

Section I

Notice of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-3.003 Renewal Fees

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to reduce the licensure renewal fee for one biennial period.

SUBJECT AREA TO BE ADDRESSED: Reduction of the licensure renewal fee for one biennium.

RULEMAKING AUTHORITY: 456.025, 458.309(1), 458.311, 458.3115, 458.3124, 458.313, 458.3145, 458.315, 458.316, 458.3165, 458.317, 458.319, 458.345 FS.

LAW IMPLEMENTED: 456.025(1), 456.036(3), 458.319(1), 458.345(4) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Allison M. Dudley, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-9.0141 Standards for Telemedicine Practice

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to address the issue of ordering controlled substances for hospitalized patients through the use of telemedicine.

SUBJECT AREA TO BE ADDRESSED: Clarifying subsection (4) of the rule with regard to controlled substances for hospitalized patients.

RULEMAKING AUTHORITY: 458.331(1)(v) FS.

LAW IMPLEMENTED: 458.331(1)(v) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN

THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Allison M. Dudley, J.D., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: RULE TITLE:

64B15-14.0081 Standards for Telemedicine Practice

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to address the issue of ordering controlled substances for hospitalized patients through the use of telemedicine.

SUBJECT AREA TO BE ADDRESSED: Clarifying subsection (4) of the rule with regard to controlled substances for hospitalized patients.

RULEMAKING AUTHORITY: 459.015(1)(z) FS.

LAW IMPLEMENTED: 459.015(1)(z) FS.

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

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

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

Section II Proposed Rules

DEPARTMENT OF LEGAL AFFAIRS

Division of Victim Services and Criminal Justice Programs

RULE NO.: RULE TITLE:

2A-8.005 Adjustments to Reflect Consumer Price Index

PURPOSE AND EFFECT: The proposed rule amendments are intended to reflect changes to benefits with regard to the recent changes in the Consumer Price Index

SUMMARY: The proposed rule amendments reflect revised benefit payments in response to adjustments to the Consumer Price Index.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule the Department, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Cost (SERC) was not necessary. This proposed rulemaking will not have an adverse impact or effect regulatory costs in excess of \$1million within five years as established in Section 120.541(2)(a)1., 2., and 3., F.S.

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

**RULEMAKING AUTHORITY:** 112.19 FS.

**LAW IMPLEMENTED:** 112.19 FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Rick Nuss, Chief, Bureau of Criminal Justice Programs, Department of Legal Affairs, PL-01, The Capitol, Tallahassee, Florida 32399-1050

**THE FULL TEXT OF THE PROPOSED RULE IS:**

2A-8.005 Adjustments to Reflect Consumer Price Index.

(1) Section 112.19(2)(j), F.S., requires the Bureau to adjust the statutory amount on July 1 of each year based on the Consumer Price Index for all urban consumers published by the United States Department of Labor, using the most recent figures available. The Bureau will utilize the previous March Consumer Price Index published by the United States Department of Labor and the benefits shall be adjusted from the benefit amount of the year before.

(2) The Consumer Price Index amount in March ~~2014~~ ~~2013~~ increased ~~1.5~~ ~~2.7~~ percent. Therefore, the statutory amount for the period July 1, ~~2014~~ ~~2013~~ through June 30, ~~2015~~ ~~2014~~, is:

(a) For those benefits paid or to be paid under paragraph (a) of subsection (2); ~~\$65,773.53~~ ~~\$64,801.51~~.

(b) For those benefits paid or to be paid under paragraph (b) of subsection (2); ~~\$65,773.53~~ ~~\$64,801.51~~.

(c) For those benefits paid or to be paid under paragraph (c) of subsection (2); ~~\$198,272.66~~ ~~\$195,342.53~~.

Rulemaking Authority 112.19 FS. Law Implemented 112.19 FS. History—New 12-10-03, Amended 8-17-04, 7-26-05, 7-26-06, 7-15-07, 7-20-08, 7-20-09, 7-4-10, 7-18-11, 8-21-12, 7-03-13,\_\_\_\_\_.

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Rick Nuss, Chief, Bureau of Criminal Justice Programs

**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** Attorney General Pam Bondi

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** May 14, 2014

**DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR:** April 29, 2014

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Plant Industry**

**RULE NOS.:** **RULE TITLES:**

5B-57.007 Noxious Weed List

5B-57.011 Non-Native Species Planting Permits

**PURPOSE AND EFFECT:** The proposed is to add four new noxious weeds to the Noxious Weed List and to add an exemption for a specific algae-like organism from non-native permitting requirements. Both of the changes have undergone scientific review and are well justified.

**SUMMARY:** This proposed rulemaking will add four new noxious weeds as requested by the Noxious Weed and Invasive Review Committee, and include an exemption from non-native permitting requirements for an Algenol algae-like organism.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department’s economic analysis of the adverse impact or potential regulatory costs of the proposed rule did not exceed any of the criteria established in Section 120.541(2)(a), Florida Statutes. As part of this analysis, the Department relied upon past experiences of this nature with similar rules. Additionally, no interested party submitted additional information regarding the economic impact.

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: 570.07(23), 581.031(4), (5) FS.

LAW IMPLEMENTED: 581.031(4), (5), (6), 581.083, 581.091 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Richard Gaskalla, Division Director, Florida Department of Agriculture and Consumer Services’ Division of Plant Industry, P. O. Box 147100, Gainesville, FL 32614-7100, (352)395-4628

THE FULL TEXT OF THE PROPOSED RULE IS:

5B-57.007 Noxious Weed List.

The following plants shall be considered noxious for the purpose of this rule chapter.

(1) Parasitic Weeds.

(a) through (c) No change.

(d) ~~Orobanch~~ spp. – broomrapes, with the exception of: O. uniflora – oneflowered broomrape.

~~2. O. uniflora – oneflowered broomrape~~

(2) Terrestrial Weeds.

(a) through (c) No change.

(d) Ardisia crenata – coral ardisia

~~(e) Ardisia elliptica – shoebutton ardisia~~

(f) Asphodelus fistulosus – onionweed

~~(g) Avena sterilis (including Avena budoviciana) – animated oat, wild oat~~

(h) Borreria alata – broadleaf buttonweed

(i) Carthamus oxyacantha – wild safflower

(j) Casuarina equisetifolia – Australian pine

~~(k) Casuarina glauca – suckering Australian pine~~

~~(l) Chrysopogon aciculatus – pilpiliula~~

(m) Colubrina asiatica – latherleaf

~~(n) Commelina benghalensis – Benghal dayflower~~

~~(o) Crupina vulgaris – common crupina~~

~~(p) Cupaniopsis anacardioides – carrotwood  
Propagation prohibited effective 7/1/99; sale or distribution prohibited 1/1/2001.~~

~~(q) Digitaria scalarum – African couchgrass, fingergrass~~

~~(r) Digitaria velutina – velvet fingergrass, annual couchgrass~~

~~(s) Dioscorea alata – white yam~~

~~(t) Dioscorea bulbifera – air potato~~

~~(u) Drymaria arenarioides – lightning weed~~

~~(v) Emex australis – three-corner jack~~

~~(w) Emex spinosa – devil’s thorn~~

~~(x) Euphorbia prunifolia – painted euphorbia~~

~~(y) Galega officinalis – goat’s rue~~

~~(z) Heracleum mantegazzianum – giant hogweed~~

~~(aa) Imperata brasiliensis – Brazilian satintail~~

~~(bb) Imperata cylindrica – cogongrass~~

~~(cc) Ipomoea triloba – little bell, aiea morning glory~~

~~(dd) Ischaemum rugosum – murainograss~~

~~(ee) Leptochloa chinensis – Asian sprangletop~~

~~(ff) Leucaena leucocephala – lead tree~~

~~(gg) Ligustrum sinense - Chinese privet, except the cultivar ‘Variegatum’~~

~~(hh) Lycium ferocissimum – African boxthorn~~

~~(ii) Lygodium japonicum – Japanese climbing fern~~

~~(jj) Lygodium microphyllum – small-leaved climbing fern~~

~~(kk) Melaleuca quinquenervia – melaleuca~~

~~(ll) Melastoma malabathricum – Indian rhododendron-~~

~~(mm) Mikania cordata – mile-a-minute~~

~~(nn) Mikania micrantha – climbing hempweed~~

~~(oo) Mimosa invisa – giant sensitive plant~~

~~(pp) Mimosa pigra – catclaw mimosa~~

~~(qq) Nassella trichotoma – serrated tussock~~

~~(rr) Neyraudia reynaudiana – Burma reed~~

~~(ss) Nymphoides cristata - crested floating heart~~

~~(tt) Nymphoides peltata - yellow floating heart~~

~~(uu) Opuntia aurantiaca – jointed prickly pear~~

~~(vv) Oryza longistaminata – red rice~~

~~(ww) Oryza punctata – red rice~~

~~(xx) Oryza rufipogon – wild red rice~~

~~(yy) Paederia cruddasiana – sewer-vine~~

~~(zz) Paederia foetida – skunk-vine~~

~~(aaa)(www)~~ *Paspalum scrobiculatum* – Kodomillet  
~~(bbb)(xx)~~ *Pennisetum clandestinum* – Kikuyu grass  
~~(ccc)(yy)~~ *Pennisetum macrourum* – African feathergrass  
~~(ddd)(zz)~~ *Pennisetum pedicellatum* – Kyasuma grass  
~~(eee)(aaa)~~ *Pennisetum polystachyon* – missiongrass, thin napiergrass

~~(fff)(bbb)~~ *Prosopis* spp.  
~~(ggg)(eee)~~ *Pueraria montana* – kudzu  
~~(hhh)(ddd)~~ *Rhodomyrtus tomentosa* – downy myrtle  
~~(iii)(eee)~~ *Rottboellia cochinchinensis* – itchgrass  
~~(jjj)(fff)~~ *Rubus fruticosus* – bramble blackberry  
~~(kkk)(ggg)~~ *Rubus mollucanus* – wild raspberry  
~~(lll)(hhh)~~ *Saccharum spontaneum* – wild sugarcane  
~~(mmm)(iii)~~ *Salsola vermiculata* – wormleaf salsola  
~~(nnn)(jjj)~~ *Sapium sebiferum* – Chinese tallow tree  
~~(ooo)(kkk)~~ *Scaevola taccada* – beach naupaka-  
 Propagation prohibited immediately and distribution prohibited by July 1, 2007.

~~(ppp)(lll)~~ *Schinus terebinthifolius* – Brazilian pepper-tree  
~~(qqq)(mmm)~~ *Setaria pallidifusca* – cattail grass  
~~(rrr)(nnn)~~ *Solanum tampicense* – wetland nightshade  
~~(sss)(ooo)~~ *Solanum torvum* – turkeyberry  
~~(ttt)(ppp)~~ *Solanum viarum* – tropical soda apple  
~~(uuu)(qqq)~~ *Tridax procumbens* – coat buttons  
~~(vvv)(rrr)~~ *Urochloa panicoides* – liverseed grass

Rulemaking Authority 570.07(23), 581.031(4), (5) FS. Law Implemented 581.031(4), (5), (6), 581.083, 581.091 FS. History–New 7-27-93, Amended 2-28-94, 6-30-96, 7-7-99, 10-1-06, 7-29-13,\_\_\_\_\_.

5B-57.011 Non-Native Species Planting Permits.

(1) through (1)(b) No change.

(c) A new application will be required if a new or additional planting (contiguous or noncontiguous) exceeds five percent (5%) of the acreage covered by a previous permit.

(1)(d) through (5)(c) No change.

(d) *Cyanobacterium* sp. (Strain AB1)

~~(e)(d)~~ Energy cane (complex hybrid of *Saccharum officinarum*, *S. spontaneum*, *S. barberi* and *S. sinense*)

~~(f)(e)~~ *Eucalyptus amplifolia*

~~(g)(f)~~ *Eucalyptus benthamii*

~~(h)(g)~~ *Eucalyptus dorrigoensis*

~~(i)(h)~~ *Eucalyptus dunnii*

~~(j)(i)~~ *Eucalyptus grandis*

~~(k)(j)~~ *Eucalyptus gunni*

~~(l)(k)~~ *Eucalyptus nitens*

~~(m)(l)~~ *Eucalyptus smithii*

~~(n)(m)~~ *Eucalyptus urograndis* - *E. grandis* X *E. urophylla*

~~(o)(n)~~ *Hibiscus cannabinus* L

~~(p)(o)~~ *Miscanthus giganteus* - *M. sacchariflorus* X *M. sinensis*

~~(q)(p)~~ *Pinus* spp.

Note: With the exception of *Miscanthus giganteus*, importation of *Saccharum* and *Miscanthus* species requires a Non-Native Species Permit in accordance with Rule 5B-3.003, F.A.C.

(6) No change.

Rulemaking Authority 570.07(23), 581.031(4), (5) FS. Law Implemented 581.031(4), (5), (6), 581.083, 581.091 FS. History–New 10-1-06, Amended 9-24-08, 7-29-13,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Richard Gaskalla, Division Director

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Commissioner of Agriculture Adam H. Putnam

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: May 13, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAR: May 1, 2014

**DEPARTMENT OF CORRECTIONS**

RULE NO.: RULE TITLE:

33-210.101 Routine Mail

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify that commercial photographs are not allowed to be received as routine mail.

SUMMARY: The rule expressly prohibits inmates from receiving commercial photographs through routine mail.

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 these rules, the department has determined that the amendments will not exceed any one of the economic analysis criteria in a SERC as set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 944.09 FS.  
 LAW IMPLEMENTED: 20.315, 944.09 FS.  
 IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAR.  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Paul Vazquez, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-210.101 Routine Mail.

(1) No change.

(2) Inmates will be permitted to receive only the following types of materials through routine mail:

(a) through (b) No change.

(c) Photographs. Photographs will be counted toward the 15 page additional materials limitation. Nude photographs or photographs that reveal genitalia, buttocks, or the female breast will not be permitted. Polaroid photographs and commercial photographs will not be permitted. Commercial photographs are those produced in bulk that are not actual photographs, but are computer or printer copies usually produced for sale or purchase. Photographs will not exceed 8" x 10".

(d) through (e) No change.

(3) through (22) No change.

Rulemaking Authority 944.09 FS. Law Implemented 20.315, 944.09 FS. History--New 10-8-76, Amended 10-11-77, 4-19-79, 11-19-81, 3-12-84, 10-15-84, Formerly 33-3.04, Amended 7-8-86, 9-4-88, 3-9-89, 9-1-93, 9-30-96, 5-25-97, 6-1-97, 10-7-97, 5-10-98, Formerly 33-3.004, Amended 12-20-99, Formerly 33-602.401, Amended 12-4-02, 8-5-03, 10-27-03, 9-20-04, 3-23-08, 7-2-09, 5-9-10, 12-5-12, 4-1-13,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: James Upchurch, Assistant Secretary of Institutions  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Michael D. Crews, Secretary  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 8, 2014  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 25, 2014

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Building Commission**

RULE NO.: 61G20-6.002  
 RULE TITLE: Commission Approval and Accreditation of Advanced Building Code Training Courses

PURPOSE AND EFFECT: To clarify the application deadline for revised accredited advanced courses, when course providers can select the self-affirm option upon revising a

previously approved accredited course, and accreditation of advanced courses for future editions of the Florida Building Code upon approval for adoption by the Florida Building Commission. The rule also includes adding the code edition to the title of advanced courses.

SUMMARY: Statute permits the Commission to develop criteria for the accreditation of courses related to the Florida Building Code by accreditors approved by the commission. The rule is amended to establish the deadlines for the revision of accredited courses, clarify when the self-affirmation option can be used, allow courses on future editions of the code to be accredited upon Commission approval of the Florida Building Code for adoption, and require the code edition be included in the title of an advanced course.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Commission conducted an analysis of the proposed rule's potential economic impact and determined that it did not exceed any of the criteria established in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 553.841(7) FS.

LAW IMPLEMENTED: 553.841 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Ila Jones, Administrator, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)717-1822

THE FULL TEXT OF THE PROPOSED RULE IS:

61G20-6.002 Commission Approval and Accreditation of Advanced Building Code Training Courses.

(1) Approval of Course Accreditors. The Commission shall approve persons to serve as accreditors of advanced training courses. Persons desiring to be accreditors shall apply

using the Register Accreditor function and associated online screens, Form FBC-ED-001, effective September 10, 2010, adopted and incorporated herein by reference and available from the Building Code Information System at [www.floridabuilding.org/ce/ce\\_tporgapp\\_dtl1.aspx](http://www.floridabuilding.org/ce/ce_tporgapp_dtl1.aspx).

Applications shall be accompanied by an application fee of \$100.00. Applications shall be approved by the Commission if the applicant has demonstrated five years of Florida Building Code expertise in the field for which approval is sought, or equivalent as specified below, or possesses an active license issued pursuant to Section 471.015, 481.213, or 481.311; Chapter 489, Part I or II, F.S.; or a standard certificate issued pursuant to Section 468.609, F.S. Accreditors approved by the Commission under prior versions of this rule are authorized to continue accreditation of building code courses. Equivalent expertise or proficiency under this provision shall include:

- (a) through (d) No change.
- (2) No change.
- (3) Training Provider Registration and Requirements.

(a) Training providers approved by the Department of Business and Professional Regulation who desire Commission approval and accreditation for advanced building code courses shall register with the Building Code Information System using the Register Training Provider function and associated online screens, Form FBC-ED-002, effective September 10, 2010, adopted and incorporated herein by reference and available from the Building Code Information System at [www.floridabuilding.org/ce/ce\\_tporgapp\\_dtl1.aspx](http://www.floridabuilding.org/ce/ce_tporgapp_dtl1.aspx), and pay a registration fee of \$25.00.

(b) Registered training providers shall submit materials and information pertaining to courses for which Commission accreditation and approval is sought utilizing the Submit a Course Application function and associated online screens, Form FBCED 2003-03, "Application for Course Accreditation," effective ~~October 2012~~, adopted and incorporated herein by reference and available from the Building Code Information System at [https://flrules.org/gateway/reference.asp?No=Ref-~~http://www.floridabuilding.org/ce/ce\\_default.aspx~~](https://flrules.org/gateway/reference.asp?No=Ref-<del>http://www.floridabuilding.org/ce/ce_default.aspx</del>) or [https://flrules.org/gateway/reference.asp?No=Ref-~~https://www.flrules.org/gateway/reference.asp?NO=Ref-02166~~](https://flrules.org/gateway/reference.asp?No=Ref-<del>https://www.flrules.org/gateway/reference.asp?NO=Ref-02166</del>).

- (c) through (d) No change.

(e) The Building Code Information System shall assign an accreditation number to the application upon submittal. The application shall be accredited completely and placed in the "Pending FBC Action" file on the Building Code Information System at [http://www.floridabuilding.org/ce/ce\\_tporgapp\\_dtl1.aspx](http://www.floridabuilding.org/ce/ce_tporgapp_dtl1.aspx) no later than 23 ~~calendar~~ days prior to the next scheduled meeting of the Florida Building Commission. The Commission or its designee shall finalize the accreditation process utilizing the Building Code Information System at

[www.floridabuilding.org](http://www.floridabuilding.org) and notify the provider and accreditor within 3 business days of the Florida Building Commission's action on the applications. If a provider has not taken any action on a submitted but incomplete application in 180 days, the Commission may withdraw the application.

(f) On or before the effective date of changes to the Florida Building Code, Florida Statutes or rule relating to the Florida Building Code, providers shall update existing accredited courses affected by the code, law or rule changes pursuant to subsection (3)(g) and submit for accreditation on the Building Code Information System at [http://www.floridabuilding.org/ce/ce\\_default.aspx](http://www.floridabuilding.org/ce/ce_default.aspx). If the course is not updated, the course expires and cannot be updated. The code version, law or rule that initiated the update and reaccreditation process must be noted on the application. Accreditation of revisions to approved accredited courses shall be accomplished in the same manner as described in paragraphs (a) through (f) hereof, except only the revision submitted shall be subject to review. These courses shall be approved by the administrator of the education program subject to ratification by the Florida Building Commission.

(g) The following timelines apply for any course for which revision is required:

1. For a new edition of the Florida Building Code, a course must be revised pursuant to the provisions of subsection (4).

2. For any amendment to Florida Building Code pursuant to Section 553.73, F.S., a course must be revised by the effective date of any change.

3. For any change in Florida law, a course must be revised within six months of the effective date of the law.

4. For any change in Florida administrative rule, a course must be revised within six months of the effective date of the rule.

~~(h)(g)~~ If an approved accredited course ~~is not affected by the code change or~~ requires only one change revision to correct or update a reference, table, diagram, or quoted provision of code, law, or administrative rule, the training provider may self-affirm by completing ~~shall complete~~ Form FBC-ED-002, (adopted above in subparagraph (3)(a)) ~~effective September 10, 2010, adopted herein by reference and available from the Building Code Information System at [http://www.floridabuilding.org/ce/ce\\_tporgapp\\_dtl1.aspx](http://www.floridabuilding.org/ce/ce_tporgapp_dtl1.aspx)~~. The same change may be made in more than one place in the course. The code version, law or administrative rule must be noted on the application. ~~If a correction or update is required,~~ The training provider must list the exact correction or update, the specific location of the correction or update, and reason for the change in the course and affirm this is the only correction or update to the course. The correction or update to the course shall be

approved by the administrator of the education program subject to ratification by the Florida Building Commission.

(i) If an approved accredited course is not affected by the code, law, or administrative rule change, and no change is required, but a licensure or other board requires an updated version of the course, the training provider may self-affirm by completing Form FBC-ED-002 (adopted above in subparagraph (3)(a)). The code version must be noted on the application. The course shall be approved by the administrator of the education program subject to ratification by the Florida Building Commission.

(j) If an approved accredited course is submitted as self-affirming no change or self-affirming one change, but the Florida Building Commission determines more than one change is required, the course must be reviewed by an approved accreditor in the same manner as described in paragraph (f) hereof.

~~(k)(h)~~ A change to the delivery format of an approved accredited course must be submitted for accreditation.

(4) Course Content and Accreditor Review. Accreditors shall review courses submitted by registered providers to determine if the course accurately presents the technical and administrative responsibilities reflected in the law, administrative rule, current edition of the Florida Building Code, or future editions approved for adoption by the Florida Building Commission of the Code if the accreditor is reviewing a course revised to comply with an updated edition of the Florida Building Code in accordance with paragraph (3)(f) of this rule or Florida Statutes or rules related to the Florida Building Code. If a course is impacted by any subsequent changes to the updates approved for adoption by the Florida Building Commission, the provider is responsible for revising the course to comply with the Florida Building Code in accordance with paragraphs (3)(f) through (j). Accreditors shall not mutually accredit each others' courses. The accreditor shall determine if the course meets the following minimum criteria:

(a) Course title and number. The code edition, law or administrative rule the word "advanced," and, if appropriate, the term "internet" shall be in the title;

(b) through (g) No change.

(h) Code edition, law or administrative rule to which the course relates;

(i) through (m) No change.

(5) through (7) No change.

Rulemaking Authority 553.841(7) ~~553.841(2)~~ FS. Law Implemented 553.841 FS. History--New 6-8-05, Amended 4-30-07, 6-12-08, 3-4-09, 11-2-09, 1-9-11, Formerly 9B-70.002, Amended 2-5-13,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Florida Building Commission

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Building Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 17, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 10, 2013

**DEPARTMENT OF JUVENILE JUSTICE**

**Detention Services**

RULE NOS.:      RULE TITLES:  
63G-1.011       Definitions  
63G-1.013       Calculating Estimated Funding  
63G-1.016       Monthly Reporting  
63G-1.017       Monthly/Annual Reconciliation and Dispute Resolution

PURPOSE AND EFFECT: Amendments are necessary to comply with a recent appellate decision invalidating portions of the department's rules implementing detention cost sharing. The amendments provide a definition for "final court disposition," and create a methodology for estimating and reconciling each paying county's actual costs that will effectively reduce the counties' responsibility for secure detention costs.

SUMMARY: The amendments eliminate the current "commitment status" dividing line between state and county responsibility for secure detention costs, replacing it with one that reduces the counties' share, and increases state responsibility. Most notably, the state will assume responsibility for detention stays associated with technical violations of probation, and for those following the dismissal of all open charges. A new methodology for estimating and reconciling costs is adopted, which will utilize a uniform per diem, and thus ensure that the counties do not pay a higher rate than the state.

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

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The SERC Checklist, and current information available to the department, indicates that the statutory threshold for ratification will not be exceeded.

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: 985.64, 985.686(11) FS.

LAW IMPLEMENTED: 985.686 FS.

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

DATE AND TIME: Friday, June 6, 2014, 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Dr., General Counsel's Conference Room 3223, Tallahassee, Florida

For information about participation by telephone contact John Milla at (850)921-4129

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: John Milla, 2737 Centerview Dr., Ste. 3200, Tallahassee, FL 32399-3100, e-mail: john.milla@djj.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

63G-1.011 Definitions.

(1) "Funding of detention services" means the funding required to provide detention services as determined by the General Appropriations Act Implementing Bill and/or General Bills.

(2) "Final Court Disposition" means the decision announced by the court at the disposition hearing determining the most appropriate services for a youth. Final court disposition includes commitment, probation, and dismissal of charges. ~~"Commitment" means the final court disposition of a juvenile delinquency charge through an order placing a youth in the custody of the department for placement in a residential or non-residential program. Commitment to the department is in lieu of a disposition of probation.~~

(3) "Shared County/State Juvenile Detention Trust Fund" means the state trust fund used to capture budget and costs associated with the counties' share of detention funding.

(4) "Fiscally constrained county" means a county which is not required to pay the full costs of its resident juveniles' detention services.

(5) "Juvenile Probation Officer" (JPO) means the primary case manager for the purpose of managing, coordinating, and monitoring the services provided and sanctions ~~snactions~~ required for youth on probation, post-commitment probation or conditional release supervision.

(6) "Juvenile Justice Information System" (JJIS) means the department's electronic information system used to gather and store information on youth having contact with the department.

(7) "County of Residence" means the county where, at the time of referral, a child resides, as determined by a department intake officer pursuant to Rule 63G-1.012, F.A.C., and entered in the Juvenile Justice Information System, except for those youth described in subsection 63G-1.012(2), F.A.C., below.

~~(8) "Pre commitment" means those days a youth is detained in a detention center prior to being committed to the department.~~

~~(8)(9)~~ "Reconciliation period" means the first through the last day of a month during which reconciliation by the county and the department for the previous month's utilization takes place.

~~(9)(10)~~ "Secure detention" means a ~~physically~~ state owned and operated physically restricting facility for the temporary care of children, pending adjudication, disposition, or placement.

~~(10)(11)~~ "Service day" means any day or portion of a day spent by a youth in secure detention.

~~(11)(12)~~ "Utilization" means a summary of service days.

(12) "Estimated per diem" means the per diem calculated prior to the state fiscal year utilizing an estimate of the total service days and the total appropriation for detention centers. The resulting per diem is then used to estimate the cost to a county under the methodology in Rule 63G-1.013, F.A.C.

(13) "Actual per diem" means the per diem calculated utilizing actual service days and the actual expenditures for the cost of detention for the purpose of reconciliation.

(14) "Predisposition" means the period of time a youth is in detention care prior to entry of a final court disposition by the court. The counties are responsible for all predisposition days including all service days for youth that are, at the time of the detention:

(a) In detention for contempt of court if the youth is not committed to the department or on department supervised probation.

(b) In detention while on department supervised probation when the youth is charged with a new violation of law occurring after the date the youth was placed on probation.

(15) "Postdisposition" means the period of time a youth is in detention care after entry of a final court disposition. The State is responsible for all postdisposition days including all service days for youth that are, at the time of the detention:

(a) Committed to the department, including youth on conditional release.

(b) On department supervised probation, unless the youth is charged with new law violations occurring after the date the youth was placed on probation.

(c) Without charges, as all charges against the youth have been dismissed or the youth has been found not guilty.



Rulemaking Authority 985.64, 985.686(11) ~~985.686(10)~~ FS. Law Implemented 985.686 FS. History—New 7-6-10, Amended

63G-1.013 Calculating Estimated Funding.

(1) Estimates for each county’s individual portion of detention funding will be calculated as follows:

(a) The department shall estimate the number of service days for the upcoming fiscal year based upon prior use of secure detention and generally accepted statistical methods. Utilizing previous fiscal year data, the department shall estimate: All youth served in secure detention during the most recently reconciled previous fiscal year as reflected in the JJIS will be identified;

1. The number of predisposition service days for each county;

2. The total number of service days for secure detention, including both predisposition and postdisposition service days.

(b) The total budget for detention, as authorized in the General Appropriations Act, shall be divided by the total number of service days estimate, which will produce an estimated per diem. The total number of pre commitment service days in secure detention is computed by including all days up to but not including the date of commitment to the department.

(c) The department shall multiply the estimated per diem by the expected number of predisposition service days for each county to calculate each county’s estimated share of the total budget.

~~(2) The total number of pre commitment service days for each county from the most recently reconciled previous fiscal year utilization data will be divided by the total pre commitment service days for all counties for that same time period to arrive at each county’s percentage of the total.~~

~~(3) Each county’s percentage will be multiplied by the total estimated annual appropriation in the shared county/state juvenile detention trust fund for the upcoming fiscal year to determine each county’s share of the total budget.~~

~~(2)(4) The estimated share of the total budget will be billed to the counties in monthly installments.~~

~~(3)(5) Invoices are to be mailed at the beginning of the month prior to the service period, so that an invoice for the August service period will be mailed in July.~~

Rulemaking Authority 985.64, 985.686(11) ~~985.686(10)~~ FS. Law Implemented 985.686(3) FS. History—New 7-6-10, Amended

63G-1.016 Monthly Reporting.

(1) Each month, the department shall generate a web based on-line utilization report that provides each county’s actual usage for the previous service month. The report is to be used by the counties to validate utilization.

(2) The report shall contain the following information:

- (a) Youth’s name;
- (b) Youth’s address at the time of the referral;
- (c) Sex;
- (d) Date of birth;
- (e) Name of parent or guardian, if available;
- (f) Phone contact, if available;
- (g) Charge category;
- (h) Admission date;
- (i) Final court Commitment disposition date, if available;

and

~~(j)(g) Number of detention days.~~

(3) The report will be available electronically on the first day of each month for the previous month’s utilization.

(4) The limited release of juvenile identifying information contained in each county’s monthly report is confidential. The release will not include treatment or charging information, is limited to the county official(s) designated to receive the report, and is not to be used for any purpose other than that of verifying the provision of detention services.

Rulemaking Authority 985.64, 985.686(11) ~~985.686(10)~~ FS. Law Implemented 985.686(3), (7) FS. History—New 7-6-10, Amended

63G-1.017 Monthly/Annual Reconciliation and Dispute Resolution.

(1) On the first day of each month, the department shall make available to each county a utilization report described in Rule 63G-1.016, F.A.C.

(2) The county shall have from the first to the fourteenth day of the month to review the on-line utilization information reported for the previous month. If the county takes issue with any of the utilization data, it shall mark the record for dispute on-line and provide a reason for the dispute. Disputes involving a detained youth’s county of residence or disposition must include one or more of the following indicia of specificity:

- (a) Address invalid – not in county;
- (b) Address invalid – street number not valid;
- (c) Address invalid – not residence of youth;
- (d) Address invalid – see text (must enter text);
- (e) Detention stay invalid – see text (must enter text);
- (f) Service day is a postdisposition day – see text (must enter text).

(3) The department will make every effort to review all disputes for the previous month between the fifteenth and twenty-fourth day of each month for the reconciliation period. The department’s response, provided on-line, constitutes notice of final action. All pending disputes will be resolved by the department no later than 60 days after the end of the reconciliation period.

(4) In October of each year, the department will perform an annual reconciliation of utilization and costs for the prior fiscal year to calculate the difference between the estimated costs and the actual costs of each county for its share of detention care. The department shall provide: Based on a county's actual utilization, a recalculation of that county's share of the shared county/state juvenile detention trust fund expenditures will be performed.

(a) The actual cost to operate detention care based on actual expenditures, detailing expenditures by appropriation category and by detention center.

(b) The number of predisposition service days for each county.

(c) The total number of all service days for secure detention, including both predisposition and postdisposition service days.

(5) In November of each year, the department will provide each county an annual reconciliation statement for the previous fiscal year. The calculation shall be performed as follows: The statement shall reflect the difference between the amount paid by the county based on the estimated utilization and the actual utilization reconciled in subsection (4) above.

(a) The total expenditures shall be divided by the total number of service days, which will produce an actual per diem.

(b) The actual per diem will be applied to each county's actual predisposition service days to calculate each county's actual costs.

(c) The reconciliation shall reflect the difference between the estimated costs paid by the county during the fiscal year and the county's actual costs. The statement shall reflect the difference between the amount paid by the county based on the estimated utilization and the actual utilization reconciled in subsection (4) above.

(6) If the total amount paid by a county falls short of the amount owed based on actual utilization, the county will be invoiced for that additional amount. The amount due will be applied to the county's account. An invoice will accompany the reconciliation statement, and shall be payable on or before March 1. If the amount paid by a county exceeds the amount owed based on actual utilization, the county will receive a credit. The credit will be applied to the county's account and be included on the invoice sent in November.

(7) For the purpose of determining the actual utilization and actual per diem, the department is responsible for paying for the cost of detention for all service days for youth that reside out of state or whose address cannot be determined.

Rulemaking Authority 985.64, 985.686(11) ~~985.686(10)~~ FS. Law Implemented 985.686(5), (7) FS. History--New 7-6-10, Amended

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Jason Welty, Chief of Staff

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Wansley Walters, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 23, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 11, 2014

**DEPARTMENT OF HEALTH**

**Board of Optometry**

RULE NO.: 64B13-3.007      RULE TITLE: Minimum Procedures for Comprehensive Eye Examination

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify that optometrists performing public service visual screenings or visual screenings for governmental agencies do not become the optometrist/licensed practitioner of record, nor will the patient record requirements of Rule 64B13-3.003, F.A.C. apply in certain circumstances.

SUMMARY: The rule amendment will clarify that optometrists performing public service visual screenings or visual screenings for governmental agencies do not become the optometrist/licensed practitioner of record, nor will the patient record requirements of Rule 64B13-3.003, F.A.C. apply in certain circumstances.

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

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

public service or governmental agency visual screenings will not be subject to optometrist of record requirements, and that patient medical records obligations do not apply in certain enumerated instances. Accordingly, the amendments will reduce costs on licensees and entities sponsoring public visual screenings. No increase in costs to any person or governmental entity could be identified. Therefore, no SERC or legislative ratification would be required. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 463.005(1) FS.

LAW IMPLEMENTED: 463.005(1), 463.0135, 463.016(1)(g), (k) FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B13-3.007 Minimum Procedures for Comprehensive Eye Examination.

(1) through (5) No change.

(6) When a licensed practitioner or certified optometrist performs public service visual screenings or visual screenings for governmental agencies, it will not result in said individual becoming the licensed practitioner or optometrist of record. Further, the minimum procedures set forth in subsection (2) above shall not be required, nor shall the requirements and record retention set forth in Rule 64B13-3.003, F.A.C., entitled "Patient Records: Transfer or Death of Licensed Practitioner" be required in the following circumstances:

(a) through (d) No change.

(7) No change.

Rulemaking Specific Authority 463.005(1) FS. Law Implemented 463.005(1), 463.0135, 463.016(1)(g), (k) FS. History—New 11-13-79, Amended 4-17-80, 7-29-85, Formerly 21Q-3.07, Amended 7-18-90, Formerly 21Q-3.007, 61F8-3.007, 59V-3.007, Amended 4-3-00, 4-5-04, 6-5-06, 11-5-07, 11-4-08,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Optometry

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 21, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 29, 2014

**DEPARTMENT OF HEALTH**

**Board of Optometry**

RULE NO.: RULE TITLE:

64B13-4.004 Manner of Application

PURPOSE AND EFFECT: The Board proposes the rule amendment to update Form # DH-MQA 1128, "Application for Licensure as Certified Optometrist," revised 2/2014, and to update the Board's website address.

SUMMARY: The rule amendment will update the application form # DH-MQA 1128, "Application for Licensure as Certified Optometrist," revised 2/2014 and update the Board's website address.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: The agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency. The agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The amendments clarify that optometrists performing public service or governmental agency visual screenings will not be subject to optometrist of record requirements, and that patient medical records obligations do not apply in certain enumerated instances. Accordingly, the amendments will reduce costs on licensees and entities sponsoring public visual screenings. No increase in costs to any person or governmental entity could be identified. Therefore, no SERC or legislative ratification would be required. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 463.005, 463.006(2), 463.013(7) FS.

LAW IMPLEMENTED: 456.013(7), 456.0635, 463.002(3)(c), 463.006(1)(b), (2) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE ANNOUNCED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B13-4.004 Manner of Application.

(1) No change.

(2) All applications for licensure as a certified optometrist shall be made on the form titled "Application for Licensure as Certified Optometrist" number DH-MQA 1128 (Revised ~~2/2014~~ ~~12/13~~), which is hereby incorporated by reference and can be obtained from the board office or at: <http://www.floridasoptometry.gov> ~~<http://www.doh.state.fl.us/mqa/optometry>~~ or <http://www.flrules.org/Gateway/reference.asp?No=Ref-03735>. All applications for licensure as a certified optometrist shall include the application fee as specified in subsection 64B13-6.001(7), F.A.C., the department administrative cost as specified in Rule 64B-1.016, F.A.C., and the initial licensure fee as specified in subsection 64B13-6.001(1), F.A.C. No application shall be deemed complete which does not set forth all the information required by said forms and which fails to include all fees as set forth in this rule.

(3) through (4) No change.

Rulemaking Authority 463.005, 463.006(2), 463.013(7) FS. Law Implemented 456.013(7), 456.0635, 463.002(3)(c), 463.006(1)(b), (2) FS. History—New 11-13-79, Amended 4-17-80, Formerly 21Q-4.04, Amended 11-20-86, 4-19-89, 6-25-92, 6-6-93, Formerly 21Q-4.004, Amended 6-14-94, Formerly 61F8-4.004, Amended 3-21-95, 5-29-95, Formerly 59V-4.004, Amended 7-15-02, 11-3-03, 11-16-05, 10-30-08, 8-30-09, 10-18-10, 9-8-13, 2-27-14,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Optometry

NAME AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Optometry

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 21, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 30, 2014

**DEPARTMENT OF HEALTH**

**Board of Optometry**

RULE NO.: RULE TITLE:

64B13-10.001 Application for Certification

PURPOSE AND EFFECT: The Board proposes the rule amendment to update Form # DH-MQA 1128, "Application for Licensure as Certified Optometrist," revised 2/2014, and to update the Board's website address.

SUMMARY: The rule amendment will update the application form # DH-MQA 1128, "Application for Licensure as Certified Optometrist," revised 2/2014 and update the Board's website address.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: The agency has determined that this will not have an adverse impact on small business or likely increase directly or indirectly regulatory costs in excess of \$200,000 in the aggregate within one year after the implementation of the rule. A SERC has not been prepared by the agency. The agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The incorporated form is being revised to clarify that application fees are refundable. Accordingly, there is no foreseeable cost impact on licensees or small businesses. Furthermore, the Board found the cost impact on government would be minimal. Accordingly, no SERC or legislative ratification would be required. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 463.005(1), 463.0055 FS.

LAW IMPLEMENTED: 456.0055, 463.006 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE ANNOUNCED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE REGISTER.

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B13-10.001 Application for Certification

To be certified to administer and prescribe topical ocular pharmaceutical agents a licensed practitioner must submit a completed application, DH/MQA 1128 (~~2/2014~~ ~~12/2013~~), "Application for Licensure As Certified Optometrist," hereby incorporated by reference, provided by the Board or at <http://www.Floridasoptometry.gov> ~~<http://www.doh.state.fl.us>~~ or <http://www.flrules.org/Gateway/reference.asp?No=Ref-03714>; remit the application fee for certification specified in subsection 64B13-6.001(7), F.A.C.; and demonstrate compliance with the following requirements:

(1) through (3) No change.

Rulemaking Authority 463.005(1), 463.0055 FS. Law Implemented 463.0055, 463.006 FS. History—New 11-20-86, Amended 7-6-88, 3-16-89, Formerly 21Q-10.001, 61F8-10.001, Amended 10-4-94, Formerly 59V-10.001, Amended 7-21-11, 2-27-14.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Optometry  
NAME AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Optometry  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 21, 2014  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: April 30, 2014

**Section III**  
**Notice of Changes, Corrections and Withdrawals**

NONE

**Section IV**  
**Emergency Rules**

NONE

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-4.004 Approved Residency or Fellowship; Definitions  
NOTICE IS HEREBY GIVEN that on May 7, 2014, the Board of Medicine received a petition for waiver or variance filed by Magdy Mohamed El-Sayed Ahmed, M.D., from subsection 64B8-4.004(2), F.A.C., with regard to the requirement for fellowship training. 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

Division of Emergency Medical Operations

RULE NO.: RULE TITLE:

64J-1.011 Involuntary Inactive Certification

NOTICE IS HEREBY GIVEN that on May 12, 2014, the Department of Health, Bureau of Emergency Medical Oversight, EMS Program, received a petition for Variance or Wavier from Florida Administrative Code, subsection 64J-1.011(3), for an individual that failed to renew his certification within 180 days of the expiration date, December 1, 2012. Mr. George C. Beutell is requesting a variance or wavier from subsection 64J-1.011(3), F.A.C., “ An application for recertification received by the department more than 180 days after the expiration date of the certification shall be denied. Such certificate holder is ineligible for recertification and must meet the requirements for initial certification”.

Interested parties may submit comments within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rickey Stone, 4052 Bald Cypress Way, Bin A 22, Tallahassee, Florida 32399, by email: rickey.stone@flhealth.gov or by telephone: (850)245-4440, extension 2753.

DEPARTMENT OF FINANCIAL SERVICES

Division of Funeral, Cemetery, and Consumer Services

RULE NO.: RULE TITLE:

69K-18.004 Intern Training Agencies.

NOTICE IS HEREBY GIVEN that on May 6, 2014, the Division of Funeral, Cemetery, and Consumer Services received a petition for waiver of certain requirements of subsection 69K-18.004(3), FAC. The petition was filed on behalf of S.E Funeral Homes of Florida, LLC and S.E Combined Services of Florida, LLC, which are acquiring certain funeral establishments that are currently training agencies. S.E Funeral Homes of Florida, LLC and S.E Combined Services of Florida, LLC seeks a waiver such that the number of cases done by the prior owners of the funeral establishments should count against the requirement of the cited rule, so that the training agency status of the funeral establishments may be continued, thus preventing the imposition of serious hardship to the interns currently training at the said funeral establishment.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Jasmin Richardson at (850)413-3039.

## Section VI Notice of Meetings, Workshops and Public Hearings

### DEPARTMENT OF STATE

#### Division of Cultural Affairs

The Florida Division of Cultural Affairs and the Florida Council on Arts and Culture announces a telephone conference call to which all persons are invited.

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

PLACE: Division of Cultural Affairs, 329 N. Meridian Street, Tallahassee

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss, review and take action on funding recommendations for grants and any other business which may appropriately come before the Council. Council members must participate in the conference call in order to vote. Note: If a quorum of members does not attend, items on the agenda for formal action will be discussed as a workshop by those present, and written minutes will be taken although no formal action will be taken.

A copy of the agenda may be obtained by contacting: Rachelle Ashmore at (850)245-6490 or by email at [Rachelle.Ashmore@DOS.MyFlorida.com](mailto:Rachelle.Ashmore@DOS.MyFlorida.com), or via the Division's website: [www.florida-arts.org](http://www.florida-arts.org).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Maureen Murphy at (850)249-6475 or at [Maureen.Murphy@DOS.MyFlorida.com](mailto:Maureen.Murphy@DOS.MyFlorida.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Rachelle Ashmore at [Rachelle.Ashmore@DOS.MyFlorida.com](mailto:Rachelle.Ashmore@DOS.MyFlorida.com).

### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida State Fair Authority, announces a public meeting to which all persons are invited.

DATE AND TIME: May 27, 2014, 6:30 p.m.

PLACE: Florida State Fairgrounds

GENERAL SUBJECT MATTER TO BE CONSIDERED: Town Hall Meeting – Old and New Business.

A copy of the agenda may be obtained by contacting: Sonia Velez at (813)627-4221.

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

agency at least 2 days before the workshop/meeting by contacting Sonia Velez. 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: Sonia Velez at (813)627-4221.

### DEPARTMENT OF EDUCATION

#### Commission for Independent Education

The Commission for Independent Education announces a public meeting to which all persons are invited.

DATE AND TIME: May 29, 2014, 9:00 a.m.

PLACE: Mission Inn Resort and Club, 10400 County Road 48, Howey-In-The-Hills, Florida 34737

GENERAL SUBJECT MATTER TO BE CONSIDERED: All Degree Granting Institutions and Non-Degree granting Institutions for the following: Disciplinary Matters, Informal Hearings, Institutions Ordered to Appear Back Before the Commission, New Applications for Licensure, Institutional Applications for Program Modifications and Additional Programs, Applications for Annual License, Motions for Extension of License, Motions for Request for Extension of Time to Comply with Contingencies, Reports, Approved Applicant Letters Sent, Licenses Sent, Closed Schools, Agent Training Programs, Annual Renewals, Extension of Annual Licenses, Licenses by Means of Accreditation, Annual Reviews of License By Means of Accreditation, Substantive Change Applications, Name Change Applications, Attorney and Executive Director Reports, Applications for Exemption for Religious Colleges, informal hearings and the General Business of the Commission.

A copy of the agenda may be obtained by contacting: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400. 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: The Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

**DEPARTMENT OF TRANSPORTATION**

The Florida Department of Transportation District 2 announces a hearing to which all persons are invited.

DATE AND TIME: May 22, 2014, 4:30 p.m. – 6:30 p.m.

PLACE: Embassy Suites, 9300 Baymeadows Road, Jacksonville, FL 32256

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

This public hearing is being held to give interested persons an opportunity to express their views concerning the location, conceptual design, and social, economic and environmental effects of Financial Project ID Number 430910-1, otherwise known as Baymeadows Road (SR 152) from Freedom Commerce Parkway to Country Day School Drive project in Duval County, Florida. The proposed improvements involve adding capacity to multiple intersections along Baymeadows Road and Old Baymeadows Road through the addition of turn lanes. Left turn lanes from Southside Boulevard onto Old Baymeadows Road and from Western Way onto Baymeadows Road will also be added. Other improvements include adding sidewalks on the south side of Baymeadows Road, upgrading signals, minor drainage improvements, utility improvements, and ADA upgrades.

Access changes include:

- Median closure on Old Baymeadows Road 430 feet west of the intersection with Southside Boulevard
- Median closure on Baymeadows Road 400 feet west of the intersection with Southside Boulevard
- Closure of the easterly driveway of the shopping plaza on southwest corner of Baymeadows Road and Southside Boulevard

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status.

A copy of the agenda may be obtained by contacting: Mr. Bill Henderson, District Planning and Environmental Manager, Florida Department of Transportation District 2, 1109 S. Marion Avenue, MS 2007, Lake City, Florida 32025-5874.

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: Mr. Bill Henderson, District Planning and Environmental Manager, Florida Department of Transportation District 2, 1109 S. Marion Avenue, MS 2007, Lake City, Florida 32025-5874, (386)961-7873 or 1(800)749-2967, ext. 7873. 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).

**REGIONAL PLANNING COUNCILS**

South Florida Regional Planning Council

The South Florida Regional Planning Council Executive Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, June 2, 2014, 10:30 a.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

Any Development Order received prior to the meeting. Any Generally Inconsistent Comprehensive Plan Amendment Review received prior to the meeting. Meeting on monthly Council business. Call in number: 1(888)670-3525, conference code: 2488435943 then #.

A copy of the agenda may be obtained by contacting: (954)985-4416.

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: (954)985-4416. 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: (954)985-4416.

**DEPARTMENT OF MANAGEMENT SERVICES**

Division of Purchasing

The Department of Management Services, Division of State Purchasing announces a public meeting to which all persons are invited.

DATE AND TIME: May 29, 2014, 9:30 a.m. – 12:00 Noon

PLACE: Department of Management Services, 4050 Esplanade Way, Suite 101, Tallahassee, Florida 32399, Teleconference information: toll-free number: 1(888)670-3525, participant passcode: 89-12-12-69-70 then #

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

The Department of Management Services, Division of State Purchasing invites interested parties to attend a Rental Vehicle Industry Meeting. The purpose of this meeting is for the Department to gain additional insight from rental vehicle industry representatives and other knowledgeable parties regarding current and future operations of the rental vehicle industry.

A copy of the agenda may be obtained by visiting the Vendor Bid System (VBS) at [http://www.myflorida.com/apps/vbs/vbs\\_main\\_menu](http://www.myflorida.com/apps/vbs/vbs_main_menu). Prior to the meeting the Department will post the meeting agenda on VBS. NOTE: Please check the VBS for any changes to this Public Meeting Notice.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the Department's Americans with Disabilities Act (ADA) coordinator at (850)922-7535. 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 BUSINESS AND PROFESSIONAL REGULATION**

**Barbers' Board**

The Florida Barbers' Board announces a public meeting to which all persons are invited.

DATE AND TIME: August 4, 2014, 9:00 a.m.

PLACE: Crown Plaza Hotel, 200 East Gregory Street, Pensacola, Florida 32502, (850)433-3336

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Florida Barbers' Board, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)487-1395.

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: Florida Barbers' Board, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)487-1395. 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: Florida Barbers' Board, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)487-1395.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

DATE AND TIME: June 5, 2014, 6:00 p.m.

PLACE: DeSoto County Commission Chambers, 201 E. Oak Street, Suite 201, Arcadia, FL 34266

GENERAL SUBJECT MATTER TO BE CONSIDERED: Take public testimony on all Florida Forever land acquisition projects, new proposals, and ranking within categories.

A copy of the agenda may be obtained by contacting: Office of Conservation Services, Hank Vinson at (850)245-2713 or on the web at [www.dep.state.fl.us/lands/arc\\_calendar.htm](http://www.dep.state.fl.us/lands/arc_calendar.htm).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Lauri Jones, DeSoto County Administration Office at (863)993-4800 or [l.terry@desotobocc.com](mailto:l.terry@desotobocc.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).

For more information, you may contact: Hank Vinson, Office of Conservation Services at (850)245-2713 or [hank.vinson@dep.state.fl.us](mailto:hank.vinson@dep.state.fl.us).

**DEPARTMENT OF HEALTH**

**Board of Psychology**

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

DATE AND TIME: NOTICE OF CHANGE – Please note the June 20, 2014 meeting beginning at approximately 8:00 a.m., E.D.T. or soon thereafter, has been rescheduled to take place on June 27, 2014, 8:00 a.m., E.D.T. or soon thereafter via conference call

PLACE: Conference call: 1(888)670-3525. After dialing the meet me number, when prompted, insert the participant code: 4389078941 followed by the # sign in order to join the meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Quorum Meeting.

A copy of the agenda may be obtained by contacting: Department of Health, Board of Psychology, 4052 Bald Cypress Way, BIN C05, Tallahassee, Florida 32399-3255 or by calling the board office at (850)245-4373, ext. 3482 or by visiting our website at: [www.floridahealth.gov/licensing-and-regulation](http://www.floridahealth.gov/licensing-and-regulation).



Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting the board office at (850)488-0595. 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 Psychology**

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

**DATE AND TIME:** October 17, 2014, 8:00 a.m., E.S.T. or soon thereafter

**PLACE:** Notice of Change in Location: Please note the original meeting location of Tampa Marriott Westshore, 1001 North Westshore Boulevard, Tampa, Florida has been changed to Hyatt Regency Miami, 400 SE Second Avenue, Miami, Florida 33131

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General Business Meeting.

A copy of the agenda may be obtained by contacting: Department of Health, Board of Psychology, 4052 Bald Cypress Way, BIN C05, Tallahassee, Florida 32399-3255 or by calling the board office at (850)245-4373, ext. 3482 or by visiting our website at: [www.floridahealth.gov/licensing-and-regulation](http://www.floridahealth.gov/licensing-and-regulation).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting the board office at (850)488-0595. 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.

**HARDEE COUNTY ECONOMIC DEVELOPMENT AUTHORITY**

The Hardee County Economic Development Authority announces a public meeting to which all persons are invited.

**DATE AND TIME:** Tuesday, May 27, 2014, 8:30 a.m.

**PLACE:** 412 West Orange Street, Room 102, Wauchula, FL 33873

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General Meeting.

A copy of the agenda may be obtained by contacting Sandy Meeks, (863)773-9430.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting Sandy Meeks, (863)773-9430. 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 Sandy Meeks, (863)773-9430.

**SUNSHINE STATE ONE CALL OF FLORIDA**

The Sunshine State One Call of Florida, Inc., d/b/a Sunshine 811 announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** Monday, May 19, 2014, 9:00 a.m. – 11:00 a.m.

**PLACE:** This meeting will be held by teleconference. To participate, call: 1(888)-670-3525 and enter Meeting ID: 8567463178, then #.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Purpose: To review and develop proposed revisions to company policies in preparation for the Board Meeting.

A copy of the agenda may be obtained by contacting: No agenda available.

**THE CUNNINGHAM GROUP**

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

**DATE AND TIME:** Thursday, May 22, 2014, 6:00 p.m. – 8:00 p.m.

PLACE: Florida Memorial University, Albert E. & Sadie B. Smith Dining Hall/Conference Center, 15800 NW 42 Avenue, Miami Gardens, FL 33054

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Hearing Notice.

State Road (SR) 847/NW 47 Avenue from NW 183 Street in Miami-Dade County

To Premier Parkway in Broward County  
Project Development & Environment (PD&E) Study  
Financial Project Number: 430637-1-22-01  
Federal Aid Project: 6107-002 U

Efficient Transportation Decision-Making Number (ETDM): 13768

The Florida Department of Transportation (FDOT), District Six, has scheduled a public hearing for the above referenced project. The public hearing will begin as an open house at 6:00 p.m. with a formal presentation at 6:30 p.m.

This public hearing is being conducted to give interested persons an opportunity to express their views concerning the location, conceptual design, social, economic, and environmental effects of the proposed improvements for this segment of SR 847 and to provide an opportunity to review documented information. The primary purpose of this project is to provide additional roadway capacity, improve safety for motorists, pedestrians and bicyclists; and improve mobility for all users. The proposed improvements require a modification to the SR 847 Access Management Classification according to Rules 14-96, Florida Administrative Code (F.A.C.) State Highway System and Connection Permits; and Rule 14-97 F.A.C. State Highway System Access Control Classification System and the Access Management Standards Median Handbook.

Draft project documents will be available for public review at the hearing, and from Thursday, May 1 to Monday, June 2, 2014.

A copy of the agenda may be obtained by contacting: Bao-Ying Wang, P.E., Florida Department of Transportation, District Six, 1000 NW 111 Avenue, Miami, Florida 33172 or email at BaoYing.Wang@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: Eman Gomaa, P.E., at (305)470-5219 or in writing at the Florida Department of Transportation, District Six, 1000 NW 111 Avenue, Room 6111-A, Miami, Florida 33172 or by email at eman.gomaa@dot.state.fl.us. 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: Ms. Bao-Ying Wang, P.E., Project Manager, Florida Department of Transportation, District Six, 1000 NW 111 Avenue, Miami, Florida 33172 or email at BaoYing.Wang@dot.state.fl.us.

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**Section VII**  
**Notice of Petitions and Dispositions**  
**Regarding Declaratory Statements**

NONE

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**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

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

NONE

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

NONE

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

NONE

Section XI  
Notices Regarding Bids, Proposals and  
Purchasing

DEPARTMENT OF MILITARY AFFAIRS  
214037 Ft. Lauderdale NGA Fence  
STATE OF FLORIDA, DEPARTMENT OF MILITARY  
AFFAIRS  
PUBLIC ANNOUNCEMENT  
INVITATION TO BID

The State of Florida, Department of Military Affairs (DMA), Construction & Facility Management Office (CFMO) requests bids from State of Florida registered licensed General Contractors (GC) / Fencing Contractors for the following project located at CSM Thomas Jeff Mayo National Guard Armory, Ft. Lauderdale, Florida:

For complete information, & submission requirements you must go to the MyFlorida.com Vendor Bid system on or after May 14, 2014 at [http://vbs.dms.state.fl.us/vbs/main\\_menu](http://vbs.dms.state.fl.us/vbs/main_menu).

PROJECT: 214037 – Ft. Lauderdale National Guard Armory Fencing Project

FUNDING: The State of Florida’s performance and obligation to pay under this contract is contingent upon availability of funding and an annual appropriation by the Legislature.

BID OPENING DATE: As stated on the Vendor Bid System (late bids will not be accepted)

MANDATORY PRE-BID/SITE VISIT DATE: As stated on the Vendor Bid System

STATEMENT OF WORK: Installation of 6’ vinyl-coated chain link fence with 3-strand barbed wire above; installation of 6’ ornamental picket fencing with anti-ram barrier cable; installation of gates; removal and disposal of existing fencing and gates.

The Department reserves the right to reject any and all submissions or accept minor irregularities in the best interest of the DMA.

POINT OF CONTACT: Department of Military Affairs, Construction & Facility Management Office, Contract Management Branch, (904)823-0255 or 827-8544 or e-mail: [ng.fl.flarng.list.ngfl-cfmo-contracting@mail.mil](mailto:ng.fl.flarng.list.ngfl-cfmo-contracting@mail.mil).

Faxed or e-mailed bids are not acceptable and will not be considered. All instructions must be complied with and requested data must be included in order for your firm to be considered for this project. All information received will be maintained with the Department and will not be returned.

Request for private meetings by individual firms will not be granted. No individual verbal communication shall take place between any applicants and the Owners or Owner’s representatives. Request for any additional information, clarifications, or technical questions must be requested in writing.

JACKSONVILLE PORT AUTHORITY  
INVITATION FOR BIDS  
CIRCUIT BREAKER REPLACEMENT FOR THREE (3)  
HANJUNG CRANES  
BLOUNT ISLAND MARINE TERMINAL  
JAXPORT PROJECT NO.: B2014-02  
JAXPORT CONTRACT NO.: EQ-1460

Sealed bids will be received by JAXPORT until 2:00 PM (EST), THURSDAY, JUNE 12, 2014, at which time they shall be opened in the Public Meeting Room of the Port Central Office Building, 2831 Talleyrand Avenue, Jacksonville, Florida, for CIRCUIT BREAKER REPLACEMENT FOR THREE (3) HANJUNG CRANES.

All bids must be submitted in accordance with specifications and drawings for Contract No. EQ-1460, which may be examined in the Procurement Department of JAXPORT, located on the second floor of the Port Central Office Building, 2831 Talleyrand Avenue, Jacksonville, Florida 32206. Please telephone (904)357-3017 for information.

A MANDATORY PRE-BID CONFERENCE AND SITE VISIT WILL BE HELD ON THURSDAY, MAY 29, 2014, AT 10:00 A.M. (EST), AT THE BLOUNT ISLAND MARINE TERMINAL, ACCESS CONTROL BUILDING, 2<sup>ND</sup> FLOOR, 9620 DAVE RAWLS BLVD, JACKSONVILLE, FL 32226.

IF YOU PLAN TO ATTEND, YOU MUST CALL (904)357-3017 TO HAVE YOUR NAME ADDED TO THE SHUTTLE BUS ROSTER. SHUTTLE BUS WILL TRANSPORT BIDDERS AFTER THE PRE-BID MEETING. PLEASE BRING A SAFETY VEST AND HARD HAT.

ATTENDANCE BY A REPRESENTATIVE OF EACH PROSPECTIVE BIDDER IS REQUIRED. A BID WILL NOT BE ACCEPTED FROM ANY BIDDER WHO IS NOT REPRESENTED AT SUCH CONFERENCE.

PLEASE VISIT [HTTP://WWW.JAXPORT.COM/ABOUT-JAXPORT/CORPORATE-INFORMATION/PROJECTS-FOR-BID](http://WWW.JAXPORT.COM/ABOUT-JAXPORT/CORPORATE-INFORMATION/PROJECTS-FOR-BID) OR CALL THE PROCUREMENT DEPARTMENT AT (904)357-3017, PRIOR TO THE BID OPENING TO DETERMINE IF ANY ADDENDA HAVE BEEN RELEASED ON THIS CONTRACT.

Bid and contract bonding are required. This project is funded on a 50/50 split with a State of Florida grant program and JPA funds.

## Section XII Miscellaneous

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
Office of the Secretary

Florida State Clearinghouse

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

DEPARTMENT OF HEALTH  
Board of Nursing

Notice of Emergency Action

On May 13, 2014, State Surgeon General issued an Order of Emergency Restriction of License with regard to the license of Oladipupo Razdaq Badmus, C.N.A., Certification No.: CNA 80530. This Emergency Restriction Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2012-2013). The State Surgeon General determined

that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF FINANCIAL SERVICES  
FSC – Financial Institution Regulation  
Financial Institutions

### NOTICE OF FILINGS

Financial Services Commission  
Office of Financial Regulation

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following application. Comments may be submitted to the Division Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Agency Clerk as follows:

By Mail or Facsimile	or	By Hand Delivery
Agency Clerk		Agency Clerk
Office of Financial Regulation		Office of Financial Regulation
P.O. Box 8050		The Fletcher Building, Suite 118
Tallahassee, Florida 32314-8050		101 East Gaines Street
Phone: (850)410-9800		Tallahassee, Florida 32399-0379
Fax: (850)410-9548		Phone: (850)410-9643

The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 P.M., June 4, 2014):

### APPLICATION TO MERGE

Constituent Institutions: First Florida Credit Union, Jacksonville, Florida and State Employees Credit Union, Jacksonville, Florida  
Resulting Institution: First Florida Credit Union, Jacksonville, Florida

## 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.