

Section I Notice of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:

33-602.101 Care of Inmates

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to increase security and to promote the safety of inmates and staff by allowing for clipper shaves three times per week at certain Department of Corrections institutions and facilities under certain circumstances in order to limit the availability and use of razors by inmates.

SUBJECT AREA TO BE ADDRESSED: Care of Inmates.

RULEMAKING AUTHORITY: 944.09, 945.215 FS.

LAW IMPLEMENTED: 944.09, 945.215 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Paul Vazquez, 501 South Calhoun Street, Tallahassee, Florida 32399

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-602.101 Care of Inmates.

(1) through (3) No change.

(4) For security and identification purposes, no inmate shall be permitted to have his or her hair, to include eyebrows and facial hair, dyed, cut, shaved or styled according to fads or extremes that would call attention to the inmate or separate inmates into groups based upon style. This would include, for example, tails, woven braids, cutting, sculpting, clipping or etching numbers, letters, words, symbols or other designs into the hair. Male inmates shall have their hair cut short to medium uniform length at all times with no part of the ear or collar covered. Male inmates shall be permitted to shave their entire heads in a uniform manner unless the inmate is using his hairstyle or lack thereof to demonstrate gang affiliation or otherwise pose a threat to institutional security. Partial shaving of the head in a Mohawk or other distinctive style shall not be permitted. Sideburns shall not extend beyond the bottom of the earlobes and will have straight lines with no flare at the base. All inmates shall be clean shaven, with the exception of inmates housed at facilities designated by the Department to house those with a mental health classification of S-3 or above, who shall

be clipper shaved three times per week. A mental health classification of S-3 or above refers to inmates who need, at a minimum, ongoing outpatient mental health services with psychiatric consultation as clinically indicated. At those facilities that do not house inmates with a mental health classification of S-3 or above, the warden shall require that inmates be clipper shaved three times per week if allowing the possession and use of razors creates a substantial risk to the security of the institution or the safety of inmates and staff. In determining whether to require inmates to be clipper shaved, the warden shall consider the number of inmate-on-inmate and inmate-on-staff assaults, the number of incidents of self-injurious behavior, and the number of homemade weapons discovered at the facility involving the use of razors, and any other factors related to the security, order, or effective management of the institution. Additionally an exemption from the requirement to remain clean shaven shall be granted on the basis of a medical diagnosis when it is determined by the staff physician that shaving would be detrimental to the inmate’s health. Inmates granted a medical exemption from the shaving requirement may be required to keep their facial hair closely trimmed with scissors or clippers. For the purposes of this rule, “closely trimmed” means trimmed so that no part of the facial hair exceeds the length prescribed by the physician as necessary to prevent the appearance or reappearance of skin disorders. If no specific length is prescribed, then facial hair shall be kept trimmed to within one-quarter inch. An inmate who has been granted a shaving exemption shall maintain the written exemption on his person at all times when outside the assigned housing unit.

(5) through (13) No change.

Rulemaking Authority 944.09, 945.215 FS. Law Implemented 944.09, 945.215 FS. History—New 10-8-76, Amended 4-19-79, 4-24-80, 10-14-84, 1-9-85, Formerly 33-3.02, Amended 11-3-87, 10-6-88, 7-23-89, 8-27-91, 3-30-94, 11-13-95, 6-2-99, Formerly 33-3.002, Amended 11-21-00, 1-25-01, 1-19-03, 9-23-03, 3-5-06, 10-23-06, 1-18-07, 5-13-08, 6-22-10, 5-24-11, 2-6-12, 5-27-12, 3-3-13, 10-14-13, 12-12-13,_____.

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:

33-602.230 Institution Visits and Tours and Programs
for the Public

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to remove rule language related to the Juvenile Offender Tour Program due to the repeal of Section 945.75, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Juvenile Offender Tour Program.

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09, 944.23, 945.75 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Paul Vazquez, 501 South Calhoun Street, Tallahassee, Florida 32399

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-602.230 Institution Visits and Tours and Programs for the Public.

(1) ~~No tours by persons under 18 years of age beyond a common assembly area such as the visiting park will be permitted. Student and Juvenile Offender Tour groups shall be assembled in this common area and given briefings by staff members and shown orientation/training videos. Inmates shall not participate in these orientation briefings.~~

(2) ~~Juvenile Offender Tour Programs.~~

(a) ~~Definitions.~~

1. ~~Adult Escorts~~—where used herein, refers to outside sponsors 18 years of age or older who will accompany juvenile participants during the juvenile offender tour program.

2. ~~Central Office Program Manager~~—where used herein, refers to the staff member in the Bureau of Classification Management who coordinates the juvenile offender tour program with designated institutions and the Bureau of Security Operations.

3. ~~Designated Institutions~~—where used herein, refers to institutions designated by the secretary or his designee to provide the juvenile offender tour program in all four regions, thereby ensuring accessibility to juvenile offenders statewide.

4. ~~Juvenile Offender~~—where used herein, refers to a youth not more than 17 years of age, but not less than 10 years of age, who is under court order to participate in a juvenile offender tour program.

5. ~~Juvenile Offender Tour Program~~—refers to a program implemented by the Department of Corrections which provides Florida's courts with an intervention program that discourages juvenile offenders from continuing a criminal lifestyle by providing the juvenile offender with a realistic look at prison life.

6. ~~Outside Sponsor~~—where used herein, refers to an organization or agency working with a court to provide adult escorts for juvenile offenders participating in the juvenile offender tour program.

7. ~~Tour Program Facilitator~~—where used herein, refers to the staff member at the institution who is responsible for supervising tours and coordinating tours in conjunction with the central office program manager.

(b) ~~All tour requests from outside sponsors shall be in writing and shall be routed to the warden. A copy of the court order directing the participation of each juvenile offender shall be attached to the request.~~

(c) ~~Staff Responsibilities for the Juvenile Offender Tour Program.~~

1. ~~The warden shall:~~

a. ~~Designate a staff member as the tour program facilitator;~~

b. ~~Ensure the selection of staff to participate in the program; and~~

c. ~~Evaluate and approve or reject tour requests at least 20 days in advance of the proposed tour date. Rejections shall be based on a determination that the tour will have an adverse impact on the security or orderly operation of the facility.~~

2. ~~The institutional tour program facilitator shall:~~

a. ~~Prior to submitting the tour request to the warden, conduct an NCIC/FCIC background check on any outside sponsor or adult escort who is not an employee of a state agency or a member of law enforcement. Information regarding any background check that reflects a misdemeanor or felony arrest or conviction for a proposed outside sponsor or adult escort shall accompany the tour request submitted to the warden for his or her decision as to whether or not to grant entry to the institution.~~

b. ~~Subsequent to the warden's approval of the tour, function as the primary contact point with the courts, outside sponsors, and the central office program manager.~~

c. ~~Ensure that all requirements of this rule are met, including:~~

I. ~~Providing necessary supervision;~~

II. ~~Advising outside sponsors of the guidelines contained in the rule;~~

III. ~~Ensuring that department personnel are physically present during the tour, presentation or program, along with the outside sponsor; and~~

IV. ~~Answering questions from the group.~~

d. ~~Coordinate and provide orientation for participating staff;~~

e. ~~Place a copy of the court order for each juvenile that directs the juvenile offender's participation in the program from the outside sponsor in a file that is to be maintained for three years;~~

f. ~~Report scheduling and completion results of the tour to the central office program manager.~~

~~g. Ensure that all program guidelines are explained to the tour participants before allowing them entry into the compound;~~

~~h. Coordinate notification to the court of tour participants who are disruptive or inappropriately dressed.~~

~~3. The central office program manager shall:~~

~~a. Maintain liaison with the Bureau of Security Operations regarding safety and security issues in the administration of the juvenile offender tour program;~~

~~b. Establish and maintain a database of institutions approved by the secretary to conduct tours, designated tour program facilitators, and statistical results of tours.~~

~~(d) Tours.~~

~~1. Tour groups shall be limited to no more than 15 tour participants, not including sponsors and escorts.~~

~~2. Outside sponsors shall provide one adult escort of the same sex for every six or less tour participants.~~

~~(e) Upon tour approval, the tour program facilitator shall advise the outside sponsor in writing of the expectations and requirements of this rule, including the following:~~

~~1. Tour participants shall not be admitted if wearing inappropriate attire which includes:~~

~~a. Halter tops or other bra-less attire,~~

~~b. Underwear-type tee shirts,~~

~~c. Tank tops or shorts,~~

~~d. Fishnet shirts or swimsuits,~~

~~e. Skin-tight clothing or spandex clothing,~~

~~f. Clothes made with see-through fabric (unless a non-see-through garment is worn underneath),~~

~~g. Dresses or skirts more than three inches above the knee, or~~

~~h. Any article of clothing with a picture or language which presents a potential threat to the security or order of the institution.~~

~~2. Tour participants shall not be permitted the following:~~

~~a. Excessive jewelry,~~

~~b. Radios,~~

~~c. Cell phones or pagers,~~

~~d. Cameras or recording devices,~~

~~e. Purses,~~

~~f. Pocket knives,~~

~~g. Fingernail clippers,~~

~~h. Money, or~~

~~i. Prescription medications, except:~~

~~I. Only the dosage necessary for the tour period shall be allowed;~~

~~II. The medication shall be in its original prescribed container; and~~

~~III. Needles and syringes shall be left in the tour participant's locked transportation vehicle.~~

~~(f) The outside sponsor shall be responsible for taking corrective action against disruptive participants. Unresolved situations shall result in the disruptive participants being removed from the tour. If necessary, the tour shall be terminated.~~

~~(g) The tour program facilitator shall, not later than two workdays following completion of the tour, report tour scheduling and completion results to the central office program manager.~~

~~(1)(3) Individuals or groups of individuals desiring a tour of a correctional facility will submit a formal request to the warden outlining the following:~~

~~(a) through (d) No change.~~

~~(2)(4) Requests will be submitted to the warden of the facility to be toured as far in advance of the desired tour as possible so there will be sufficient time for review, approval, schedule adjustments and notification.~~

~~(3)(5) Prior to any group touring a Department facility there shall be an orientation session conducted by a member of the facility staff. The orientation session shall consist of presentation of information and rules concerning the facility, the manner in which the tour will be conducted, the importance of an accurate count procedure, matters related to contraband, the importance of remaining with the group, limitations upon interactions with the inmate population, and other security matters. Any member of the group failing to adhere to the rules established for the tour shall be removed from the tour.~~

~~(4)(6) The warden shall not discriminate on the basis of race, creed, color or national origin, but otherwise may deny a requested tour for any reason where approval would cause an adverse impact on the security and orderly operation of the facility.~~

~~(5)(7) The following guidelines shall be adhered to in conducting tours, in making presentations and in providing programs for the public.~~

~~(a) No change.~~

~~(b) Those outside visitors who are approved to participate in tours of department facilities or programs at various department locations shall be 18 years of age or older, except when the tour, program or presentation is specifically conducted for juveniles under court order as provided in subsection 33-602.230(2), F.A.C.~~

Rulemaking Authority 944.09 FS. Law Implemented 944.09, 944.23, 945.75 FS. History—New 10-16-83, Formerly 33-5.12, Amended 7-27-89, 3-8-98, Formerly 33-5.012, Amended 4-25-02, 7-2-03, 10-22-13,_____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NOS.: RULE TITLES:
 61C-1.002 Licensing and Inspection Requirements
 61C-1.004 General Sanitation and Safety Requirements
 61C-1.008 License Fees

PURPOSE AND EFFECT: To implement sections 1-6 of Chapter 2014-133, Laws of Florida, by incorporating the new “timeshare project” public lodging establishment license classification into the rules that currently apply to vacation rentals.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendments will address license applications, inspection requirements, licensee responsibilities, sanitation and safety requirements and exemptions, vacation rental and timeshare project license classifications and license fees.

RULEMAKING AUTHORITY: 509.032, 509.241, 509.251 FS.

LAW IMPLEMENTED: 213.0535, 509.013, 509.032, 509.215, 509.221, 509.241, 509.242, 509.251, 509.302, 559.79 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Michelle Comingore, Division of Hotels and Restaurants, Department of Business and Professional Regulation, 1940 N. Monroe St., Tallahassee, FL 32399, DHR.Rules@myfloridalicense.com, (850)488-1133

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:
 61C-3.001 Sanitation and Safety Requirements

PURPOSE AND EFFECT: To implement sections 1-6 of Chapter 2014-133, Laws of Florida, by incorporating the new “timeshare project” public lodging establishment license classification into the rules that currently apply to vacation rentals.

SUBJECT AREA TO BE ADDRESSED: The proposed rule amendments will address sanitation and safety requirements and exemptions.

RULEMAKING AUTHORITY: 509.032, 509.2112 FS.

LAW IMPLEMENTED: 509.032, 509.211, 509.2112 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Michelle Comingore, Division of Hotels and Restaurants, Department of Business and Professional Regulation, 1940 N. Monroe St., Tallahassee, FL 32399, DHR.Rules@myfloridalicense.com, (850)488-1133

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.: RULE TITLE:
 61G15-18.020 Public Comment

PURPOSE AND EFFECT: The Board proposes to develop and adopt a new rule to establish procedures for public participation in public meetings.

SUBJECT AREA TO BE ADDRESSED: Procedures for public participation in public meetings.

RULEMAKING AUTHORITY: 286.0114 FS.

LAW IMPLEMENTED: 286.0114 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Zana Raybon, Executive Director, Board of Professional Engineers, 2639 North Monroe Street, Suite B-112, Tallahassee, Florida 32303

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

**Section II
Proposed Rules**

DEPARTMENT OF MANAGEMENT SERVICES

Division of Administrative Hearings

RULE NOS.:	RULE TITLES:
60Q-6.102	Definitions
60Q-6.103	Pleadings and Proposed Orders
60Q-6.105	Commencing a Case; Subsequent Petitions
60Q-6.106	Consolidation and Venue
60Q-6.107	Amendment and Dismissal of Petition for Benefits
60Q-6.108	Filing and Service
60Q-6.110	Mediation, Generally
60Q-6.111	Authority and Duties of Mediator
60Q-6.113	Pretrial Procedure
60Q-6.114	Discovery
60Q-6.116	Prosecution of Claims and Petitions for Benefits
60Q-6.118	Expedited Hearings
60Q-6.122	Motion for Re-hearing and Amending or Vacating Order
60Q-6.123	Settlements Under Section 440.20(11), Florida Statutes
60Q-6.124	Payment of Attorney's Fees and Costs Other Than Pursuant to Section 440.20(11), Florida Statutes

PURPOSE AND EFFECT: Procedural rules for adjudication of workers' compensation claims were implemented on February 23, 2003, pursuant to the mandate in section 440.45, Florida Statutes, that the Division of Administrative Hearings adopt procedural rules. Amendments to the rules have previously been made in 2006, 2010, and 2012. Since Sections 440.015 and 440.44(2), Florida Statutes, require that the workers' compensation system be efficient and self-executing and that the Division of Administrative Hearings assume an active and forceful role in achieving that goal, it is necessary to amend the existing rules to conform with subsequent statutory changes; changes in technology, most notably, required electronic filing of documents; and changes that will improve the adjudicatory process based upon experience in utilizing the existing rules.

SUMMARY: The procedural rule revisions improve definitions, implement mandatory electronic filing, streamline the service of pleadings, promote the timely resolution of attorney's fees and costs, discourage duplication and unnecessary filings, encourage timely orders, streamline mediation, promote timely discovery and entry of discovery orders, streamline motion practice, improve pretrial procedures, require JCCs to approve stipulations, streamline the collection of child support arrearages, and streamline the payment of attorney's fees and costs, with the goal of maintaining a self-sufficient and self-executing adjudicatory process.

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: During a six-city rule development workshop conducted via video teleconferencing on July 11, 2014, numerous participants representing business and individual interests within the workers' compensation industry, as well as the experience of the Chief Judge and Deputy Chief Judge, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the amendments to the rules will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time or by the date the record was left open to receive comments, July 21, 2014. The proposed rule amendments will largely result in a streamlining of the workers' compensation appeals program that should save the participating parties money when proceeding through the process.

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: 61.14(8)(a), 440.25(4)(i), 440.45(1)(a), 440.45(4) FS.

LAW IMPLEMENTED: 61.14(8)(a), 440.105(3)(c), 440.192, 440.20(11), 440.25(1)-(4), 440.29(2), 440.30, 440.32, 440.33(1), 440.34, 440.345, 440.45(1)(a), 440.45(4), 440.45(5) FS.

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

DATE AND TIME: Wednesday, August 20, 2014, 8:00 a.m. – 10:00 a.m.

PLACE: Hall of Cities – Tampa Room, Level 1, Marriott World Center, 8701 World Center Drive, Orlando, Florida 32821

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least five days before the workshop/meeting by contacting: Lisa Mustain, Administrative Services Director, (850)488-9675. 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: Robert S. Cohen, Director and Chief Judge, Division of Administrative Hearings, The DeSoto Building, 1230 Apalachee Parkway, Tallahassee, Florida 32399-3060, (850)488-9675

THE FULL TEXT OF THE PROPOSED RULE IS:

60Q-6.102 Definitions.

(1) through (11) No change.

(12) “Personally conferred” means communications in person, by telephone, e-mail, text messaging, or some other communication mechanism that permits an immediate, contemporaneous response. The term does NOT include letters or other written communications sent by facsimile, U.S. mail, or some other delivery service.

Rulemaking Authority 440.45(1)(a), (4) FS. Law Implemented 440.192(1), 440.45(1)(a), (4) FS. History—New 2-23-03, Amended 11-1-06, 10-31-10, 10-31-12,_____.

60Q-6.103 Pleadings and Proposed Orders.

(1) No change.

(a) through (d) No change.

(e) Contain a certificate of service representing that copies have been served on all parties or, if represented, their attorneys of record. The certificate shall be dated and include the name, address, and method of service used as to each party and/or attorney served; a statement of the method of service used for each party or attorney; and

(f) Not be accompanied by separate cover letter or correspondence.

(2) Exempt information. Except for the employee’s social security number or equivalent on petitions for benefits and responses thereto, no pleading shall contain information exempt from public records disclosure. Exempt information shall be supplied in connection with a pleading only to the extent it is necessary for the judge’s determination of disputed matters or required by Florida Statutes and shall be appended to a pleading in a separate document conspicuously marked “Exempt Information.”

(3) No change.

(4) Proposed Orders. Except as provided in subsection 60Q-6.115(3), F.A.C., proposed orders shall not be submitted unless requested by the judge. They shall be clearly indexed in the docket identified as “proposed orders” and shall be sent to all other parties or, if represented, their attorneys of record prior to being submitted to the judge. Proposed orders shall be a separate document and not be included as a part of a motion.

Rulemaking Authority 440.45(1)(a), (4) FS. Law Implemented 440.192(1), (2)(a), 440.45(1)(a), (4) FS. History—New 2-23-03, Amended 11-1-06, 10-31-10, 10-31-12,_____.

60Q-6.105 Commencing a Case; Subsequent Petitions.

(1) through (2) No change.

(3) For any claim or dispute within the jurisdiction of the OJCC but not subject to a petition for benefits, the claimant or moving party shall file with the clerk of the OJCC a request for assignment of case number.

(4) through (5) No change.

(6) Where a party is represented, a petition for benefits shall be served on counsel for the employer/carrier/servicing agent in addition to any service otherwise required by this rule.

Rulemaking Authority 440.45(1)(a), (4) FS. Law Implemented 440.192, 440.45(1)(a), (4) FS. History—New 2-23-03, Amended 11-1-06, 10-31-10,_____.

60Q-6.106 Consolidation and Venue.

(1) through (3) No change.

(4) When a judge assigned to a case determines that the case is proceeding in an incorrect venue, the judge may transfer the case to the proper venue. Whether transfer of venue results in change of the assigned judge shall be determined by the judge determining venue transfer.

(5) No change.

Rulemaking Authority 440.45(1)(a), (4) FS. Law Implemented 440.25(4)(d), 440.45(1)(a), (4) FS. History—New 2-23-03, Amended 11-1-06, 10-31-10, 10-31-12,_____.

60Q-6.107 Amendment and Dismissal of Petition for Benefits.

(1) No change.

(2) A petition or request for assignment of case number may only be amended by written stipulation of the parties or by order of the judge, except that changes of addresses, e-mail addresses, or phone numbers of parties or, if represented, their attorneys of record can be accomplished by filing a notice of change.

(3) No change.

Rulemaking Authority 440.45(1)(a), (4) FS. Law Implemented 440.192, 440.45(1)(a), (4) FS. History—New 2-23-03, Amended 11-1-06, 10-31-10, 10-31-12,_____.

60Q-6.108 Filing and Service.

(1) No change.

(a) through (b) No change.

(c) The following documents shall not be filed with the OJCC unless relevant to an issue to be heard and not more than 10 days but at least two days before the scheduled hearing: requests or notices to produce and objections or responses thereto, deposition transcripts, correspondence between counsel or parties, correspondence to the judge or the judge’s staff, subpoenas, notices of unavailability, and returns of service.

(d) through (i) No change.

(2) No change.

(a) through (f) No change.

(3) through (5) No change.

(6) When service of any pleading other than a petition is made by U.S. mail, five days shall be added after the period to the time allowed for the performance of any act required to be done, or allowed to be done, within a certain time after service. When service is made by any electronic delivery method, no additional time shall be added.

(7) through (10) No change.

(11) All self-insurers, third-party administrators, and carriers shall register a single, general delivery, e-mail address with the OJCC for receipt of all electronically served documents, including petitions for benefits. All self-insurers, third-party administrators, and carriers shall register a single, general delivery U.S. Mail address and a single telephone number with the OJCC. The e-JCC system will maintain a list of all registered companies, and their e-mail addresses. Each such self-insurers, third-party administrators, and carrier shall be responsible for amending that e-mail address as necessary for it to remain current.

(12) through (13) No change.

Rulemaking Authority 440.45(1)(a), (4) FS. Law Implemented 440.192, 440.25(1), (4)(a), (4)(c), (4)(e), 440.45(1)(a), (4) FS. History—New 2-23-03, Amended 11-1-06, 10-31-10, 10-31-12,_____.

60Q-6.110 Mediation, Generally.

(1) through (2) No change.

(a) The Deputy Chief Judge ~~deputy chief judge~~ shall assign a mediation date for each petition filed. Within 40 days after the filing of the earliest petition for benefits awaiting mediation, the parties may agree to coordinate with the assigned judge an alternate state mediation date which meets the 130-day statutory deadline. Any such change in date shall be considered a re-scheduling and not a continuance of the mediation.

(b) After the state mediation has been noticed on the 40th day following the filing of the earliest petition for benefits awaiting mediation, the state mediation shall not be continued unless first granted by the judge upon agreement of the parties or upon proper motion filed no later than 30 days before the date of the scheduled state mediation absent an emergency, unless the mediation notice is sent to the parties less than 30 days prior to the noticed mediation.

(c) through (d) No change.

(3) No change.

(4) If the parties resolve settle all issues, or all issues except for attorney's fees, prior to the scheduled mediation conference, the attorney or unrepresented claimant who has filed a petition for benefits shall file a pleading in order to cancel the

corresponding mediation. The pleading must be filed prior to the scheduled mediation and shall indicate the manner in which each issue was resolved.

(5) The following persons shall attend the mediation conference: the claimant; the claims representative of the carrier/servicing agent, which representative must have full authority to resolve all settle the issues and/or settle the case; the employer, if uninsured; the insured or self-insured employer, if the employer/servicing agent does not have full authority to settle the issues; and the attorneys for the parties. The appearance of an attorney for a party does not dispense with the required attendance of the party. No party shall appear at the mediation conference by telephone unless such appearance is approved in advance by the mediator. Any party appearing by telephone has stipulated to be bound by that party's attorney of record's signature on the mediation report.

(a) The adjuster may attend the mediation by phone unless an objection is filed with the mediator on the basis of good cause. The mediator shall have discretion to allow any party and/or that party's attorney of record to appear at the mediation conference by telephone upon the party's written request furnished to the mediator and the opposing party or, if represented, the party's attorney of record no fewer than five days prior to the mediation conference. The mediator's decision on telephonic appearance requests shall not be overturned except for good cause shown. The expense of telephonic attendance shall be borne by the person or party attending by telephone.

(b) No change.

(6) through (7) No change.

Rulemaking Authority 440.45(1)(a), (4) FS. Law Implemented 440.25(1)-(4), 440.45(1)(a), (4) FS. History—New 2-23-03, Amended 11-1-06, 10-31-10, 10-31-12,_____.

60Q-6.111 Authority and Duties of Mediator.

(1) No change.

(a) through (b) No change.

(c) Upon written request of any mediator, the Deputy Chief Judge may reassign any mediation to accommodate conflict of interest or potential appearance of impropriety. Any party may also seek such reassignment through motion.

(2) through (4) No change.

Rulemaking Authority 440.45(1)(a), (4) FS. Law Implemented 440.25(1)-(4), 440.45(1)(a), (4) FS. History—New 2-23-03, Amended 11-1-06, 10-31-10,_____.

60Q-6.113 Pretrial Procedure.

(1) No change.

(2) The parties or, if represented, their attorneys of record shall confer and complete a typewritten written pretrial stipulation. The claimant or claimant's counsel shall forward the pretrial stipulation to the employer/carrier or their counsel,

if represented, no later than 14 calendar days prior to the pretrial hearing. The employer/carrier or their counsel shall complete their portion and return the pretrial stipulation to the claimant or claimant's counsel, if represented, no later than seven calendar days prior to the pretrial hearing. The judge may excuse any party who has complied with filing their completed and signed portion of the pretrial stipulation from live or telephonic attendance at the pretrial hearing and file it no later than two business days before the pretrial hearing. The judge may cancel the pretrial hearing if the stipulation is timely filed. In pretrial stipulations and at any pretrial hearing, the parties shall:

(a) State the claims, and defenses, and the date of filing of each petition for benefits to be adjudicated at the final hearing. Any claims that are ripe, due, and owing, and all available defenses not raised in the pretrial stipulation are waived unless thereafter amended by the judge for good cause shown. Any amendment, supplement, or other filing shall only be accepted if it clarifies the claims and/or defenses pled. Absent an agreement of the parties, in no event shall an amendment or supplement be used to raise a new claim or defense that could or should have been raised when the initial pretrial stipulation was filed, unless permitted by the judge for good cause shown. The failure to diligently seek and obtain discovery, standing alone, does not constitute good cause for failure to timely raise a claim or defense;

(b) through (e) No change.

(f) Exchange all available written reports of experts to be offered at trial; ~~and~~

(g) Consider and determine such other matters as may aid in the disposition of the case; ~~and~~

(h) Any defense raised pursuant to Sections 440.09(4)(a) and 440.105, F.S., and any affirmative defense, must be raised with specificity, detailing the conduct giving rise to the defense. Failure to plead with specificity shall result in the striking of the defense. Any objections/responses to the affirmative defenses must be pled with specificity.

(3) If for any reason the written pretrial stipulation is not completed by all parties or their counsel, if represented, as provided in subsection 60Q-6.113(2), F.A.C., each party shall file and serve separate proposed typewritten pretrial statements no later than two business days prior to the pretrial hearing.

(4)(3) Unless good cause is shown, a party's failure to cooperate in the preparation and filing of their portion of the a joint pretrial stipulation shall result in the imposition of appropriate sanctions, including, but not limited to, the striking of claims and/or defenses.

(5)(4) No change.

(6)(5) Witness lists, exhibit lists, supplements, and amendments served, and exhibits exchanged less than 30 days before the final hearing must be approved by the judge or stipulated to by the parties. Any amendments and supplements to the pretrial stipulation must relate to claims and defenses pled in the initial pretrial stipulation. In no event shall an amendment or supplement be used to raise a new claim or defense that could or should have been raised when the initial pretrial stipulation was filed, unless permitted by the judge upon motion for good cause shown. The failure to diligently seek and obtain discovery, standing alone, does not constitute good cause for failure to timely raise a claim or defense.

(7)(6) No change.

(8)(7) No discovery shall be permitted within 10 calendar days of the final hearing absent prior approval by the judge for good cause shown or by agreement of the parties.

Rulemaking Authority 440.45(1)(a), (4) FS. Law Implemented 440.25(2)-(4), 440.29(2), 440.33(1), 440.45(1)(a), (4) FS. History—New 2-23-03, Amended 11-1-06, 10-31-10, 10-31-12, _____.

60Q-6.114 Discovery.

(1) through (2) No change.

(3) Production and entry on land. Any party may seek production of documents or other tangible things from other parties or non-parties and may seek entry onto land or other property as provided in the Florida Rules of Civil Procedure. Documents shall be delivered in electronic form if so requested unless the judge determines good cause has been shown to produce paper copies.

(4) No change.

(5) The judge may enter orders to effectuate discovery, including orders compelling discovery, protective orders, and orders imposing sanctions as provided in the Florida Rules of Civil Procedure for failure to comply with or for using discovery methods not specifically authorized by statute. For good cause shown, the judge may enlarge or shorten applicable timeframes for complying with discovery.

Rulemaking Authority 440.45(1)(a), (4) FS. Law Implemented 440.30, 440.33(1), 440.45(1)(a), (4) FS. History—New 2-23-03, Amended 11-1-06, 10-31-10, 10-31-12, _____.

60Q-6.116 Prosecution of Claims and Petitions for Benefits.

(1) All parties shall diligently prosecute or defend the claim or petition, including but not limited to timely conducting all necessary discovery. A request for a continuance shall be made by motion, shall specify the reason that the continuance is necessary, and shall demonstrate due diligence by describing the specific actions the moving party has taken to correct the circumstances alleged to be beyond the party's control.

(2) No change.

(3) The judge may conduct any proceedings by telephone conference. Testimony may be taken by telephone with the written agreement of all parties or approval by the judge. In such event, the oath shall be administered in the physical presence of the witness by a notary public or officer authorized to administer oaths, unless the parties stipulate to administration of the oath telephonically by the judge or the judge determines good cause exists for the judge to administer the oath telephonically.

(4) The judge may conduct any proceedings using video teleconference equipment approved by the OJCC. In the event that testimony is taken by video teleconference, administration of the oath by the judge during the proceeding is as binding as if the judge and witness were physically present in the same room.

(5) Upon proper motion of any party, the ~~The~~ judge shall ~~may~~ enter an order reflecting the terms of any written stipulation or agreement between the parties.

(6) No change.

(7) No more than 10 days but no less than two business days prior to the final hearing, each party is required to file a brief memorandum consisting of a statement of relevant facts and written argument, which shall include filing dates or docket ID for any evidentiary documents which will be relied upon at trial. All depositions and documentary evidence, including known impeachment and rebuttal evidence a party intends to offer into evidence, shall be filed with the memorandum. Any evidence which is not capable of electronic filing, including but not limited to diagnostic films or audio or audiovisual recordings shall be filed contemporaneously with the memorandum and served on all parties by the same method, U.S. mail, delivery, etc., as delivered to the judge's office. In the event of a re-scheduling or continuance, documents timely filed pursuant to this rule need not be re-filed prior to the re-scheduled or continued hearing. Documentary evidence not timely filed may be excluded from evidence, absent a written stipulation of the parties or an order extending the deadline for filing for good cause shown.

(8) No change.

(9) Appointment of an expert medical advisor, except during the final hearing, shall be sought by written motion. The motion shall specifically state the conflict in medical opinions, identify the providers who rendered those opinions, their medical specialties, and attach ~~state~~ the documentation that memorializes those opinions.

(10) through (12) No change.

Rulemaking Authority 440.45(1)(a), (4) FS. Law Implemented 440.25(4), 440.29(2), 440.33(1), 440.45(1)(a), (4) FS. History—New 2-23-03, Amended 11-1-06, 10-31-10, 10-31-12,_____.

60Q-6.118 Expedited Hearings.

(1) through (3) No change.

(4) Stipulated Pretrial Outline. The content of the pretrial outline process will be as described in subsection Rule 60Q-6.113(2)(a)-(g), F.A.C. The judge may modify the timeframes delineated in Rule 60Q-6.113, F.A.C.

(5) No change.

Rulemaking Authority 440.25(4)(i), 440.45(1)(a), (4) FS. Law Implemented 440.25(4)(i), 440.45(1)(a), (4) FS. History—New 2-23-03, Amended 11-1-06, 10-31-10, 10-31-12,_____.

60Q-6.122 Motion for Re-hearing and Amending or Vacating Order.

(1) A motion for re-hearing shall state specifically the grounds on which it is based and should not be used to re-argue issues already determined. A motion for re-hearing shall be filed and served within 10 days from the date of the order sought to be reviewed. The judge shall rule on the motion within 10 days of service. Any response to the motion shall be filed within five days of service of the motion. If the judge has not ruled by the close of business 10 days after service, the motion shall be deemed denied.

(2) No change.

(3) A motion for re-hearing shall ~~does~~ not toll the time within which an order becomes final or an appeal may be filed.

(4) through (5) No change.

(6) Notwithstanding subsection 60Q-6.115(4), F.A.C., if the motion for re-hearing is directed to an appealable order, the moving party may request schedule a hearing on the motion which the judge may schedule if there are exceptional circumstances or good cause shown in the motion.

Rulemaking Authority 440.45(1)(a), (4) FS. Law Implemented 440.45(1)(a), (4) FS. History—New 2-23-03, Amended 11-1-06, 10-31-10, 10-31-12,_____.

60Q-6.123 Settlements Under Section 440.20(11), Florida Statutes.

(1) No change.

(a) No change.

1. through 4. No change.

5. A status statement from the OJCC or such other source as designated by the Deputy Chief Judge regarding any child support arrearage balance according to the Department of Revenue records, unless such information is available to the OJCC directly, through data exchange with the Department of Revenue, and a status statement regarding any child support arrearage balance according to ~~from~~ the Florida Clerks of the Circuit and County Courts, Central Depository, unless such information is available to the OJCC directly, through data exchange with the applicable county Clerk, from the county in which the claimant resides at the time the settlement documents are filed and the county in which the claimant resided on the

~~date of accident~~ as to whether the claimant has or owes any child support arrearage and, if so, the amount thereof;

6. through 7. No change.

8. A letter or statement in the settlement stipulation from counsel stating that the carrier will issue a check in the amount of the arrearage or such other amount to be approved by the judge and that the check will be sent to the Department of Revenue or the Florida Clerks of the Circuit and County Courts, Central Depository;

9. through 10. No change.

11. For settlements under Section 440.20(11)(b), F.S., the required notice to the employer, a maximum medical improvement report establishing the date of overall physical maximum medical improvement and psychiatric maximum medical improvement if the latter applies, permanent impairment rating, ~~available~~ information concerning the need for future medical care and an estimate of the cost of future medical care, or an explanation as to why an estimate the information cannot be reasonably obtained, and other essential medical information.

(b) through (d) No change.

(2) No change.

(a) No change.

1. through 3. No change.

4. The amount of child support arrearages, if any, owed by the claimant, together with the amount of child support allocation the claimant requests be deducted from the settlement proceeds, after fees and costs, and the attorney responsible to remit the same ~~remitted~~ to the appropriate child support repository depository;

5. An attorney's fee data sheet setting forth the benefits obtained by claimant's counsel and the value of those benefits, and, depending upon the date of accident and the type of benefit involved, should if the claimant's attorney seeks a fee in excess of the statutory percentage, an affidavit specifying the particular statutory criteria forming the basis for the variance;

6. A status statement from the OJCC or such other source as designated by the Deputy Chief Judge regarding any child support arrearage balance according to the Department of Revenue records, ~~unless such information is available to the OJCC directly, through data exchange with the Department of Revenue~~, and a status statement regarding any child support arrearage balance according to ~~from~~ the Florida Clerks of the Circuit and County Courts, ~~Central Depository~~, ~~unless such information is available to the OJCC directly, through data exchange with the applicable county Clerk, from the county in which the claimant resides at the time the settlement documents are filed and the county in which the claimant resided on the date of accident~~ as to whether the claimant has an arrearage or owes past due child support and, if so, the amount thereof; a sworn statement by the employee that all existing child support

obligations have been disclosed in the joint petition; and a letter from counsel stating that the carrier will issue a check in the amount of the arrearage and/or past due child support or such other amount to be approved by the judge or that claimant's counsel will deposit the settlement proceeds in a trust account and will issue a check in the amount of the arrearage and/or past due child support or such other amount to be approved by the judge and that the check will be sent to the Department of Revenue or the Clerk of the Circuit and County Courts, Central Depository;

7. through 8. No change.

(3) No change.

(4) Settlement approval when more than one current support order exists. When more than one current support order exists, the judge may approve a proposed settlement only if:

(a) ~~It~~ ~~it~~ provides for an equitable share of settlement proceeds; ~~and~~

(b) The allocation shall be prorated in accord with Section 61.130(4)(c), F.S.

(5) The judge shall consider the disclosed costs to the extent necessary to determine they do not include the attorney's overhead or other fees. A claim for cost reimbursement in the amount of \$250 or less shall need not be set forth with specificity or detail.

Rulemaking Authority 61.14(8)(a), 440.45(1)(a), (4) FS. Law Implemented 61.14(8)(a), 440.105(3)(c), 440.20(11), 440.34, 440.345, 440.45(1)(a), (4), (5) FS. History—New 2-23-03, Amended 11-1-06, 10-31-10, 10-31-12, 2-28-13, _____.

60Q-6.124 Payment of Attorney's Fees and Costs Other Than Pursuant to Section 440.20(11), Florida Statutes.

(1) through (2) No change.

(3) Payment of Disputed Attorney's Fees and Costs.

(a) through (b) No change.

(c) If both entitlement and the amount of the fee are contested, the hearing may be bifurcated at the request of a party.

(d) through (e) No change.

(4) Payment of Disputed Attorney's Fees and Costs – Appellate. Upon order of the appellate court awarding attorney's fees, the awarded party shall serve and file a verified petition to determine the amount of appellate attorney's fee and costs within 15 days from the date of the order entered by the court.

(5)(4) Upon motion by any party;

(a) ~~The~~ ~~the~~ judge shall may require the filing of claimant to file a verified motion for attorney's fees and costs as to any petition for benefits which has no pending claims other than entitlement to and adjudicate the verified motion for attorney's fees and costs.

(b) The judge may require the party or attorney entitled to attorney’s fees and costs to file a verified motion for attorney’s fees and costs as to amount.

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

Rulemaking Authority 440.45(1)(a), (4) FS. Law Implemented 440.32, 440.34, 440.345, 440.45(1)(a), (4), (5) FS. History—New 2-23-03, Amended 11-1-06, 10-31-10, 10-31-12,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
David W. Langham, Deputy Chief Judge of Compensation Claims

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Robert S. Cohen, Director and Chief Judge

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 22, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: June 6, 2014

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: 62-660.804
RULE TITLE: General Permit for Sand and Limestone Mines

PURPOSE AND EFFECT: The objective of the proposed revisions is to reduce the regulatory burden for sand and limestone mines by authorizing a permittee that holds a current Environmental Resources Permit (ERP) to conduct mining and processing operations without the need to obtain a separate General Permit under the Industrial Wastewater Program.

SUMMARY: The proposed revisions authorize a permittee that holds a current Environmental Resources Permit (ERP) to conduct mining and processing operations without the need to obtain a separate General Permit under the Industrial Wastewater Program.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 403.051, 403.814 FS.

LAW IMPLEMENTED: 120.55, 403.051, 403.061, 403.087 FS.

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

DATE AND TIME: August 19, 2014, 10:00 a.m.

PLACE: Department of Environmental Protection, Bob Martinez Center, 6th Floor, Room 609, 2600 Blair Stone Rd., Tallahassee, FL 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Shirley Shields, Department of Environmental Protection at MS 3545, 2600 Blair Stone Road, Tallahassee, 32399-2400, (850) 245-8589. 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: Marc Harris, P.E., Department of Environmental Protection at MS 3545, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, (850)245-8590, marc.harris@dep.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

62-660.804 General Permit for Sand and Limestone Mines.

(1) General Requirements. This rule authorizes a general permit for any person ~~constructing or~~ operating a sand or limestone mine designed and operated in accordance with this rule, provided that all of the conditions of this rule are met.

(2) Applicability and Coverage.

(a) Coverage under this general permit applies to existing sand and limestone mines which have coverage under this rule as of Month-Day-Year.

(b) Coverage under this general permit will apply to sand and limestone (including shell and coquina) mines that do not hold a current Environmental Resource Permit (ERP) issued under Part IV of Chapter 373, F.S. Facilities which have coverage under a current Environmental Resource Permit issued under Part IV of Chapter 373, F.S. do not need to renew this general permit.

(3) General Provision.

(a) Coverage under tThis general permit shall be subject to the general conditions of Rule 62-4.540, F.A.C.

(b) An applicant A-permittee for a sand or limestone mine general permit shall complete and submit to the Department DEP Form 62-660.900(6), ~~Sand and Limestone Mine General Permit~~ Notification Form to Use the General Permit for Sand

and Limestone Mines, effective Month-Day-Year, which is adopted and incorporated herein by reference. This form may be obtained by contacting the appropriate district office, ~~or~~ by writing the Department of Environmental Protection, Industrial Wastewater Program, Mail Station #3545 Bureau of Water Facilities Planning and Regulation, 2600 Blair Stone Road, MS 3535, Tallahassee, Florida 32399-2400, from the Department's website or from <https://www.flrules.org/gateway/reference.asp?No=Ref-04451>. The general permit will become effective 30 days after Department receipt of the notification form, unless the Department notifies the permittee that the project does not qualify for a general permit.

(c) This general permit does not relieve the permittee of the responsibility for obtaining a ~~wetlands resource permit~~ or any other permits required by the Department or any other federal, state, or local agency. This general permit is not a National Pollutant Discharge Elimination System (NPDES) permit.

~~(d) This general permit is not valid for phosphate, peat, or heavy mineral mining operations.~~

(d) Coverage under this general permit is limited to a term not to exceed five years from the effective date of coverage.

(e) The permittee may request continued coverage under this general permit in accordance with the requirements contained in paragraph 62-660.804(3)(b), F.A.C., above. Request for continued coverage shall be made at least 30 days before expiration of the current coverage.

(f) The permittee is responsible for advising the Department within 30 days of any change in ownership, operator or contact information for the facility.

~~(4)(2) Definitions. For the purpose of this permit, the following terms shall, unless the context clearly indicates otherwise, have the following meanings: Terms used in this rule shall have the meaning specified below.~~

(a) "Heavy Minerals" shall be as defined in Section 378.403(7), F.S.

~~(b)(a) "Limestone mine" means any mining operation in which the primary resource mined is composed principally of calcium or magnesium carbonate, which includes shell and coquina, along with the associated processing facility, water control system, and settling ponds.~~

~~(c)(b) "Pollutants" shall be as defined in Section 403.031, F.S. mean any product defined as a pollutant in Section 206.9925, F.S.~~

(d)(e) "Sand mine" means an area of land from which sand (excluding heavy minerals) is being mined, along with the associated processing facility, water control system, and settling ponds.

~~(5)(3) Information Requirements.~~

~~(a) The permittee shall submit a site plan, at a suitable scale, which clearly identifies the information as outlined in Department DEP Form 62-660.900(6), Notification Form to Use the General Permit for Sand and Limestone Mines, effective, Month-Day-Year, following:~~

~~1. Locations of discharges and receiving waters for storm events exceeding a 25 year, 24 hour storm event.~~

~~2. Existing and proposed areas to be mined.~~

~~3. Existing and proposed process wastewater storage areas.~~

~~(b) The facility shall have an exemption from ground water monitoring before use of this general permit.~~

~~(c) The facility shall have a permit under Chapter 373, F.S., for the Management and Storage of Surface Waters (MSSW), a consumptive use permit, or one or more letters of exemption from the Water Management District or delegated agency that has jurisdiction over the facility.~~

~~(d) The facility shall have filed a notice of mining or intent to mine with the Department of Environmental Protection.~~

~~(b)(e) A Best Management Practices (BMP) Plan shall be developed and implemented for the facility. The BMP Plan shall include elements designed to prevent or minimize the potential for the release of pollutants to waters of the state from all ancillary activities. Ancillary activities may include including material storage areas, plant site runoff, in-plant transfer, process and material handling areas, and loading and unloading operations through plant site runoff, spillage or leaks, or drainage from raw material storage. The BMP Plan shall be subject to the following requirements:~~

~~1. The applicant shall maintain the BMP Plan at the facility and shall make the plan available to the Department upon request.~~

~~2. The BMP Plan shall be maintained in written form, documented in narrative form, and shall include any necessary site plot plans, drawings, or maps. The BMP Plan shall be prepared and certified by a professional engineer registered in the State of Florida and shall be reviewed by the facility plant engineering staff and the plant manager.~~

~~3. The BMP Plan shall identify areas, systems or components of the facility that have a potential for causing a release of pollutants to waters of the state, due to equipment failure, improper operation, or natural phenomena such as extreme rain or winds.~~

~~4. The plan shall include a prediction of the direction, rate of flow, and total quantity of pollutants which could be discharged from the facility as a result of equipment failure, improper operation, or natural phenomena such as extreme rain or winds.~~

5. The BMP Plan shall establish specific ~~preventive~~ preventative and remedial procedures to prevent pollutants from reaching waters of the state in amounts which will cause a violation of water quality standards.

6. The BMP Plan shall be ~~revised~~ modified as necessary whenever there is a change at the facility which increases the potential for the release of pollutants to waters of the state.

7. The facility shall be reasonably maintained to prevent entry of unauthorized personnel.

8. The facility is not required to prepare a separate BMP if all of the requirements of the BMP Plan are addressed within a Stormwater Pollution Prevention Plan (SWPPP).

~~(6)(4)~~ Design Requirements. A professional engineer registered in the State of Florida shall certify the following:

~~(a)(b)~~ All earthen dams storing process wastewater and runoff above grade shall be constructed and maintained in accordance with good engineering practices.

~~(b)(a)~~ ~~A professional engineer registered in the State of Florida shall certify that~~ The sand or limestone mine is designed to recycle process wastewater and contain process wastewater and runoff from storm events up to a 25-year, 24-hour storm event.

~~(c)~~ ~~The mine shall be reasonably designed and maintained to prevent entry of unauthorized personnel.~~

~~(7)(5)~~ Operational Requirements.

(a) There shall be no discharge from storage ponds to surface waters except as a result of storms exceeding a 25-year, 24-hour storm or equivalent event.

(b) No chemicals, except water conditioners, ~~or~~ pH adjusters and chemicals which have been demonstrated as to not adversely affect human health or aquatic life which have been approved by the Department as not adversely affecting the quality of the water contained in the mine, shall be added to the process water used for transporting, washing or processing of the sand or limestone. Records of all chemicals used (including dosage rates) by the facility must be kept and made available for inspection to the Department upon request.

Rulemaking Specific Authority 403.051, 403.814 FS. Law Implemented 120.55, 403.051, 403.061, 403.087, 403.814 FS. History—New 1-2-91, Amended 4-22-93, Formerly 17-660.804, Amended 12-24-96,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Mark Thomasson, P.E. Director, Division of Water Resource Management

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 10, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 14, 2014

DEPARTMENT OF HEALTH

Board of Occupational Therapy

RULE NO.: RULE TITLE:

64B11-6.001 Continuing Education Program Approval

PURPOSE AND EFFECT: The Board proposed the rule amendment to change the criteria for continuing education providers requiring that the courses be relevant to the practice of occupational therapy and including AOTA and FOTA approved providers.

SUMMARY: The rule amendment updates language regarding CE providers that are exempt from the provider approval and renewal fees.

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: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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: 456.013(8), (9) 456.025, 468.204, 468.219(2) FS.

LAW IMPLEMENTED: 456.025, 468.219(2), 468.221 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Board of Occupational Therapy, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-0797

THE FULL TEXT OF THE PROPOSED RULE IS:

64B11-6.001 Continuing Education Program Approval.
(1) through (3) No change.

(4)(a) Programs relevant to the practice of occupational therapy, as defined in Section 468.203(4), F.S., and offered by education programs approved by an accrediting body for occupational therapy, the Florida Occupational Therapy Association (FOTA), the American Occupational Therapy Association (AOTA), and providers approved by the AOTA or sanctioned by the FOTA, shall be approved by this Board for continuing education and shall not pay the fees required in subsection (1) of this rule. ~~Programs meeting the above criteria and offered by the Florida Occupational Therapy Association (FOTA), the American Occupational Therapy Association (AOTA) and occupational therapy courses, meeting the above criteria, provided by an education program approved by an accrediting body for occupational therapy shall be approved by this Board for continuing education and shall not pay the fees required in subsection (1) of this rule.~~

(b) No change.

(5) No change.

Rulemaking Authority 456.013(8), 456.013(9), 456.025, 468.204, 468.219(2) FS. Law Implemented 456.025(7), 468.219(2), 468.221 FS. History—New 8-1-95, Amended 8-27-96, Formerly 59R-65.001, Amended 7-21-98, 4-25-01, 6-25-02, 10-29-02, 3-28-04, 10-21-13,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Occupational Therapy

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Occupational Therapy

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 19, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 2, 2014

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NO.: 69A-21.114
RULE TITLE: Insurance Requirements

PURPOSE AND EFFECT: The repeal of the rule removes the requirement that fire equipment dealers use a specific form as the only means of evidence of insurance coverage.

SUMMARY: Rule 69A-21.114, F.A.C., adopts a form used as evidence that fire equipment dealers have insurance coverage as required by Section 633.061, F.S. The form identifies specific coverage which is not available in the insurance market. The rule is being repealed to allow fire equipment dealers to provide evidence of insurance coverage by other means (i.e. standard proof of insurance forms used by carriers under existing business practices).

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 repeal of the rule removes an administrative burden from fire equipment dealers and insurance agents.

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: 633.104 FS.

LAW IMPLEMENTED: 633.304 FS.

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

DATE AND TIME: Friday, August 22, 2014, 9:30 a.m.

PLACE: Room 142 Larson Building, 200 East Gaines Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Casia Sinco, (850)413-3620 or Casia.Sinco@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Casia Sinco, Chief, Bureau of Fire Prevention, Division of Fire Marshal, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0342, phone: (850)413-3620 or Casia.Sinco@myfloridacfo.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69A-21.114 Insurance Requirements.

Rulemaking Authority 633.104 FS. Law Implemented 633.304 FS. History—New 10-20-93, Amended 11-21-01, Formerly 4A-21.114, Repealed_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Casia Sinco, Chief, Bureau of Fire Prevention, Division of Fire Marshal, Department of Financial Services

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 18, 2014

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NO.: RULE TITLE:

69A-46.016 Insurance Requirements

PURPOSE AND EFFECT: The repeal of the rule removes the requirement that fire protection contractors use a specific form as the only means of evidence of insurance coverage.

SUMMARY: Rule 69A-46.016, F.A.C., adopts a form used as evidence that fire protection contractors have insurance coverage as required by Section 633.521, F.S. The form identifies specific coverage which is not available in the insurance market. The rule is being repealed to allow fire protection contractors to provide evidence of insurance coverage by other means (i.e. standard proof of insurance forms used by carriers under existing business practices).

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 repeal of the rule removes an administrative burden from fire protection contractors and insurance agents.

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: 633.104, 633.318(4) FS.

LAW IMPLEMENTED: 633.318(4) FS.

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

DATE AND TIME: Friday, August 22, 2014, 9:30 a.m.

PLACE: Room 142 Larson Building, 200 East Gaines Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Casia Sinco, (850)413-3620 or Casia.Sinco@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Casia Sinco, Chief, Bureau of Fire Prevention, Division of Fire Marshal, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0342, phone: (850)413-3620 or Casia.Sinco@myfloridacfo.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69A-46.016 Insurance Requirements.

Rulemaking Authority 633.104, 633.318(4) FS. Law Implemented 633.318(4) FS. History—New 10-20-93, Amended 11-21-01, Formerly 4A-46.016, Amended 5-18-08, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Casia Sinco, Chief, Bureau of Fire Prevention, Division of Fire Marshal, Department of Financial Services

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 18, 2014

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NO.: RULE TITLE:

69A-62.024 Standards for Construction, Repair, and Maintenance of Firefighter Employee Places of Employment

PURPOSE AND EFFECT: Paragraph 633.508(7)(a), F.S., authorizes the Division to prescribe by rule the safety devices, safeguards, or other means of protection that must be adopted for the prevention of accidents and injuries in every firefighter employee place of employment. The Division is also authorized to determine what suitable devices, safeguards, or other means of protection for the prevention of occupational diseases must be adopted or followed in any firefighter place of employment. Paragraph 633.508(7)(b), F.S., requires the Division to adopt rules that fix reasonable standards for the construction, repair, and maintenance of firefighter employee places of employment so as to render them safe.

SUMMARY: The proposed rule will require a firefighter employer to follow the Florida Building Code and the Florida Fire Prevention Code when constructing, altering, or repairing a fire department facility. A firefighter employer shall maintain fire department facilities in accordance with the Florida Fire Prevention Code. A firefighter employer shall follow the repair and maintenance recommendations set forth in section 9.3 of the National Fire Protection Association (NFPA) 1500 (2013 Edition). A firefighter employer shall follow the inspection recommendations set forth in section 9.2 of the NFPA 1500 (2013 Edition). A firefighter employer shall follow the smoke

free designation recommendations set forth in section 9.1.7 of the NFPA 1500 (2013 Edition). A firefighter employer shall develop and maintain a schedule for the maintenance, inspection and testing of fire apparatus and equipment as set forth in sections 6.4.1 to 6.4.4 of the NFPA 1500 (2013 Edition).

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department conducted an economic analysis of the potential impact of the proposed rule and determined that there will be no adverse economic impact or regulatory increases that would require legislative ratification.

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

RULEMAKING AUTHORITY: 633.508(7)(a), (b) FS.

LAW IMPLEMENTED: 633.508(7)(a), (b), 633.520 FS.

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

DATE AND TIME: August 22, 2014, 9:00 a.m.

PLACE: Florida State Fire College, 11655 NW Gainesville Road, Ocala, FL

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: Bill Wentlandt at (352)369-2829 or Bill.Wentlandt@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bill Wentlandt, Assistant Superintendent, Bureau of Fire Standards and Training, 11655 NW Gainesville Rd., Ocala, FL 34482, (352)369-2829 or Bill.Wentlandt@myfloridacfo.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69A-62.024 Standards for Construction, Repair, and Maintenance of Firefighter Employee Places of Employment and the Inspection, Repair and Maintenance of Fire Apparatus.

(1) "Firefighter employer" is defined in subsection 633.504(2), F.S.

(2) A firefighter employer shall follow the Florida Building Code, which is incorporated by reference in Rule 61G20-1.001, F.A.C., and the Florida Fire Prevention Code, which is incorporated by reference in Rule Chapter 69A-60, F.A.C., when constructing, altering or repairing a fire department facility.

(3) A firefighter employer shall maintain fire department facilities in accordance with the Florida Fire Prevention Code, which is incorporated by reference in Rule Chapter 69A-60, F.A.C.

(4) A firefighter employer shall follow the repair and maintenance recommendations set forth in section 9.3, "Maintenance and Repairs," of the National Fire Protection Association (NFPA) 1500, "Standard on Fire Department Occupational Safety and Health Program," (2013 Edition), which is hereby incorporated by reference.

(5) A firefighter employer shall follow the inspection recommendations set forth in section 9.2, "Inspections," of the National Fire Protection Association (NFPA) 1500, "Standard on Fire Department Occupational Safety and Health Program," (2013 Edition), which is hereby incorporated by reference.

(6) A firefighter employer shall follow the smoke free designation recommendations set forth in section 9.1.7 of the National Fire Protection Association (NFPA) 1500, "Standard on Fire Department Occupational Safety and Health Program," (2013 Edition), which is hereby incorporated by reference.

(7) A firefighter employer shall develop and maintain a schedule for the maintenance, inspection and testing of fire apparatus and equipment as set forth in sections 6.4.1 to 6.4.4, "Inspection, Maintenance and Repair of Fire Apparatus," of the National Fire Protection Association (NFPA) 1500, "Standard on Fire Department Occupational Safety and Health Program," (2013 Edition), which is hereby incorporated by reference.

(8) Copies of the above referenced NFPA standards can either be: (i) viewed during regular business hours at the Division of State Fire Marshal, 325 John Knox Road, The Atrium, Third Floor, Tallahassee, Florida; (ii) accessed in a read-only, non-printable, non-downloadable format at the NFPA's website at <http://www.nfpa.org/codes-and-standards/free-access>; or (iii) purchased by writing to the NFPA at 1 Batterymarch Park, Quincy, Massachusetts 02269-9101. Rulemaking Authority 633.508(7)(a), (b) FS. Law Implemented 633.508(7)(a), (b) FS. History—New_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Bill Wentlandt, Assistant Superintendent
 NAME OF AGENCY HEAD WHO APPROVED THE
 PROPOSED RULE: Jeff Atwater, Chief Financial Officer and
 State Fire Marshal
 DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: July 18, 2014
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAR: May 13, 2014

DEPARTMENT OF FINANCIAL SERVICES

Division of Accounting and Auditing

RULE NO.: 69I-41.001 RULE TITLE: Refund of State Occupational License Tax
 PURPOSE AND EFFECT: The purpose and effect of this rulemaking is the repeal of Rule 69I-41.001, F.A.C., because it is duplicative.

SUMMARY: This rule repeal is part of the agency’s comprehensive review of existing rules that focused on eliminating those that were determined to be unnecessary or duplicative. Rule 69I-41.001, F.A.C., “Refund of State Occupational License Tax”, is being repealed because the subject matter of the rule is contained within Rule 69I-44.020, F.A.C., “Application for Refund of Taxes”.

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

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

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: 17.29, 215.26(2) FS.

LAW IMPLEMENTED: 215.26(2) FS.

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

DATE AND TIME: Thursday, August 21, 2014, 9:00 a.m.

PLACE: 142 Larson Building, 200 East Gaines Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Stanton Beazley, (850)413-4610 or Stanton.Beazley@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Stanton Beazley, Financial Administrator, Policy-Special Projects Section, Division of Accounting and Auditing, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0355, (850)413-4610 or Stanton.Beazley@myfloridacfo.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69I-41.001 Refund of State Occupational License Tax.
Rulemaking Specific Authority 17.29, 215.26(2) FS. Law Implemented 215.26(2) FS. History—New 8-20-64, Formerly 3A-3.01, 3A-41.01, 3A-41.001, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Stanton Beazley, Financial Administrator, Policy-Special Projects Section, Division of Accounting and Auditing, Department of Financial Services

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 18, 2014

Section III
Notice of Changes, Corrections and
Withdrawals

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.: 61G15-20.0010 RULE TITLE: Application for Licensure by Examination
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 39, No. 167, August 27, 2013 issue of the Florida Administrative Register.

The changes are in response to concerns by the Joint Administrative Procedures Committee in a letter dated March 24, 2014.

Form FBPR/001, “Application for Licensure by Examination (rev 6/13)” Page II: the sentence “complete Application in its entirety and submit to FBPE along with the \$230 fee (which is \$100 Licensure Fee and \$130 Application Fee pursuant to Florida Statute to Chapter 471, page 1-8” has been corrected.

Page 3” The affirmation requirement has been removed.

Page 9 of this form was blank and has been removed.

Form FBPR/003, “Fundamentals of Engineering Examination Application (rev 6/13),” Page 2: The affirmation requirement has been removed.

Form FBPR/004, “Fundamentals of Engineering Foreign Degree Application (rev 6/13),” Page 3: The affirmation requirement has been removed.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Zana Raybon, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32303-5268

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.: RULE TITLE:
61G15-20.0015 Application for Licensure by Endorsement
NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 39, No. 167, August 27, 2013 issue of the Florida Administrative Register.

The changes are in response to concerns by the Joint Administrative Procedures Committee in a letter dated March 24, 2014.

Form FBPR/002, “Application for Licensure by Endorsement (rev 6/13)” Page 3: The affirmation language has been removed from this page.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Zana Raybon, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32303-5268

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.: RULE TITLE:
61G15-35.003 Qualification Program for Special Inspectors of Threshold Buildings

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 39, No. 167, August 27, 2013 issue of the Florida Administrative Register.

The changes are in response to concerns by the Joint Administrative Procedures Committee in a letter dated March 24, 2014.

The paraphrasing of Section 553.71(12), Florida Statutes has been corrected to be accurate.

Form FBPR//TBI/006 “Application for Special Inspector Certification (rev 6/13)” Page 1, first paragraph: The last sentence of that paragraph has been changed to correctly cite Section 471.015(7), Florida Statutes as the law requiring compliance with Board rules.

The paraphrasing of Section 553.71(12), Florida Statutes has been corrected to be accurate.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Zana Raybon, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32303-5268

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE NO.: RULE TITLE:
64B10-11.001 Application for Licensure Fee
NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 40, No. 64, April 2, 2014 issue of the Florida Administrative Register.

The change is in response to concerns stated by the Joint Administrative Procedures Committee in a letter dated April 10, 2014.

The changes are as follows:

The SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST AND LEGISLATIVE RATIFICATION shall read as: 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. During discussion of the economic impact of this rule at its Board meeting, the Board considered that the rule amendment incorporates a revised version of the existing application form. The revision does not add any additional requirements and will have at most a small impact on existing requirements and procedures. Therefore, the rule amendments appear to have little or no economic impact, and

accordingly, the Board does not believe a SERC need be prepared nor will the rule require legislative ratification. No person or interested party submitted additional information regarding the economic impact at that time.

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

The revision date on the "Application for Nursing Home Administrators Examination and Endorsement/Temporary" form DH-MQA-NHA002 will be changed to 6/2014.

Reference to Section 456.013, F.S. will be added to the "Law Implemented".

Form DH-MQA-NHA002, "Application for Nursing Home Administrators Examination and Endorsement/Temporary" revised 06/2014:

Page one, paragraph 5, the requirement for certified or notarized documentation was removed;

A "N/A" option was added to the form, in addition to the existing choices of "yes" or "no";

Language was added to notify Applicants that they may apply and the Department may issue a temporary license prior to the Applicant's possession of a Social Security Number;

Formatting, numbering, statutory citation, and Board name errors and inconsistencies were corrected;

The abbreviation "SNF" was corrected to "Skilled Nursing Facility."

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Adrienne Rodgers, Executive Director, Board of Nursing Home Administrators/MQA, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE NO.: RULE TITLE:

64B10-11.003 Reexamination

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 40, No. 64, April 2, 2014 issue of the Florida Administrative Register.

The change is in response to concerns stated by the Joint Administrative Procedures Committee in a letter dated April 10, 2014.

The changes are as follows:

The SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST AND LEGISLATIVE RATIFICATION shall read as: 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. During discussion of the economic impact of this rule at its Board meeting, the Board considered that the rule amendment incorporates a revised version of the existing application form. The revision does not add any additional requirements and will have at most a small impact on existing requirements and procedures. Therefore, the rule amendments appear to have little or no economic impact, and accordingly, the Board does not believe a SERC need be prepared nor will the rule require legislative ratification. No person or interested party submitted additional information regarding the economic impact at that time.

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

The revision date on the "Application for Nursing Home Administrators Re-Examination" form DH-MQA-1129 will be changed to 6/2014.

Form DH-MQA-1129, "Application for Nursing Home Administrators Re-Examination" revised 06/2014:

Page one, paragraph 5, the requirement for certified notarized documentation was removed;

A "N/A" option was added to the form, in addition to the existing choices of "yes" or "no";

Formatting and numbering errors and inconsistencies were corrected.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Adrienne Rodgers, Executive Director, Board of Nursing Home Administrators/MQA, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257.

**Section IV
Emergency Rules**

NONE

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

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NO.: RULE TITLE:

11B-27.00213 Temporary Employment Authorization

NOTICE IS HEREBY GIVEN that on July 17, 2014, the Florida Department of Law Enforcement Criminal Justice

Standards and Training Commission received a petition for a permanent waiver of paragraph 11B-27.00213(4)(b), F.A.C., by Ms. Daisy Cook of the Lake City Correctional Facility on behalf of Sateria Jones. The Petitioner wishes to waive that portion of the rule that states Agencies applying to temporarily employ an individual who has had a previous TEA registered with the Commission in the same discipline, may do so only if the individual was previously hired on a TEA and has separated from the employing agency or discontinued training while in good standing, and has had a break-in-service from the last employment for a minimum of four years. Petitioner states that Ms. Jones held TEA status beginning on March 31, 2014 and was attending the training academy and had to withdraw for medical reasons on May 20, 2014. Petitioner states that those medical issues have been resolved and wishes to re-employ Ms. Jones on a TEA so that she can complete basic corrections recruit training.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Linton B. Eason, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32302-1489 or by telephone: (850)410-7676.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on July 17, 2014, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Pointe Towers Condominium. Petitioner seeks an emergency variance of the requirements of ASME A17.1, Section 61C-5.025 as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators hydraulic supply shut-off valves which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2014-254).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety

hereby gives notice: on July 21, 2014, the Division issued an order. The Final Order was in response to a Petition for an emergency temporary Variance from Mgmt. Corp. of Oceanview, COA, Inc. (South Bldg.), filed June 30, 2014, and advertised on July 3, 2014, in Vol. 40, No.129, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 211.3b and 211.3a(7) ASME A17.1, 1987 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators phase I emergency recall operation and smoke detectors because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2014-229).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Electrical Contractors' Licensing Board

RULE NO.: RULE TITLE:

61G6-5.002 Application for Certification by Examination; Reexamination

AMENDED NOTICE OF PETITION FOR VARIANCE OR WAIVER

NOTICE IS HEREBY GIVEN that on June 19, 2014, the Electrical Contractors' Licensing Board received a petition for Marcus Brian Jones, seeking a variance or waiver of Rule 61G6-6.017, Florida Administrative Code, which requires that a passing examination score shall be valid only for a period of two (2) years from the date of the examination.

A copy of the petition may be obtained by contacting: Dan Biggins, Executive Director, Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0783 or at Daniel.Biggins@myfloridalicense.com, (850)487-1395.

Comments on this petition should be filed with the Electrical Contractors' Licensing Board within 14 days of publication of this notice.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE NO.: RULE TITLE:

61H1-28.0052 Number of Sitzings, and Granting of Credit, Release of Grades and Completion of Examination, Transition Rules

NOTICE IS HEREBY GIVEN that on July 10, 2014, the Board of Accountancy, received a petition for variance or waiver filed by Daniel Uitti, seeking a variance or waiver of paragraph

61H1-28.0052(1)(b), Florida Administrative Code, that requires candidates to pass all four test sections of the CPA Examination within a rolling eighteen-month period, which begins on the NASBA grade release date for the first test section(s) passed.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES
Family Safety and Preservation Program

RULE NO.: RULE TITLE:

65C-13.030 Standards for Licensed Out-of-Home Caregivers
NOTICE IS HEREBY GIVEN that on July 16, 2014, the Department of Children and Families, received a petition for waiver of subparagraph 65C-13.030(10)(f)1., Florida Administrative Code, from Camelot Community Care and Henry and Mary Phillips. Subparagraph 65C-13.030(1)(f)1., F.A.C., states licensed out-of-home caregivers contracting with a lead agency are authorized by Section 409.1671, F.S., to provide child care as a Licensed Family Day Care Home, as defined in Section 402.302, F.S., and may be dually licensed. A dually licensed family foster home cannot provide care for more than five children, including biological, foster, and adopted children. Therapeutic or Medical Family Foster Homes shall not be dually licensed.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32399-0700.

Section VI
Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF LAW ENFORCEMENT
Medical Examiners Commission

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

DATE AND TIME: August 27, 2014, 10:00 a.m.

PLACE: St. Petersburg Marriott Clearwater, 12600 Roosevelt Boulevard North, St. Petersburg, Florida 33716, (727)572-7800
GENERAL SUBJECT MATTER TO BE CONSIDERED: Medical Examiners Commission Meeting.

A copy of the agenda may be obtained by contacting: Staff Director Margaret Edwards at (850)410-8600.

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: Medical Examiners Commission Staff at (850)410-8600. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Medical Examiners Commission Staff, Post Office Box 1489, Tallahassee, Florida, 32302, (850)410-8600.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Regulatory Council of Community Association Managers
The Regulatory Council of Community Association Managers announces a public meeting to which all persons are invited.

DATE AND TIME: August 15, 2014, 10:00 a.m.

PLACE: 1(888)670-3525, participant passcode: 8492079683#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: MyFloridaLicense.com, Our Businesses & Professions, Community Association Managers.

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

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission, "THE COMMISSION", Structural Technical Advisory Committee, announces a public meeting to which all persons are invited announces a public meeting to which all persons are invited.

DATE AND TIME: August 4, 2014, 2:00 p.m. until completion.

PLACE: 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=288568337&UID=492507407&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".

Provide your phone number when you join the meeting to receive a call back. Alternatively, you can call:

Call-in toll-free number: 1(888)670-3525 (US), call-in number: 1(720)3891212 (US), attendee access code: 606 232 6940

Public point of access: Office of Codes and Standards, Department of Business and Professional Regulation, Suite 90A, 1940 North Monroe Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider and discuss DS2014-086 by Joe Hetzel of DASMA.

A copy of the agenda may be obtained by contacting: Mr. Joe Bigelow, Building Codes and Standards Office, Department of Business and Professional Regulation, Suite 90A, 1940 N. Monroe Street, Tallahassee, Florida 32399, call (850)487-1824 or visit our website at: <http://floridabuilding.org/c/default.aspx>. 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 days before the workshop/meeting by contacting: Mr. Joe Bigelow. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: For more information, you may contact: Mr. Joe Bigelow, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399, phone: (850)487-1824 or fax: (850)414-8436, website: <http://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission
 The Florida Building Commission, "THE COMMISSION", Electrical Technical Advisory Committee announces a public meeting to which all persons are invited. announces a public meeting to which all persons are invited.

DATE AND TIME: DATE AND TIME: August 7, 2014, 2:00 p.m. until completion

PLACE: 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=288572687&UID=492507407&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".

Provide your phone number when you join the meeting to receive a call back. Alternatively, you can call:

Call-in toll-free number: 1(888)670-3525 (US); call-in number: 1(720)389-1212 (US); attendee access code: 606 232 6940

Public point of access: Office of Codes and Standards, Department of Business and Professional Regulation, Suite 90A, 1940 North Monroe Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider and discuss the following Declaratory Statement: DS-2014-075 by Sprague Owings of Marion County

A copy of the agenda may be obtained by contacting: Mr. Joe Bigelow, Building Codes and Standards Office, Department of Business and Professional Regulation, Suite 90A, 1940 N. Monroe Street, Tallahassee, Florida 32399, call (850)487-1824 or visit our website at: <http://floridabuilding.org/c/default.aspx>. 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 days before the workshop/meeting by contacting: Mr. Joe Bigelow. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Mr. Joe Bigelow, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399, phone: (850)487-1824 or fax: (850)414-8436, website: <http://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission, "THE COMMISSION", Plumbing Technical Advisory Committee, announces a public meeting to which all persons are invited.

DATE AND TIME: August 6, 2014, 2:00 p.m until completion

PLACE: 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=288570512&UID=492507407&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".

Provide your phone number when you join the meeting to receive a call back. Alternatively, you can call:

Call-in toll-free number: 1(888)670-3525 (US); call-in number: 1(720)389-1212 (US); attendee access code: 606 232 6940

Public point of access: Office of Codes and Standards, Department of Business and Professional Regulation, Suite 90A, 1940 North Monroe Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider and discuss the following Declaratory Statements:

DS 2014 – 084 by Gary Kozan of Ridgeway Plumbing Inc.

DS 2014 – 066 by Edward Rojas of City of Doral

A copy of the agenda may be obtained by contacting: Mr. Chip Sellers, Building Codes and Standards Office, Department of Business and Professional Regulation, Suite 90A, 1940 N. Monroe Street, Tallahassee, Florida 32399, call (850)487-1824 or visit our website at: http://floridabuilding.org/c/default.aspx.

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 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 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).

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For more information, you may contact: Mr. Chip Sellers, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399, phone: (850)487-1824 or fax: (850)414-8436, website: http://floridabuilding.org/c/default.aspx.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

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

DATE AND TIME: August 7, 2014, 10:00 a.m. until completion

PLACE: 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=288571712&UID=492507407&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".

Provide your phone number when you join the meeting to receive a call back. Alternatively, you can call:

Call-in toll-free number: 1(888)670-3525 (US); call-in number: 1(720)389-1212 (US); attendee access code: 606 232 6940

Public point of access: Office of Codes and Standards, Department of Business and Professional Regulation, Suite 90A, 1940 North Monroe Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider and discuss DS2014-086 by Joe Hetzel of DASMA.

To review the product approval rule provisions regarding product approval issues pertaining to the use of portable roll form machines.

To consider, discuss, and provide recommendation for consideration by the Commission regarding Florida licensed Professional Engineers having the ability to validate their own product approval applications.

Discussion with regard to changing the deadline for application submittal.

Product approval & entities statistics report

Report on conditional approval from the April and June meetings

Review of product approval and entity applications

A copy of the agenda may be obtained by contacting: Mrs. Zubeyde Binici, Building Codes and Standards Office, Department of Business and Professional Regulation, Suite 90A, 1940 N. Monroe Street, Tallahassee, Florida 32399, call (850)487-1824 or visit our website at: <http://floridabuilding.org/c/default.aspx>.

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

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

For more information, you may contact: Mrs. Zubeyde Binici, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399, phone: (850)487-1824 or fax: (850)414-8436, website: <http://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission, "THE COMMISSION", Building Code Administration Technical Advisory Committee, announces a public meeting to which all persons are invited.

DATE AND TIME: August 8, 2014, 10:00 a.m. until completion

PLACE: 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=288573992&UID=492507407&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".

Provide your phone number when you join the meeting to receive a call back. Alternatively, you can call:

Call-in toll-free number: 1(888)670-3525 (US); call-in number: 1(720)389-1212 (US); attendee access code: 606 232 6940

Public point of access: Office of Codes and Standards, Department of Business and Professional Regulation, Suite 90A, 1940 North Monroe Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider and discuss the following Declaratory Statement: DS2014-089 by T.A. Krebs of Architect T.A. Krebs, LLC.

Further discussion with regard to the statewide analysis of the uniformity of code administration including permitting fees, times, and inspections.

A copy of the agenda may be obtained by contacting: Ms. Marlita Peters, Building Codes and Standards Office, Department of Business and Professional Regulation, Suite 90A, 1940 N. Monroe Street, Tallahassee, Florida 32399, call (850)487-1824 or visit our website at: <http://floridabuilding.org/c/default.aspx>.

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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, phone: (850)487-1824 or fax:

(850)414-8436, website: <http://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

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

DATE AND TIME: August 6, 2014, 10:00 a.m. until completion

PLACE: 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=288569842&UID=492507407&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".

Provide your phone number when you join the meeting to receive a call back. Alternatively, you can call:

Call-in toll-free number: 1(888)670-3525 (US); call-in number: 1(720)389-1212 (US); attendee access code: 606 232 6940

Public point of access: Office of Codes and Standards, Department of Business and Professional Regulation, Suite 90A, 1940 North Monroe Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider and discuss the following Declaratory Statement:

DS2014-083 by Eric Neilinger of Fire Alarm Systems and Security Inc.

A copy of the agenda may be obtained by contacting: Mr. Robert Benbow, Building Codes and Standards Office, Department of Business and Professional Regulation, Suite 90A, 1940 N. Monroe Street, Tallahassee, Florida 32399, call (850)487-1824 or visit our website at: <http://floridabuilding.org/c/default.aspx>.

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

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

For more information, you may contact: Mr. Robert Benbow, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)487-1824 or fax: (850)414-8436, website: <http://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

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

DATE AND TIME: August 8, 2014, 2:00 p.m. until completion

PLACE: 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=288574477&UID=492507407&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".

Provide your phone number when you join the meeting to receive a call back. Alternatively, you can call:

Call-in toll-free number: 1(888)670-3525 (US), call-in number: 1(720)389-1212 (US), attendee access code: 606 232 6940

Public point of access: Office of Codes and Standards, Department of Business and Professional Regulation, Suite 90A, 1940 North Monroe Street, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider and discuss the following Declaratory Statement:

DS-2014-075 by Sprague Owings of Marion County

A copy of the agenda may be obtained by contacting: Mr. Norman Bellamy, Building Codes and Standards Office, Department of Business and Professional Regulation, Suite 90A, 1940 N. Monroe Street, Tallahassee, Florida 32399, call (850)487-1824 or visit our website at: <http://floridabuilding.org/c/default.aspx>.

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

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

For more information, you may contact: Mr. Norman Bellamy, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399, phone (850)487-1824 or fax (850)414-8436, website: <http://floridabuilding.org/c/default.aspx>.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

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

DATE AND TIME: August 8, 2014, 10:00 a.m. – 12:00 Noon
PLACE: Lakeview TACC Therapeutic Activity Center, 1100 Lakeview Ave, Pensacola, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Children and Families, Circuit 1 Alliance-Community Action Team to provide a forum for providers and the Community to identify needs and gaps in services in order to improve the lives of children and families in the Escambia, Santa Rosa, Okaloosa and Walton Counties. For those that cannot attend in person, the following conference call number is being provided for them, the number is 1(888)670-3525 and the code for the participant is 5412711821#.

A copy of the agenda may be obtained by contacting: Fay Evans, (850)483-6708.

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: Fay Evans, (850)483-6708. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Fay Evans, (850)483-6708.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES Refugee Services

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

DATE AND TIME: Wednesday, August 13, 2014, 10:00 a.m. – 12:00 Noon

PLACE: TBD

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

A copy of the agenda may be obtained by contacting: Pedro Padua at (407)317-7336 or Taddese Fessehaye at (407)317-7335.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Pedro Padua at (407)317-7336 or Taddese Fessehaye at (407)317-7335. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Pedro Padua at (407)317-7336 or Taddese Fessehaye at (407)317-7335.

FLORIDA HOUSING FINANCE CORPORATION

The FHFC III, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: August 8, 2014, 11:00 a.m. or upon adjournment of the FHFC II, Inc. Board of Directors meeting, until adjourned

PLACE: Hyatt Regency Coral Gables, 50 Alhambra Plaza, Coral Gables, FL 33134

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Conduct business necessary for the organization of FHFC III, Inc.
2. Consider adopting resolutions delegating operational authority to the Executive Director.
3. Consideration of all necessary actions with regard to any property owned or held by FHFC III, Inc.
4. Consideration of approval of underwriters for inclusion on approved master list and teams.

- 5. Consideration of all necessary actions for initiating new rules or rule amendments on an emergency or non-emergency basis.
- 6. Consideration of status, workouts, or modifications for existing projects.
- 7. Consideration of matters relating to the statutory purpose of FHFC III, Inc., to provide safe and sanitary housing that is affordable for the residents of Florida.
- 8. Such other matters as may be included on the Agenda for the August 8, 2014, Board Meeting.

A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, phone number: (850)488-4197 or by visiting the Corporation’s website at www.floridahousing.org.

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

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

FLORIDA HOUSING FINANCE CORPORATION

The FHFC II, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: August 8, 2014, 11:00 a.m. or upon adjournment of the Florida Housing Finance Corporation Board of Directors meeting, until adjourned

PLACE: Hyatt Regency Coral Gables, 50 Alhambra Plaza, Coral Gables, FL 33134

GENERAL SUBJECT MATTER TO BE CONSIDERED:

- 1. Conduct business necessary for the organization of FHFC II, INC.
- 2. Consider adopting resolutions delegating operational authority to the Executive Director.
- 3. Consideration of all necessary actions with regard to any property owned or held by FHFC II, Inc.
- 4. Consideration of approval of underwriters for inclusion on approved master list and teams.
- 5. Consideration of all necessary actions for initiating new rules or rule amendments on an emergency or non-emergency basis.
- 6. Consideration of status, workouts, or modifications for existing projects.

- 7. Consideration of matters relating to the statutory purpose of FHFC II, Inc., to provide safe and sanitary housing that is affordable for the residents of Florida.
- 8. Such other matters as may be included on the Agenda for the August 8, 2014, Board Meeting.

A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, phone number: (850)488-4197 or by visiting the Corporation’s website at www.floridahousing.org.

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

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

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: August 8, 2014, 8:30 a.m. until adjourned

PLACE: Hyatt Regency Coral Gables, 50 Alhambra Plaza, Coral Gables, FL 33134

GENERAL SUBJECT MATTER TO BE CONSIDERED:

- 1. Consider financing and acknowledgement resolutions for various multifamily developments, under any multifamily program, including the ranking of developments.
- 2. Consider appointment of professionals including but not limited to trustee and/or originator/servicer for upcoming and/or past multifamily programs and single-family programs.
- 3. Consider approval of all bond documents for and terms of all upcoming single-family and multifamily bond sales, including those secured by third-party guarantors, letters-of-credit, insurance or other mechanisms.
- 4. Consider adopting resolutions authorizing negotiated or competitive sale of bonds on various single-family and multifamily issues.
- 5. Consider directing Staff to submit summaries of various TEFRA/Public Hearings to the Governor.
- 6. Consideration of policy issues concerning ongoing and upcoming single-family bond issues including initiation of request for proposals on an emergency basis, and structuring new issues.

7. Consideration of all necessary actions with regard to the Multifamily Bond Program.
8. Consideration of approval of underwriters for inclusion on approved master list and teams.
9. Consideration of all necessary actions with regard to the HOME Rental Program.
10. Consideration of all necessary actions with regard to the HC (Housing Credits) Program.
11. Consideration of all necessary actions with regard to the SAIL (State Apartment Incentive Loan) Program.
12. Consideration of all necessary actions with regard to the SHIP (State Housing Initiatives Partnership) Program.
13. Consideration of all necessary actions with regard to the PLP (Predevelopment Loan) Program.
14. Consideration of all necessary actions with regard to the Homeownership Programs.
15. Consideration of all necessary actions for initiating new rules or rule amendments on an emergency or non-emergency basis.
16. Consideration of Appeals from Requests for Applications funding selection with entry of final orders.
17. Consideration of workouts or modifications for existing projects funded by the Corporation.
18. Consideration of matters relating to the stated purpose of the Corporation to provide safe and sanitary housing that is affordable for the residents of Florida.
19. Consideration of funding additional reserves for the Guarantee Fund.
20. Consideration of audit issues.
21. Evaluation of professional and consultant performance.
22. Such other matters as may be included on the Agenda for the August 8, 2014, Board Meeting.

A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, phone number: (850)488-4197 or by visiting the Corporation's website at www.floridahousing.org.

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

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

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Workforce Services

The Reemployment Assistance Appeals Commission announces a public meeting to which all persons are invited.

DATE AND TIME: July 30, 2014, 8:45 a.m.

PLACE: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Deliberation for cases pending before the Reemployment Assistance Appeals Commission that are ready for final review and the Chairman's report. No public testimony will be taken.

A copy of the agenda may be obtained by contacting: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685.

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 24 hours before the workshop/meeting by contacting: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Workforce Services

RULE NO.: RULE TITLE:

73B-11.015 Continued Claims for Benefits

The Department of Economic Opportunity announces a hearing to which all persons are invited.

DATE AND TIME: Friday, August 8, 2014, 10:00 a.m.

PLACE: Department of Economic Opportunity, 107 East Madison Street, Caldwell Building, Office of General Counsel Conference Room, Tallahassee, Florida 32399, and by teleconference by calling: 1(888)670-3525, Passcode: 7590311118 then #.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Division will hear any comments not yet provided on the rule language. The rule amendment was originally published in Vol. 40, No. 132, of the July 9, 2014, issue of the Florida Administrative Register.

A copy of the agenda may be obtained by contacting: Peter Penrod, Office of General Counsel, Department of Economic Opportunity, 107 East Madison Street, Tallahassee, Florida 32399-4128, (850)245-7150.

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: Peter Penrod, Office of General Counsel, Department of Economic Opportunity, 107 East Madison Street, Tallahassee, Florida 32399-4128, (850)245-7150. 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).

CAREERSOURCE FLORIDA

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

DATE AND TIME: July 23, 2014, 10:00 a.m.

PLACE: 1580 Waldo Palmer Lane, Suite 1, Tallahassee FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Board of Directors Executive Committee.

A copy of the agenda may be obtained by contacting: www.careersourceflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Kim Yablonski, (850)921-1119. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Kim Yablonski, (850)921-1119.

Section VII

Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

NOTICE IS HEREBY GIVEN that the Board of Accountancy has issued an order disposing of the petition for declaratory statement filed by Ashland Partners & Company LLP on April 21, 2014. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 40, No. 81, of the April 25, 2014, Florida Administrative Register. Petitioner sought the Board's interpretation of paragraph 473.302(8)(a), Florida Statutes, entitled "Definitions," regarding whether the attestation of investment performance returns constitutes the practice of public accountancy. The Board of Accountancy considered the Petition at a duly-noticed public meeting held on June 12, 2014, in Orlando, Florida. The Board's Order, filed on June 27, 2014, declined to answer the questions in the petition on the basis that insufficient facts were provided on which to base an answer.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607.

Section VIII

Notice of Petitions and Dispositions Regarding the Validity of Rules

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

NONE

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

NONE

Section IX

Notice of Petitions and Dispositions Regarding Non-rule Policy Challenges

NONE

Section X

Announcements and Objection Reports of the Joint Administrative Procedures Committee

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

NONE

Section XII
Miscellaneous

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR
VEHICLES

Division of Motor Vehicles

Jacksonville Auto Link, Inc. for the establishment of STAR
low-speed vehicles

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 JH Global Services, Inc., intends to allow the
establishment of Jacksonville Auto Link, Inc., as a dealership
for the sale of low-speed vehicles manufactured by JH Global
Services, Inc. (line-make STAR) at 13711 Atlantic Boulevard,
Jacksonville, (Duval County), Florida 32225, on or after August
22, 2014.

The name and address of the dealer operator(s) and
principal investor(s) of Jacksonville Auto Link, Inc., are dealer
operator(s): Roger Harding, 13711 Atlantic Boulevard,
Jacksonville, Florida 32225; principal investor(s): Roger
Harding, 13711 Atlantic Boulevard, Jacksonville, Florida
32225.

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, MS #65, Neil Kirkman Building, 2900 Apalachee
Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by
US Mail to: Joe Wallington, JH Global Services, Inc., 378
Neely Ferry Road, Simpsonville, South Carolina 29680.

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

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR
VEHICLES

Division of Motor Vehicles

Gulf Atlantic Vehicles, Inc. for the establishment of CLUB lsv

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 Club Car, LLC, intends to allow the establishment of
Gulf Atlantic Vehicles, Inc., as a dealership for the sale of low-
speed vehicles manufactured by Club Car, LLC (line-make
CLUB) at 3298 Pioneer Trail, New Smyrna Beach, (Volusia
County), Florida 32168, on or after August 22, 2014.

The name and address of the dealer operator(s) and
principal investor(s) of Gulf Atlantic Vehicles, Inc. are dealer
operator(s): Russell G. Welsh, 1809 Bayview Drive, New
Smyrna, Florida 32168; principal investor(s): Russell G. Welsh,
1809 Bayview Drive, New Smyrna, Florida 32168 and Carrie
S. Welsh, 1809 Bayview Drive, New Smyrna, Florida 32168.

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, MS #65, Neil Kirkman Building, 2900 Apalachee
Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by
US Mail to: Michael Packer, Club Car LLC, 4125 Washington
Road, Evans, Georgia 30809.

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

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Nassau Equipment, Inc. for the establishment of ZHNG motorcycles.

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Hammer Brand, LLC, intends to allow the establishment of Nassau Equipment, Inc., as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co., Ltd. (line-make ZHNG) at 2385 Jamestown Road, Fernandina Beach, (Nassau County), Florida 32034, on or after August 22, 2014.

The name and address of the dealer operator(s) and principal investor(s) of Nassau Equipment, Inc., are dealer operator(s): Neil Borum, 2385 Jamestown Road, Fernandina Beach, Florida 32034, principal investor(s): Neil Borum, 2385 Jamestown Road, Fernandina Beach, Florida 32034.

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

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Diana Hammer, Hammer Brand, LLC, 12485 44th Street North, Suite A, Clearwater, Florida 33762.

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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 for the Town of Mascott, City of Clermont, City of Greencove, Lakewood Ranch-Community Development District #1 and Glades County. The application is being processed and is 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: Mr. Kenneth Kuhl, NPDES Stormwater Section, Department of Environmental Protection, 2600 Blair Stone Road, MS 3585, Tallahassee, FL 32399-2400.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

Final Order, DEO-14-095

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-14-095 on July 21, 2014, in response to an application submitted by WWF Homeowners Association, Inc., respectively, for covenant revitalization under Chapter 720, Part III, Florida Statutes.

The Department determined that the application met the statutory requirements for covenant revitalization. Accordingly, the Department's Final Order approved the application for covenant revitalization.

Copies of the final order may be obtained by writing to the Agency Clerk, Department of Economic Opportunity, 107 East Madison Street, MSC 110, Tallahassee, Florida 32399-4128 or James.Bellflower@DEO.MyFlorida.com.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

Final Order, DEO-14-078

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-14-078 on July 21, 2014, in response to an Application for Binding Letter of Interpretation of Modification to a Development of Regional Impact with Vested Rights: Poinciana Estates C, Osceola County.

The Department's Final Order found that the proposed modifications to the vested plan of development do not divest any rights the Owner/Developer has acquired under Section 380.06(20), Florida Statutes.

Copies of the final orders may be obtained by writing to the Agency Clerk, Department of Economic Opportunity, 107 E. Madison Street, MSC 110, Tallahassee, Florida 32399-4128 or James.Bellflower@DEO.MyFlorida.com.

DEPARTMENT OF ECONOMIC OPPORTUNITY
Division of Community Development
Final Order, DEO-14-093

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-14-093 on

July 21, 2014, in response to an Application for Binding Letter of Interpretation of Modification to a Development of Regional Impact with Vested Rights: On Top of the World Communities, Inc. – Circle Square Woods, in Marion County, FL.

The Department's Final Order found that the proposed modifications to the vested plan of development do not divest any rights the Owner/Developer has acquired under Section 380.06(20), Florida Statutes.

Copies of the final orders may be obtained by writing to the Agency Clerk, Department of Economic Opportunity, 107 E. Madison Street, MSC 110, Tallahassee, Florida 32399-4128 or James.Bellflower@DEO.MyFlorida.com.

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.
