

## Section I

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

#### DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

##### Division of Driver Licenses

##### RULE NOS.:      RULE TITLES:

|            |   |
|------------|---|
| 15A-1.0015 | Translation of Foreign Documents                          |
| 15A-1.003  | Licenses Restricted as to Use                             |
| 15A-1.004  | Reciprocity   |
| 15A-1.005  | Current Licenses; Relinquishment                          |
| 15A-1.0051 | Renewal of License; Resident Temporarily Out of the State |
| 15A-1.008  | Drug Addiction and Alcoholism                             |
| 15A-1.009  | Mental Condition  |
| 15A-1.010  | Physical Condition  |
| 15A-1.012  | Driver License Examinations: Scoring                      |
| 15A-1.0125 | Oral Examinations   |
| 15A-1.013  | Minimum Visual Standards for Licensing                    |
| 15A-1.014  | Vehicle Inspection  |
| 15A-1.015  | Driving Ability, Demonstration: Scoring Criteria          |
| 15A-1.016  | Test/Examination Failure; Disqualification: Procedure     |
| 15A-1.017  | Re-examinations   |
| 15A-1.019  | Reinstatement; Hardship                                   |
| 15A-1.0195 | Right of Review   |
| 15A-1.021  | Cancellation  |
| 15A-1.023  | Appointments  |
| 15A-1.024  | Temporary Driving Permits                                 |
| 15A-1.026  | Express Renewal Offices                                   |
| 15A-1.027  | Driver Education Licensing Assistance Program (DELAP)     |
| 15A-1.028  | Fraudulent Driver License Applicants                      |
| 15A-1.0296 | Substance Abuse Courses Required for Licensing            |

**PURPOSE AND EFFECT:** The purpose of these amendments is to revise standards for driver license exams and update a scoring ratio. The amendments will also address forms incorporated throughout the rule chapter.

**SUBJECT AREA TO BE ADDRESSED:** Driver License Exams; Forms.

**RULEMAKING AUTHORITY:** 322.02, 322.02(3), 322.13, 322.212, 322.27 FS.

**LAW IMPLEMENTED:** 120.57, 316.211, 316.271, 316.294, 316.614, 316.646, 318.15, 322.02, 322.03, 322.04, 322.05, 322.07, 322.08, 322.08(2), 322.09(1)(b), 322.095, 322.12, 322.121, 322.13(1)(b)1., 322.13(1)(b)2., 322.13(2), 322.14, 322.141, 322.15, 322.16, 322.18, 322.19, 322.21, 322.21(3), 322.212, 322.22, 322.221, 322.245, 322.25, 322.27, 322.27(1), 322.271, 322.28, 322.282, 322.29, 322.32, 322.32(5), 322.33, 627.733 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:** January 10, 2014, 1:00 p.m.

**PLACE:** Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Conference Room B130A&B, Tallahassee, Florida 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Ray Graves, Program Manager, 2900 Apalachee Parkway, Room A201, Tallahassee, FL 32399-0500, raygraves@flhsmv.gov, (850)617-2529. 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:** Ray Graves, Program Manager, 2900 Apalachee Parkway, Tallahassee, FL 32399-0500, raygraves@flhsmv.gov, (850)617-2529

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

#### DEPARTMENT OF HEALTH

##### Board of Orthotists and Prosthetists

##### RULE NO.:      RULE TITLE:

|              |  |
|--------------|--|
| 64B14-4.0015 | Security and Monitoring Procedures for Licensure Examination |
|--------------|--|

**PURPOSE AND EFFECT:** This rule change deletes a reference to a repealed rule and will now refer to the correct existing rule.

**SUBJECT AREA TO BE ADDRESSED:** Deletes repealed rule reference.

**RULEMAKING AUTHORITY:** 456.017(1)(d) FS.

**LAW IMPLEMENTED:** 456.017(1)(d) 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:** William F. Miller, Executive Director, Board of Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257

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

## DEPARTMENT OF HEALTH

### Board of Orthotists and Prosthetists

RULE NO.: RULE TITLE:

64B14-5.003 Continuing Education Course Criteria

PURPOSE AND EFFECT: This rule change adds language requiring continuing education courses to be relevant to the practice of orthotics, prosthetics, or pedorthics.

SUBJECT AREA TO BE ADDRESSED: Update requirements for continuing education.

RULEMAKING AUTHORITY: 456.013, 468.802, 468.806 FS.

LAW IMPLEMENTED: 456.013(8), 468.806 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: William F. Miller, Executive Director, Board of Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257

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

## DEPARTMENT OF HEALTH

### Board of Orthotists and Prosthetists

RULE NO.: RULE TITLE:

64B14-5.004 Provider Application

PURPOSE AND EFFECT: This rule change clarifies the rules cited for standards that continuing education programs must meet.

SUBJECT AREA TO BE ADDRESSED: Clarification of rules.

RULEMAKING AUTHORITY: 456.013(8), 468.806 FS.

LAW IMPLEMENTED: 456.013(8), 468.806 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: William F. Miller, Executive Director, Board of Orthotists and

Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257

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

## DEPARTMENT OF HEALTH

### Division of Family Health Services

RULE NO.: RULE TITLE:

64F-24.001 Practice Parameters for Cesarean Section

Deliveries Funded by State or Federal Funds

PURPOSE AND EFFECT: The purpose of the rule development is to update practice parameters for cesarean deliveries that are partly or fully funded by state funds or federal funds administered by the state. This rule development will also implement section 9. of Florida Session Law 2012-31 by replacing Rule 10D-116.005, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Practice parameters to be followed by physicians in provider hospitals in performance of cesarean section deliveries when the deliveries will be paid partly or fully by state funds or federal funds administered by the state.

RULEMAKING AUTHORITY: 383.336(2) FS.

LAW IMPLEMENTED: 383.336 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: Bob Peck, (850)245-4444, ext. 2965; address Bin A-13, 4052 Bald Cypress Way, Tallahassee, FL 32399-1723; email Bob.Peck@flhealth.gov

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

## Section II Proposed Rules

## DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

### Division of Consumer Services

RULE NO.: RULE TITLE:

5J-18.0012 Bureau of Fair Rides Inspection Forms

PURPOSE AND EFFECT: The purpose of this rulemaking is to amend a form incorporated by reference to implement statutory requirements.

SUMMARY: The proposed rule updates FDACS-03550 Inspection Certificate to comply with the specific

requirements of Sections 616.242(7)(h) and (i), F.S., and will streamline the inspection process for the Fair Rides Inspectors.

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

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The proposed revision adopts a revised form, which was revised to conform to statutory requirements. There are no regulatory costs associated with these changes. 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:** 616.165, 616.242(7) FS.

**LAW IMPLEMENTED:** 616.242(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:** Michelle Faulk, Bureau of Fair Rides Inspection, 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500, phone: (850)410-3820

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

5J-18.0012 Bureau of Fair Rides Inspection Forms.

The following forms are hereby incorporated by reference. Copies of these publications may be obtained from the Division of Consumer Services, Bureau of Fair Rides Inspection at 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500, or online as indicated below at [www.freshfromflorida.com/onestop/std/fairride.html](http://www.freshfromflorida.com/onestop/std/fairride.html).

| Form Number       | Revised | Title                                       |
|-------------------|---------|---|
| FDACS 01/09 03401 |         | Invoice                                     |
| FDACS 12/09 03419 |         | Amusement Ride Inspection Report            |
| FDACS 12/09 03420 |         | Water Park Amusement Ride Inspection Report |

|                   |   |
|-------------------|---|
| FDACS 12/09 03421 | Go-kart Amusement Ride Inspection Report (Track)  |
| FDACS 01/09 03422 | Go-kart Amusement Ride Inspection Report (Vehicle)  |
| FDACS 12/09 03423 | Bungy Jump Inspection Report  |
| FDACS 12/09 03424 | Owner's Daily Inspection Report (Carnival Type)   |
| FDACS 12/09 03425 | Owner's Daily Inspection Report (Water Park)  |
| FDACS 12/09 03426 | Owner's Daily Inspection Report (Go-kart Track/Vehicle)   |
| FDACS 12/09 03427 | Owner's Daily Inspection Report (Bungy)   |
| FDACS 01/09 03428 | Written Accident Report   |
| FDACS 01/09 03429 | Request for Inspection or Reinspection  |
| FDACS 01/09 03430 | Mechanical, Structural or Electrical Defect Report  |
| FDACS 12/09 03431 | Employee Training Record  |
| FDACS 01/09 03432 | Amusement Ride Annual Permit Application  |
| FDACS 04/09 03433 | Affidavit of Compliance and Nondestructive Testing  |
| FDACS 01/09 03434 | Affidavit of Annual Inspection for Exempt Facilities  |
| FDACS 12/09 03545 | Stop Operation Order  |
| FDACS 12/09 03546 | Out of Service Tag  |
| FDACS 11/13 03550 | Inspection Certificate, <a href="http://www.flrules.org/Gateway/reference">http://www.flrules.org/Gateway/reference</a> |
| FDACS 02/09 03557 | Fair Rides Immediate Final Order  |
| FDACS 02/09 03558 | Fair Rides Immediate Final Order Release  |

Rulemaking Authority 616.165, 616.242(4), (5), (6), (7), (10), (11), (14), (15), (16) FS. Law Implemented 616.242(4), (5), (6), (7), (10), (11), (14), (15), (16) FS. History—New 2-14-99, Amended 5-30-05, 10-2-07, 5-30-10, Formerly 5F-8.0012, Amended.

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Tom Steckler

**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** Commissioner of Agriculture Adam H. Putnam

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** December 9, 2013

**DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR:** November 25, 2013

**DEPARTMENT OF CITRUS**

RULE NO.: RULE TITLE:  
20-13.0011 Oranges: 2004-2005 Anhydrous Acid  
Maturity Standards

PURPOSE AND EFFECT: Repeal of rule which is no longer needed as orange maturity standards are now in rule, not statute.

SUMMARY: Repealing unnecessary rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: This rule was used to lower anhydrous acid maturity standards in oranges by 10%, as allowed by statute. The maturity standards are now in rule; therefore, this rule is no longer required.

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: 601.10(1)(7), 601.11 FS.

LAW IMPLEMENTED: 601.111 FS.

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

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

PLACE: Florida Department of Citrus, 605 East Main Street, Bartow, Florida 33830

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Alice Wiggins, Legal Department, P.O. Box 9010, Bartow, FL 33831 or awiggins@citrus.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

20-13.0011 Oranges: 2004-2005 Anhydrous Acid Maturity Standards.

~~(1) During the period beginning October 29, 2004 up to and including July 31, 2005 oranges shall be deemed mature when the juice sample contains not less than .36 percent of anhydrous citric acid.~~

~~(2) All other state laws applicable to the maturity of oranges shall remain in effect.~~

Rulemaking Authority 601.10(1),(7), 601.11, 601.19 FS. Law Implemented 601.111, 601.19 FS. History—New 3-14-93, Amended 2-12-95, 1-17-96, 5-1-02, 2-19-03, 2-24-04, 3-22-05, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: William Roberts, Acting General Counsel

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 20, 2013

**DEPARTMENT OF CITRUS**

RULE NO.: RULE TITLE:  
20-39.013 Stamping or Labeling of Fruit and  
Containers

PURPOSE AND EFFECT: Repealing the weight limitations on containers.

SUMMARY: Weight limitations on containers

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: This rule amendment allows packers to pack containers to specifications of their vendors; therefore enhancing their ability to sell fruit to vendors and markets.

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: 601.10(1),(7), 601.11 FS.

LAW IMPLEMENTED: 601.02(4), 601.091, 601.10(7), 601.11, 601.45 FS.

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

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

PLACE: Florida Department of Citrus, 605 East Main Street, Bartow, Florida 33830

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Alice Wiggins, Administrative Asst. - Legal, P O Box 9010, Bartow, FL 33831 or awiggins@citrus.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

20-39.013 Stamping or Labeling of Fruit and Containers.

(1) No change.

(a) Weight: When citrus fruit is packed in approved containers, including those under experimental permit, for domestic shipment, including Canada, it shall be sufficient if the weight only is stamped on the container. ~~except as provided below:~~

~~1. Labeling content in terms of weight only shall be limited to fruit packed for domestic shipment, including Canada.~~

~~2. The maximum allowed weight designation for carton containers is one third standard shipping size or fourteen pounds net weight.~~

Rulemaking Authority 601.10(1),(7), 601.11 FS. Law Implemented 601.02(4),(5), 601.091, 601.10(7), 601.11, 601.45 FS. History—Formerly 105-1.03(4), Revised 1-1-75 Amended 2-2-76, 2-16-77, 8-1-77 10-3-77, 2-21-83, 7-20-83, Formerly 20-39.13, Amended 12-17-91, 3-22-92, 10-14-92, 1-19-93, 5-23-93, 12-21-93, 11-29-94, 8-30-95,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: William Roberts, Acting General Counsel

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 20, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 25, 2013

#### DEPARTMENT OF CITRUS

RULE NO.: RULE TITLE:

20-115.001 Agency Travel Rule

PURPOSE AND EFFECT: Rewriting rule to provide proof needed from employees to receive full reimbursement of expenses for travel outside the state of Florida.

SUMMARY: Travel expense reimbursement for travel outside the state of Florida.

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: This rule amendment removes the reference to the Department's Fiscal Policy of a specific date which would require the rule to be changed each time the policy is changed and more closely follows the statutory language in Section 601.15(8)(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: 601.15(8)(a) FS.

LAW IMPLEMENTED: 601.15(8)(a) FS.

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

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

PLACE: Florida Department of Citrus, 605 East Main Street, Bartow, Florida 33830

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Alice Wiggins, Administrative Asst – Legal, P O Box 9010, Bartow, FL 33831 or awiggins@citrus.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

20-115.001 Agency Travel Rule.

Employees traveling outside the state of Florida on Department business shall be entitled to reimbursement of actual and necessary expenses. Employees shall provide a paid, detailed vendor receipt for any meals exceeding the Class Meal allowance in 112.061, F.S. Foreign travel shall be reimbursed in U.S. equivalent currency. The exchange rate, if not specifically identified and documented at the time of travel, shall be the published exchange rate as of the date the voucher is received by accounting. The Department hereby adopts by reference those portions of Fiscal Policy #304, Revised 6-16-04, pertaining to reimbursement of actual and necessary expenses for travel outside the state of Florida.

Rulemaking Authority 601.15(8)(a) FS. Law Implemented 601.15(8)(a) FS. History—New 2-24-04, Amended 10-21-04,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: William Roberts, Acting General Counsel

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 20, 2013  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 25, 2013

## PUBLIC SERVICE COMMISSION

RULE NO.: RULE TITLE:

25-17.003 Energy Audits

PURPOSE AND EFFECT: To delete obsolete references and repeal requirement for information to be filed with the Commission that is no longer necessary.

Docket No. 130257-EI

SUMMARY: The amendments remove obsolete references in paragraph (2)(a) of Rule 25-17.003, F.A.C. The rules mentioned in the subsection have been repealed and they should not be listed. The amendments also delete a requirement in paragraph (5)(a) which required that a utility file annually with the Commission a certification that each of its residential energy auditors meet minimum qualifications along with a list of auditors performing energy audits. This submission of the information is unnecessary because it has not been used by the Commission or outside entities.

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

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

The SERC examined the factors required by Section 120.541(2)(c), F.S., and concluded that the rule amendments will not have an adverse impact on economic growth, business competitiveness, or small business and that there would likely be cost savings to the affected utilities required to comply with the rule.

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: based upon the information contained in the SERC.

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: 366.05(1), 350.127(2) FS.

LAW IMPLEMENTED: 350.115, 366.04(2)(a), (f), 366.82(5), (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: Cindy Miller, Office of General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6082, cmiller@psc.state.fl.us

## THE FULL TEXT OF THE PROPOSED RULE IS:

25-17.003 Energy Audits.

(1) No change.

(2) Definitions.

(a) "Building Energy-Efficiency Rating System (BERS) Audit" means an energy analysis of a residence performed in compliance with Section 553.995, F.S., and ~~subsections 9B-60.004(3) and (4) and Rule 9B-60.005, F.A.C.~~

(b) through (i) No change.

(3) through (4) No change.

(5) Minimum Auditor Qualifications.

(a) Every utility shall certify that each of its residential energy auditors meets the minimum qualifications in paragraph (5)(b). ~~The certification, along with a list of auditors performing energy audits, shall be filed annually with the Director, Division of Economic Regulation, by September 30 of each year.~~

(b) through (c) No change.

(6) through (14) No change.

Rulemaking Specific Authority 366.05(1), 350.127(2) FS. Law Implemented 350.115, 366.04(2)(a), (f), 366.82(5), (7) FS. History—New 12-2-80, Amended 12-30-82, Formerly 25-17.03, Amended 11-24-86, 5-10-93, 7-14-96, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Stephen Garl

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 3, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: Volume 39, Number 164, August 22, 2013

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

### Florida Building Commission

RULE NOS.: RULE TITLES:

61G20-3.001 Scope

61G20-3.002 Definitions

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to comply with Ch. 2013-193, Laws of Florida that directed the Florida Building Commission "the Commission" to expand the scope of the State Product Approval Program to include new product category "impact protective systems".

SUMMARY: As mandated by law, the proposed rule adds a new product category “impact protective systems” and revises the electronic product approval application as applicable to implement said proposed changes. The modifications thereto are available from the Commission’s website at [www.floridabuilding.org](http://www.floridabuilding.org).

**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.

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.

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: 553.842(1), (5) FS.

LAW IMPLEMENTED: 553.842 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: Mo Madani, Planning Manager, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)717-1825

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

**61G20-3.001 Scope.**

(1) Products in the following categories as defined by subcategories of subsection 61G20-3.002(33)(34), F.A.C., shall be available for approval by the Commission pursuant to Rule 61G20-3.090, F.A.C., for use in the state:

- (a) Panel Walls;
- (b) Exterior Doors;
- (c) Roofing Products;
- (d) Skylights;
- (e) Windows;
- (f) Shutters; ~~and~~
- (g) Structural Components.; and
- (h) Impact Protective Systems.

(2) This rule applies to approval of products and systems, which comprise the building envelope and structural frame, for compliance with the structural requirements of the Florida Building Code.

Rulemaking Authority 553.842(1) FS. Law Implemented 553.842(5) FS. History—New 11-22-06, Formerly 9B-72.005, 9N-3.001, Amended \_\_\_\_\_.

**61G20-3.002 Definitions.**

The following terms have the meanings indicated:

(1) through (32) No change.

(33) Subcategory of product or construction system means a specific functionality:

(a) For exterior door:

1. Exterior door assemblies: roll-up, sectional, sliding, swinging, automatic; pre-engineered roof access hatches; and products introduced as a result of new technology;

2. Exterior door components and products introduced as a result of new technology;

(b) For windows: awning, casement, dual action, double hung, single hung, fixed, horizontal slider, projected, pass through, mullions, and products introduced as a result of new technology;

(c) For panel walls: siding, soffits, exterior insulation finish system (EIFS), storefronts, curtain walls, wall louver, glass block, and products introduced as a result of new technology;

(d) For roofing products: built up roofing, modified bitumen roof system, single ply roof systems, spray applied polyurethane roof system, roofing fasteners, roofing insulation, asphalt shingles, wood shingles and shakes, roofing slate, roof tile adhesives, cements-adhesives-coatings, liquid applied roof systems, underlayments, metal roofing, roofing tiles, waterproofing, roofing accessories that are an integral part of the roofing system and products introduced as a result of new technology;

(e) For shutters: accordion, Bahama, storm panels, fabric storm panel, colonial, roll-up, pre-engineered equipment, protection, and products introduced as a result of new technology;

(f) For skylights: skylight, and products introduced as a result of new technology; and

(g) For structural components: truss plates, wood connectors, anchors, exterior coolers-freezers, insulation form systems, engineered lumber, pre-engineered air conditioner stands, structural wall components, and roof deck, and products introduced as a result of new technology.

(h) For impact protective systems include types that are fixed, operable, or removable.

(34) Test means a technical operation that consists of the determination of one or more characteristics of a given product, process or service according to a specified procedure.

(35) Test report means a report from an approved testing laboratory which provides performance data showing compliance with a code requirement as determined by a referenced standard test method or equivalent standard test method pursuant to Rule 61G20-3.015, F.A.C., and which identifies products covered by the report and limitations on the products' use.

(36) Third party means an entity independent of the manufacturer (first Party) and the buyer (second party) certified in accordance with Rule 61G20-3.009, F.A.C.

(37) Validation means determination of compliance pursuant to Rule 61G20-3.006, F.A.C., for state approval.

Rulemaking Authority 553.842(1) FS. Law Implemented 553.842(1) FS. History--New 5-5-02, Amended 9-4-03, 11-22-06, 4-10-08, Formerly 9B-72.010, Amended 7-14-11, Formerly 9N-3.002, Amended.

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: October 18, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 29, 2013

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

NONE

### Section IV Emergency Rules

NONE

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

#### WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-22.201 Year-Round Water Conservation Measures

NOTICE IS HEREBY GIVEN that on December 10, 2013, the Southwest Florida Water Management District, received a petition for a variance or waiver.

Petitioner's Name: Bauman, Patricia

Rule No.: 40D-22.201

Nature of the rule for which variance or waiver is sought: lawn and landscape irrigation.

The Petition has been assigned tracking No. 4182.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lois Sorensen, 7601 US Highway 301, Tampa, Florida 33637, (813)985-7481, x. 2298, water.variances@watermatters.org.

Any interested person or other agency may submit written comments within 14 days after the publication of this notice.

#### WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: RULE TITLE:

40D-22.201: Year-Round Water Conservation Measures

NOTICE IS HEREBY GIVEN that on December 11, 2013, the Southwest Florida Water Management District, received a petition for a variance or waiver.

Petitioner's Name: Fairmont Village Property Owner Association, Inc.

Rule No.: 40D-22.201

Nature of the rule for which variance or waiver is sought: lawn and landscape irrigation.

The Petition has been assigned tracking No. 4183.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lois Sorensen, 7601 US Highway 301, Tampa, Florida 33637, (813)985-7481, x. 2298, water.variances@watermatters.org.

Any interested person or other agency may submit written comments within 14 days after the publication of this notice.

#### DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

RULE NO.: RULE TITLE:

64J-1.007 Vehicle Permits

NOTICE IS HEREBY GIVEN that on December 9, 2013, the Department of Health, Bureau of Emergency Medical Oversight, received a petition for variance or wavier from Plantation Fire Department requesting a variance from KKK-A-1822F, August 1, 2007, Federal Specifications for Ambulances. Specifically, Section 3.4.10.6, Ambulance Floor Height: The finished floor (loading height) shall be a maximum of 34 inches.

Interested persons or other agencies may submit comments within 14 days after publication of this notice.

A copy of the Petition for Variance or Wavier may be obtained by contacting: Rickey Stone by mail at 4052 Bald Cypress Way, Bin A22, Tallahassee, Florida 32399-1722 or by emailing: [rickey.stone@flhealth.gov](mailto:rickey.stone@flhealth.gov) or by telephone at (850)245-4440, extension 2753.

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

### REGIONAL PLANNING COUNCILS

#### South Florida Regional Planning Council

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

DATE AND TIME: Monday, January 27, 2014, 3:00 p.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021, (954)985-4416

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and review the Revolving Loan Fund loan applications.

A copy of the agenda may be obtained by contacting: The South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021, (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 1 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: Christine Heshmati at (954)985-4416 or [cheshmat@sfrpc.com](mailto:cheshmat@sfrpc.com).

### REGIONAL PLANNING COUNCILS

#### South Florida Regional Planning Council

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

DATE AND TIME: Friday, January 31, 2014, 9:30 a.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021, (954)985-4416

GENERAL SUBJECT MATTER TO BE CONSIDERED: To support the reduction of our nation's dependence on imported oil by discussing and promoting the region's use of alternative

fuels and alternative fuel vehicles through the Southeast Florida Clean Cities Coalition.

A copy of the agenda may be obtained by contacting: The South Florida Regional Planning Council at 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting: (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: Christine Heshmati at (954)985-4416 or [cheshmati@sfrpc.com](mailto:cheshmati@sfrpc.com).

### DEPARTMENT OF THE LOTTERY

The Department of the Lottery announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 2, 2014, 3:00 p.m.

PLACE: 250 Marriott Drive, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Lottery will open the vendor replies submitted for ITN 03-13/14, Spanish Language Market Advertising Services, and read aloud the names of the responding vendors.

For more information, please visit the vendor bid system at: [http://www.myflorida.com/apps/vbs/vbs\\_main\\_menu](http://www.myflorida.com/apps/vbs/vbs_main_menu).

A copy of the agenda may be obtained by contacting: Rhett Frisbie at (850)487-7710 or by going to the Department of the Lottery's website: [www.flalottery.com](http://www.flalottery.com).

Any person requiring a special accommodation because of a disability at this public meeting should contact the ADA Coordinator at (850)487-7777, extension 3700 (voice), or through the Florida Relay Service at 1(800)955-8771 (TDD), at least 24 hours prior to the meeting.

If any person decides to appeal any decision made by the Lottery 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: Thursday, December 19, 2013, 10:00 a.m.

PLACE: Conference line: 1(888)670-3525, conference code: 513 489 6685

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.

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 Florida Board of Pharmacy at (850)245-4292.

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#### DEPARTMENT OF HEALTH

Office of Statewide Research

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

DATE AND TIME: January 7, 2014, 4:00 p.m. – 5:00 p.m.

PLACE: Conference call: 1(888)670-3525, conference code: 2922384719

GENERAL SUBJECT MATTER TO BE CONSIDERED: Biomedical Research Advisory Council meeting pertaining to the James and Esther King Biomedical Research Program and the Bankhead-Coley Cancer Research Program.

A copy of the agenda may be obtained by contacting: Sarah Hofmeister, Public Health Research Unit, Division of Community Health Promotion, (850)245-4444, ext. 3591.

For more information, you may contact: Sarah Hofmeister, Public Health Research Unit, Division of Community Health Promotion, (850)245-4444, ext. 3591.

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#### DEPARTMENT OF HEALTH

Office of Statewide Research

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

DATE AND TIME: January 24, 2014, 10:00 a.m. – 3:00 p.m.

PLACE: Orange County Health Department, 6101 Lake Ellenor Drive, Orlando, FL 32809

GENERAL SUBJECT MATTER TO BE CONSIDERED: Biomedical Research Advisory Council meeting pertaining to the James and Esther King Biomedical Research Program and the Bankhead-Coley Cancer Research Program.

A copy of the agenda may be obtained by contacting: Sarah Hofmeister, (850)245-4444, ext. 3591, Division of Community Health Promotion, Public Health Research Unit.

For more information, you may contact: Sarah Hofmeister, (850)245-4444, ext. 3591, Division of Community Health Promotion, Public Health Research Unit.

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#### ENTERPRISE FLORIDA, INC.

The Enterprise Florida Inc., announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, February 5, 2014, 1:00 p.m. – 2:00 p.m.

PLACE: DoubleTree by Hilton, 101 South Adams Street, Tallahassee, Florida 32301

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

A copy of the agenda may be obtained by contacting Al Latimer, (407)956-5602, alatimer@eflorida.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 1 day before the workshop/meeting by contacting Al Latimer, (407)956-5602, alatimer@eflorida.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 Al Latimer, (407)956-5602, alatimer@eflorida.com.

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#### ENTERPRISE FLORIDA, INC.

The Enterprise Florida Inc., announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, February 6, 2014, 8:30 a.m. – 11:00 a.m.

PLACE: DoubleTree by Hilton, 101 South Adams Street, Tallahassee, Florida 32301

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

A copy of the agenda may be obtained by contacting Al Latimer, (407)956-5602, alatimer@eflorida.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 days before the workshop/meeting by contacting: Al Latimer, (407)956-5602, alatimer@eflorida.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: Al Latimer, (407)956-5602, alatimer@eflorida.com.

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**ENTERPRISE FLORIDA, INC.**

The Enterprise Florida Inc., announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, February 5, 2014, 11:45 a.m. – 1:00 p.m.

PLACE: DoubleTree by Hilton, 101 South Adams Street, Tallahassee, Florida 32301

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

This meeting will discuss on-going issues, developing issues and other matters.

A copy of the agenda may be obtained by contacting: Al Latimer, (407)956-5602, alatimer@eflorida.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 1 days before the workshop/meeting by contacting: Al Latimer, (407)956-5602, alatimer@eflorida.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: Al Latimer, (407)956-5602, alatimer@eflorida.com.

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**ENTERPRISE FLORIDA, INC.**

The Enterprise Florida Inc., Team Florida Marketing Partnership announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, February 5, 2014, 1:00 p.m. – 2:00 p.m.

PLACE: DoubleTree by Hilton, 101 South Adams Street, Tallahassee, Florida 32301

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

This meeting will discuss on-going issues, developing issues and other matters.

A copy of the agenda may be obtained by contacting Kim Wilmes, (407)956-5628, kwilmes@eflorida.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 1 days before the workshop/meeting by contacting: Kim Wilmes, (407)956-5628, kwilmes@eflorida.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: Kim Wilmes, (407)956-5628, kwilmes@eflorida.com.

**ENTERPRISE FLORIDA, INC.**

The Enterprise Florida Inc., Community Competitiveness Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, February 5, 2014, 9:00 a.m. – 10:00 a.m.

PLACE: DoubleTree by Hilton, 101 South Adams Street, Tallahassee, Florida 32301

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

This meeting will discuss on-going issues, developing issues and other matters.

A copy of the agenda may be obtained by contacting Al Latimer, (407)956-5602, alatimer@eflorida.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 1 days before the workshop/meeting by contacting: Al Latimer, (407)956-5602, alatimer@eflorida.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: Al Latimer, (407)956-5602, alatimer@eflorida.com.

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**ENTERPRISE FLORIDA, INC.**

The Enterprise Florida Inc., Enterprise Zone Discussion Group announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, February 5, 2014, 10:30 a.m. – 11:30 a.m.

PLACE: DoubleTree by Hilton, 101 South Adams Street, Tallahassee, Florida 32301

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

This meeting will discuss on-going issues, developing issues and other matters.

A copy of the agenda may be obtained by contacting Sharon Spratt, (850)298-6644, sspratt@eflorida.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 1 days before the workshop/meeting by contacting: Sharon Spratt, (850)298-6644, sspratt@eflorida.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: Sharon Spratt, (850)298-6644, sspratt@eflorida.com.

ENTERPRISE FLORIDA, INC.

The Enterprise Florida, Inc., Finance & Compensation Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, January 6, 2014, 2:00 p.m.

PLACE: Enterprise Florida, Inc., 800 N. Magnolia Avenue, Suite 1100, Orlando, FL 32803

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

A copy of the agenda may be obtained by contacting: Pamela Murphy at (407)956-5644.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 1 day before the workshop/meeting by contacting: Pamela Murphy at (407)956-5644. 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: Pamela Murphy at (407)956-5644.

## Section VII

### Notice of Petitions and Dispositions Regarding Declaratory Statements

PUBLIC SERVICE COMMISSION

NOTICE IS HEREBY GIVEN that the Public Service Commission has issued an order disposing of the petition for declaratory statement filed by Southeast Renewable Fuels, LLC on September 12, 2013. The following is a summary of the agency's disposition of the petition:

The agency denied the petition for declaratory statement finding that it did not provide sufficient facts upon which to issue a declaratory statement and stating that the responses in opposition to the petition showed that ambiguities exist with respect to whether the business arrangement between Southeast Renewable Fuels, LLC and its Confidential Partner would give rise to the possibility of a retail transaction between unrelated entities, thereby meeting the definition of a public utility pursuant to Section 366.02(1), F.S., and invoking the Commission's regulatory jurisdiction. The final order was filed on December 11, 2013, Docket No. 130235-EQ.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Carlotta S. Stauffer,

Director, Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, Clerk@psc.state.fl.us, (850)413-6770.

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

### Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that Construction Industry Licensing Board has received the petition for declaratory statement from Sun Star Energy LLC, dated December 6, 2013. The petition seeks the agency's opinion as to the applicability of Section 489.105(3)(m), F.S., as it applies to the petitioner.

Petitioner is seeking the Board's interpretation of Section 489.105(3)(m), Florida Statutes, as to whether a plumbing contractor can install a solar water heating system, which includes the flat plate thermal collector, to the roof of a house. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.

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

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

### Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that Construction Industry Licensing Board has received the petition for declaratory statement from Fort Pierce Utilities Authority, on December 5, 2013. The petition seeks the agency's opinion as to the applicability of Section 489.103, Florida Statutes, as it applies to the petitioner.

The Petitioner seeks a declaratory statement from the Board with regard to Section 489.103, Florida Statutes, as it relates to whether Fort Pierce Utilities Authority is exempt from statutory licensing requirements when it is installing gas piping and gas piping systems, and testing gas piping systems. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.

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

## Section VIII

### Notice of Petitions and Dispositions Regarding the Validity of Rules

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

NONE

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

NONE

## Section IX

### Notice of Petitions and Dispositions Regarding Non-rule Policy Challenges

NONE

## Section X

### Announcements and Objection Reports of the Joint Administrative Procedures Committee

NONE

## Section XI

### Notices Regarding Bids, Proposals and Purchasing

DEPARTMENT OF TRANSPORTATION

Notice of Bid/Request for Proposal

NOTICE

FLORIDA DEPARTMENT OF TRANSPORTATION

605 SUWANNEE STREET, MS 20

TALLAHASSEE, FL 32399

December 6, 2013

LEASE OF RIGHTS-OF-WAY FOR

FIXED GUIDEWAY TRANSPORTATION SYSTEM

The Florida Department of Transportation (FDOT) has received an unsolicited proposal for the leasing of rights-of-way and other real property owned by FDOT, the Orlando Orange County Expressway Authority (OOCEA), Orange County, the City of Orlando, and the Greater Orlando Aviation

Authority (GOAA), for the purposes of constructing and operating a fixed guideway transportation system between Orlando International Airport and the Orange County Convention Center in the International Drive area of Orange County. FDOT, OOCEA, Orange County, the City of Orlando, and GOAA jointly request Proposals from Proposers for the leasing of rights-of-way and real property owned by FDOT, OOCEA, Orange County, the City of Orlando, and GOAA to provide a fixed guideway transportation system between Orlando International Airport and the Orange County Convention Center in the International Drive area of Orange County, as detailed in the project Request for Proposals (RFP) document. Qualified proposers must submit a proposal in accordance with the RFP. A copy of the RFP may be obtained by submitting a written request to: row.lease@dot.state.fl.us Please provide a contact name and e-mail address when submitting your request. Questions about the RFP should also be directed to the aforementioned e-mail address. Notice of changes (addenda) to the RFP will be posted on the FDOT Procurement website at <http://www.dot.state.fl.us/procurement/ROWLeaseFixedGuideway.shtml>

It is the responsibility of all potential proposers to monitor the website for any changing information prior to submitting your proposal. Proposals must be submitted by the time and date indicated in the RFP. Pursuant to Section 337.251(3), Florida Statutes, an application fee of \$10,000 is required from each proposer upon submittal of its proposal to FDOT.

#### FLORIDA HOUSING FINANCE CORPORATION

Request for Applications 2013-010 for the Financing of Affordable Multifamily Housing Developments with HOME Funding to be used in conjunction with Florida Housing-Issued MMRB and Non-Competitive HC

Florida Housing issued RFA 2013-010 on November 25, 2013, with a due date of December 17, 2013. This due date has been extended to December 19, 2013. Applications for the HOME funding offered in RFA 2013-010 shall be accepted until 11:00 a.m., Eastern Time, on Thursday, December 19, 2013, to the attention of Ken Reecy, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. The RFA, which outlines selection criteria and Applicant's responsibilities, can be downloaded from the Florida Housing Finance Corporation web site at:

[http://apps.floridahousing.org/StandAlone/FHFC\\_ECM/ContentPage.aspx?PAGE=0394](http://apps.floridahousing.org/StandAlone/FHFC_ECM/ContentPage.aspx?PAGE=0394).

Any modifications that occur to the Request for Applications will be posted at the web site and may result in an extension of the deadline. It is the responsibility of the Applicant to check the website for any modifications prior to the deadline date.

## Section XII Miscellaneous

### DEPARTMENT OF HEALTH

#### Board of Nursing

##### EMERGENCY ACTION

On December 11, 2013, the State Surgeon General issued an Order of Emergency Restriction Order with regard to the license of Stephanie Hughes, LPN, license number LPN 5155575. 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

##### EMERGENCY ACTION

On December 11, 2013, the State Surgeon General issued an Order of Emergency Restriction of Certifications with regard to the license of Michael B. Nitzschke, P.M.D., E.M.T., certificate number PMD 509509 and EMT 309454. This Emergency Restriction of Certifications 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 Osteopathic Medicine

##### EMERGENCY ACTION

On December 11, 2013, the State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Gary Blumberg, license number OS 6049. 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 ECONOMIC OPPORTUNITY

#### Division of Community Development

##### Poinciana Office & Industrial Park

NOTICE IS HEREBY GIVEN that the Division of Community Planning and Development, Department of Economic Opportunity, received the following petitions for binding letters of Development of Regional Impact, Vested Rights and Modification Determinations, pursuant to subsection 380.06(4)(a), Florida Statutes.

|                   |                                    |
|-------------------|------------------------------------|
| FILE NO.:         | BLIM-06-2014-004                   |
| DATE RECEIVED:    | December 11, 2013                  |
| DEVELOPMENT NAME: | POINCIANA OFFICE & INDUSTRIAL PARK |
| DEVELOPER/AGENT:  | AV Homes, Inc./John F. Adams       |
| DEVELOPMENT TYPE: | 28-24.023, F.A.C.                  |
| LOCAL GOVERNMENT: | Osceola County                     |

## 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.