

Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-14.0302 Military Service

PURPOSE AND EFFECT: The purpose of the rule development is to ensure students who are or were eligible members of the United States Armed Forces earn appropriate credit military training and education courses.

SUBJECT AREA TO BE ADDRESSED: College credit for military training and education courses.

RULEMAKING AUTHORITY: 1004.096, 1004.075 Florida Statutes.

LAW IMPLEMENTED: 1004.096 Florida Statutes.

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: Carrie Henderson, (850) 245-9464, carrie.henderson@fldoe.org

To request a rule development workshop, please contact: Lynn Abbott, Agency Clerk, Department of Education, (850)245-9661 or e-mail lynn.abbott@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 MANAGEMENT SERVICES

Division of Retirement

RULE NOS.:	RULE TITLES:
60S-1.002	Statements of Policy
60S-1.004	Participation
60S-1.0045	Renewed Membership in the Regular Class and Senior Management Service Class
60S-1.0055	Elected Officers' Class
60S-1.0057	Senior Management Service Class (SMSC)
60S-1.007	Admission of Cities, Independent Special Districts, Metropolitan Planning Organizations, Public Charter Schools and Public Charter Technical Career Centers to the Florida Retirement System

PURPOSE AND EFFECT: Amending the rules of the Division of Retirement to correspond with statutory changes up through the 2012 Legislative session; deleting obsolete language,

incorporating by reference ten revised State Board of Administration plan election forms and making technical correction to the division's website address throughout these rules.

SUBJECT AREA TO BE ADDRESSED: Statements of Policy; Participation; Renewed Membership in the Regular Class and Senior Management Service Class; the Elected Officers Class; the Senior Management Service Class; and the Admission of Cities and Special Districts to the Florida Retirement System.

RULEMAKING AUTHORITY: 121.031, 121.052(14), 121.4501(8)(a) FS.

LAW IMPLEMENTED: 27.701, 121.011, 121.021, 121.021(34), 121.021(39), 121.031, 121.051, 121.051(1), (2), 121.051(2)(b)6., 121.051(2)(b), (3), 121.0511, 121.0511(6), 121.052, 121.053, 121.055, 121.081, 121.091, 121.091(8), (13), 121.122, 121.35, 121.355, 121.4501, 240.3195, 1012.875 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: November 5, 2012, 9:00 a.m. ET

PLACE: Division of Retirement, Department of Management Services, Director's Conference Room, Suite 208, 1317 Winewood Blvd., Bldg. 8, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Richard Clifford at (850)488-5706. 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: Garry Green, Operations and Management Consultant Manager, Department of Management Services, Division of Retirement, 1317 Winewood Blvd., Bldg. 8, Tallahassee, FL 32399-1560, (850)488-5706

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

DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NOS.:	RULE TITLES:
60S-2.003	Credit for Past Service
60S-2.005	Credit for Military Service
60S-2.006	Credit for Leaves of Absence Under the Florida Retirement System
60S-2.007	Credit for Out-of-State and In-State Service

60S-2.015 Value of Each Year of Creditable Service
 60S-2.016 Credit for Periods of Suspension Without Pay or Rescinded Dismissal

PURPOSE AND EFFECT: Amending the rules of the Division of Retirement to correspond with statutory changes up through the 2012 Legislative session; deleting obsolete language, making technical corrections to rule and to incorporate by reference two revised division forms.

SUBJECT AREA TO BE ADDRESSED: Credit under the Florida Retirement System Pension Plan for past service, military service, leaves of absence, out-of-state and in-state service, periods of suspension without pay or rescinded dismissal and the value of each year of creditable service under the Florida Retirement System Pension Plan.

RULEMAKING AUTHORITY: 112.363(7), 121.031, 121.052(14) FS.

LAW IMPLEMENTED: 112.363, 121.011(3)(e), (g), 121.021, 121.021(18), 120.045, 121.051(6)(a), 121.0515, 121.052, 121.052(5)(d), 121.052(10), 121.052(14), 121.055, 121.055(3), 121.061, 121.071, 121.071(3), (5), 121.081(1), 121.091, 121.091(1), (7), (9), 121.111, 121.113, 121.115, 121.112, 121.121, 121.122, 121.30, 121.65(2), 121.70, 121.71, 121.72, 121.73, 121.74, 121.75, 121.76, 122.07, 238.06(4) FS.

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DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NOS.: 60S-3.003
 RULE TITLES: Retirement Contributions for Regular, Special Risk, Elected Officer, Special Risk Administrative Support and Senior Management Service Classes of the Pension and Investment Plans of the Florida Retirement System; Contributions for the Retiree Health Insurance Subsidy; and Contributions for the Deferred Retirement Option Program
 60S-3.004 Retirement Contributions for Past Service Credit

60S-3.011 Payment of Contributions
 PURPOSE AND EFFECT: Amending the rules of the Division of Retirement to correspond with statutory changes up through the 2012 Legislative session and making one technical correction to rule.

SUBJECT AREA TO BE ADDRESSED: Retirement Contributions.

RULEMAKING AUTHORITY: 112.363(7), 121.031 FS.

LAW IMPLEMENTED: 112.363, 121.052, 121.052(14), 121.055, 121.055(3), 121.061, 121.071, 121.071(3), (5), 121.081(1), 121.091, 121.091(7), (9), 121.113, 121.122, 121.30, 121.70, 121.71, 121.72, 121.73, 121.74, 121.75, 121.76 FS.

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DATE AND TIME: November 5, 2012, 9:00 a.m. ET
 PLACE: Division of Retirement, Department of Management Services, Director’s Conference Room, Suite 208, 1317 Winewood Blvd., Bldg. 8, Tallahassee, Florida.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Richard Clifford at (850)488-5706. 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: Garry Green, Operations and Management Consultant Manager, Department of Management Services, Division of Retirement, 1317 Winewood Blvd., Bldg. 8, Tallahassee, FL 32399-1560, (850)488-5706

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DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NOS.:	RULE TITLES:
60S-4.002	Statements of Policy
60S-4.003	Retirement Eligibility
60S-4.004	Benefits Payable Upon Normal Retirement
60S-4.005	Benefits Payable Upon Early Retirement
60S-4.006	Benefits Based on Dual Retirement Ages
60S-4.009	Benefits Payable After Termination
60S-4.012	Employment After Retirement
60S-4.013	Cost-of-Living Adjustments
60S-4.015	Deductions from Monthly Benefits
60S-4.020	Retiree Health Insurance Subsidy

PURPOSE AND EFFECT: To amend the rules of the Division of Retirement to correspond with statutory changes up through the 2012 Legislative session,, to remove duplicative sentence from rule, expound upon power of attorney agent designation procedure to enhance clarity of rule, to make one technical correction to rule, and to incorporate by reference two revised division forms and one revised State Board of Administration form.

SUBJECT AREA TO BE ADDRESSED: Statements of Policy, Retirement Eligibility, Benefits Payable Upon Normal Retirement, Benefits Payable Upon Early Retirement, Benefits Based on Dual Retirement Ages, Benefits Payable After Termination, Employment After Retirement, Cost-of- Living Adjustments, Deductions from Monthly Benefits and Retiree Health Insurance Subsidy.

RULEMAKING AUTHORITY: 112.363(7), 121.031, 121.031(1), (2), 121.052(14), 121.091, 121.091(14), 121.30(9), 121.1001(4) FS.

LAW IMPLEMENTED: 61.1301, 112.363, 121.021, 121.021(30), 121.031, 121.046 (4), 121.051, 121.052, 121.052 (2), (3), (5), 121.052(5)(c), 121.053, 121.055, 121.091, 121.091(1), (2), (3), (9), 121.101, 121.133, 121.23, 121.30, 222.21, 238.181 FS.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Garry Green, Operations and Management Consultant Manager, Department of Management Services, Division of Retirement, 1317 Winewood Blvd., Bldg. 8, Tallahassee, FL 32399-1560, (850)488-5706

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DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NO.:	RULE TITLE:
60S-6.001	Definitions

PURPOSE AND EFFECT: Amending the rules of the Division of Retirement to correspond with statutory changes up through the 2012 Legislative session.

SUBJECT AREA TO BE ADDRESSED: Definition of Average Final Compensation, Covered Group, Employer, Investment Plan, Local Agency Employer, Normal Retirement Age or Date, Officer or Employee, Past Service, Regularly Established Position, Temporary Position and Termination.

RULEMAKING AUTHORITY: 121.031, 121.052(14) FS.
 LAW IMPLEMENTED: 121.021, 121.031, 121.051, 121.0511(6), 121.0515, 121.052, 121.091(5)(e), 112.215, 121.4501, 121.70, 943.22(2)(e) FS.

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DATE AND TIME: November 5, 2012, 9:00 a.m. ET.
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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Garry Green, Operations and Management Consultant Manager, Department of Management Services, Division of Retirement, 1317 Winewood Blvd., Bldg. 8, Tallahassee, FL 32399-1560, (850)488-5706

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DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NO.: RULE TITLE:

[60S-9.001](#): Approved Forms

PURPOSE AND EFFECT: To delete one obsolete form from rule; update division’s website address in rule and provide more information on how a copy of each form listed in this rule may be obtained for added convenience to end user of rule.

SUBJECT AREA TO BE ADDRESSED: Division Forms

RULEMAKING AUTHORITY: [121.031 FS](#).

LAW IMPLEMENTED: [1.01](#), [112.215](#), [112.361](#), [112.363](#), [120.55](#), [121.011](#), [121.015](#), [122.021](#), [121.031\(2\)](#), [121.051](#), [121.0515](#), [121.053](#), [121.081](#), [121.091](#), [121.111](#), [121.115](#), [121.1122](#), [121.121](#), [121.125](#), [121.35](#), [121.4501](#), [121.591](#), [122.08](#), [122.09](#), [215.28](#), [238.05](#), [238.06](#), [238.07](#), [689.21](#), [1012.01 FS](#).

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Garry Green, Operations and Management Consultant Manager, Department of Management Services, Division of Retirement, 1317 Winewood Blvd., Bldg. 8, Tallahassee, FL 32399-1560, (850)488-5706

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DEPARTMENT OF MANAGEMENT SERVICES

Division of Retirement

RULE NO.: RULE TITLE:

60S-11.001 Definitions

60S-11.002 Participation

60S-11.004 Benefits

PURPOSE AND EFFECT: Amending the rules of the Division of Retirement to correspond with statutory changes up through the 2012 Legislative session; deleting obsolete language, correcting a form reference, deleting one obsolete form, incorporating by reference three revised division forms and clarifying direct rollover provisions.

SUBJECT AREA TO BE ADDRESSED: DROP eligibility date, DROP participation and DROP benefits.

RULEMAKING AUTHORITY: 121.031, 121.091(13), 121.091(13)(k) FS.

LAW IMPLEMENTED: 121.021, 121.091, 121.091(13), 121.131, 1012.01 FS.

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PLACE: Division of Retirement, Department of Management Services, Director’s Conference Room, Suite 208, 1317 Winewood Blvd., Bldg. 8, Tallahassee, Florida.

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Garry Green, Operations and Management Consultant Manager, Department of Management Services, Division of Retirement, 1317 Winewood Blvd., Bldg. 8, Tallahassee, FL 32399-1560, (850)488-5706

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 ENVIRONMENTAL PROTECTION

RULE NOS.: RULE TITLES:
62-807.100 Purpose (Repealed)
62-807.200 Definitions

62-807.300	Prohibitions and Applicability (Repealed)	62-807.660	Fees, Disbursement of Funds, Contracts
62-807.310	Public Service Commission's Determination of Need (Repealed)	62-807.670	Specifications and Text for Newspaper Notice
62-807.400	Application for Corridor Certification, Recipients	62-807.680	Specifications for Florida Administrative Weekly Notice
62-807.420	Application Distribution, Schedule (Repealed)	62-807.690	Evidence of Notice, Additional Notice
62-807.430	Notice of Application Filing (Repealed)	62-807.900	Form
62-807.440	Determination of Sufficiency, Withdrawal (Repealed)	PURPOSE AND EFFECT: To update rule language, provide clarifications, repeal certain obsolete rule sections, and streamline this rule to better align with the Natural Gas Transmission Pipeline Siting Act and the other Siting Act rules.	
62-807.450	Preliminary Statement of Issues (Repealed)	SUBJECT AREA TO BE ADDRESSED: Natural Gas Transmission Pipeline Siting.	
62-807.460	Conduct of Studies	RULEMAKING AUTHORITY: 403.9404(1) FS.	
62-807.470	Local Government Informational Meetings	LAW IMPLEMENTED: 403.9401 - 403.9425 FS.	
62-807.480	Agency Reports (Repealed)	A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:	
62-807.490	Arrangement for Certification Hearing Locations, Notice (Repealed)	DATE AND TIME: Wednesday, November 14, 2012, 1:00 p.m.	
62-807.500	Analysis by the Department; Conditions (Repealed)	PLACE: Department of Environmental Protection, Marjory Stoneman Douglas Building, 3900 Commonwealth Blvd., Conference Room A, Tallahassee, Florida 32399-3000	
62-807.510	Recommendations for Conditions of Certification	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: Ann Seiler at (850)245-2002 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).	
62-807.520	Reminder Notice (Repealed)	THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ann Seiler at Florida Department of Environmental Protection, Siting Coordination Office, 3900 Commonwealth Boulevard, MS 48, Tallahassee, Florida 32399; or susana.garcia@dep.state.fl.us, phone (850) 245-2002	
62-807.530	Alternate Corridors, Criteria for Rejection	THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.	
62-807.540	Certification Hearing – Subject Matter, Procedure, Participants (Repealed)		
62-807.570	Postcertification – Compliance Reviews, Monitoring and Reporting		
62-807.580	Postcertification – Easements, Federal Permitting		
62-807.590	Corridor, Notice of Certified Corridor (Repealed)		
62-807.600	Amendments to Application		
62-807.610	Modifications		
62-807.620	Replacements		
62-807.630	Review, Enforcement (Repealed)		
62-807.640	Revocation or Suspension of Certification (Repealed)		
62-807.650	Termination of Certification (Repealed)		

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE NOS.:	RULE TITLES:
64B10-11.001	Application for Examination
64B10-11.003	Reexamination

PURPOSE AND EFFECT: The Board proposes the rule amendments to incorporate revised forms.

SUBJECT AREA TO BE ADDRESSED: Application for Licensure Fee. Reexamination.

RULEMAKING AUTHORITY: 456.017(2), 456.033, 468.1685(1), (2), 468.1695(1) FS.

LAW IMPLEMENTED: 456.017(2), 456.033, 468.1685(2), 468.1695(1), 468.1075 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: Bruce Deterding, Executive Director, Board of Nursing Home Administrators, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

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.: 59G-4.020 RULE TITLE: Ambulatory Surgical Center Services

PURPOSE AND EFFECT: The purpose of the proposed amendment to Rule 59G-4.020 is to incorporate by reference the revised Florida Medicaid Ambulatory Surgical Center Services Coverage and Limitations Handbook, January 2012. The revised handbook will now incorporate updated policy related to reimbursement. An update is needed to the reimbursement policy, procedure codes and payment groups used for ambulatory surgical centers (ASCs).

SUMMARY: This rule updates the procedure codes payable in the ASC setting and payment groups used to reimburse ASCs for services by Florida Medicaid. Additionally, various policy clarifications have been made.

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: A checklist was prepared by the Agency to determine the need for a SERC. Based on this information at the time of the analysis and pursuant to Section 120.541, F.S., the rule will not 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: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.906, 409.907, 409.908, 409.912, 409.913 FS.

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

DATE AND TIME: Thursday, November 15, 2012 from 10:00 a.m. to 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: Jonathan Jean-Marie at the Bureau of Medicaid Services, (850) 412-4211. 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: Jonathan Jean-Marie, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4211, e-mail: Jonathan.Jean-Marie@ahca.myflorida.com.

To download a draft copy of this rule, if available, go to <http://ahca.myflorida.com/Medicaid/review/index.shtml>.

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.020 Ambulatory Surgical Center Services.

(1) No change.

(2) All ambulatory surgical center providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Ambulatory Surgical Center Services Coverage and Limitations Handbook, January 2012 ~~January 2004, updated January 2005 and January 2006, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, CMS 1500, which is incorporated in Rule 59G-4.001, F.A.C.~~ The Both handbooks is are available from the Medicaid fiscal agent's Web site website at www.mymedicaid-florida.com ~~http://floridamedicaid.aes-inc.com~~. Select ~~Click on~~ Public Information for Providers, then Provider Support, and then on Provider Handbooks. Paper copies of the handbooks may be obtained by calling the Provider Contact Center at 800-289-7799 and selecting Option 7 Provider Inquiry at (800)377-8216.

Rulemaking Specific Authority 409.919 FS. Law Implemented 409.902, 409.906, 409.907, 409.908, 409.912, 409.913 FS. History—New 10-25-84, Formerly 10C-7.531, Amended 5-13-92, 7-12-92, 7-27-93, Formerly 10C-7.0531, Amended 9-8-94, 7-3-95, 11-18-97, 10-27-98, 1-1-01, 7-26-01, 2-25-03, 2-17-04, 1-10-05, 10-2-05, 7-2-06, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Jonathan Jean-Marie
NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Elizabeth Dudek
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: May 17, 2012
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: November 23, 2011

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-4.320
RULE TITLE: Therapy Services

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-4.320 is to incorporate by reference the Florida Medicaid Therapy Services Coverage and Limitations Handbook, September 2012. The rule will update the Medicaid Therapy Services Coverage and Limitations Handbook by clarifying policy and requiring prior authorization for therapy treatment visits, effective November 2011. The prior authorization requirement will satisfy a legislative mandate requiring utilization management for therapy services reimbursed by Medicaid set forth in section 409.912(40), F.S.

SUMMARY: The Therapy Services Coverage and Limitations Handbook contains policy for therapy services reimbursed under the Medicaid program, not including therapy provided in an inpatient, outpatient, or nursing home setting or therapy provided by a school.

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: A checklist was prepared by the Agency to determine the need for a SERC. Based on this information at the time of the analysis and pursuant to Section 120.541, F.S., the rule will not 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: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.905, 409.907, 409.908, 409.912, 409.913 FS.

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

DATE AND TIME: Thursday, November 15, 2012, 2:00 p.m. to 3:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room B, 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: Erica Floyd at the Bureau of Medicaid Services, (850)412-4223. 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: Erica Floyd, Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850) 412-4223, e-mail: Erica.FloydThomas@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-4.320 Therapy Services.

(1) This rule applies to all therapy services providers enrolled in the Medicaid program.

(2) All therapy providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Therapy Services Coverage and Limitations Handbook, September 2012 ~~2003, updated July 2008~~, incorporated by reference, ~~and the Florida Medicaid Provider Reimbursement Handbook, CMS-1500, which is incorporated in Rule 59G-4.001, F.A.C.~~ The Both handbooks is are available from the Medicaid fiscal agent's Web site Portal at www.http://mymedicaid-florida.com. Select Click on Public Information for Providers, then ~~on~~ Provider Support, and then ~~on~~ Handbooks. Paper copies of the handbooks may be obtained by calling the Medicaid fiscal agent at (800) 289-7799 and selecting Option 4.

Rulemaking Specific Authority 409.919 FS. Law Implemented 409.902, 409.905, 409.907, 409.908, 409.912, 409.913 FS. History—New 5-24-92, Amended 4-12-93, Formerly 10C-7.068, Amended 5-4-94, 12-26-95, 3-9-99, 12-2-03, 12-3-08,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Erica Floyd

NAME OF AGENCY HEAD WHO APPROVED THE
PROPOSED RULE: Elizabeth Dudek

DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: August 17, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAR: September 30, 2011

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE NO.: 64B3-4.001 RULE TITLE: Trainee Registration

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the incorporated form.

SUMMARY: The incorporated application form will be revised.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 483.805(4) FS.

LAW IMPLEMENTED: 483.809(3), 483.811(2), (3), (4), 483.825 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: Bruce Deterding, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin # C07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B3-4.001 Trainee Registration.

(1) No change.

(2) An applicant for trainee registration shall apply to the Department Form #DH-MQA 3005 (07/12 ~~10/11~~) "Clinical Laboratory Trainee" which is incorporated by reference herein copies of which, can be obtained from <http://www.flrules.org/Gateway/reference.asp?No=Ref-00948>

or the Board office at 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257 or from the its website at <http://www.doh.state.fl.us/mqa/ClinLab/index.html>.

(3) through (7) No change.

Rulemaking Authority 483.805(4) FS. Law Implemented 483.809(3), 483.811(2), (3), (4), 483.825 FS. History--New 7-20-93, Formerly 21KK-4.001, 61F3-4.001, Amended 4-10-96, 7-3-97, Formerly 59O-4.001, Amended 3-19-98, 2-15-01, 3-24-02, 3-30-04, 6-17-09, 5-11-10, 7-20-10, 1-30-12, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Clinical Laboratory Personnel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Clinical Laboratory Personnel

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 31, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 14, 2012

DEPARTMENT OF HEALTH

Board of Clinical Laboratory Personnel

RULE NO.: 64B3-5.008 RULE TITLE: Public Health Laboratory Personnel

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the incorporated form.

SUMMARY: The incorporated form will be revised.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: During discussion of the economic impact of this rule at its Board meeting, the Board, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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

RULEMAKING AUTHORITY: 483.805(4) FS.

LAW IMPLEMENTED: 483.812 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: Bruce Deterding, Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

THE FULL TEXT OF THE PROPOSED RULE IS:

64B3-5.008 Public Health Laboratory Personnel.

(1) through (3) No change.

(4) All applicants for licensure as a Public Health Laboratory Scientist shall apply to the Department on Form # DH-MQA 3001 (06/12 ~~02/10~~) "Application for Public Health Laboratory Scientist" which is incorporated by reference herein, copies of which can be obtained from the Board office at 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257 or from the ~~its~~ website at <http://www.doh.state.fl.us/mqa/ClinLab/index.html>.

Rulemaking Authority 483.805(4) FS. Law Implemented 483.812 FS. History—New 5-26-98, Amended 4-20-04, 6-17-09, 5-6-10, 7-20-10, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Clinical Laboratory Personnel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Clinical Laboratory Personnel

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 31, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 14, 2012

DEPARTMENT OF HEALTH

Board of Dentistry

RULE NO.: 64B5-9.011
RULE TITLE: Radiography Training for Dental Assistants

PURPOSE AND EFFECT: The proposed rule amendment is intended to incorporate the revised form into the rule.

SUMMARY: The proposed rule amendment incorporates the revised form into the Board's rule regarding forms.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is

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

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

RULEMAKING AUTHORITY: 466.004, 466.017(7) FS.

LAW IMPLEMENTED: 466.017(7) 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: Susan Foster, Executive Director, Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B5-9.011 Radiography Training for Dental Assistants.

(1) through (3) No change.

(4) Dental assistants may be certified as dental radiographers if they comply with the following requirements:

(a) Apply for certification on DH-MQA 1202 (Rev. 8/12) incorporated herein by reference and available at <http://www.flrules.org/Gateway/reference.asp?No=Ref> and available on the Department of Health's website at <http://www.doh.state.fl.us/Mqa/dentistry>, forms provided by the Board and submit the nonrefundable fee prescribed by Rule 64B5-15.015, F.A.C.;

(b) through (c) No change.

(5) through (6) No change.

~~Rulemaking Specific~~ Authority 466.004, 466.017(7)(~~5~~) FS. Law Implemented 466.017(7)(~~5~~) FS. History—New 9-20-80, Amended 1-28-81, Formerly 21G-9.11, Amended 12-31-86, 1-18-89, 4-24-91, Formerly 21G-9.011, 61F5-9.011, 59Q-9.011, Amended 6-12-00, 5-20-01, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Dentistry

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 17, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 28, 2012

On October 11, 2012, the District's Governing Board issued SFWMD Order No. 2012-123-DAO-ROW to Florida Department of Transportation (Application No. 12-0628-4). The petition for waiver was received by the District on June 28, 2012. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 38, No. 29, on July 20, 2012. No public comment was received. This Order provides a waiver of the District's criteria to allow the removal and replacement of the existing guardrail within the north right of way of C-1W at the northwest quadrant of the existing Krome Avenue (SF-997) bridge; Section 12, Township 55 South, Range 38 East; Miami-Dade County. Specifically, the Order grants a waiver from Rule 40E-6.221(9), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District, incorporated by reference in Rules 40E-6.011(4) & (6), Fla. Admin. Code, which governs the placement of permanent and/or semi-permanent above-ground facilities within 40' of the top of the canal bank and within the District's designated 100' long equipment staging areas located at all bridge and pile-supported utility crossings within works or lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver as follows: 1) the guardrail will not interfere with the District's current ability to perform necessary construction, alteration, operation, and routine maintenance activities; and 2) the Order granting a waiver from the subject rule is based upon a substantial hardship.

A copy of the Order or additional information may be obtained by contacting: Juli Russell at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680; telephone: (561)682-6268; or by email at: jurussel@sfwmd.gov.

DEPARTMENT OF HEALTH
Board of Medicine

RULE NO.: RULE TITLE:

64B8-4.009: Applications

Notice is hereby given that the Petition for Waiver filed by Zafer Termanini, M.D., from Rule 64B8-4.009, F.A.C., was withdrawn, upon request of the Petitioner. The Notice of Petition was published in Vol 38, No. 39, of the September 28, 2012, issue of the FAW. The person to be contacted regarding this Petition is: Joy A. Tootle, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

Section VI

Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Forestry

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

DATE AND TIME: Monday, October 29, 2012 starting at 6:00 PM at the Florida Forest Service Tallahassee Field Office Conference Room.

PLACE: The Florida Forest Service Tallahassee Field Office 865 Geddie Road. Tallahassee Florida 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: General information about the proposed RTP grant to improve existing equestrian trails and establish additional trails and trailhead on the Lake Talquin State Forest. A connector trail is proposed to connect the existing Fort Braden trails through the highway 20 tract of Lake Talquin State Forest to the Apalachicola National Forest across Blountstown Highway.

A copy of the agenda may be obtained by contacting: Marti Miller, Geddie Road. Tallahassee Florida 32303 850-487-3766, Marti.Miller@FreshFromFlorida.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 3 days before the workshop/meeting by contacting: Marti Miller, 850-487-3766, Marti.Miller@FreshFromFlorida.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).

DEPARTMENT OF EDUCATION

The State Advisory Committee for the Education of Exceptional Students announces a public meeting to which all persons are invited.

DATE AND TIME: The State Advisory Committee for the Education of Exceptional Students' Executive Committee will meet Monday, December 10, 2012, 11:00 a.m.–12:00 p.m. The State Advisory Committee for the Education of Exceptional Students will meet Monday, December 10, 2012, 12:30 p.m.–5:00 p.m. and Tuesday, December 11, 2012, 8:30 a.m.–4:00 p.m. Opportunity for Public Comment will be provide Tuesday, December 10, 2012, 2:45 p.m.

PLACE: Hotel Duval, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics include Bureau of Exceptional Education and Student Services Update; Response to Intervention, Restraint and Seclusion, Parent Services Update and Review of State Performance Plan/Annual Performance Report (SPP/APR). A

copy of the agenda may be obtained by contacting: State Advisory Committee, Bureau of Exceptional Education and Student Services, Florida Department of Education, 325 West Gaines Street, Suite 614, Tallahassee, Florida 32399-0400.

A copy of the agenda may be obtained by contacting: Tonya Milton, Bureau of Exceptional Education and Student Services, at (850) 245-0475.

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 28 days before the workshop/meeting by contacting: Tonya Milton, Bureau of Exceptional Education and Student Services, at (850) 245-0475. 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 EDUCATION

Education Practices Commission

The Education Practices Commission announces a hearing to which all persons are invited.

DATE AND TIME: November 2, 2012, 8:30 a.m., A Teacher Hearing Panel will begin or as soon thereafter as can be heard.

PLACE: Crowne Plaza, 1201 Riverplace Boulevard, Jacksonville, Florida 32207, (904) 398-8800

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hearing Panel of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators.

A copy of the agenda may be obtained by contacting: Kathleen M. Richards at (850) 245-0455.

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: Kathleen M. Richards at (850) 245-0455. 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: Lisa Forbess or Kathleen M. Richards at (850) 245-0455.

REGIONAL PLANNING COUNCILS

Central Florida Regional Planning Council

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

DATE AND TIME: November 8, 2012, 9:30 a.m.

PLACE: Hardee County Health Department, 115 K.D. Revell Road, Wauchula, FL 33873

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular quarterly meeting of the Local Emergency Planning Committee (LEPC) and/or its subcommittees, to discuss the provision of the Emergency Planning Community Right-to-Know Program. Additionally, items pertaining to the State Emergency Response Commission (SERC) and its subcommittee for training may be discussed.

A copy of the agenda may be obtained by contacting: Chuck Carter at 863-534-7130 ext. 107, or at ccarter@cfrpc.org

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

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

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

DATE AND TIME: Tuesday, October 30, 2012; 9:00 a.m.

PLACE: SWFWMD Headquarters, 2379 Broad Street, Brooksville, FL 34604

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting, Committee Meetings and Public Hearing: Consider SWFWMD business. All or part of this meeting may be conducted by means of communications media technology in order to permit maximum participation of Governing Board members.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar; 1(800)423-1476 (FL only) or (352)796-7211.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Bureau Chief at 1(800)423-1476 (FL only) or (352)796-7211, x4702; TDD (FL only) 1-800-231-6103; or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 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: Luanne.Stout@watermatters.org 1(800)423-1476 (FL only) or (352)796-7211 x4605 (Ad Order EXE0231)

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

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

DATE AND TIME: October 30, 2012, 9:30 a.m.

Lake Belt Mitigation Committee Field Trip / C-139 Annex Tour

PLACE: Convene at SFWMD Clewiston Field Station, 2425 Hookers Point Rd., Clewiston, FL 33440.

GENERAL SUBJECT MATTER TO BE CONSIDERED: SFWMD staff will convene at the Clewiston Field Station at 9:30 a.m. prior to departure to C-139 Annex property for a tour of site. Participants will have to comply with current lessee's disinfectant process prior to entering the site. At the conclusion of the site visit we will return to the Clewiston Field Station. Members of the public wishing to attend are encouraged to contact the number below for directions.

Members of the public wishing to attend are encouraged to call for directions

A copy of the agenda may be obtained by contacting: Lourdes Elias, (561) 682-2706 or <http://www.sfwmd.gov/miamidade> Click on "Task Force and Coordination Teams" in the Related Links section.

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

For more information, you may contact: South Florida Water Management District, Attention: Lourdes Elias, MSC 4110, 3301 Gun Club Road, P. O. Box 24680, West Palm Beach, FL 33416-4680.

AGENCY FOR HEALTH CARE ADMINISTRATION

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

DATE AND TIME: November 16, 2012, 10:00 a.m.

PLACE: Conference Call-in Number: (888) 670-3525; Pass Code: 499-853-5691#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Health Information Exchange Coordinating Committee will review and discuss strategies to increase electronic health record adoption and health information exchange in Florida.

A copy of the agenda may be obtained by contacting: Carolyn H. Turner, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL

32308-5403. The agenda will be posted at: <http://www.fhin.com/content/committeesAndCouncils/#ui-tab-s-2> seven (7) days prior to the meeting.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Carolyn H. Turner, at (850) 412-3782. 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: Justin Thorington at (850)412-3779.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

The Florida Board of Professional Engineers Application Committee and/or Educational Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: November 13, 2012 at 8:30 a.m. (EST) or soon thereafter

PLACE: Florida Board of Professional Engineers, 2639 North Monroe St., Building B-112, Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review applications for licensure and other general business of the committees.

A copy of the agenda may be obtained by contacting: Rebecca Sammons.

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: Rebecca Sammons. 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: Rebecca Sammons, rsammons@fbpe.org

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

The Florida Board of Professional Engineers Probable Cause Panel announces a public meeting to which all persons are invited.

DATE AND TIME: November 13, 2012 at 1:00 p.m. (EST) or soon thereafter

PLACE: Florida Board of Professional Engineers, 2639 North Monroe St., Building B-112, Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: Although this meeting is open to the public, the Probable Cause Panel meeting may be closed consistent with law. Any public portions of the Probable Cause Panel meeting may be accessed by dialing 888-392-4560; participant code 1188973. If you wish to participate in any public portion of the Probable Cause Panel Meeting, please contact Sandee Maige at least 48 hours prior to the meeting

A copy of the agenda may be obtained by contacting: Sandee Maige.

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: Rebecca Sammons. 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: Rebecca Sammons, rsammons@fbpe.org.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

The Florida Board of Professional Engineers Rules Committee announces a public meeting to which all persons are invited.

DATE AND TIME: November 14, 2012 at 8:30 a.m. (EST) or soon thereafter

PLACE: Florida Board of Professional Engineers, 2639 North Monroe St., Building B-112, Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: general business of the committee.

A copy of the agenda may be obtained by contacting: Rebecca Sammons.

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: Rebecca Sammons. 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: Rebecca Sammons, rsammons@fbpe.org

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

For more information, you may contact: Rebecca Sammons, rsammons@fbpe.org The Florida Engineers Management Corporation Board Operations Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 16, 2012 at 10:00 a.m. (EST) or soon thereafter

PLACE: Florida Board of Professional Engineers, 2639 North Monroe St., Building B-112, Tallahassee, FL 32303

Telephone Conference #: 888-392-4560; Passcode: 1188973

GENERAL SUBJECT MATTER TO BE CONSIDERED: to monitor the operations of the Florida Board of Professional Engineers and the Florida Engineers Management Corporation and other general business of the Committee.

Telephone Conference #: 888-392-4560; Passcode: 1188973

A copy of the agenda may be obtained by contacting: Rebecca Sammons.

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

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

The Florida Board of Professional Engineers announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 26, 2012 at 10:00 a.m. (EST) or soon thereafter

PLACE: Florida Board of Professional Engineers, 2639 North Monroe St., Building B-112, Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: To act on the recommendations from the Applications & Educational Advisory Committees to approve or deny applications for licensure and any old or new business of the Board.

Telephone Conference #: 888-392-4560; Passcode: 1188973

A copy of the agenda may be obtained by contacting: Rebecca Sammons.

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: Rebecca Sammons. 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: Rebecca Sammons, rsammons@fbpe.org.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Veterinary Medicine

The Board of Veterinary Medicine announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 28, 2012, 9:00 a.m.

PLACE: Access Phone: (888) 670-3525 Conference Code 2966335023

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel meeting, portions which are closed to the public. Agenda available on request.

A copy of the agenda may be obtained by contacting: Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399; (850) 717-1399.

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: Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399; (850) 717-1399. 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: Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399; (850) 717-1399.

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, November 13, 2012, commencing at 3:00 p.m., at meet me number (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 Causey, 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 Causey. 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 Medicine

The Board of Medicine – Probable Cause Panel South announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, November 9, 2012 beginning at 2:00 p.m.

PLACE: Meet-Me #: (888) 670-3525, Participation Code: 794 062 0467

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a public meeting to reconsider disciplinary cases with prior findings of probable cause.

A copy of the agenda may be obtained by contacting: Karen Miller at (850)245-4640 ext. 8180 or email her at Karen_Miller2@doh.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 10 days before the workshop/meeting by contacting: Karen Miller at (850) 245-4640 ext. 8180 or email her at Karen_Miller2@doh.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).

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 Pharmacy

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

DATE AND TIME: October 30, 2012 at 9:00 a.m.

PLACE: Conference Call Number 888-670-3525 conference code: 5134896685

GENERAL SUBJECT MATTER TO BE CONSIDERED: Reconsideration cases.

A copy of the agenda may be obtained by contacting: The Florida Board of Pharmacy at 850-245-4292

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: The Florida Board of Pharmacy at 850-245-4292. 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 Board of Pharmacy, 4052 Bald Cypress Way, BIN C-04, Tallahassee, FL 32399-3254 or 850-245-4292.

DEPARTMENT OF HEALTH

Athletic Trainers

The Board of Athletic Training announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 30, 2012 at 9:00 a.m. *Notice of Time Change*

PLACE: (850) 245-4474 to inquire about call-in number

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Athletic Training, 4052 Bald Cypress Way, BIN # C08, Tallahassee, FL 32399-3258.

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

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800) 955-8771. Persons requiring special accommodations due to disability or physical impairment should contact Sue Foster at (850) 245-4474 at least one week prior to meeting date.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

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

DATE AND TIME: Friday, November 2, 2012, 11:00 a.m. - 12:30 p.m.

PLACE: Human Services Building, 1000 W. Tharpe Street, Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: Department of Children and Families' Circuit 2 Alliance-Community Action Team to provide a forum for providers and the community to identify needs and gaps in services in order to improve the lives of children and families in the Big Bend area which covers Franklin, Gadsden, Jefferson, Leon, Liberty and Wakulla Counties.

A copy of the agenda may be obtained by contacting: Jeanna Olson, Circuit 2 Community Development Administrator, at 850-921-8269.

ORANGE COUNTY RESEARCH AND DEVELOPMENT AUTHORITY

The Orange County Research and Development Authority announces a public meeting to which all persons are invited.

DATE AND TIME: November 8, 2012, 8:00 a.m.

PLACE: Central Florida Research Park, 12424 Research Parkway, Suite 100, Orlando, FL 32826

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: Joe Wallace, 407-282-3944.

TECHNOLOGICAL RESEARCH AND DEVELOPMENT AUTHORITY

The Technological Research and Development Administration announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, November 6, 2012 at 3:00 p.m.

PLACE: TRDA Business Innovation Center, 1050 West NASA Boulevard, Melbourne, FL 32901

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

A copy of the agenda may be obtained by contacting: Brenda McMillan at bmcmillan@trda.org.

PALM BEACH SOIL AND WATER CONSERVATION DISTRICT

The Palm Beach Soil & Water Conservation District announces a public meeting to which all persons are invited.

DATE AND TIME: October 23, 2012, 1:00 p.m.

November 13, 2012, 1:00 p.m.

January 22, 2012, 1:00 p.m.

February 26, 2013, 1:00 p.m.

March 26, 2012, 1:00 p.m.

April 23, 2013, 1:00 p.m.

May 28, 2013, 1:00 p.m.
 June 25, 2013, 1:00 p.m.
 July 23, 2013, 1:00 p.m.
 August 27, 2012, 1:00 p.m.
 September 24, 2013, 1:00 p.m.
 PLACE: USDA Service Center, 420 S. State Road 7, Royal Palm Beach, FL 33414
 GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

COUNCIL OF COMMUNITY COLLEGE PRESIDENTS
 The Florida College System Council of Presidents announces a public meeting to which all persons are invited.
 DATE AND TIME: October 31, 2012, 9:00 a.m.
 PLACE: Innisbrook, 36750 US Highway 19 North, Palm Harbor, FL 34684
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues pertaining to the Florida College System.
 A copy of the agenda may be obtained by contacting: Tina Ingramm, 850-222-3222.
 For more information, you may contact: Michael Brawer, 113 East College Avenue, Tallahassee, FL 32301.

Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
 Division of Florida Condominiums, Timeshares and Mobile Homes
 NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida has declined to rule on the petition for declaratory statement filed by Thomas W. and Carol A. Becker, unit owners and members of Topaz Oceanfront Condominium Association, Inc., Docket No. 2012030696 on October 09, 2012. The following is a summary of the agency's declination of the petition:
 The Division declined to issue a Declaratory Statement because the Petitioners' particular set of circumstances includes facts regarding the possibility of hurricane shutter installation and the applicability of the local building code not on the record.
 A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

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

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

NONE

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

NONE

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

NONE

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

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

REGIONAL PLANNING COUNCILS
 West Florida Regional Planning Council
 Request for Proposals
 Request for Proposals – Community Transportation Coordinator - Holmes and Washington Counties
 The West Florida Regional Planning Council is seeking Proposals from qualified entities desiring to serve as the Community Transportation Coordinator (CTC) for the combined Holmes Washington County services area. The selected entity or firm will be recommended as the designated

CTC to the Florida Commission for the Transportation Disadvantaged (CTD). If approved by the CTD, the selected contractor will coordinate the administration and operation of the Holmes Washington Transportation Disadvantaged system, as authorized by Chapter 427, Florida Statutes, and more fully described in Rule 41-2 Florida Administrative Code.

The full RFP document will be available Friday, October 19, 2012 at www.wfrpc.org.

A mandatory pre-proposal conference will be held Friday, November 2, 2012 at the West Florida Regional Planning Council, 4081 E. Olive Road, Suite A, Pensacola, Florida at 10:00 a.m. CDT to review the RFP and answer questions.

For more information, contact Julia Pearsall at the West Florida Regional Planning Council by email at Julia.Pearsall@wfrpc.org or by phone at 1-866-8914, extension 231.

Request for Proposals – Community Coordinator – Walton County

The Okaloosa-Walton Transportation Planning Organization is seeking Proposals from qualified entities desiring to serve as the Community Transportation Coordinator (CTC) for Walton County. The selected entity or firm will be recommended as the designated CTC to the Florida Commission for the Transportation Disadvantaged (CTD). If approved by the CTD, the selected contractor will coordinate the administration and operation of the Walton County Transportation Disadvantaged system, as authorized by Chapter 427, Florida Statutes, and more fully described in Rule 41-2, Florida Administrative Code.

The full RFP document will be available Friday, October 19, 2012 at www.wfrpc.org.

A mandatory pre-proposal conference will be held Friday, November 2, 2012 at the West Florida Regional Planning Council, 4081 E. Olive Road, Suite A, Pensacola, Florida at 10:00 a.m. CDT to review the RFP and answer questions.

For more information, contact Julia Pearsall at the West Florida Regional Planning Council by email at Julia.Pearsall@wfrpc.org or by phone at 1-866-8914, extension 231.

Section XII Miscellaneous

DEPARTMENT OF ENVIRONMENTAL PROTECTION NOTICE OF INTENT TO GRANT VARIANCE

RULE NO.: RULE TITLE:

62-296.513: Surface Coating of Miscellaneous Metal Parts and Products

STATE OF FLORIDA

DEPARTMENT OF ENVIRONMENTAL PROTECTION NOTICE OF INTENT TO GRANT VARIANCE

The Department of Environmental Protection (Department) gives notice of its intent to grant a variance under Section 403.201, F.S., from the provisions of Rule 62-296.513, F.A.C., to the Lockheed Martin Aeronautics Company, an aerospace parts and components manufacturing facility located at 9300 28th Street North, Pinellas Park, Florida (OCG No.12-1462) to allow relief from compliance with the volatile organic compound (VOC) reasonably available control technology (RACT) requirements of Rules 62-296.513, Florida Administrative Code (F.A.C.). The variance requires the petitioner to comply with the VOC content limits contained in the United States Environmental Protection Agency's Aerospace Industry Control Technology Guideline "Control of Volatile Organic Compound Emissions from Coating Operations at Aerospace Manufacturing and Rework Operations" (EPA-453/R-97-004). The Department's file on this matter is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Department of Environmental Protection, Division of Air Resource Management, Office of Business Planning, 2600 Blairstone Road, Tallahassee, Florida 32399-2400, Telephone: 850-717-9023.

The Department will grant the proposed variance unless a timely petition for administrative hearing is filed under Sections 120.569 and 120.57 of the Florida Statutes before the deadline for filing a petition. The procedures for petitioning for a hearing are set forth below.

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57 of the Florida Statutes. The petition must contain the information set forth below and must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000. Petitions filed by any persons other than those entitled to written notice under Section 120.60(3) of the Florida Statutes must be filed within twenty-one days of publication of the notice or receipt of written notice, whichever occurs first. Under Section 120.60(3), Florida Statutes, however, any person who asked the Department for notice of agency action may file a petition within twenty-one days of receipt of such notice regardless of the date of publication. The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57 of the Florida Statutes.

A petition that disputes the material facts on which the Department's action is based must contain the following information: (a) The name and address of each agency affected and each agency's file or identification number, if known; (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination; (c) A statement of when and how the petitioner received notice of the agency decision; (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate; (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or

modification of the agency's proposed action; (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301. Under Sections 120.569(2)(c) and (d), F.S., a petition for administrative hearing must be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed.

Because the administrative hearing process is designed to determine final agency action on the application, the filing of a petition for an administrative hearing may be different from the position taken in this notice. Persons whose substantial interests will be affected by any such final decision of the Department have the right to petition to become a party to the proceeding, in accordance with the requirements set forth above.

Mediation under Section 120.573 of the F. S. is not available.

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. A list of projects, comments deadlines and the address for providing comments are available at:

<http://appprod.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 Medicine

Notice of Emergency Action

On October 15, 2012, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Israel Rabinsky, MD, License # ME 59377. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On October 17, 2012, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Deja S. Dowdy, CNA, License # CNA 251379. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On October 17, 2012, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Gabrielle C. Trullender, CNA, License # CNA 169905. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On October 17, 2012, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Marqual Williams, CNA, License # CNA 117522. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Section XIII
Index to Rules Filed During Preceding Week

NOTE: The above Section will be published on Tuesday beginning October 2, 2012.
