

## Section I

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

#### AGENCY FOR HEALTH CARE ADMINISTRATION

#### Hospital and Nursing Home Reporting Systems and Other Provisions Relating to Hospitals

RULE NO.: 59E-5.605  
 RULE TITLE: Public Medical Assistance Trust Fund Assessments

**PURPOSE AND EFFECT:** The purpose of this rule revision is to simplify and correct the calculations for the Public Medical Assistance Trust Fund (PMATF) assessments. Currently, any Chapter 395, F.S. regulated hospital must annually file financial reports with the Agency. These reports, the Florida Hospital Uniform Reporting System (FHURS), are the basis for calculating assessments to hospitals for PMATF liability. Currently, when hospitals file a report for less than a full year, the partial year report is subject to annualization of the PMATF assessment. This annualization can create a situation whereby a hospital may be over-assessed. In addition, it places the Agency in a position of estimating PMATF liability. In addition to the removal of the annualization of the PMATF calculations, the rule amendment will clarify the methods by which the quarterly assessments are made, collected and adjusted. These changes significantly clarify the amount and methods for assessing and collecting PMATF funding for both the public and the Agency.

**SUBJECT AREA TO BE ADDRESSED:** Public Medical Assistance Trust Fund assessments, collections and reports.

**RULEMAKING AUTHORITY:** 395.7017, 408.061(2), 408.15(8) FS.

**LAW IMPLEMENTED:** 395.701 FS.

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

**DATE AND TIME:** April 9, 2013, 10:00 a.m. – 11:00 a.m.

**PLACE:** Agency for Health Care Administration, Conference Room B, 2727 Mahan Drive, Building #3, Tallahassee, FL 32308

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS:** Mills Smith, Regulatory Analyst IV, Bureau of Central Services, (p) (850)412-4353 or email: robert.smith@ahca.myflorida.com

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:**

59E-5.605 Public Medical Assistance Trust Fund Assessments.

(1) Within six months after the end of each hospital's fiscal year, the Agency's Division of Health Quality Assurance Bureau of Health Facility Regulation will certify to the Bureau

of Finance and Accounting the amount of each hospital's public medical assistance trust fund assessment. The amount certified shall be equal to the sum of 1.5 percent of the annual net inpatient revenue of each hospital and 1.0 percent of the annual net outpatient revenue of each hospital, based upon the actual data filed with the Agency for the reporting period.

(2) Each hospital shall be notified of the assessment amount being certified to the Bureau of Finance and Accounting.

(3) Within 21 days of receipt of notification of the assessment amount, a hospital may request a hearing pursuant to Section 120.57, F.S.

(4) If a hearing is timely requested, the Agency shall certify to the Bureau of Finance and Accounting an interim assessment amount which shall equal the assessment amount last certified to the Bureau of Finance and Accounting. Upon resolution of the issues regarding certification, the proper assessment amount shall be certified. The assessment amount for the year shall not be affected by the issuance of an interim assessment.

(5) The certified assessment amount is the total amount due to the Agency and shall be payable to and collected by the Agency in equal quarterly amounts, beginning the first full calendar quarter six months after the end of the hospital's fiscal year. Initial assessments against new hospitals will be certified upon approval of the first Prior Year Report.

(6) In the event a hospital fails to file its Prior Year Report or the report is not accepted by the Agency, the quarterly assessment shall be based on the most recently filed Prior Year Report accepted by the Agency.

(7) Following the first quarterly assessment of the certified assessment amount, the Agency shall perform a reconciliation of the hospital's total assessment amounts with the quarterly assessment amount due. If the data contained in the Prior Year Report is based upon a fiscal period of less than one calendar year, the data provided shall be annualized and the assessment will be calculated on an annualized basis.

(a) If the sum of the amounts collected is less than the sum of the certified assessments, then the Agency shall issue an invoice for and collect the difference. The invoice for the assessment reconciliation shall be due and payable within 30 days of being issued. Assessments not paid within thirty days of the due date shall be subject to an administrative fine of a minimum of \$500.00 per day not to exceed \$5,000 pursuant to Section 395.701(3) Florida Statutes.

(b) If the sum of the amounts collected is greater than the sum of the certified assessments, then the Agency shall issue a refund at the request of the hospital.

(8) Initial assessments of new hospitals will be certified upon approval of the first Prior Year Report. Assessments during the first year of operation under new ownership shall be based on the hospital's net operating revenue for the last fiscal year under previous ownership.

(9) Hospitals that file a Prior Year Report of less than 12-months (Short Report) due to a change of fiscal year end or change of ownership shall be issued a quarterly invoice(s) for the certified assessment on the Short Report only after all four quarters of the previous 12-month period have been invoiced, and prior to the first quarterly invoice issued for the new full fiscal year. Any difference between the certified assessment amounts and Agency collections will be reconciled as described in subsection (7) above. ~~Assessments are made against facilities, accordingly the amount of the assessment and liability for the assessment remains with the facility regardless of any change in ownership.~~

(10) ~~When a hospital closes or ceases operations, the total amount due to the Agency shall be the sum of the certified assessment amounts calculated on annual net patient revenue through the date operations cease, less the sum of quarterly and settlement payments received. The Agency will base assessments on the most recently filed Prior Year Report accepted by the Agency prorated for the period from the last accepted report through the date operations cease if a hospital fails to file its Prior Year Report or the Report is not accepted by the Agency.~~

(11)(9) Assessments are made against facilities, accordingly the amount of the assessment and liability for the assessment remains with the facility regardless of any change in ownership.

Rulemaking Specific Authority 408.061(2), (3), (4)(a), (7), 408.15(8), 395.7017 FS., Chapter 2000-256, Laws of Florida. Law Implemented 395.701(2) FS. History--New 6-11-92, Formerly 10N-5.606, Amended 5-26-03, \_\_\_\_\_.

## Section II Proposed Rules

### DEPARTMENT OF ENVIRONMENTAL PROTECTION

#### Beaches and Coastal Systems

RULE NOS.:	RULE TITLES:
62B-36.001	Purpose
62B-36.002	Definitions
62B-36.003	Policy
62B-36.005	Annual Funding Requests
62B-36.006	Project Ranking Procedure
62B-36.007	Project Cost Sharing
62B-36.009	Project Agreements

PURPOSE AND EFFECT: Establishes funding request procedures, project ranking criteria, cost sharing procedures and project agreement requirements.

SUMMARY: Implement the new inlet management priorities and procedures set forth in Section 161.143, F.S., and make other changes to improve program implementation. Further,

the amendments to the Chapter will incorporate recommendations made by the Beach Management Working Group.

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

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed amendments to Chapter 62B-36 do not impose a regulatory cost because the chapter sets forth how the Department ranks and distributes beach management funding assistance for local governments. Businesses are not eligible to receive such funding.

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

RULEMAKING AUTHORITY: 161.101(21), 161.143(6), 161.161(7) FS.

LAW IMPLEMENTED: 161.088, 161.091(1), (2), (3), 161.101(1), (2), (8), (9), (11), (12), (14), (15), (16), (17), (18), (19), (20), 161.142(1), (2), (4), (5), (6), (7), 161.143(1), (2), (3), (4), (5), 161.161(1), (2), (6) FS.

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

DATE AND TIME: April 19, 2013, 10:00 a.m.

PLACE: At the Florida Department of Environmental Protection, 4708 Capital Circle, Training Room, Tallahassee, FL, 32304. If preferred, a live Webinar will be available. Participants may register at <https://www2.gotomeeting.com/register/694717602>. The hearing will also be available via teleconference at: 888-670-3525, PIN 5509213632#.

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: Bureau of Personnel Services at (850)245-2511. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kamie Carney, Department of Environmental Protection, Mail Station #300, 3900 Commonwealth Blvd., Tallahassee, Florida 32399-3000, (850)488-7816, or [kamie.carney@dep.state.fl.us](mailto:kamie.carney@dep.state.fl.us)

THE FULL TEXT OF THE PROPOSED RULE IS:

62B-36.001 Purpose.

The Beach Management Funding Assistance Program works in concert with local sponsors eligible governmental entities to achieve protection, preservation, and restoration, and nourishment of the sandy beaches fronting the Atlantic Ocean, the Gulf of Mexico and the Straits of Florida, and for the management of inlets to replicate the natural drift of sand interrupted by improved, modified, or altered inlets. Annually, the Department requests funding from the Legislature to implement the program and when appropriations are made by the legislature, may enter into a cost sharing agreements with local sponsors eligible governmental entities for the implementation of beach and inlet management projects. This Rule Chapter establishes funding request procedures, project ranking criteria, cost sharing procedures and project agreement requirements pursuant to Sections 161.088, 161.091, 161.101, 161.142, 161.143, and 161.161, F.S.

Rulemaking Specific Authority 161.101(21), 161.143(6), 161.161(7) FS. Law Implemented 161.088, 161.091(1), 161.101(1), (2), (8), (9), (11), (12), (14), (15), (16), (17), (18), (19), (20), 161.142(1), (2), (4), (5), (6), (7), 161.143(1), (2), (3), (4), (5), 161.161(1), (2), (6) FS. History—New 6-10-83, Formerly 16B-36.01, 16B-36.001, Amended 12-25-03, \_\_\_\_\_.

62B-36.002 Definitions.

(1) “Annual Funding Request and Local Long Range Budget Plan” is the document submitted by a local sponsor the eligible governmental entity which includes a detailed description for the next fiscal year’s funding request and a schedule for the disbursement of funds to be requested for beach or inlet management projects or related activities over a given period of time. Only projects consistent with the Strategic Beach Management Plan will be considered for funding. These projects will be ranked and placed on either the beach or inlet management list submitted to the Legislature for funding consideration.

(2) “Area of Inlet Influence” is the distance along the adjacent sandy shorelines where sediment transfer and shoreline location is physically altered due to the presence of the inlet and any associated structures or improvements which alter the natural functioning of the inlet. The area of inlet influence will be determined using a feasibility or an inlet management study.

(3)(2) “Beach Management” is protecting, maintaining, preserving, or enhancing Florida’s beaches. Activities included are including but not limited to, restoring or nourishing beach and dune systems, dune protection and restoration activities, restoration of natural shoreline processes, removal of derelict structures and obstacles to natural shoreline process in conjunction with restoration or nourishment, and inlet management activities to facilitate sand bypassing, construction of erosion control structures, as well as. These

activities include feasibility, supporting engineering, design and environmental studies, and post-construction project monitoring, and mitigation, to support such activities and removal of derelict structures and obstacles to natural shoreline processes.

(4)(3) “Contractual Services” are the provision of engineering, professional, or scientific services for eligible activities as otherwise described in this Chapter. Such activities may be performed by a private company or individual, or, if approved by the Department, pursuant to subsection 62B-36.007(6) 62B-36.007(4), F.A.C., the local sponsor an eligible governmental entity.

(5)(4) No change.

(6)(5) No change.

(6) “Eligible Governmental Entity” is any state, county, municipality, township, special district, or any other public agency having authority and responsibility for preserving and protecting the beach and dune system.

(7) “Inlet” is a coastal barrier short narrow waterway including all related flood and ebb tidal shoals and the inlet shorelines, connecting a bay, lagoon, or similar body of water with the Gulf of Mexico, the Straits of Florida, or the Atlantic Ocean and all related flood and ebb tidal shoals and the inlet shorelines. Improved, altered or modified inlets are those where stabilizing rigid coastal structures have been constructed, or where inlet related structures or features such as channels have been constructed or are actively maintained and the channel depth is greater than the inlet system would support in a natural state.

(8) “Inlet Management” is comprised of actions taken to minimize, eliminate, or mitigate the effects of the inlet on the adjacent shorelines including feasibility, engineering, design, environmental studies, construction, and post-construction monitoring to support such activities.

(9) “Local Sponsor” is any state, county, municipality, township, or special district created pursuant to Part II Chapter 161 having authority and responsibility for preserving and protecting the coastal system, and any state, county, municipality, township, and inlet and navigational districts having authority and responsibility for management of an inlet. The local sponsor is responsible for the balance of the non-state cost share.

(10) “Local Long Range Budget Plan” is a document that projects the ten-year planning needs for federal, state, and local governments necessary to implement the strategies outlined in the Strategic Beach Management Plan for a specific project. The document lists five years of anticipated project costs followed by the next five years of anticipated planning phases. The document is submitted by local sponsors to the Department along with annual funding requests.

(11)(8) “Project Agreement” is a contract executed between the Department and the local sponsor eligible governmental entity that explicitly defines the terms and conditions under which the project shall be conducted.

(12)(9) “Project Boundary” for ranking purposes, means the sandy shoreline fronting the Atlantic Ocean, Gulf of Mexico, or the Straits of Florida, of the beach management project and the first row of residential or commercial development immediately landward of the beach vegetation line or beach erosion control line, whichever is further landward. The first row of development may be separated from the shoreline by recreational amenities, roadways or parking areas as long as there is dedicated public access. The area of inlet influence shall be the project boundary for inlet projects.

(13)(10) “Project Phase” is a logical step required in developing and implementing a project. The following phases will be considered for funding. A typical project will normally include the following phases

(a) “Feasibility” – is the characterization of the erosion problem and constraints on remediation alternatives, development and analysis of alternatives to address the problem, including taking no action, data collection in support of the analysis, and selection of the cost-effective, environmentally sound alternative that avoids or minimizes adverse impacts.

(b) “Design and Permitting” – is the development of design studies, data collection, plans, specifications, permit applications, and financial planning final costs for the project.

(c) “Construction” – is the execution of the selected project, including contractor services, contract management, construction oversight, and construction-related monitoring required by permit or contract.

(d) “Post-Construction Monitoring” – is the collection and analysis of physical and project performance, biological and environmental data required by state or federal permits on an annual or periodic basis following the completion of the construction phase.

(14)(11) “Public Beach Access” is an entry zone and associated parking adjacent to a sandy beach under public ownership or control which is specifically used for providing access to the adjacent sandy beach for the general public. The access must be signed, maintained and clearly visible from the adjacent roadway. The parking spaces counted for eligibility must be within one-quarter mile walking distance of a lateral entry zone and available to the general public. The types of public beach access sites are:

(a) “Primary Beach Access” is a site with at least 50 +00 public parking spaces and public restrooms;-

(b) No change.

(15)(12) “Public Lodging Establishment” is any business public lodging establishment currently licensed by the Department of Business and Professional Regulation in the classification of “hotel”, “motel” or “vacation rental

condominium” and “resort condominium” with six or more units as designated by the Department of Business and Professional Regulation, or campgrounds and fronting directly on the sandy beach. Public Lodging Establishments must be located on the beachfront or within one quarter mile walking distance of a public access.

(16) “Sediment Budget” is the mass balance between inputs and outputs of sediment in the inlet system, including all related flood and ebb tidal shoals, inlet shorelines and inland waterways, and the adjacent open coast beaches within the area of inlet influence.

(17)(13) “Statewide Long Range Budget Plan” is the document produced by the Department that projects the ten-year planning needs for federal, state, and local governments necessary to implement the Strategic Beach Management Plan. The document lists five years of anticipated project costs followed by the next five years of anticipated planning phases for all beach and inlet management projects statewide, the planning document used by the Department to schedule the disbursement of funds over a given period of time. It is developed in coordination with local sponsors based on their eligible governmental entities based on the Strategic Beach Management Plan and Local Long Range Budget Plans and is submitted to the Legislature annually as a companion document to the Local Government Funding Request.

(18)(14) “Strategic Beach Management Plan” is the Department’s adopted plan for management of the critically eroded shoreline of the state and those components of feasibility or inlet management studies that minimize the erosive effects of inlets and the related coastal system.

Rulemaking Specific Authority 161.101(21), 161.143(6), 161.161(7) FS. Law Implemented 161.088, 161.091(1), 161.101(1), (2), (8), (9), (10), (11), (12), (14), (15), (16), (17), (18), (19), (20), 161.142(1), (2), (4), (5), (6), (7), 161.143(1), (2), (3), (4), (5), 161.161(1), (2), (6) FS. History–New 6-10-83, Formerly 16B-36.02, 16B-36.002, Amended 12-25-03, \_\_\_\_\_.

62B-36.003 General Policy.

(1) No change.

(2) The Department shall annually review available information and revise the designations of critically eroded shoreline in the Critical Erosion Report. Local sponsors Eligible governmental entities shall be notified of any proposed changes and be given an opportunity to submit additional information to justify or refute proposed revisions.

(3) Beach and inlet management projects funded by the Department shall be conducted in a manner that encourages cost-savings, fosters regional coordination of projects, optimizes management of sediments and project performance, protects the environment, and provides long-term solutions. Appropriate feasibility studies or analyses analysis shall be required before design or construction of new projects.

(4) Beach and dune restoration and nourishment projects funded by the Department shall be accessible to the general public and access used to calculate eligibility shall be maintained for at least 10 years following completion of each construction event, ~~the life of the project. Inlet sediment bypassing and the initial restoration of adjacent shorelines impacted by improved, modified or altered inlets, do not have to provide for public access, except for when an Erosion Control Line has been established.~~ Shoreline segments shall be evaluated for public access as set forth in subsection 62B-36.007(1), F.A.C.

(5) No change.

~~(6) The goal of inlet management projects is to balance the sediment budget of the inlet system and the adjacent shorelines within the area of inlet influence. Inlet management projects will be evaluated based upon the criteria in Rules 62B-36.006 and 62B-36.007, F.A.C., and may be cost-shared with the local sponsor for up to 75 percent of the non-federal share.~~

~~(7)(6) Activities primarily related to navigation or other infrastructure improvements at inlets are, generally, not eligible for cost sharing. However, components of projects which mitigate critically eroded shoreline caused by alterations, modifications or improvements to inlets, implement components of the Strategic Beach Management Plan, and which do not increase impacts, are eligible for cost sharing of up to 50% of the non-federal share for those components which:~~

(a) No change.

(b) Cost effectively place beach quality sand on the adjacent eroded beaches, such as the incremental cost of placing sand on the beach rather than in an offshore disposal area. The Department will cost share only in the incremental cost of placement of the material. The Department will not cost share in activities not mobilization and demobilization of equipment, design studies, or any other activity normal to the operation and maintenance of the inlet, such as mobilization and mobilization of equipment and design studies.

~~(8)(7) Local sponsors Eligible governmental entities are encouraged to consider existing inlet navigation maintenance activities as potential sources of sand when developing beach restoration or nourishment projects.~~

~~(9)(8) Non-federal beach Beach management projects shall be cost shared up to 50 percent of the total project cost. Projects authorized by Congress for federal financial participation in the Civil Works program of the United States Army Corps of Engineers shall be cost shared up to 50 percent % of the non-federal share. Beach management projects approved to receive Federal Emergency Management Agency Public Assistance funding (Category G or equivalent subsequent program for designed, constructed and routinely maintained beaches) shall be cost-shared up to 50 percent of the local share after state and federal emergency funds are applied. Local sponsors Eligible governmental entities shall~~

pursue federal appropriations to the maximum extent possible in order to proportionally reduce state and local project costs. ~~The Department will not cost share on the federal portion of an authorized project unless an immediate threat to upland properties and financial loss is demonstrated.~~

~~(10)(9) Upon notification from the Department of the 60-day submittal period, local sponsors eligible governmental entities shall submit an updated Annual Funding Request and Local Long Range Budget Plan. Annual funding shall only be requested for projects expected to be initiated or continued in that fiscal year.~~

~~(11)(10) The Department shall annually review and rank all projects requested by local sponsors eligible governmental entities for the next fiscal year on either the beach management or inlet management project lists, and maintain a current project listings in priority order. As part of the review, the Department shall seek formal input from local coastal governments, beach and general government associations, and other coastal interest groups, and university experts. The project listings shall also identify unranked projects and funds needed for statewide and regional management activities, state sponsored or co-sponsored demonstration projects, new feasibility and design studies, and a consolidated category for post-construction project monitoring required by state and federal permits. In determining the final project ranking, the Department shall consider likely available funding and include a primary and alternate list of all projects. The primary list shall include those projects where legislatively appropriated funding is anticipated to be adequate to fund the projects. The alternate list includes those projects where funding is not anticipated to be available. Funding that may become available due to savings or scheduling changes shall be made available in the fourth quarter of the fiscal year to projects on approved inlet management lists in the following order:~~

~~(a) Projects on the primary list that require additional funds to complete the project phase.~~

~~(b) Previously funded projects that require additional funds to complete the project phase.~~

~~(c) Projects on the alternate list in priority order.~~

~~(d) and for eEmergency situations as determined by the Governor pursuant to section 161.111, F.S., or the Legislature Department. .~~

~~(11) The Department, in consultation with the eligible governmental entity, has the discretion, pursuant to Section 161.101(20), F.S., to revise funding for projects identified on the primary or alternate list if it is determined by the Department that the project is not ready to be initiated during the fiscal year. If the Department revises funding for a primary list project, at the request of the eligible governmental entity, the project shall be included on the subsequent year's primary list, regardless of prioritization pursuant to Rule 62B 36.006, F.A.C.~~

(12) Local sponsors ~~Eligible governmental entities~~ may design and construct beach management projects prior to the receipt of funding from the state and may subsequently apply for reimbursement from the Department pursuant to the procedure in subsection 62B-36.009(3), F.A.C.

~~Rulemaking Specific Authority 161.101(13), 161.101(21), 161.143(6), 161.161(7) FS. Law Implemented 161.088, 161.091(1), 161.101(1), (2), (8), (9), (11), (12), (13), (14), (15), (16), (17), (18), (19), (20), 161.111, 161.142(1), (2), (4), (5), (6), (7), 161.143(1), (2), (3), (4), (5), 161.161(1), (2), (6), 216.181 FS. History—New 6-10-83, Formerly 16B-36.03, Amended 4-27-86, Formerly 16B-36.003, Amended 12-25-03, \_\_\_\_\_.~~

62B-36.005 Annual Funding Requests.

(1) Annual funding requests for cost sharing of beach management projects shall be submitted by the local sponsor ~~eligible governmental entity~~ to the Department. Projects previously submitted, but not funded, and projects with cost overruns ~~may~~ should be included. Local sponsors ~~Eligible governmental entities~~ who have received funding for projects in past fiscal years and who anticipate requesting funding in subsequent years shall update the Local Long Range Budget Plan as to costs and scheduling. The Local Long Range Budget Plan shall be consistent with the Strategic Beach Management Plan and have a 10-year minimum time frame. The submittal shall be in electronic format and include:

- (a) No change.
- (b) A map of the project area depicting the public beach access, the public parking within one quarter mile of each beach access, public restroom facilities, the public lodging establishments, and comprehensive plan designations for current land use of commercial and recreational properties ~~facilities~~ within the project boundary.
- (c) Current license documentation on public lodging establishments within the project boundaries, including the number of units available, if used to document public access.
- (d) A current or updated resolution from the local sponsor's governing board ~~eligible governmental entity~~ which includes statements of their support of the project, willingness to serve as the local sponsor, and a statement of the extent of their ability and willingness to provide the necessary local funding share to implement the project. For projects proposing regionalization, local sponsors must provide an executed interlocal agreement outlining the nature of regionalization.

- (e) No change.
- (f) The annual project cost estimates indicating the federal, state, and local cost share ~~that indicate cost sharing by the eligible governmental entity~~, with sufficient supporting detail depicting costs of project phases.

(2) Annual funding requests for cost sharing of inlet management projects shall be submitted by the local sponsor to the Department. Projects previously submitted, but not funded, and projects with cost overruns may be included. Local

sponsors who have received funding for projects in past fiscal years and who anticipate requesting funding in subsequent years shall update the Local Long Range Budget Plan as to costs and scheduling. The Local Long Range Budget Plan shall be consistent with the Strategic Beach Management Plan and have a 10-year minimum time frame. The submittal shall be in electronic format and include:

- (a) A map depicting the inlet;
- (b) A description of the sediment budget and area of inlet influence from an adopted Inlet Management Plan or feasibility-level study;
- (c) A detailed project description, including project boundaries by Department range monuments, methods used in conducting the project, and data or analysis to apply the ranking criteria required by Rule 62B-36.006, F.A.C.;
- (d) A current or updated resolution from the local sponsor's governing board which includes statements of their support of the project, willingness to serve as the local sponsor, and a statement of the extent of their ability and willingness to provide the necessary local funding share to implement the project;
- (e) A schedule of activities by project phase; and
- (f) The annual project cost estimates indicating the federal, state, and local cost share, with sufficient supporting detail depicting costs of project phases.

(3)(2) The Department shall evaluate projects submitted to determine consistency with the Strategic Beach Management Plan ~~eligibility~~, project ranking ~~and priority~~, and the extent of cost sharing. Upon completion of the evaluation process, all eligible projects will be incorporated into the Department's Statewide Long Range Budget Plan, which will be submitted to the Legislature along with the Department's Local Government Funding ~~legislative budget Request~~ that annually prioritizes ~~prioritizing~~ projects according to the criteria in Rule 62B-36.006, F.A.C.

(4)(3) Funding requests shall be evaluated and ranked on the basis of information provided by the eligible governmental entity, except where such data is superseded by better quality information obtained by the Department. Local sponsors will be provided 21 days to review the project's proposed ranking and provide clarification to support their requested award of scores. Failure to provide all required information and documentation relating to eligibility and ranking criteria will result in the request being declared ineligible or receiving reduced ranking points. Failure to provide accurate information will lead to termination of the project's eligibility for funding for the requested fiscal year.

~~Rulemaking Specific Authority 161.101(21), 161.143(6), 161.161(7) FS. Law Implemented 161.088, 161.091(1), 161.101(1), (2), (8), (9), (11), (12), (14), (15), (16), (17), (18), (19), (20), 161.142(1), (2), (4), (5), (6), (7), 161.143(1), (2), (3), (4), (5) 161.161(1), (2), (6) FS. History—New 6-10-83, Formerly 16B-36.05, Amended 4-27-86, Formerly 16B-36.005, Amended 12-25-03, \_\_\_\_\_.~~

62B-36.006 Project Ranking Procedure.

(1) Beach Management Projects. Local sponsor funding requests ~~Eligible projects requesting funding for beach management projects in~~ the upcoming fiscal year will be ranked in priority order for the Department's legislative budget request. ~~Projects previously ranked for a construction phase will retain their project score through the monitoring phase.~~ Eligible projects will ~~receive~~ be assigned a total point score by the Department based on the following criteria:

(a) Severity of erosion. The severity of erosion score is determined by the average rate of erosion for the project length area over 30 years ~~based upon the Department's long term data base for the project length at 2 points per foot of erosion, rounded to the nearest whole foot, for a maximum total of 10 points.~~ The Department will use historical MHW data files contained in the Department's Historic Shoreline Database to calculate the average rate of erosion for up to a 30 year period after 1972, but prior to any beach fill placement in the project area. Linear least square fit to the data will be used to determine the erosion/accretion trend. For those project areas where inadequate data prevents the calculation of an average rate, then the rate may be obtained from a published study document used in the design of the project.

(b) Threat to upland structures. The percent of ~~shoreline developed property~~ containing structures ~~at or seaward of the projected 25-year return interval storm event erosion limit within the project boundaries at or seaward of the projected 25-year return interval storm event erosion limit times ten, rounded to the nearest whole number, for a maximum total of 10 points.~~ The Department will determine the threat to upland structures by application of the ~~-Dean CCCLr, SBEACH (Storm-induced BEACH CHange Model) or comparable numeric model using a 25-year return interval storm tide hydrograph on the most recent beach-offshore profile data at each R-monument in the project area as determined by the Department and provided in "Erosion Due to High Frequency Storm Events," which is incorporated by reference. SBEACH results shall be supported with documentation on objectives, data used, model configuration and parameter selection, calibration/validation, applications of forcing conditions and any assumptions made in the modeling analysis. Copies of "Erosion Due to High Frequency Storm Events," by the University of Florida, dated November 22, 1995 <http://www.flrules.org/Gateway/reference.asp?No=Ref-02423> and the "SBEACH-32 Users Interface Manual" dated January 10, 1996 <http://www.flrules.org/Gateway/reference.asp?No=Ref-02424>, "SBEACH Report 1" dated July 1, 1989 <http://www.flrules.org/Gateway/reference.asp?No=Ref-02425>, "SBEACH Report 2" dated May 1, 1990 <http://www.flrules.org/Gateway/reference.asp?No=Ref-02427>, "SBEACH Report 3" dated May 1, 1993 <http://www.flrules.org/Gateway/reference.asp?No=Ref-02428>, "SBEACH Report 4" dated April 1, 1996~~

~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-02429>, and "SBEACH Report 5" dated August 1, 1998 <http://www.flrules.org/Gateway/reference.asp?No=Ref-02430> by the U.S. Army Corps of Engineers, which are incorporated by reference, may be obtained at the following web site: [www.dep.state.fl.us/beaches](http://www.dep.state.fl.us/beaches).~~

(c) Recreational and economic benefits. The percentage of linear footage of property within the project boundaries zoned commercial, ~~or recreational, or Public Lodging Establishment,~~ or the equivalent, in the current local government land use map times ten, ~~rounded to the nearest whole number,~~ for a maximum total of 10 points. ~~Un-designated properties will be considered designated or zoned the same as the adjacent property designations. Street ends will be considered recreational if they provide access to the beach, in accordance with subsection 62B-36.002(14), F.A.C.~~

(d) Availability of federal funds. Projects with United States Army Corps of Engineers Civil Works Congressional authorization for the requested project phase shall receive 5 points. Projects with a current United States Army Corps of Engineers pProject Cooperation aAgreement executed for the requested project phase or projects listed in a United States Army Corps of Engineers work plan or current federal budget document with available federal funds shall receive 5 points; ~~Federal Emergency Management Agency nourishment projects (Category G or equivalent subsequent program for designed, constructed and routinely maintained beaches) with approved Project Worksheets shall receive 5 points.~~ Maximum total for availability of federal funds is 10 points.

(e) Local sponsor financial and administrative commitment. Local sponsors ~~governments~~ who have a designated long term funding source for dedicated to the restoration and management of a the beach project as defined in a 10-year comprehensive financial plan shall receive 2 points; ~~local sponsors who provide funding for the beach project via a funding source established by referendum or legislative authority will receive 2 points; local sponsors who provide additional funding from a third party, other than the federal government, shall receive 1 point for a 10 percent reduction or 2 points for a 25 percent reduction of the non-federal share obtained from a third party, for up to 2 shall receive 3 points; those with staff dedicated for administrative support shall receive 1 point; those with a 100 percent 75% or better compliance record for submitting quarterly reports and billings correctly and on time over the previous state fiscal year shall receive 2 points; local sponsors who hold active state and federal permits for the proposed project will receive 1 point; local sponsors who have secured local funds will receive 1 point, for a maximum total of 10 points~~ ~~1 point for a maximum total of 5 points.~~

(f) Previous state commitment. Projects where the Department has previously cost shared, reviewed, and approved a feasibility or design phase shall receive 1 point;

projects to enhance, or increase the longevity of a previously constructed project shall receive 3 4 points; ~~and~~ projects that will nourish a previously restored shoreline shall receive 5 points; projects where previously approved appropriations for a project phase could not be encumbered and were released in their entirety by the local sponsor due to the project timelines shall receive 1 point, for a maximum total of 10 points.

(g) Project performance. Performance points shall be based upon the expected life of a project, as documented in a feasibility study for restoration projects and ~~or~~ on the average actual nourishment interval for nourishment projects. Projects with a three-year nourishment interval shall receive 1 point, plus 1 point for every additional year of the expected or actual life with a ten-year or more nourishment interval receiving a maximum of 8 points; projects with an average cost/per mile/per year below the average cost/per mile/per year of all projects requesting construction funding for a given year shall receive 2 points. Cost calculations will include sand placement only; design, mitigation, structures and monitoring costs will not be included with a maximum total of 10 points.

(h) Mitigation of inlet effects. Projects that implement strategies in the Strategic Beach Management Plan for sediment bypassing or supplemental nourishment to adjacent beaches needed to mitigate deficiencies in the annual sediment budget shall receive points based upon the percentage of the target average annual bypass volume to be achieved by the supplemental nourishment times 10 for a maximum total of 10 points.

(i) Innovative technologies. Projects to address erosion that are economically competitive with nourishment, that will not adversely affect the conservation of fish and wildlife, including endangered or threatened species, or their habitats, and environmentally sensitive and that are designed to demonstrate an innovative application of existing technologies shall receive 3 points; projects that have been documented to be effective and demonstrate technologies previously untried in the state shall receive 2 5 points for a maximum total of 5 points.

(j) Enhance nesting sea turtle refuges. Projects that are adjacent to or within designated nesting sea turtle refuges shall receive 5 points.

(k) Regionalization. Projects where two or more local sponsors who manage governmental entities couple their projects together for contracting to reduce contracting costs shall receive 5 points.

(l) Significance. Projects shall receive points based upon the project length at one point per mile, rounded to the nearest whole number, for a ~~total~~ maximum of 10 points; projects entering the construction phase will receive 1 point; projects with a severity of erosion calculation greater than two (2) feet per year shall receive 1 point; projects with greater than 25 percent of the shoreline length designated as commercial, recreational, or public lodging establishment shall receive 1

points and projects with greater than 50 percent of the shoreline length designated as commercial, recreational, or public lodging establishment shall receive 2 points, for a total of two points; projects with greater than 50 percent of the shoreline length containing threatened upland structures shall receive 1 point; for a total maximum of 15 points.

(m) In the event that more than one project receives the same number of points, the Department shall assign funding priority to that project most ready to initiate construction. Factors considered in the award of priority include project phase, construction schedule, the status of state and federal permits, acquisition of easements, securing of local and federal funding, construction bidding schedule, and establishment of an Erosion Control Line.

(2) Inlet Management Projects. Local sponsors requesting funding for inlet management projects for the upcoming fiscal year will be ranked in priority order for the Department's Local Government Funding Request. Eligible projects will be assigned a total point score by the Department based on the following criteria:

(a) Estimated annual quantity of beach quality sand reaching the updrift boundary of the improved jetty or inlet channel, quantified at the rate of one point per 20,000 cubic yards per year, for a total maximum of 10 points.

(b) Balancing the sediment budget. Annual average bypassing volume to be placed on the adjacent eroding shorelines divided by the annual bypassing objective as determined by the Inlet Management Plan or department approved study times 20 for a maximum of 20 points.

(c) Cost effective alternatives. The proposed annualized increase in bypassing of material from within the inlet system divided by the unmet annual bypassing objective times 10, for a maximum of 10 points. The unmet annual bypassing objective is equal to the annual bypassing objective less the current annualized bypassing volume using material from within the inlet system.

(d) Local sponsor financial and administrative commitment. Local sponsors who have a designated long term funding source for the management of an inlet project as defined in a 10-year comprehensive financial plan shall receive 2 points; local sponsors who provide funding for the beach project via a funding source established by referendum or legislative authority will receive 2 points; local sponsors who provide additional funding from a third party, other than the federal government, shall receive 1 point for a 10 percent reduction or 2 points for a 25 percent reduction of the non-federal share obtained from a third party, for up to 2 points; those with a 100 percent compliance record for submitting quarterly reports correctly and on time over the previous state fiscal year shall receive 2 points; local sponsors who hold active state and federal permits for the proposed activities will receive 1 points; local sponsors who have



entered into an interlocal agreement with regional partners for the purpose of joint inlet management will receive 1 point for a maximum total of 10 points.

(e) Previous state commitment. Projects where the Department has previously cost shared, reviewed, and approved a feasibility or design phase shall receive 1 point; projects to enhance, or increase the longevity of a previously constructed project within the area of inlet influence shall receive 3 points; projects that will nourish a previously restored shoreline within the area of inlet influence shall receive 5 points; projects where previously approved appropriations for a project phase could not be encumbered and were released in their entirety by the local sponsor due to the project timelines shall receive 1 point, for a maximum total of 10 points.

(f) Inlet management plan.

1. Proposed projects that have an existing Inlet Management Plan or completed Inlet Management Study accepted by the Department that defines the sediment budget, quantifies the volumetric bypassing objective and contains specific management strategies shall receive 5 points.

2. Projects where the Department has received and approved an update to an existing Inlet Management Plan in the form of a current inlet management study/sediment budget analysis within the previous 10 years or proposes to conduct an update to an existing inlet management plan shall receive an additional 5 points.

3. Projects proposing to develop a new inlet management study to be submitted to the Department for adoption of an Inlet Management Plan shall receive 15 points.

4. Maximum total for an inlet management plan is 15 points.

(g) Enhanced project performance. The increased nourishment interval shall be estimated by the annual bypassing volume divided by the annual beach nourishment volume needed by a beach project within the area of inlet influence multiplied by 5 for a total of 5 points.

(h) Availability of federal funds. Projects with United States Army Corps of Engineers Civil Works Congressional authorization for the requested project phase shall receive 5 points. Projects with a current United States Army Corps of Engineers project agreement executed for the requested project phase or projects listed in a United States Army Corps of Engineers work plan or current federal budget document shall receive 5 points; federal Emergency Management Agency projects (Category G or equivalent subsequent program for designed, constructed and routinely maintained beaches) with approved Project Worksheets shall receive 5 points. Maximum total for availability of federal funds is 10 points.

(i) Inlet Management studies will be ranked using only the criteria listed in (a), (d), (e), (f), and (h). Ranking of inlet management studies will be normalized based on the total point value of the above referenced criteria.

Rulemaking Specific Authority 161.101(21), 161.143(6), 161.161(7) FS. Law Implemented 161.088, 161.091(1), 161.101(1), (2), (8), (9), (11), (12), (14), (15), (16), (17), (18), (19), (20), 161.142(1), (2), (4), (5), (6), (7), 161.143(1), (2), (3), (4), (5), 161.161(1), (2), (6) FS. History—New 6-10-83, Formerly 16B-36.06, Formerly 16B-36.006, Amended 12-25-03, \_\_\_\_\_.

62B-36.007 Project Cost Sharing.

(1) Until the unsatisfied ~~unmet~~ demand for restoring and repairing Florida's beaches is met ~~satisfied~~, the Department intends to cost share in equally the costs of beach management projects with local sponsors, governmental entities, except where actual cost savings from regional coordination can be demonstrated pursuant to subsection 62B-36.007(2), F.A.C. Cost sharing will only be applied to the portion of the project necessary to benefit shoreline designated by the Department as critically eroded. The Department shall cost share up to 50 percent of the total costs for non-federal beach management projects. The Department shall ~~will~~ cost share up to 50 percent % of the non-federal share of U.S. Army Corps of Engineers Civil Works projects. The Department shall cost share up to 50 percent of the non-federal and state emergency fund share for projects approved to receive Federal Emergency Management Agency Public Assistance funding (Category G or equivalent subsequent program for designed, constructed and routinely maintained beaches). State cost share is subject to adjustment for the level of public accessibility calculated for beach management projects using the following criteria:

(a) Primary beach access sites shall be granted eligibility for ~~one-half mile in each shore parallel direction from the access site plus~~ the shoreline length of the access site. Additional eligibility shall be granted at a rate of 50 linear feet per parking space for up to one-half mile in either shore parallel direction.

(b) Beachfront ~~public~~ lodging establishments shall be granted eligibility based upon 50 feet of shoreline eligibility per unit ~~the percentage of units available to the public, rounded to the nearest 10%, times the property's beachfront footage. Maximum eligibility may not exceed the beach front width of the property.~~

(c) Secondary beach access sites shall be granted eligibility for the shoreline length of the access site. Additional eligibility shall be granted at a rate of 50 linear feet per parking space for up to one-quarter mile in either each shore parallel direction at a rate of ~~52.8 linear feet per parking space, provided.~~

1. Public lodging establishments not located on the beach front but located within one quarter mile of a secondary public access point may contribute to the eligibility for that public access site at the rate of 50 feet of shoreline eligibility per rental unit available to the public. Maximum eligibility may not exceed the street-side frontal width of the property. Parking is located within one-quarter mile of the secondary beach access site.; and

2. Bicycle parking located within one quarter mile of a secondary access site may be granted eligibility for that public access site at the rate of 12.5 feet per designated bicycle parking spot. Bicycle parking spots used for eligibility may not exceed 200 feet per public access site. Parking is clearly signed or otherwise clearly designated as parking for the general public on an equal basis.

3. Mass transit, such as buses or trolleys, may be granted eligibility for that public access site at the rate of one parking space per bus stop located within one quarter mile of the public access site. Bus stops used for eligibility may not exceed 200 feet per public access. In order to qualify, mass transit must be accessible to the general public, operational year round and must allow for the transportation of personal recreational items for beach use.

(d) through (e) No change.

(f) The department shall pay up to 100 percent of the costs of approved beach management projects when construction and maintenance are on lands with public beach access of which the state is the upland riparian owner and such lands are managed by the state.

(2) For inlet management projects, the Department shall cost-share 75 percent of the non-federal cost with the local sponsor for eligible components, pursuant to Section 161.143(3), F.S.

(3)(2) Cost savings, which occur due to the planned geographic coordination or sequencing of two or more projects between local sponsors eligible governmental entities, may qualify for additional reimbursement. Geographic sequencing means combining two projects together for the purpose of construction contracting. In order to determine the increase in the state's cost share the projects shall be bid jointly and separately to demonstrate the cost savings of combining the projects and request reimbursement for the demonstrated cost savings following completion of the project phase. The cost share shall be adjusted not to exceed the state's maximum cost share amount of 75 percent of the eligible costs.

(4)(3) All costs of physical and biological environmental and performance monitoring required by state and federal the Department's permits with the governmental entity or a permit issued to the US Army Corps of Engineers, are eligible for cost sharing.

(5) A local sponsor may voluntarily agree at any time that an appropriation cannot be used and provide the Department with written agreement that such funds shall be available for reallocation.

(6)(4) The Department will cost share for private contractual services necessary to conduct the project. Services may be contracted to a local sponsor governmental entity if the Department is shown evidence that the local sponsor's entity's proposal is cost effective, of sufficient professional quality, and otherwise in the general public interest. In determining whether contractual services are cost effective, the Department shall

consider cost estimates provided by the local sponsor governmental entity from fully qualified private companies or individuals. Specific contractual services performed by or for local governments shall be subject to specific accountability measures and audit requirements and be consistent with the principles of Chapter 287, F.S., for competitive bidding and opportunity.

Rulemaking Specific Authority 161.101(21), 161.143(6), 161.161(7) FS. Law Implemented 161.088, 161.091(1), 161.101(1), (2), (8), (9), (10), (11), (12), (14), (15), (16), (17), (18), (19), (20) 161.142(1), (2), (4), (5), (6), (7), 161.143(1), (2), (3), (4), (5), 161.161(1), (2), (6) FS. History—New 6-10-83, Formerly 16B-36.07, Amended 4-27-86, Formerly 16B-36.007, Amended 12-25-03, \_\_\_\_\_.

62B-36.009 Project Agreements.

(1) The Department and the local sponsor eligible governmental entity will execute a project agreement when funds are available and the project is ready to proceed. The project agreement shall include the following:

(a) through (c) No change.

(2) The Department's annual financial obligation under the agreement shall be contingent upon a legislative appropriation and continued availability of funds. Funds not expended in a timely manner are subject to reversion or re-appropriation to the General Revenue Fund.

(3) Local sponsors Eligible governmental entities may design and construct beach management projects which are consistent with this rule and Chapter 161, F.S., prior to the receipt of funding from the state pursuant to Sections 161.101 and 161.161, F.S., and may subsequently apply for reimbursement from the state within three years of the completion of construction pursuant to Section 161.101, F.S., provided that:

(a) The local sponsor eligible governmental entity and the Department have entered into a project agreement, which approves the project and establishes the basis for reimbursement before the project phase commences. No reimbursement shall be granted for work accomplished prior to the date of the agreement unless specifically set forth in the agreement;

(b) The project has been subject to review by the Department in the design or and construction phases and the project has been found to be consistent with the intent of Chapter 161, F.S., for project eligibility and cost effectiveness;

(c) No change.

(d) The project has been prioritized as required in Sections 161.101(14) 161.101(9) and 161.143(2), F.S., and is subject to legislative appropriation; and

(e) Complete Documentation of all costs are provided to the Department, pursuant to the requirements of the State's Auditor General.



- The rule is not likely to directly or indirectly have an adverse impact on economic growth; private-sector job creation or employment, or private-sector investment in excess of \$1 million in the aggregate within 5 years after the implementation of the rule.
- The rule is not likely to directly or indirectly have an adverse impact on business competitiveness, including the ability of persons doing business in the state to compete with persons doing business in other states or domestic markets, productivity, or innovation in excess of \$1 million in the aggregate within 5 years after the implementation of the rule.
- The rule is not likely to directly or indirectly to increase regulatory costs, including any transaction costs, in excess of \$1 million in the aggregate within 5 years after the implementation of this rule.
- The number of individuals and entities likely to be required to comply with the rule based on the number of applicants for licensure over the last three fiscal years will be approximately 102 applicants annually.
- The department will not incur any costs for implementing or enforcing the proposed rule.
- There will be no cost to any other state and local government entities of implementing the proposed rule.
- Costs to the applicants to comply with the rule should be \$600.00 per applicant.
- The estimated number of small businesses is unknown as the change will only impact applicants for licensure after the rule goes into effect.
- There is no small county or small city that will be impacted by the rule.

This correction does not affect the substance of the rule as it appeared in the Florida Administrative Register as outlined above.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Jusevitch, Executive Director, Board of Acupuncture/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

**Section IV  
Emergency Rules**

**NONE**

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION  
Florida Real Estate Appraisal Board

RULE NO.: RULE TITLE:

61J1-4.007: Renewal of Inactive Registrations, Licenses and Certifications

NOTICE IS HEREBY GIVEN that on March 8, 2013, the Florida Real Estate Appraisal Board received a petition for permanent waiver or variance, filed by James J. Ryan, of paragraph 61J1-4.007(6)(b), F.A.C., in regards to the hour requirements for continuing education.

Comments on this petition should be filed with the Florida Real Estate Appraisal Board, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juana Watkins, Director, Division of Real Estate, 400 West Robinson Street, Suite N801, Orlando, Florida 32801.

DEPARTMENT OF BUSINESS AND PROFESSIONAL  
REGULATION

State Boxing Commission

RULE NO.: RULE TITLE:

61K1-1.030: Rounds

NOTICE IS HEREBY GIVEN that on March 8, 2013, the Florida State Boxing Commission, received a petition for waiver or variance, filed by Cory Schafer for ISKA Mixed Marital Arts, of subsection 61K1-1.030(4), F.A.C., to allow professional mixed martial arts matches to be schedule for one (1) round lasting five (5) minutes.

Comments on this petition should be filed with the Florida State Boxing Commission, Northwood Center, 1940 North Monroe Street, Tallahassee, FL 32399-2202, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Cynthia Hefren, Executive Director, Florida State Boxing Commission, at the above address or telephone (850)488-8500.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-4.001: Examination Requirements

NOTICE IS HEREBY GIVEN that on March 15, 2013, the Board of Optometry received a petition for waiver or variance filed by Michael J. Giese, O.D., Ph.D., F.A.A.O., from Rule 64B13-4.001, F.A.C., with regards to licensure requirements of subsections 64B13-4.001(1) and (2), F.A.C., that applicants submit scores on the national licensing exam taken no longer than 7 years prior to application. Petitioner is asking for a waiver from the 7 year exam score limitation.

Comments on this petition should be filed with the Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: William Miller, Executive Director, Board of Optometry, at the above address, or telephone (850)245-4355.

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DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: RULE TITLE:

64B17-3.001: Licensure as a Physical Therapist by Examination

The Board of Physical Therapy hereby gives notice of an Order regarding the Petition for Variance or Waiver for Diogo Trevisan, filed on January 24, 2013. The Notice of Petition for Variance and Waiver was published in Vol. 39, No. 17, of the January 25, 2013, Florida Administrative Register. The Board considered the Petition at a duly-noticed public meeting held on February 8, 2013. The Petitioner was seeking a permanent variance or waiver of Rule 64B17-3.001, Florida Administrative Code, with regards to the requirement that foreign graduates have received a determination that the credentials are equivalent to education required for licensure as a physical therapist in the United States as determined by the Foreign Credentialing Commission on Physical Therapy.

The Board's Order, filed on March 4, 2013, denies the Petition for Variance or Waiver. The Petitioner has not demonstrated that the Petition for Variance and Waiver was in substantial compliance with the provisions of Section 120.542, Florida Statutes, and Chapter 28-104, Florida Administrative Code. Petitioner has not demonstrated that the purpose of the underlying statute has been met. Further, Petitioner has not demonstrated that application of the rule would cause a substantial hardship and would violate the principles of fairness.

A copy of the Order or additional information may be obtained by contacting Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-3255.

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DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: RULE TITLE:

64B17-3.001: Licensure as a Physical Therapist by Examination

64B17-3.003: Licensure by Endorsement

The Board of Physical Therapy hereby gives notice of an Order regarding the Petition for Variance or Waiver for Michael Allen Siefman, filed on November 20, 2012. The Notice of Petition for Variance and Waiver was published in Vol. 38, No. 89, of the December 12, 2012, Florida Administrative Register.

The Board considered the Petition at a duly-noticed public meeting held on February 8, 2013. The Petitioner was seeking a permanent variance or waiver of Rules 64B17-3.001 and 64B17-3.003, Florida Administrative Code, with regards to the requirement that foreign graduates have received a determination that the credentials are equivalent to education required for licensure as a physical therapist in the United States as determined by the Foreign Credentialing Commission on Physical Therapy. And the requirement that an applicant demonstrates that he or she meets the requirements of Rule 64B17-3.001, F.A.C., and may be licensed to practice physical therapy by endorsement by presenting evidence satisfactory to the Board and the applicant has active licensure in another jurisdiction and has passed an examination before a similar, lawful, authorized examining board in physical therapy in such other jurisdiction if their standards for licensure are as high as those maintained in Florida

The Board's Order, filed on March 4, 2013, denies the Petition for Variance or Waiver. The Petitioner has not demonstrated that the Petition for Variance and Waiver was in substantial compliance with the provisions of Section 120.542, Florida Statutes, and Chapter 28-104, Florida Administrative Code. Petitioner has not demonstrated that the purpose of the underlying statute has been met. Further, Petitioner has not demonstrated that application of the rule would cause a substantial hardship and would violate the principles of fairness.

A copy of the Order or additional information may be obtained by contacting Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

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DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: RULE TITLE:

64B17-3.003: Licensure by Endorsement

The Board of Physical Therapy hereby gives notice of an Order regarding the Petition for Variance or Waiver for Andrea Costa-Sheahan, filed on January 23, 2013. The Notice of Petition for Variance and Waiver was published in Vol. 39, No. 17, of the January 25, 2013, Florida Administrative Register. The Board considered the Petition at a duly-noticed public meeting held on February 8, 2013. The Petitioner was seeking a permanent variance or waiver of Rule 64B17-3.003, Florida Administrative Code, with regards to the requirement that an applicant demonstrates that he or she meets the requirements of Rule 64B17-3.001, Florida Administrative Code, and may be licensed to practice physical therapy by endorsement by presenting evidence satisfactory to the Board that the applicant has active licensure in another jurisdiction and has passed an examination before a similar, lawful, authorized, examining

board in physical therapy in such other jurisdiction if their standards for licensure are as high as those maintained in Florida.

The Board's Order, filed on March 4, 2013, grants the Petition for Variance or Waiver. The Petitioner has demonstrated that the Petition for Variance and Waiver was in substantial compliance with the provisions of Section 120.542, Florida Statutes, and Chapter 28-104, Florida Administrative Code. Petitioner has demonstrated that the purpose of the underlying statute has been met. Further, Petitioner has demonstrated that application of the rule would cause a substantial hardship and would violate the principles of fairness.

A copy of the Order or additional information may be obtained by contacting Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: RULE TITLE:

64B17-3.001: Licensure as a Physical Therapist by Examination

The Board of Physical Therapy hereby gives notice of an Order regarding the Petition for Variance or Waiver for Ernesto Hernandez De Armas, filed on November 20, 2012. The Notice of Petition for Variance and Waiver was published in Vol. 38, No. 89, of the December 12, 2012, Florida Administrative Register. The Board considered the Petition at a duly-noticed public meeting held on February 8, 2013. The Petitioner was seeking a permanent variance or waiver of Rule 64B17-3.001, Florida Administrative Code, with regards to the requirement that foreign graduates have received a determination that the credentials are equivalent to education required for licensure as a physical therapist in the United States as determined by the Foreign Credentialing Commission on Physical Therapy.

The Board's Order, filed on March 4, 2013, denies the Petition for Variance or Waiver. The Petitioner has not demonstrated that the Petition for Variance and Waiver was in substantial compliance with the provisions of Section 120.542, Florida Statutes, and Chapter 28-104, Florida Administrative Code. Petitioner has not demonstrated that the purpose of the underlying statute has been met. Further, Petitioner has not demonstrated that application of the rule would cause a substantial hardship and would violate the principles of fairness.

A copy of the Order or additional information may be obtained by contacting Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin # C05, Tallahassee, Florida 32399-3255.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

RULE NO.: RULE TITLE:

64B17-3.001: Licensure as a Physical Therapist by Examination

The Board of Physical Therapy hereby gives notice of the issuance of an Order regarding the Petition for Variance or Waiver for Yibis Robles, filed on January 24, 2013. The Notice of Petition for Variance and Waiver was published in Vol. 39, No. 17, of the January 25, 2013, Florida Administrative Register. The Board considered the Petition at a duly-noticed public meeting held on February 8, 2013. The Petitioner was seeking a permanent variance or waiver of subsection 64B17-3.001(3), Florida Administrative Code, with regards to the requirement that an applicant demonstrates that he or she meets the requirements of Rule 64B17-3.001, Florida Administrative Code, and may be licensed to practice physical therapy by endorsement by presenting evidence satisfactory to the Board that the applicant has active licensure in another jurisdiction and has passed an examination before a similar, lawful, authorized, examining board in physical therapy in such other jurisdiction if their standards for licensure are as high as those maintained in Florida.

The Board's Order, filed on March 4, 2013, grants the Petition for Variance or Waiver. The Petitioner has demonstrated that the Petition for Variance and Waiver was in substantial compliance with the provisions of Section 120.542, Florida Statutes, and Chapter 28-104, Florida Administrative Code. Petitioner has demonstrated that the purpose of the underlying statute has been met. Further, Petitioner has demonstrated that application of the rule would cause a substantial hardship and would violate the principles of fairness.

A copy of the Order or additional information may be obtained by contacting Allen Hall, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

Section VI

Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF LEGAL AFFAIRS

Division of Victim Services and Criminal Justice Programs

The Department of Legal Affairs, Council on the Social Status of Black Men and Boys announces telephone conference calls to which all persons are invited.

DATE AND TIME: April 5, 2013; 10:00 a.m. – 11:00 a.m. Toll-free dial in number: (888)670-3525. Conference code: 0000000000 TBA.

DATE AND TIME: April 12, 2013; 10:00 a.m. – 11:00 a.m. Toll-free dial in number: (888)670-3525. Conference code: 0000000000 TBA.

DATE AND TIME: April 17, 2013; 10:00 a.m. – 11:00 a.m. Toll-free dial in number: (888)670-3525. Conference code: 0000000000 TBA.

DATE AND TIME: April 22, 2013; 10:00 a.m. – 11:00 a.m.  
Toll-free dial in number: (888)670-3525. Conference code: 0000000000 TBA.

PLACE: Conference calls.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council shall make a systematic study of the conditions affecting black men and boys, including, but not limited to, homicide rates, arrest and incarceration rate, poverty, violence, drug abuse, death rates, disparate annual income levels, school performance in all grade levels including postsecondary levels, and health issues. Please be advised that meetings & meeting rooms maybe subject to change

A copy of the agenda may be obtained by contacting : <http://www.cssbmb.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 days before the workshop/meeting by contacting the Bureau of Criminal Justice Programs at (850)414-3300. 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 Bureau of Criminal Justice Programs at (850)414-3300.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

The Pesticide Registration Evaluation Committee announces a public meeting to which all persons are invited.

DATE AND TIME: April 4, 2013, 9:00 a.m.

PLACE: Florida Department of Agriculture and Consumer Services, Bureau of Pesticides Conference Room, 3125 Conner Boulevard, Building 6, Room 606, Tallahassee, Florida, 32399-1650, (850)617-7940

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee discusses and makes recommendations on pesticide registration issues impacting human health and safety and the environment.

A copy of the agenda may be obtained by contacting: the Pesticide Registration Section, (850)617-7940 or from the PREC Web Site at: <http://www.flaes.org/pesticide/pesticideregistration.html>.

For more information, you may contact: Mr. Charlie L. Clark, Administrator, Pesticide Registration Section; 3125 Conner Boulevard, Building 6, Room 601, Tallahassee, Florida, 32399-1650; (850)617-7940.

DEPARTMENT OF EDUCATION

The Florida Rehabilitation Council announces public meetings to which all persons are invited.

DATES AND TIMES: May 21, 2013, 9:00 a.m. – 5:00 p.m.; May 22, 2013, 9:00 a.m. – 5:00 p.m.

PLACE: The Shores Resort and Spa, 2637 South Atlantic Avenue, Daytona Beach, Florida 32118

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Rehabilitation Council Quarterly Meeting and Public Forum.

A copy of the agenda may be obtained by contacting Roy Cosgrove, (850)245-3317.

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: Roy Cosgrove, (850)245-3317. 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 Roy Cosgrove, (850)245-3317.

DEPARTMENT OF EDUCATION

The Florida Rehabilitation Council for the Blind and the Division of Blind Services announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 2, 2013, 9:30 a.m.

PLACE: Teleconference – contact Phyllis Dill for the call-in number: [phyllis.dill@dbs.fldoe.org](mailto:phyllis.dill@dbs.fldoe.org) or (850)245-0392

GENERAL SUBJECT MATTER TO BE CONSIDERED: The FRCB Planning Committee, DBS Staff and FSU Staff will discuss the scope of work involved with the 2014 Needs Assessment.

A copy of the agenda may be obtained by contacting: Phyllis Dill, AAI; [phyllis.dill@dbs.fldoe.org](mailto:phyllis.dill@dbs.fldoe.org), (850)245-0392.

EXECUTIVE OFFICE OF THE GOVERNOR

The Governor's Commission on Jobs for Floridians with Disabilities – Access to Employment Subcommittee announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 1, 2013, 3:00 p.m.

PLACE: (888)670-3525; conference code: 2788708683

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

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: David Darm, (850)717-9433 or

David.Darm@laspbs.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice). For more information, you may contact: David Darm, (850)717-9433 or David.Darm@laspbs.state.fl.us.

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#### EXECUTIVE OFFICE OF THE GOVERNOR

The Governor's Commission on Jobs for Floridians with Disabilities – Employment Readiness Subcommittee announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 2, 2013, 10:00 a.m.

PLACE: (888)670-3525; conference code: 2788708683

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

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

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

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

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#### WATER MANAGEMENT DISTRICTS

##### St. Johns River Water Management District

The Central Florida Water Initiative (CFWI), Steering Committee consists of a Governing Board member from the St. Johns River Water Management District, South Florida Water Management District, and Southwest Florida Water Management District each, and a representative from each of the following: The Florida Department of Environmental Protection, Florida Department of Agricultural and Consumer Services, Tohopekaliga (Toho) Water Authority. Toho's representative also represents other water supply utilities within the Central Florida Coordination Area. The CFWI Steering Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 29, 2013, 9:30 a.m. – 12:00 Noon

PLACE: TOHO Water Authority, 951 Martin Luther King Blvd., Kissimmee, FL 34741

GENERAL SUBJECT MATTER TO BE CONSIDERED: The CFWI Steering Committee is a collaborative effort among government agencies formed to address water resource issues in the area known as the Central Florida Coordination Area.

The CFWI Steering Committee will consider matters appearing on the agenda for the meeting or matters added to the agenda as determined by the Chair of the Committee. Additional information about this effort may be found at <http://cfwiwater.com>. NOTE: One or more additional Governing Board members from each of the three districts named above may attend and participate in the meeting of the CFWI Steering committee.

A copy of the agenda may be obtained by contacting: John Shearer Consulting Inc., 1917 Wingfield Drive, Longwood, FL 32779, (321)297-7372, email: [johnshearer@cfl.rr.com](mailto:johnshearer@cfl.rr.com) or <http://cfwiwater.com> seven days before the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Nilsa Diaz, Executive Assistant to the Executive Director, Tohopekaliga Water Authority, (407)944-5000. 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: Woody Boynton Jr., Assistant Executive Director, St. Johns River Water Management District, P. O. Box 1429, Palatka, FL 32178-1429, (386)329-4101, email: [wboynton@sjrwmd.com](mailto:wboynton@sjrwmd.com); Dean Powell, Chief of Water Supply Bureau, South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406, (561)682-6787, email: [dpowell@sfwmd.gov](mailto:dpowell@sfwmd.gov); Rand Frahm, Planning Manager, Southwest Florida Water Management District, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, email: [rand.frahm@watermatters.org](mailto:rand.frahm@watermatters.org); John Shearer, Shearer Consulting Inc., 1917 Wingfield Drive, Longwood, FL 32779, (321)297-7372, email: [johnshearer@cfl.rr.com](mailto:johnshearer@cfl.rr.com).

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#### 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, April 15, 2013, 1:30 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Environmental Advisory Committee meeting: Discuss committee business. Governing Board Members may attend.

A copy of the agenda may be obtained by contacting: [WaterMatters.org](http://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: Debby.Weeks@watermatters.org, (800)423-1476 (FL only) or (352)796-7211, x4751 (Ad Order EXE0258).

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#### DEPARTMENT OF MANAGEMENT SERVICES

##### Commission on Human Relations

The Florida Commission on Human Relations announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, April 4, 2013, 10:00 a.m. ET

PLACE: Call (888)670-3525 and when prompted, enter pass code 1760507820 followed by the # key.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is for the Commission to vote on the disposition of cases pending before it for decision.

A copy of the agenda may be obtained by contacting: Jim Mallue at (727)570-5151, extension 13 or Jim.Mallue@fchr.myflorida.com.

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: Jim Mallue at (727)570-5151, extension 13 or Jim.Mallue@fchr.myflorida.com.

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#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

##### Florida Building Commission

The Florida Building Commission, "the Commission", revised Product Approval Program Oversight Committee, announces a public meeting to which all persons are invited.

DATE AND TIME: March 28, 2013, 10:00 a.m. – 12:00 Noon

PLACE: The attendee number has changed for this meeting. Meeting to be conducted using communications media technology, specifically teleconference and webinar. You must access both the teleconference number for audio only and the webinar for visual only.

To start or join the online meeting go to <https://suncom.webex.com/suncom/j.php?ED=174043242&UID=492507407&RT=MIMxMQ%3D%3D>. Provide your phone number when you join the meeting to receive a call back. Alternatively, you can call: (720)389-1212 (US); toll-free, (888)670-3525 (US); host access code 199 238 0257; attendee access code 297 701 3986. Public point of access: Suite 90, 1940 North Monroe Street, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consider and decide on approval of products and product approval entities, and other business for the Commission.

A copy of the agenda may be obtained by contacting: Ms. Sandy O'Connor, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399, call (850)487-1824, or visit our website at: [http://www.floridabuilding.org/fbc/meetings/1\\_meetings.htm](http://www.floridabuilding.org/fbc/meetings/1_meetings.htm).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, FL 32399, (850)487-1824, fax (850)414-8436. 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: Mr. Mo Madani, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)487-1824, fax (850)414-8436, website: [http://www.floridabuilding.org/fbc/meetings/1\\_meetings.htm](http://www.floridabuilding.org/fbc/meetings/1_meetings.htm).

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#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

##### Florida Building Commission

The Florida Building Commission, "the Commission", revised Fire Technical Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: March 28, 2013, 1:00 p.m. – 2:00 p.m.

PLACE: Attendee code has changed for this meeting. Meeting to be conducted using media technology: specifically, Webinar and Conference Call. You must access both the webinar for visual aids only and teleconference for audio only. To join the online meeting (Now from mobile devices!)

1. Go to <https://suncom.webex.com/suncom/j.php?ED=174043432&UID=1344338947&RT=MiMxMQ%3D%3D>
2. If requested, enter your name and email address.
3. If a password is required, enter the meeting password: (This meeting does not require a password.)
4. Click "Join".

To view in other time zones or languages, please click the link: <https://suncom.webex.com/suncom/j.php?ED=174043432&UID=1344338947&ORT=MiMxMQ%3D%3D>.

To join the teleconference only, provide your phone number when you join the meeting to receive a call back. Alternatively, you can call: (720)389-1212 (US); toll-free, (888)670-3525 (US); attendee access code: 6062326940. Public point of access: Suite 90, 1940 North Monroe Street, Tallahassee, Florida.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Consider and make recommendations regarding a request for declaratory statement and other business for the Commission.

A copy of the agenda may be obtained by contacting: Mr. Ken Cureton, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399, call (850)487-1824 or visit our website at:

[http://www.floridabuilding.org/fbc/meetings/1\\_meetings.htm](http://www.floridabuilding.org/fbc/meetings/1_meetings.htm).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, FL 32399, phone (850)487-1824, fax (850)414-8436. 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: Mr. Ken Cureton, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399, call (850)487-1824 or visit our website at: [http://www.floridabuilding.org/fbc/meetings/1\\_meetings.htm](http://www.floridabuilding.org/fbc/meetings/1_meetings.htm).

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Florida Building Commission

The Florida Building Commission, "the Commission", revised Product Approval Program Oversight Committee, announces a public meeting to which all persons are invited.

DATE AND TIME: March 28, 2013, 10:00 a.m. – 12:00 Noon  
 PLACE: The attendee access code has been revised for this meeting. Meeting to be conducted using communications media technology, specifically teleconference and webinar. You must access both the teleconference number for audio only and the webinar for visual only. To start or join the online meeting go to <https://suncom.webex.com/suncom/j.php?ED=174043242&UID=492507407&RT=MiMxMQ%3D%3D>.

Provide your phone number when you join the meeting to receive a call back. Alternatively, you can call: (720)389-1212 (US); toll-free, (888)670-3525 (US); host access code 199 238 0257; attendee access code 6062326940. Public point of access: Suite 90, 1940 North Monroe Street, Tallahassee, Florida.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Consider and decide on approval of products and product approval entities, and other business for the Commission.

A copy of the agenda may be obtained by contacting: Ms. Sandy O'Connor, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399, call (850)487-1824, or visit our website at: [http://www.floridabuilding.org/fbc/meetings/1\\_meetings.htm](http://www.floridabuilding.org/fbc/meetings/1_meetings.htm).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, FL 32399, (850)487-1824, fax (850)414-8436. 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: Mr. Mo Madani, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)487-1824, fax (850)414-8436, website: [http://www.floridabuilding.org/fbc/meetings/1\\_meetings.htm](http://www.floridabuilding.org/fbc/meetings/1_meetings.htm).

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Florida Building Commission

The Florida Building Commission, "the Commission", revised Code Administration Technical Advisory Committee, concurrent with the revised Special Occupancy Technical Advisory Committee a announces a public meeting to which all persons are invited.

DATE AND TIME: March 28, 2013, 2:30 p.m. until completion.

PLACE: Attendee access code revised for this meeting. Meeting to be conducted using communications media technology, specifically teleconference and webinar: You must access both the teleconference number for audio only and the webinar for visual only.

To join the online meeting (Now from mobile devices!)

1. Go to <https://suncom.webex.com/suncom/j.php?ED=174043932&UID=1344343517&RT=MIMxMQ%3D%3D>
2. If requested, enter your name and email address.
3. If a password is required, enter the meeting password: (This meeting does not require a password.)
4. Click "Join".

To view in other time zones or languages, please click the link: <https://suncom.webex.com/suncom/j.php?ED=174043932&UID=1344343517&ORT=MIMxMQ%3D%3D>

To join the teleconference only, provide your phone number when you join the meeting to receive a call back. Alternatively, you can call: (720)389-1212 (US); toll-free, (888)670-3525 (US); attendee access code: 6062326940. Public point of access: Suite 90, 1940 North Monroe Street, Tallahassee, Florida.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Consider and make recommendations regarding a request for declaratory statement and other business for the Commission.

A copy of the agenda may be obtained by contacting: Ms. Marlita Peters, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399, call (850)487-1824 or visit our website at: [http://www.floridabuilding.org/fbc/meetings/1\\_meetings.htm](http://www.floridabuilding.org/fbc/meetings/1_meetings.htm).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, FL 32399, phone (850)487-1824 or fax (850)414-8436. 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: Ms. Marlita Peters, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street,

Tallahassee, Florida 32399, call (850)487-1824 or visit our website at: [http://www.floridabuilding.org/fbc/meetings/1\\_meetings.htm](http://www.floridabuilding.org/fbc/meetings/1_meetings.htm).

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission, "the Commission", revised Accessibility Technical Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: March 29, 2013, 10:00 a.m. until completion.

PLACE: Attendee access code has been changed for this meeting. Meeting to be conducted using communications media technology, specifically teleconference and webinar. You must access both the teleconference number for audio only and the webinar for visual only.

To join the online meeting (Now from mobile devices!)

1. Go to <https://suncom.webex.com/suncom/j.php?ED=174045437&UID=1344350322&RT=MIMxMQ%3D%3D>
2. If requested, enter your name and email address.
3. If a password is required, enter the meeting password: (This meeting does not require a password.)
4. Click "Join".

To view in other time zones or languages, please click the link: <https://suncom.webex.com/suncom/j.php?ED=174045437&UID=1344350322&ORT=MIMxMQ%3D%3D>

To join the teleconference only, provide your phone number when you join the meeting to receive a call back. Alternatively, you can call (720)389-1212 (US); toll-free, (888)670-3525 (US); attendee access code: 6062326940. Public point of access: Suite 90, 1940 North Monroe Street, Tallahassee, Florida.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Consider and make recommendations regarding a request for declaratory statement and other business for the Commission.

A copy of the agenda may be obtained by contacting: Ms. Mary-Kathryn Smith or Mr. Chip Sellers, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399, call (850)487-1824 or visit our website at [http://www.floridabuilding.org/fbc/meetings/1\\_meetings.htm](http://www.floridabuilding.org/fbc/meetings/1_meetings.htm).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, FL 32399, (850)487-1824, fax (850)414-8436. 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: Ms. Mary-Kathryn Smith or Mr. Chip Sellers, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399, call (850)487-1824 or visit our website at [http://www.floridabuilding.org/fbc/meetings/1\\_meetings.htm](http://www.floridabuilding.org/fbc/meetings/1_meetings.htm).

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#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

##### Florida Building Commission

The Florida Building Commission, Revised Swimming Pool Technical Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: March 29, 2013, 10:00 a.m.

PLACE: Attendee access code has been changed for this meeting. Meeting to be conducted using communications media technology, specifically teleconference and webinar: You must access both the teleconference number for audio only and the webinar for visual only.

1. Go to <https://suncom.webex.com/suncom/j.php?ED=174045437&UID=1344350322&RT=MiMxMQ%3D%3D>
2. If requested, enter your name and email address.
3. No password is required to enter the meeting
4. Click "Join".
5. You will get a screen with a dialogue box to enter your phone number. The system will call you back at that number to ensure you are tied to your web access

Conference call in information (for audio portion of meeting). Call-in toll-free number: (888)670-3525 (US). Attendee access code: 6062326940.

Dial "Attendee ID number" (on your phones keypad) provided when you log onto the webinar. Public point of access: 1940 N. Monroe Street, Suite 90, Tallahassee, FL 32399.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Consider and provide recommendation to the Florida Building Commission on Declaratory Statement and other business for the Commission.

A copy of the agenda may be obtained by contacting: Mr. Chip Sellers, Building Codes and Standards Office, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, or call (850)487-1824.

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

agency at least 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Department of Community Affairs, 25555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824 or fax (850)414-8436. 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: Mr. Chip Sellers, Building Codes and Standards Office, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100 or call (850)487-1824.

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#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

##### Florida Building Commission

The Florida Building Commission, "The Commission", revised meeting announces public meetings to which all persons are invited.

DATES AND TIME: April 1, 2013, April 22, 2013, April 29, 2013 and May 13, 2013, 10:00 a.m. until completion

PLACE: The attendee access code has changed for these meetings. Meetings to be conducted using communications media technology, specifically conference call. Call-in toll-free number: (888)670-3525 (US), call-in number: (720)389-1212 (US), attendee access code: 6062326940.

Public point of access: Northwood Centre, Suite 90, 1940 North Monroe Street, Tallahassee, Florida.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Legislative updates and other old and new business approved by the Commission Chair.

A copy of the agenda may be obtained by contacting: Jim Richmond, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0772, (850)717-1823, fax: (850)414-4836.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0772, telephone: (850)717-1838, fax: (850)414-4836. 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: Ms. Ila Jones, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0772, telephone: (850)717-1822, fax: (850)414-4836.

#### DEPARTMENT OF HEALTH

##### Board of Nursing

The Florida Board of Nursing North Probable Cause Panel announces a telephone conference call to which all persons are invited.

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

PLACE: Department of Health, Tallahassee at Meet Me number (888)670-3525, code 6126445695

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

A copy of the agenda may be obtained by contacting: Joe Baker, Jr., Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3257.

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: The Board at (850)245-4125. 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.

#### DEPARTMENT OF HEALTH

##### Board of Nursing Home Administrators

The Board of Nursing Home Administrators announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, April 30, 2013, 1:00 p.m., at meet me number (888)670-3525, participant passcode 9238150597

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Sherra W. Causey, Board of Nursing Home Administrators, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, or by accessing the website at [www.doh.state.fl.us/mqa/nurshome/index.html](http://www.doh.state.fl.us/mqa/nurshome/index.html).

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

#### DEPARTMENT OF CHILDREN AND FAMILY SERVICES Substance Abuse Program

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

DATE AND TIME: April 3, 2013, 10:00 a.m.

PLACE: 1317 Winewood Boulevard, Building 6, Conference Room 335, Tallahassee, Florida 32399. Call-in Number: (888)670-3525; participant code: 2868250655

GENERAL SUBJECT MATTER TO BE CONSIDERED: Preadmission Screening and Resident Review (PSARR)-Invitation to Negotiate (ITN) #03H13GC1 – Mandatory Solicitation Conference – The purpose of the Solicitation Conference is to review the ITN with interested vendors so that areas of misunderstanding or ambiguity are clarified. The Department requires all prospective vendors to participate in the solicitation conference, during which vendors may pose questions. Participation in the solicitation conference, either in person or by phone, is a pre-requisite for acceptance of replies from prospective vendors.

A copy of the agenda may be obtained by contacting Michele Staffieri, Procurement Manager, 1317 Winewood Blvd., Building 6, Room 281, Tallahassee, Florida 32399; [Michele\\_Staffieri@dcf.state.fl.us](mailto:Michele_Staffieri@dcf.state.fl.us).

#### TREASURE COAST EDUCATION AND RESEARCH DEVELOPMENT AUTHORITY

The Treasure Coast Education, Research and Development Authority announces a public meeting to which all persons are invited.

DATE AND TIME: April 11, 2013, 2:00 p.m.

PLACE: UF/IRREC, 2199 S. Rock Road, Fort Pierce, FL 34945-3138

GENERAL SUBJECT MATTER TO BE CONSIDERED: Any business as the Authority may deem appropriate or as may come before the Authority; Committee Reports, Minutes, etc.

A copy of the agenda may be obtained by contacting: Treasure Coast Research Park (TCRP) office at (772)467-3107.

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: Treasure Coast Research Park (TCRP) office at (772)467-3107. 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: Treasure Coast Research Park (TCRP) office at (772)467-3107.

ENTERPRISE FLORIDA, INC.

The Board of Directors for the Florida Opportunity Fund announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, April 3, 2013, 9:00 a.m. – 10:00 a.m.

PLACE: South Conference Room, Enterprise Florida, Inc., 800 North Magnolia Avenue, Suite 1100, Orlando, FL 32803

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss ongoing issues, developing issues and other matters.

A copy of the agenda may be obtained by contacting: Bill Spivey, (407)956-5695.

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: Bill Spivey, (407)956-5695. 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).

Section VII  
Notices of Petitions and Dispositions  
Regarding Declaratory Statements

NONE

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI  
Notices Regarding Bids, Proposals and  
Purchasing

NONE

Section XII  
Miscellaneous

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

TGT Companies, Inc. for the FSTI line-make

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Puma Cycles Corporation, intends to allow the establishment of TGT Companies, Inc., d/b/a Extreme Motor Sales as a dealership for the sale of motorcycles manufactured by Foshan City Fosti Motorcycle Manufacturing Co. Ltd. (line-make FSTI) at 2327 East Semoran Boulevard, Apopka, (Orange County), Florida 32703, on or after April 24, 2013.

The name and address of the dealer operator(s) and principal investor(s) of TGT Companies, Inc., d/b/a Extreme Motor Sales are dealer operator(s): Tina Wilson, 2327 East Semoran Boulevard, Apopka, Florida 32703 and Heidi Drwal,

2327 East Semoran Boulevard, Apopka, Florida 32703; principal investor(s): Tina Wilson, 2327 East Semoran Boulevard, Apopka, Florida 32703 and Heidi Drwal, 2327 East Semoran Boulevard, Apopka, Florida 32703.

The notice indicates intent to establish the new point location 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, 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 MS65, 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: Lawrence Y. Luo, Puma Cycles Corporation, 576 Explorer Street, Brea, California 92821.

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.

**EXPRESSWAY AUTHORITIES**

Orlando-Orange County Expressway Authority

**NOTICE**

Under the provisions of Section 121.055, Florida Statutes, the Orlando-Orange County Expressway Authority intends to designate the position of Director of Toll Operations and the position of Director of Engineering in the Senior Management Service Class.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

Statewide Medicaid Managed Care Managed Medical Assistance (MMA) Procurement Provider Comment Submission Instructions

Location: Florida Agency for Health Care Administration, Procurement Office, Building 2, Suite 203, Mail Stop #15, 2727 Mahan Drive, Tallahassee, FL 32308-5403

Start Time: 4/3/2013

End Time: 4/17/2013, 5:00 p.m. Eastern Daylight Time (EDT)

Description: Instructions for submitting provider comments.

Agency for Health Care Administration

**Medicaid**

The Agency for Health Care Administration (Agency) announces instructions for submission of provider comments.

In compliance with Section 409.966(2), F.S., on December 28, 2012, the Agency released eleven separate (one per Medicaid Region) and simultaneous procurements for the Managed Medical Assistance component of the Statewide Medicaid Managed Care (SMMC) program. (The Invitation to Negotiate (ITNs) are listed in the table below.)

GENERAL SUBJECT MATTER: Pursuant to Section 409.966(3)(a)8., F.S., the Agency shall consider comments in writing by any enrolled Medicaid provider relating to a specifically identified plan participating in the procurement in the same region as the submitting provider.

Comments shall be submitted to the Agency, through an electronic survey tool, by the Date/Time indicated in Section C.6, Solicitation Timeline, of each ITN and as outlined on the SMMC website.

Title	Number
Statewide Medicaid Managed Care (SMMC) Managed Medical Assistance (MMA)-Region 1	AHCA ITN 017-12/13
Statewide Medicaid Managed Care (SMMC) Managed Medical Assistance (MMA)-Region 2	AHCA ITN 018-12/13
Statewide Medicaid Managed Care (SMMC) Managed Medical Assistance (MMA)-Region 3	AHCA ITN 019-12/13
Statewide Medicaid Managed Care (SMMC) Managed Medical Assistance (MMA)-Region 4	AHCA ITN 020-12/13
Statewide Medicaid Managed Care (SMMC) Managed Medical Assistance (MMA)-Region 5	AHCA ITN 021-12/13
Statewide Medicaid Managed Care (SMMC) Managed Medical Assistance (MMA)-Region 6	AHCA ITN 022-12/13

Statewide Medicaid Managed Care (SMMC) Managed Medical Assistance (MMA)-Region 7	AHCA ITN 023-12/13
Statewide Medicaid Managed Care (SMMC) Managed Medical Assistance (MMA)-Region 8	AHCA ITN 024-12/13
Statewide Medicaid Managed Care (SMMC) Managed Medical Assistance (MMA)-Region 9	AHCA ITN 025-12/13
Statewide Medicaid Managed Care (SMMC) Managed Medical Assistance (MMA)-Region 10	AHCA ITN 026-12/13
Statewide Medicaid Managed Care (SMMC) Managed Medical Assistance (MMA)-Region 11	AHCA ITN 027-12/13

The ITNs and relative information about the procurement, including the anticipated timelines, can be found on the Department of Management Services' Vendor Bid System (VBS) at: [http://www.myflorida.com/apps/vbs/vbs\\_www.main.menu](http://www.myflorida.com/apps/vbs/vbs_www.main.menu).

Within two (2) business days of the public opening of responses, the Agency shall publish a list of respondents to each ITN for provider comments on the Agency's Statewide Medicaid Managed Care (SMMC) program website: [http://ahca.myflorida.com/Medicaid/statewide\\_mc/index.shtml](http://ahca.myflorida.com/Medicaid/statewide_mc/index.shtml) with instructions for submitting comments through an electronic survey tool.

The Agency will consider each distinct comment only once. Additionally, the Agency will only consider comments submitted by enrolled Medicaid providers within the same region as the specifically identified plan participating in the procurement.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notice of Receipt of Applications for Permit Coverage under the State's Generic Permit for MS4's

The Department announces receipt of the applications listed below for permit coverage under the Generic Permit for Stormwater Discharge from Phase II Municipal Separate Storm Sewer Systems from the Town of Orange Park and NAS Pensacola. The applications are being processed and are available for public inspection during normal business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays, at the Department of Environmental Protection in Tallahassee, Florida. Any comments related to noticed application, or objections to use the Generic Permit by any of the noticed applicants must be received by the Department within 14 days from the date of this notice. Comments may be mailed to the following address: Ms. Kathleen Downey, NPDES Stormwater Section, Department of Environmental Protection, 2600 Blair Stone Road, (M.S. 2500), Tallahassee, FL 32399-2400.



Section XIII  
Index to Rules Filed During Preceding Week

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

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