

Section I
Notices of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-6.0981
RULE TITLE: School District Virtual Instruction Program

PURPOSE AND EFFECT: The purpose of the proposed rule development is to adopt requirements for administering the School District Virtual Instruction Program. The rule will also incorporate the Program’s application form.

SUBJECT AREA TO BE ADDRESSED: School District Virtual Instruction Program.

SPECIFIC AUTHORITY: 1002.45 FS.

LAW IMPLEMENTED: 1002.45 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: August 1, 2008, 1:00 p.m. – 3:00 p.m.

PLACE: Raymond O. Shelton School Administrative Center, School Board Meeting Room, 901 E. Kennedy Blvd., Tampa, Florida 33601

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kim McDougal (kim.mcdougal@fldoe.org)

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

DEPARTMENT OF REVENUE

Property Tax Oversight Program

RULE NOS.: 12D-10.001, 12D-10.002, 12D-10.003, 12D-10.004
RULE TITLES: Composition of Value Adjustment Board, Appointment and Employment of Special Magistrates, Powers, Authority, Duties and Functions of Value Adjustment Board, Receipt of Taxpayer’s Petition to Be Acknowledged

12D-10.0044 Uniform Procedures for Hearings; Procedures for Information and Evidence Exchange Between the Petitioner and Property Appraiser, Consistent with Section 194.032, F.S.; Organizational Meeting; Uniform Procedures to be Available to Petitioners

12D-10.005 Duty of Clerk to Prepare and Transmit Record

12D-10.006 Public Notice of Findings and Results of Value Adjustment Board

PURPOSE AND EFFECT: The purpose of these proposed rule changes is to set forth uniform procedures for hearings before value adjustment boards and their magistrates; and, to consider uniform forms related to these procedures. It is anticipated that Chapter 12D-10, Florida Administrative Code, will be substantially rewritten and that a new chapter may be created. The preliminary text of the proposed rule development will be available from the contact person listed below or from the Department’s website for value adjustment board information at http://dor.myflorida.com/dor/property/vabwb/vabws.html on or before July 21, 2008. General comments, questions, or suggestions about the value adjustment board process may be submitted to the Department at VAB@dor.state.fl.us.

The effect of these proposed rule changes is to provide clear, equitable, and uniform procedures for taxpayers who want to petition property tax matters to Value Adjustment Boards, including property tax assessments, denials of classifications, and denials of exemptions.

SUBJECT AREA TO BE ADDRESSED: The subject of this workshop is the property tax value adjustment board process.

SPECIFIC AUTHORITY: 194.011(5), 194.034(1), 195.027(1), 213.06(1) FS.

LAW IMPLEMENTED: Ch. 2008-197, Laws of Florida, 193.122, 194.011, 194.015, 194.032, 194.034, 194.035, 194.036, 194.037, 194.301, 195.002, 195.096, 195.022, 196.011, 197.122, 200.069, 213.05 FS.

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

DATE AND TIME: July 28, 2008, 11:00 a.m.

PLACE: Room GC 422 (County Commission Chambers), 115 S. Andrews Avenue, Ft. Lauderdale, 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 48 hours before the workshop/meeting by contacting: Janice Forrester, Tax Auditor IV, Property Tax Oversight Program, Department of Revenue, P. O. Box 3000, Tallahassee, Florida 32315-3000, telephone (850)922-7945, e-mail address: ForrestJ@dor.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Janice Forrester, Tax Auditor IV, Property Tax Oversight Program, Department of Revenue, P. O. Box 3000, Tallahassee, Florida 32315-3000, telephone (850)922-7945, e-mail address: ForrestJ@dor.state.fl.us

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

**BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND**

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

**WATER MANAGEMENT DISTRICTS**

**South Florida Water Management District**

**RULE NO.:**                      **RULE TITLE:**  
 40E-1.659                      Forms and Instructions  
**PURPOSE AND EFFECT:** To amend and update portions of Chapter 40E-1, F.A.C., to incorporate changes consistent with changes identified in the rule development for Chapter 40E-61, F.A.C., Lake Okeechobee Works of the District. This rule development was originally noticed in Vol. 33, No. 12, March 23, 2007 edition of the Florida Administrative Weekly.  
**SUBJECT AREA TO BE ADDRESSED:** To amend Chapter 40E-1, F.A.C., General and Procedural rules.  
**SPECIFIC AUTHORITY:** 120.53, 218.075, 373.044, 373.113, 373.4136, 373.416, 695.03, 704.06 FS.  
**LAW IMPLEMENTED:** 120.53, 218.075, 373.113, 373.4135, 373.4136, 373.416, 704.06 FS.  
**A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATES, TIMES AND PLACES SHOWN BELOW:**  
**DATE AND TIME:** July 31, 2008, 9:00 a.m. – 11:00 a.m.  
**PLACE:** Osceola Heritage Park, 1921 Kissimmee Valley Lane, Kissimmee, FL 34744  
**DATE AND TIME:** August 1, 2008, 9:00 a.m. – 11:00 a.m.  
**PLACE:** Okeechobee Service Center, 205 North Parrott Ave Suite 201, Okeechobee, FL 34972  
**DATE AND TIME:** August 21, 2008, 9:00 a.m. – 11:00 a.m.

**PLACE:** Okeechobee Service Center, 205 North Parrott Ave Suite 201, Okeechobee, FL 34972

**DATE AND TIME:** August 28, 2008, 9:00 a.m. – 11:00 a.m.

**PLACE:** Osceola Heritage Park, 1921 Kissimmee Valley Lane, Kissimmee, FL 34744

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: District Clerk’s Office, (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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: For technical issues: Steffany Gornak, 1(863)462-5260, Extension 3010, e-mail: sgornak@sfwmd.gov; For procedural issues: Joyce Rader, Paralegal Specialist, Office of Counsel, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, Extension 6259 or (561)682-6259, e-mail: jrader@sfwmd.gov  
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**WATER MANAGEMENT DISTRICTS**

**South Florida Water Management District**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
40E-61.011	Policy and Purpose
40E-61.020	Scope of Part I
40E-61.021	Definitions
40E-61.023	Basin and Sub-Basin Boundaries
40E-61.024	Works of the District within the Lake Okeechobee Basin
40E-61.031	Implementation
40E-61.041	Permits Required
40E-61.042	General Permits for Use of Works of the District Within the Lake Okeechobee Basin
40E-61.051	Exemptions
40E-61.101	Content of Application for Individual and Collective Permits
40E-61.201	Permit Application Processing Fee
40E-61.301	Conditions for Issuance for Individual and Collective Permits
40E-61.321	Duration of Permits
40E-61.331	Modification
40E-61.351	Transfer
40E-61.381	Limiting Conditions

**PURPOSE AND EFFECT:** To amend and update specific components of Chapter 40E-61, F.A.C., the Lake Okeechobee Works of the District to clarify the District’s statutory responsibilities in the administration of this program under the

Lake Okeechobee Protection Act. Amendments to these rules will eliminate any duplication between the cooperating agencies and their responsibilities under the Lake Okeechobee Protection Act. This rule development was originally noticed in Vol. 33, No. 12, March 23, 2007 edition of the Florida Administrative Weekly.

SUBJECT AREA TO BE ADDRESSED: To amend Chapter 40E-61, F.A.C., Lake Okeechobee Drainage Basin.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.118, 668.003, 668.004, 668.50 FS.

LAW IMPLEMENTED: 373.016, 373.085, 373.086, 373.109, 373.451, 373.453, 373.4595, 668.003, 668.004, 668.50 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: For technical issues: Steffany Gornak, 1(863)462-5260, Extension 3010, e-mail: sgornak@sfwmd.gov; For procedural issues: Joyce Rader, Paralegal Specialist, Office of Counsel, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, Extension 6259 or (561)682-6259, e-mail: jrader@sfwmd.gov

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Pilot Commissioners**

RULE NO.: 61G14-19.001  
RULE TITLE: Percentage of Gross Pilotage Assessed

PURPOSE AND EFFECT: The Board proposes to review the existing language in the rule to determine whether changes are necessary.

SUBJECT AREA TO BE ADDRESSED: Percentage of gross pilotage to be assessed.

SPECIFIC AUTHORITY: 310.131, 310.185 FS.

LAW IMPLEMENTED: 310.131 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Robyn Barineau, Executive Director, Board of Pilot Commissioners, 1940 North Monroe Street, Tallahassee, Florida 32399-0750  
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE NOS.: 61H1-27.002  
RULE TITLES: Concentrations in Accounting and Business  
61H1-27.0041 One Year of Work Experience

PURPOSE AND EFFECT: The Board proposes to review the existing language in Rule 61H1-27.002, F.A.C., to determine whether changes are necessary. The Board proposes to promulgate Rule 61H1-27.0041, F.A.C., to set forth the documentation requirements regarding the one year of work experience required for licensure.

SUBJECT AREA TO BE ADDRESSED: Concentration in Accounting and Business; One Year of Work Experience.

SPECIFIC AUTHORITY: 473.304, 473.308(4) FS.

LAW IMPLEMENTED: 473.306, 473.308(4) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Veloria Kelly, Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

**DEPARTMENT OF HEALTH**

**Board of Chiropractic**

RULE NO.:                   RULE TITLE:  
64B2-13.008               Retired Status License

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to clarify language regarding the laws and rules course.

SUBJECT AREA TO BE ADDRESSED: Retired Status License.

SPECIFIC AUTHORITY: 456.036(10), 460.405 FS.

LAW IMPLEMENTED: 456.036(10) 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Joe Baker, Jr., Executive Director, Board of Podiatric Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3258

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B2-13.008 Retired Status License.

(1) No change.

(2) A retired status licensee may change to active status provided:

(a) No change.

(b) If the license has been in retired status for more than 5 years, the licensee must retake and pass the examination as set forth in Rule 64B2-11.001, F.A.C., and retake an approved laws and rules course as set forth in Rule ~~64B4-6.0045~~ 64B2-13.004, F.A.C.

Specific Authority 456.036(10), 460.405 FS. Law Implemented 456.036(10) FS. History--New 2-6-06, Amended.

**Section II  
Proposed Rules**

**BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND**

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**DEPARTMENT OF MANAGEMENT SERVICES**

**Agency for Workforce Innovation**

RULE NO.:                   RULE TITLE:  
60BB-9.121               Federal Quality Funds

PURPOSE, EFFECT AND SUMMARY: The purpose of the proposed rule development is to adopt a rule substantively similar to federal regulations governing recipients of federal funding through the Child Care and Development Fund. The federal regulations governing recipients of federal funding through the Child Care and Development Fund require that the Agency for Workforce Innovation, as Lead Agency, retain responsibility for administering the program and enumerate the responsibilities of the Agency. Further, the regulations require the Agency to expend no less than four percent of the aggregate funds received through the federal Child Care and Development Fund on quality activities defined by the regulations.

SPECIFIC AUTHORITY: 411.01(4)(e) FS.

LAW IMPLEMENTED: 411.01(4)(c) FS.

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION 120.54(6), F.S.

WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO: C.J. Weinman, Assistant General Counsel, Agency for Workforce Innovation, Office of General Counsel, 107 East Madison Street, MSC #110, Tallahassee, Florida 32399-4128, (850)245-7150.

SUBSTANTIALLY AFFECTED PERSONS MAY WITHIN 14 DAYS OF THE DATE OF THIS NOTICE, FILE AN OBJECTION TO THIS RULEMAKING WITH THE AGENCY. THE OBJECTION SHALL SPECIFY THE PORTIONS OF THE PROPOSED RULE TO WHICH THE PERSON OBJECTS AND THE SPECIFIC REASONS FOR THE OBJECTION.

THE FULL TEXT OF THE PROPOSED RULE IS:

60BB-9.121 Federal Quality Funds.

(1) Pursuant to 45 C.F.R. 98.11, the Agency for Workforce Innovation (the Agency) has broad authority to administer the Child Care and Development Fund program through other