

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-6.0982 Florida Approved Online Course Providers
PURPOSE AND EFFECT: The purpose of this new rule is to adopt requirements for the Department of Education to approve online course providers as specified in Section 1003.499, F.S. The rule will also incorporate the course provider approval application form.

SUBJECT AREA TO BE ADDRESSED: Florida Approved Online Course Providers.

RULEMAKING AUTHORITY: 1003.499(3) FS.

LAW IMPLEMENTED: 1003.499(3) FS.

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

DATE AND TIME: May 14, 2014, 10:00 a.m.

PLACE: Department of Education, 325 West Gaines Street, Room 1721, Tallahassee, FL 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sally Roberts, Education Policy Consultant, Division of Public Schools, Department of Education, 325. West Gaines Street, Suite 1401, Tallahassee, FL 32399, Sally.Roberts@fldoe.org. To comment on this rule development, please contact: Cathy Schroeder, Agency Clerk, Department of Education, (850)245-9661 or e-mail: cathy.schroeder@fldoe.org or go to <https://app1.fldoe.org/rules/default.aspx>

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

DEPARTMENT OF EDUCATION

Florida’s Office of Early Learning

RULE NO.: RULE TITLE:

6M-4.200 General Eligibility Provisions
PURPOSE AND EFFECT: The purpose of the proposed rule is to create a uniform process by which early learning coalitions determine families eligible for the school readiness program. This will create a standardized process for eligibility determination in the school readiness program.

SUBJECT AREA TO BE ADDRESSED: General eligibility criteria for the school readiness program.

RULEMAKING AUTHORITY: 1001.213(2) FS.

LAW IMPLEMENTED: 1002.81(1), (8), (16), 1002.82(2)(f), 1002.87(1), (5), (6) FS.

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

DATE AND TIME: May 8, 2014, 9:30 a.m. – 11:30 a.m., EST
PLACE: via webex

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Judy Jones, 250 Marriott Drive, Tallahassee, FL 32399. Telephone (850)717-8550. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Noelle Bee, School Readiness Program & Policy Director, 250 Marriott Drive, Tallahassee, FL 32399, (850)717-8550, or email Noelle.Bee@oel.myflorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE ON THE OFFICE’S WEBSITE at: http://www.floridaearlylearning.com/oel_resources/rules_guidance_technical_assistance/proposed_rules.aspx

DEPARTMENT OF EDUCATION

Florida’s Office of Early Learning

RULE NO.: RULE TITLE:

6M-8.301 Statewide Provider Agreement for the VPK Program

PURPOSE AND EFFECT: The proposed rule revision updates the Statewide Provider Agreement to a Statewide Provider Contract, and adds statutorily required components to the contract.

SUBJECT AREA TO BE ADDRESSED: The revised rule will update the components of the Contract to comply with changes to Florida Statutes.

RULEMAKING AUTHORITY: 1002.79, 1002.75(1) FS.

LAW IMPLEMENTED: 1002.55(3)(i), 1002.61(3)(b), 1002.63(3)(b), 1002.75(1) FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATES, TIMES AND PLACES SHOWN BELOW:

DATES AND TIMES: May 7, 2014, 6:30 p.m. – 8:00 p.m., EDT or the conclusion of business, whichever is earlier (Longwood only); May 9, 2014, 1:30 p.m. – 4:00 p.m., EDT or the conclusion of business, whichever is earlier (Tallahassee only); May 8, 2014, 1:30 p.m. – 4:00 p.m., EDT or the conclusion of business, whichever is earlier (WebEx only); May 9, 2014, 9:30 a.m. – 12:00 Noon, EDT or the conclusion of business, whichever is earlier (WebEx only)

PLACES: Seminole Early Learning Coalition, 280 Hunt Park Cove, Suite 1020, Longwood, FL 32750; Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399; Via WebEx, for which the link may be found at: http://www.floridaearlylearning.com/oel_resources/rules_guidance_technical_assistance/proposed_rules.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 7 days before the workshop/meeting by contacting: Tara Huls, 250 Marriott Drive, Tallahassee, FL 32399, Telephone: (850)717-8635. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tara Huls, 250 Marriott Drive, Tallahassee, FL 32399, (850)717-8635 or email: tara.huls@oel.myflorida.com Available on the Office's Website at: http://www.floridaearlylearning.com/oel_resources/rules_guidance_technical_assistance/proposed_rules.aspx

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

DEPARTMENT OF EDUCATION

Florida's Office of Early Learning

RULE NO.: RULE TITLE:
6M-8.500 VPK Specialized Instructional Services

PURPOSE AND EFFECT: The purpose of the proposed rule is to implement the authority of Florida's Office of Early Learning (OEL) to adopt procedures for implementation of the VPK Specialized Instructional Services (SIS) program. The proposed rule will establish the requirements related to the process of determining child eligibility, registering and enrolling students in the VPK SIS program, and making payments to SIS providers for services.

SUBJECT AREA TO BE ADDRESSED: The rule will incorporate the operations of the VPK SIS program to comply with Florida Statutes.

RULEMAKING AUTHORITY: 1002.75(3)(e), 1002.79 FS.

LAW IMPLEMENTED: ss. 1002.66, 1002.75(3)(d), 1002.75(3)(e) FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATES, TIMES AND PLACES SHOWN BELOW:

DATES AND TIMES: May 7, 2014, 6:00 p.m. – 6:30 p.m., EDT (Longwood only); May 9, 2014, 1:00 p.m. – 1:30 p.m., EDT (Tallahassee only); May 8, 2014, 1:00 p.m. – 1:30 p.m., EDT (via WebEx only); May 9, 2014, 9:00 a.m. – 9:30 a.m., EDT (via WebEx only)

PLACES: Seminole Early Learning Coalition, 280 Hunt Park Cove, Suite 1020, Longwood, FL 32750; Office of Early Learning, 250 Marriott Drive, Tallahassee, FL 32399; Via WebEx, for which the link may be found at: http://www.floridaearlylearning.com/oel_resources/rules_guidance_technical_assistance/proposed_rules.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 7 days before the workshop/meeting by contacting: Tara Huls, 250 Marriott Drive, Tallahassee, FL 32399, Telephone: (850)717-8635. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tara Huls, 250 Marriott Drive, Tallahassee, FL 32399, (850)717-8635 or email: tara.huls@oel.myflorida.com Available on the Office's Website at: http://www.floridaearlylearning.com/oel_resources/rules_guidance_technical_assistance/proposed_rules.aspx

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:
59G-4.040 Chiropractic Services

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-4.040, F.A.C., is to incorporate by reference the Florida Medicaid Chiropractic Services Coverage and Limitations Handbook, _____. The incorporated reference material will update policy related to International Classification of Diseases (ICD) diagnosis codes.

SUBJECT AREA TO BE ADDRESSED: Chiropractic Services.

An additional area to be addressed during the workshop will be the potential regulatory impact of Rule 59G-4.040, F.A.C., as provided for under Sections 120.54 and 120.541, Florida Statutes.

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.907, 409.908, 409.9081 FS.

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

DATE AND TIME: Monday, May 8, 2014, 10:00 a.m. – 11:00 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room C, Tallahassee, Florida 32308-5407

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: Shameria Davis at the Bureau of Medicaid Services, (850)412-4235. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Shameria Davis, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4235, e-mail: shameria.davis@ahca.myflorida.com

Please note that a preliminary draft of the reference material, if available, will be posted prior to the workshop at <http://ahca.myflorida.com/Medicaid/review/index.shtml>.

Comments will be received until 5:00 p.m. on Thursday, May 15, 2014.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.040 Chiropractic Services.

(1) This rule applies to all providers of chiropractic services who are chiropractors enrolled in by the Florida Agency for Health Care Administration for participation in the Medicaid program for chiropractic services under Section 409.906, F.S.

(2) All providers of chiropractic services ~~providers enrolled in the Medicaid program~~ must be in compliance with the provisions of the Florida Medicaid Chiropractic Services Coverage and Limitations Handbook, _____, January 2010, which is incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, CMS 1500, which is incorporated by reference in Rule 59G 4.001, F.A.C. The handbook is Both handbooks are available from the Medicaid fiscal agent's Web site Portal at www.mymedicaid-florida.com, Select Click on Public Information for Providers, then on Provider Support, and then on Provider Handbooks. Paper copies of the handbooks may be obtained by calling the Medicaid fiscal agent at (800) 289 7799 and selecting Option 7.

Rulemaking Authority 409.919 FS. Law Implemented 409.906, 409.907, 409.908, 409.9081 FS. History—New 6-1-89, Amended 7-1-91, 12-31-91, 3-17-92, 4-21-92, 11-9-92, 7-5-93, 1-19-94, Formerly 10C-7.066, Amended 10-10-94, 5-25-95, 1-9-96, 10-21-97, 5-24-99, 4-23-00, 7-5-01, 2-20-03, 8-5-03, 8-3-04, 8-18-05, 5-31-10, _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

RULE NO.: RULE TITLE:

61D-11.018 Reporting Requirements to Determine Net Proceeds or Gross Revenues

PURPOSE AND EFFECT: The purpose and effect of the proposed rule will be to revise Form DBPR PMW-3640, Cardroom Monthly Remittance Report, to ensure that all aspects of the form provide the necessary level of clarity for operators and provide the public confidence in the integrity of authorized cardroom operations.

SUBJECT AREA TO BE ADDRESSED: Form DBPR PMW-3640, Cardroom Monthly Remittance Report, is being incorporated by reference in the rule and is being amended to include add-ons and re-buys for tournament play.

RULEMAKING AUTHORITY: 550.0251(12), 849.086(4), (11) FS.

LAW IMPLEMENTED: 849.086 FS.

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

DATE AND TIME: May 8, 2014, 1:30 p.m. – 3:00 p.m.

PLACE: Florida Department of Business and Professional Regulation, Northwood Centre, Board Room, 1940 N. Monroe Street, Tallahassee, Florida 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Mary Polombo at (850)717-1098. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mary Polombo, Clerk, Division of Pari-Mutuel Wagering, 1940 North Monroe Street, Tallahassee, Florida 32399-1035

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

Section II Proposed Rules

STATE BOARD OF ADMINISTRATION

RULE NO.: RULE TITLE:

19-8.028 Reimbursement Premium Formula

PURPOSE AND EFFECT: This rule is promulgated to implement Section 215.555, Florida Statutes, regarding the Florida Hurricane Catastrophe Fund, for the 2014-2015 contract year.

SUMMARY: In accordance with Section 215.555(5), Florida Statutes, proposed amended Rule 19-8.028, F.A.C., Reimbursement Premium Formula, adopts the 2014-2015 reimbursement premium formula and the 2014-2015 reimbursement premium rates for the Florida Hurricane Catastrophe Fund. In addition, the proposed amended Rule makes editorial and grammatical corrections, deletes language relating to specialized fine arts and collectibles that now appears in the Reimbursement Contract adopted by Rule 19-8.010, F.A.C., and deletes obsolete or unnecessary language. The proposed amendments to Rule 19-8.028, F.A.C., Reimbursement Premium Formula, are necessitated by Section 215.555(5), Florida Statutes, which requires the State Board of Administration to use an independent consultant to develop actuarially indicated premiums for the annual reimbursement contract, by the need to provide additional clarification, and by the Governor’s initiative to reduce duplicative, obsolete, or unnecessary rule provisions.

OTHER RULES INCORPORATING THIS RULE: There are no other rules incorporating this rule. However, there are three rules which reference this rule: Rule 19-8.012, F.A.C., Rule 19-8.013, F.A.C., and Rule 19-8.030, F.A.C.

EFFECT ON THOSE OTHER RULES: The proposed changes to this rule have no impact on any of the three rules referencing this rule.

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: Upon review of the proposed changes to the rule and the incorporated documents, the State Board of Administration of

Florida has determined that the rule does not meet the statutory threshold for ratification by the legislature.

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: 215.555(3) FS.

LAW IMPLEMENTED: 215.555(2), (3), (4), (5), (6), (7) 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:

DATE AND TIME: May 15, 2014, 9:00 a.m. until conclusion of meeting

PLACE: Room 116 (Hermitage Conference Room), 1801 Hermitage Blvd., Tallahassee, Florida 32308

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Leonard E. Schulte, Director of Legal Analysis & Risk Evaluation, Florida Hurricane Catastrophe Fund, 1801 Hermitage Blvd., Tallahassee, FL 32308, (850)413-1335, leonard.schulte@sbafla.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: Leonard E. Schulte at the number or email listed above

THE FULL TEXT OF THE PROPOSED RULE IS:

19-8.028 Reimbursement Premium Formula.

(1) Purpose. The purpose of this rule is to adopt the Premium Formula to determine the Actuarially Indicated Reimbursement Premium to be paid to the Florida Hurricane Catastrophe Fund (~~FHCF or Fund~~), as required by Section 215.555(5)(b), F.S.

(2) Definitions. The terms defined below will be capitalized in this rule.

(a) Actuarially Indicated Premium means Premiums which are derived according to or consistent with accepted actuarial standards of practice. Actuarially Indicated means an amount determined according to principles of actuarial science to be adequate, but not excessive, in the aggregate, to pay current and future obligations and expenses of the Fund, and determined according to principles of actuarial science to reflect each insurer’s relative exposure to hurricane losses.

(b) Board or SBA means the State Board of Administration of Florida.

(c) Citizens Property Insurance Corporation or Citizens means the entity formed under Section 627.351, F.S., and refers to both Citizens Property Insurance Corporation Coastal Account and Citizens Property Insurance Corporation Personal Lines and Commercial Lines Accounts.

(d) Contract Year means the time period which begins at 12:00:01 Eastern Time on June 1 of each calendar year and ends at 12:00 p.m. midnight on May 31 of the following calendar year.

(e) Covered Policy is defined in Section 215.555(2)(c), F.S., and the Reimbursement Contract adopted by and incorporated into Rule 19-8.010, F.A.C.

(f) Data Call or Florida Hurricane Catastrophe Fund Data Call means the annual reporting of insured values Form FHCF-DIA, as adopted and incorporated into Rule 19-8.029, F.A.C.

(g) Formula or the Premium Formula means the Formula approved by the SBA for the purpose of determining the Actuarially Indicated Premium to be paid to the FHCF. The Premium Formula is defined as an approach or methodology which leads to the creation of premium rates. The resulting rates are therefore incorporated as part of the Premium Formula, and are the result of the approach or methodology employed.

(h) FHCF or Fund means the Florida Hurricane Catastrophe Fund.

(i) Independent Consultant or Consultant means the independent individual, firm, or organization with which the SBA contracts to prepare the Premium Formula and any other actuarial services for the FHCF, as determined under the contract with the Consultant.

(j) New Participants. The term means all Companies which are granted a certificate of authority by the Department of Financial Services after the beginning of the FHCF's Contract Year on June 1 and which write Covered Policies, or which already have a certificate of authority and begin writing Covered Policies on or after the beginning of the FHCF's Contract Year on June 1 and did not or ~~were~~ was not required to enter into a contract on June 1 of the Contract Year. A Company that enters into an assumption agreement with Citizens that includes Covered Policies and is effective on or after June 1 and had written no other Covered Policies on or before June 1 is also considered a New Participant.

(k) Premium means the same as Reimbursement Premium, which is the Premium which is determined by multiplying each \$1,000 of insured value reported by the Company in accordance with ~~Section 215.555(5)(b), F.S. paragraph (5)(b) of the statute,~~ by the rate as derived from the Premium Formula.

(3) The Premium Formula.

(a) Because of the diversity of the insurers and the risks they insure which are affected by Section 215.555, F.S., the Premium Formula is adopted in this subsection and special circumstances are addressed in subsection (4), below. The

Formula for determining the Actuarially Indicated Premium to be paid to the Fund, as required by Section 215.555(5)(b), F.S., is the rate times the exposure per \$1,000 of insured value and this equals the Premium to be paid in dollars. The rates adopted below were determined by taking into account geographic location by zip code; construction type; policy deductible; type of insurance and other such factors deemed by the Board to be appropriate. The Formula is developed by an Independent Consultant selected by the Board, as required by Section 215.555(5)(b), F.S.

~~(b) For the 2009-2010 Contract Year, the Formula developed by the Board's Independent Consultant, "Florida Hurricane Catastrophe Fund: 2009 Ratemaking Formula Report to the State Board of Administration of Florida, March 20, 2009" and the Addendum to the 2009 Ratemaking Formula Report Dated May 27, 2009 are hereby adopted and incorporated by reference. The basic premium rates developed in accordance with the Premium Formula methodology approved by the Board on April 14, 2009, are hereby adopted and incorporated by reference in Form FHCF Rates 2009, "Florida Hurricane Catastrophe Fund Proposed 2009 Rates, March 20, 2009, revised May 27, 2009." The Addendum to the 2009 Ratemaking Formula Report Dated May 27, 2009, was approved by the Board on May 27, 2009, and is hereby adopted and incorporated by reference. These incorporated documents may be obtained directly from the SBA website: www.sbafla.com/fhcf or by contacting the SBA by mail, P. O. Box 13300, Tallahassee, FL 32317-3300, with a request for the documents.~~

~~(b)(e)~~ For the 2010-2011 Contract Year, the Formula developed by the Board's Independent Consultant, "Florida Hurricane Catastrophe Fund: 2010 Ratemaking Formula Report Presented to the State Board of Administration of Florida, March 18, 2010" is hereby adopted and incorporated by reference into this rule. The basic premium rates developed in accordance with the Premium Formula methodology approved by the Board on April 13, 2010, are hereby adopted and incorporated by reference in Form FHCF-Rates 2010, "Florida Hurricane Catastrophe Fund Proposed 2010 Rates Presented to the State Board of Administration of Florida, March 18, 2010" and is hereby adopted and incorporated by reference into this rule. These incorporated documents may be obtained directly from the SBA website: www.sbafla.com/fhcf or by contacting the SBA by mail, P. O. Box 13300, Tallahassee, FL 32317-3300, with a request for the documents.

~~(c)(d)~~ For the 2011-2012 Contract Year, the Formula developed by the Board's Independent Consultant, "Florida Hurricane Catastrophe Fund: 2011 Ratemaking Formula Report Presented to the State Board of Administration of Florida, March 17, 2011" is hereby adopted and incorporated by reference into this rule, <http://www.flrules.org/Gateway/>

[reference.asp?No=Ref-00275](#). The basic premium rates developed in accordance with the Premium Formula methodology approved by the Board on May 3, 2011, are hereby adopted and incorporated by reference in Form FHCF-Rates 2011, "Florida Hurricane Catastrophe Fund Proposed 2011 Rates Presented to the State Board of Administration of Florida, March 17, 2011" is hereby adopted and incorporated by reference into this rule, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00276> and <http://www.flrules.org/Gateway/reference.asp?No=Ref-00277>. These incorporated documents may be obtained directly from the SBA website: www.sbafla.com/fhcf or by contacting the SBA by mail, P. O. Box 13300, Tallahassee, FL 32317-3300, with a request for the documents.

(d)(e) For the 2012-2013 Contract Year, the Formula developed by the Board's Independent Consultant, "Florida Hurricane Catastrophe Fund: 2012 Ratemaking Formula Report Presented to the State Board of Administration of Florida, March 22, 2012," <http://www.flrules.org/Gateway/reference.asp?No=Ref-01175>, is hereby adopted and incorporated by reference into this rule. The basic premium rates developed in accordance with the Premium Formula methodology approved by the Board on April 24, 2012, are hereby adopted and incorporated by reference in Form FHCF-Rates 2012, "Florida Hurricane Catastrophe Fund Proposed 2012 Rates Presented to the State Board of Administration of Florida, March 22, 2012," <http://www.flrules.org/Gateway/reference.asp?No=Ref-01176>, is hereby adopted and incorporated by reference into this rule. These incorporated documents may be obtained directly from the SBA website: www.sbafla.com/fhcf or by contacting the SBA by mail, P. O. Box 13300, Tallahassee, FL 32317-3300, with a request for the documents.

(e)(f) For the 2013-2014 Contract Year, the Formula developed by the Board's Independent Consultant, "Florida Hurricane Catastrophe Fund: 2013 Ratemaking Formula Report Presented to the State Board of Administration of Florida, March 21, 2013," as approved on April 23, 2013, <http://www.flrules.org/Gateway/reference.asp?No=Ref-02750>, is hereby adopted and incorporated by reference into this rule. The basic premium rates developed in accordance with the Premium Formula methodology approved by the Board on April 23, 2013, are hereby adopted and incorporated by reference in Form FHCF-Rates 2013, "Florida Hurricane Catastrophe Fund Proposed 2013 Rates Presented to the State Board of Administration of Florida, March 21, 2013," as approved on April 23, 2013, <http://www.flrules.org/Gateway/reference.asp?No=Ref-02751>, hereby adopted and incorporated by reference into this rule. These incorporated documents may be obtained directly from the SBA website: www.sbafla.com/fhcf or by contacting the SBA by mail, P. O.

Box 13300, Tallahassee, FL 32317-3300, with a request for the documents.

(f) For the 2014-2015 Contract Year, the Formula developed by the Board's Independent Consultant, "Florida Hurricane Catastrophe Fund: 2014 Ratemaking Formula Report Presented to the State Board of Administration of Florida, XX, 2014," <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXXX>, is hereby adopted and incorporated by reference into this rule. The basic premium rates developed in accordance with the Premium Formula methodology approved by the Board on XX, 2014, are hereby adopted and incorporated by reference in Form FHCF-Rates 2014, "Florida Hurricane Catastrophe Fund Proposed 2014 Rates Presented to the State Board of Administration of Florida, XX, 2014," <http://www.flrules.org/Gateway/reference.asp?No=Ref-XXXX>, hereby adopted and incorporated by reference into this rule. These incorporated documents may be obtained directly from the SBA website: www.sbafla.com/fhcf or by contacting the SBA by mail, P. O. Box 13300, Tallahassee, FL 32317-3300, with a request for the documents.

(4)(a) Special Circumstances.

1. Allocation of Premium. Premiums paid to the FHCF with reference to property covered by Quota Share Primary Insurance Arrangements, as that phrase is defined in Section 627.351(6)(c)2.a.(I), F.S., will be allocated by the FHCF between the Insurer and Citizens in accordance with the percentages specified in the Quota Share Primary Insurance Arrangement for the purposes of premium billing, calculating retentions and determining reimbursement payments.

2. Special Rating Circumstances. The Premium Formula for policies that, based upon sound actuarial principles, require individual ratemaking and which are not excluded by rule will be based on the use of computer modeling for each individual Company for which it is applicable, i.e., portfolio modeling. The Independent Consultant will recommend guidelines for individual company portfolio reporting and modeling to estimate individual company FHCF expected losses. Individual company FHCF expected losses for portfolio modeling exposures will be loaded for investments and expenses on the same basis as the FHCF premium rates used for non-portfolio modeling exposures, but will also include a loading for the additional cost of individual company modeling. The minimum exposure threshold for FHCF portfolio modeling rating will be sufficient to generate estimated FHCF premium greater than the cost of modeling and other considerations and will be calculated by the Independent Consultant for the separate coverage levels of 45%, 75%, and 90% using the rates established pursuant to subsection (3) herein. The methodology used by the Independent Consultant will be based on sound actuarial principles to establish greater actuarial equity in the premium structure.

(b) Forfeiture or Surrender of Certificates of Authority; Insurers Which Do Not Have Exposure For Covered Policies For an Entire Contract Year.

1. Insurers which have forfeited their certificates of authority or which have withdrawn from the state or discontinued writing all kinds of insurance in this state after the beginning of the Contract Year shall have their Premiums determined in accordance with subsection (3), above.

2. Special recognition is not given to insurers which do not have exposure for Covered Policies for an entire Contract Year, except for New Participants as described in paragraph (c) of this subsection (4).

3. Any insurer which has forfeited its certificate of authority or which has discontinued writing in accordance with an order issued by the Department of Financial Services effective prior to June 1 of each calendar year shall not be required to execute a Reimbursement Contract with the Board provided that the insurer has no exposure to hurricane loss after June 1.

(c) New Participants.

1. All New Participants shall enter into a Reimbursement Contract with the Fund.

2. All New Participants shall pay a Reimbursement Premium to the Fund in accordance with the applicable subparagraphs below and in accordance with the applicable provisions of the Reimbursement Contract.

3. This subparagraph applies to Companies writing new business after June 1 but prior to December 1 of the Contract Year.

a. All New Participants writing new business during the period specified above shall pay a provisional Premium of \$1,000 to provide consideration for the contract.

b. For the 2012/2013 and earlier Contract Years, on or before March 1 of the Contract Year, the Company shall report its actual exposure as of December 31 of the Contract Year to the Administrator in accordance with the Data Call. For the 2012/2013 Contract Year, New Participants had the option of reporting exposure as of November 30 by February 1 of the ~~Contract~~ Contract Year. The Administrator shall calculate the Company's actual Reimbursement Premium for the applicable Contract Year based on its actual exposure. To recognize that New Participants have limited exposure during this period, the actual Premium as determined by processing the Company's exposure data shall then be divided in half, the provisional Premium shall be credited, and the resulting amount shall be the total Premium due for the Company for the remainder of the Contract Year. However, if that amount is less than \$1,000, then the Company shall pay \$1,000. The Premium payment is due no later than May 1 of the Contract Year (or April 1 if the November 30 option was chosen for the 2012/13 Contract Year). The Company's retention and coverage will be

determined based on the total Premium due which is the Premium calculated based on the Company's December 31 exposure (or November if appropriate) and divided in half as described in this sub-subparagraph.

c. For the 2013/2014 and subsequent Contract Years, the Company shall report its actual exposure as of November 30 of the Contract Year ~~to the Administrator~~ in accordance with the Data Call. The Administrator shall calculate the Company's actual Reimbursement Premium for the applicable Contract Year based on its actual exposure. To recognize that New Participants have limited exposure during this period, the actual Premium as determined by processing the Company's exposure data shall then be divided in half, the provisional Premium shall be credited, and the resulting amount shall be the total Premium due for the Company for the remainder of the Contract Year. However, if that amount is less than \$1,000, then the Company shall pay \$1,000. The Premium payment is due no later than April 1 of the Contract Year. The Company's retention and coverage will be determined based on the total Premium due which is the Premium calculated based on the Company's November 30 exposure and divided in half as described in this sub-subparagraph.

4. This subparagraph applies to Companies writing new business on or after December 1 but up to and including May 31 of the Contract Year. All New Participants writing new business during this period shall pay a Premium of \$1,000 to provide consideration for the Contract. The Company shall pay no other Premium for the remainder of the Contract Year. The Company shall not report its exposure data for this period to the Board. The Premium shall be paid upon signing the Reimbursement Contract.

~~5. For purposes of paragraph (4)(c), the requirement that a report is due on a certain date means that the report shall be in the physical possession of the Fund's Administrator in Minneapolis no later than 5:00 p.m., Central Time, on the due date applicable to the particular report. If the applicable due date is a Saturday, Sunday or legal holiday, then the applicable due date will be the day immediately following the applicable due date which is not a Saturday, Sunday or legal holiday. For purposes of the timeliness of the submission, neither the United States Postal Service postmark nor a postage meter date is in any way determinative. Reports sent to the Board in Tallahassee, Florida, will be returned to the sender. Reports not in the physical possession of the Fund's Administrator by 5:00 p.m. (Central Time), on the applicable due date are late.~~

~~(d) Specialized Fine Arts Risks. The provisions of this paragraph apply to certain policies and endorsements predominantly covering specialized fine arts risks that are subject to loss control measures as specified in subparagraph 1. and scheduled personal property as specified in subparagraph 2.~~

~~1. Any policy or endorsement predominantly covering Specialized Fine Arts Risks and not covering any residential structure and/or contents thereof other than such specialized fine arts items covered in the fine arts policy, shall be exempt from the Fund as a risk meeting specialized loss control requirements if the insurer employs underwriting criteria that adheres to sub-subparagraphs a. through c., immediately below. For purposes of the exemption in this subparagraph, a Specialized Fine Arts Risk is a policy or endorsement which insures paintings, works on paper, etchings, art glass windows, pictures, statuary, sculptures, tapestries, antique furniture, antique silver, antique rugs, rare books, and other bona fide works of art, of rarity, of historic value, or artistic merit; which charges a minimum premium of \$500; which insures scheduled items valued, in the aggregate, at no less than \$100,000; and which requires an investment by the insured in loss control measures to protect the Specialized Fine Arts Risks being insured.~~

~~a. The insurer must perform a periodic and thorough specialized inspection and must provide a specialized loss prevention service designed to prevent or minimize loss.~~

~~b. The structure and its fine arts contents must be provided with satisfactory watchman or alarm service or its equivalent where necessary.~~

~~c. The insurer must maintain a force of trained and competent loss prevention specialists, who perform the following tasks:~~

~~(I) Make complete loss prevention surveys of each Specialized Fine Arts Risk;~~

~~(II) Make available specialized loss prevention service for the purpose of providing consultation regarding hazards to the fine arts being insured;~~

~~(III) Confirm through periodic inspections that loss prevention devices are properly maintained;~~

~~(IV) Investigate reported losses; and~~

~~(V) Confer with the policyholder and confirm through periodic and unannounced inspections that recommended safety and loss control improvements are actually made.~~

~~2. Any individual policy written to solely cover scheduled personal property with a policy limit equal to or exceeding \$5 million and which predominantly covers one or more classes of collectible types of property shall be exempt from coverage under the Fund. Generally such classes of collectible property have unusually high values due to their investible, artistic, or unique intrinsic nature. Additionally, such exempt policy may also include coverage for incidental items of personal property that may also be scheduled although such property may not be considered as a collectible. The predominant class of property covered under such excluded policy represents an unusually high exposure value and such policy is intended to provide coverage for a class or classes of property that is not~~

~~typical for the contents coverage under residential property insurance policies. In many cases property may be located at various locations either in or outside the state of Florida or the location of the property may change from time to time.~~

(5) All the forms adopted and incorporated by reference in this rule may be obtained from: Administrator, Florida Hurricane Catastrophe Fund, Paragon Strategic Solutions Inc., 8200 Tower, 5600 West 83rd Street, Suite 1100, Minneapolis, MN 55437.

Rulemaking Authority 215.555(3) FS. Law Implemented 215.555(2), (3), (4), (5), (6), (7) FS. History—New 9-20-99, Amended 7-3-00, 9-17-01, 7-17-02, 7-2-03, 7-29-04, 7-17-05, 7-6-06, 7-17-07, 6-16-08, 8-2-09, 7-8-10, 7-3-11, 6-25-12, 6-18-13,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jack E. Nicholson, FHCF Chief Operating Officer, State Board of Administration of Florida

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: The Trustees of the State Board of Administration of Florida

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 6, 2014, Vol. 40, No. 45

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NO.: RULE TITLE:

69A-3.012 Standards of the National Fire Protection Association and Other Standards Adopted

PURPOSE AND EFFECT: Section 633.202(4), F.S., requires the State Fire Marshal to update, by rule, the Florida Fire Prevention Code every three years. Section 633.202(2), F.S., requires the State Fire Marshal to adopt the current editions of the National Fire Protection Association’s (NFPA) Standard 1, the Fire Code, and the Life Safety Code®, NFPA Standard 101, by reference. The proposed amendments will update the Florida Fire Prevention Code to include the most recently adopted NFPA standards and promulgate the triennial update of the Florida Fire Prevention Code as directed by Section 633.202, F.S.

SUMMARY: This rule addresses the rules and codes authorized by Section 633.202, F.S. The rule is amended to adopt the most recent editions of National Fire Protection Standards 1 and 101, the National Fire Protection Standards adopted within the most recent editions of National Fire Protection Standards 1 and 101, and to update National Fire Protection Standards adopted in the rule to the most recently adopted editions. New Florida specific amendments to NFPA 1 and 101 are also adopted, while some, but not all, others carry forward from the original and subsequent rules.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department conducted an economic analysis of the potential impact of the proposed rule amendment 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: 633.104(1), 633.206, 633.202, 633.222 FS.

LAW IMPLEMENTED: 633.104(1), 633.202, 633.206, 633.222 FS.

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

DATE AND TIME: May 15, 2013, 1:30 p.m.

PLACE: Boca Raton Fire Department Headquarters, 6500 Congress Avenue, Boca Raton, FL

DATE AND TIME: May 21, 2013, 11:00 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: Belinda Chukes at (850)413-3619 or Belinda.Chukes@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 State Fire Marshal, 200 E. Gaines Street, Tallahassee, FL 32399-0342, (850)413-3620 or Casia.Sinco@myfloridacfo.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69A-3.012 Standards of the National Fire Protection Association and Other Standards Adopted.

(1) Except as specifically modified by statute or by the State Fire Marshal's rules, the Florida specific edition of NFPA 101, the Life Safety Code®, 2012 ~~2009~~ edition and the Florida specific edition of NFPA 1, the Fire Code, 2012 ~~2009~~ edition, as adopted within Rule Chapter 69A-60, F.A.C., entitled the "~~2010 edition of the Florida Fire Prevention Code, 5th Edition (2014)~~," are hereby adopted and incorporated by reference and are applicable to those buildings and structures specified in paragraphs (a) and (b) of subsection (1) of Section 633.206, F.S. In addition, the following standards, except as specifically modified in the rule chapters in Rule Title 69A, are hereby adopted and incorporated by reference and shall take effect on the effective date of this rule, as a part of the uniform fire safety standards adopted by rule by the State Fire Marshal and are applicable to those buildings and structures specified in paragraphs (a) and (b) of subsection (1) of Section 633.206, F.S.:

(a) NFPA 10, 2010 ~~2007~~ edition, Standard for Portable Fire Extinguishers.

(b) NFPA 11, 2010 ~~2005~~ edition, Standard for Low-, Medium-, and High- Expansion Foam.

(c) NFPA 12, 2011 ~~2008~~ edition, Standard on Carbon Dioxide Extinguishing Systems.

(d) NFPA 12A, 2009 edition, Standard on Halon 1301 Fire Extinguishing Systems.

(e) NFPA 13, 2010 ~~2007~~ edition, Standard for the Installation of Sprinkler Systems.

(f) NFPA 13D, 2010 ~~2007~~ edition, Standard for the Installation of Sprinkler Systems in One- and Two- Family Dwellings and Manufactured Homes.

(g) NFPA 13R, 2010 ~~2007~~ edition, Standard for the Installation of Sprinkler Systems in Residential Occupancies up to and including Four Stories in Height.

(h) NFPA 14, 2010 ~~2007~~ edition, Standard for the Installation of Standpipe and Hose Systems.

(i) NFPA 15, 2012 ~~2007~~ edition, Standard for Water Spray Fixed Systems for Fire Protection.

(j) NFPA 16, 2011 ~~2007~~ edition, Standard for the Installation of Foam-Water Sprinkler and Foam-Water Spray Systems.

(k) NFPA 17, 2009 edition, Standard for Dry Chemical Extinguishing Systems.

(l) NFPA 17A, 2009 edition, Standard on Wet Chemical Extinguishing Systems.

(m) NFPA 20, 2010 ~~2007~~ edition, Standard for the Installation of Stationary Pumps for Fire Protection.

(n) NFPA 22, 2008 edition, Standard for Water Tanks for Private Fire Protection.

(o) NFPA 24, 2010 ~~2007~~ edition, Standards for the Installation of Private Fire Service Mains and Their Appurtenances.

(p) NFPA 25, 2011 ~~2008~~ edition, Standard for the Inspection, Testing, and Maintenance of Water-Based Fire Protection Systems.

(q) NFPA 30, 2012 ~~2008~~ edition, Flammable and Combustible Liquids Code.

(r) NFPA 30A, 2012 ~~2008~~ edition, Code for Motor Fuel Dispensing Facilities and Repair Garages.

(s) NFPA 30B, 2011 ~~2007~~ edition, Code for the Manufacture and Storage of Aerosol Products.

(t) NFPA 31, 2011 ~~2006~~ edition, Standard for the Installation of Oil Burning Equipment.

(u) NFPA 32, 2011 ~~2007~~ edition, Standards for Drycleaning Plants.

(v) NFPA 33, 2011 ~~2007~~ edition, Standard for Spray Application Using Flammable or Combustible Materials.

(w) NFPA 34, 2011 ~~2007~~ edition, Standard for Dipping, and Coating, and Printing Processes Using Flammable or Combustible Liquids.

(x) NFPA 35, 2011 ~~2005~~ edition, Standard for the Manufacture of Organic Coatings.

(y) NFPA 36, 2009 ~~2004~~ edition, Standard for Solvent Extraction Plants.

(z) NFPA 37, 2010 ~~2006~~ edition, Standard for the Installation and Use of Stationary Combustion Engines and Gas Turbines.

(aa) NFPA 40, 2011 ~~2007~~ edition, Standard for the Storage and Handling of Cellulose Nitrate Film.

(bb) NFPA 45, 2011 ~~2004~~ edition, Standard on Fire Protection for Laboratories Using Chemicals.

(cc) NFPA 51, 2007 edition, Standard for the Design and Installation of Oxygen-Fuel Gas Systems for Welding, Cutting and Allied Processes.

(dd) NFPA 51A, 2012 ~~2006~~ edition, Standard for Acetylene Cylinder Charging Plants.

(ee) NFPA 51B, 2009 edition, Standard for Fire Prevention During Welding, Cutting and Other Hot Work.

(ff) NFPA 52, 2010 ~~2006~~ edition, Vehicular Fuel Systems Code.

~~NFPA 53 2011 edition, Recommended Practice on Materials, Equipment, and Systems Used in Oxygen-Enriched Atmospheres~~

(gg) NFPA 54, 2012 ~~2009~~ edition, National Fuel Gas Code.

(hh) NFPA 55, 2010 ~~2005~~ edition, Standard for the Storage, Use, and Handling of Compressed Gases and Cryogenic Fluids in Portable and Stationary Containers, Cylinders and Tanks.

(ii) NFPA 58, 2011 ~~2008~~ edition, Liquefied Petroleum Gas Code.

(jj) NFPA 59, 2012 ~~2008~~ edition, Utility LP-Gas Plant Code.

(kk) NFPA 59A, 2009 edition, Standard for the Production, Storage and Handling of Liquefied Natural Gas (LNG).

(ll) NFPA 61, 2008 edition, Standard for the Prevention of Fires and Dust Explosions in Agricultural and Food Products Facilities.

(mm) NFPA 68, 2007 edition, Standard on Explosion Protection by Deflagration Venting.

(nn) NFPA 69, 2008 edition, Standard on Explosion Prevention Systems.

(oo) NFPA 70, 2011 ~~2008~~ edition, National Electrical Code®.

(pp) NFPA 72, 2010 ~~2007~~ edition, National Fire Alarm Code®.

(qq) NFPA 75, 2009 edition, Standard for the Protection of information Technology Equipment.

(rr) NFPA 80, 2010 ~~2007~~ edition, Standard for Fire Doors and Other Opening Protectives.

~~NFPA 80A 2007 edition, Recommended Practice for Protection of Buildings from Exterior Fire Exposures~~

(ss) NFPA 82, 2009 ~~2004~~ edition, Standard on Incinerators and Waste and Linen Handling Systems and Equipment.

(tt) NFPA 85, 2011 ~~2007~~ edition, Boiler and Combustion Systems Hazards Code.

(uu) NFPA 86, 2011 ~~2007~~ edition, Standard for Ovens and Furnaces.

(vv) NFPA 88A, 2011 ~~2007~~ edition, Standard for Parking Structures.

(ww) NFPA 90A, 2012 ~~2009~~ edition, Standard for the Installation of Air-Conditioning and Ventilating Systems.

(xx) NFPA 90B, 2012 ~~2009~~ edition, Standard for the Installation of Warm Air Heating and Air-Conditioning Systems.

(yy) NFPA 91, 2010 ~~2004~~ edition, Standard for Exhaust Systems for Air Conveying of Vapors, Gases, Mists, and Noncombustible Particulate Solids.

(zz) NFPA 92A, 2012 ~~2009~~ edition, Standard for Smoke-Control Systems. ~~Utilizing Barriers and Pressure Differences~~
~~NFPA 92B 2009 edition, Standard for Smoke Management Systems in Malls, Atria, and Large Spaces~~

(aaa) NFPA 96, 2011 ~~2008~~ edition, Standard for Ventilation Control and Fire Protection of Commercial Cooking Operations. Section 10-2.3 of NFPA 96 applies prospectively only. Existing installations are permitted to remain in place subject to the approval of the authority having jurisdiction.

(bbb) NFPA 99, 2012 ~~2005~~ edition, ~~Standard for Health Care Facilities Code~~

~~NFPA 99B-2010 edition, Standard for Hypobaric Facilities~~

(ccc) NFPA 101, 2012 edition, Life Safety Code®.

(ddd) NFPA 101A, 2007 edition, Guide on Alternative Approaches to Life Safety.

(eee) NFPA 102, 2011 ~~2006~~ edition, Standard for Grandstands, Folding and Telescoping Seating, Tents and Membrane Structures.

(fff) NFPA 105, 2010 ~~2007~~ edition, Standard for the Installation of Smoke Door Assemblies and Other Opening Protectives.

(ggg) NFPA 110, 2010 ~~2005~~ edition, Standard for Emergency and Standby Power Systems.

(hhh) NFPA 111, 2010 ~~2005~~ edition, Standard on Stored Electrical Energy Emergency and Standby Power Systems.

~~NFPA 115-2008 edition, Standard for Laser Fire Protection~~

(iii) NFPA 120, 2010 ~~2004~~ edition, Standard for Fire Prevention and Control in Coal Mines.

(jii) NFPA 122, 2010 ~~2004~~ edition, Standard for Fire Prevention and Control in Metal/Nonmetal Mining and Metal Mineral Processing Facilities.

(kkk) NFPA 130, 2010 edition, Standard for Fixed Guideway Transit and Passenger Rail Systems.

(lll) NFPA 140, 2008 edition, Standard on Motion Picture and Television Production Studio Soundstages, Approved Production Facilities, and Production Locations.

(mmm) NFPA 150, 2009 ~~2007~~ edition, Standard on Fire and Life Safety in Animal Housing Facilities.

(nnn) NFPA 160, 2011 ~~2006~~ edition, Standard for Use of Flame Effects Before an Audience.

(ooo) NFPA 170, 2009 ~~2006~~ edition, Standard for Fire Safety and Emergency Symbols.

(ppp) NFPA 204, 2010 ~~2007~~ edition, Standard for Smoke and Heat Venting.

(qqq) NFPA 211, 2010 ~~2006~~ edition, Standard for Chimneys, Fireplaces, Vents, and Solid Fuel Burning Appliances.

~~NFPA 214-2011 edition, Standard on Water-Cooling Towers~~

(rrr) NFPA 221, 2012 ~~2009~~ edition, Standard for High Challenge Fire Walls, Fire Walls, and Fire Barrier Walls.

(sss) NFPA 232, 2012 ~~2007~~ edition, Standard for the Protection of Records.

(ttt) NFPA 241, 2009 ~~2004~~ edition, Standard for Safeguarding Construction, Alteration and Demolition Operations.

(uuu) NFPA 251, 2006 edition, Standard Methods of Tests of Fire Resistance of Building Construction and Materials.

(vvv) NFPA 252, 2008 edition, Standard Methods of Fire Tests of Door Assemblies.

(www) NFPA 253, 2011 ~~2006~~ edition, Standard Method of Test for Critical Radiant Flux of Floor Covering Systems Using a Radiant Heat Energy Source.

(xxx) NFPA 255, 2006 edition, Standard Method of Test of Surface Burning Characteristics of Building Materials.

(yyy) NFPA 256, 2003 edition, Standard Methods of Fire Tests of Roof Coverings.

(zzz) NFPA 257, 2007 edition, Standard on Fire Tests for Window and Glass Block Assemblies.

(aaaa) NFPA 259, 2008 edition, Standard Test Method for Potential Heat of Building Materials.

(bbbb) NFPA 260, 2009 edition, Standard Methods of Tests and Classification System for Cigarette Ignition Resistance of Components of Upholstered Furniture.

(cccc) NFPA 261, 2009 edition, Standard Method of Test for Determining Resistance of Mock-Up Upholstered Furniture Material Assemblies to Ignition by Smoldering Cigarettes.

(dddd) NFPA 265, 2011 ~~2007~~ edition, Standard Methods of Fire Tests for Evaluating Room Fire Growth Contribution of Textile Coverings on full Height Panels and Walls.

(eeee) NFPA 271, 2009 ~~2004~~ edition, Standard Method of Test for Heat and Visible Smoke Release Rates for Materials and Products Using an Oxygen Consumption Calorimeter.

(ffff) NFPA 286, 2011 ~~2006~~ edition, Standard Methods of Fire Test for Evaluating Contribution of Wall and Ceiling Interior Finish to Room Fire Growth.

(gggg) NFPA 288, 2007 edition, Standard Methods of Fire Tests of Floor Fire Door Assemblies Installed Horizontally in Fire Resistance-Rated Floor Systems.

~~NFPA 291-2007 edition, Recommended Practice for Fire Flow Testing and Marking of Hydrants~~

(hhhh) NFPA 302, 2010 ~~2004~~ edition, Fire Protection Standard for Pleasure and Commercial Motor Craft.

(iiii) NFPA 303, 2011 ~~2006~~ edition, Fire Protection Standards for Marinas and Boatyards.

(jjii) NFPA 307, 2011 ~~2006~~ edition, Standard for the Construction and Fire Protection of Marine Terminals, Piers, and Wharves.

(kkkk) NFPA 312, 2011 ~~2006~~ edition, Standard for Fire Protection of Vessels During Construction, Conversion, Repair, and Lay-Up.

(llll) NFPA 318, 2012 ~~2009~~ edition, Standard for the Protection of Semiconductor Fabrication Facilities.

(mmmm) NFPA 326, 2010 ~~2005~~ edition, Standard for the Safeguarding of Tanks and Containers for Entry, Cleaning, or Repair.

(nnnn) NFPA 385, 2007 edition, Standard for Tank Vehicles for Flammable and Combustible Liquids.

(oooo) NFPA 407, 2012 ~~2007~~ edition, Standard for Aircraft Fuel Servicing.

(pppp) NFPA 409, 2011 ~~2004~~ edition, Standard on Aircraft Hangars.

(qqqq) NFPA 410, 2010 ~~2004~~ edition, Standard on Aircraft Maintenance.

(rrrr) NFPA 415, 2008 edition, Standard on Airport Terminal Buildings, Fueling Ramp Drainage, and Loading Walkways.

(ssss) NFPA 418, 2011 ~~2006~~ edition, Standard for Heliports.

(tttt) NFPA 430, 2004 edition, Code for Storage of Liquid and Solid Oxidizers.

(uuuu) NFPA 432, 2002 edition, Code for Storage of Organic Peroxide Formulations.

(vvvv) NFPA 434, 2002 edition, Code for the Storage of Pesticides.

(wwww) NFPA 484, 2012 ~~2009~~ edition, Standard for Combustible Metals.

(xxxx) NFPA 490, 2002 edition, Code for the Storage of Ammonium Nitrate.

(yyyy) NFPA 495, 2010 ~~2006~~ edition, Explosive Materials Code.

(zzzz) NFPA 498, 2010 ~~2006~~ edition, Standard for Safe Havens and Interchange Lots for Vehicles Transporting Explosives.

(aaaa) NFPA 501, 2010 ~~2005~~ edition, Standard on Manufactured Housing.

(bbbb) NFPA 501A, 2009 ~~2005~~ edition, Standard for Firesafety Criteria for Manufactured Home Installations, Sites, and Communities.

~~NFPA 502 2011 edition, Standard for Road Tunnels, Bridges, and Other Limited Access Highways~~

(cccc) NFPA 505, 2011 ~~2006~~ edition, Fire Safety Standard for Powered Industrial Trucks Including Type Designations, Areas of Use, Conversions, Maintenance, and Operations.

(dddd) NFPA 560, 2007 edition, Standard for the Storage, Handling, and Use of Ethylene Oxide for Sterilization and Fumigation.

(eeee) NFPA 601, 2010 ~~2005~~ edition, Standard for Security Services in Fire Loss Prevention.

(ffff) NFPA 654, 2006 edition, Standard for the Prevention of Fire and Dust Explosions from the Manufacturing, Processing, and Handling of Combustible Particulate Solids.

(gggg) NFPA 655, 2007 edition, Standard for Prevention of Sulfur Fires and Explosions.

(hhhh) NFPA 664, 2012 ~~2007~~ edition, Standard for the Prevention of Fires and Explosions in Wood Processing and Woodworking Facilities.

(iiii) NFPA 701, 2010 ~~2004~~ edition, Standard Methods of Fire Tests for Flame Propagation of Textiles and Films.

(jjjj) NFPA 703, 2012 ~~2009~~ edition, Standard for Fire Retardant-Treated Wood and Fire-Retardant Coatings for Building Materials.

(kkkk) NFPA 704, 2012 ~~2007~~ edition, Standard System for the Identification of the Hazards of Materials for Emergency Response.

(llll) NFPA 750, 2010 ~~2006~~ edition, Standard on Water Mist Fire Protection Systems.

~~NFPA 780 2011 edition, Standard for the Installation of Lightning Protection Systems~~

~~NFPA 820 2008 edition, Standard for Fire Protection in Wastewater Treatment and Collection Facilities~~

~~NFPA 850 2010 edition, Recommended Practice for Fire Protection for Electric Generating Plants and High Voltage Direct Current Converter Stations~~

(mmmm) NFPA 909, 2010 ~~2005~~ edition, Code for the Protection of Cultural Resources Properties – Museums, Libraries, and Places of Worship.

(nnnn) NFPA 914, 2010 ~~2007~~ edition, Code for Fire Protection of Historic Structures.

(oooo) NFPA 1122, 2008 edition, Code for Model Rocketry.

(pppp) NFPA 1123, 2010 ~~2006~~ edition, Code for Fireworks Display.

(qqqq) NFPA 1124, 2006 edition, Code for the Manufacture, Transportation, Storage, and Retail Sale of Fireworks and Pyrotechnic Articles.

(rrrr) NFPA 1125, 2012 ~~2007~~ edition, Code for the Manufacture of Model Rocket and High Power Rocket Motors.

(ssss) NFPA 1126, 2011 ~~2006~~ edition, Standard for the Use of Pyrotechnics Before a Proximate Audience.

(tttt) NFPA 1127, 2008 edition, Code for High Power Rocketry.

(uuuu) NFPA 1142, 2012 ~~2007~~ edition, Standard on Water Supplies for Suburban and Rural Fire Fighting.

(vvvv) NFPA 1144, 2008 edition, Standard for Reducing Structure Ignition Hazards from Wildland Fire.

(wwww) NFPA 1192, 2011 ~~2008~~ edition, Standard on Recreational Vehicles.

(xxxx) NFPA 1194, 2011 ~~2008~~ edition, Standard for Recreational Vehicle Parks and Campgrounds.

~~NFPA 1221 2010 edition, Standard for the Installation, Maintenance, and Use of Emergency Services Communications Systems~~

~~NFPA 1561 2008 edition, Standard on Emergency Services Incident Management System~~

(yyyy) NFPA 1600, 2010 ~~2007~~ edition, Standard on Disaster/Emergency Management and Business Continuity Programs.

~~NFPA 1962-2008 edition, Standard for the Inspection, Care, and Use of Fire Hose, Couplings, and Nozzles and the Service Testing of Fire Hose~~

(zzzzz) NFPA 1963, 2009 ~~2003~~ edition, Standards for Fire Hose Connections.

(aaaaa) NFPA 2001, 2012 ~~2008~~ edition, Standard on Clean Agent Fire Extinguishing Systems.

(bbbbbb) The portions of 49 Code of Federal Regulations, Parts 100-177 which are referenced in Compressed Gas Association CGA C-1-1996, Methods for Hydrostatic Testing of Compressed Gas Cylinders, Compressed Gas Association CGA C-6-1993, Standards for Visual Inspection of Steel Compressed Gas Cylinders, Seventh Edition, Reaffirmed 1995, Compressed Gas Association CGA C-6.1-1995, Standards for Visual Inspection of High Pressure Aluminum Compressed Gas Cylinders, and Compressed Gas Association CGA C-6.3-1999 Guidelines for Visual Inspection and Requalification of Low Pressure Aluminum Compressed Gas Cylinders, Second Edition, and which pertain to low pressure and high pressure cylinders.

(ccccc) The portions of 29 Code of Federal Regulations, Parts 1900-1910 which are referenced in Compressed Gas Association CGA C-1-1996, Methods for Hydrostatic Testing of Compressed Gas Cylinders, Compressed Gas Association CGA C-6-1993, Standards for Visual Inspection of Steel Compressed Gas Cylinders, Seventh Edition, Reaffirmed 1995, Compressed Gas Association CGA C-6.1-1995, Standards for Visual Inspection of High Pressure Aluminum Compressed Gas Cylinders, and Compressed Gas Association CGA C-6.3-1999 Guidelines for Visual Inspection and Requalification of Low Pressure Aluminum Compressed Gas Cylinders, Second Edition, and which pertain to low pressure and high pressure cylinders.

(dddddd) Compressed Gas Association CGA C-1-1996, Methods for Hydrostatic Testing of Compressed Gas Cylinders.

(eeeeee) Compressed Gas Association CGA C-6-1993, Standards for Visual Inspection of Steel Compressed Gas Cylinders, Seventh Edition, Reaffirmed 1995.

Compressed Gas Association CGA C-6.1-1995, Standards for Visual Inspection of High Pressure Aluminum Compressed Gas Cylinders.

(ffffff) Compressed Gas Association CGA C-6.3-1999, Guidelines for Visual Inspection and Requalification of Low Pressure Aluminum Compressed Gas Cylinders, Second Edition.

(2)through (11) No change.

PROPOSED EFFECTIVE DATE: December 31, 2014

Rulemaking Authority 633.104(1), 633.206, 633.202, 633.222 FS. Law Implemented 633.104(1), 633.202, 633.206, 633.222 FS. History--New 5-14-86, Amended 2-12-87, 4-8-90, 10-30-91, 4-3-95, 11-27-01, Formerly 4A-3.012, Amended 8-7-05, 5-18-08, 12-31-08, 12-13-09, 12-31-11, 12-31-14.

NAME OF PERSON ORIGINATING PROPOSED RULE: Casia Sinco, Chief, Bureau of Fire Prevention

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: April 21, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: February 27, 2014

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NOS.:	RULE TITLES:
69A-60.002	Scope; Description of Florida Fire Prevention Code
69A-60.003	Standards of the National Fire Protection Association, NFPA 1, the Fire Code, Florida 2009 Edition, Adopted
69A-60.004	Standards of the National Fire Protection Association, NFPA 101, the Life Safety Code, Florida 2009 Edition, Adopted
69A-60.005	Publications Referenced in NFPA 1, the Florida 2006 Edition, and NFPA 101, the Florida 2006 Edition, Added to the Florida Fire Prevention Code

PURPOSE AND EFFECT: Section 633.202(4), F.S., requires the State Fire Marshal to update, by rule, the Florida Fire Prevention Code every three years. Section 633.202(2), F.S., requires the State Fire Marshal to adopt the current editions of the National Fire Protection Association's (NFPA) Standard 1, the Fire Code, and the Life Safety Code®, NFPA Standard 101, by reference. The proposed amendments will update the Florida Fire Prevention Code to include the most recently adopted NFPA standards and promulgate the triennial update of the Florida Fire Prevention Code as directed by Section 633.202, F.S.

SUMMARY: These rules address the rules and codes authorized by Section 633.202, F.S. The rules are amended to adopt the most recent editions of the NFPA Standards 1 and 101, the National Fire Protection Standards adopted within the most recent editions of NFPS Standards 1 and 101, and to update NFPA Standards adopted in the rule to the most recently adopted editions. New Florida specific amendments to NFPA 1 and 101 are also adopted, while some, but not all, others carry forward from the original and subsequent rules.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

The Agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within

one year after the implementation of the rule. A SERC has been prepared by the Agency.

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department conducted an economic analysis of the potential impact of the proposed rule amendment 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: 633.104, 633.202, 633.204, 633.206, 633.208 FS.

LAW IMPLEMENTED: 633.104, 633.202, 633.204, 633.206, 633.208 FS.

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

DATE AND TIME: May 15, 2014, 1:30 p.m.

PLACE: Boca Raton Fire Department Headquarters, 6500 Congress Avenue, Boca Raton, FL

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

DATE AND TIME: May 21, 2014, 11:00 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: Belinda Chukes at (850)413-3619 or Belinda.Chukes@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 State Fire Marshal, 200 E. Gaines Street, Tallahassee, FL 32399-0342, (850)413-3620 or Casia.Sinco@myfloridacfo.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69A-60.002 Scope; Description of Florida Fire Prevention Code.

(1) through (2) No change.

(3)(a) The Florida Fire Prevention Code consists of:

1. National Fire Protection Association (NFPA) 1, the Fire Code, Florida 2012 ~~2009~~ edition, as adopted in Rule 69A-60.003, F.A.C.,

2. NFPA 101, the Life Safety Code, Florida 2012 ~~2009~~ edition, as adopted and incorporated in Rule 69A-60.004, F.A.C., and their additions, deletions, and other modifications to NFPA 1 and NFPA 101, Florida 2012 ~~2009~~ editions, as provided therein, and

3. All codes, standards, publications, and authorities adopted in Rule 69A-60.005, F.A.C.

(b) through (d) No change.

PROPOSED EFFECTIVE DATE: December 31, 2014

Rulemaking Authority 633.104, 633.202, 633.208 FS. Law Implemented 633.104, 633.202, 633.208 FS. History—New 11-15-01, Formerly 4A-60.002, Amended 11-28-04, 5-18-08, 12-31-08, 12-31-11, 12-31-14.

69A-60.003 Standards of the National Fire Protection Association, NFPA 1, the Fire Code, Florida 2012 ~~2009~~ Edition, Adopted.

(1) NFPA 1, the Fire Code, Florida 2012 ~~2009~~ edition (~~as amended 3/2013 to add Section 18.4.1.3 to Section 18.4—Fire Flow Requirements for Buildings~~), is hereby adopted and incorporated herein by reference and shall take effect on the effective date of this rule as a part of the Florida Fire Prevention Code.

(2)(a) NFPA 1, Florida 2012 ~~2009~~ edition may be purchased by writing to the NFPA at 1 Batterymarch Park, Quincy, Massachusetts 02269-9101.

(b) All codes, standards, publications, and authorities adopted and incorporated by reference in this rule chapter are also available for public inspection during regular business hours at the Bureau of Fire Prevention, Division of State Fire Marshal, Department of Financial Services, 325 John Knox Road, The Atrium, Third Floor, Tallahassee, Florida 32303 and may be accessed in a read-only, non-printable, non-downloadable format at the Division of State Fire Marshal website whose address is <http://www.myfloridacfo.com/Division/SFM> ~~fldfs.com/SFM~~.

(c) NFPA 1, Florida 2012 ~~2009~~ edition, may also be purchased at the Bureau of Fire Standards and Training, Division of State Fire Marshal, 11655 Northwest Gainesville Road, Ocala, Florida 34482.

PROPOSED EFFECTIVE DATE: December 31, 2014

Rulemaking Authority 633.104, 633.202, 633.208 FS. Law Implemented 633.104, 633.202, 633.208 FS. History—New 11-15-01, Formerly 4A-60.003, Amended 11-28-04, 5-18-08, 12-31-08, 12-31-11, 5-1-13, 12-31-14.

69A-60.004 Standards of the National Fire Protection Association, NFPA 101, the Life Safety Code, Florida 2009 Edition, Adopted.

(1) NFPA 101, the Life Safety Code, Florida 2012 ~~2009~~ edition, is hereby adopted and incorporated herein by reference and shall take effect on the effective date of this rule as a part of the Florida Fire Prevention Code.

(2)(a) NFPA 101, Florida 2012 ~~2009~~ edition may be purchased by writing to the NFPA at 1 Batterymarch Park, Quincy, Massachusetts 02269-9101.

(b) All codes, standards, publications, and authorities adopted and incorporated by reference in this rule chapter are also available for public inspection during regular business hours at the Bureau of Fire Prevention, Division of State Fire Marshal, Department of Financial Services, 325 John Knox Road, The Atrium, Third Floor, Tallahassee, Florida 32303 and may be accessed in a read-only, non-printable, non-downloadable format at the Division of State Fire Marshal website whose address is <http://www.myfloridacfo.com/Division/SFM/fldfs.com/SFM/>.

(c) NFPA 101, Florida 2012 ~~2009~~ edition, may also be purchased at the Bureau of Fire Standards and Training, Division of State Fire Marshal, 11655 Northwest Gainesville Road, Ocala, Florida 34482.

PROPOSED EFFECTIVE DATE: December 31, 2014

Rulemaking Authority 633.104, 633.202, 633.208 FS. Law Implemented 633.104, 633.202, 633.208 FS. History—New 11-15-01, Formerly 4A-60.004, Amended 11-28-04, 7-12-06, 5-18-08, 12-31-08, 12-31-11, 12-31-14.

69A-60.005 Publications Referenced in NFPA 1, the Florida 2012 ~~2009~~ Edition, and NFPA 101, the Florida 2012 ~~2009~~ Edition, Added to the Florida Fire Prevention Code.

(1) No change.

(2) The following publications are hereby adopted and incorporated by reference herein and added to the Florida Fire Prevention Code and shall take effect on the effective date of this rule:

(a) NFPA 10, 2010 ~~2007~~ edition, Standard for Portable Fire Extinguishers.

(b) NFPA 11, 2010 ~~2005~~ edition, Standard for Low-, Medium-, and High- Expansion Foam.

(c) NFPA 12, 2011 ~~2008~~ edition, Standard on Carbon Dioxide Extinguishing Systems.

(d) NFPA 12A, 2009 edition, Standard on Halon 1301 Fire Extinguishing Systems.

(e) NFPA 13, 2010 ~~2007~~ edition, Standard for the Installation of Sprinkler Systems.

(f) NFPA 13D, 2010 ~~2007~~ edition, Standard for the Installation of Sprinkler Systems in One- and Two- Family Dwellings and Manufactured Homes.

(g) NFPA 13R, 2010 ~~2007~~ edition, Standard for the Installation of Sprinkler Systems in Residential Occupancies up to and including Four Stories in Height.

(h) NFPA 14, 2010 ~~2007~~ edition, Standard for the Installation of Standpipe and Hose Systems.

(i) NFPA 15, 2012 ~~2007~~ edition, Standard for Water Spray Fixed Systems for Fire Protection.

(j) NFPA 16, 2011 ~~2007~~ edition, Standard for the Installation of Foam-Water Sprinkler and Foam-Water Spray Systems.

(k) NFPA 17, 2009 edition, Standard for Dry Chemical Extinguishing Systems.

(l) NFPA 17A, 2009 edition, Standard on Wet Chemical Extinguishing Systems.

(m) NFPA 20, 2010 ~~2007~~ edition, Standard for the Installation of Stationary Pumps for Fire Protection.

(n) NFPA 22, 2008 edition, Standard for Water Tanks for Private Fire Protection.

(o) NFPA 24, 2010 ~~2007~~ edition, Standards for the Installation of Private Fire Service Mains and Their Appurtenances.

(p) NFPA 25, 2011 ~~2008~~ edition, Standard for the Inspection, Testing, and Maintenance of Water-Based Fire Protection Systems.

(q) NFPA 30, 2012 ~~2008~~ edition, Flammable and Combustible Liquids Code.

(r) NFPA 30A, 2012 ~~2008~~ edition, Code for Motor Fuel Dispensing Facilities and Repair Garages.

(s) NFPA 30B, 2011 ~~2007~~ edition, Code for the Manufacture and Storage of Aerosol Products.

(t) NFPA 31, 2011 ~~2006~~ edition, Standard for the Installation of Oil Burning Equipment.

(u) NFPA 32, 2011 ~~2007~~ edition, Standards for Drycleaning Plants.

(v) NFPA 33, 2011 ~~2007~~ edition, Standard for Spray Application Using Flammable or Combustible Materials.

(w) NFPA 34, 2011 ~~2007~~ edition, Standard for Dipping, ~~and~~ Coating, and Printing Processes Using Flammable or Combustible Liquids.

(x) NFPA 35, 2011 ~~2005~~ edition, Standard for the Manufacture of Organic Coatings.

(y) NFPA 36, 2009 ~~2004~~ edition, Standard for Solvent Extraction Plants.

(z) NFPA 37, 2010 ~~2006~~ edition, Standard for the Installation and Use of Stationary Combustion Engines and Gas Turbines.

(aa) NFPA 40, 2011 ~~2007~~ edition, Standard for the Storage and Handling of Cellulose Nitrate Film.

(bb) NFPA 45, 2011 ~~2004~~ edition, Standard on Fire Protection for Laboratories Using Chemicals.

(cc) NFPA 51, 2007 edition, Standard for the Design and Installation of Oxygen-Fuel Gas Systems for Welding, Cutting and Allied Processes.

(dd) NFPA 51A, ~~2012~~ 2006 edition, Standard for Acetylene Cylinder Charging Plants.

(ee) NFPA 51B, 2009 edition, Standard for Fire Prevention During Welding, Cutting and Other Hot Work.

(ff) NFPA 52, ~~2010~~ 2006 edition, Vehicular Fuel Systems Code.

~~NFPA 53 2011 edition, Recommended Practice on Materials, Equipment, and Systems Used in Oxygen Enriched Atmospheres~~

(gg) NFPA 54, ~~2012~~ 2009 edition, National Fuel Gas Code.

(hh) NFPA 55, ~~2010~~ 2005 edition, Standard for the Storage, Use, and Handling of Compressed Gases and Cryogenic Fluids in Portable and Stationary Containers, Cylinders and Tanks.

(ii) NFPA 58, ~~2011~~ 2008 edition, Liquefied Petroleum Gas Code.

(jj) NFPA 59, ~~2012~~ 2008 edition, Utility LP-Gas Plant Code.

(kk) NFPA 59A, 2009 edition, Standard for the Production, Storage and Handling of Liquefied Natural Gas (LNG).

(ll) NFPA 61, 2008 edition, Standard for the Prevention of Fires and Dust Explosions in Agricultural and Food Products Facilities.

(mm) NFPA 68, 2007 edition, Standard on Explosion Protection by Deflagration Venting.

(nn) NFPA 69, 2008 edition, Standard on Explosion Prevention Systems.

(oo) NFPA 70, ~~2011~~ 2008 edition, National Electrical Code®.

(pp) NFPA 72, ~~2010~~ 2007 edition, National Fire Alarm Code®.

(qq) NFPA 75, 2009 edition, Standard for the Protection of Information Technology Equipment.

(rr) NFPA 80, ~~2010~~ 2007 edition, Standard for Fire Doors and Other Opening Protectives.

~~NFPA 80A 2007 edition, Recommended Practice for Protection of Buildings from Exterior Fire Exposures~~

(ss) NFPA 82, ~~2009~~ 2004 edition, Standard on Incinerators and Waste and Linen Handling Systems and Equipment.

(tt) NFPA 85, ~~2011~~ 2007 edition, Boiler and Combustion Systems Hazards Code.

(uu) NFPA 86, ~~2011~~ 2007 edition, Standard for Ovens and Furnaces.

(vv) NFPA 88A, ~~2011~~ 2007 edition, Standard for Parking Structures.

(ww) NFPA 90A, ~~2012~~ 2009 edition, Standard for the Installation of Air-Conditioning and Ventilating Systems.

(xx) NFPA 90B, ~~2012~~ 2009 edition, Standard for the Installation of Warm Air Heating and Air-Conditioning Systems.

(yy) NFPA 91, ~~2010~~ 2004 edition, Standard for Exhaust Systems for Air Conveying of Vapors, Gases, Mists, and Noncombustible Particulate Solids.

(zz) NFPA 92A, ~~2012~~ 2009 edition, Standard for Smoke-Control Systems. ~~Utilizing Barriers and Pressure Differences~~
~~NFPA 92B 2009 edition, Standard for Smoke Management Systems in Malls, Atria, and Large Spaces~~

(aaa) NFPA 96, ~~2011~~ 2008 edition, Standard for Ventilation Control and Fire Protection of Commercial Cooking Operations. Section 10-2.3 of NFPA 96 applies prospectively only. Existing installations are permitted to remain in place subject to the approval of the authority having jurisdiction.

(bbb) NFPA 99, ~~2012~~ 2005 edition, ~~Standard for Health Care Facilities Code.~~

~~NFPA 99B 2010 edition, Standard for Hypobaric Facilities~~

(ccc) NFPA 101, 2012 edition, Life Safety Code®.

(ddd) NFPA 101A, 2007 edition, Guide on Alternative Approaches to Life Safety

(eee) NFPA 102, ~~2011~~ 2006 edition, Standard for Grandstands, Folding and Telescoping Seating, Tents and Membrane Structures.

(fff) NFPA 105, ~~2010~~ 2007 edition, Standard for the Installation of Smoke Door Assemblies and Other Opening Protectives.

(ggg) NFPA 110, ~~2010~~ 2005 edition, Standard for Emergency and Standby Power Systems.

(hhh) NFPA 111, ~~2010~~ 2005 edition, Standard on Stored Electrical Energy Emergency and Standby Power Systems.
~~NFPA 115 2008 edition, Standard for Laser Fire Protection~~

(iii) NFPA 120, ~~2010~~ 2004 edition, Standard for Fire Prevention and Control in Coal Mines.

(jjj) NFPA 122, ~~2010~~ 2004 edition, Standard for Fire Prevention and Control in Metal/Nonmetal Mining and Metal Mineral Processing Facilities.

(kkk) NFPA 130, 2010 edition, Standard for Fixed Guideway Transit and Passenger Rail Systems.

(lll) NFPA 140, 2008 edition, Standard on Motion Picture and Television Production Studio Soundstages, Approved Production Facilities, and Production Locations.

(mmm) NFPA 150, ~~2009~~ 2007 edition, Standard on Fire and Life Safety in Animal Housing Facilities.

(nnn) NFPA 160, ~~2011~~ 2006 edition, Standard for Use of Flame Effects Before an Audience.

(ooo) NFPA 170, ~~2009~~ 2006 edition, Standard for Fire Safety and Emergency Symbols.

(ppp) NFPA 204, 2010 ~~2007~~ edition, Standard for Smoke and Heat Venting.

(qqq) NFPA 211, 2010 ~~2006~~ edition, Standard for Chimneys, Fireplaces, Vents, and Solid Fuel Burning Appliances.

~~NFPA 214 2011 edition, Standard on Water-Cooling Towers~~

(rrr) NFPA 221, 2012 ~~2009~~ edition, Standard for High Challenge Fire Walls, Fire Walls, and Fire Barrier Walls.

(sss) NFPA 232, 2012 ~~2007~~ edition, Standard for the Protection of Records.

(ttt) NFPA 241, 2009 ~~2004~~ edition, Standard for Safeguarding Construction, Alteration and Demolition Operations.

(uuu) NFPA 251, 2006 edition, Standard Methods of Tests of Fire Resistance of Building Construction and Materials.

(vvv) NFPA 252, 2008 edition, Standard Methods of Fire Tests of Door Assemblies.

(www) NFPA 253, 2011 ~~2006~~ edition, Standard Method of Test for Critical Radiant Flux of Floor Covering Systems Using a Radiant Heat Energy Source.

(xxx) NFPA 255, 2006 edition, Standard Method of Test of Surface Burning Characteristics of Building Materials.

(yyy) NFPA 256, 2003 edition, Standard Methods of Fire Tests of Roof Coverings.

(zzz) NFPA 257, 2007 edition, Standard on Fire Tests for Window and Glass Block Assemblies.

(aaaa) NFPA 259, 2008 edition, Standard Test Method for Potential Heat of Building Materials.

(bbbb) NFPA 260, 2009 edition, Standard Methods of Tests and Classification System for Cigarette Ignition Resistance of Components of Upholstered Furniture.

(cccc) NFPA 261, 2009 edition, Standard Method of Test for Determining Resistance of Mock-Up Upholstered Furniture Material Assemblies to Ignition by Smoldering Cigarettes.

(dddd) NFPA 265, 2011 ~~2007~~ edition, Standard Methods of Fire Tests for Evaluating Room Fire Growth Contribution of Textile Coverings on full Height Panels and Walls.

(eeee) NFPA 271, 2009 ~~2004~~ edition, Standard Method of Test for Heat and Visible Smoke Release Rates for Materials and Products Using an Oxygen Consumption Calorimeter.

(ffff) NFPA 286, 2011 ~~2006~~ edition, Standard Methods of Fire Test for Evaluating Contribution of Wall and Ceiling Interior Finish to Room Fire Growth.

(gggg) NFPA 288, 2007 edition, Standard Methods of Fire Tests of Floor Fire Door Assemblies Installed Horizontally in Fire Resistance-Rated Floor Systems.

~~NFPA 291 2007 edition, Recommended Practice for Fire Flow Testing and Marking of Hydrants~~

(hhhh) NFPA 302, 2010 ~~2004~~ edition, Fire Protection Standard for Pleasure and Commercial Motor Craft.

(iiii) NFPA 303, 2011 ~~2006~~ edition, Fire Protection Standards for Marinas and Boatyards.

(jjjj) NFPA 307, 2011 ~~2006~~ edition, Standard for the Construction and Fire Protection of Marine Terminals, Piers, and Wharves.

(kkkk) NFPA 312, 2011 ~~2006~~ edition, Standard for Fire Protection of Vessels During Construction, Conversion, Repair, and Lay-Up.

(llll) NFPA 318, 2012 ~~2009~~ edition, Standard for the Protection of Semiconductor Fabrication Facilities.

(mmmm) NFPA 326, 2010 ~~2005~~ edition, Standard for the Safeguarding of Tanks and Containers for Entry, Cleaning, or Repair.

(nnnn) NFPA 385, 2007 edition, Standard for Tank Vehicles for Flammable and Combustible Liquids.

(oooo) NFPA 407, 2012 ~~2007~~ edition, Standard for Aircraft Fuel Servicing.

(pppp) NFPA 409, 2011 ~~2004~~ edition, Standard on Aircraft Hangars.

(qqqq) NFPA 410, 2010 ~~2004~~ edition, Standard on Aircraft Maintenance.

(rrrr) NFPA 415, 2008 edition, Standard on Airport Terminal Buildings, Fueling Ramp Drainage, and Loading Walkways.

(ssss) NFPA 418, 2011 ~~2006~~ edition, Standard for Heliports.

(tttt) NFPA 430, 2004 edition, Code for Storage of Liquid and Solid Oxidizers.

(uuuu) NFPA 432, 2002 edition, Code for Storage of Organic Peroxide Formulations.

(vvvv) NFPA 434, 2002 edition, Code for the Storage of Pesticides.

(wwww) NFPA 484, 2012 ~~2009~~ edition, Standard for Combustible Metals.

(xxxx) NFPA 490, 2002 edition, Code for the Storage of Ammonium Nitrate.

(yyyy) NFPA 495, 2010 ~~2006~~ edition, Explosive Materials Code.

(zzzz) NFPA 498, 2010 ~~2006~~ edition, Standard for Safe Havens and Interchange Lots for Vehicles Transporting Explosives.

(aaaaa) NFPA 501, 2010 ~~2005~~ edition, Standard on Manufactured Housing.

(bbbbb) NFPA 501A, 2009 ~~2005~~ edition, Standard for Fire Safety Criteria for Manufactured Home Installations, Sites, and Communities.

~~NFPA 502 2011 edition, Standard for Road Tunnels, Bridges, and Other Limited Access Highways~~

(ccccc) NFPA 505, 2011 ~~2006~~ edition, Fire Safety Standard for Powered Industrial Trucks Including Type

Designations, Areas of Use, Conversions, Maintenance, and Operations.

(dddd) NFPA 560, 2007 edition, Standard for the Storage, Handling, and Use of Ethylene Oxide for Sterilization and Fumigation.

(eeee) NFPA 601, 2010 ~~2005~~ edition, Standard for Security Services in Fire Loss Prevention.

(ffff) NFPA 654, 2006 edition, Standard for the Prevention of Fire and Dust Explosions from the Manufacturing, Processing, and Handling of Combustible Particulate Solids.

(gggg) NFPA 655, 2007 edition, Standard for Prevention of Sulfur Fires and Explosions.

(hhhh) NFPA 664, 2012 ~~2007~~ edition, Standard for the Prevention of Fires and Explosions in Wood Processing and Woodworking Facilities.

(iiii) NFPA 701, 2010 ~~2004~~ edition, Standard Methods of Fire Tests for Flame Propagation of Textiles and Films.

(jjjj) NFPA 703, 2012 ~~2009~~ edition, Standard for Fire Retardant-Treated Wood and Fire-Retardant Coatings for Building Materials.

(kkkk) NFPA 704, 2012 ~~2007~~ edition, Standard System for the Identification of the Hazards of Materials for Emergency Response.

(llll) NFPA 750, 2010 ~~2006~~ edition, Standard on Water Mist Fire Protection Systems.

~~NFPA 780 2011 edition, Standard for the Installation of Lightning Protection Systems~~

~~NFPA 820 2008 edition, Standard for Fire Protection in Wastewater Treatment and Collection Facilities~~

~~NFPA 850 2010 edition, Recommended Practice for Fire Protection for Electric Generating Plants and High Voltage Direct Current Converter Stations~~

(mmmm) NFPA 909, 2010 ~~2005~~ edition, Code for the Protection of Cultural Resources Properties – Museums, Libraries, and Places of Worship.

(nnnn) NFPA 914, 2010 ~~2007~~ edition, Code for Fire Protection of Historic Structures.

(oooo) NFPA 1122, 2008 edition, Code for Model Rocketry.

(pppp) NFPA 1123, 2010 ~~2006~~ edition, Code for Fireworks Display.

(qqqq) NFPA 1124, 2006 edition, Code for the Manufacture, Transportation, Storage, and Retail Sale of Fireworks and Pyrotechnic Articles.

(rrrr) NFPA 1125, 2012 ~~2007~~ edition, Code for the Manufacture of Model Rocket and High Power Rocket Motors,

(ssss) NFPA 1126, 2011 ~~2006~~ edition, Standard for the Use of Pyrotechnics Before a Proximate Audience.

(tttt) NFPA 1127, 2008 edition, Code for High Power Rocketry.

(uuuu) NFPA 1142, 2012 ~~2007~~ edition, Standard on Water Supplies for Suburban and Rural Fire Fighting.

(vvvv) NFPA 1144, 2008 edition, Standard for Reducing Structure Ignition Hazards from Wildland Fire.

(wwww) NFPA 1192, 2011 ~~2008~~ edition, Standard on Recreational Vehicles.

(xxxx) NFPA 1194, 2011 ~~2008~~ edition, Standard for Recreational Vehicle Parks and Campgrounds.

~~NFPA 1221 2010 edition, Standard for the Installation, Maintenance, and Use of Emergency Services Communications Systems~~

~~NFPA 1561 2008 edition, Standard on Emergency Services Incident Management System~~

(yyyy) NFPA 1600, 2010 ~~2007~~ edition, Standard on Disaster/Emergency Management and Business Continuity Programs.

~~NFPA 1962 2008 edition, Standard for the Inspection, Care, and Use of Fire Hose, Couplings, and Nozzles and the Service Testing of Fire Hose~~

(zzzz) NFPA 1963, 2009 ~~2003~~ edition, Standards for Fire Hose Connections.

(aaaa) NFPA 2001, 2012 ~~2008~~ edition, Standard on Clean Agent Fire Extinguishing Systems.

(bbbb) Such portions of “The United States Secretary of the Interior’s Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings,” which pertain to meeting firesafety requirements without destroying the historical aspects of the building.

(cccc) SFPE Engineering Guide to Performance-Based Fire Protection Analysis and Design of Buildings, Society of Fire Protection Engineers, Bethesda, Maryland 2000 edition.

(dddd) The portions of ANSI A14.3-2002, Safety Code for Fixed Ladders, which pertain to fire escape ladders and which may be obtained at American National Standards Institute, 25 West 43rd Street, 4th Floor, New York, NY 10036.

(eeee) Chapter 4, Accessible Routes, ICC/ANSI A117.1-1998, which may be obtained at American National Standard for Accessible and Usable Buildings and Facilities, American National Standards Institute, 25 West 43rd Street, 4th Floor, New York, NY 10036.

(ffff) The portions of ANSI A1264.1-1995, Safety Requirements for Workplace Floor and Wall Openings, Stairs and Railing Systems, which pertain to fire escape ladders and which may be obtained at American National Standards Institute, 25 West 43rd Street, 4th Floor, New York, NY 10036.

(gggggg) ANSI/UL 2079, 1998 edition, Test of Fire Resistance of Building Joint Systems, which may be obtained at Underwriters Laboratories Inc., 333 Pfingsten Rd., Northbrook, IL 60062.

(hhhhhh) The portions of ASME/ANSI A17.1-2000, Safety Code for Elevators and Escalators, which may be obtained at American Society of Mechanical Engineers, Three Park Avenue, New York, NY 10016-5990.

(iiiiii) The portions of ASME/ANSI A17.3-2002, Safety Code for Existing Elevators and Escalators, which may be obtained at American Society of Mechanical Engineers, Three Park Avenue, New York, NY 10016-5990.

(jjjjjj) ASTM D 2898,-94, (Reapproved 1999), Test Method for Accelerated Weathering of Fire Retardant-Treated Wood for Fire Testing, which may be obtained at American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959.

(kkkkkk) ASTM E 136-1999, Standard Test Method for Behavior of Materials in a Vertical Tube Furnace at 750°C, which may be obtained at American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959.

(llllll) ASTM E 1537, 2001 edition, Standard Test Method for Fire Testing of Upholstered Furniture, which may be obtained at American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959.

(mmmmmm) ASTM E 1590-01, Standard Test Method for Fire Testing of Mattresses, American Society for Testing and Materials, which may be obtained at 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959.

(nnnnnn) ASTM E 1591-00, Standard Guide for Obtaining Data for Deterministic Fire Models, which may be obtained at American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959.

(oooooo) ASTM F 851-1987 (Reapproved 1991), Standard Test Method for Self-Rising Seat Mechanisms, which may be obtained at American Society for Testing and Materials, 100 Barr Harbor Drive, West Conshohocken, PA 19428-2959, but only to the extent referenced in Subdivision 12.2.5.5.1 and 12.2.5.5.2 of NFPA 101, 2000 edition.

(pppppp) ANSI/BHMA A-156.19-2002, American National Standard for Power Assist and Low Energy Power Operated Doors, which may be obtained at Buildings Hardware Manufacturers Association, 355 Lexington Avenue, 17th Floor, New York, NY 10017-6603.

(qqqqqq) 16 Code of Federal Regulations, Part 1632 which may be obtained by contacting the Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, Florida 32399-0342.

(rrrrrr) UL 924, Standard for Safety Emergency Lighting and Power Equipment, Underwriters Laboratories, Inc., which may be obtained at 333 Pfingsten Rd., Northbrook, IL 60062.

(ssssss) UL 1975, Standard for Fire Tests for Foamed Plastics Used for Decorative Purposes, Underwriters Laboratories, Inc., which may be obtained at 333 Pfingsten Rd., Northbrook, IL 60062.

(3) through (5) No change.

PROPOSED EFFECTIVE DATE: December 31, 2014

Rulemaking Authority 633.104, 633.202, 633.208 FS. Law Implemented 633.104, 633.202, 633.208 FS. History—New 11-15-01, Formerly 4A-60.005, Amended 11-28-04, 5-18-08, 12-31-08, 4-25-12, 12-31-14.

NAME OF PERSON ORIGINATING PROPOSED RULE: Casia Sinco, Chief, Bureau of Fire Prevention

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: April 21, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 19, 2013, December 10, 2013, February 27, 2014

Section III

Notice of Changes, Corrections and Withdrawals

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Landscape Architecture

RULE NO.: 61G10-18.002 RULE TITLE: Board Approval of Continuing Education Providers

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. 162, August 20, 2013 issue of the Florida Administrative Register.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. This Notice of Change supersedes the Notice of Change published in Vol. 40, No. 14, of the January 22, 2014, issue of the Florida Administrative Register. The changes are as follows:

Section (4) shall read as follows:

(4) The American Society of Landscape Architects, the Florida Chapter of the American Society of Landscape Architects, the Florida Department of Transportation, the Florida Department of Environmental Protection, and state universities, colleges, and community colleges in Florida will be considered approved providers. The provider as well as all courses must be assigned provider and course numbers for attendees to be eligible to receive credit. Providers must meet all reporting requirements set forth in Section 455.2178, F.S., and courses must meet criteria set forth in subsection 61G10-18.006(5), F.A.C. Providers must submit Form DBPR LA BET 1, "Provider Approval Application," to be assigned a provider number and Form DBPR LA BET 2, "Course Approval Application," to be assigned a course number and to receive course approval. Supporting documentation is not required; however, all other requirements must be met. Advanced instruction in the Florida Building Code curriculum must be established or accredited by the Florida Building Commission.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Juanita Chastain, Executive Director, Division of Professions, Board of Landscape Architecture, 1940 N. Monroe Street, Tallahassee, FL 32399-0783

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NO.: RULE TITLE:
61J1-3.003 Notice of Denial

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 40, No. 78, April 22, 2014 issue of the Florida Administrative Register.

The correction is in response to the omission of the hearing statement in the Rulemaking Notice. The correction is as follows:

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Juana Watkins, Executive Director, Florida Real Estate Commission, 400 West Robinson Street, Suite N801, Orlando, Florida 32801

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:
64B8-10.003 Costs of Reproducing Medical Records

NOTICE OF ADDITIONAL HEARING

The Board of Medicine hereby gives notice of an additional hearing on Rule 64B8-10.003, F.A.C., to be held before the

Rules/Legislative Committee of the Board, on Thursday, June 5, 2014, at 12:00 Noon, or as soon thereafter as can be heard, at the Tampa Airport Marriott, 4200 George J. Bean Parkway, Tampa, Florida 33607. The Board took public testimony on this rule at public hearings held on August 2, 2013, and October 3, 2013, and considered the testimony from the public hearings at the hearing held on December 6, 2013. The Committee reviewed and approved changes authorized by the Board at the December rule hearing and approved a Notice of Change at its meeting held on February 6, 2014. There remained some inconsistency with regard to the approved changes and the existing language and the Committee reconsidered the language at its hearing held on April 3, 2014. The Committee authorized revised language to the rule and will consider the revised draft at the meeting to be held on June 5th. The rule amendment was originally published in Vol. 39, No. 95, of the May 15, 2013, issue of the Florida Administrative Register (FAR).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allison M. Dudley, J.D., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**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-30.006 State Officer Certification Examination General Eligibility Requirements

NOTICE IS HEREBY GIVEN that on April 22, 2014, the Criminal Justice Standards and Training Commission received a petition for a permanent waiver of paragraph 11B-30.006(2)(a), F.A.C., by Palm Beach College Criminal Justice Institute on behalf of Katrina Brown and Theresa Kitchen. Petitioner wishes to waive that portion of the rule which

requires recruits to pass basic recruit training (BRT) before taking the State Officer Certification Examination (SOCE). The Petitioner states that the two named recruits were improperly permitted two remediations for defensive tactics and were improperly permitted to graduate as passing BRT. The impropriety was discovered in an audit. Unfortunately, the two recruits had already passed the SOCE at the time the issue was discovered. Petitioner brought the recruits back and they both took defensive tactics again and passed. However, they had a new completion date for BRT and it was after the date they passed the SOCE, which is in contravention to the rule. The Petition states that the operation of the rule would violate the principles of fairness because the two recruits have already passed the SOCE. Further, the Petitioner states that making the recruits take the SOCE again would cause them substantial hardship and burden them in a manner unlike others who are subject to the rule. The Petition states that the purposes of the underlying statute, Section 943.13(10), F.S., which requires recruits to pass the SOCE prior to becoming certified, has already been satisfied in this case.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32302 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 April 21, 2014, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Gainesville Sun (The). Petitioner seeks a variance of the requirements of an unspecified Section of A17.3, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators operations which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2014-102).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on April 21, 2014, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Tampa Housing Authority (1). Petitioner seeks an emergency variance of the requirements of ASME A17.1b, Section 2.20.4, 2.18.5.1 and 8.11.2.1.3(cc)(1) & (3) as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires steel ropes of a minimum diameter of 9.5 mm 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 (VW2014-103).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on April 21, 2014, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Tampa Housing Authority (2). Petitioner seeks an emergency variance of the requirements of ASME A17.1b, Section 2.4.6.2(c) and 2.10.2.1, as adopted by subsection 61C-5.001(1), Florida Administrative Code, and requests installing a folding car top handrail 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 (VW2014-104).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on April 21, 2014, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Tampa Housing Authority (3). Petitioner seeks an emergency variance of the requirements of ASME A17.1b, Section 2.4.1.5 and 2.15.9.2, as adopted by subsection 61C-5.001(1), Florida Administrative Code, requests installing a retracting toe guard 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 (VW2014-105).

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-4.010 Sanitation and Safety Requirements

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

On April 11, 2014, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Subparagraph 3-305.11(A)(2), 2009 FDA Food Code, Section 3-305.14, 2009 FDA Food Code, Section 6-202.15, 2009 FDA Food Code, Section 6-202.16, 2009 FDA Food Code, subsection 61C-4.010(1), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code, from Lupita Mexican Taqueria MFDV located in Trenton. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk time/temperature control for safety foods other than frankfurters from an open air mobile food dispensing vehicle.

The Petition for this variance was published in Vol. 40, No. 73 of the April 15, 2014, Florida Administrative Register. The Order for this Petition was signed and approved on April 21, 2014. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring that each pan within the steam table is properly covered with an individual lid; the steam table is enclosed within a cabinet with tight-fitting doors, and is protected by an air curtain installed and operated according to the manufacturer's specifications that protects against flying vermin or other environmental contaminants; all steam table

foods must be properly reheated for hot holding at approved commissaries and held hot at the proper minimum temperature per the parameters of the currently adopted FDA Food Code; and steam table food is to be dispensed by the operator with no customer self-service. The Petitioner shall also strictly adhere to the operating procedures and copies of the variance and operating procedures are to be present on the MFDV during all periods of operation.

A copy of the Order or additional information may be obtained by contacting: Lydia.Gonzalez@myfloridalicense.com, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

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

On April 11, 2014, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-1.004(2)(a), Florida Administrative Code, subsection 61C-4.010(7), Florida Administrative Code, subsection 61C-4.010(6), Florida Administrative Code, and Section 6-402.11, 2009 FDA Food Code from Fresh & Fast Cafe located in Ft. Lauderdale. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom on the same level be provided for use by customers and employees. They are requesting to utilize bathrooms located on a different level. The Petition for this variance was published in Vol. 40, No. 73 of the April 15, 2014, Florida Administrative Register. The Order for this Petition was signed and approved on April 21, 2014. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the public bathrooms located on both the second and third floors of the Crown Center are maintained in a clean and sanitary manner and are provided with hot and cold running water under pressure, soap, approved hand drying devices, handwash sign and are available during all hours of operation. The Petitioner shall also ensure that directional signage is installed in the main restaurant area clearly stating the location of the bathrooms.

A copy of the Order or additional information may be obtained by contacting: Lydia.Gonzalez@myfloridalicense.com, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that on April 16, 2014, the Construction Industry Licensing Board received a petition for variance or waiver filed by Peter J. Molodecki, Jr. The petitioner is seeking a permanent variance or waiver of Rule 61G4-15.006, F.A.C., which requires as grounds for approval of an application to qualify a business entity that there not be any unsatisfied judgments or liens against the business entity which the applicant previously qualified as a primary qualifier. Comments on this petition should be filed with the Construction Industry Licensing Board, Northwood Centre, 1940 North Monroe Street, Tallahassee, FL 32399, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Drew Winters, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0783, telephone: (850)487-1395 or by electronic mail: Amanda.Wynn@myfloridalicense.com.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-4.009 Applications

NOTICE IS HEREBY GIVEN that on April 16, 2014, the Board of Medicine received a petition for waiver or variance filed by Abdul Rahman Wattar, M.D., from Rule 64B8-4.009, F.A.C., with regard to the requirement for submission of documentation of medical education directly from Petitioner's medical school. Comments on this petition should be filed with the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allison M. Dudley, J.D., Executive Director, Board of Medicine at the above address or telephone: (850)245-4131.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-4.009 Applications

NOTICE IS HEREBY GIVEN that on April 17, 2014, the Board of Medicine, received a petition for waiver or variance filed by Ranjit S. Pandit, M.D., from Rule 64B8-4.009, F.A.C., with regard to the requirement for submission of documentation of medical education directly from Petitioner's medical school.

Comments on this petition should be filed with the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allison M. Dudley, J.D., Executive Director, Board of Medicine, at the above address or telephone: (850)245-4131.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.004 Selection Procedures for Developments

NOTICE IS HEREBY GIVEN that on April 21, 2014, the Florida Housing Finance Corporation received a petition for waiver from Fountains at Saxon Pointe Blvd., Ltd., requesting a waiver from Rule 67-48.004, F.A.C., in which the petitioner seeks permission for the applicant to replace compact fluorescent bulbs in the bedroom light kits, bathroom lights, and dining room lights (total of 1634 bulbs) with LED bulbs, in lieu of moving electrical outlets 2 inches higher from the finished floor level.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ashley Marie Black, Corporation Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. The Petition has also been posted on Florida Housing's website at floridahousing.org. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Standard Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

Section VI

Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF LEGAL AFFAIRS

Division of Victim Services and Criminal Justice Programs

The Council on the Social Status of Black Men and Boys announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 8, 2014, 9:00 a.m. – 4:00 p.m.

PLACE: Toll-free dial-in number: 1(888)670-3525, conference code: 6970475836

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council's subcommittees will focus on upcoming and future projects for the Council.

A copy of the agenda may be obtained by contacting: <http://www.cssbmb.com>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: the Bureau of Criminal Justice Programs at (850)414-3300. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: the Bureau of Criminal Justice Programs at (850)414-3300.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Florida Forest Service

The Florida Forest Service announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, May 22, 2014, 1:00 p.m.

PLACE: Doyle Conner Building, Doyle Conner Building, Eyster Auditorium, 3125 Conner Boulevard, Tallahassee, Florida 32399-1650, conference call #: 1(888)670-3525, when prompted dial: 2939148824#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General meeting items of the Off-Highway Vehicle Recreation Advisory Committee.

A copy of the agenda may be obtained by contacting: Stefis Demetropoulos, 3535 NE 39th Avenue, Gainesville, Florida 32609, (352)955-2083, Stefis.Demetropoulos@freshfromflorida.com.

PUBLIC SERVICE COMMISSION

The Florida Public Service Commission announces a prehearing conference and a hearing in the following docket to which all persons are invited.

DOCKET NO. AND TITLE: 120161-WS – Analysis of Utilities, Inc.’s financial accounting and customer service computer system.

PREHEARING CONFERENCE DATE AND TIME: Tuesday, April 29, 2014, 1:30 p.m.

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED The purpose of this prehearing conference is to: (1) simplify the issues; (2) identify the positions of the parties on the issues; (3) consider the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) identify exhibits; (5) establish an order of witnesses; and (6) consider such other matters as may aid in the disposition of the action.

HEARING DATE AND TIME: Wednesday, May 14, 2014, 9:30 a.m.

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this hearing is to permit the parties to present testimony and exhibits relative to the application by Utilities Inc. for an analysis of Utilities, Inc.’s financial accounting and customer service computer system and for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony on the issues identified by the parties at the prehearing conference held on April 29, 2014.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the conference at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD), Florida Relay Service.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: **RULE TITLE:**

40E-2.091 Publications Incorporated by Reference

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

DATE AND TIME: May 15, 2014, 9:00 a.m.

PLACE: South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Section 601(h)(4)(B) of the Water Resources Development Act of 2000 requires the State of Florida to reserve or allocate water for the natural systems associated with the implementation of Comprehensive Everglades Restoration Plan (CERP) Projects. For the Caloosahatchee River West Basin Storage Reservoir (C-43 Reservoir) CERP Project, the District has elected to use its water reservation authority described in subsection 373.223(4), F.S. The District is proposing to amend the Basis of Review for Water Use Permit Applications (proposed as Applicant's Handbook through a separate rulemaking process) to incorporate consumptive use permitting review criteria relevant to the reservation of water for the C-43 Reservoir.

A copy of the agenda may be obtained by contacting: South Florida Water Management District Clerk, 1(800)432-2045, ext. 2087 or (561)682-2087.

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: South Florida Water Management District Clerk,

1(800)432-2045, ext. 2087 or (561)682-2087. 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: Don Medellin, Principal Scientist, South Florida Water Management District, P.O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 6340 or (561)682-6340, email: dmedelli@sfwmd.gov or Jennifer D. Bokankowitz, Esq., South Florida Water Management District, P.O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 2258 or (561)682-2258, email: jbokanko@sfwmd.gov.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: RULE TITLE:

40E-10.021: Definitions

40E-10.031: Water Reservations Implementation

40E-10.041: Water Reservation Areas: Lower West Coast Planning Area

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

DATE AND TIME: May 15, 2014, 9:00 a.m.

PLACE: South Florida Water Management District, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Section 601(h)(4)(B) of the Water Resources Development Act of 2000 requires the State of Florida to reserve or allocate water for the natural systems associated with the implementation of Comprehensive Everglades Restoration Plan (CERP) Projects. For the Caloosahatchee River West Basin Storage Reservoir (C-43 Reservoir) CERP Project, the District has elected to use its water reservation authority described in subsection 373.223(4), F.S. The District proposes the adoption of definitions, a description of the reservoir and reservation, and implementing provisions.

A copy of the agenda may be obtained by contacting: South Florida Water Management District Clerk, 1(800)432-2045, ext. 2087, or (561)682-2087.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 hours before the workshop/meeting by contacting: South Florida Water Management District Clerk, 1(800)432-2045, ext. 2087, or (561)682-2087. 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: Don Medellin, Principal Scientist, South Florida Water Management District, P.O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 6340, or (561)682-6340, email: dmedelli@sfwmd.gov, or Jennifer D. Bokankowitz, Esq., South Florida Water Management District, P.O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 2258, or (561)682-2258, email: jbokanko@sfwmd.gov. For questions regarding the rulemaking process, contact Jan Sluth, Sr. Paralegal, South Florida Water Management District, P.O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 6299, or (561)682-6299, email: jsluth@sfwmd.gov.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:

59G-13.110 Project AIDS Care Waiver Services

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

DATE AND TIME: Friday, May 2, 2014, 1:00 p.m. – 2:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room D, Tallahassee, Florida 32308-5407

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Agency is scheduling a public meeting for the purpose of discussing the existing December 2005 Florida Medicaid Project AIDS Care Waiver Services Coverage & Limitations Handbook, which is located on the Medicaid fiscal agent's website at www.mymedicaid-florida.com. Select Public Information for Providers, then Provider Support, and then Provider Handbooks.

A copy of the agenda may be obtained by contacting: Sophia Whaley, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, FL 32308-5407, telephone: (850)412-4284, email: sophia.whaley@ahca.myflorida.com or at www.ahca.myflorida.com/Medicaid/review/index.shtml.

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: Sophia Whaley, Bureau of Medicaid Services at (850)412-4284. 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).

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Office of the Secretary

The Recreational Trails Program Advisory Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: May 1, 2014, 11:30 a.m.

PLACE: Dial toll-free: 1(888)670-3525 and enter passcode: 7320976066#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee will discuss the priority list for the 2013B Recreational Trails Program grant cycle.

A copy of the agenda may be obtained by contacting: Alexandra Weiss, State of Florida Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station 795, Tallahassee, Florida 32399-3000, (850)245-2065.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Alexandra Weiss, State of Florida Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station 795, Tallahassee, Florida 32399-3000, (850)245-2065. 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).

DEPARTMENT OF HEALTH

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

DATE AND TIME: Wednesday, April 30, 2014, 3:00 p.m.

All future meeting dates and times related to this solicitation will be posted on the Vendor Bid System (VBS) prior to the meetings.

PLACE: FDOH Purchasing Office, 4052 Bald Cypress Way, Room 310F, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Bid Opening by the Procurement Officer for DOH13-018: Rental of Audio Visual Equipment.

Any person requiring a special accommodation because of a disability at this public meeting should contact the FDOH Purchasing Office at (850)245-4199 at least 24 hours prior to the meeting.

If a person decides to appeal any decision made by the Department with respect to any matter considered at the meeting, he or she will need a recording of the proceedings, and for such purpose he or she may need to ensure that a verbatim record of the proceedings is made which to include testimony and evidence upon which the appeal is to be based.

A copy of the agenda may be obtained by contacting: CPORequests@flhealth.gov.

For more information, you may contact: CPORequests@flhealth.gov.

DEPARTMENT OF HEALTH

Board of Chiropractic

The Board of Chiropractic Medicine Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, May 20, 2014, 12:30 p.m. at Meet Me number: 1(888)670-3525, participant code: 9238150597

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

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

A copy of the agenda may be obtained by contacting: Sherra W. Mears, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

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

Board of Orthotists and Prosthetists

The Board of Orthotists & Prosthetists announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, May 14, 2014, 9:00 a.m. at Meet Me number: 1(888)670-3525, participant code: 9238150597

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Sherra W. Mears, Board of Orthotists & Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 3299-3257 or by accessing the website at <http://floridasorthotistsprosthetists.gov/meeting-information/>.

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

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

DATE AND TIME: Wednesday, May 14, 2014, 1:30 p.m. – 3:30 p.m.

PLACE: Lutheran Social Services of Northeast Florida, 4615 Phillips Highway, Classroom #3, Jacksonville, Florida 32207

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Jacksonville 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: Debbie Ansbacher at (904)485-9540 or Taddese Fessehayee 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: Debbie Ansbacher at (904)485-9540 or Taddese Fessehayee 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: Debbie Ansbacher at (904)485-9540 or Taddese Fessehayee at (407)317-7335.

DEPARTMENT OF MILITARY AFFAIRS

The Department of Military Affairs announces a public meeting to which all persons are invited.

DATE AND TIME: May 1, 2014, 11:30 a.m.

PLACE: Florida Air Guard Conference Room, St. Francis Barracks, 82 Marine Street, St. Augustine, Florida 32084

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Armory Board will consider action on contracts, leases,

agreements and other business relative to real property and facility management issues under its control.

A copy of the agenda may be obtained by contacting: Sondra Vaughn, (904)823-0201.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Sondra Vaughn, (904)823-0201. 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: Sondra Vaughn, (904)823-0201.

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: April 30, 2014, 9:00 a.m.

PLACE: Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151

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: The 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: The 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: The Reemployment Assistance Appeals Commission, 101 Rhyne Building, 2740 Centerview Drive, Tallahassee, Florida 32399-4151, (850)487-2685.

CLAY SOIL AND WATER CONSERVATION DISTRICT
 The Clay County Soil & Water Conservation District announces a public meeting to which all persons are invited.
DATE AND TIME: May 5, 2014, 9:00 a.m.
PLACE: Clay County Extension Office, 2463 SR 16 W, Green Cove Springs, FL 32043
GENERAL SUBJECT MATTER TO BE CONSIDERED: General Meeting.

KIMLEY-HORN AND ASSOCIATES, INC. – TALLAHASSEE

The Florida Department of Transportation (FDOT) announces an alternatives meeting to which all persons are invited.
DATE and TIME: Thursday, April 24, 2014, 5:30 p.m. – 6:30 p.m., CDT
PLACE: Crestview Community Center, 1446 Commerce Drive, Crestview, Florida 32536
GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation will conduct a public meeting regarding the update of the Interstate 10 Master Plan for the corridor beginning at the Santa Rosa/Okaloosa County line east to the Jackson/Gadsden County line. Financial Project Identification Number: 425832-1-12-01.

The purpose of the meeting is to present existing and future conditions and potential alternatives to meet future needs. There will be a brief presentation. FDOT and project staff will be available to discuss the project, answer questions, and receive comments.

A copy of the handout and other meeting materials may be obtained by contacting: FDOT Project Manager Virgie Bowen, AICP, 1074 Highway 90, Chipley, Florida 32428, toll-free: 1(888)638-0250, extension 1530 or via email: virgie.bowen@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Virgie Bowen, at the contact information listed above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1 (800)955-8770 (Voice).

Section VII
Notice of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

Notice is hereby given that the Construction Industry Licensing Board has received a Petition for Declaratory Statement filed on behalf of Matthew Thomas Roller, on April 15, 2014. The Petitioner asks whether his Certified Pollutant Storage System Contractor License covers the installation, maintenance, repair, alteration, extension, or design and use of materials and items in the installation, maintenance, extension, and alteration of, natural gas fuel tanks/systems. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice. Copies of the petition may be obtained by contacting: Drew Winters, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0783, (850)487-1395 or by electronic mail: Amanda.Wynn@myfloridalicense.com.

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 ECONOMIC OPPORTUNITY
Division of Community Development

Final Order, DEO-14-038

NOTICE IS HEREBY GIVEN that the Florida Department of Economic Opportunity issued Final Order No. DEO-14-038 on April 21, 2014, in response to an application submitted by Floral Lakes Community, respectively, for covenant revitalization under Chapter 720, Part III, Florida Statutes. The Department’s Final Order granted the application for covenant revitalization after determining that the application met the statutory requirements for covenant revitalization. Copies of the final order 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-14-039

In re: A LAND DEVELOPMENT REGULATION
ADOPTED BY ISLAMORADA, VILLAGE OF
ISLANDS, FLORIDA, ORDINANCE NO. 14-04

FINAL ORDER

APPROVING ISLAMORADA ORDINANCE NO. 14-04

The Department of Economic Opportunity (“Department”) hereby issues its Final Order, pursuant to §§ 380.05(6) and 380.0552(9), Fla. Stat., approving land development regulations adopted by Islamorada, Village of Islands, Florida, Ordinance No. 14-04 (the “Ordinance”).

FINDINGS OF FACT

The Florida Keys Area is designated by § 380.0552, Fla. Stat., as an area of critical state concern. Islamorada, Village of Islands, is a local government within the Florida Keys Area.

The Ordinance was adopted by Islamorada, Village of Islands, on January 23, 2014, and rendered to the Department on March 13, 2014.

The Ordinance amends Chapter 30 “Land Development Regulations,” Article VI “Specific Use Restrictions,” Division 6 “Vacation Rentals,” Section 30-1295(B)(2) of the Islamorada Code of Ordinances, to allow properties in the Residential High or Mixed Use Future Land Use Categories to apply for vacation rental licenses utilizing the 2007 property values through the 2014 licensing period.

CONCLUSIONS OF LAW

The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern. §§ 380.05(6) and (11) and § 380.0552(9), Fla. Stat.

“Land development regulations” include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Fla. Stat. The regulations adopted by the Ordinance are land development regulations.

All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the principles for guiding development for that area. §§ 380.05(6) and 380.0552(9), Fla. Stat. The Principles for Guiding Development for the Florida Keys Area of Critical State Concern are set forth in § 380.0552(7), Fla. Stat.

The Ordinance is consistent with Policy 1-2.4.7 and Policy 1-2.4.8 in the Islamorada, Village of Islands, Comprehensive Plan.

The Ordinance is consistent with the Principles for Guiding Development in Section 380.0552(7), Fla. Stat., as a whole, and is specifically consistent with the following Principles:

(a) Strengthening local government capabilities for managing land use and development so that local government is able to achieve these objectives without continuing the area of critical state concern designation.

(n) Protecting the public health, safety, and welfare of the citizens of the Florida Keys and maintaining the Florida Keys as a unique Florida resource.

WHEREFORE, IT IS ORDERED that the Department finds that Islamorada, Village of Islands, Ordinance No. 14-04 is consistent with the Principles for Guiding Development for the Florida Keys Area of Critical State Concern and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Register unless a petition is timely filed as described in the Notice of Administrative Rights below.

DONE AND ORDERED in Tallahassee, Florida.

/s/ _____
William B. Killingsworth, Director
Division of Community Development
Department of Economic Opportunity

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY’S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT’S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT’S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES,

AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF ECONOMIC OPPORTUNITY A WRITTEN PLEADING ENTITLED, “PETITION FOR ADMINISTRATIVE PROCEEDINGS” WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY:

AGENCY CLERK
DEPARTMENT OF ECONOMIC OPPORTUNITY
OFFICE OF THE GENERAL COUNSEL
107 EAST MADISON STREET, MSC 110
TALLAHASSEE, FLORIDA 32399-4128
TELEPHONE: (850)245-7160
FAX: (850)921-3230

Email: James.Bellflower@deo.myflorida.com

THE PETITION MUST MEET THE FILING REQUIREMENTS IN RULE 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the following persons by the methods indicated this 22 day of April, 2014.

/s/ _____

James W. Bellflower, Agency Clerk
Department of Economic Opportunity
107 East Madison Street, MSC 110
Tallahassee, FL 32399-4128

By U.S. Mail:
Honorable Ted Blackburn
Mayor, Islamorada, Village of Islands
86800 Overseas Highway
Islamorada, FL 33036

Edward Koconis, Director
Planning and Development Services
Islamorada, Village of Islands
86800 Overseas Highway
Islamorada, FL 33036

Synthia Lankford, Village Clerk
Islamorada, Village of Islands
86800 Overseas Highway
Islamorada, FL 33036

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.
