested in a WMD created pursuant to Chapter 373. The licensee must forward send copy of the easement approval request application to the Department. The Trustees or WMD, or the licensee if the Trustees or WMD fails to do so, must forward a copy of the letter of approval for such easement or other interest to the Department so that the Department can verify compliance with the conditions of certification.

(2) An applicant may apply to the Trustees or a WMD for an easement or other interest in land either before or after filing an application for the certification of a pipeline corridor. Such application may also be sought during the certification proceedings. The Trustees or WMD may condition any easement or other authorization to use lands granted prior to certification to require certification before the authorized use is commenced. The licensee must apply directly to the U. S. Army Corps of Engineers (COE) for permits required by the COE for construction of the natural gas transmission pipeline, and it is strongly recommended that the submittal occur at the same time as state postcertification review submittals. A copy of the COE application must be sent to the department by the licensee.

Rulemaking Specific Authority 403.9404(1) FS. Law Implemented 403.9416(3) FS. History--New 8-12-93, Formerly 17-807.580, Amended \_\_\_\_\_.

62-807.600 Amendments to Application.

No change.

(1) The following applies to any pre-certification amendments:

(a) Any amendments made to the application must be sent by the applicant to all parties to the proceeding as well as to all recipients of the application. ~~Formal revisions to the application in the form of amended application pages must be provided in order to officially initiate consideration of the amendment. However, early notification by correspondence is encouraged.~~

(b) through (d) No change.

(e) If an amendment is filed after the submission of agency reports to the Department, the Department may request that the Administrative Law Judge Hearing Officer adjust the certification schedule to allow for the conduct of a sufficiency review and revision of agency reports.

(f) If an amendment is filed after the issuance of the Department's written analysis, the Department may request that the Administrative Law Judge Hearing Officer adjust the proceeding schedule to allow review of the effect of such a filing on the overall application review process. Such a request shall take into account whether or not such amendment is in response to previously considered matters such as alternate filings.

(g) After the Department has issued its written analysis under Rule 62-807.500 F.A.C., any proposed corridor changes shall be sent to all the parties and filed with the Administrative Law Judge Hearing Officer for disposition, rather than the Department.

(2) The following applies to any postcertification amendments:

(a) No change.

(b) If additional significant adverse impacts will not occur and the conditions of certification will not be changed, then the amendment will not be considered a modification under the provisions of s. 403.9418, F.S., and Rule 62-807.610, F.A.C. ~~In order to determine whether additional significant adverse impacts will occur as a result of the proposed amendment, and whether changes in the conditions may be required, a postcertification review will be conducted. The procedures and criteria for the review will be specified in an appropriate condition of certification.~~

(c) Fees will be appropriately applied as prescribed in 403.9421(2), F.S.

Rulemaking Specific Authority 403.9404(1) FS. Law Implemented 403.9403(4), 403.94055(1), 403.9413 FS. History—New 8-12-93, Formerly 17-807.600, Amended \_\_\_\_\_.

62-807.610 Modifications.

(1) Except as otherwise provided in the conditions of certification, the licensee shall petition to modify certification for all changes in pipeline corridor alignment.

(2) Except as otherwise provided in the conditions of certification, expansions in right-of-way width following the narrowing of the certified area pursuant to Section 403.94055(2), F.S., will be considered modifications pursuant to Section 403.9418, F.S.

(3) Once all property interests required for the right-of-way have been acquired by the licensee, the area of the corridor certified narrows to only that land within the boundaries of the right-of-way, unless specified otherwise by the conditions of certification. Under the provisions of Section 403.94055(2), F.S., this shall not be construed to require a modification or further agency review.

(4) Modifications requested by a licensee shall be processed in accordance with Section 403.9418, F.S.

(a) To be deemed properly filed, the licensee shall consult with the Department to determine who should be in receipt of modification information, and shall provide those agencies with modification information.

(b) The petition shall be reviewed for completeness. Within 25 days of the filing of the petition with the Department, agencies with jurisdictional matters affected by the proposal shall file completeness recommendations with the Department. Within 30 days of the filing of the petition with the Department, the Department shall issue a completeness

determination. Any subsequent information filings intended to render the petition complete shall be reviewed by the agencies and the Department under these same deadlines.

(c) If no objections are received from the parties to the prior certification proceedings within 45 days after issuance of the notice by mail, or within 30 days after publication of notice by the Department pursuant to Section 403.9411(1)(e), F.S., then the Department shall issue a Final Order on the modification consistent with the noticed proposed order. If written objections are filed that address only a portion of the proposed order on a modification, then the Department shall issue a Final Order on the portion of the modification to which no objections were timely filed, unless that portion of the requested modification is substantially related to or necessary to implement the portion to which written objections are timely filed.

(d) If objections are filed, the provisions of Chapter 120, F.S., shall govern.

(1) In order for a licensee to initiate a modification of certification under the provisions of section 403.9418, F.S., the following will apply:

(a) The licensee must file with the department a request for modification, along with the applicable fee. Copies of the modification request must also be sent to all the parties to the original certification proceeding.

(b) All requests for modification must contain:

1. A map showing the location of the proposed modification;

2. A detailed description of the proposed modification, including drawings, diagrams, blue prints, photos, and technical data as appropriate;

3. A concise statement of the facts and justification for the modification, citing all relevant rules and statutes;

4. A discussion of the anticipated effects of the proposed modification on all matters regulated by the Act;

5. Reference to the conditions of certification, findings of fact, conclusions of law, and studies conducted pursuant to Rule 62-807.460, F.A.C., upon which the certification or conditions of certification were based, which the proposed modification would affect;

6. A draft of the proposed alterations of the application and certification as previously amended or modified;

(c) After receipt of the modification request, the department will coordinate with the appropriate agencies on matters within each agency's jurisdiction. Additional information may be requested by an agency through the department.

(d) When determining whether or not sufficient information has been filed in the petition, the department shall consider the comments of the affected agencies. Failure to submit sufficient information in a request for modification will be grounds for denial of a modification request.

~~(e) Dependent on the scope of the modification, the department may elect to provide notice of receipt of the request for modification. Such notice may include:~~

~~1. Publication in the newspapers indicated in s. 403.9411(1)(d), F.S., in each county in which the modification would be located, following the text provided in Rule 62-807.670, F.A.C.~~

~~2. Publication in the Florida Administrative Weekly, as provided in Rule 62-807.680, F.A.C.~~

~~3. Copies of the notice in 1. above, provided by certified mail, return receipt requested, to any other persons who have requested to be placed on the departmental mailing list for this purpose.~~

~~(f)1. The department, based on the comments of the affected agencies, shall review the request and develop a position as to the request. It shall then publish a notice of intent regarding approval or denial of the request in the Florida Administrative Weekly and send copies of the notice of intent by certified mail, return receipt requested, to each of the parties to the original proceeding.~~

~~2. In order to make the two deadlines for filing objections as simultaneous as possible, the department shall issue the 45-day party notice at approximately the same time it arranges for the 30-day notice in the Florida Administrative Weekly, to offset publication delays.~~

~~3. A party may notify the department in writing of its intent to not object to the modification and waive its 45-day opportunity for objection.~~

~~(g) After the parties and any persons having a substantial interest have been afforded the statutory objection periods allowed by s. 403.9418(2), F.S., the department will take action in one of the following ways:~~

~~1. If the department has been delegated authority to modify pursuant to s. 403.9418(1), F.S., the department will issue a final order granting or denying the modification. Copies of the final order shall be provided to the applicant and all parties or persons having a substantial interest.~~

~~2. If the department has not been delegated authority to modify pursuant to s. 403.9418(1), F.S., then under the statutory delegation provisions of s. 403.9418(2), or (3), F.S., the department will either:~~

~~a. Issue a final order consistent with its notice of intended action if no objection is received within the statutory periods allowed by s. 403.9418(2), F.S.; or~~

~~b. Elect to file a petition for modification with the Division of Administrative Hearings requesting a hearing on the modification, if a party or person whose substantial interests will be affected by the modification timely files a letter of objection with the department.~~

~~3. The licensee is entitled to file a petition for modification with the Division of Administrative Hearings if a timely objection is received and the department has neither been delegated authority to modify nor elected to petition the Division of Administrative Hearings.~~

~~4. If a petition for modification is filed with the Division of Administrative Hearings, then the Hearing Officer may request agency reports; will conduct a hearing; and, will issue a recommended order. The Hearing Officer will submit the recommended order to the department for preparation of a draft final order to be submitted to the Siting Board. Included in the draft final order will be proposed rulings on any timely filed exceptions to the Hearing Officer's recommended order. Final agency action will be taken by the Siting Board.~~

~~(2) The department may also initiate a modification of certification, based on requests of the parties or its own motion. However, no fee shall be required.~~

~~(a) To initiate a modification, the department shall submit to all parties to the original certification proceeding a statement containing the information specified in (1)(b)3-6, above. It may elect to publish notice of initiation of the modification, in line with (1)(e) above.~~

~~(b) The department shall also publish notice in accordance with s. 403.9418(2), F.S., offering an opportunity to object to the proposed modification.~~

~~(c) The procedures outlined in (1)(g) above shall then be followed.~~

Rulemaking Specific Authority 403.9404(1), (2) FS. Law Implemented 403.9418 FS. History-New 8-12-93, Formerly 17-807.610, Amended \_\_\_\_\_.

62-807.620 Replacements.

(1) Emergency replacement of natural gas transmission pipelines certified under the Act will not be considered a modification pursuant to s. 403.9418, F.S. A verbal report of the emergency must be made to the department as soon as possible. Within 30 days after correction of the emergency, a written report to the department and the PSC must be made outlining the details of the emergency and the steps taken for its relief. The written report must describe all of the work performed and must set forth any pollution control measures or mitigative measures which were utilized or are being utilized to prevent pollution of waters, harm to sensitive areas or alteration of archaeological or historical resources.

~~(2) Maintenance and mandatory replacements are considered amendments and, unless replacements and impacts have otherwise been addressed in the conditions of certification, will require notification to the Department if:~~

~~(a) The pipeline to be replaced is 2,000 feet or more in length; or~~

~~(b) Impacts may occur which would otherwise require a permit review.~~

~~(3) A determination of whether a modification may be requested by the Department pursuant to Rule 62-807.600(2), F.A.C., due to the potential impacts of the replacement.~~

~~Rulemaking Specific Authority 403.9404(1) FS. Law Implemented 403.9404(8), 403.9418 FS. History—New 8-12-93, Formerly 17-807.620, Amended \_\_\_\_\_.~~

62-807.660 Fees, Disbursement of Funds, Contracts.

(1) No change.

(a) through (c) No change.

~~(d) When an applicant proposes secondary corridor segments in addition to the primary corridor for consideration for certification, the application fee must be computed on the basis of the longest resulting corridor, which would occur if a segment which would substitute for a portion of the original proposal is longer than that original portion.~~

(2) No change.

~~(3) Pursuant to Section 403.9415(7), F.S., the applicant will pay the appropriate postcertification fee to the Department. The application and other non-postcertification review fee allocations will be as follows:~~

~~(a)1. Sixteen percent of these fees will be transferred to the Division of Administrative Hearings upon receipt of the fees.~~

~~2. Fifty percent of those fees (other than the postcertification review fee) will be reserved for department costs associated with reviewing and acting upon applications or petitions, including costs of public notices published by the department pursuant to s. 403.9411(1)(c), F.S.~~

~~3. Thirty-four percent of the fees will be reserved to reimburse for authorized expenses identified in subsection (5) below, of the Department of Community Affairs; the Game and Fresh Water Fish Commission; the water management districts, regional planning councils, or local governments in whose jurisdiction the proposed natural gas transmission pipeline corridor is to be located; or any other agency which received a copy of the application for review pursuant to Rule 62-807.400, F.A.C. In the event these reserved funds are not sufficient to provide for complete reimbursement of all the agencies, reimbursement to each agency will be on a prorated basis.~~

~~(b) All sums remaining after the payment of authorized agency expenses will be retained by the department for its use in the same manner as is otherwise authorized by s. 403.9421, F.S.~~

~~(4) The following applies to management of the fees:~~

~~(a) In order to receive reimbursement for participation in the proceedings, the affected agencies must submit invoices for reimbursement to the Department's Siting Coordination Office for a validity review prior to processing by the Department's Bureau of Finance & Accounting. The invoices must be submitted no later than 45 days after final action by the Siting Board or after notification of withdrawal of the application. Invoices received after the deadline shall not be deemed~~

eligible for reimbursement unless good cause is demonstrated to the Department. Each invoice must be accompanied by an itemization of the time and expenses incurred in accordance with state auditing procedures.

(b) Authorized agency expenses for affected agencies may only include direct costs for those items identified in Section 403.9421(5)(c)1., F.S.

(c) If contractual services are necessary, all contracts must be directly related to the evaluation of the application. Any agency intending to incur an expense for a contract for studies pursuant to Section 403.941, F.S., must first obtain approval from the Department for the amount and purpose of such expenditure. All such studies must be related to the jurisdiction of the agencies and must be directly related to the evaluation of the application. Any such contract must specify that:

1. Receipt of the final results must be available in time for agency report submittals.

2. The studies shall be finalized in writing.

3. Final reimbursement to the contractor shall not occur unless complete results are submitted such that the schedule of subparagraph 1. above can be met.

4. The contractor agrees to be available to act as a witness in certification proceedings.

~~(4) The postcertification review fee allocation, if one is received, will be as follows:~~

~~(a)1. Sixty percent of the postcertification review fee will be reserved for department costs associated with conducting review work pursuant to the conditions of certification.~~

~~2. Forty percent of the fees will be used for postcertification review work of the affected agencies, in the same manner set forth in (3)(a)3. above.~~

~~(b) All sums remaining after the payment of authorized agency postcertification review expenses will be retained by the department for its use in the same manner as is otherwise authorized by s. 403.9421, F.S.~~

~~(5) The following procedures for reimbursement of authorized agency expenses will apply after final agency action by the Siting Board or withdrawal of the application.~~

~~(a) No later than 30 days after application withdrawal or final action by the Siting Board, invoices for reimbursement must be submitted to the department's Siting Coordination Office, which will then be reviewed by the department's Bureau of Finance & Accounting. Each invoice must be accompanied by an itemization of the time and expenses incurred. Invoices for the following, subject to any necessary verification, will be considered authorizable expenses.~~

~~1. Direct application-related salary costs for the following:~~

~~a. The conduct of studies for, and preparation of, reports required in accordance with s. 403.941, F.S.~~

~~b. Site inspections.~~

~~e. Attendance at hearings, depositions, and other participation in discovery.~~

d. Program administration, technical reviews, and legal support.

2. Fringe and indirect costs calculated based on the approved EPA fringe and indirect rates.

3. Other Personal Service (OPS) employees for the above.

4. Contracts for studies pursuant to section (7) below.

5. Application related expenses for the following:

a. Travel costs. Any reimbursement claims for travel costs must be accompanied by an approved State of Florida travel voucher, or acceptable counterpart.

b. Copying and reproduction costs.

c. Telephone and communication expenses.

d. Materials (e.g. maps, aerial photographs).

e. Authorized local governments may charge for the cost of public notice directly related to informational public meetings held pursuant to s. 403.9424, F.S.

f. The Public Service Commission may charge for the cost of public notice directly related to the need determination proceedings required by s. 403.9422, F.S.

(b) Verification of the expenses will be made by the department, and reimbursements, to the extent monies are available, will be made. Such reimbursements will occur no sooner than 45 days after final action by the Siting Board.

(6) The authorizable expense listing in (5)(a) above will also apply when the department processes any invoices submitted pursuant to s. 403.9421(5)(c)2., F.S., for postcertification review work, pursuant to conditions of certification.

(7)(a) Any agency intending to incur an expense for a contract for studies under the Act must first obtain prior written approval from the department for the amount and purpose of the expenditure. All such studies must be related to the jurisdiction of the agency and charges for the study must be directly related to the evaluation of the certification application. Any contract must specify that:

1. Receipt of the preliminary results will be available in time for agency report submittals with final results available at least 30 days prior to the certification hearing.

2. The studies will be finalized in writing.

3. Final reimbursement to the agency and thus to the contractor will not occur unless complete results are submitted such that the schedule of paragraph 1. above can be met. 4. The contractor will be available to act as a witness in certification proceedings.

(b) The breach of any provision of a contract for studies will not be grounds for the alteration of any time limitation in the Act pursuant to s. 403.9414, F.S.

(5)(8) If the application is withdrawn, the Department will request all agencies to submit invoices for reimbursement and compute their expenses up to the time of application withdrawal, and within 30 days of the request, to submit invoices for that time period, including any expenses incurred

~~in preparing the invoice, in accordance with (5). Within 90 days of the notification of withdrawal, the applicant will be refunded whatever amount remains after subtraction of all approved documented agency and department expenses.~~

Rulemaking Specific Authority 403.9404(1) FS. Law Implemented 403.9409(1)(a), 403.9421 FS. History--New 8-12-93, Formerly 17-807.660, Amended \_\_\_\_\_.

62-807.670 Public Noticing Requirements Specifications and Text for Newspaper Notice.

(1) The following forms are adopted and incorporated by reference and shall be used as outlined below. The applicant shall provide newspaper notice as required by Section 403.9411, F.S., using the forms listed below. Forms may be obtained from the Department of Environmental Protection, Siting Coordination Office, or by accessing the Office's web site at <http://www.dep.state.fl.us/siting>.

~~(a) The applicant must provide newspaper notices of the proceedings listed below, as specified herein. The newspapers in which a notice is published and location of the notice within the newspaper must meet the criteria specified in s. 403.9411(1)(d), F.S. The required map must occupy approximately one-quarter of the notice space. After the notice has been published, the applicant must forward to the department's Office of Siting Coordination one copy of the applicable proof of publication. Failure to have the notice timely published in the newspaper may be grounds for alteration of time limitations pursuant to s. 403.9414, F.S., including alteration of notice deadlines. If the application for certification proposes one or more secondary corridor segments, the notice texts suggested herein must be amended to reflect that such secondary corridor segments are proper for certification. The content of any notice may be different than that provided in this section so long as the deviation does not materially and substantially alter the substance of such notice. All notices shall, with the exception of the Petition to Modify notice, be published in a newspaper of general circulation within each county crossed by the pipeline corridor, as defined in accordance with Section 403.9411(1)(d), F.S.; be no less than one-half page in size except the reminder notice, (one full page in a tabloid size newspaper) and published in a section other than Legal Notices; include a map which occupies a minimum of one-quarter of the display advertisement, clearly showing the corridors proper for certification inclusive of Selected Townships and Ranges, and where possible, Sections; with all patterns or other graphics used to indicate special features bold enough to register legibly on newsprint.~~

~~(a)(4) Notice of Filing of Application: Arrangements must be made for publication of notice of the filing of the application, such that the notice will be published within 15 days after the application has been determined complete. The notice must be at least one-half page in size (one full page in a tabloid size newspaper), bearing the heading "Notice of Receipt of Natural Gas Transmission Pipeline Certification~~

Application" in bold letters not less than 42 points. The notice must substantially contain the following: DEP Form 62-807.670(1) effective XXXXXX. This notice shall be published within 15 days after application has been determined complete.

(a) A map of the corridor(s) proper for certification in the county or counties in which the newspaper is being distributed, along with approximately one half of each adjoining county through which the corridor also traverses. A small "window" map which shows the entire route shall, where possible, be superimposed on a non-relevant part of the main map. Selected townships and ranges, and where possible, sections, must be shown on the main map. All patterns or other graphics used to indicate special features must be bold enough to register legibly on newsprint. The map must occupy at least one quarter of the display advertisement.

(b) Text which substantially states the following:

1. "~~Application number \_\_\_\_\_ for certification to authorize location of a natural gas transmission pipeline corridor, construction, operation and maintenance of a natural gas transmission pipeline, commonly referred to as \_\_\_\_\_, and maintenance of the natural gas transmission pipeline right of way from \_\_\_\_\_, Florida to \_\_\_\_\_, Florida, was received by the Department of Environmental Protection on \_\_\_\_\_, 19\_\_\_\_. The case is pending before the Division of Administrative Hearings, Case No. \_\_\_\_\_, prior to action by the Governor and Cabinet, pursuant to the Natural Gas Transmission Pipeline Siting Act, ss. 403.9401-9425, F.S. The corridor will pass through the following local government jurisdictions: \_\_\_\_\_, \_\_\_\_\_."~~

2. "~~The application for certification is available for public inspection at the following locations: \_\_\_\_\_." <Here list the addresses of the main and appropriate district offices of the department serving the area of the corridor; the general business office of the applicant and the local business office of the applicant, if any, in every county through which the proposed corridor passes; and the main public libraries identified in Rule 62-807.420(1)(c), F.A.C.>~~

3. "~~A certification hearing will be held regarding this application in approximately seven months and a notice stating the date, time and location of the hearing will be published in this newspaper at least 80 days before the date set for the hearing. The Hearing Officer will receive testimony and evidence from the parties and the public at the certification hearing. If timely requested by a local government pursuant to s. 403.9411(2), F.S., a public hearing will be held in each county through which the corridor passes where members of the public who are not parties to the certification proceedings may testify; however, the public should be aware that the majority of the testimony and evidence in the case will be heard at the centrally located certification hearing."~~

4. "~~Consideration may be given in this proceeding to corridors alternate to the route preferred by \_\_\_\_\_. <The applicant.> The applicant may propose corridors secondary to the primary corridor in order to preserve its options, and persons other than the applicant may also propose alternate routes for portions or all of the corridor. To propose an alternate corridor, persons must request to become a party to the proceedings (see below), and then must file a notice of proposed alternate corridor with the Hearing Officer pursuant to s. 403.9412, F.S., with all parties, and with any local governments in the jurisdiction of which the alternate is proposed, by no later than 50 days prior to the originally scheduled certification hearing. The filing must include the most recent United States Geological Survey 1:24,000 quadrangle maps specifically delineating the corridor boundaries, a description of the proposed alternate corridor, and a statement of the reasons the proposed alternate should be certified. Each party proposing an alternate corridor will have the burden to provide the data necessary for the agencies listed in s. 403.941, F.S., to prepare a supplementary report, and the burden of proof on the certifiability of the alternate corridor at the certification hearing. See s. 403.9412, F.S., and Rule 62-807.530, F.A.C., for further information and requirements."~~

5. "~~Anyone wishing to participate in the proceedings is directed to s. 403.9411(4) and (5), F.S. To become a party, a person must file an appropriate petition no later than 30 days before the date set for the certification hearing. The petition must be sent to \_\_\_\_\_, Hearing Officer, Division of Administrative Hearings, \_\_\_\_\_, Tallahassee, Florida; \_\_\_\_\_. The petition must contain the following: (a) reference to the application number; (b) the name, address, and telephone number of the petitioner, and; (c) allegations sufficient to demonstrate the petitioner is entitled to participate in the hearing. Copies of the petition must be sent by mail to all parties. (A list of parties may be requested from the Hearing Officer.) Those wishing to intervene in these proceedings, unless appearing on their own behalf, must be represented by an attorney or other person who can be determined to be qualified to appear in administrative proceedings pursuant to Chapter 120, F.S., or Rule 62-103.020, F.A.C."~~

6. "~~State agencies and local governments will be studying the application and preparing testimony and evidence for the certification hearing. Interested individuals should review the application and bring matters of concern to the appropriate agency's attention as soon as possible. Contact persons, addresses, and phone numbers are listed in the application."~~

7. The text must also include section 403.9416(1), and (2), F.S.

(b)(2) Notice of Certification Hearing: The notice must be of the same size, and have the same heading height as set forth in subsection (1) above. Such public notice must bear the heading, "Notice of Certification Hearing on Proposed Natural

Gas Transmission Pipeline Corridor". The public notice must substantially contain the following information DEP Form 62-807.670(2) effective XXXXXX. This notice shall

(a) Same as (1)(a) above: be published at least 80 days prior to the date set for the certification hearing;

b. Text which states the following:

1. Same as (1)(b)1. and 2.

2. "~~Pursuant to Section 403.9411, F.S., the certification hearing will be held by the Division of Administrative Hearings on \_\_\_\_, 19\_\_, at \_\_\_\_, in \_\_\_\_, Florida, at \_\_: \_\_ .m. to determine whether the application should be approved in whole, approved with modifications and conditions, or denied. In making this determination, the Hearing Officer, and ultimately the Governor and Cabinet, will consider whether, and the extent to which, the location of the natural gas transmission pipeline corridor, and the construction and maintenance of the natural gas transmission pipeline will: \_\_.~~" ~~Same listing as s. 403.9415(4)(a)(g), F.S.~~

3. "~~The hearing will not address individual private property rights, equitable compensation for condemnation proceedings which may be necessary to obtain access and use of the right of way, and the need for and safety of the natural gas transmission pipeline. Need for the natural gas transmission pipeline and compliance of the applicant with Ch. 368.01 .061, F.S., the Natural Gas Safety Act, is considered by the Public Service Commission at a separate hearing.~~"

4. Where individual public hearings have been requested, the public notice for the particular county must state: "As requested by \_\_\_\_, ~~local governments' names~~ a local public hearing where members of the public who are not a party to the certification hearing may testify will be held on \_\_\_\_, 19\_\_, at \_\_\_\_, in \_\_\_\_, Florida."

5. Same as (1)(b)4., except that the date by which an alternate corridor has to be filed, must be specifically listed.

6. "This notice is in lieu of other notices, including those relating to variances, changes to zoning ordinances and local governments' plans, or any other non-federal government license or permit."

7. "A condition of the certification, if granted, may provide for the subsequent submittal of information necessary for agencies to assess the compliance of postcertification activities with the conditions of certification, including effects arising from the location of the natural gas transmission pipeline corridor and the construction and maintenance of the natural gas transmission pipeline. This is to assure continued compliance with state quality requirements or compliance with other agency nonprocedural rules and standards, particularly with regard to wetlands resource regulation. A person whose substantial interest may be affected by such assessments must petition to become a party to this proceeding if an administrative determination is desired relative to the postcertification compliance assessment process, in that this certification proceeding provides such a person with the

opportunity for a hearing as required by Chapter 120, F.S., and the Natural Gas Transmission Pipeline Siting Act. Failure to petition to become a party within the times set forth in this notice constitutes a waiver to an administrative determination (or hearing) pursuant to Chapter 120 and the Act on the postcertification compliance review unless otherwise specified by a term or condition of certification".

(c)4. Reminder Notice for Originally Scheduled or Rescheduled Certification Hearing – DEP Form 62-807.670(3) effective XXXX. This notice shall: The notice must 8. Same as (1)(b)5. 7.

1. Be a minimum of at least one-eighth page in size in a standard size newspaper, or one-quarter page in size in a tabloid size newspaper covering the same geographic area specified in (1)(a). The notice shall

2. Contain a reminder of the time, date, and location of the hearing, and may contain the location for viewing of any prefiled written direct testimony.

(d)6. Notice of Rescheduled Certification Hearing Due to Filing of Alternate Corridors – DEP Form 62-807.670(4) effective XXXXXX. This notice shall be published at least 30 days prior to the rescheduled certification hearing.

The notice must be published at least days prior to the rescheduled certification hearing, and must be of the same size as the original notice of the certification hearing, or larger if necessary, to accommodate maps of the alternates. The notice must bear the heading, "Notice of Rescheduled Natural Gas Transmission Pipeline Certification Hearing", which must be in bold letters not less than 42 points. The public notice must substantially contain the following:

(a) A copy of a map or maps showing the location of all corridors proper for certification. Alternate corridors located in only certain counties need only be published in the newspapers for those counties.

(b) Text which substantially states the following:

1. "Pursuant to the provisions of s. 403.9412, F.S., corridors alternate to the one sought by \_\_\_\_ ~~applicant's name~~ in the \_\_\_\_ to \_\_\_\_ ~~project name~~ natural gas transmission pipeline certification proceedings, application number \_\_\_\_, Division of Administrative Hearings Case No. \_\_\_\_, have been submitted. In order to allow citizens and agencies to study the proposal, the certification hearing originally scheduled for \_\_\_\_, 19\_\_ and noticed in this paper on \_\_\_\_, 19\_\_ has been rescheduled to \_\_\_\_, 19\_\_, at \_\_\_\_, Florida, commencing at \_\_: \_\_ .m."

2. "The information on alternates is available at the following locations: \_\_\_\_." ~~Here list the addresses of the main and appropriate district offices of the department, the applicable local governments, the applicant, the alternate proponent, each affected county's main public library, and any other appropriate locations.~~

~~3. If individual local government hearings had been requested, the public notice for the particular county must state: "The local public hearing where members of the public not a party to the proceeding could testify has also been rescheduled to \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_, Florida, commencing at \_\_\_\_\_m. The public should be aware that the majority of the testimony and evidence of the case will be heard at the centrally located certification hearing identified above."~~

~~4. "State agencies and local governments have been studying the application as it was originally proposed and must do the same for any alternate corridor proposed. Interested individuals should review the information available on any alternate proposal and bring matters of concern to the attention of the appropriate agency or the alternate proponent as soon as possible. Contact persons, addresses, and phone numbers are listed in the application."~~

~~"5. "Persons substantially affected by any corridor proper for certification may become a party to the proceedings as described below."~~

~~6. Same as in (1)(b)5. 7.~~

~~(e) Notice of a Petition to Modify Modification Request: The applicant must consult with the Department to determine whether such notice is necessary, and if so, the size of the newspaper notice necessary to be published. If such a notice is necessary, DEP Form 62-807.670(5) effective XXXXXX shall be used. This notice shall:~~

~~1. Be published no later than 15 days from filing the petition with the Department;~~

~~2. Be of a size shall be commensurate with the scope of the modification, but no greater than that for the original application;~~

~~3. Be published in the newspaper of general circulation where proposed changes will take effect; and~~

~~4. The notice must contain a map showing the location of any proposed changes, if applicable, and the text must be in substantial conformance with the following:~~

~~"Notice of Proposed Modification of Natural Gas Transmission Pipeline Corridor Certification"~~

~~"Please take notice that the Department of Environmental Protection has received a request for modification of a Natural Gas Transmission Pipeline Corridor Certification issued under the Florida Natural Gas Transmission Pipeline Siting Act pursuant to s. 403.9418, F.S., concerning: \_\_\_\_\_ <name and file number of certification>. The proposed modification involves \_\_\_\_\_ <description and location of modification>. A copy of the request is available for inspection at \_\_\_\_\_. <Here list the addresses of the main and appropriate district offices of the department serving the area of the proposed modification; the general business office of the applicant and the local business office of the applicant, if any, in every county through which the proposed modification would occur; and each main public library in each county through which the proposed modification would occur.> State agencies and local~~

~~governments will be studying the proposed modification and preparing testimony and evidence for the modification hearing. Interested individuals should review the proposal and bring matters of concern to the attention of appropriate agencies as soon as possible. Contact persons, addresses, and phone numbers are listed in the request.~~

~~"Any party to the original certification proceedings, or any person whose substantial interests may newly be affected by the modification may file an intent to be a continuing party or a new party, along with objections to the proposed modification. These filings must be submitted during business hours to (received by) the Office of General Counsel, Department of Environmental Protection, 2600 Blair Stone Road, Tallahassee, Florida, 32399-2400."~~

~~(2) The proponent of an alternate corridor shall provide newspaper notice as required by Section 403.9412, F.S., using the form and procedures listed above in (1)(a)3. and 4.~~

~~Rulemaking Specific Authority 403.9404(1),(2), 403.9411(1)(f), FS. Law Implemented 403.9411(1), 403.9418, FS. History–New 8-12-93, Formerly 17-807.670, Amended \_\_\_\_\_.~~

~~62-807.680 Specifications for Florida Administrative Weekly Notice.~~

~~The department is required to publish notice in the Florida Administrative Weekly as listed below. The content of any notice may be different than provided in this section, so long as the deviation does not materially and substantially alter the substance of such notice:~~

~~(1) Notice of Application Filing: The notice must clearly describe a point of entry, if any, for persons whose substantial interests are affected or determined by the proceeding by providing:~~

~~(a) The deadline for filing a notice of intent to become a party;~~

~~(b) The information to be provided by a person seeking to become a party; and~~

~~(c) A statement advising that failure to act by the deadline constitutes a waiver of the right to become a party.~~

~~(2) Certification hearing notice: The notice must provide the location and date the hearing commences, including the location and date of any hearings requested by local governments pursuant to s. 403.9411(2), F.S.~~

~~(3) Siting Board hearing: The notice must provide the location and date of the meeting of the Cabinet Aides which precedes the meeting of the Siting Board, as well as of the location and date of the Siting Board hearing.~~

~~(4) Modification petitions, stipulations, or proposed agency action: These notices must be developed on a case-by-case basis.~~

~~Rulemaking Specific Authority 403.9404(1), (2) FS. Law Implemented 403.9411(1) FS. History–New 8-12-93, Formerly 17-807.680, Repealed \_\_\_\_\_.~~



62-807.690 Evidence of Notice, Additional Notice.

~~(1) Evidence of any notice made pursuant to this chapter, together with a copy of the notice, must be filed with the Hearing Officer by the department at the commencement of the hearings held pursuant to the subject of the notice.~~

~~(1)(2) Failure of service on, or to give notice to the public by publication or otherwise or any of the persons entitled to receive such service or notice pursuant to provisions of this chapter, may be cured by an order of the Administrative Law Judge Hearing Officer designed to afford the public or such persons adequate notice to enable their effective participation in the proceedings.~~

~~(2)(3) No change.~~

~~(4) The Hearing Officer may, at any time for good cause shown, require the applicant or department to serve or publish additional notices of hearing and file evidence thereof.~~

Rulemaking Specific Authority 403.9404(1), (2) FS. Law Implemented 403.9411(1), 403.9414 FS. History—New 8-12-93, Formerly 17-807.690, Amended \_\_\_\_\_.

62-807.900 Form.

~~The form used by the department under Rule Chapter 62-807, F.A.C., is adopted and incorporated by reference in this section. The form is listed by rule number which is the same as the form number. The form title is "Natural Gas Transmission Pipeline Siting Certification Application Format" and is effective 8-12-93. Copies of the form may be obtained by writing to the Administrator, Office of Siting Coordination, Department of Environmental Protection, 3900 Commonwealth Blvd., Tallahassee, Florida 32399-3000.~~

Rulemaking Specific Authority 403.9404(1), (2) FS. Law Implemented 403.9404(2), 403.94055(1) FS. History—New 8-12-93, Formerly 17-807.900, Repealed \_\_\_\_\_.

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

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Cost Management and Control**

RULE NO.:	RULE TITLE:
59B-17.001	Diabetes Outpatient Self-Management Training and Educational Services Standards

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 39, No. 25, February 6, 2013 issue of the Florida Administrative Register.

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 39/25, No. 12614576, February 6, 2013 issue of the Florida Administrative Weekly.

The Notice of Proposed Rule, as advertised on February 6, 2013 omitted from the notice of proposed rulemaking a summary of the rule, and did not fully address information that should have been included under the Summary of Statement of Estimated Regulatory Costs and Legislative Ratification.

Summary of the rule statement: The proposed rule is to incorporate the current standards endorsed by the American Diabetes Association referenced in the “National Standards for Diabetes Self-Management Education and Support” published September 20, 2012.

Information that should have been included under the 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. The Agency has determined that no SERC is required and that no legislative ratification pursuant to Section 120.541(3), F.S. is required.

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

The person to be contacted regarding the proposed rule and a copy of the proposed rule, as advertised on February 6, 2013 is: Diana Picolo, Bureau of Managed Health Care, (850)412-4319.

**DEPARTMENT OF MANAGEMENT SERVICES**

**Division of State Employees’ Insurance**

RULE NOS.:	RULE TITLES:
60P-1.0015	Executive Offices and Telephone Number
60P-1.003	Definitions
60P-1.004	Appeals

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule development, as noticed in Vol. 39, No. 43, March 4, 2013 issue of the Florida Administrative Register has been withdrawn.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION**

**State Boxing Commission**

RULE NO.:	RULE TITLE:
61K1-1.00241	Code of Conduct for Commissioners, Commission Staff, and Commission Officials

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 56, October 23, 2012 issue of the Florida Administrative Register. The rule previously numbered as Rule 61K1-1.0024, F.A.C., Code of Conduct for Commissioners, Commission Staff, and

Commission Officials, shall be corrected to read Rule number 61K1-1.00241, Code of Conduct for Commissioners, Commission Staff, and Commission Officials.

**DEPARTMENT OF HEALTH**

**Board of Acupuncture**

RULE NO.: 64B1-7.0015  
 RULE TITLE: Continuing Education Requirement  
 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. 49, October 12, 2012 issue of the Florida Administrative Register.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

1. Paragraph (1) should now read:
  - (1) As a condition of the biennial renewal of a license, each licensee shall complete a minimum of 30 credit hours per biennium of continuing education that meets the requirements of Section 457.107, F.S. and Rule 64B1-6.005, F.A.C., which shall include:
    - (a) at least five hours of continuing education credit in Biomedical Sciences as set forth in Rule 64B1-6.005, F.A.C.;
    - (b) three hours of continuing education credit on HIV/AIDS that meets the requirements of Section 456.003(2), F.S. and Rule 64B1-6.005(5), F.A.C (initial renewal only).;
    - (c) two hours of continuing education credit on prevention of medical errors that meets the requirements of Section 456.013(7), F.S.; and
    - (d) two hours of continuing education credit on Chapters 456 and 457, F.S. and the rules promulgated by this board. Each licensee may satisfy this requirement by attending a complete board meeting at which another licensee is disciplined, or by providing an expert opinion, without compensation, in a standard of care disciplinary case or by serving as a member of the probable cause panel.
  2. Paragraph (2) should be removed.
  3. Paragraph (3) should be renumbered to (2).
  4. Paragraph (4) should be renumbered to (3).
  4. Paragraphs (5) and (6) should be removed.
  6. Florida Statutes 457.1085 and 457.109 should be removed from the Law Implemented section.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Anthony Jusevitch, Executive Director, Board of Acupuncture/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256.

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**Refugee Services Program**

RULE NOS.: 65F-1.001, 65F-1.002  
 RULE TITLES: Definitions, Child Welfare Services, Qualifications

**NOTICE OF CORRECTION**

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. 68, November 8, 2012 issue of the Florida Administrative Register.

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

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

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

- 1) No requirement for the Statement of Economic Regulatory Costs (SERC) was triggered under Section 120.541(1), F.S.; and
- 2) This rule largely, although not exclusively, impacts one entity, namely, the Unaccompanied Refugee Minors Program. The rule does not set forth new requirements rather it memorializes much of the federal scheme on the State level enabling the Unaccompanied Refugee Minors Program, judges and other interested parties to reference it. Therefore, the adverse impact or regulatory cost, if any, do not exceed any one of the economic analysis criteria in a SERC, as set forth in Section 120.541(2)(a), F.S.

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

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Worker's Compensation**

RULE NO.: 69L-6.026  
 RULE TITLE: Periodic Reports

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 39, No. 12, January 17, 2013 issue of the Florida Administrative Register has been withdrawn.

## Section IV Emergency Rules

**NONE**

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

### WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-2.301: Conditions for Issuance of Permits

NOTICE IS HEREBY GIVEN that on February 28, 2013, the Southwest Florida Water Management District received a petition for a variance or waiver.

Petitioner's Name: Farkas Groves, Inc. Rule No.: 40D-2.301, F.A.C. Nature of the rule for which variance or waiver is sought: freeze protection quantities.

Any interested person or other agency may submit written comments within 14 days after the publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Amy Brennan, 7601 US Highway 301, Tampa, Florida 33637, (813)985-7481, x. 4658, amy.brennan@watermatters.org.

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### 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 March 7, 2013 the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Plaza Tower, filed February 25, 2013, and advertised in Vol. 39, No. 39, 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 paragraph 61C-5.001(1)(a), Florida Administrative Code that requires upgrading the elevators for firefighters' emergency operations and restricted door openings until February 25, 2016 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 2013-059).

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.

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### 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 March 7, 2013 the Division issued an order. The Final Order was in response to a Petition for a Variance from Transfiguration Manor Elevator #1, filed February 11, 2013, and advertised in Vol. 39, No. 31, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1, 2.20.1 ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires steel ropes of a minimum diameter of 9.5 mm 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 2013-044).

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.

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### 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 March 7, 2013 the Division issued an order. The Final Order was in response to a Petition for a Variance from Connexions Building, filed February 15, 2013, and advertised in Vol. 39, No. 34, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1 and 2.20.1 ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires steel ropes of a minimum diameter of 9.5 mm 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 2013-051).

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 March 7, 2013 the Division issued an order. The Final Order was in response to a Petition for a Variance from Transfiguration Manor Elevator #2, filed February 11, 2013, and advertised in Vol. 39, No. 31, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1 and 2.20.1 ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires steel ropes of a minimum diameter of 9.5 mm 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 2013-043).

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 March 7, 2013 the Division issued an order. The Final Order was in response to a Petition for a Variance from HCTA Professional Learning Center, filed February 11, 2013, and advertised in Vol. 39, No. 31, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1 and 2.20.1 ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires steel ropes of a minimum diameter of 9.5 mm 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 2013-045).

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 March 7, 2013 the Division issued an order. The Final Order was in response to a Petition for a Variance from Church Street Station, filed February 12, 2013 and advertised in Vol. 39, No. 31, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.18.5.1, 2.20.4, and 8.11.2.1.3(cc)1&3 ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires steel ropes of a minimum diameter of 9.5 mm 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 2013-046).

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 March 7, 2013 the Division issued an order. The Final Order was in response to a Petition for a Variance from North Cove, filed February 14, 2013 and advertised in Vol. 39, No. 34, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.1.4 ASME A17.1, 2007 edition, and Chapter 30, Section 3004, 2007 includes 2009 supplement, Florida Building Code adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires the control of smoke and hot gases and hoistway venting until May 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 2013-050).

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 March 7, 2013 the Division issued an order. The Final Order was in response to a Petition for a Variance from Sabadell United Bank Bldg, filed February 1, 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 paragraph 61C-5.001(1)(a), Florida Administrative Code that requires upgrading the elevators for firefighters' emergency operations until January 31, 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 2013-036).

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 March 7, 2013 the Division issued an order. The Final Order was in response to a Petition for a Variance from Woolbright Corporate Center, filed December 31, 2012, and advertised in Vol. 39, No. 04, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code that requires upgrading the elevators for firefighters' emergency operations until June 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 2012-419).

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

NOTICE IS HEREBY GIVEN that on March 5, 2013, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Corporate Plaza. Petitioner seeks an emergency variance of the requirements of an unspecified Section of A17.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by subsection 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2013-065).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

NOTICE IS HEREBY GIVEN that on March 4, 2013, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Tampa Convention Center. Petitioner seeks a variance of the requirements of ASME A17.1b, Section 207.4(b)&(c), as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by subsection 61C-5.001(1), Florida Administrative Code that restricts the carrying of passengers on freight elevators which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2013-063).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

NOTICE IS HEREBY GIVEN that on March 5, 2013, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Marty Lacky Fresh Start Center. Petitioner seeks a variance of the requirements of ASME A17.1, Section 2.8.4.1, as adopted by Chapter 30, Section 3001.2, Florida Building Code adopted by subsection 61C-5.001(1), Florida

Administrative Code that requires upgrading the elevators equipment in hoistway, machinery spaces, machine rooms, control spaces and control rooms which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2013-064).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

NOTICE IS HEREBY GIVEN that on March 05, 2013, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Glades Road Self Storage. Petitioner seeks an emergency variance of the requirements of ASME A17.1b, Section 2.2.2.5, as adopted by Chapter 30, Section 3001.2, Florida Building Code adopted by subsection 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators sump pump operation which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2013-066).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

NOTICE IS HEREBY GIVEN that on March 5, 2013, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for The Gulfstream Condominium. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2, Florida Building Code adopted by subsection 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators with firefighters' emergency operations which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2013-067).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

NOTICE IS HEREBY GIVEN that on March 6, 2013, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Berkley 6545 & Claridge 6546. Petitioner seeks an variance of the requirements of ASME A17.3, Section 3.10.4(t) and 3.3.2, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by subsection 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators in-car stop switch and platform guards which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2013-068).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: RULE TITLE:

61G4-16.005: Duration of Validity

The Construction Industry Licensing Board hereby gives notice of the issuance of an Order regarding the Petition for Variance or Waiver, filed on January 11, 2013, by Tony Coker. The Notice of Petition for Waiver or Variance was published in Vol. 39, No. 12, of the January 17, 2013, Florida Administrative Register. Petitioner sought a waiver or variance of Rule 61G4-16.005, F.A.C. entitled "Duration of Validity," which states that a passing grade shall be valid only for a period of four (4) years from the date the list of successful candidates is approved by the Board. The Board considered the instant Petition at a duly-noticed public meeting held on February 15, 2013, in Altamonte Springs, Florida.

The Board's Order, filed on March 4, 2013, denied the petition finding that Petitioner had failed to establish that the purpose of the underlying statute, Section 120.542(2) Florida Statutes, would be met by granting a variance from Rule 61G4-16.005, F.A.C. The Board further found that Petitioner failed to establish that applying the requirements of the aforementioned Rule to his circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Order or additional information may be obtained by contacting Drew Winters, Executive Director, Construction Industry Licensing Board, at above address or telephone: (850)487-1395.

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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: RULE TITLE:

61G4-16.005: Duration of Validity

The Construction Industry Licensing Board hereby gives notice of the issuance of an Order regarding the Petition for Variance or Waiver, filed on January 16, 2013, by Dana Sturgeon. The Notice of Petition for Waiver or Variance was published in Vol. 39, No. 19, of the January 29, 2013, Florida Administrative Register. Petitioner sought a waiver or variance of Rule 61G4-16.005, F.A.C. entitled "Duration of Validity," which states that a passing grade shall be valid only for a period of four (4) years from the date the list of successful candidates is approved by the Board. The Board considered the instant Petition at a duly-noticed public meeting held on February 15, 2013, in Altamonte Springs, Florida.

The Board's Order, filed on March 4, 2013, denied the petition finding that Petitioner had failed to establish that the purpose of the underlying statute, Section 120.542(2), Florida Statutes, would be met by granting a variance from Rule 61G4-16.005, F.A.C. The Board further found that Petitioner failed to establish that applying the requirements of the aforementioned Rule to his circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Order or additional information may be obtained by contacting: Drew Winters, Executive Director, Construction Industry Licensing Board, at above address or telephone: (850)487-1395.

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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: RULE TITLE:

61G4-16.005: Duration of Validity

The Construction Industry Licensing Board hereby gives notice of the issuance of an Order regarding the Petition for Variance or Waiver, filed on December 14, 2013, by Travis S. Bonnett. The Notice of Petition for Waiver or Variance was published in Vol. 39, No. 12, of the January 17, 2013, Florida Administrative Register. Petitioner sought a waiver or variance of Rule 61G4-16.005, F.A.C. entitled "Duration of Validity," which states that a passing grade shall be valid only for a period of four (4) years from the date the list of successful candidates is approved by the Board. The Board considered the instant Petition at a duly-noticed public meeting held on February 15, 2013, in Altamonte Springs, Florida.

The Board's Order, filed on March 4, 2013, denied the petition finding that Petitioner had failed to establish that the purpose of the underlying statute, Section 120.542(2), Florida Statutes, would be met by granting a variance from Rule 61G4-16.005, F.A.C. The Board further found that Petitioner failed to establish that applying the requirements of the aforementioned Rule to his circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Order or additional information may be obtained by contacting Drew Winters, Executive Director, Construction Industry Licensing Board, at above address or telephone: (850)487-1395.

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## Section VI

### Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

Division of Historical Resources

The Bureau of Historic Preservation, Florida Historical Marker Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 20, 2013, 9:00 a.m. until conclusion.

PLACE: R.A. Gray Building, Room 307, 500 South Bronough Street, Tallahassee, Florida 32399-0250

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review applications for the Florida Historical Marker Program. A copy of the agenda may be obtained by contacting: Michael Zimny, (850)245-6333 or email: Michael.Zimny@dos.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Michael Zimny, (850)245-6333 or email: Michael.Zimny@dos.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

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

For more information, you may contact: Michael Zimny, (850)245-6333 or email: Michael.Zimny@dos.myflorida.com.

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DEPARTMENT OF STATE

Division of Historical Resources

The Bureau of Historic Preservation, Florida National Register Review Board announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 20, 2013, 1:00 p.m. until conclusion

PLACE: R.A. Gray Building, Room 307, 500 South Bronough Street, Tallahassee, Florida 32399-0250

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review nomination proposals for listing in the National Register of Historic Places.

A copy of the agenda may be obtained by contacting: Andrew Waber, (850)245-6333 or email: Andrew.Waber@dos.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Andrew Waber, (850)245-6333 or email: Andrew.Waber@dos.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

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

For more information, you may contact: Andrew Waber, (850)245-6333 or email: Andrew.Waber@dos.myflorida.com.

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

The Florida School for the Deaf and the Blind announces a public meeting to which all persons are invited.

DATE AND TIME: March 22, 2013 meeting cancellation

PLACE: FSDB Campus

GENERAL SUBJECT MATTER TO BE CONSIDERED: March 22, 2013 Meeting of the FSDB Board of Trustees is cancelled. The next meeting date is April 19, 2013.

For more information, you may contact: Dr. Jeanne G. Prickett, President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084, phone (904)827-2210.

DEPARTMENT OF TRANSPORTATION

The Florida Transportation Commission announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 14, 2013, 10:00 a.m. to conclusion of business.

PLACE: 605 Suwannee Street, Room 176, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of alternative sources of revenue for Florida's transportation system.

A copy of the agenda may be obtained by contacting: The Florida Transportation Commission, (850)414-4105.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: The Florida Transportation Commission, (850)414-4105. 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 Florida Transportation Commission, (850)414-4105.

STATE BOARD OF ADMINISTRATION

Rule No.: RULE TITLE:

19-8.028: Reimbursement Premium Formula

The State Board of Administration announces two public meetings of the Florida Hurricane Catastrophe Fund Advisory Council to which all persons are invited.

DATES AND TIMES: March 21, 2013, 1:30 p.m. – 5:00 p.m. (ET); March 28, 2013, 10:00 a.m. – 12:00 Noon (ET)

PLACE: Room 116 (Hermitage Conference Room), 1801 Hermitage Boulevard, Tallahassee, FL 32308. Persons wishing to participate by telephone may dial (888)670-3525 and enter conference code 7135858151.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting on March 21, 2013, is to obtain approval for the premium formula for the 2013 Contract Year, to obtain approval to file Rule 19-8.028, F.A.C. (Reimbursement Premium Formula) for Notice of Proposed Rule, and to file this rule for adoption if no member of the public timely requests a rule hearing. In addition, other general business of the Council may be addressed. The meeting on March 28, 2013, will be a telephone conference call and will be held only if determined to be necessary during the meeting on March 21, 2013.

A copy of the agenda may be obtained by contacting: Donna Sirmons, Florida Hurricane Catastrophe Fund, P.O. Drawer 13300, Tallahassee, FL 32317-3300, donna.sirmons@sbafla.com, (850)413-1349.

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: Donna Sirmons 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).

REGIONAL PLANNING COUNCILS



**Withlacoochee Regional Planning Council**

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

**DATE AND TIME:** WRPC Board of Directors, Thursday, March 21, 2013, 7:00 p.m.

**PLACE:** Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34471-0323

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The WRPC Board of Directors will meet to conduct the regular business of the Council.

A copy of the agenda may be obtained by contacting: the Executive Director.

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 a public meeting to which all persons are invited.

**DATE AND TIME:** Tuesday, March 19, 2013 10:00 a.m. – 3:00 p.m., Land Management Review Team- Meeting (MRT).

**PLACE:** Newnans Lake Conservation Area in Alachua County. We will meet at the conservation area's parking area located at 11908 NE S.R. 26, Gainesville, FL 32609. The parking area is on the north side of S.R. 26, approximately 5 miles east of the Gainesville Regional Airport. Please call (386)329-4381 or email [jbmiller@sjrwmd.com](mailto:jbmiller@sjrwmd.com) if you are interested in attending the MRT meeting/review.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The meeting/review will include a review of the resource and recreation management accomplishments within the Conservation Area since 2006. One or more Governing Board members may attend.

A copy of the agenda may be obtained by contacting: J.B. Miller, (386)329-4381 or [jbmiller@sjrwmd.com](mailto:jbmiller@sjrwmd.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 7 days before the workshop/meeting by contacting: J.B. Miller, (386)329-4381 or [jbmiller@sjrwmd.com](mailto:jbmiller@sjrwmd.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

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

**WATER MANAGEMENT DISTRICTS****St. Johns River Water Management District**

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

**DATE AND TIME:** Wednesday, March 20, 2013 10:00 a.m. – 1:00 p.m., Land Management Review Team- Meeting/Review (MRT).

**PLACE:** Longleaf Flatwoods Reserve in Alachua County. We will meet at the Reserve parking area which is located at 9420 South C.R. 325, Hawthorne, FL 32640. The parking area is on the west side of C.R. 325, approximately 2½ miles south of S.R. 20, just west of Hawthorne. Please call (386)329-4381 or email [jbmiller@sjrwmd.com](mailto:jbmiller@sjrwmd.com) if you are interested in attending the MRT meeting/ review.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The meeting/review will include a review of the resource and recreation management accomplishments within the Restoration Area since 2006. One or more Governing Board members may attend.

**DATE AND TIME:** Wednesday, March 20, 2013, 2:00 p.m. – 4:00 p.m., Northern Recreational Public Meeting: (NRPM)

**PLACE:** Prairie Creek Lodge, 7204 SE C.R. 234, Gainesville, FL 32641

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Includes a review of the resource and recreation management accomplishments and land acquisition updates since the previous NRPM in March 2012. One or more Governing Board members may attend.

A copy of the agenda may be obtained by contacting: J.B. Miller, (386)329-4381 or [jbmiller@sjrwmd.com](mailto:jbmiller@sjrwmd.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 7 days before the workshop/meeting by contacting: J.B. Miller, (386)329-4381 or [jbmiller@sjrwmd.com](mailto:jbmiller@sjrwmd.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

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

**WATER MANAGEMENT DISTRICTS****Southwest Florida Water Management District**

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

DATE AND TIME: Monday, March 25, 2013; 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Financial Investments Ad Hoc Committee: Evaluate SWFWMD's current investment portfolio and discuss potential future investment opportunities. All or part of this meeting may be conducted by means of communications media technology in order to permit maximum participation of Committee members.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar; (800)423-1476 (FL only) or (352)796-7211.

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: SWFWMD Human Resources Bureau Chief at (800)423-1476 (FL only) or (352)796-7211, x4702; TDD (FL 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).

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: Luanne.Stout@watermatters.org; (800)423-1476 (FL only) or (352)796-7211, x4605 (Ad Order EXE0252).

**WATER MANAGEMENT DISTRICTS**

South Florida Water Management District

The Water Resources Advisory Commission (WRAC) announces a workshop to which all persons are invited.

DATE AND TIME: March 18, 2013, 5:00 p.m., Water Resources Advisory Commission (WRAC), Recreation Issues Workshop.

PLACE: B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a public meeting of the Water Resources Advisory Commission (WRAC) regarding recreation issues. The public is advised that it is possible that one or more members of the Governing Board of the South Florida Water Management District may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting: Paul Millar, (561)682-6335 or our website: <http://my.sfwmd.gov/wrac>.

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: Paul Millar, (561)682-6335 or [pmillar@sfwmd.gov](mailto:pmillar@sfwmd.gov).

**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: Wednesday, March 20, 2013, 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Meeting to Discuss Regulatory Matters.

All or part of these meetings will be video-conferenced in order to permit maximum participation from the South Florida Water Management District Service Centers located at: Lower West Coast Service Center, 2301 McGregor Blvd., Fort Myers, FL 33901; Okeechobee Service Center, 3800 NW 16th Boulevard, Okeechobee, FL 34972; Orlando Service Center, 1707 Orlando Central Parkway Suite 200, Orlando, FL 32809. The meeting will also be webcast.

Agenda's are available 7 days prior to the meeting date. You may obtain a copy of the agenda by going to our website at: [www.sfwmd.gov](http://www.sfwmd.gov):

Hold mouse over the "Topics" tab, scroll down to "Permits" and click.

Under "Upcoming Events" on the right hand column, click the "Monthly Regulatory Meetings" link.

For additional information, you may also call our information line at (561)682-6207 or Florida toll-free (800)432-2045 x6207.or subscribe to ePermitting/eNoticing: [www.sfwmd.gov/epermitting](http://www.sfwmd.gov/epermitting).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: District Clerk'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: District Clerk's Office, (561)682-2087.

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#### REGIONAL UTILITY AUTHORITIES

Withlacoochee Regional Water Supply Authority

The Withlacoochee Regional Water Supply Authority (WRWSA) announces cancellation of the following meeting:

The Withlacoochee Regional Water Supply Authority Meeting scheduled for Wednesday, March 20, 2013, has been cancelled. The next regularly scheduled meeting will be held Wednesday, April 17, 2013, 4:30 p.m. at the Lecanto Government Building, Room 166, 3600 W. Sovereign Path, Lecanto, Florida.

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#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

The Florida Real Estate Appraisal Board announces a meeting to which all persons are invited.

**DATES and TIME:** Monday and Tuesday, April 1 and 2, 2013, 8:30 a.m.

**PLACE:** Zora Neale Hurston Building, North Tower, Suite N901, 400 W. Robinson St., Orlando, FL 32801

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Official business of the Appraisal Board - topics include, but are not limited to, proposed legislation affecting Chapter 475, Part II, F.S., Chapter 61J1, F.A.C. rule amendments, budget discussions, education issues, petitions for declaratory statement, petitions for rule variance/waiver, and disciplinary actions. All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of the Board members or Board counsel.

If a person decides to appeal a decision made by the Board, with respect to any matter considered at this meeting or hearing, a record of the proceedings for such purpose, upon which the appeal is based, may be required.

A copy of the agenda may be obtained by writing to Beverly.Ridenauer@myfloridalicense.com.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Department of Business and Professional Regulation at (407)481-5632, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Division of Real Estate using the Florida Dual Party Relay System, (800)955-8770 (Voice) and (800)955-8771 (TDD).

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#### 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, April 3, 2013, 9:00 a.m., Eastern Time

**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 Board 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).

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#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Mobile Home Relocation Corporation

The Florida Mobile Home Relocation Corporation announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** Wednesday, March 13, 2013, 9:00 a.m.

**PLACE:** Conference call

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The purpose of this emergency meeting is to discuss Executive Director Severance.

A copy of the agenda may be obtained by contacting: Vicky Krentz, (888)862-7010.

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: Vicky Krentz, (888)862-7010. 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: Vicky Krentz, Executive Director, FMHRC, PO Box 7848, Clearwater, FL, 33765, (888)862-7010, vicky@fmhrc.org.

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#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

The State Revolving Fund Program announces a hearing to which all persons are invited.

**DATE AND TIME:** April 10, 2013, 2:00 p.m. - 3:00 p.m.

PLACE: Room 609, Bob Martinez Center, 2600 Blair Stone Road, Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To receive public comment and to take final action on proposed changes to the Fiscal Year 2013 Drinking Water State Revolving Fund priority list. Action will be taken under Chapter 62-552, F.A.C., to add new construction projects that submitted planning documents, plans, specifications, and permits by February 8, 2013, and pre-construction projects that submitted a complete Request for Inclusion by that date, to the contingency or fundable portion of the priority list based on availability of funds. Projects shall be subject to a segment cap limit.

The Department may accept, modify, or deny the proposed projects at the hearing. Prior to Department action at the hearing, all interested persons will have the opportunity to comment regarding any proposed actions. After the hearing, the Department will file the Notice of Final Agency Action. A copy of the Notice of Final Agency Action will be sent to local governments sponsoring the projects at issue and to any person submitting a timely written request. Such written requests must be submitted at the hearing or filed with the Department's State Revolving Fund Program no later than 5:00 p.m. on the first working day after the public hearing.

A copy of the agenda may be obtained by contacting: Venkata Panchakarla, State Revolving Fund Program, 2600 Blair Stone Road, Mail Station #3505, Tallahassee, Florida 32399-2400, by phone at (850)245-8366, or by e-mail at Venkata.Panchakarla@dep.state.fl.us after April 5, 2013.

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: Venkata Panchakarla, State Revolving Fund Program, 2600 Blair Stone Road, Mail Station #3505, Tallahassee, Florida 32399-2400; by phone at (850)245-8366, or by e-mail at Venkata.Panchakarla@dep.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 ENVIRONMENTAL PROTECTION**

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

**DATE AND TIME:** March 13, 2013, 9:30 a.m.

**PLACE:** Martin County Commission Chambers, Administrative Center, 1st Floor, 2401 SE Monterey Road, Stuart, Florida 34996

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This is a public meeting of interested stakeholders to discuss the St. Lucie River and Estuary Basin Management Action Plan (BMAP). The BMAP is the means for implementation of

the adopted Total Maximum Daily Loads (TMDLs). The primary purpose of this meeting is to discuss allocations, project credit calculations, BMAP outline, and monitoring.

A copy of the agenda may be obtained by contacting: Katie Hallas, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400 or by e-mail at Katie.Hallas@dep.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 48 hours before the workshop/meeting by contacting: Katie Hallas at (850)245-8432. 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**

**Refugee Services**

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

**DATE AND TIME:** Friday, March 22, 2013; 10:00 a.m. – 12:00 Noon

**PLACE:** TBD

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The purpose of the Palm Beach Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting: Miriam Rosario, (561)837-5022 or Taddese Fessehay, (407)317-7335.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Miriam Rosario, (561)837-5022 or Taddese Fessehay, (407)317-7335. 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: Miriam Rosario, (561)837-5022 or Taddese Fessehay, (407)317-7335.

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**Refugee Services**

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

**DATE AND TIME:** Thursday, March 21, 2013; 10:00 a.m. – 12:00 Noon

**PLACE:** TBD

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

A copy of the agenda may be obtained by contacting: Miriam Rosario, (561)837-5022 or Taddese Fessehaye, (407)317-7335. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency, least 5 days before the workshop/meeting by contacting: Miriam Rosario, (561)837-5022 or Taddese Fessehaye, (407)317-7335. 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: Miriam Rosario, (561)837-5022 or Taddese Fessehaye, (407)317-7335.

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES  
Refugee Services**

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

**DATE AND TIME:** Tuesday, March 19, 2013; 1:30 p.m. – 3:30 p.m.

**PLACE:** TBD

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The purpose of the Tampa Bay Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency, least 5 days before the workshop/meeting by contacting: Janet Blair, (813)545-1716 or Taddese Fessehaye, (407)317-7335. 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: Janet Blair, (813)545-1716 or Taddese Fessehaye, (407)317-7335.

**CITIZENS PROPERTY INSURANCE CORPORATION**

The Audit Committee of Citizens Property Insurance announces a public meeting to which all persons are invited.

**DATE AND TIME:** March 21, 2013, 12.30 p.m.

**PLACE:** Orlando-Orange County Expressway Authority, 9474 ORL Tower Road, Orlando. Teleconference number: (866)361-7525, participant code: 3877541849#.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** as per the agenda.

A copy of the agenda may be obtained by contacting: Betty Veal, (904)407-0440 or on the Citizens website.

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: Betty Veal. 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: Betty Veal.

**OTHER AGENCIES AND ORGANIZATIONS**

**Scripps Florida Funding Corporation**

The Scripps Florida Funding Corporation announces public meetings to which all persons are invited.

**DATE AND TIMES:** Wednesday, March 13, 3:00 p.m. and 5:00 p.m., EST.

**PLACE:** Scripps Florida, 120 Scripps Way, Jupiter, FL or via call-in number: (605)475-3200, access code: 255626#

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Scripps Florida 2012 compliance report, 9/30/2012 TSRI/SF audited financial statements, and the 2013 annual grant request from Scripps Florida.

A copy of the agenda may be obtained by contacting: scrippscorp@bellsouth.net.

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: scrippscorp@bellsouth.net. 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: scrippscorp@bellsouth.net.

**ENTERPRISE FLORIDA, INC.**

The Enterprise Florida, Inc., Executive Committee Meeting announces a public meeting to which all persons are invited.

**DATE AND TIME:** April 9, 2013, 2:00 p.m.

**PLACE:** Enterprise Florida, Inc., 800 North Magnolia Ave, Suite 1100, Orlando, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
Preparation for upcoming board meeting.

A copy of the agenda may be obtained by contacting: Al Latimer, (407)956-5602.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting: Al Latimer, (407)956-5602. 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: Al Latimer, (407)956-5602.

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**THE VALERIN GROUP, INC.**

The Florida Department of Transportation announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 12, 2013, 5:00 p.m. – 7:00 p.m.

PLACE: Crossroads Baptist Church, 6129 US Highway 98 South, Lakeland, Florida, 33812

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation invites you to a public information meeting about upcoming roadway improvements to US 98 from north of CR 540A to SR 540 (Winter Lake Road). The meeting is an open house format, with no formal presentation. Project staff will be available to discuss project details and answer questions. The contractor is The Lane Construction Corporation. Crews will make these improvements: mill (remove old asphalt) and resurface the existing roadway, expand the roadway from four to six lanes, replace the bridges over Banana Creek, improve Fort Fraser Trail, install new drainage, build curb and gutters, construct new sidewalks, add landscaping and install street lighting.

A copy of the agenda may be obtained by contacting: there will be no agenda.

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: Robin Parrish, District One Title VI Coordinator at (863)519-2675 or by e-mail at robin.parrish@dot.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: Alice Ramos, Public Information Officer, (863)797-7202, alice@valerin-group.com.

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

DATE AND TIME: Thursday, March 21, 2013, 6:00 p.m.

PLACE: Miami Beach Police Athletic League, 999 11 Street, Miami Beach, FL 33139

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Information Meeting in the South Beach neighborhood for the State Road (SR) 907/Alton Road Roadway Project from 5 Street to Michigan Avenue, FIN Nos. 249911-1/3-52-01.

A copy of the agenda may be obtained by contacting: Public Information Specialist Heather Leslie, (305)905-5876, Heather@hmlpublicoutreach.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 7 days before the workshop/meeting by contacting: Brian Rick, (305)470-5349; by writing to him at the FDOT Public Information Office, 1000 NW 111 Ave., Miami, FL 33172, or via e-mail, Brian.Rick@dot.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: Public Information Specialist Heather Leslie, (305)905-5876, Heather@hmlpublicoutreach.com.

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**INFINITE SOURCE COMMUNICATIONS GROUP, LLC**

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

DATE AND TIME: Tuesday, March 19, 2013, 6:00 p.m.

PLACE: Miami Beach Golf Club, 2301 Alton Road, Miami Beach, FL 33140

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Information Meeting in the Middle Beach neighborhood for the State Road (SR) 907/Alton Road Roadway Project from 5 Street to Michigan Avenue, FIN Nos. 249911-1/3-52-01.

A copy of the agenda may be obtained by contacting: Public Information Specialist Heather Leslie, (305)905-5876, Heather@hmlpublicoutreach.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 7 days before the workshop/meeting by contacting: Brian Rick, by telephone at (305)470-5349, by writing to him at the FDOT Public Information Office, 1000 NW 111 Ave., Miami, FL 33172, or via e-mail,

Brian.Rick@dot.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: Public Information Specialist Heather Leslie, (305)905-5876, Heather@hmlpublicoutreach.com.

## Section VII Notices of Petitions and Dispositions Regarding Declaratory Statements

### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by Barry M. Conley on January 22, 2013. The following is a summary of the agency's disposition of the petition: the Notice of Petition for Declaratory Statement was published in Volume 39, No. 19, of the January 29, 2013, Florida Administrative Register. Petitioner sought the Board's interpretation of Section 489.105(3)(m), F.S. entitled "Plumbing contractor." Petitioner asks whether a plumbing license is required for the removal and replacement of dishwasher appliances. The Construction Industry Licensing Board considered the Petition at its meeting held on February 15, 2013, in Altamonte Springs, Florida. The Board's Order, filed on March 4, 2013, stated that a plumbing license is not required to replace dishwashers.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Drew Winters, Executive Director, Construction Industry Licensing Board, at above address or (850)487-1395.

### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: RULE TITLE:

61G4-15.015: Certification of Specialty Structure Contractors  
NOTICE IS HEREBY GIVEN that Construction Industry Licensing Board has issued an order disposing of the petition for declaratory statement filed by Team Pain Enterprises, Inc. 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 Volume 39, No. 13, of the January 18, 2013, Florida Administrative Register. Petitioner sought the Board's interpretation of Rule 61G4-15.015, F.A.C., entitled "Certification of Specialty Structure Contractors." Petitioner asks whether Petitioner's experience building concrete skate parks will qualify Petitioner for a certified specialty license allowing him to construct concrete skate parks. The

Construction Industry Licensing Board considered the Petition at its meeting held on February 15, 2013, in Altamonte Springs, Florida. The Petitioner orally requested to withdraw the Petition. The Board's Order, filed on March 4, 2013, granted the Petitioner's request to withdraw the Petition.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Drew Winters, Executive Director, Construction Industry Licensing Board, at above address or telephone: (850)487-1395.

### DEPARTMENT OF FINANCIAL SERVICES

Division of Accounting and Auditing

NOTICE IS HEREBY GIVEN that the Department of Financial Services has issued an order disposing of the petition for declaratory statement filed by Lisa O'Connor on December 7, 2012. The following is a summary of the agency's disposition of the petition: the petition was dismissed because the Florida courts, not the Department, have jurisdiction over criminal offences. Accordingly, interpreting Section 717.1341(4), Florida Statutes, is beyond the purview of the Department.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Paul C. Stadler, Jr., Assistant General Counsel, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-4247, (850)413-3010.

The final order was filed on March 5, 2013.

## 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**

**DEPARTMENT OF EDUCATION**

Florida State University

Correction to Previous Notice to Professional Consultants

In Issue 39/45 of the Florida Administrative Register, Florida State University posted a Notice to Professional Consultant for minor project services in the discipline of mechanical/electrical/plumbing (MEP) engineering and commissioning. This notice corrects the submittal due date, which should be Wednesday, April 3, 2013.

**DEPARTMENT OF EDUCATION**

University of South Florida

**NOTICE TO DESIGN BUILD TEAMS-REQUEST FOR  
QUALIFICATIONS**

The University of South Florida, announces that Qualifications Based Design/Build Services (QB/DB), for the design and construction of the USF Data Center Facility, will be required for the project listed below.

**PROJECT NUMBER:** 533

**PROJECT AND LOCATION:** USF Data Center Facility Project, University of South Florida, Tampa Campus, USF Research Park of Tampa Bay, Tampa, Florida.

**PROJECT DESCRIPTION:** The scope of this project consists of the design and construction of site improvements and a building shell for a Data Center Facility to be built out for occupancy by a Data Center Operator (DCO) under a separate contract outside the scope of this project.

The site improvements and building shell are to be designed and constructed concurrent with the build out process by the DCO and is planned to include the design and construction of a 2-story shell building of approximately 70,000 gsf and associated site work at a site of approximately 4.5 acres. The construction cost for site improvements and building shell is to be based upon the most cost effective solution to meet USF's needs and is expected to be under, and not to exceed, the current estimated costs in the range of approximately \$6,600,000 to \$7,000,000 in establishing the Guaranteed Maximum Price for the project.

The completed project is to facilitate the replacement of the current primary data center for the USF System with a high-reliability facility which can house USF's Information Technology resources. The scope will include the capability to

include other USF information technology housing needs which may include USF Health IT and USF Health Pediatric Epidemiology (EPI), and technology services of the DCO.

The Design/Build firm under this notice shall be required to enter into a formal agreement with the Design/Build firm of the DCO in order to assure coordination, cooperation and compatibility in completion of the project on an accelerated schedule to meet occupancy requirements.

The Design/Build Team (Design and Construction Services Team/DCST) shall be responsible for the management of the process and project to meet project scope, budget and schedule requirements. The Design/Build Services contract shall be in compliance with the Qualifications Based Design/Build selection provisions in Section 287.055, F.S. and B.O.G. Regulation 14.0055, including pre-construction fees, construction related service costs and a guaranteed maximum price. It is the University's responsibility to negotiate a fair, competitive, and reasonable compensation per Section 287.055, F.S. A fair, competitive and reasonable compensation shall be evaluated based upon the following information: (1) Compensation on similar projects, (2) other compensation reference data; and (3) after approval of the ranking, proposals requested from the short listed firms based upon a scope of services document to be provided at the time of negotiations.

The University will contract with a single contract entity whose Design/Build Team shall provide all services including, but not limited to professional services, budgeting, cost estimating, construction services, labor, materials, and equipment required to design, construct, and furnish the project. The selected team will be required to provide computer drawings according to the standards of the University of South Florida, including computer record drawings reflecting as-built conditions. Blanket professional design liability insurance will be required for this project in the amount of \$ 1,500,000.00 and will be provided as a part of Basic Services. The respondent must be capable of bonding at 100% of the value of the contract with a surety licensed to do business in the State of Florida with a Best rating of A, Class IX. Project development including professional services is contingent upon availability of funds. If additional funding is realized, the University has the option to incorporate additional scope/funding under this contract. Any new construction projects shall be USGBC LEED certified, to a minimum certification level of Silver, and shall be included as part of basic services and will not be considered as an additional service.

**INSTRUCTIONS:** Teams desiring to apply for consideration shall submit a Request for Qualifications submittal including a letter of interest, a completed "Design and Construction Services Qualification Supplement form (DCSQS), dated Feb 2013" with attachments, and additional information required within the proposal limits as described in the Request for Qualifications dated Feb. 2013. Applications submitted in any



other format may not be considered. The Request for Qualifications dated Feb 2013 and the Design and Construction Services Qualifications Instructions and Supplement form dated Feb 2013, which includes project information and selection criteria, may be obtained by contacting: Charlene French-Bunch, Facilities Planning and Construction, University of South Florida, 4202 East Fowler Avenue FPC110, Tampa, Florida 33620-7550, e-mail: cfrenchbunch@admin.usf.edu, (813)974-3098, fax: (813)974-3542. All teams must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, or a joint venture, it must be registered by the Department of State to do business in the State of Florida at the time of application. If the applicant is the contract entity and has a consultant to perform the design or construction services, the contract entity and consultant must have an agreement at the time of application to formally contract for consulting services. Firms applying as "Associations" without a registered joint venture agreement or a contract entity and consultant without an agreement will not be considered.

Selection of finalists for interview will be made on the basis of qualifications of the proposed Design/Build Team, including team qualifications, team experience and ability to provide service in meeting the project requirements and the goals and objectives of the University's Strategic Plan. As part of the University of South Florida's strategic plan, USF made a commitment to foster collaboration, open and timely communication, mutual respect, trust and inclusiveness. The University of South Florida is an equal opportunity institution, and, as such, strongly encourages the lawful use of certified Minority and Women-owned Business Enterprises ("MBEs") in the provision of design and construction-related services by providing a fair and equal opportunity to compete for, or for participation in, design and/or construction related services. Applications that do not comply with the above instructions may be disqualified. Submittals are part of the public record and no submittal material will be returned. The plans and specifications for The University of South Florida projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$25,000 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Interested teams are invited and encouraged to attend a Pre-Submittal Meeting, to review the scope and requirements of this project, at the University of South Florida, on March 20, 2013 at 10:00 am Eastern time in the Marshall Center Room-3707, 4202 East Fowler Avenue, Tampa, Florida 33620

(Directions and parking information can be obtained at the Campus Information Center at the Fowler entrance, at the campus map website: <http://www.usf.edu/About-USF/visiting-campus.asp> and at the parking information website: [http://usfweb2.usf.edu/parking\\_services/default.asp](http://usfweb2.usf.edu/parking_services/default.asp). Requests for meetings by individual firms will not be granted. It shall be noted that no communication shall take place between the applicants and employees of the University of South Florida, except as provided at the Pre-Submittal Meeting, the Pre-Interview Meeting and the request for the RFQ, DCSQS and Clarifications. Requests for any additional information or clarification at any other time than above must be in accordance with the RFQ. One (1) original and nine (9) spiral bound copies of the required information shall be submitted to: Attention: Charlene French-Bunch, Facilities Planning and Construction, University of South Florida, 4202 East Fowler Avenue, FPC110, Tampa, Florida 33620-7550, by 2:00 p.m. (Eastern Time), on April 5, 2013. Facsimile (fax) or electronic submittals are not acceptable and will not be considered. The University reserves the right to suspend or discontinue the selection process at any time and to return or reject any or all submissions of Design/Build proposals without obligation to the respondent. The award of this contract is subject to availability of funds and the University reserves the right to suspend, discontinue, or cancel the selection process at any time and reject any or all submissions of Design/Build proposals without obligation to the respondent.

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## DEPARTMENT OF EDUCATION

### School Districts

DCPS DW Electrical Systems, Components, Repairs and Replacements: Building 6 Electrical Panel Replacement at Stanton College Preparatory School No.

153/M-84310/OFDC-ITB-015-13

DUVAL COUNTY PUBLIC SCHOOLS ADVERTISEMENT FOR BIDS – Invitation To Bid For an Electrical, General or Building Contractor/Publish Date – March 8, 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 28, 2013 and will be accepted until 2:00 p.m.

Official project title: Districtwide Electrical Systems, Components, Repairs and Replacements: Building 6 Electrical Panel Replacement at Stanton College Preparatory School No. 153/DCSB Project No. M-84310/OFDC-ITB-015-13. Scope of work: The replacement of multiple electrical branch circuit panels in Building No. 6 with new panel feeders back to Building No. 1. The construction cost is budgeted not to exceed \$140,000.

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: The Ohmega Group, LLC/1756 Silver Street/Jacksonville, FL 32206, (904)807-6512. DCSB Point of Contact: Kevin Trussell, (904)390-2336.

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: 20% Overall. All contractors that are interested in bidding are required to attend a mandatory pre-bid conference to be held on March 19, 2013, 3:00 p.m. in the Media Center at Stanton College Preparatory School No. 153 located at 1149 West 13th Street, Jacksonville, FL 32209. 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](http://www.duvalschools.org) under [http://www.duvalschools.org/static/aboutdcps/departments/facilities/general\\_documents.asp](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.

**EXPRESSWAY AUTHORITIES**  
 Tampa-Hillsborough County Expressway Authority  
 RFP P-02113 Design/Build–Selmon Greenway Project Phase I  
**TAMPA-HILLSBOROUGH COUNTY EXPRESSWAY**  
**AUTHORITY**  
**REQUEST FOR PROPOSALS**  
 RFP No. P-02113  
**DESIGN/BUILD – SELMON GREENWAY PROJECT**  
**PHASE I**

THEA is soliciting responses from firms licensed, qualified and interested in performing design/build services for the project entitled “Design/Build – Selmon Greenway Project Phase I”. The intent of this project is to provide an on average 15’ (12’-24’ in some locations) multi-use trail to connect the City of Tampa’s River Walk in the vicinity of Ashley Drive to the vicinity of 19th Street. Project site is located in Tampa,

Hillsborough County, Florida. The project will be constructed within existing right-of-way and include landscaping and architectural treatments. The project shall include pedestrian crossings at all side streets along the proposed route with appropriate signal treatments. Portions of existing sidewalk not on the Selmon Greenway alignment will also be constructed to meet the requirements of the Americans with Disabilities Act and provide connectivity to the Selmon Greenway alignment. Coordination with the Florida Department of Transportation, the City of Tampa, utility owners, and others having interests along the corridor shall be the responsibility of the design/build firm. Any necessary state and local permits will be the responsibility of the design/build firm to identify permits needed, prepare permit applications in coordination with THEA and payment of associated fees. THEA will provide final review and approval of all permit applications and information prior to be submitted to permitting authorities.

The procurement process that will be utilized for this project will a Request for Proposals (RFP) consisting of two steps. For Step 1 of the RFP process firms shall submit an Expanded Letter of Interest, Statement of Qualifications, Approach to Project and completion of the Step 1 RFP Documents and Forms. THEA Evaluation Committee will rank firms based on qualification criteria identified in the RFP Instructions and Submittal Documents.

For Step 2 of the RFP process each of the ranked firms will be given approximately 30 days to prepare their design/build concept, proposal price, project schedule, solidify their team, and refine their SBE participation plan, before submitting their Step 2 Technical Proposal and Price Proposal. At this time, Step 2 of the RFP process is provided in the RFP Instructions and Submittal Documents as a draft.

The RFP Instructions and Submittal Documents are available through the DemandStar System ([www.demandstar.com](http://www.demandstar.com)) or through a link on the THEA web site ([www.tampa-xway.com](http://www.tampa-xway.com)). Interested firms must submit eight (8) copies of the Step 1 Response to THEA at 1104 East Twiggs Street, Suite 300, Tampa, FL 33602. Submittals are due by 2:00 p.m., Monday, April 8, 2013, at which time responses will be publicly opened and Respondents names read aloud. Firms failing to submit the required RFP Documents and Forms may be deemed non-responsive to the RFP. The Schedule of Events containing additional important deadlines for this project is located in the RFP Instructions and Submittal Documents at Section A, Paragraph 1.4.

THEA encourages the use of registered Small Business Enterprise (SBE) firms to the greatest extent possible and requires nondiscrimination on the basis of race, color, sex and national origin in its employment and contracting practices.

Questions concerning this RFP should be directed to Amber Milburn, THEA Procurement Manager by e-mail at [amber@tampa-xway.com](mailto:amber@tampa-xway.com).

**FLORIDA HOUSING FINANCE CORPORATION**  
RFP 2013-05 Loan Servicing Software

The Florida Housing Finance Corporation invites all qualified software providers that have a fully developed and established software application and reporting solution for the management and loan servicing of mortgage loans in accordance with the terms and conditions set forth in this Request for Proposal (RFP). Florida Housing intends that the Software Provider shall provide loan servicing software, technical training, staff training, system specifications, installation and configuration and ongoing support and maintenance

Proposals shall be accepted until 2:00 p.m., Eastern Time, Wednesday, March 27, 2013, to the attention of Sherry Green, Contracts Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. For questions or additional information, please contact Sherry Green at (850)488-4197 or [sherry.green@floridahousing.org](mailto:sherry.green@floridahousing.org). To obtain a copy of the Request for Proposals, which outlines selection criteria and offeror’s responsibilities, please submit your request to the attention of Sherry Green, or you can download the Request for Proposals from the Florida Housing Finance Corporation web site at <http://www.floridahousing.org/Home/BusinessLegal/Solicitations/RequestForProposals.htm>

Any modifications that occur to the Request for Qualifications will be posted at the web site and may result in an extension of the deadline.

**AJAX BUILDING CORPORATION**

Osprey Clubhouse & Pool Facility at University of North Florida

Date March 7, 2013 NOTICE TO BIDDERS  
Sealed bids for furnishing all labor and material and performing all work necessary and incidental to the completion of the Site Construction (Bid Group 1) and New Construction (Bid Groups 2-4) at Osprey Clubhouse & Pool Facility will be received by Ajax Building Corporation at the Office of Ajax Building Corporation at 10365 Hood Rd. South, Suite 203, Jacksonville, FL 32257 until 2:00 p.m. Local Time, on the dates identified within the below table.

Bid Group	Bid Package No. & Description	Bid Date
1	1.1 Material Testing; 2.1 Site Work & Utilities; 15.1 Site Mechanical; 16.1 Site Electrical;	April 3, 2013
2	12.1 Pool, Pool Amenities & Equipment; 3.1 Concrete; 4.1 Masonry; 5.1 Structural & Misc Steel; 14.1 Elevators; 13.1 Fire Suppression; 15.2 Plumbing; 15.1 HVAC; 15.3 Test and Balance; 16.1 Electrical, Fire Alarm and Comm.	June 7, 2013
3	9.1 Drywall, Stucco and Light Gage Metal Specialties ; 9.3 Acoustical Ceilings & Panels; 12.2 Kitchen Equipment; 7.1 Roofing; 7.2 Coatings, Waterproofing Caulking & Sealants; 7.3 Fire Proofing; 7.4 Spray Foam Insulation; 8.1 Doors & Hardware; 8.2 Glass & Glazing;	June 7, 2013
4	2.2 Landscaping/Hardscape/Irrigation; 10.3 Signage; 10.1 Miscellaneous and Postal Specialties; 9.3 Flooring; 9.4 Painting & Wallcovering; 9.5 Window Shades and Projection Screens.; 8.3 Overhead Roll Up Door; 6.1 Carpentry/Millwork; 1.2 General Cleaning	June 7, 2013

Each bid must be accompanied by a Bid Bond on the form enclosed in this package, certified check or cashier's check in an amount no less than five percent (5%) of the total amount of the base bid as guarantee that the bidder will, if awarded the contract, enter into a written contract, satisfactory in form, containing a penalty clause and requiring workers' compensation and public liability insurance and approval of subcontractor by Ajax Building Corporation and shall be prepared to provide Payment and Performance Bonds on the forms enclosed in this bid package to Ajax Building Corporation in the full amount of the contract price within seven (7) days after acceptance. Bidder must be a licensed Florida Contractor.

Contract documents, as defined in Subcontract Agreement form, may be examined at the office of Ajax Building Corporation, 10365 Hood Road South Suite 203 Jacksonville Florida 32257.

Interested bidders may obtain pre-qualification forms by contacting Orlando Rivera at [jrivera@ajaxbuilding.com](mailto:jrivera@ajaxbuilding.com), or Robin Combs, [robin@ajaxbuilding.com](mailto:robin@ajaxbuilding.com); both of whom are located at Ajax Building Corporation’s Jacksonville office. Only bidders meeting pre-qualification criteria may bid. Bidders must submit a completed experience questionnaire and financial statement on the form entitled "Bidder Qualifications Questionnaire", incorporated herein by reference. The

subcontractor’s financial condition must demonstrate that adequate fixed and liquid assets and equipment are available to properly perform the Subcontract.

The documents for the UNF Osprey Clubhouse and Pool Facility Project Site Work Phase are scheduled to be available on March 14, 2013. These documents will be loaded in and become available from the Ajax ftp web site. Prequalified bidders will be given access to a digital copy of the Bid Documents via Ajax Building Corporation FTP site in order to download and print. Bidders are responsible for the full set of Bid Documents and no Bid Documents will be distributed within seven (7) days of date of bid receipt.

Bid Documents for the Osprey Clubhouse & Pool Facility Site Work and New Building are scheduled to be available on March 20, 2013 and May 22, 2013, respectively, and will be available as noted above.

No bids may be withdrawn after the scheduled closing time for receipt of same for a period of sixty (60) days.

Proposals shall be sealed and plainly marked, "Bid", with name of project, bid package number and description, name and address of bidder, time and date due.

The Construction Manager reserves the right to reject any and all bids received and to waive any and all informalities or irregularities in regard thereto.

Pre-Bid Conferences will be held at the University Center located at Lot 16 off from Kernan Boulevard via Alumni Drive and Betty Holzendorf at the below listed dates and times. Pre-Bid Conferences may or may not be mandatory, location and dates are subject to change and all pre-qualified bidders will be notified.

Bid Group	Pre-Bid Date / Time
<u>1</u>	March 20, 2013/9:00 A.M.
<u>2</u>	May 22, 2013/9:00 A.M.
<u>3</u>	May 22, 2013/10:15 A.M.
<u>4</u>	May 22, 2013/1:00 P.M.

**EARLY LEARNING COALITION OF PUTNAM & ST. JOHNS COUNTIES, INC.**

**Request for Qualifications #2013-01 for External Auditing Services**

Only written correspondence and/or inquiries directed to the Coalition’s Procurement Manager (who is the sole point of contact with the Coalition for purposes of this RFQ) will be accepted. The Procurement Manager’s name and contact information is: Tajaro Dixon, Early Learning Coalition of Putnam and St. Johns Counties, Inc., c/o NEFEC, 3841 Reid Street, Palatka, FL 32177, tdixon@elcpsj.org. The Early Learning Coalition of Putnam and St. Johns Counties, Inc. is

requesting qualifications for external auditing. The potential auditing firm will be responsible for providing a high level of service for a reasonable cost to the Coalition. The intent of the RFQ is to select an independent auditing firm, preferably with at least two years of Florida Early Learning Coalition auditing experience, to provide basic auditing services for the Coalition’s total annual budget of approximately \$12 million. The Request for Qualifications released March 25, 2013 may be obtained at [www.elcpsj.org](http://www.elcpsj.org). The deadline for receipt of written questions is April 12, 2013. The deadline for receipt of proposals (no exceptions) is May 3, 2013 by 4:00 p.m. eastern standard time. Official notice of award will be posted to the Coalition’s website and mailed to all proposers. Certified Minority Business Enterprises are encouraged to submit a proposal.

After the release of this RFQ, if any solicitation revisions become necessary or appropriate, as determined by the Coalition, the Coalition will electronically post the addenda to the Coalition’s website, [www.elcpsj.org](http://www.elcpsj.org). Proposers are responsible for checking the Coalition website and contacting the Coalition’s Point of Contact for this solicitation before the RFQ deadline to ascertain whether any addenda have been issued.

The Early Learning Coalition of Putnam and St. Johns Counties, Inc. reserves the right to reject any and all solicitations or ignore or correct minor irregularities when it is in the best interest of the Coalition.

Funding Sources: The services described in this RFQ and the resulting Contract will be funded by the General Revenue from the State of Florida and Federal funds. The State of Florida Voluntary Pre-Kindergarten Program is 100% state funded. Per the October 16, 2012 FOEL School Readiness Notice of Award for the ELC of Putnam and St. Johns Counties, the School Readiness Program is approximately 75% federally funded, 24% state funded, and less than 1% funded by non-governmental sources (CCEP).

Sponsored by: the Early Learning Coalition of Putnam and St. Johns Counties, Inc. and Florida’s Office of Early Learning.

**FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC. (FWCJUA)**

**Notice of Request for Proposals for Policy Administration & Managed Care Services**

The FWCJUA, a single-line insurer of workers compensation and employers liability coverage in Florida, will issue an RFP for Policy Administration & Managed Care Services on March 8, 2013. Policy administration services include, but are not limited to, the issuance of policies and appropriate

endorsements; premium billing and collection; auditing; claims management including managed care services; loss control and safety engineering; fraud investigation and prevention; financial and statistical data reporting; and customer satisfaction services. Managed care services include, but are not limited to, medical management and disability management. The FWCJUA is not a state agency; and thus, the RFP process is not governed by the contracting procedures applicable to state agencies set forth by Florida law. Interested parties may obtain a copy of the FWCJUA's RFP for Policy Administration & Managed Care Services on or after March 8, 2013, from the FWCJUA's website, <http://www.fwcjua.com>. Responses to the RFP will be due no later than 12:00 p.m., Eastern Time, April 12, 2013.

## Section XI Miscellaneous

### DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

FRL Automotive, LLC d/b/a Lehman Toyota and Lehman Scion for relocation

#### Notice of Publication for the Relocation of a Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Southeast Toyota Distributors, LLC, intends to permit the relocation of FRL Automotive, LLC d/b/a Lehman Toyota and Lehman Scion ("Lehman Toyota and Scion") for the sale and service of Toyota and Scion vehicles from 19390 NW 22nd Avenue, Miami, Florida 33169 (the "Existing Location") to 16600 NW 2nd Avenue, Miami-Dade County, Miami, Florida 33169 and 444 NW 165th Street, Miami-Dade County, Miami, Florida 33169, two contiguous parcels of real estate, as the term "contiguous" is used in subparagraph 15C-7.004(3)(d)2, Fla. Admin. Code, which collectively are referred to herein as the "New Dealership Location", on or after April 9, 2013.

The name and address of the dealer operator(s) and principal investor(s) of FRL Automotive, LLC, d/b/a Lehman Toyota and Lehman Scion, are dealer operator(s): Eric Friedman, 19390 Northwest 2nd Avenue, Miami, Florida 33169, principal investor(s): William Lehman, Jr., 19390 Northwest 2nd Avenue, Miami, Florida 33169, Alan L. Reyf, 19390 Northwest 2nd Avenue, Miami, Florida 33169, Douglas Jacobs, 19390 Northwest 2nd Avenue, Miami, Florida 33169,

Debbie Jacobs, 19390 Northwest 2nd Avenue, Miami, Florida 33169 and Eric Friedman, 19390 Northwest 2nd Avenue, Miami, Florida 33169.

The notice indicates intent to relocate the franchise in a county of more 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, as amended by Chapter 88-395, Laws of Florida, 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: Albert M. Green, Southeast Toyota Distributors, LLC, 100 Jim Moran Boulevard, Deerfield Beach, Florida 33442.

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.

### DEPARTMENT OF ENVIRONMENTAL PROTECTION State Revolving Fund Program

#### NOTICE OF AVAILABILITY FLORIDA CATEGORICAL EXCLUSION NOTICE CITY OF CAPE CANAVERAL

The Department of Environmental Protection has determined that the City of Cape Canaveral's proposed project to improve wastewater treatment, collection and stormwater facilities will not have a significant adverse impact on the environment. The total project cost is estimated at \$7,968,700. The project is expected to qualify for a State Revolving Fund loan composed of federal and state matching funds. Public comment must be received at the address below within 30 days of this notice. A full copy of the Florida Categorical Exclusion Notice can be obtained by writing to: Pankaj Shah, State Revolving Fund Program, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or by calling (850)245-8372.

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
State Revolving Fund Program

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTIFICATION

City of Mulberry

The Florida Department of Environmental Protection has determined that the City of Mulberry’s project involving installation of distribution mains will not adversely affect the environment. The total cost of the project is estimated to be \$1,154,039. The project may qualify for a Drinking Water State Revolving Fund monies composed of federal funds and state funds. A full copy of the Florida Categorical Exclusion Notification can be obtained by writing to: Venkata Panchakarla, Department of Environmental Protection, State Revolving Fund Program, 2600 Blair Stone Road, MS#3505, Tallahassee, Florida 32399-2400 or calling (850)245-8366.

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
State Revolving Fund Program

NOTICE OF AVAILABILITY

FLORIDA CATEGORICAL EXCLUSION NOTIFICATION

Town of Oakland

The Florida Department of Environmental Protection has determined that the Town of Oakland’s project involving construction of a ground storage tank, raw and finish water transmission mains, replacement of a distribution main, and installation of three high service pumps will not adversely affect the environment. The total cost of the project is estimated to be \$1,887,985. The project may qualify for a Drinking Water State Revolving Fund monies composed of federal funds and state funds. A full copy of the Florida Categorical Exclusion Notification can be obtained by writing to: Venkata Panchakarla, Department of Environmental

Protection, State Revolving Fund Program, 2600 Blair Stone Road, MS#3505, Tallahassee, Florida 32399-2400 or calling (850)245-8366.

DEPARTMENT OF HEALTH

Board of Nursing

Emergency Action

On March 6, 2013, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Cynthia Ann McCoy-Delgado, R.N. License # RN 9174441. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Pharmacy

Emergency Action

On March 6, 2013, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Sarah Carmen Camacho, R.P.T. License # RPT 40028. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Section XII  
Index to Rules Filed During Preceding Week

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

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