

## Section I

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

#### DEPARTMENT OF EDUCATION

##### State Board of Education

**RULE NO.:** 6A-1.09961  
**RULE TITLE:** Graduation Requirements for Certain Students with Disabilities

**PURPOSE AND EFFECT:** The purpose of this rule development is to update the rule that addresses special diploma requirements for certain students with disabilities. The effect will be a rule that aligns with the Next Generation Sunshine State Standards Access Points for Students with Significant Cognitive Disabilities and deletes terminology that became obsolete with the passage of legislation amending Section 1003.01(3), Florida Statutes.

**SUBJECT AREA TO BE ADDRESSED:** Requirements for a special diploma in alignment with the Next Generation Sunshine State Standards Access Points for Students with Significant Cognitive Disabilities; eligibility categories to reflect changes resulting from legislation amending Section 1003.01(3), Florida Statutes.

**RULEMAKING AUTHORITY:** 1001.02(1), 1003.438 FS.

**LAW IMPLEMENTED:** 1003.438 FS.

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

**DATE AND TIME:** August 30, 2011, 1:00 p.m.

**PLACE:** Via Conference Call: (866)372-5781; Conference ID #81802981; Anyone wishing to attend in person: Department of Education, 325 West Gaines Street, Room 605, Tallahassee Florida

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Ms. Bambi Lockman, Chief, Bureau of Exceptional Education and Student Services, 325 W. Gaines Street, Suite 614, Tallahassee, FL 32399. To submit a comment for this rule development go to <https://app1.fldoe.org/rules/default.aspx>

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT:** <https://app1.fldoe.org/rules/default.aspx>

#### DEPARTMENT OF EDUCATION

##### State Board of Education

**RULE NO.:** 6A-6.03024  
**RULE TITLE:** Special Programs for Exceptional Students who Require Physical Therapy

**PURPOSE AND EFFECT:** The purpose of this rule development is to modify the rule to address requirements related to both occupational therapy and physical therapy. The effect will be a rule that updates the title to reflect that occupational therapy and physical therapy are related services and not special programs. It will also update definitions and change language to clarify the provision of occupational therapy and physical therapy related to assessment, determination of educational need, and plans of care/treatment.  
**SUBJECT AREA TO BE ADDRESSED:** Provision of Occupational and Physical Therapy to Exceptional Students as a Related Service.

**RULEMAKING AUTHORITY:** 1001.02, 1003.01(3), 1003.57, 1003.571 FS.

**LAW IMPLEMENTED:** 1001.02, 1003.01(3), 1003.57, 1003.571 FS.

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

**DATE AND TIME:** August 30, 2011, 3:00 p.m.

**PLACE:** Via Conference Call: (866)372-5781; Conference ID #81805183; Anyone wishing to attend in person: Department of Education, 325 West Gaines Street, Room 605, Tallahassee, Florida

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Bambi J. Lockman, Chief, Bureau of Exceptional Education and Student Services, 325 West Gaines Street, Suite 614, Tallahassee, Florida 32399, (850)245-0475. To submit a comment on this rule development go to <https://app1.fldoe.org/rules/default.aspx>.

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT:** <https://app1.fldoe.org/rules/default.aspx>.

#### DEPARTMENT OF REVENUE

**RULE NO.:** 12-22.007  
**RULE TITLE:** Registration Information Sharing and Exchange Program

**PURPOSE AND EFFECT:** The purpose of the proposed amendments to Rule 12-22.007, F.A.C. (Registration Information Sharing and Exchange Program), is to: (1) amend the agreements used by the Department to administer the Program, requiring an indication of which locally-imposed tax the participating Government Entity is requesting an exchange of tax information; (2) create a separate form for Program participants to make the required annual certification regarding the confidentiality of the information exchanged under the Program; and (3) clarify that each authorized employee of a Program participant must execute the certification regarding confidentiality requirements by January 31 of each year.

**SUBJECT AREA TO BE ADDRESSED:** The subject area of the workshop is the proposed changes to the rule and agreements used by the Department in the administration of Registration Information Sharing and Exchange Program.

**RULEMAKING AUTHORITY:** 213.0535(4), 213.06(1) FS.

**LAW IMPLEMENTED:** 213.053(8)(j), 213.0535 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 29, 2011, 10:00 a.m.

**PLACE:** 2450 Shumard Oak Boulevard, Building One, Room 2503, 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 48 hours before the workshop/meeting by contacting: Tammy Miller at (850)617-8346. 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:** Janet Young, Tax Law Specialist, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)717-7610

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS PUBLISHED ON THE DEPARTMENT'S INTERNET site at:** myflorida.com/dor/rules.

**DEPARTMENT OF HEALTH**

**Division of Disease Control**

<b>RULE NO.:</b>	<b>RULE TITLE:</b>
64D-3.046	Immunization Requirements: Public and Nonpublic Schools, Grades Preschool, Kindergarten Through 12, and Adult Education Classes

**PURPOSE AND EFFECT:** The sole purpose of this rule amendment is to revise DH 150-615, July 2010 (Immunization Guidelines, Florida Schools, Childcare Facilities and Family Daycare Homes) incorporated by reference to reflect an effective date of July 2011. The DH 150-615 changes include updates to the tetanus-diphtheria-acellular pertussis vaccination documentation requirements for entry and attendance in seventh grade and an update to the effective date for pneumococcal conjugate vaccination requirements for children age 2 to 59 months attending licensed childcare facilities and family daycare homes.

**SUBJECT AREA TO BE ADDRESSED:** Implementation of immunization recommendations of the Centers for Disease Control and Prevention Advisory Committee on Immunization Practices.

**RULEMAKING AUTHORITY:** 381.003, 381.005, 1003.22 FS.

**LAW IMPLEMENTED:** 381.005, 1003.22 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:** Monday, August 29, 2011, 10:00 a.m.

**PLACE:** 2585 Merchants Row Boulevard, Room 135Q, 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 5 days before the workshop/meeting by contacting: Susan Lincicome, Program Administrator, susan\_lincicome@doh.state.fl.us, (850)245-4444, Ext. 2381. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS:** Susan Lincicome, Program Administrator, susan\_lincicome@doh.state.fl.us, (850)245-4444, Ext. 2381

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:**

64D-3.046 Immunization Requirements: Public and Nonpublic Schools, Grades Preschool, Kindergarten Through 12, and Adult Education Classes.

(1) Immunization and Documentation Requirements for School Entry/Attendance:

(a) A student may attend a public or non-public school, grades preschool through 12 or an adult education class if younger than 21, if prior to admittance, attendance or transfer, they present one of the following for inspection for validity by an authorized school official:

1. DH Form 680, Florida Certification of Immunization (July 2010), incorporated by reference, available from Department of Health (DOH) county health departments (CHDs), or physicians' offices; or

2. DH Form 681, Religious Exemptions for Immunizations (English/Spanish/Haitian-Creole) (February 2002), incorporated by reference, available at DOH CHDs, must be signed by the local county health department medical director or designee.

(b) Specific immunization requirements by grade which must be documented prior to admittance, attendance or any other initial entrance are detailed in the Immunization Guidelines-Florida Schools, Childcare Facilities and Family Daycare Homes DH Form 150-615 (July 2011) (~~July 2010~~), incorporated by reference, available online at: [www.doh.state.fl.us/disease\\_ctr/immune/schoolguide.pdf](http://www.doh.state.fl.us/disease_ctr/immune/schoolguide.pdf).

1. Temporary or permanent medical exemption DH Form 680 must be signed by a practitioner licensed under Chapter 458 or 459, F.S., or their authorized representative. For temporary or permanent medical exemption the signing practitioner must possess medical records documenting the medical basis for each such exemption.

2. A DH Form 680 that does not include a temporary or permanent medical exemption must be signed by a practitioner licensed under Chapter 458, 459, 460, or 464, F.S.

3. Florida SHOTS (State Health Online Tracking System) Electronically Certified DH Form 680 accessed directly by the school is considered certified in writing and signed by the Florida SHOTS private provider.

(2) Documentation Requirements for Schools:

(a) The original or a copy of a valid original of the form(s) required under this rule shall remain in the student's cumulative health record unless verified in Florida SHOTS.

(b) Antigen doses by dates of immunization shall be transferred as data elements through the Florida Automated System for Transferring Education Records (FASTER).

(c) Compliance Reporting:

1. Each public and nonpublic school with a kindergarten and/or seventh grade shall submit an annual compliance report. The report shall be completed on DH Form 684, Immunization Annual Report of Compliance for Kindergarten and Seventh Grade (July 2010), incorporated by reference, available at DOH CHDs. The report shall include the immunization status of all children who were attending kindergarten and seventh grades at the beginning of the school year. The report shall be forwarded to the CHD director/administrator no later than October 1 of each school year where the data will be compiled on DH Form 685, Kindergarten and Seventh Grade Annual Report of Compliance County Summary (July 2010), incorporated by reference, available at DOH CHDs; or electronically generated by the Department of Education.

2. After consultation with the Department of Education, the Department of Health shall require compliance reports from public and nonpublic schools and preschools for selected grades (K-12 and preschool) in special situations of vaccine preventable disease outbreak control or identified need for monitoring through surveys for immunization compliance levels. Such reports shall include the status of all children who were attending school at the beginning of the school year. Reports shall be forwarded to the CHD director/administrator within a specified period, as determined by the DOH.

(3) Homeless, Transfers and Juvenile Justice – A temporary exemption to requirements of subsection (1) above not to exceed 30 days may be issued by an authorized school official for any of the following, consistent with the definitions in Section 1003.01, F.S.:

(a) A homeless child.

(b) A transfer student.

(c) A student who enters a juvenile justice education program or school.

(d) Children of military families as defined under Section 1000.36, F.S.

(4) Notwithstanding subsection (2), the Department may:

(a) Designate any required immunization as unnecessary or hazardous, according to recognized standards of medical practice.

(b) Upon determination that a shortage of vaccine exists, approve issuance of temporary medical exemption with extended expiration dates by practitioners or authorized school officials until such time as, in the DOH's opinion, vaccine will be available in sufficient quantity for such deferred vaccinations to be completed.

(5) Florida SHOTS (State Health Online Tracking System) Opt Out Provision – Parents or guardians may elect to decline participation in the Florida immunization registry, Florida SHOTS, by submitting a Florida SHOTS Notification and Opt Out Form to the DOH. The form, either a DH Form 1478 (English) (January 2007) or DH Form 1478S (Spanish) (September 2003) or DH Form 1478H (Haitian-Creole) (January 2006), incorporated by reference, is available from the DOH, Bureau of Immunization, 4052 Bald Cypress Way, Bin #A-11, Tallahassee, FL 32399-1719. The immunization records of children whose parents choose to opt-out will not be shared with other entities that are allowed by law to have access to the children's immunization record via authorized access to Florida SHOTS.

(6) Florida SHOTS Private Provider Participation – Any health care practitioner licensed in Florida under Chapter 458, 459 or 464, F.S., may request authorization to access Florida SHOTS by filling out a DH Form 1479, Authorized Private Provider User Agreement for Access to Florida SHOTS (January 2007), incorporated by reference, available from the DOH Bureau of Immunization, 4052 Bald Cypress Way, Bin #A-11, Tallahassee, FL 32399-1719. The DH Form 1479 will be returned to the Department of Health for processing and authorization to access Florida SHOTS. Notification of access approval and instructions for accessing Florida SHOTS will be provided by the DOH. The authorized user and the applicable licensing authority or agency shall notify the DOH, Bureau of Immunization Florida SHOTS personnel when an authorized user's license or registration has expired or has been suspended or revoked.

(7) Florida SHOTS School and Licensed or Registered Child Care Facility Participation – Any public or nonpublic school, or licensed or registered child care facility may request authorization to access Florida SHOTS by completing a DH Form 2115, Authorized School and Licensed or Registered Child Care Facility User Agreement for Access to Florida SHOTS (January 2007), incorporated by reference, available from the DOH, Bureau of Immunization, 4052 Bald Cypress Way, Bin #A-11, Tallahassee, FL 32399-1719. The DH Form 2115 will be returned to the DOH for processing and authorization to access Florida SHOTS. Notification of access approval and instructions for accessing Florida SHOTS will be provided by the DOH. The authorized user and the applicable licensing authority or agency shall notify the DOH, Bureau of Immunization Florida SHOTS personnel when an authorized user’s license or registration has expired or has been suspended or revoked.

Rulemaking Authority 381.0011(13), 381.003(1), (2), 381.005(3), ~~381.005(2)~~, 1003.22 FS. Law Implemented 381.0011(4), 381.003(1), 381.005(1)(i), 1003.22 FS. History–New 11-20-06, Amended 7-15-07, 7-28-08, 12-29-10, \_\_\_\_\_.

Editorial Note: Formerly 10D-3.88, 10D-3.088 and 64D-3.011.

## Section II Proposed Rules

### DEPARTMENT OF COMMUNITY AFFAIRS

RULE NOS.:	RULE TITLES:
9-11.001	Scope
9-11.002	Policy
9-11.003	Definitions
9-11.005	Progressive Discipline
9-11.006	Types of Disciplinary Action
9-11.007	Procedure for Oral Reprimand
9-11.008	Procedure for Written Reprimand
9-11.009	Procedure for Reduction in Pay or Demotion
9-11.010	Procedure for Suspension
9-11.011	Procedure for Dismissal
9-11.012	Extraordinary Situations
9-11.013	Authority for Implementing Disciplinary Action
9-11.015	Standard Ranges of Disciplinary Action

PURPOSE AND EFFECT: These rules are being repealed.

SUMMARY: These rules were identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary. In addition, the statutory authority for these rules has been eliminated.

OTHER RULES INCORPORATING THIS RULE: No other rule incorporates any portion of Chapter 9-11, F.A.C.

EFFECT ON THOSE OTHER RULES: N/A

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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. Pursuant to the Department’s economic analysis of the rule, as required by the Office of Fiscal Accountability and Regulatory Reform, it has been determined that legislative ratification is not 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: 110.201(2) FS.

LAW IMPLEMENTED: 110.201(2), 110.227(1), (5)(a), (b), FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: September 14, 2011, 2:00 p.m.

PLACE: Randall Kelley Training Room, Department of Community Affairs, 2555 Shumard Oak Boulevard, 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 7 days before the workshop/meeting by contacting: Paula P. Ford, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)922-1682. 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 RULES IS: Jim Richmond, Deputy General Counsel, Department of Community Affairs, (850)922-1675, e-mail address: jim.richmond@dca.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

9-11.001 Scope.

Rulemaking Specific Authority 110.201(2) FS. Law Implemented 110.201(2) FS. History–New 6-14-83, Formerly 9-11.01, Repealed \_\_\_\_\_.

9-11.002 Policy.

Rulemaking Specific Authority 110.201(2) FS. Law Implemented 110.201(2) FS., 22A-10.002, 22A-10.003 F.A.C. History–New 6-14-83, Formerly 9-11.02, Repealed \_\_\_\_\_.

## 9-11.003 Definitions.

Rulemaking Specific Authority 110.201(2) FS. Law Implemented 110.201(2) FS. History--New 6-14-83, Formerly 9-11.03, Repealed.

## 9-11.005 Progressive Discipline.

Rulemaking Specific Authority 110.201(2) FS. Law Implemented 110.201(2), 110.227(1) FS., 22A-10.003(1), (3), F.A.C. History--New 6-14-83, Formerly 9-11.05, Repealed.

## 9-11.006 Types of Disciplinary Action.

Rulemaking Specific Authority 110.201(2) FS. Law Implemented 110.201(2) FS., 22A-10.003(4), F.A.C. History--New 6-14-83, Formerly 9-11.06, Repealed.

## 9-11.007 Procedure for Oral Reprimand.

Rulemaking Specific Authority 110.201(2) FS. Law Implemented 110.201(2) FS., 22A-10.003, F.A.C. History--New 6-14-83, Formerly 9-11.07, Repealed.

## 9-11.008 Procedure for Written Reprimand.

Rulemaking Specific Authority 110.201(2) FS. Law Implemented 110.201(2) FS., 22A-10.003, F.A.C. History--New 6-14-83, Formerly 9-11.08, Repealed.

## 9-11.009 Procedure for Reduction in Pay or Demotion.

Rulemaking Specific Authority 110.201(2) FS. Law Implemented 110.201(2) FS., 22A-10.003, F.A.C. History--New 6-14-83, Formerly 9-11.09, Repealed.

## 9-11.010 Procedure for Suspension.

Rulemaking Specific Authority 110.201(2) FS. Law Implemented 110.201(2), 110.227(4) FS., 22A-7.010(6), 22A-10.002(1), 22A-10.003, 22A-10.0041 through 22A-10.0046, F.A.C. History--New 6-14-83, Formerly 9-11.10, Repealed.

## 9-11.011 Procedure for Dismissal.

Rulemaking Specific Authority 110.201 FS. Law Implemented 110.201(2), 110.227(5)(a) FS., 22A-10.002(1), 22A-10.003, 22A-10.0041 through 22A-10.0046, F.A.C. History--New 6-14-83, Formerly 9-11.11, Repealed.

## 9-11.012 Extraordinary Situations.

Rulemaking Specific Authority 110.201(2) FS. Law Implemented 110.227(5)(b) FS., 22A-10.0046, F.A.C. History--New 6-14-83, Formerly 9-11.12, Repealed.

## 9-11.013 Authority for Implementing Disciplinary Action.

Rulemaking Specific Authority 110.201(2) FS. Law Implemented 110.201(2) FS., 22A-10.002, 22A-10.003, F.A.C. History--New 6-14-83, Formerly 9-11.13, Repealed.

## 9-11.015 Standard Ranges of Disciplinary Action.

Rulemaking Specific Authority 110.201(2) FS. Law Implemented 110.201(2) FS., 22A-10.002, 22A-10.003, F.A.C. History--New 6-14-83, Formerly 9-11.15, Repealed.

## NAME OF PERSON ORIGINATING PROPOSED RULE:

Jim Richmond, Deputy General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: William A. Buzzett, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 11, 2011

**DEPARTMENT OF COMMUNITY AFFAIRS**

RULE NO.: RULE TITLE:

9-13.003 Procedures

PURPOSE AND EFFECT: This rule is being repealed.

SUMMARY: This rule was identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary. In addition, the statutory authority for this rule has been eliminated.

OTHER RULES INCORPORATING THIS RULE: No other rule incorporates any portion of Rule 9-13.003, F.A.C.

EFFECT ON THOSE OTHER RULES: N/A

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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. Pursuant to the Department's economic analysis of the rule, as required by the Office of Fiscal Accountability and Regulatory Reform, it has been determined that legislative ratification is not 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: 287.09451(6) FS.

LAW IMPLEMENTED: 287.09451(6) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: September 14, 2011, 2:00 p.m.

PLACE: Randall Kelley Training Room, Department of Community Affairs, 2555 Shumard Oak Boulevard, 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 7 days before the workshop/meeting by contacting: Paula P. Ford, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)922-1682. 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: Jim Richmond, Deputy General Counsel, Department of Community Affairs, (850)922-1675, e-mail address: jim.richmond@dca.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

9-13.003 Procedures.

Rulemaking Specific Authority 287.09451(6) FS. Law Implemented 287.09451(6) FS. History--New 10-6-88, Amended 9-3-97, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jim Richmond, Deputy General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: William A. Buzzett, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 11, 2011

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Housing and Community Development**

RULE NO.: RULE TITLE:

9B-24.016 Forms

PURPOSE AND EFFECT: This rule is being repealed.

SUMMARY: This rule was identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary. In addition, the statutory authority for this rule has been eliminated.

OTHER RULES INCORPORATING THIS RULE: No other rule incorporates any portion of Rule 9B-24.016, F.A.C.

EFFECT ON THOSE OTHER RULES: N/A

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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. Pursuant to the Department's economic analysis of the rule, as required by the Office of Fiscal Accountability and Regulatory Reform, it has been determined that legislative ratification is not 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: 120.53(1), 163.03(3) FS.

LAW IMPLEMENTED: 163.03 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: September 14, 2011, 2:00 p.m.

PLACE: Randall Kelley Training Room, Department of Community Affairs, 2555 Shumard Oak Boulevard, 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 7 days before the workshop/meeting by contacting: Paula P. Ford, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)922-1682. 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: Jim Richmond, Deputy General Counsel, Department of Community Affairs, (850)922-1675, e-mail address: jim.richmond@dca.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

9B-24.016 Forms.

Rulemaking Specific Authority 120.53(1), 163.03(3) FS. Law Implemented 163.03 FS. History--New 11-20-85, Formerly 9B-24.16, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jim Richmond, Deputy General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: William A. Buzzett, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 11, 2011

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Housing and Community Development**

RULE NOS.: RULE TITLES:

9B-29.001 Short Title

9B-29.002 Purpose

9B-29.003 Approval of Comprehensive Plan and Local Land Use Regulations

PURPOSE AND EFFECT: These rules are being repealed.

SUMMARY: These rules were identified during the comprehensive rule review required by Executive 11-01 as duplicative, unnecessarily burdensome, or no longer necessary. In addition, the statutory authority for these rules has been eliminated.

OTHER RULES INCORPORATING THIS RULE: No other rule incorporates any portion of Chapter 9B-29, F.A.C.

EFFECT ON THOSE OTHER RULES: N/A

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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. Pursuant to the Department's economic analysis of

the rule, as required by the Office of Fiscal Accountability and Regulatory Reform, it has been determined that legislative ratification is not 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: 380.05(6) FS.

LAW IMPLEMENTED: 380.05(6) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: September 14, 2011, 10:00 a.m.

PLACE: Randall Kelley Training Room, Department of Community Affairs, 2555 Shumard Oak Boulevard, 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 7 days before the workshop/meeting by contacting: Paula P. Ford, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399, (850)922-1682. 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 RULES IS: David L. Jordan, Deputy General Counsel, Department of Community Affairs, (850)922-1720, e-mail address: david.jordan@dca.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

9B-29.001 Short Title.

Rulemaking Specific Authority 380.05(6) FS. Law Implemented 380.05(6) FS. History–New 10-10-84, Formerly 9B-29.01, Repealed \_\_\_\_\_.

9B-29.002 Purpose.

Rulemaking Specific Authority 380.05(6) FS. Law Implemented 380.05(6) FS. History–New 10-10-84, Formerly 9B-29.02, Repealed \_\_\_\_\_.

9B-29.003 Approval of Comprehensive Plan and Local Land Use Regulations.

Rulemaking Specific Authority 380.05(6) FS. Law Implemented 380.05(6) FS. History–New 10-10-84, Formerly 9B-29.03, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: David L. Jordan, Deputy General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: William A. Buzzett, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 6, 2011

## DEPARTMENT OF COMMUNITY AFFAIRS

### Division of Housing and Community Development

RULE NOS.: RULE TITLES:

9B-56.002 Definitions

9B-56.003 Implementation

PURPOSE AND EFFECT: These rules are being repealed.

SUMMARY: These rules were identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome or no longer necessary. In addition, the statutory authority for these rules has been eliminated.

OTHER RULES INCORPORATING THIS RULE: No other rule incorporates any portion of Rules 9B-56.002 and .003, F.A.C.

EFFECT ON THOSE OTHER RULES: N/A

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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. Pursuant to the Department's economic analysis of the rule, as required by the Office of Fiscal Accountability and Regulatory Reform, it has been determined that legislative ratification is not 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: 553.141(3), (4) FS.

LAW IMPLEMENTED: 553.141(1), (2), (3) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: September 14, 2011, 2:00 p.m.

PLACE: Randall Kelley Training Room, Department of Community Affairs, 2555 Shumard Oak Boulevard, 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 7 days before the workshop/meeting by contacting: Paula P. Ford, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)922-1682. 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 RULES IS: Jim Richmond, Deputy General Counsel, Department of Community Affairs, (850)922-1675, e-mail address: jim.richmond@dca.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

9B-56.002 Definitions.

Rulemaking Specific Authority 553.141(4) FS. Law Implemented 553.141(1), (2) FS. History--New 6-8-94, Amended 9-7-00, Repealed \_\_\_\_\_.

9B-56.003 Implementation.

Rulemaking Specific Authority 553.141(3), (4) FS. Law Implemented 553.141(1), (2), (3) FS. History--New 6-8-94, Amended 9-7-00, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Jim Richmond, Deputy General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:

William A. Buzzett, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD:

July 26, 2011

DEPARTMENT OF COMMUNITY AFFAIRS

Division of Housing and Community Development

RULE NOS.: RULE TITLES:

9B-70.001 Building Code Core Education

PURPOSE AND EFFECT: This rule is being repealed.

SUMMARY: This rule was identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary. In addition, the statutory authority for this rule has been eliminated.

OTHER RULES INCORPORATING THIS RULE: No other rule incorporates any portion of Rule 9B-70.001, F.A.C.

EFFECT ON THOSE OTHER RULES: N/A

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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. Pursuant to the Department's economic analysis of the rule, as required by the Office of Fiscal Accountability and Regulatory Reform, it has been determined that legislative ratification is not 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: 553.841(2) FS.

LAW IMPLEMENTED: 553.841 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: September 14, 2011, 2:00 p.m.

PLACE: Randall Kelley Training Room, Department of Community Affairs, 2555 Shumard Oak Boulevard, 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 7 days before the workshop/meeting by contacting: Paula P. Ford, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)922-1682. 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: Jim Richmond, Deputy General Counsel, Department of Community Affairs, (850)922-1675, e-mail address: jim.richmond@dca.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

9B-70.001 Building Code Core Education.

Rulemaking Specific Authority 553.841(2) FS. Law Implemented 553.841 FS. History--New 4-20-00, Amended 10-14-01, 6-13-04, 6-8-05, 4-30-07, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Jim Richmond, Deputy General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:

William A. Buzzett, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD:

July 26, 2011

DEPARTMENT OF COMMUNITY AFFAIRS

Division of Housing and Community Development

RULE NO.: RULE TITLE:

9B-76.001 Administration

PURPOSE AND EFFECT: This rule is being repealed.

SUMMARY: This rule was identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary. In addition, the statutory authority for this rule has been eliminated.

OTHER RULES INCORPORATING THIS RULE: No other rule incorporates any portion of Rule 9B-76.001, F.A.C.

EFFECT ON THOSE OTHER RULES: N/A

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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. Pursuant to the Department's economic analysis of the rule, as required by the Office of Fiscal Accountability and Regulatory Reform, it has been determined that legislative ratification is not 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:** Chapter 2009-1, Laws of Florida.

**LAW IMPLEMENTED:** Chapter 2009-1, Laws of Florida.

**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):**

**DATE AND TIME:** September 14, 2011, 2:00 p.m.

**PLACE:** Randall Kelley Training Room, Department of Community Affairs, 2555 Shumard Oak Boulevard, 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 7 days before the workshop/meeting by contacting: Paula P. Ford, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)922-1682. 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:** Jim Richmond, Deputy General Counsel, Department of Community Affairs, (850)922-1675, e-mail address: jim.richmond@dca.state.fl.us

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

9B-76.001 Administration.

Rulemaking Specific Authority Chapter 2009-01, Laws of Florida. Law Implemented Chapter 2009-01, Laws of Florida. History--New 8-25-10, Repealed.

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Jim Richmond, Deputy General Counsel

**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** William A. Buzzett, Secretary

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** July 11, 2011

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Community Planning**

**RULE NO.:** 9J-7.003 **RULE TITLE:** Approval of Local Comprehensive Plan

**PURPOSE AND EFFECT:** These rules are being repealed.

**SUMMARY:** These rules were identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary. In addition, the statutory authority for these rules has been eliminated.

**OTHER RULES INCORPORATING THIS RULE:** No other rule incorporates any portion of Rule 9J-7.003, F.A.C.

**EFFECT ON THOSE OTHER RULES:** N/A

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS:** 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. Pursuant to the Department’s economic analysis of the rule, as required by the Office of Fiscal Accountability and Regulatory Reform, it has been determined that legislative ratification is not 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:** 380.05(14) FS.

**LAW IMPLEMENTED:** 380.05(14) FS.

**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):**

**DATE AND TIME:** September 14, 2011, 10:00 a.m.

**PLACE:** Randall Kelley Training Room, Department of Community Affairs, 2555 Shumard Oak Boulevard, 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 7 days before the workshop/meeting by contacting: Paula P. Ford, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399, (850)922-1682. 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:** Lynette Norr, Assistant General Counsel, Department of Community Affairs, (850)922-1690, e-mail address: lynette.norr@dca.state.fl.us

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

9J-7.003 Approval of Local Comprehensive Plan.

Rulemaking Specific Authority 380.05(14) FS. Law Implemented 380.05(14) FS. History--New 1-8-86, Repealed.

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Lynette Norr, Assistant General Counsel

**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** William A. Buzzett, Secretary

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** July 6, 2011

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Community Planning**

RULE NOS.:	RULE TITLES:
9J-8.003	Approval of Amendments to Local Land Development Regulations
9J-8.0041	Approval of Amendments to Local Comprehensive Plan
9J-8.007	Rejection of Amendments to Local Land Development Regulations
9J-8.012	Rejection of Amendments to Local Comprehensive Plan
9J-8.015	Approval of the Lake County Ordinance 1995-08 Adopting an Amendment to the County's Comprehensive Plan
9J-8.016	Approval of the City of Groveland Ordinance 95-01-01 Adopting an Amendment to the City's Comprehensive Plan
9J-8.017	Approval of Portions of Land Development Regulations and Rejection of Portions of Land Development Regulations Adopted by Lake County Ordinance No. 95-9
9J-8.018	Approval of Lake County Ordinances 95-46 and 95-47 Adopting Amendments to the County's Land Development Regulations
9J-8.019	Approval of Lake County Ordinance 1996-13 Adopting Land Development Regulations Applicable to the Green Swamp Area of Critical State Concern
9J-8.020	Approval of Lake County Ordinances 1996-19 to 24, 1996-40 and 1996-42 Adopting Land Development Regulations Applicable to the Green Swamp Area of Critical State Concern
9J-8.021	Approval of Lake County Ordinances 1996-30, 1996-63 to 66, and 1996-77, Adopting Land Development Regulations Applicable to the Green Swamp Area of Critical State Concern

**PURPOSE AND EFFECT:** These rules are being repealed.  
**SUMMARY:** These rules were identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary. In addition, the statutory authority for these rules has been eliminated.

**OTHER RULES INCORPORATING THIS RULE:** No other rule incorporates any portion of Chapter 9J-8, F.A.C.

**EFFECT ON THOSE OTHER RULES:** N/A

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS:** 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. Pursuant to the Department's economic analysis of the rule, as required by the Office of Fiscal Accountability and Regulatory Reform, it has been determined that legislative ratification is not 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:** 163.3184(14), 380.05(6), (11) FS.

**LAW IMPLEMENTED:** 163.3184(14), 380.0551, 380.05(6), (11) FS.

**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):**

**DATE AND TIME:** September 14, 2011, 10:00 a.m.

**PLACE:** Randall Kelley Training Room, Department of Community Affairs, 2555 Shumard Oak Boulevard, 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 7 days before the workshop/meeting by contacting: Paula P. Ford, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399, (850)922-1682. 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 RULES IS:** Lynette Norr, Assistant General Counsel, Department of Community Affairs, (850)922-1690, e-mail address: lynette.norr@dca.state.fl.us

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

9J-8.003 Approval of Amendments to Local Land Development Regulations.

Rulemaking Specific Authority 380.05(6) FS. Law Implemented 380.05(6) FS. History--New 11-16-81, Formerly 9B-18.03, 9B-18.003, Amended 4-6-86, 1-23-97, Repealed.

9J-8.0041 Approval of Amendments to Local Comprehensive Plan.

Rulemaking Specific Authority 380.05(6), (11), 163.3184(14) FS. Law Implemented 380.05(6), (11), 380.0551, 163.3184(14) FS. History–New 1-23-97, Repealed.

9J-8.007 Rejection of Amendments to Local Land Development Regulations.

Rulemaking Specific Authority 380.05(6), (11), 163.3184(14) FS. Law Implemented 380.05(6), (11), 163.3184(14) FS. History–New 4-6-93, Amended 1-23-97, Repealed.

9J-8.012 Rejection of Amendments to Local Comprehensive Plan.

Rulemaking Specific Authority 380.05(6), (11), 163.3184(14) FS. Law Implemented 380.05(6), (11), 380.0551, 163.3184(14) FS. History–New 7-13-94, Amended 1-23-97, Repealed.

9J-8.015 Approval of the Lake County Ordinance 1995-08 Adopting an Amendment to the County’s Comprehensive Plan.

Rulemaking Specific Authority 380.05(6), (11), 163.3184(14) FS. Law Implemented 380.05(6), (11), 163.3184(14) FS. History–New 11-22-95, Repealed.

9J-8.016 Approval of the City of Groveland Ordinance 95-01-01 Adopting an Amendment to the City’s Comprehensive Plan.

Rulemaking Specific Authority 380.05(6), (11), 163.3184(14) FS. Law Implemented 380.05(6), (11), 163.3184(14) FS. History–New 11-22-95, Repealed.

9J-8.017 Approval of Portions of Land Development Regulations and Rejection of Portions of Land Development Regulations Adopted by Lake County Ordinance No. 95-9.

Rulemaking Specific Authority 390.05(6), (11) FS. Law Implemented 380.05(6), (11), 380.0551 FS. History–New 11-29-95, Repealed.

9J-8.018 Approval of Lake County Ordinances 95-46 and 95-47 Adopting Amendments to the County’s Land Development Regulations.

Rulemaking Specific Authority 163.3184(14), 380.05(6), (11) FS. Law Implemented 163.3184(14), 380.05(6), (11) FS. History–New 5-1-96, Repealed.

9J-8.019 Approval of Lake County Ordinance 1996-13 Adopting Land Development Regulations Applicable to the Green Swamp Area of Critical State Concern.

Rulemaking Specific Authority 380.05(6), (11) FS. Law Implemented 380.05(6), (11) FS. History–New 8-21-96, Repealed.

9J-8.020 Approval of Lake County Ordinances 1996-19 to 24, 1996-40 and 1996-42 Adopting Land Development Regulations Applicable to the Green Swamp Area of Critical State Concern.

Rulemaking Specific Authority 380.05(6), (11) FS. Law Implemented 380.05(6), (11) FS. History–New 8-4-97, Repealed.

9J-8.021 Approval of Lake County Ordinances 1996-30, 1996-63 to 66, and 1996-77, Adopting Land Development Regulations Applicable to the Green Swamp Area of Critical State Concern.

Rulemaking Specific Authority 380.05(6), (11) FS. Law Implemented 380.05(6), (11) FS. History–New 4-3-97, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Lynette Norr, Assistant General Counsel  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: William A. Buzzett, Secretary  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 6, 2011

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Community Planning**

RULE NOS.:	RULE TITLES:
9J-9.003	Approval of Amendments to Local Land Use Regulations
9J-9.004	Approval of Amendments to Local Comprehensive Plan
9J-9.005	Rejection of Amendments to Local Comprehensive Plan
9J-9.006	Rejection of Amendments to Local Land Development Regulations

PURPOSE AND EFFECT: These rules are being repealed.

SUMMARY: These rules were identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary. In addition, the statutory authority for these rules has been eliminated.

OTHER RULES INCORPORATING THIS RULE: No other rule incorporates any portion of Chapter 9J-9, F.A.C.

EFFECT ON THOSE OTHER RULES: N/A

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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. Pursuant to the Department’s economic analysis of the rule, as required by the Office of Fiscal Accountability and Regulatory Reform, it has been determined that legislative ratification is not 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:** 163.3184(14), 380.0551, 380.05(6), (11) FS.

**LAW IMPLEMENTED:** 163.3184(14), 380.05(6), (11), 380.0551 FS.

**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):**

**DATE AND TIME:** September 14, 2011, 10:00 a.m.

**PLACE:** Randall Kelley Training Room, Department of Community Affairs, 2555 Shumard Oak Boulevard, 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 7 days before the workshop/meeting by contacting: Paula P. Ford, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399, (850)922-1682. 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 RULES IS:** Lynette Norr, Assistant General Counsel, Department of Community Affairs, (850)922-1690, e-mail address: lynette.norr@dca.state.fl.us

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

9J-9.003 Approval of Amendments to Local Land Use Regulations.

Rulemaking Specific Authority 380.05(6) FS. Law Implemented 380.05(6), 380.0551 FS. History–New 2-16-82, Amended 10-30-85, Formerly 9B-19.03, 9J-9.03, Amended 12-4-96, Repealed.

9J-9.004 Approval of Amendments to Local Comprehensive Plan.

Rulemaking Specific Authority 380.05(6) FS. Law Implemented 380.05(6), 380.0551 FS. History–New 10-30-85, Formerly 9B-19.04, 9J-9.04, Amended 12-4-96, Repealed.

9J-9.005 Rejection of Amendments to Local Comprehensive Plan.

Rulemaking Specific Authority 163.3184(14), 380.05(6), (11), 380.0551 FS. Law Implemented 163.3184(14), 380.05(6), (11), 380.0551 FS. History–New 2-5-92, Amended 12-4-96, Repealed.

9J-9.006 Rejection of Amendments to Local Land Development Regulations.

Rulemaking Specific Authority 163.3184(14), 380.05(6), (11) FS. Law Implemented 163.3184(14), 380.05(6), (11), 380.0551 FS. History–New 12-4-96, Repealed.

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Lynette Norr, Assistant General Counsel

**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** William A. Buzzett, Secretary

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** July 6, 2011

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Community Planning**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
9J-11.001	Purpose
9J-11.004	Submittal Requirements for Proposed Local Government Comprehensive Plans
9J-11.006	Submittal Requirements for Proposed Local Government Comprehensive Plan Amendments
9J-11.007	Data and Analysis Requirements for Proposed Local Government Comprehensive Plan Amendments
9J-11.008	Action Upon Receipt or Non-Receipt of Proposed Local Government Comprehensive Plan
9J-11.009	Action Upon Receipt of Proposed Local Government Comprehensive Plan Amendment
9J-11.010	Review of Proposed Local Government Comprehensive Plan or Proposed Plan Amendment
9J-11.011	Local Government Adoption of the Comprehensive Plan or Plan Amendment and Submittal for the Compliance Review
9J-11.012	Compliance Review and Notice of Intent
9J-11.0131	Local Government Adoption of Comprehensive Plan Compliance Agreement Amendment(s) and Transmittal to the Department
9J-11.015	Submittal Requirements for Adopted Small Scale Development Amendments
9J-11.018	Evaluation and Appraisal Reports and Evaluation and Appraisal Report-Based Amendments
9J-11.022	Submittal Requirements for Public Schools Interlocal Agreement and Amended Agreements

PURPOSE AND EFFECT: These rules are being repealed.

SUMMARY: The purpose and effect of the proposed rule amendment is to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

OTHER RULES INCORPORATING THIS RULE: No other rule incorporates any portion of Chapter 9J-11, F.A.C.

EFFECT ON THOSE OTHER RULES: N/A

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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. Pursuant to the Department's economic analysis of the rule, as required by the Office of Fiscal Accountability and Regulatory Reform, it has been determined that legislative ratification is not 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: 163.3177(9), 163.31777, 163.3191(10), (12), 163.3202(5) FS.

LAW IMPLEMENTED: 163.3167(2), (3), 163.3171, 163.3174, 163.3175(2), (4), 163.3177, 163.3177(1), (3), (4)(b), (6), (7), (9), (10), (13), (14), 163.31777, 163.3184(1), (1)(b), (2), (3), (3)(a), (b), (4), (5), (6), (6)(a), (b), (c), (7), (14), (15), (16), (17), (18), 163.3178, 163.3181, 163.3184, 163.3184(1)(b), (2), (3), (4), (5), (6), (6)(a), (c), (8), (9), (10), (17), (18), 163.3187, 163.3187(1), (2), (5), (6), 163.3189, 163.3189(2), 163.3191, 163.3202, 163.3246(9)(a), 369.321(5), 380.06(6) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: September 14, 2011, 10:00 a.m.

PLACE: Randall Kelley Training Room, Department of Community Affairs, 2555 Shumard Oak Boulevard, 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 7 days before the workshop/meeting by contacting: Paula P. Ford, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399, (850)922-1682. 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 RULES IS: Lynette Norr, Assistant General Counsel, Department of Community Affairs, (850)922-1690, e-mail address: lynette.norr@dca.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

9J-11.001 Purpose.

Rulemaking Specific Authority 163.3177(9) FS. Law Implemented 163.3177(9), 163.31777, 163.3181, 163.3184, 163.3187, 163.3191 FS. History--New 9-22-87, Amended 11-10-93, 11-6-96, 1-8-01, 11-24-02, Repealed.

9J-11.004 Submittal Requirements for Proposed Local Government Comprehensive Plans.

Rulemaking Authority 163.3177(9) FS. Law Implemented 163.3167(2), 163.3177(1), (4)(b), (7), (9), 163.3184(2), (3), (14), (15), 163.3191 FS. History--New 9-22-87, Amended 10-11-88, 11-10-93, 11-6-96, 4-8-99, 11-24-02, 6-30-05, 4-17-06, 5-12-10, Repealed.

9J-11.006 Submittal Requirements for Proposed Local Government Comprehensive Plan Amendments.

Rulemaking Authority 163.3177(9) FS. Law Implemented 163.3177(3), (6), (9), (13), (14), 163.3184(1), (2), (3), (15), (17), (18), 163.3187(1), (2), (5), 163.3191, 369.321(5), 380.06(6) FS. History--New 9-22-87, Amended 10-11-88, 11-10-93, 11-6-96, 4-8-99, 1-8-01, 11-24-02, 6-30-05, 4-17-06, 5-12-10, Repealed.

9J-11.007 Data and Analysis Requirements for Proposed Local Government Comprehensive Plan Amendments.

Rulemaking Specific Authority 163.3177(9) FS. Law Implemented 163.3177(9), 163.3171, 163.3174, 163.3177, 163.3178, 163.3181, 163.3184, 163.3187 FS. History--New 11-10-93, Amended 11-6-96, Repealed.

9J-11.008 Action Upon Receipt or Non-Receipt of Proposed Local Government Comprehensive Plan.

Rulemaking Specific Authority 163.3177(9) FS. Law Implemented 163.3177(9), 163.3184(1)(b), (2), (3)(a), (b), (4), (5), (6)(a), (b), (c), 163.3187(2) FS. History--New 9-22-87, Amended 10-11-88, 11-10-93, 11-6-96, 4-8-99, Repealed.

9J-11.009 Action Upon Receipt of Proposed Local Government Comprehensive Plan Amendment.

Rulemaking Authority 163.3177(9) FS. Law Implemented 163.3167(2), (3), 163.3175(2), 163.3177(3), (6), (9), (12), 163.3184(2), (3), (4), (5), (6), 163.3187(6), 163.3191 FS. History--New 9-22-87, Amended 11-10-93, 11-6-96, 4-8-99, 1-8-01, 11-24-02, 6-30-05, 4-17-06, 5-12-10, Repealed.

9J-11.010 Review of Proposed Local Government Comprehensive Plan or Proposed Plan Amendment.

Rulemaking Specific Authority 163.3177(9) FS. Law Implemented 163.3175(3), 163.3177(9), (10), 163.3184(1)(b), (6)(a), (b), (c), 163.3189(2) FS. History--New 9-22-87, Amended 11-10-93, 11-6-96, 4-8-99, 11-24-02, 6-30-05, 4-17-06, Repealed.

9J-11.011 Local Government Adoption of the Comprehensive Plan or Plan Amendment and Submittal for the Compliance Review.

Rulemaking Authority 163.3177(9) FS. Law Implemented 163.3167(3), 163.3175(4), 163.3177(3), (9), 163.3184(1)(b), (2), (6), (7), (15), (16), 163.3187(1), 163.3189, 163.3191, 380.06(6) FS. History–New 9-22-87, Amended 10-11-88, 11-10-93, 11-6-96, 4-8-99, 1-8-01, 11-24-02, 6-30-05, 4-17-06, 5-12-10, Repealed.

9J-11.012 Compliance Review and Notice of Intent.

Rulemaking Specific Authority 163.3177(9) FS. Law Implemented 163.3177(9), 163.3184(8), (9), (10) FS. History–New 9-22-87, Amended 10-11-88, 11-10-93, 11-6-96, 7-21-97, 4-8-99, 1-8-01, 11-24-02, 4-17-06, 5-12-10, Repealed.

9J-11.0131 Local Government Adoption of Comprehensive Plan Compliance Agreement Amendment(s) and Transmittal to the Department.

Rulemaking Specific Authority 163.3177(9) FS. Law Implemented 163.3184(16)(d) FS. History–New 11-10-93, Amended 11-6-96, 4-8-99, 11-24-02, 4-17-06, Repealed.

9J-11.015 Submittal Requirements for Adopted Amendments that Are Exempt from State and Regional Review.

Rulemaking Specific Authority 163.3177(9) FS. Law Implemented 163.3184(17), (18), 163.3187, 163.3246(9)(a) FS. History–New 11-10-93, Amended 11-6-96, 4-8-99, 6-30-05, 4-17-06, 5-12-10, Repealed.

9J-11.018 Evaluation and Appraisal Reports and Evaluation and Appraisal Report-Based Amendments.

Rulemaking Specific Authority 163.3177(9), 163.3191(10), (12) FS. Law Implemented 163.3187(6), 163.3191 FS. History–New 11-6-96, Amended 4-8-99, 11-24-02, 4-17-06, Repealed.

9J-11.022 Submittal Requirements for Public Schools Interlocal Agreement and Amended Agreements.

Rulemaking Specific Authority 163.31777 FS. Law Implemented 163.31777 FS. History–New 11-24-02, Amended 4-17-06, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Lynette Norr, Assistant General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: William A. Buzzett, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 6, 2011

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Community Planning**

**RULE NOS.:**

**RULE TITLES:**

9J-14.029	Approval of Monroe County Ordinances 038-1994; 040-1994; 043-1994; and 045-1994 through 048-1994
9J-14.030	Approval of Monroe County Ordinance 025-1995
9J-14.031	Rejection of Monroe County Ordinance 027-1995
9J-14.032	Approval of Monroe County Ordinance 026-1995
9J-14.033	Approval of Monroe County Ordinance 030-1995
9J-14.035	Approval of Monroe County Ordinances 035-1995 and 036-1995
9J-14.036	Approval of Monroe County Ordinances 037-1995 through 043-1995
9J-14.037	Approval of Monroe County Ordinance 051-1995
9J-14.038	Approval of Monroe County Ordinances 004-1996 through 013-1996
9J-14.039	Approval of Monroe County Ordinances 039-1994, 044-1994, and 049-1994
9J-14.040	Approval of Monroe County Ordinances 047-1996, 048-1996, and 049-1996

PURPOSE AND EFFECT: These rules are being repealed.

SUMMARY: The proposed rule amendment will repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

OTHER RULES INCORPORATING THIS RULE: No other rule incorporates any portion of Chapter 9J-14, F.A.C.

EFFECT ON THOSE OTHER RULES: N/A

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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. Pursuant to the Department’s economic analysis of

the rule, as required by the Office of Fiscal Accountability and Regulatory Reform, it has been determined that legislative ratification is not 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:** 380.0552(9) FS.

**LAW IMPLEMENTED:** 380.0552(7), (9) FS.

**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):**

**DATE AND TIME:** September 14, 2011, 10:00 a.m.

**PLACE:** Randall Kelley Training Room, Department of Community Affairs, 2555 Shumard Oak Boulevard, 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 7 days before the workshop/meeting by contacting: Paula P. Ford, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399, (850)922-1682. 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 RULES IS:** Richard Shine, Assistant General Counsel, Department of Community Affairs, (850)922-1683, e-mail address: richard.shine@dca.state.fl.us

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

9J-14.029 Approval of Monroe County Ordinances 038-1994; 040-1994; 043-1994; and 045-1994 through 048-1994.

Rulemaking Specific Authority 380.0552(9) FS. Law Implemented 380.0552(7), (9) FS. History--New 3-3-96, Repealed.

9J-14.030 Approval of Monroe County Ordinance 025-1995.

Rulemaking Specific Authority 380.0552(9) FS. Law Implemented 380.0552(7), (9) FS. History--New 2-7-96, Repealed.

9J-14.031 Rejection of Monroe County Ordinance 027-1995.

Rulemaking Specific Authority 380.0552(9) FS. Law Implemented 380.0552(7), (9) FS. History--New 2-7-96, Repealed.

9J-14.032 Approval of Monroe County Ordinance 026-1995.

Rulemaking Specific Authority 380.0552(9) FS. Law Implemented 380.0552(7), (9) FS. History--New 2-13-96, Repealed.

9J-14.033 Approval of Monroe County Ordinance 030-1995.

Rulemaking Specific Authority 380.0552(9) FS. Law Implemented 380.0552(7), (9) FS. History--New 2-19-96, Repealed.

9J-14.035 Approval of Monroe County Ordinances 035-1995 and 036-1995.

Rulemaking Specific Authority 380.0552(9) FS. Law Implemented 380.0552(7), (9) FS. History--New 4-2-96, Repealed.

9J-14.036 Approval of Monroe County Ordinances 037-1995 through 043-1995.

Rulemaking Specific Authority 380.0552(9) FS. Law Implemented 380.0552(7), (9) FS. History--New 4-30-96, Repealed.

9J-14.037 Approval of Monroe County Ordinance 051-1995.

Rulemaking Specific Authority 380.0552(9) FS. Law Implemented 380.0552(7), (9) FS. History--New 6-5-96, Repealed.

9J-14.038 Approval of Monroe County Ordinances 004-1996 through 013-1996.

Rulemaking Specific Authority 380.0552(9) FS. Law Implemented 380.0552(7), (9) FS. History--New 7-7-96, Repealed.

9J-14.039 Approval of Monroe County Ordinances 039-1994, 044-1994, and 049-1994.

Rulemaking Specific Authority 380.0552(9) FS. Law Implemented 380.0552(7), (9) FS. History--New 12-26-9, Repealed.

9J-14.040 Approval of Monroe County Ordinances 047-1996, 048-1996, and 049-1996.

Rulemaking Specific Authority 380.0552(9) FS. Law Implemented 380.0552(7), (9) FS. History--New 2-27-97, Repealed.

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Richard Shine, Assistant General Counsel

**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** William A. Buzzett, Secretary

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** July 6, 2011

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Community Planning**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
9J-17.005	Approval of the City of Key Colony Beach Ordinance 272 Adopting the City's Land Development Code
9J-17.006	Approval of the City of Key Colony Beach Ordinance 280 Adopting Amendments to the City's Comprehensive Plan

- 9J-17.007 Approval of Key Colony Beach Ordinance 299-1995
- 9J-17.008 Approval of Key Colony Beach Ordinance 300-1996

PURPOSE AND EFFECT: These rules are being repealed.

SUMMARY: To repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

OTHER RULES INCORPORATING THIS RULE: No other rule incorporates any portion of Chapter 9J-17, F.A.C.

EFFECT ON THOSE OTHER RULES: N/A

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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. Pursuant to the Department's economic analysis of the rule, as required by the Office of Fiscal Accountability and Regulatory Reform, it has been determined that legislative ratification is not 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: 380.0552(9) FS.

LAW IMPLEMENTED: 380.0552(7), (9) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: September 14, 2011, 10:00 a.m.

PLACE: Randall Kelley Training Room, Department of Community Affairs, 2555 Shumard Oak Boulevard, 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 7 days before the workshop/meeting by contacting: Paula P. Ford, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399, (850)922-1682. 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 RULES IS: David L. Jordan, Deputy General Counsel, Department of Community Affairs, (850)922-1720, e-mail address: david.jordan@dca.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

9J-17.005 Approval of the City of Key Colony Beach Ordinance 272 Adopting the City's Land Development Code.

~~Rulemaking Specific Authority 380.0552(9) FS. Law Implemented 380.0552(9) FS. History--New 2-5-92, Repealed \_\_\_\_\_.~~

9J-17.006 Approval of the City of Key Colony Beach Ordinance 280 Adopting Amendments to the City's Comprehensive Plan.

~~Rulemaking Specific Authority 380.0552(9) FS. Law Implemented 380.0552(9) FS. History--New 7-26-92, Repealed \_\_\_\_\_.~~

9J-17.007 Approval of Key Colony Beach Ordinance 299-1995.

~~Rulemaking Specific Authority 380.0552(9) FS. Law Implemented 380.0552(7), (9) FS. History--New 5-26-96, Repealed \_\_\_\_\_.~~

9J-17.008 Approval of Key Colony Beach Ordinance 300-1996.

~~Rulemaking Specific Authority 380.0552(9) FS. Law Implemented 380.0552(7) FS. History--New 7-29-96, Repealed \_\_\_\_\_.~~

NAME OF PERSON ORIGINATING PROPOSED RULE: David Jordan, Deputy General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: William A. Buzzett, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 6, 2011

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Community Planning**

RULE NOS.:	RULE TITLES:
9J-19.002	Purpose
9J-19.003	Role of Permit Coordinator
9J-19.004	Application Contents and Procedures
9J-19.005	Agency Participation
9J-19.006	Initiation of Coordinated Review
9J-19.007	Coordination of Time for Sufficiency Review
9J-19.008	Substantive Review
9J-19.009	Completion of Substantive Review
9J-19.010	Review by the State Land Planning Agency and the Regional Planning Council
9J-19.011	Intergovernmental Agreements

PURPOSE AND EFFECT: These rules are being repealed.

SUMMARY: The purpose and effect of the proposed rule amendment is to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

OTHER RULES INCORPORATING THIS RULE: No other rule incorporates any portion of Chapter 9J-19, F.A.C.

EFFECT ON THOSE OTHER RULES: N/A



**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS:** 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. Pursuant to the Department’s economic analysis of the rule, as required by the Office of Fiscal Accountability and Regulatory Reform, it has been determined that legislative ratification is not 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:** 380.051 FS.

**LAW IMPLEMENTED:** 380.051 FS.

**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):**

**DATE AND TIME:** September 14, 2011, 10:00 a.m.

**PLACE:** Randall Kelley Training Room, Department of Community Affairs, 2555 Shumard Oak Boulevard, 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 7 days before the workshop/meeting by contacting: Paula P. Ford, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399, (850)922-1682. 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 RULES IS:** Richard Shine, Assistant General Counsel, Department of Community Affairs, (850)922-1683, e-mail address: richard.shine@dca.state.fl.us

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

9J-19.002 Purpose.

Rulemaking Specific Authority 380.051 FS. Law Implemented 380.051 FS. History–New 1-20-87, Repealed.

9J-19.003 Role of Permit Coordinator.

Rulemaking Specific Authority 380.051 FS. Law Implemented 380.051 FS. History–New 1-20-87, Repealed.

9J-19.004 Application Contents and Procedures.

Rulemaking Specific Authority 380.051 FS. Law Implemented 380.051 FS. History–New 1-20-87, Repealed.

9J-19.005 Agency Participation.

Rulemaking Specific Authority 380.051 FS. Law Implemented 380.051 FS. History–New 1-20-87, Repealed.

9J-19.006 Initiation of Coordinated Review.

Rulemaking Specific Authority 380.051 FS. Law Implemented 380.051 FS. History–New 1-20-87, Repealed.

9J-19.007 Coordination of Time for Sufficiency Review.

Rulemaking Specific Authority 380.051 FS. Law Implemented 380.051 FS. History–New 1-20-87, Repealed.

9J-19.008 Substantive Review.

Rulemaking Specific Authority 380.051 FS. Law Implemented 380.051 FS. History–New 1-20-87, Repealed.

9J-19.009 Completion of Substantive Review.

Rulemaking Specific Authority 380.051 FS. Law Implemented 380.051 FS. History–New 1-20-87, Repealed.

9J-19.010 Review by the State Land Planning Agency and the Regional Planning Council.

Rulemaking Specific Authority 380.051 FS. Law Implemented 380.051 FS. History–New 1-20-87, Repealed.

9J-19.011 Intergovernmental Agreements.

Rulemaking Specific Authority 380.051 FS. Law Implemented 380.051 FS. History–New 1-20-87, Repealed.

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Richard Shine, Assistant General Counsel

**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** William A. Buzzett, Secretary

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** July 6, 2011

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Community Planning**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
9J-22.029	Approval of City of Key West Land Development Regulation (Ordinance 95-8)
9J-22.030	Approval of City of Key West Land Development Regulation (Ordinance 95-25)
9J-22.031	Approval of City of Key West Land Development Regulation (Ordinance 95-27)
9J-22.033	Approval of Portions of the City of Key West’s Land Development Regulation (Ordinance No. 95-31)
9J-22.034	Approval of the City of Key West’s Land Development Regulations (Ordinance No. 96-6)

PURPOSE AND EFFECT: These rules are being repealed

SUMMARY: The purpose and effect of the proposed rule amendment is to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

OTHER RULES INCORPORATING THIS RULE: No other rule incorporates any portion of Chapter 9J-22, F.A.C.

EFFECT ON THOSE OTHER RULES: N/A

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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. Pursuant to the Department's economic analysis of the rule, as required by the Office of Fiscal Accountability and Regulatory Reform, it has been determined that legislative ratification is not 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: 380.05(6), (10), (11) FS.

LAW IMPLEMENTED: 380.05(6), (10), (11) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: September 14, 2011, 10:00 a.m.

PLACE: Randall Kelley Training Room, Department of Community Affairs, 2555 Shumard Oak Boulevard, 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 7 days before the workshop/meeting by contacting: Paula P. Ford, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399, (850)922-1682. 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 RULES IS: Richard Shine, Assistant General Counsel, Department of Community Affairs, (850)922-1683, e-mail address: richard.shine@dca.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

9J-22.029 Approval of City of Key West Land Development Regulation (Ordinance 95-8).

Rulemaking Specific Authority 380.05(6), (10), (11) FS. Law Implemented 380.05(11) FS. History--New 1-30-96, Repealed\_\_\_\_\_.

9J-22.030 Approval of City of Key West Land Development Regulation (Ordinance 95-25).

Rulemaking Specific Authority 380.05(6), (10), (11) FS. Law Implemented 380.05(11) FS. History--New 1-11-96, Repealed\_\_\_\_\_.

9J-22.031 Approval of City of Key West Land Development Regulation (Ordinance 95-27).

Rulemaking Specific Authority 380.05(6), (10), (11) FS. Law Implemented 380.05(11) FS. History--New 1-11-96, Repealed\_\_\_\_\_.

9J-22.033 Approval of Portions of the City of Key West's Land Development Regulation (Ordinance No. 95-31).

Rulemaking Specific Authority 380.05(6), (10), (11) FS. Law Implemented 380.05(11) FS. History--New 3-20-96, Repealed\_\_\_\_\_.

9J-22.034 Approval of the City of Key West's Land Development Regulations (Ordinance No. 96-6).

Rulemaking Specific Authority 380.05(6), (10), (11) FS. Law Implemented 380.05(11) FS. History--New 10-7-96, Repealed\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Richard Shine, Assistant General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: William A. Buzzett, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 6, 2011

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Community Planning**

RULE NO.:	RULE TITLE:
9J-32.003	Rejection of the City of Layton Comprehensive Plan

PURPOSE AND EFFECT: This rule is being repealed.

SUMMARY: The proposed rule amendment will repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

OTHER RULES INCORPORATING THIS RULE: No other rule incorporates any portion of Rule 9J-32.003, F.A.C.

EFFECT ON THOSE OTHER RULES: N/A

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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. Pursuant to the Department's economic analysis of the rule, as required by the Office of Fiscal Accountability and Regulatory Reform, it has been determined that legislative ratification is not 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: 380.032(2)(a) FS.

LAW IMPLEMENTED: 380.0552(9) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: September 14, 2011, 10:00 a.m.

PLACE: Randall Kelley Training Room, Department of Community Affairs, 2555 Shumard Oak Boulevard, 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 7 days before the workshop/meeting by contacting: Paula P. Ford, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399, (850)922-1682. 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: David L. Jordan, Deputy General Counsel, Department of Community Affairs, (850)922-1720, e-mail address: david.jordan@dca.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

9J-32.003 Rejection of the City of Layton Comprehensive Plan.

Rulemaking Specific Authority 380.032(2)(a) FS. Law Implemented 380.0552(9) FS. History—New 6-17-92, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: David L. Jordan, Deputy General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: William A. Buzzett, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 6, 2011

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Community Planning**

RULE NOS.:	RULE TITLES:
9J-33.001	Purpose and Effect
9J-33.002	Definitions
9J-33.005	Local Government Transmittal and Submission Schedule

PURPOSE AND EFFECT: These rules are being repealed.

SUMMARY: The purpose and effect of the proposed rule amendment is to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

OTHER RULES INCORPORATING THIS RULE: Rule Chapter 9J-33 is incorporated into Rule 9J-11.018, F.A.C., which is also being repealed.

EFFECT ON THOSE OTHER RULES: No effect.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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. Pursuant to the Department’s economic analysis of the rule, as required by the Office of Fiscal Accountability and Regulatory Reform, it has been determined that legislative ratification is not 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: 163.3164(12), 163.3191 FS.

LAW IMPLEMENTED: 163.3191 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: September 14, 2011, 10:00 a.m.

PLACE: Randall Kelley Training Room, Department of Community Affairs, 2555 Shumard Oak Boulevard, 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 7 days before the workshop/meeting by contacting: Paula P. Ford, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399, (850)922-1682. 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 RULES IS: Marlene Stern, Assistant General Counsel, Department of Community Affairs, (850)922-1688, e-mail address: marlene.stern@dca.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

9J-33.001 Purpose and Effect.

Rulemaking Specific Authority 163.3191(8) FS. Law Implemented 163.3191 FS. History—New 3-23-94, Repealed.

9J-33.002 Definitions.

Rulemaking Specific Authority 163.3164(12), 163.3191(8) FS. Law Implemented 163.3191 FS. History--New 3-23-94, Repealed \_\_\_\_\_.

9J-33.005 Local Government Transmittal and Submission Schedule.

Rulemaking Specific Authority 163.3191(9) FS. Law Implemented 163.3191 FS. History--New 3-23-94, Amended 9-28-98, 3-23-99, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Marlene Stern, Assistant General Counsel  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: William A. Buzzett, Secretary  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 6, 2011

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Community Planning**

RULE NO.: 9J-42.003                      RULE TITLE: Schedule

PURPOSE AND EFFECT: This rule is being repealed.  
 SUMMARY: This rule was identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary. In addition, the statutory authority for these rules has been eliminated.

OTHER RULES INCORPORATING THIS RULE: No other rule incorporates any portion of Chapter 9J-42, F.A.C.

EFFECT ON THOSE OTHER RULES: N/A

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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. Pursuant to the Department's economic analysis of the rule, as required by the Office of Fiscal Accountability and Regulatory Reform, it has been determined that legislative ratification is not 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: 163.3191(1), 163.3191(9), 163.3191(12) FS.

LAW IMPLEMENTED: 163.3191 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: September 14, 2011, 10:00 a.m.

PLACE: Randall Kelley Training Room, Department of Community Affairs, 2555 Shumard Oak Boulevard, 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 7 days before the workshop/meeting by contacting: Paula P. Ford, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399, (850)922-1682. 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: Marlene Stern, Assistant General Counsel, Department of Community Affairs, (850)922-1688, e-mail address: marlene.stern@dca.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

9J-42.003 Schedule.

Rulemaking Authority 163.3191(1), 163.3191(9), 163.3191(12) FS. Law Implemented 163.3191 FS. History--New 2-3-10, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Marlene Stern, Assistant General Counsel  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: William A. Buzzett, Secretary  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 6, 2011

**DEPARTMENT OF TRANSPORTATION**

RULE NO.: 14-1.021                      RULE TITLE: Final Orders

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: This rule regulates indexing of the Department's final orders. This rule is duplicative of Sections 120.53 and 120.533, F.S., and Rule 1B-30.007, F.A.C., and is no longer necessary.

Other Rules Incorporating This Rule: N/A

Effect On Those Other Rules: N/A

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: Based upon an economic impact analysis, the agency has determined that this rule will not have an adverse impact on small business and will not increase regulatory costs by \$200,000 in the aggregate within one year. A SERC has not been prepared by the agency. In addition, the agency has determined that the rule(s) will not require legislative ratification pursuant to Section 120.541(3), Florida Statutes.

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: 120.53(1), 334.044(2) FS.

LAW IMPLEMENTED: 120.53(2) FS.

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

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: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, (850)414-5382, deanna.hurt@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458, (850)414-5382, deanna.hurt@dot.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

14-1.021 Final Orders.

~~(1) To ensure public access, the Department of Transportation (Department) will maintain a uniform index of final orders pursuant to Sections 120.53 and 120.533, F.S., and Rule 1B-30.007, F.A.C.~~

~~(2) Final orders required to be indexed pursuant to Section 120.53(1)(a)2.c., F.S., which are entered on or after July 1, 1998, will be maintained, stored, and indexed on an electronic database. Pursuant to Section 120.53(2)(a), F.S., the Department hereby designates the Municipal Code Corporation as the official reporter for creating the electronic database and indexing and preserving final orders therein. The Department will maintain the electronic database and make it available for public use. The following website is available to view Final Orders issued by the Department: <http://www.mccinnovations.com/weblink/Browse.aspx>.~~

~~(3) Numbering of Final Orders. All final orders shall be sequentially numbered using a two-part number separated by a dash. The first part before the dash indicates the year and the second part indicates the numerical sequence of the order issued for that year, beginning with number "1" each new calendar year with zeros left of the case number for computer sorting purposes. For example, "00-001" is the first case for calendar year 2000. The assigned agency prefix, "FDOT," shall precede the two-part number.~~

~~(4) System for Indexing Final Orders.~~

~~(a) The Department shall maintain an alphabetical subject matter index for final orders. The subject matter index will go from general to specific. The initial headings shall be by subject broad enough to incorporate the subject titles from the Florida Statutes under which the order is rendered. The indentations below the subject headings or titles shall be more specific with the final indentation being the most specific. Related key words (specific words, terms, or phrases) and common and colloquial words shall be listed sequentially in an indentation immediately below the applicable text indentation.~~

~~(b) The Department shall designate the major subject headings to be used in the index. The index shall be cumulative for at least one year, updated at least every 120 days, and made accessible to the public.~~

~~(5) Maintenance of Records. Final orders shall be maintained by the Department pursuant to the retention schedule approved by the Department of State, Division of Library and Information Services.~~

Rulemaking Authority 120.53(1), 334.044(2) FS. Law Implemented 120.53(2) FS. History—New 4-6-93, Amended 2-20-96, 11-16-00, 5-8-03, Formerly 14-6.0011, Amended 10-25-10, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Bruce R. Conroy, Chief, Administrative Law Division  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ananth Prasad, P.E., Secretary  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 19, 2011

**DEPARTMENT OF TRANSPORTATION**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
14-10.047	Jurisdiction
14-10.049	Screening Criteria
14-10.050	Nonconforming Junkyards
14-10.051	Violations

**PURPOSE AND EFFECT:** The purpose and effect of the proposed rule amendment will be to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

**SUMMARY:** These rules regulate junkyards. Only a few junkyards are located within the state and they will be given guidance by the Department. These rules are now unnecessary.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS:** Based upon an economic impact analysis, the agency has determined that this rule will not have an adverse impact on small business and will not increase regulatory costs by \$200,000 in the aggregate within one year. A SERC has not been prepared by the agency. In addition, the agency has determined that the rule(s) will not require legislative ratification pursuant to Section 120.541(3), Florida Statutes.

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: 334.044(2) FS.

LAW IMPLEMENTED: 339.05, 339.241 FS.

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

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: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, (850)414-5382, deanna.hurt@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458, (850)414-5382, deanna.hurt@dot.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

14-10.047 Jurisdiction.

~~(1) The department under the authority of Section 339.241, F.S., and title 23, sect. 136, u.s. code, shall effectively control or cause to be controlled junkyards within 1,000 feet of the nearest edge of the right of way and visible from the main traveled way of the highways on the interstate and federal aid primary systems except the following:~~

~~(a) Junkyards or scrap metal processing plants which are screened by natural objects, plantings, fences, or other appropriate means so as not to be visible from the main traveled way of the highway or otherwise removed from sight.~~

~~(b) Junkyards or scrap metal processing plants which are located in areas which are zoned for industrial use.~~

~~(c) Junkyards or scrap metal processing plants which are not visible from the main traveled way of any interstate or federal aid primary highway.~~

~~(2) All junkyards and scrap metal processing plants in controlled areas, except those located in zoned or unzoned industrial areas, must be screened by the junkyard operator at the operator's own expense unless the location is included in an abatement project under provisions of subsection 14-10.051(1), F.A.C., or the location is not visible from the main traveled way.~~

Rulemaking Authority 334.044(2) FS. Law Implemented 339.05, 339.241 FS. History—New 12-10-77, Formerly 14-10.47, Amended 6-28-98, Repealed \_\_\_\_\_.

14-10.049 Screening Criteria.

~~(1) Any junkyard lawfully in existence under Section 339.241, F.S., on december 8, 1971, located outside of zoned or unzoned industrial areas, which is within one thousand (1,000) feet of the nearest edge of the right of way of all interstate and federal aid primary highways shall be screened so as not to be visible from the main traveled way or removed from sight. no screening will be allowed on state right of way unless placed there by the Florida Department of Transportation:~~

~~(a) The owner of a junkyard which is required to be screened shall submit a plan drawn to scale indicating how screening is to be accomplished. such plan shall show the construction details of the screening to be used and the location of the buildings and driveways. the plan will also describe the placement of the junk, i.e., rows of junk cars, stacked junk cars, piles of scrap iron, etc., and the topography of the junkyard including pictures of the site:~~

~~(b) Acceptable screening material: subject to the approval of the florida department of transportation, acceptable fencing shall include fences of steel or other metals, durable woods such as heart cypress, redwood, or other wood treated with a preservative, or walls of masonry. Some of the types acceptable are:~~

~~1. Fencing Material:~~

~~a. Chain link type with aluminum, steel, plastic, or wooden slat inserts.~~

~~b. Wooden types of basket weave, palisade, louver, or other suitable design.~~

~~c. Walls of masonry including plain or ornamental concrete block, block, brick stone, or other suitable masonry material.~~

~~d. Earth mounds used individually or in combination with plantings and fencing.~~

Note: The above types of fencing and walls are given for examples only. Any other design of fencing constructed of other materials may be submitted for consideration.

~~2. Plant Material:~~

~~a. Plant materials indicated on the plans shall specify the botanical name of the plant materials used, the size at the time of planting, and the spacing between plants. All plant material shall be predominately evergreen and approved by the Florida Department of Transportation.~~

~~b. The minimum size of plant material at the time of planting shall be as follows:~~

~~Shade Trees: 1" — 1 1/2" Caliper (Deciduous)~~

~~Multi Stem Trees: 4' — 5' In Height (Hawthorne, Crepe Myrtle, Etc.)~~

~~Evergreen Trees: 4' — 5' In Height (Pinus, Magnolia, Etc.)~~

~~Evergreen Shrubs: 2 1/2' — 3' In Height (Including Plantings That Will Not Get "Leggy" As Elaeagnus, Abelia, Etc.)~~

~~e. Planting plans shall show plant pit size, back fill material used, and planting and staking details. Care should be exercised in selecting plant material to assure that the selected plantings will not get "leggy" as they mature (such as some pine trees) so that the junk the plantings are attempting to screen becomes exposed. Seedlings should also be considered as a supplement to the bigger plants where appropriate. The junkyard operator will be responsible for assuring that shrubs, bushes, etc., planted to screen junkyards are adequately watered, fertilized, and maintained to effectively screen the junk. The junkyard operator will be responsible for replacing any dead, sick or damaged plants at the time that such condition is first observed. During the next regular junkyard inspection or at the time the operator requests payment for screening of the junkyard, the department will determine if the screening is adequate to screen the junk from view of persons traveling on the controlled road. The department will advise the owner of deficiencies needing corrective action such as dead or damaged plantings that need replacement, screening of insufficient height or density to be effective or other conditions that allow the junk to be seen from the controlled highway. The Junkyard operator will not be reimbursed for the eligible costs incurred in screening the junkyard until these deficiencies have been corrected.~~

Rulemaking Authority 334.044(2) FS. Law Implemented 339.05, 339.241(3), (4), (6), (7) FS. History—New 12-10-77, Amended 6-26-78, Formerly 14-10.49, Amended 6-28-98, Repealed \_\_\_\_\_.

14-10.050 Nonconforming Junkyards.

~~A junkyard, to be classified as a nonconforming junkyard, is required to be located within 1,000 feet of any highway on the interstate or federal aid primary system, except those located in zoned or unzoned industrial areas. For the junkyard operator to be eligible for the reimbursement of the costs incurred in screening, recycling or removing the junk, the junkyard must have been in place on december 8, 1971 or on the date that the route section was added to the interstate or federal aid primary systems, whichever is later. Nonconforming junkyards cannot be extended, enlarged, or changed in use and must be operated as an on going business. For a junkyard to retain its nonconforming status, it must be adequately screened, and the operator must have property rights in the junk. Abandoned and worthless junk do not qualify a junkyard for nonconforming status.~~

Rulemaking Authority 334.044(2) FS. Law Implemented 339.05, 339.241(3) FS. History—New 12-10-77, Formerly 14-10.50, Amended 6-28-98, Repealed \_\_\_\_\_.

14-10.051 Violations.

~~(1) The department shall inspect junkyards for compliance with these requirements at least once each year. Nonconforming junkyards which are not effectively screened in accordance with the above criteria are considered to be in violation of these requirements. A violation notice will be given to junkyard operators when screening is not adequate to~~

~~screen all of the junk, and the notice will give the operator either 30 calendar days to clear the violation, 30 calendar days to submit an adequate plan to clear the violation with the work to be completed within 120 calendar days after the operator is notified that the abatement plan has been approved or 30 ealendar days in which to request an administrative hearing under Sections 120.569 and 120.57, F.S. the plan can propose any combination of screening, relocation, removal, and recycling which will correct the violation. The department will participate in those eligible costs incurred in the initial effort to bring each nonconforming junkyard established prior to december 8, 1971, into compliance if the abatement plan is approved in advance by fhwa. federal funds can participate in any combination of screening, removal, relocation, and recycling of the junk that is necessary to clear the violation as set forth in the approved abatement plan. Abatement plans will be submitted to fhwa for groups of junkyards so that the work can be programmed and authorized as a junkyard abatement project upon approval of the related work. Any proposed screening must comply with the screening criteria listed above. The placement of junk so that it may be seen above or beyond a screen or so that it otherwise becomes visible is a violation of these requirements, even though the existing screening is effective for the junk placed behind the existing fence or serening.~~

~~(2) If the junkyard operator does not correct the violation, submit a realistic plan to remove the junk from view, or request an administrative hearing under Section 120.57, F.S., within the 30 day period allowed, the department will initiate the appropriate legal action to obtain compliance with these requirements, including but not limited to the swearing out of warrants under the provisions of Section 339.241(6), F.S., so that the courts can order compliance and assess penalties for noncompliance or abate the violation.~~

Rulemaking Authority 334.044(2) FS. Law Implemented 339.05, 339.241 FS. History—New 12-10-72, Amended 6-26-78, Formerly 14-10.51, Amended 6-28-98, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
John Garner, Director, Office of Right of Way  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ananth Prasad, P.E., Secretary  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 19, 2011

**DEPARTMENT OF TRANSPORTATION**

RULE NO.: 14-75.004  
RULE TITLE: Consultant Competitive Selection Process

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: This rule addresses the procurement of professional services; however, there is no specific rulemaking authority to adopt this rule.

Other Rules Incorporating This Rule: N/A

Effect On Those Other Rules: N/A

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: Based upon an economic impact analysis, the agency has determined that this rule will not have an adverse impact on small business and will not increase regulatory costs by \$200,000 in the aggregate within one year. A SERC has not been prepared by the agency. In addition, the agency has determined that the rule(s) will not require legislative ratification pursuant to Section 120.541(3), Florida Statutes.

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: 334.044(2), 837.06 FS.

LAW IMPLEMENTED: 287.055, 337.105 FS.

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

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: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, (850)414-5382, deanna.hurt@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458, (850)414-5382, deanna.hurt@dot.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

14-75.004 Consultant Competitive Selection Process.

~~Selection of professional consultants by the Department shall be in accordance with the provisions enumerated below:~~

~~(1) Notice:~~

~~(a) Except when there is a public emergency certified by the Secretary of Transportation, the Department shall provide notice whenever it requires professional services for a project, the basic construction cost of which is estimated by the Department to be more than the threshold amount in Section 287.017, F.S., for category five, or when the fee for professional services for a fixed capital outlay study or planning activity exceeds the threshold amount provided in~~

~~Section 287.017, F.S., for category two. The Department will provide the foregoing notice at its Internet address (<http://www.dot.state.fl.us/procurement/>). A project may include the following:~~

~~1. Professional services associated with a specifically identified project.~~

~~2. A grouping of professional service assignments for substantially similar activities where the grouping of assignments provides advantage to the Department because of the geographic proximity of the existing or proposed transportation facilities involved, or use of shared resources for multiple projects, or to allow multiple use of a single design concept.~~

~~3. Miscellaneous minor professional services, performed on a task assignment basis. The total contract fee may not exceed \$1,500,000 and individual assignments may not exceed \$300,000. However, these limits may be exceeded due to unplanned cost increases.~~

~~4. Professional services of a general consultant, which include the administration, support, and management of engineering, architectural, surveying, planning, or right of way acquisition and appraisal activities.~~

~~(b) The notice shall contain time frames for submittal of a letter of response, a general description of the project, including where a detailed description may be obtained, the Department district and county where the project is located, a list of the major types of work, an indication as to whether the project is considered a minor project for qualification purposes, and a description of the means by which interested consultants can apply for consideration. Projects that do not conform to the prequalified types of work shall be advertised requesting any interested consultant to submit a Letter of Qualification. Consultants responding to advertisements for such non-standard types of work do not need to possess previous qualification.~~

~~(2) Response to Advertisement and Selection:~~

~~(a) Professional consultants who desire work with the Department shall timely submit a maximum of a two page letter of response, or a letter of qualification, to the Department whenever they feel qualified to perform projects for which notice has been provided in accordance with paragraph (1)(a). To be considered for selection, the letter of response or letter of qualification must be received in the format and by the date specified in the advertisement and will include a list of all affiliates as defined in Section 337.165(1)(a), F.S. Only one letter of response/qualification will be considered from any consultant firm.~~

~~(b) After receipt of a letter of response, or letter of qualification, the Department shall review the submittal and verify that the consultant possesses current qualification with the Department to perform the major type(s) of work specified in the advertisement. In order to be considered for selection, any consultant which does not possess current qualification to~~



~~perform the major type(s) of work specified in the advertisement shall submit a completed Request for Qualification Package, including the required overhead audit (if applicable), on or before the date letters of response are due. A qualified consultant may use a qualified sub consultant to meet the requirements of the major type(s) of work for which it is not currently qualified when responding to advertisements. The Department will not be obligated to delay any part of the consultant selection process or the execution of a contract for a consultant who has not been qualified for the major types of work or who cannot provide the required documentation prior to the process of selection.~~

~~(e) If fewer than three consultants respond to the advertisement, the Department shall review its list of firms prequalified for the major type(s) of work advertised, and select no fewer than ten prequalified firms (or all prequalified firms if fewer than 10 are prequalified) deemed to be the most highly qualified, based on the criteria in Section 287.055(4)(b), F.S. The Department shall then contact each of the listed consultants and conduct similar discussions concerning the project.~~

~~(d) When the fee for professional services is less than the threshold amount provided in Section 287.017, F.S., for category two, or when the Department's estimated basic construction cost is less than the threshold amount provided by Section 287.017, F.S., for category five, the Department may request, review, and approve the technical qualifications of the selected consultant if the consultant is not currently qualified in the requested type of work.~~

~~(e) Selection of consultants will be in accordance with Section 287.055, F.S.~~

Rulemaking Specific Authority 334.044(2), 837.06 FS. Law Implemented 287.055, 337.105 FS. History—New 6-30-73, Amended 3-24-77, 6-30-83, 10-21-85, Formerly 14-75.04, Amended 3-29-89, 1-2-91, 9-29-92, 2-22-94, 8-5-96, 2-12-98, 8-2-01, 4-29-03, 5-15-06, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Carla Perry, State Professional Services Engineer  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ananth Prasad, P.E., Secretary  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 19, 2011

**DEPARTMENT OF TRANSPORTATION**

RULE NO.: 14-103.001  
RULE TITLE: Scope

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: This rule is an overview of the rule chapter regarding construction aggregates. The rule is no longer necessary.

Other Rules Incorporating This Rule: N/A

Effect On Those Other Rules: N/A

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: Based upon an economic impact analysis, the agency has determined that this rule will not have an adverse impact on small business and will not increase regulatory costs by \$200,000 in the aggregate within one year. A SERC has not been prepared by the agency. In addition, the agency has determined that the rule(s) will not require legislative ratification pursuant to Section 120.541(3), Florida Statutes.

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: 334.044(2), (10)(c) FS.

LAW IMPLEMENTED: 334.044(10), 337.105(1), 337.11 FS.

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

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: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, (850)414-5382, deanna.hurt@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458, (850)414-5382, deanna.hurt@dot.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

14-103.001 Scope.

~~This rule chapter provides the requirements and procedures for obtaining and maintaining Department approval of developed and operational construction aggregate sources (mines and redistribution terminals) and their individual construction aggregate products which are intended for use on Department projects. Department approval is based upon the existence of suitable raw materials; processing facilities capable of producing specified aggregate meeting Department specification requirements; and an effective Quality Control Program assuring the continuing quality and uniformity of that production.~~

Rulemaking Specific Authority 334.044(2), (10)(c) FS. Law Implemented 334.044(10), (13), 337.105(1), 337.11 FS. History—New 10-20-92, Amended 7-20-05, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
John Shoucair, Geotechnical Materials Engineer  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ananth Prasad, P.E., Secretary  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 19, 2011

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

**Division of Motor Vehicles**

RULE NOS.:	RULE TITLES:
15C-18.004	EFS Agent Participation Requirements
15C-18.006	Electronic Filing System Requirements; Disclosure to Customer

PURPOSE AND EFFECT: The proposed rule amendment corrects form number and revises form HSMV 82083 to provide for tax collector signature in lieu of supplying copies of agreements between counties.

SUMMARY: The proposed amendments to Rules 15C-18.004 and 15C-18.006, F.A.C. (EFS Agent Participation Requirements and Electronic Filing System Requirements; Disclosure to Customer), revise Form HSMV 82083, Application to Become an Authorized Electronic Filing System Agent/Change of Certified Service Provider.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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 for Rules 15C-18.004 and 15C-18.006, F.A.C. and is available by contacting Selma Sauls at the address, telephone number, or e-mail address listed below. The following is a summary of the SERC: No adverse impact on economic growth, private-sector job creating or employment, or private sector investment. No adverse impact on business competitiveness or innovation. No increase in regulatory costs. No increased spending for the Agency anticipated. No costs to other states, local governmental entities, small counties or small cities. No impact on state or local revenues.

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: 320.03(10) FS.  
LAW IMPLEMENTED: 320.03(10) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: September 28, 2011, 10:00 a.m.  
PLACE: Department of Highway Safety and Motor Vehicles, 2900 Apalachee Parkway, Room A427, 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: Selma Sauls, Government Operations Consultant I, Bureau of Issuance Oversight, 2900 Apalachee Parkway, Tallahassee, Florida 32399, selmasauls@flhsmv.gov (850)617-3001. 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 RULES IS: Selma Sauls, Government Operations Consultant I, Bureau of Issuance Oversight, 2900 Apalachee Parkway, Tallahassee, Florida 32399, selmasauls@flhsmv.gov, (850)617-3001

THE FULL TEXT OF THE PROPOSED RULES IS:

15C-18.004 EFS Agent Participation Requirements.

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

(d) Apply to the Department on Form HSMV 82083 (Rev. 08/11, Application to Become an Authorized Electronic Filing System Agent/Change of Certified Service Provider, which is incorporated herein by reference and available via the Department website [www.flhsmv.gov/html/forms.html](http://www.flhsmv.gov/html/forms.html) <http://www.flrules.org/Gateway/reference.asp?No=Ref-00402>.

(e) through (3) No change.

Rulemaking Authority 320.03(10)(~~a~~), FS. Law Implemented 320.03(10)(~~a~~), (~~b~~) FS. History—New 12-14-10, Amended.

15C-18.006 Electronic Filing System Requirements; Disclosure to Customer.

(1) through (3) No change.

(4) An EFS agent that desires to change its Certified Service Provider shall submit the request to the Department on Form HSMV 82083, which is incorporated ~~herein~~ by reference in paragraph 15C-18.004(1)(d), F.A.C. <http://www.flrules.org/Gateway/reference.asp?No=Ref-00402>.

(5) No change.

Rulemaking Authority 320.03(10)(~~a~~) FS. Law Implemented 320.03(10)(~~a~~), (~~b~~) FS. History—New 12-14-10, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Julie Baker, Bureau Chief, Bureau of Issuance Oversight, Division of Motorist Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Governor and Cabinet

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 2, 2011  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 20, 2011

**STATE BOARD OF ADMINISTRATION**

RULE NO.: 19-8.001  
 RULE TITLE: Purpose

PURPOSE AND EFFECT: The purpose and effect of the proposed rule will be to repeal a rule identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: The State Board of Administration of Florida, Florida Hurricane Catastrophe Fund, seeks to repeal the rule listed above as no longer necessary.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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. An SERC has not been prepared by the agency.

STATEMENT REGARDING LEGISLATIVE RATIFICATION: The repeal of this rule is not expected to require legislative ratification pursuant to Section 120.541(3)(a)1., F.S., as there will be no impact on economic growth, job creation or employment, private-sector investment, or business competitiveness and no increase in regulatory costs.

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

RULEMAKING AUTHORITY: 215.555(3) FS.

LAW IMPLEMENTED: 215.555 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tracy Allen, 1801 Hermitage Blvd., Tallahassee, FL 32308, (850)413-1341 or tracy.allen@sbafla.com

THE FULL TEXT OF THE PROPOSED RULE IS:

19-8.001 Purpose.

Rulemaking Specific Authority 215.555(3) FS. Law Implemented 215.555 FS. History--New 5-31-94, Repealed\_\_\_\_\_.

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

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 2, 2011

**STATE BOARD OF ADMINISTRATION**

RULE NO.: 19-15.001  
 RULE TITLE: Insurance Capital Build-Up Incentive Program

PURPOSE AND EFFECT: The purpose and effect of the proposed rule will be to repeal a rule identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: The State Board of Administration of Florida seeks to repeal the rule listed above as no longer necessary.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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. An SERC has not been prepared by the agency.

STATEMENT REGARDING LEGISLATIVE RATIFICATION: The repeal of this rule is not expected to require legislative ratification pursuant to Section 120.541(3)(a)1., F.S., as there will be no impact on economic growth, job creation or employment, private-sector investment, or business competitiveness and no increase in regulatory costs.

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

RULEMAKING AUTHORITY: 215.5595(6) FS.

LAW IMPLEMENTED: 215.5595 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tracy Allen, 1801 Hermitage Blvd., Tallahassee, FL 32308, (850)413-1341 or tracy.allen@sbafla.com

THE FULL TEXT OF THE PROPOSED RULE IS:

19-15.001 Insurance Capital Build-Up Incentive Program.

Rulemaking Specific Authority 215.5595 FS. Law Implemented 215.5595(2), (2)(c), (d), (e), (g) FS. History--New 2-22-07, Amended 6-3-07, 8-13-07, 11-25-07, Repealed\_\_\_\_\_.

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

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 2, 2011

**COMMISSION ON ETHICS**

RULE NOS.:	RULE TITLES:
34-8.002	General Rules for Filing the CE Form 6 – Full and Public Disclosure of Financial Interests
34-8.007	Choosing to File Copy of Income Tax Return
34-8.008	Final Filing Using the CE Form 6F
34-8.009	Amended Filing Using the CE Form 6X
34-8.202	General Rules for Filing the CE Form 1 – Statement of Financial Interests
34-8.208	Final Filing Using the CE Form 1F
34-8.209	Amended Filing Using the CE Form 1X

PURPOSE AND EFFECT: The purpose of the proposed amendments is to make revisions to financial disclosure forms that are adopted by reference in the various rules of Chapter 34-8, Florida Administrative Code. The filing year for the annual forms will be changed to “2011” (filers will complete and file these forms in 2012 for the calendar year ending December 31, 2011), the filing period for the 1F and 6F forms will be changed to 2012, and filing instructions are being revised for greater clarity. Additionally, where there were statutory changes to those who are required to file, those changes are reflected in the forms. Also, Rule 34-8.007, F.A.C., is being amended to address the situation where a filer elects to file his or her Federal income tax return with the CE Form 6 or 6X. If the filer used IRS e-file to transmit his or her Federal income tax return to the IRS, he or she may not have been required to transmit copies of Forms W-2, Forms 1099-R, and other forms showing sources of income. However, they are required to provide copies of these documents to the Commission if they elect to attach a copy of their Federal income tax return to their CE Form 6 or 6X since, unlike the IRS, the Commission does not receive the filer’s income records from other sources.

SUMMARY: CE Form 6 (Full and Public Disclosure of Financial Interests), CE Form 6F (Final Full and Public Disclosure of Financial Interests), CE Form 6X (Amendment to Full and Public Disclosure of Financial Interests), CE Form 1 (Statement of Financial Interests), CE Form 1F (Final

Statement of Financial Interests), and CE Form 1X (Amendment to Form 1 Statement of Financial Interests), are affected by this rulemaking.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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. These rule amendments are not expected to 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: Art. II, Section 8, Fla. Const., 112.3144, 112.3144(7), 112.3145, 112.3145(9), 112.3147, 112.322(9) FS.

LAW IMPLEMENTED: Art. II, Section 8, Fla. Const., 112.3144, 112.3144(6), 112.3144(7), 112.3145, 112.3145(2)(b), 112.3145(9) FS.

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

DATE AND TIME: September 9, 2011, 9:00 a.m.

PLACE: Senate Office Building, Room 37S, 404 South Monroe Street, Tallahassee, FL

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Millie Fulford, Legal Secretary, Florida Commission on Ethics, Telephone: (850)488-7864. 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 RULES IS: Julia Cobb Costas, Assistant General Counsel, Florida Commission on Ethics, Telephone: (850)488-7864

THE FULL TEXT OF THE PROPOSED RULES IS:

34-8.002 General ~~Rules Rule~~ for Filing the CE Form 6 – Full and Public Disclosure of Financial Interests.

(1) Every person who holds an office specified in Rule 34-8.003, F.A.C., must file full and public disclosure of his or her financial interests with the Commission by July 1 of each year during which he or she is in office, and every person who held an office specified in Rule 34-8.003, F.A.C., on December 31st of a year must file full and public disclosure of his or her financial interests with the Commission by July 1 of the following year. Full and public disclosure of financial interests means filing a sworn statement showing net worth, assets and

liabilities on the form prescribed by the Commission, CE Form 6 – Full and Public Disclosure of Financial Interests, together with either a copy of the person’s most recent federal income tax return, including all attachments, or the completed income disclosure portion of CE Form 6. The CE Form 6 (1/2012) (~~1/2011~~) is adopted by reference herein and may be obtained without cost from the Florida Commission on Ethics, P. O. Drawer 15709, Tallahassee, Florida 32317-5709, and may also be downloaded from the Commission’s website: www.ethics.state.fl.us. A candidate for an elective office specified in Rule 34-8.003, F.A.C., or otherwise specified by law must file this information prior to or at the time he or she qualifies as a candidate.

(2) through (3) No change.

PROPOSED EFFECTIVE DATE JANUARY 1, 2012.

Rulemaking Authority Art. II, Section 8, Fla. Const., 112.3144, 112.3147, 112.322(9) FS. Law Implemented Art. II, Section 8, Fla. Const., 112.3144 FS. History–New 4-7-77, Amended 10-3-84, Formerly 34-8.02, Amended 8-7-94, 7-2-00, 11-7-01, 1-19-11, 1-1-12.

34-8.007 Choosing to File Copy of Income Tax Return.

(1) A reporting official who chooses to file a copy of his or her most recent income tax return with the CE Form 6 or CE Form 6X shall include copies of all schedules and forms that were included with or attached to the official’s return when it was filed with the I.R.S. If the reporting official transmitted his or her Federal income tax return using IRS e-file and was not required to submit copies of Forms W-2, 1099-R, and other forms showing sources of income, these documents must still be submitted to the Commission if the filer elects to file a copy of his or her Federal income tax return with their CE Form 6 or 6X.

(2) No change.

PROPOSED EFFECTIVE DATE JANUARY 1, 2012.

Rulemaking Specific Authority Art. II, Section 8, Fla. Const., 112.3144, 112.322(9), FS. Law Implemented Art. II, Section 8, Fla. Const. History–New 5-17-77, Formerly 34-8.07, Amended 8-7-94, 7-2-00, 11-7-01, 1-1-12.

34-8.008 Final Filing Using the CE Form 6F.

(1) Each person who is required to file full and public disclosure of financial interests shall, within 60 days of leaving his or her public position, file with the Commission a final disclosure statement covering the period between January 1 of the year in which the person leaves and his or her last day in the position, unless he or she takes another position within that 60-day period which requires full and public disclosure. The final filing shall be on the form prescribed by the Commission, CE Form 6F – Final Full and Public Disclosure of Financial Interests. The CE Form 6F (1/2012) (~~1/2011~~) is adopted by reference herein and may be obtained without cost from the Florida Commission on Ethics, P. O. Drawer 15709, Tallahassee, Florida 32317-5709, and may also be downloaded from the Commission’s website: www.ethics.state.fl.us.

(2) No change.

PROPOSED EFFECTIVE DATE JANUARY 1, 2012.

Rulemaking Authority 112.3144, 112.3147, 112.322(9) FS. Law Implemented 112.3144(5), 112.3144(6) FS. History–New 11-7-01, Amended 1-19-11, 1-1-12.

34-8.009 Amended Filing Using the CE Form 6X.

(1) A person may amend his or her full and public disclosure of financial interests to add to or modify the information reported on the form as originally filed at any time after filing the disclosure form. The amended filing shall be filed with the same office where the original form was filed and shall be on the form prescribed by the Commission, CE Form 6X – Amendment to Full and Public Disclosure of Financial Interests. The CE Form 6X (1/2012) (~~1/2011~~) is adopted by reference herein and may be obtained without cost from the Florida Commission on Ethics, P.O. Drawer 15709, Tallahassee, Florida 32317-5709, and may also be downloaded from the Commission’s website: www.ethics.state.fl.us.

(2) No change.

PROPOSED EFFECTIVE DATE JANUARY 1, 2012.

Rulemaking Authority 112.3144(6), 112.3144(7), 112.3147, 112.322(9) FS. Law Implemented 112.3144(7) FS. History–New 11-7-01, Amended 1-19-11, 1-1-12.

34-8.202 General Rules for Filing the CE Form 1 – a Statement of Financial Interests.

(1) A person who was a local officer as defined in Section 112.3145, F.S., on December 31st of a year must file by July 1 of the following year a statement of financial interests on the form prescribed by the Commission, CE Form 1 – Statement of Financial Interests, with the supervisor of elections in the county where he or she permanently resides, or, if the person does not permanently reside in Florida, with the supervisor of elections in the county of his or her agency’s headquarters. The CE Form 1 (1/2012) (~~1/2011~~) is adopted by reference herein and may be obtained without cost from the Florida Commission on Ethics, P. O. Drawer 15709, Tallahassee, Florida 32317-5709, and may also be downloaded from the Commission’s website: www.ethics.state.fl.us.

(2) through (6) No change.

PROPOSED EFFECTIVE DATE JANUARY 1, 2012.

Rulemaking Authority 112.3145, 112.3147, 112.322(9) FS. Law Implemented 112.3145 FS. History–New 11-7-01, Amended 1-19-11, 1-1-12.

34-8.208 Final Filing Using the CE Form 1F.

(1) No change.

(2) The final filing shall be on the form prescribed by the Commission, CE Form 1F – Final Statement of Financial Interests. The CE Form 1F (2012) (~~1/2011~~) is adopted by reference herein and may be obtained without cost from the Florida Commission on Ethics, P. O. Drawer 15709, Tallahassee, Florida 32317-5709, and may also be downloaded from the Commission’s website: www.ethics.state.fl.us.

(3) No change.

PROPOSED EFFECTIVE DATE JANUARY 1, 2012.

Rulemaking Authority 112.3145, 112.3147, 112.322(9) FS. Law Implemented 112.3145(2)(b) FS. History–New 11-7-01, Amended 1-19-11, 1-1-12.

34-8.209 Amended Filing Using the CE Form 1X.

(1) A person may amend his or her statement of financial interests to add to or modify the information reported on the form as originally filed at any time after filing the disclosure form. The amended statement shall be filed with the same office where the original form was filed and shall be made on the form prescribed by the Commission, CE Form 1X – Amendment to Form 1 Statement of Financial Interests. The CE Form 1X (1/2012) ~~(4/2011)~~ is adopted by reference herein and may be obtained without cost from the Florida Commission on Ethics, P. O. Drawer 15709, Tallahassee, Florida 32317-5709, and may also be downloaded from the Commission’s website: [www.ethics.state.fl.us](http://www.ethics.state.fl.us).

(2) No change.

PROPOSED EFFECTIVE DATE JANUARY 1, 2012.

Rulemaking Authority 112.3145(9), 112.3147, 112.322(9) FS. Law Implemented 112.3145(9) FS. History–New 11-7-01, Amended 1-19-11, 1-1-12.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Julia Cobb Costas, Assistant General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Philip C. Claypool, Executive Director and General Counsel

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 3, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 22, 2011

**DEPARTMENT OF ELDER AFFAIRS**

**Federal Aging Programs**

RULE NOS.:	RULE TITLES:
58A-1.002	Department Duties Under the Older Americans Act
58A-1.003	Department Assistance to the Advisory Council
58A-1.004	Responsibilities of the Department of Elder Affairs as the State Unit on Aging
58A-1.005	Designation of Area Agencies on Aging
58A-1.0051	Procedures for Rescinding Designation of an Area Agency on Aging
58A-1.006	The Area Agency on Aging’s Area Plan

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: These rules are being repealed as the specific requirements of these rules substantially restate portions of Chapter 430, Florida Statutes, the Older Americans Act, 42 U.S.C. § 3001 et seq., and various contractual provisions between the Department and Area Agencies on Aging, and are therefore, duplicative.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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.

STATEMENT REGARDING LEGISLATIVE RATIFICATION: The repeal of this rule is not expected to require legislative ratification pursuant to Section 120.541(3)(a)1., F.S., as there will be no impact on economic growth, job creation or employment, private-sector investment, or business competitiveness and no increase in regulatory costs.

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: 430.08 FS.

LAW IMPLEMENTED: 20.41, 430.03, 430.04, 430.05, 430.101 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: September 8, 2011, 9:00 a.m. – 12:00 Noon

PLACE: Department of Elder Affairs, 4040 Esplanade Way, Conference Room 309, Tallahassee, FL 32399-7000

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Susan E. Rice, Asst. General Counsel, Department of Elder Affairs, Office of the General Counsel, 4040 Esplanade Way, Suite 315, Tallahassee, FL 32399-7000, Telephone number: (850)414-2113, Email address: [rices@elderaffairs.org](mailto:rices@elderaffairs.org)

THE FULL TEXT OF THE PROPOSED RULES IS:

58A-1.002 Department Duties Under the Older Americans Act.

~~(1) The Department of Elder Affairs is designated in Sections 20.41(5), 430.03(7) and 430.04(1), F.S., as the state agency to administer all programs made available to Florida under the Federal Older Americans Act. The department shall administer these programs in accordance with Title 45, Chapter 13, Code of Federal Regulations and policy guidance issuances from the Administration on Aging within the U.S. Department of Health and Human Services.~~

~~(2) Federal regulations governing grants for state and community programs on aging as published in the Federal Register, are applicable to all recipients of grants and contracts funded by the Older Americans Act, including the department, area agencies on aging and service providers. These Florida administrative rules are intended to complement and clarify requirements, procedures and departmental policies applicable to the Older Americans Act program.~~

Rulemaking Specific Authority 430.08 FS. Law Implemented 20.41, 430.03, 430.04, 430.101 FS. History—New 12-23-81, Formerly 10A-11.02, 10A-11.002, Amended 3-28-95, 9-24-08, Repealed \_\_\_\_\_.

58A-1.003 Department Assistance to the Advisory Council.

~~(1) The department must provide staff support to assist the Department of Elder Affairs Advisory Council established by Section 430.05, F.S. Members of that council, entitled by law to reimbursement for travel and per diem expenses, shall submit their expense vouchers and related documentation according to Section 112.061, F.S.~~

~~(2) Staff support for the council and members of the department are prohibited from imposing any control direction, or supervision upon the council.~~

Rulemaking Specific Authority 430.08 FS. Law Implemented 430.05 FS. History—New 12-23-81, Formerly 10A-11.03, 10A-11.003, Amended 3-28-95, 9-24-08, Repealed \_\_\_\_\_.

58A-1.004 Responsibilities of the Department of Elder Affairs as the State Unit on Aging.

~~(1) The Department of Elder Affairs is the State Unit on Aging. The department has authority and responsibility to plan, develop, and administer policy on programs for older persons and to provide a visible focal point for advocacy, coordination, priority setting, monitoring and evaluation of programs for older persons within the state. To fulfill its responsibilities, the department shall:~~

~~(a) Develop a state plan as required in Section 305 of the Older Americans Act;~~

~~(b) Administer the state plan within the state;~~

~~(c) Review and comment on all state plans, budgets, and policies which affect older persons;~~

~~(d) Conduct public hearings on the needs of older persons in order to receive information and maximize visibility of important issues;~~

~~(e) Provide adequate and effective opportunities for older persons, who are recipients of supportive or nutrition services or who use multipurpose senior centers, to express their views on policy development and program implementation under the state plan on aging;~~

~~(f) Evaluate, with the assistance of the AAAs, the need for social and nutrition services for older persons and determine the extent to which other public and private programs meet those needs;~~

~~(g) Ensure, in conjunction with the AAAs, preference is given to older persons with greatest economic or social need, with particular emphasis on low income minorities in the delivery of service;~~

~~(h) Render, in conjunction with the AAAs, technical assistance to contractors and volunteers;~~

~~(i) Advise the Governor, and key designated legislators, regarding the need for and location of programs related to aging, as stipulated in Section 430.04, F.S.;~~

~~(j) Develop, in consultation with the AAAs, and publish for review and comment, a formula for funds distribution which addresses those most in need of services and submit such formula to the Administration on Aging for approval;~~

~~(k) Require outreach efforts;~~

~~(l) Set specific objectives for each planning and service area for providing services funded under this title to low income older individuals, including low income minority older individuals, older individuals with limited English proficiency, and older individuals residing in rural areas;~~

~~(m) Undertake specific program development, advocacy, and outreach efforts focused on the needs of low income older individuals, including low income minority older individuals, older individuals with limited English proficiency, and older individuals residing in rural areas; and~~

~~(n) Provide a description of the efforts described above in paragraphs (d), (e), and (f) of this subsection that will be undertaken by the state agency.~~

~~(2) The department is responsible for dividing the state into planning and service areas (PSAs).~~

~~(3) The department is responsible for the designation of the area agency on aging for each PSA in accordance with Title III, Section 305 of the Older Americans Act.~~

~~(4) The department must develop, promulgate and revise, as necessary, a uniform format for the area agency on aging's area plan as prescribed in its contract with the AAA.~~

~~(5) The department must coordinate the development of programs and services under Titles III, V, and VII of the Older Americans Act, and establish policy, standards and procedures for those programs and services that are included in contracts between the department and the AAAs.~~

~~(6) The department must ensure that supplemental funding under the Nutrition Services Incentive Program of the Older Americans Act and available U.S. Department of Agriculture food, cash or a combination of food and cash is made available to nutrition service providers funded under the area plan.~~

~~(7) The department must coordinate the development of legal services for older individuals.~~

~~(8) For the purpose of acquiring programmatic and fiscal information for federal and state data and analysis, the department must establish reporting requirements for area agencies on aging and service providers under their respective contracts with the contractor.~~

Rulemaking Specific Authority 430.08 FS. Law Implemented 20.41, 430.03, 430.04, 430.101 FS. History–New 12-23-81, Formerly 10A-11.04, 10A-11.004, Amended 3-28-95, 9-24-08, Repealed \_\_\_\_\_.

58A-1.005 Designation of Area Agencies on Aging.

~~(1) An area agency on aging must be designated in each planning and service area. Of the eligible applying entities, as defined by Section 305 of the Older Americans Act, the department shall select the one which demonstrates by virtue of location, office, staff, experience and community resources, it is best able to discharge the duties of an area agency on aging established by this rule.~~

~~(2) Actual designation occurs upon acceptance of the area agency’s area plan and formal execution of the associated contract.~~

~~(3) The designated area agency on aging is responsible for administration of Older Americans Act programs in its planning and service area.~~

~~(4) In addition to the circumstances outlined in Section 430.04(2), F.S., the department shall rescind an area agency’s designation in accordance with Section 305(b)(5)(c) of the Older Americans Act as amended, whenever, after reasonable notice and opportunity for a hearing, it is determined that:~~

~~(a) An area agency does not meet the requirements of 45 CFR 1321 and Section 305 of the Older Americans Act, as amended; or~~

~~(b) An area plan including amendments is not approved by the department after reasonable opportunity to comply; or~~

~~(c) There is substantial failure in the provisions or administration of an approved plan to comply with provisions of Section 306 of the Older Americans Act of 1965, as amended in 2006, the applicable federal regulations, state statutes, or administrative rules or the contract between the department and the AAA.~~

Rulemaking Specific Authority 430.08 FS. Law Implemented 20.41, 430.03, 430.04 FS. History–New 12-23-81, Formerly 10A-11.05, 10A-11.005, Amended 3-28-95, 9-24-08, Repealed \_\_\_\_\_.

58A-1.0051 Procedures for Rescinding Designation of an Area Agency on Aging.

~~Pursuant to Section 430.04, F.S., the department has the authority to rescind designation of an area agency on aging under specified conditions as cited in subsection 58A-1.005(4), F.A.C. The department must include these procedures in its contract with the AAA.~~

Rulemaking Specific Authority 430.08 FS. Law Implemented 430.04 FS. History–New 9-24-08, Repealed \_\_\_\_\_.

58A-1.006 The Area Agency on Aging’s Area Plan.

~~(1) An eligible agency or organization desiring to apply for redesignation or initial designation as an area agency on aging must submit an area plan to the Secretary of the Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, Florida 32399-7000.~~

~~(2) Preparation and submission of a formal area plan must be in accordance with the prescribed area plan format as determined by the requirements of the Older Americans Act, as amended, for entities desiring initial designation or redesignation, and the contract between the department and the AAA for entities desiring redesignation.~~

~~(3) Subject to the availability of federal and state funds and budget authority, the department will contract with the area agency on aging based on the approved area plan.~~

Rulemaking Specific Authority 430.08 FS. Law Implemented 20.41, 430.03, 430.04 FS. History–New 12-23-81, Formerly 10A-11.06, 10A-11.006, Amended 3-28-95, 10-30-05, 9-24-08, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Susan E. Rice, Asst. General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Charles T. Corley, Interim Secretary, Department of Elder Affairs

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 20, 2011

**DEPARTMENT OF ELDER AFFAIRS**

**Federal Aging Programs**

RULE NOS.:	RULE TITLES:
58A-6.004	Unlicensed Centers
58A-6.0051	Change of Owner or Operator; Marketing
58A-6.014	Administrative Enforcement

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.



SUMMARY: These rules are being repealed as the specific requirements of these rules substantially restate portions of Sections 408.801-.832, Florida Statutes, and Rule Chapter 59A-35, Florida Administrative Code, and are therefore, duplicative.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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.

STATEMENT REGARDING LEGISLATIVE RATIFICATION: The repeal of this rule is not expected to require legislative ratification pursuant to Section 120.541(3)(a)1., F.S., as there will be no impact on economic growth, job creation or employment, private-sector investment, or business competitiveness and no increase in regulatory costs.

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: 429.929 FS.

LAW IMPLEMENTED: 408.831(2), 429.907, 429.909, 429.925, 429.929 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: September 8, 2011, 9:00 a.m. – 12:00 Noon

PLACE: Department of Elder Affairs, 4040 Esplanade Way, Conference Room 309, Tallahassee, FL 32399-7000

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Susan E. Rice, Asst. General Counsel, Department of Elder Affairs, Office of the General Counsel, 4040 Esplanade Way, Suite 315, Tallahassee, FL 32399-7000, Telephone number: (850)414-2113, Email address: rices@elderaffairs.org

THE FULL TEXT OF THE PROPOSED RULES IS:

58A-6.004 Unlicensed Centers.

~~(1) An adult day care center's owner or operator who fails to make application for licensure shall be advised by the AHCA by certified mail that the center is subject to licensure requirements. The letter shall state the basis upon which the AHCA has determined the center to be eligible for licensure and shall include notice that the center is to submit the \$5.00 fee for an application for license packet to AHCA, 2727 Mahan Drive, Tallahassee, FL 32308 within 10 days of receipt of the notice.~~

~~(2) The letter shall cite Sections 429.90-.933, F.S., that the offering of adult day care center basic services without a valid license is a misdemeanor of the second degree punishable as provided in Section 775.083, F.S. The center shall be granted ten calendar days from the receipt of the certified letter to apply for license in accordance with this chapter. Failure to comply within the allocated ten days shall cause the agency to initiate injunction proceedings in a court of appropriate jurisdiction to terminate the operation of the center.~~

Rulemaking Specific Authority 429.929 FS. Law Implemented 429.907, 429.909, 429.923, 429.929 FS. History--New 7-8-81, Amended 2-27-84, Formerly 10A-6.04, 10A-6.004, 59A-16.004, Amended 11-9-95, 3-29-98, Repealed \_\_\_\_\_.

58A-6.0051 Change of Owner or Operator; Marketing.

~~(1) The center must notify the Assisted Living Unit, AHCA at 2727 Mahan Drive, Tallahassee, FL 32308-5402, at least 60 days before the date of a change of ownership. The new owner must request and submit a check for \$5.00 for the Licensure Application for Adult Day Care Center, ADCC Form 1, dated December 2003, incorporated by reference in Rule 58A-6.003, F.A.C., dated 2-19-04 and obtainable from Assisted Living Unit, AHCA, 2727 Mahan Drive, Tallahassee, FL 32399-5402, (850)487-2515, which includes the ADC rules and regulations.~~

~~(2) The agency shall issue the change of ownership applicant a conditional license pending confirmation that the applicant meets all standards and requirements for licensure. A conditional license issued for this purpose is limited to 6 months' duration.~~

~~(3) The transferor shall, prior to agency approval of a change of ownership, repay or make arrangements to repay any outstanding fine amounts owed the agency pursuant to Section 408.831(2), F.S.~~

~~(4) If the center's owner changes operators, the owner or new operator must notify the AHCA within 30 days at the address in subsection (1), and include the completed criminal background check forms.~~

Rulemaking Specific Authority 429.929, 408.831 FS. Law Implemented 429.925, 408.831(2) FS. History--New 11-9-95, Amended 3-29-98, 2-19-04, Repealed \_\_\_\_\_.

58A-6.014 Administrative Enforcement.

(1) Deficiencies.

~~(a) The agency shall conduct on-site surveys of centers for the purpose of determining compliance with Chapter 429, Part III, F.S., and this rule chapter, and specifically the following surveys:~~

- ~~1. Initial licensure survey;~~
- ~~2. Biennial license renewal survey;~~
- ~~3. Follow-up survey;~~
- ~~4. Complaint investigation;~~
- ~~5. Special survey; and~~
- ~~6. Change of ownership survey.~~

~~(b) The agency shall issue licensure deficiency statements in accordance with the provisions of Section 429.913, F.S., for deficiencies that are observed by agency personnel at any inspection of the center.~~

~~1. Major deficiencies shall constitute conditions affecting the health, safety, and well being of participants. The licensure deficiency statement for a major deficiency shall state a time period for correction of the deficiency. The time period established by the agency shall be based on the severity of the threat to health, safety, and well-being and on the nature of the actions necessary to correct the deficiency. The time period for correction of major deficiencies considered to be life threatening shall not exceed 48 hours.~~

~~2. Minor deficiencies, not affecting the health, safety, and well-being of participants, shall be noted and a reasonable and fair period of time, not to exceed 60 days, shall be granted for the correction and elimination of the deficiencies.~~

~~3. Unclassified deficiencies shall include the following:~~

~~a. Exceeding licensed capacity.~~

~~b. Providing services beyond the scope of the license.~~

~~c. Failure to correct a violation by the date set by the agency which therefore is a separate violation for each day such failure continues unless the center has an agency approved extension or has exercised the right to request a hearing under Chapter 120, F.S.~~

~~d. Continued operation of an unlicensed center exceeding 10 days after notification by the agency.~~

~~e. Failure to adequately maintain and provide access to required records.~~

~~(e) The center shall be responsible for informing the agency when deficiencies are corrected. The agency shall schedule and conduct reinspection visits with appropriate survey representation to assure compliance.~~

~~(d) The agency shall impose a fine for deficiencies in an amount not to exceed \$500.00 for each survey deficiency and not to exceed \$5,000.00 in the aggregate per survey.~~

~~(e) Administrative fines shall be imposed for deficiencies which are not corrected within the time frame set by the agency in its written notification and for multiple or repeated violations, as defined in Section 429.901(5), F.S.~~

~~(f) If a center appeals an agency action under this section, and the fine is upheld, the violator shall pay the fine plus interest of 12% per annum for each day that the fine remains unpaid after the day set by the agency.~~

~~(2) License denial, suspension, and revocation:~~

~~(a) A license shall not be granted to:~~

~~1. An applicant whose center has a major deficiency which remains uncorrected after the date set by the agency pursuant to paragraph 58A-6.014(1)(b), F.A.C.;~~

~~2. An applicant whose center has multiple and repeated violations which remain uncorrected after the date set by the agency pursuant to paragraph 58A-6.014(1)(b), F.A.C.;~~

3. Any person who has been convicted of a felony which would affect performance of duties and responsibilities in the operation of an adult day care center;

4. Any person who is under 18 years of age.

~~(b) Applicants denied a license shall be notified by certified mail and shall be given the specific authority for the denial.~~

~~(3) If a center has had no conditional licenses issued due to survey deficiencies within the 2 licensure periods immediately preceding the current renewal date, or if a center has had no confirmed complaints within the licensure period immediately preceding the inspection, the AHCA area office shall perform an abbreviated biennial inspection. However, the AHCA must conduct a full inspection if the center has a major deficiency identified during the abbreviated survey.~~

Rulemaking Specific Authority 429.929 FS. Law Implemented 429.929 FS. History—New 11-9-95, Amended 3-29-98, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Susan E. Rice, Asst. General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Charles T. Corley, Interim Secretary, Department of Elder Affairs

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 20, 2011

**DEPARTMENT OF ELDER AFFAIRS**

**Community Care for the Elderly**

RULE NOS.:                      RULE TITLES:  
58C-1.003                      Administration  
58C-1.005                      Service Provider Requirements

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: These rules are being repealed as the specific requirements of these rules substantially restate information that is included in the individual contracts the Department has executed with the area agencies on aging and the lead agencies in the administration of the Community Care for the Elderly program, and are therefore, duplicative.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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.

STATEMENT                      REGARDING                      LEGISLATIVE RATIFICATION: The repeal of this rule is not expected to require legislative ratification pursuant to Section

120.541(3)(a)1., F.S., as there will be no impact on economic growth, job creation or employment, private-sector investment, or business competitiveness and no increase in regulatory costs.

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: 430.08 FS.

LAW IMPLEMENTED: 430.03, 430.04, 430.202, 430.203, 430.204, 430.205 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: September 8, 2011, 9:00 a.m. – 12:00 Noon

PLACE: Department of Elder Affairs, 4040 Esplanade Way, Conference Room 309, Tallahassee, FL 32399-7000

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Susan E. Rice, Asst. General Counsel, Department of Elder Affairs, Office of the General Counsel, 4040 Esplanade Way, Suite 315, Tallahassee, FL 32399-7000, Telephone number: (850)414-2113, Email address: rices@elderaffairs.org

THE FULL TEXT OF THE PROPOSED RULES IS:

58C-1.003 Administration.

~~(1) The department shall plan, develop, and coordinate a statewide program to carry out its responsibilities under the Community Care for the Elderly program.~~

~~(2) The AAA, under contract with the department, shall designate lead agencies and administer the Community Care for the Elderly program in accordance with its contract with the department.~~

~~(3) Lead agencies shall provide, directly or through subcontracts, case management and core services; maintain client and program records; and provide reports as specified in their contracts with the AAAs.~~

~~Rulemaking Specific Authority 430.08 FS. Law Implemented 430.03, 430.04, 430.202, 430.203, 430.204, 430.205 FS. History–New 3-11-81, Formerly 10A-10.03, 10A-10.003, Amended 3-28-95, 9-24-08, Repealed \_\_\_\_\_.~~

58C-1.005 Service Provider Requirements.

~~All service providers must provide services in accordance with the requirements in their contracts with the contractor.~~

~~Rulemaking Specific Authority 430.08 FS. Law Implemented 430.03, 430.04, 430.204, 430.205 FS. History–New 3-11-81, Formerly 10A-10.05, 10A-10.005, Amended 3-28-95, 9-24-08, Repealed \_\_\_\_\_.~~

NAME OF PERSON ORIGINATING PROPOSED RULE: Susan E. Rice, Asst. General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Charles T. Corley, Interim Secretary, Department of Elder Affairs

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 20, 2011

**DEPARTMENT OF ELDER AFFAIRS**

**Alzheimer’s Disease Initiative**

RULE NO.: 58D-1.001  
 RULE TITLE: Purpose

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: This rule is being repealed as the specific requirements of this rule substantially restates Section 430.202, Florida Statutes, and is therefore, duplicative.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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.

STATEMENT REGARDING LEGISLATIVE RATIFICATION: The repeal of this rule is not expected to require legislative ratification pursuant to Section 120.541(3)(a)1., F.S., as there will be no impact on economic growth, job creation or employment, private-sector investment, or business competitiveness and no increase in regulatory costs.

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: 430.08 FS.

LAW IMPLEMENTED: 430.04, 430.501, 430.502, 430.503, 430.504 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: September 8, 2011, 9:00 a.m. – 12:00 Noon

PLACE: Department of Elder Affairs, 4040 Esplanade Way, Conference Room 309, Tallahassee, FL 32399-7000

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Susan E. Rice, Asst. General Counsel, Department of Elder Affairs, Office of the General Counsel,

4040 Esplanade Way, Suite 315, Tallahassee, FL 32399-7000, Telephone number: (850)414-2113, Email address: rices@elderaffairs.org

THE FULL TEXT OF THE PROPOSED RULE IS:

58D-1.001 Purpose.

~~The purpose of these rules is to provide a framework by which the Department of Elder Affairs will administer Sections 430.501 through 430.504, F.S., the Alzheimer's Disease Initiative. The Alzheimer's Disease Initiative (ADI) was established by the Legislature in 1985 to provide services and training to address the special needs of individuals suffering from Alzheimer's disease and related memory disorders and their caregivers. It also provides for research relating to the cause, prevention, management, and treatment of the disease.~~

~~Rulemaking Specific Authority 430.08 FS. Law Implemented 430.04, 430.501, 430.502, 430.503, 430.504 FS. History--New 3-28-95, Amended 9-24-08, Repealed \_\_\_\_\_.~~

NAME OF PERSON ORIGINATING PROPOSED RULE: Susan E. Rice, Asst. General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Charles T. Corley, Interim Secretary, Department of Elder Affairs

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 20, 2011

DEPARTMENT OF ELDER AFFAIRS

Home Care for the Elderly

RULE NOS.: RULE TITLES:  
58H-1.001 Purpose  
58H-1.004 Access to the Program

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: These rules are being repealed as the specific requirements of these rules substantially restate portions of Section 430.601, Florida Statutes, and information that is included in the individual contracts the Department has executed with the area agencies on aging and the lead agencies in the administration of the Home Care for the Elderly program, and are therefore, duplicative.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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.

STATEMENT REGARDING LEGISLATIVE RATIFICATION: The repeal of this rule is not expected to require legislative ratification pursuant to Section 120.541(3)(a)1., F.S., as there will be no impact on economic growth, job creation or employment, private-sector investment, or business competitiveness and no increase in regulatory costs.

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: 430.08, 430.603 FS.

LAW IMPLEMENTED: 430.601, 430.603, 430.606 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: September 8, 2011, 9:00 a.m. – 12:00 Noon

PLACE: Department of Elder Affairs, 4040 Esplanade Way, Conference Room 309, Tallahassee, FL 32399-7000

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Susan E. Rice, Asst. General Counsel, Department of Elder Affairs, Office of the General Counsel, 4040 Esplanade Way, Suite 315, Tallahassee, FL 32399-7000, Telephone number: (850)414-2113, Email address: rices@elderaffairs.org

THE FULL TEXT OF THE PROPOSED RULE IS:

58H-1.001 Purpose.

~~The purpose of these rules is to provide a framework for the Department of Elder Affairs (DOEA) to administer Sections 430.601 .608, F.S. The Home Care for the Elderly (HCE) program provides financial subsidies and support services to encourage and assist individuals who live with and provide care for frail elderly individuals in family-type arrangements in private homes on a not for profit basis.~~

~~Rulemaking Specific Authority 430.08, 430.603 FS. Law Implemented 430.601 FS. History--New 1-1-96, Amended 9-24-08, Repealed \_\_\_\_\_.~~

58H-1.004 Access to the Program.

~~(1) Requests for Home Care for the Elderly program services may be initiated by the applicant or the applicant's caregiver.~~

~~(2) The application process must be completed as specified in the case management agency's contract with the area agency on aging.~~

~~Rulemaking Specific Authority 430.08, 430.603 FS. Law Implemented 430.603, 430.606 FS. History--New 1-1-96, Amended 9-24-08, Repealed \_\_\_\_\_.~~

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Susan E. Rice, Asst. General Counsel  
NAME OF AGENCY HEAD WHO APPROVED THE  
PROPOSED RULE: Charles T. Corley, Interim Secretary,  
Department of Elder Affairs  
DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: July 20, 2011

#### DEPARTMENT OF ELDER AFFAIRS

##### Long-Term Care Ombudsman Program

RULE NO.:                   RULE TITLE:  
58L-1.005                   Access

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: This rule is being repealed as the specific requirements of this rule substantially restates Section 400.0081, Florida Statutes, and 42 U.S.C. § 3058g(b), and is therefore, duplicative.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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.

STATEMENT REGARDING LEGISLATIVE RATIFICATION: The repeal of this rule is not expected to require legislative ratification pursuant to Section 120.541(3)(a)1., F.S., as there will be no impact on economic growth, job creation or employment, private-sector investment, or business competitiveness and no increase in regulatory costs.

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: 400.0081 FS.

LAW IMPLEMENTED: 400.0081 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: September 8, 2011, 9:00 a.m. – 12:00 Noon

PLACE: Department of Elder Affairs, 4040 Esplanade Way, Conference Room 309, Tallahassee, FL 32399-7000

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Susan E. Rice, Asst. General Counsel, Department of Elder Affairs, Office of the General Counsel,

4040 Esplanade Way, Suite 315, Tallahassee, FL 32399-7000,  
Telephone number: (850)414-2113, Email address:  
rices@elderaffairs.org

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

58L-1.005 Access.

~~(1) Long term care facilities must be aware of the following provisions regarding an ombudsman's access to the facility, residents and records:~~

~~(a) Section 400.0081, F.S.; and~~

~~(b) Title VII, Chapter 2, of the Older Americans Act of 1965, as amended in 2006, 42 U.S.C. § 3058g(b).~~

~~(2) Upon entering a long term care facility to conduct ombudsman activities, the ombudsman must identify himself or herself to the administrator or designee.~~

~~(3) In the event that a facility should deny an ombudsman access as outlined in subsection (1) of this rule, the ombudsman must report the incident to the DOM. The DOM must contact the Office of the Long Term Care Ombudsman.~~

Rulemaking Authority 400.0081(2) FS. Law Implemented 400.0081 FS. History—New 7-31-95, Formerly 58L-3.001, Amended 3-18-10, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Susan E. Rice, Asst. General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Charles T. Corley, Interim Secretary, Department of Elder Affairs

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 20, 2011

#### DEPARTMENT OF ELDER AFFAIRS

##### Statewide Public Guardianship Office

RULE NO.:                   RULE TITLE:  
58M-2.005                   Confidentiality

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendment will be to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

SUMMARY: This rule is being repealed as the specific requirements of this rule substantially restate Section 119.0721, Florida Statutes, and is therefore, duplicative.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: 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.

**STATEMENT REGARDING LEGISLATIVE RATIFICATION:** The repeal of this rule is not expected to require legislative ratification pursuant to Section 120.541(3)(a)1., F.S., as there will be no impact on economic growth, job creation or employment, private-sector investment, or business competitiveness and no increase in regulatory costs.

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:** 744.1083(6) FS.

**LAW IMPLEMENTED:** 744.102(16), 744.1083, 744.1085, 744.3135 FS.

**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):**

**DATE AND TIME:** September 8, 2011, 9:00 a.m. – 12:00 Noon

**PLACE:** Department of Elder Affairs, 4040 Esplanade Way, Conference Room 309, Tallahassee, FL 32399-7000

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Susan E. Rice, Asst. General Counsel, Department of Elder Affairs, Office of the General Counsel, 4040 Esplanade Way, Suite 315, Tallahassee, FL 32399-7000, Telephone number: (850)414-2113, Email address: rices@elderaffairs.org

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

58M-2.005 Confidentiality.

~~Any social security number obtained by SPGO in association with the registration of professional guardians and employees with fiduciary responsibilities are confidential and exempt from public disclosure in accordance with Section 119.0721, F.S.~~

Rulemaking Specific Authority 744.1083(6) FS. Law Implemented 744.102(16), 744.1083, 744.1085, 744.3135 FS. History--New 12-12-05, Repealed.

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Susan E. Rice, Asst. General Counsel

**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** Charles T. Corley, Interim Secretary, Department of Elder Affairs

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** July 20, 2011

**DEPARTMENT OF ELDER AFFAIRS**

**Training Requiring Provider and Curriculum Approvals**

**RULE NO.:** 58T-1.201  
**RULE TITLE:** Purpose of Assisted Living Facility (ALF) Core Training Provider and Curriculum Approval

**PURPOSE AND EFFECT:** The purpose and effect of the proposed rule amendment will be to repeal rules identified during the comprehensive rule review required by Executive Order 11-01 as duplicative, unnecessarily burdensome, or no longer necessary.

**SUMMARY:** This rule is being repealed as the information provided in this rule is not necessary and the remainder of the rules in the rule chapter are self-explanatory and self-executing; therefore, this rule is duplicative.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS:** 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.

**STATEMENT REGARDING LEGISLATIVE RATIFICATION:** The repeal of this rule is not expected to require legislative ratification pursuant to Section 120.541(3)(a)1., F.S., as there will be no impact on economic growth, job creation or employment, private-sector investment, or business competitiveness and no increase in regulatory costs.

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:** 429.52 FS.

**LAW IMPLEMENTED:** 429.52 FS.

**IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):**

**DATE AND TIME:** September 8, 2011, 9:00 a.m. – 12:00 Noon

**PLACE:** Department of Elder Affairs, 4040 Esplanade Way, Conference Room 309, Tallahassee, FL 32399-7000

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Susan E. Rice, Asst. General Counsel, Department of Elder Affairs, Office of the General Counsel, 4040 Esplanade Way, Suite 315, Tallahassee, FL 32399-7000, Telephone number: (850)414-2113, Email address: rices@elderaffairs.org

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

58T-1.201 Purpose of Assisted Living Facility (ALF) Core Training Provider and Curriculum Approval.

~~The purpose of Rules 58T-1.203 through 58T-1.211, F.A.C., is to comply with the ALF core training provider and curriculum requirements as specified in Section 429.52, F.S.~~

Rulemaking Authority 429.52 FS. Law Implemented 429.52 FS. History--New 6-15-09, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Susan E. Rice, Asst. General Counsel

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Charles T. Corley, Interim Secretary, Department of Elder Affairs

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 20, 2011

## DEPARTMENT OF HEALTH

### Board of Dentistry

RULE NO.:                    RULE TITLE:  
64B5-16.002                Required Training

PURPOSE AND EFFECT: The Board proposes the rule amendment to modify the language for training and education.

SUMMARY: The proposed changes will modify the language for training and education.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board has determined that the proposed rule amendments will not have an adverse impact on small business, nor will the proposed rule amendments be likely to directly or indirectly increase regulatory costs in excess of \$200,000 in the aggregate in this state within 1 year after the implementation of the rule. Additionally, it has been determined that this rule does not meet the threshold for ratification by legislature.

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

RULEMAKING AUTHORITY: 466.004, 466.024 FS.

LAW IMPLEMENTED: 466.023, 466.024 FS.

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

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:

64B5-16.002 Required Training.

(1) Formal training which is required for the performance of certain remediable tasks consists of a dental hygienist's or dental assistant's successful completion of an expanded duty course or program which meets one of the following requirements:

(a) through (2) No change.

(3) The Board shall approve a course or program specified in paragraph 64B5-16.002(1)(b), F.A.C., in expanded duties only upon the application of the entity seeking to offer the course or program which establishes compliance with the following requirements. Failure to adhere to these requirements shall subject the course or program to revocation of Board approval.

(a) The course or program curriculum reflects appropriate didactic and clinical training in each remediable task which requires completion of Board-approved formal training and shall be designed to meet specifically stated educational objectives;

(b) Documentation of the training and experience of faculty members which establishes their qualifications to teach specified subject areas. Dentists and dental hygienists shall have a minimum of one year experience in expanded duty functions and expanded duty dental assistants shall have a minimum of 5 years of hands-on experience prior to approval. The student/teacher ratio shall not exceed one instructor to ten students. Applicants who have had a professional license revoked, suspended, or otherwise acted against, in Florida or in another jurisdiction, may be disqualified from participation as instructors;

(c) Submission of a detailed syllabus of the course or program which specifies the educational objectives for participants, the manner of achieving these specified objectives, including subject matter, hours of instruction and choice of instructional method (clinical or didactic) and the method of assessing a participant's performance; ~~and~~ Any course offered shall also include instruction regarding sterilization and disinfection procedures as stated in Rule Chapter 64B5-25, F.A.C., and instruction in the dental practice act and administrative code as it relates to dental auxiliaries.

(d) through (e) No change.

(f) Any clinical course in which patients are treated during instruction must be supervised by a dentist licensed pursuant to Chapter 466, F.S.

(g) Facilities and equipment for each course in which patients are treated during instruction shall be adequate for the subject matter and method of instruction.

(4) On-the-job training required for the performance of certain remediable tasks consists of training in those tasks by a licensed dentist who assumes full responsibility for assuring that the dental hygienist or dental assistant has completed hands-on training in order that he/she so trained is competent to perform the tasks. A dental hygienist or dental assistant must

complete a minimum of 6 months of on-the-job training, including hands-on training, before enrolling in an expanded duties course.

Rulemaking Authority 466.004, 466.024 FS. Law Implemented 466.023, 466.024 FS. History—New 4-30-80, Amended 8-20-80, 1-28-81, 3-4-81, 4-20-81, Formerly 21G-16.02, Amended 6-30-86, 12-31-86, 7-5-87, 2-21-88, 7-12-88, 1-18-89, 11-16-89, Formerly 21G-16.002, 61F5-16.002, Amended 6-12-97, Formerly 59Q-16.002, Amended 1-29-07, 4-27-09.

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: May 20, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 1, 2011

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Insurance Agents and Agency Services**

RULE NO.: 69B-221.010  
RULE TITLE: Temporary Orders of Suspension of Bail Bond Agents

PURPOSE AND EFFECT: Section 648.45, F.S., allows a bail bond agent under a temporary order of suspension to discharge liability on bonds effected before the order is issued. The statute is not specific as to what activities a bail bond agent may perform under a suspended license.

The proposed rule identifies specific activities a bail bond agent whose license is suspended may perform with regard to discharging liability on previously effected bonds.

SUMMARY: The proposed rule provides guidelines that distinguish between the specific activities that a bail bond agent, whose license is under a temporary order of suspension, may perform while discharging liability on previously effected bonds, and those actions that shall constitute unlicensed activity.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A statement of estimated regulatory costs has been prepared and is available by contacting Richard Brinkley, Government Analyst II, as provided below. The agency has determined that small businesses will not be impacted by this rule.

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: 624.308, 648.26(1) FS.

LAW IMPLEMENTED: 624.307(1), 648.45(1) FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, THIS HEARING WILL NOT BE HELD):

DATE AND TIME: Wednesday, September 7, 2011, 10:30 a.m.

PLACE: 142 Larson Building, 200 East Gaines Street, 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 5 days before the workshop/meeting by contacting: Richard Brinkley, (850)413-5654 or Richard.Brinkley@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Richard Brinkley, Government Analyst II, Bureau of Investigation, Division of Insurance Agent & Agency Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, FL 32399-0319, (850)413-5654

THE FULL TEXT OF THE PROPOSED RULE IS:

69B-221.010 Temporary Orders of Suspension of Bail Bond Agents.

(1) Since a Bail Bond Agent under a temporary order of suspension may discharge liability on a bond pursuant to Section 648.45, F.S., the following activities are allowed as discharging the liability on a bond pursuant to Section 648.45(1), F.S., but are allowed only with regard to bonds written and posted prior to the date of the order of suspension.

- (a) Contacting defendants to remind them of court dates.
- (b) Attending court proceedings at which a defendant is scheduled to appear.
- (c) Contacting the Court or Clerk of Courts to verify the defendant's attendance at any required proceeding.
- (d) Contacting the Court or Clerk of Courts to verify the status of a bail bond or the status of a defendant's case with the court.
- (e) Returning collateral on bonds that the court has discharged.
- (f) Locating, apprehending, or surrendering to the custody of the jail, pursuant to all applicable laws, a defendant on a bail bond effected by the suspended bail bond agent.
- (g) Collecting premiums under a payment plan on a bail bond effected and posted prior to the order of suspension.
- (h) Possessing bail bond files to maintain current addresses, phone numbers, and other contact information for defendants.
- (i) Converting collateral to cash to pay forfeiture on a bail bond.



(j) Undertaking legal action to vacate or set aside forfeitures on bail bonds.

(2) Activities considered to be acting as bail bond agent without a license due to the suspension, notwithstanding the provisions of Section 648.45(1), F.S., include the following:

(a) Performing any duty or activity listed in subparagraph 1., above, on any bail bond not effected by the suspended agent, or for any person not named as the principal or indemnitor on a bail bond written by the suspended agent.

(b) Effecting any new bail bond business, or completing any forms required as part of the bail bond application process.

(c) Soliciting or facilitating any bail bond business.

(d) Negotiating or accepting the premium payment on any new bail bond.

(e) Posting a bail bond.

(f) Receiving any remuneration from a bail bond agent or agency for performing any clerical, secretarial, custodial, or other duties.

(g) Receiving any remuneration from a bail bond agent or agency relating to any bail bond not legally effected by the suspended agent.

(h) Assisting in any manner in the apprehension of a defendant who failed to appear on a bail bond of another agent.

(i) Supervising the activities of a temporary bail bond agent.

(j) Acting as the primary bail bond agent for a bail bond agency.

(k) Surrendering a defendant to the custody of the jail or the court for any bonds effected after the date of suspension.

(3) A suspended bail bond agent is required to maintain his or her continuing education credits in order for his or her license to be reinstated in the future. The agent is also required to forward the insurer's share of any premiums collected, along with any build-up fund deposits mandated by the agent's contract with the insurer.

(4) Nothing herein should be read to contradict or conflict with any statutory provision or rule otherwise regulating the bail bond business in Florida.

Rulemaking Authority 624.308, 648.26(1) FS. Law Implemented 624.307(1), 648.45(1) FS. History—New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Richard Brinkley, Government Analyst II, Bureau of Investigation, Division of Insurance Agent & Agency Services, Department of Financial Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jeff Atwater, Chief Financial Officer, Department of Financial Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 19, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 23, 2010

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

#### DEPARTMENT OF TRANSPORTATION

RULE NOS.:	RULE TITLES:
14-57.003	Railroad Safety Standards and Clearance Requirements
14-57.010	Definitions for Use in Part II
14-57.011	Public Railroad-Highway Grade Crossings Costs
14-57.012	Standards for Opening and Closing of Public Railroad-Highway Grade Crossings
14-57.013	Installation Criteria and Warning Devices for Public Railroad-Highway Grade Crossings
14-57.014	Rail Corridor Crossing Management

#### NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 36, No. 39, October 1, 2010 issue of the Florida Administrative Weekly.

In response to comments from the Joint Administrative Procedures Committee, Chapter 14-57, F.A.C., is being amended to remove all references to any possible future amendments to incorporated materials, Department recommendations, and a non-functioning website. The proposed rule has also been rewritten to clarify language, and incorporate Form 850-040-20 through Rule 14-57.014, F.A.C.

14-57.003

(e) Applicability.

~~1. The clearances prescribed in this rule shall not apply to building structures or facilities constructed or relocated adjacent to any tracks prior to September 17, 1953, and to all tracks therein.~~

~~2. The clearances prescribed in this rule shall not apply to the extension of tracks or the adjacent buildings, structures, or facilities provided the track or buildings or structure or facility to be extended was constructed prior to September 17, 1953.~~

14-57.013

(2) Minimum Active Grade Crossing Traffic Control Devices. All new public railroad-highway grade crossings shall have, as a minimum, roadside flashing lights and gates on all roadway approaches to the crossing, usually placed on the right of approaching traffic. Lamp units shall be in accordance with the standards recommended by the MUTCD. The location of the roadside flashing lights and gates shall be in accordance with the Department's *Design Standards for Design, Construction, Maintenance and Utility Operations on the State Highway System*, "Railroad Grade Crossing Traffic Control Devices," with the primary emphasis being the visibility of the flashing lights and gates. The Department's 2010 *Design Standards for Design, Construction, Maintenance and Utility Operations on the State Highway System*, "Railroad Grade Crossing Traffic Control Devices," is hereby incorporated by this rule and made a part of the rules of this Department. Copies of this document ~~and any amendments thereto~~ are available at <http://www.dot.state.fl.us/officeofdesign>.

(3) Cantilevered Flashing Lights. ~~The Department recommends for rail safety that traffic signals be placed on cantilevers along with grade crossing flashing lights if the original placement of the traffic signal obstructs the visibility of the flashing lights.~~ Pairs of flashing lights placed on cantilevered arms extended over traffic lanes shall be employed when any one or more of the following conditions exist:

(7)(a) When a new public railroad-highway grade crossing over an industrial spur track is allowed a delay in the installation of active grade crossing traffic control devices, the Department will require the crossing to be manually flagged. A delay in the installation of active grade crossing traffic control devices may occur when there are two trains or less per day at the crossing and the Department determines that the characteristics of the highway (e.g., two lanes, the average daily traffic is less than 5000 vehicles, the vehicle operating speed is less than 30 mph) are conducive to requiring a flagman. When train movements require manual flagging at night, the grade crossing must be illuminated. A new railroad-highway grade crossing over an industrial spur track may be considered for a delay in the installation of active grade crossing traffic control devices when train movements are two trains per day or less, and if the Department determines that the characteristics of the highway traffic is conducive to requiring a flagman; the Department will require the crossing to be manually flagged (e.g., two lane highway, average daily traffic is less than 5,000 vehicles, less than vehicular operating speed is less than 30 mph crossing must be illuminated). When train movements require manual flagging at night, the grade crossing must be illuminated.

(8) Public Railroad-Highway Grade Crossing Traffic Control Devices. All public railroad-highway grade crossing traffic control devices shall conform to the Department's

*Design Standards for Design, Construction, Maintenance and Utility Operations on the State Highway System*, "Railroad Grade Crossing Traffic Control Devices." Copies of this document ~~and any amendments thereto~~ are available at <http://www.dot.state.fl.us/officeofdesign>.

14-57.014

(4)(c)3. Security Instrument Receipt, Form 850-040-20, Rev. 04/93, must be used, and is incorporated herein by reference ~~in Rule Chapter 14-87~~. DOT Form 850-040-20 can be obtained from <http://www.dot.state.fl.us/rail/http://www.formserver.dot.state.fl.us/capture/listings/FormListing.aspx?ListType=FormOffice&office=RAIL> or the Central Rail Office, Department of Transportation, 605 Suwannee Street, MS 25, Tallahassee, Florida 32399-0450.

**DEPARTMENT OF CORRECTIONS**

RULE NO.: 33-503.001  
 RULE TITLE: Chaplaincy Services  
 NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 30, July 29, 2011 issue of the Florida Administrative Weekly.

To comply with the requirements of Chapter 2011-225, Laws of Florida, the Summary of Statement of Estimated Regulatory Costs is amended to include a description of information expressly relied upon in determining that the rule is not expected to require legislative ratification. The amended statement reads as follows:

The agency has determined that this rule will not have an adverse impact on small business and is not likely to directly or indirectly increase regulatory costs by more than \$200,000 within one year of taking effect. A SERC has not been prepared by the agency. Based on information provided by Chaplaincy Services indicating that the proposed changes only affect the internal operations of Department facilities, will not require any additional training or increase regulatory costs, and will have no impact on small business, the rule is not expected to require legislative ratification. Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

**DEPARTMENT OF CORRECTIONS**

RULE NO.: 33-601.731  
 RULE TITLE: Revocation or Suspension of Visiting Privileges  
 NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 21, May 27, 2011 issue of the Florida Administrative Weekly.

To comply with the requirements of Chapter 2011-225, Laws of Florida, the Summary of Statement of Estimated Regulatory Costs is amended to include a description of information expressly relied upon in determining that the rule is not expected to require legislative ratification. The amended statement reads as follows:

The agency has determined that this rule will not have an adverse impact on small business and is not likely to directly or indirectly increase regulatory costs by more than \$200,000 within one year of taking effect. A SERC has not been prepared by the agency. Based on the fact that inmate visiting is an internal matter of the Department that does not have an economic impact on small businesses and the private sector, and based on assessments by the Bureau of Classification and Central Records that the proposed changes provide increased staff, inmate, and visitor guidance and will not require any additional training, the rule is not expected to require legislative ratification. Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

**DEPARTMENT OF CORRECTIONS**

RULE NO.:                      RULE TITLE:  
33-601.830                      Death Row

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 21, May 27, 2011 issue of the Florida Administrative Weekly.

To comply with the requirements of Chapter 2011-225, Laws of Florida, the Summary of Statement of Estimated Regulatory Costs is amended to include a description of information expressly relied upon in determining that the rule is not expected to require legislative ratification. The amended statement reads as follows:

The agency has determined that this rule will not have an adverse impact on small business and is not likely to directly or indirectly increase regulatory costs by more than \$200,000 within one year of taking effect. A SERC has not been prepared by the agency. Based on the fact that the changes only affect internal security operations for death row inmates that do not have an economic impact on small businesses and the private sector and the fact that the changes will not require any additional training, the rule is not expected to require legislative ratification. Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

**DEPARTMENT OF CORRECTIONS**

RULE NO.:                      RULE TITLE:  
33-602.201                      Inmate Property

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 21, May 27, 2011 issue of the Florida Administrative Weekly.

To comply with the requirements of Chapter 2011-225, Laws of Florida, the Summary of Statement of Estimated Regulatory Costs is amended to include a description of information expressly relied upon in determining that the rule is not expected to require legislative ratification. The amended statement reads as follows:

The agency has determined that this rule will not have an adverse impact on small business and is not likely to directly or indirectly increase regulatory costs by more than \$200,000 within one year of taking effect. A SERC has not been prepared by the agency. Based on information supplied by the Bureau of Institutional Support Services indicating that the changes to the Approved Property List will not affect existing contracts and from Chaplaincy Services that the changes regarding disposal of religious property would not require additional training, the rule is not expected to require legislative ratification. Any person who wishes to provide information regarding the statement of estimated regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Cost Management and Control**

RULE NO.:                      RULE TITLE:  
59B-9.032                      Ambulatory and Emergency  
   Department Data Reporting and  
   Audit Procedures

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 37, No. 24, June 17, 2011 issue of the Florida Administrative Weekly.

DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAW: March 18, 2011

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**Family Safety and Preservation Program**

RULE NOS.:                      RULE TITLES:  
65C-22.001                      General Information  
65C-22.005                      Food and Nutrition  
65C-22.008                      School Age Child Care  
65C-22.010                      Enforcement

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 36, No. 44, November 5, 2010 issue of the Florida Administrative Weekly.

65C-22.001 General Information.

(1) through (11) No change.

Rulemaking Authority 402.305, 402.308, 402.309 FS. Law Implemented 402.305, 402.309, 402.3055, 402.308, 402.310 FS. History—New 6-1-97, Amended 3-17-99, 7-26-00, 1-4-01, 7-13-03, 9-12-04, 4-12-07, 5-1-08, 1-13-10,\_\_\_\_\_.

65C-22.005 Food and Nutrition.

(1) through (2) No change.

(a) No change.

(b) Facilities must comply, within a period of 90 days after the effective date, [effective date], of this ~~rule chapter~~, with the following rules from Chapter 64E-11, F.A.C., which are incorporated by reference. A copy of this chapter may be obtained from the Department’s website at [www.myflorida.com/childcare](http://www.myflorida.com/childcare):

1. through 12. No change.

(c) Manager Certification and Training.

1. No change.

2. The designated food service manager shall have passed a written certification test from one of the following providers: National Registry of Food Safety Professional (800)446-0257, National Restaurant Association (800)765-2122, or Thomson Prometric (800)624-2736 a provider that has been approved by the Department of Health in accordance with section 64E 11.012(2) (4), F.A.C. A list of test providers may be obtained from the Department of Health website at [www.doh.state.fl.us](http://www.doh.state.fl.us). The certified manager shall also maintain a copy of their active manager certification on site for review by the Department. The manager certification is active for five years from the date of issuance and must be renewed timely.

3. through 4. No change.

(d) Inspections, violations, and administrative action

1. Facilities will be subject to inspections: that must be documented on Department of Health form DH 4023, Jan. 2005, which is incorporated herein by reference. A copy of this form may be obtained from the Department’s website at [www.myflorida.com/childcare](http://www.myflorida.com/childcare).

2. through 3. No change.

4. A “stop sale action” means that a violation of food service standards has been observed that poses an immediate threat to the safety of food requiring the food item(s) in question be destroyed or otherwise rendered unusable at the time of inspection. Violations resulting in a “stop sale action” must be documented on Department of Health DH form 4045, Feb. 1999, which is incorporated herein by reference. A copy of this form may be obtained from the Department’s website at [www.myflorida.com/childcare](http://www.myflorida.com/childcare). Re-occurring “stop sale actions” subject the facility to progressive sanctions in accordance with the schedule for Class II violations provided in Rule 65C-22.010, F.A.C.

5. No change.

6. In the event that the Department determines that a child care facility’s regular food service operation fails to comply with the food hygiene standards established in this rule such that continued operation of regular food service presents an imminent danger to the health and safety of the children being served, the Department will require that the facility immediately cease regular food service. Closure of the regular food service operation will not otherwise affect the operation of the facility, provided that the facility makes alternative arrangements to provide food for the children as needed. The facility must notify parents that the regular food service has been closed and must inform them of the alternate arrangements that have been made. The Department will document the closure on Department of Health form DH 4023, Jan 2005 used for inspection purposes. A copy of this form may be obtained from the Department’s website at [www.myflorida.com/childcare](http://www.myflorida.com/childcare). The facility must post the food service inspection report in a conspicuous place accessible to parents for the duration of the closure. Any food service operation closed under this rule shall remain closed until the standards violation that produced the closure has been remedied.

(e) No change.

(3) No change.

Rulemaking Authority 402.305, 402.308 FS. Law Implemented 402.305, 402.308 FS. History—New 6-1-97, Amended 3-17-99, 7-26-00, 1-4-01, 7-13-03, 9-12-04, 4-12-07, Re-promulgated 5-1-08, 1-13-10,\_\_\_\_\_.

65C-22.008 School Age Child Care.

(1) through (3) No change.

(a) through (d) No change.

(e) General Requirements.

1. All school-age child care program facilities must be clean, in good repair, and free from health and safety hazards and from vermin infestation. During the hours that the program is in operation, no portion of the building shall be used for any activity which endangers the health and safety of the children. It is the responsibility of the director/owner that all areas of the facility are free from fire hazards, such as ~~burning~~ burning candles, ~~(including birthday candles)~~ and incense, plug-in air fresheners, lint and dust build up in heating and air vents, filters, exhaust fans, ceiling fans, and dryer vents.

2. through 8. No change.

(f) through (j) No change

(k) Health and Sanitation.

1. No change.

2. Employees, volunteers, and children shall wash their hands with soap and running water, dry thoroughly and follow personal hygiene procedures for themselves, or while assisting others, prior to eating, ~~servicing food~~, and immediately after outdoor play.

3. through 4. No change.

(l) through (p) No change.

(q) No change.

1. No change.

2. All school-age child care facilities that store, prepare, and/or serve food to the children in care must comply, within a period of 90 days after the effective date, [effective date], of this ~~rule chapter~~, with the following rules from Chapter 64E-11, F.A.C., which are incorporated by reference. A copy of this chapter may be obtained from the Department's website at [www.myflorida.com/childcare](http://www.myflorida.com/childcare):

a. through l. No change.

3. Manager Certification and Training.

a. All child care facilities that store, prepare, and/or serve food to the children in care shall designate in writing a food service manager.

b. The designated food service manager shall have passed a written certification test from one of the following providers: National Registry of Food Safety Professional (800)446-0257, National Restaurant Association (800)765-2122, or Thomson Prometric (800)624-2736 a provider that has been approved by the Department of Health in accordance with section 64E-11.012(2)(4), F.A.C. ~~A list of test providers may be obtained from the Department of Health website at [www.doh.state.fl.us](http://www.doh.state.fl.us).~~ The certified manager shall also maintain a copy of their active manager certification on site for review by the Department. The manager certification is active for five years from the date of issuance and must be renewed timely.

c. through d. No change.

4. Inspections, violations, and administrative action

a. Facilities will be subject to inspections that must be documented on Department of Health form DH 4023, Jan. 2005, which is incorporated herein by reference. A copy of this form may be obtained from the Department's website at [www.myflorida.com/childcare](http://www.myflorida.com/childcare).

b. through c. No change.

d. A "stop sale action" means that a violation of food service standards has been observed that poses an immediate threat to the safety of food requiring the food item(s) in question be destroyed or otherwise rendered unusable at the time of inspection. Violations resulting in a "stop sale action" must be documented on Department of Health DH form 4045, Feb. 1999, which is incorporated herein by reference. A copy of this form may be obtained from the Department's website at [www.myflorida.com/childcare](http://www.myflorida.com/childcare). Re-occurring "stop sale actions" subject the facility to progressive sanctions in accordance with the schedule for Class II violations provided in Rule 65C-22.010, F.A.C.

e. No change.

f. In the event that the Department determines that a child care facility's regular food service operation fails to comply with the food hygiene standards established in this rule such that continued operation of regular food service presents an imminent danger to the health and safety of the children being

served, the Department will require that the facility immediately cease regular food service. Closure of the regular food service operation will not otherwise affect the operation of the facility, provided that the facility makes alternative arrangements to provide food for the children as needed. The facility must notify parents that the regular food service has been closed and must inform them of the alternate arrangements that have been made. The Department will document the closure on Department of Health form DH 4023, Jan 2005 used for inspection purposes. A copy of this form may be obtained from the Department's website at [www.myflorida.com/childcare](http://www.myflorida.com/childcare). The facility must post the food service inspection report in a conspicuous place accessible to parents for the duration of the closure. Any food service operation closed under this rule shall remain closed until the standards violation that produced the closure has been remedied.

5. No change.

(r) No change.

(s) Fire and Emergency Safety.

1. through 4. No change.

5. During the facility's licensure year, the ~~The~~ facility must conduct either an emergency preparedness or fire drill each month. ~~Fire~~ of operation during the facility's licensure year. Emergency preparedness drills include a minimum of one (1) lockdown and one (1) inclement weather drill conducted within each licensure year. A fire drills shall be conducted each remaining month of operation during the facility's licensure year using the following formula:

$$\text{Total \# of months the program operates} - 2 = \text{Total \# of fire drills that must be conducted.}$$

a minimum of 10 times annually and be conducted ~~The drills must be conducted~~ at various dates and times when children are in care. A current attendance record must accompany staff out of the building during a drill or actual evacuation, and be used to account for all children. The fire drills conducted must include, at a minimum:

a. through b. No change.

6. through 12. No change.

(t) No change.

(u) Record Keeping.

1. through 4. No change.

a. through e. No change.

(I) through (II) No change.

(III) ~~CF-FSP Form 1649A, June 2011 August 2010, Child Care~~ Affidavit of Good Moral Character, which is incorporated by reference, must be completed for all child care personnel at time of initial screening or upon a change in employers. ~~CF-FSP Form 1649A~~ may be obtained from the department's website at [www.myflorida.com/childcare](http://www.myflorida.com/childcare).

f. No change.

(I) through (IV) No change.

g. through j. No change.

5. No change.

(4) School-Age Child Care Personnel Training Requirements.

(a) Definitions.

1. through 6. No change.

7. "Foster Grandparents" are directly supervised volunteers who participate in the federal program pursuant to 45 Code of Federal Regulations part 2552. Foster grandparents work with one or more children with special or exceptional needs in child care programs. Foster grandparents are not counted in the staff-to-child ratio. Foster grandparents shall be required to have 100% attendance in the following department's training courses: Child Care Facility Rules and Regulations; Health, Safety, and Nutrition; Identifying and Reporting Child Abuse and Neglect; and Special Needs Appropriate Practices. ~~Foster grandparents must begin training within 30 days of employment in the child care industry in any licensed Florida child care home or facility. Training must be completed within six (6) months from the date of employment in the child care industry in any licensed Florida child care home or facility.~~ Foster grandparents are not classified as child care personnel, and they may not be assigned the roles of teacher's aides, group leaders or other similar positions.

8. through 13. No change.

(b) through (c) No change.

1. Child Care Facility Rules and Regulation ~~(6 hours)~~;

2. Health, Safety, and Nutrition ~~(8 hours)~~;

3. Identifying and Reporting Child Abuse and Neglect ~~(4 hours)~~; and

~~4. Understanding Developmentally Appropriate Practice (5 hours);~~

~~4.5. School Age-Appropriate Practices; and~~

~~5.6.~~ The remaining ~~42~~ hours must be met by completing any combination of training identified in either sub-subparagraphs a. and ~~or~~ b. below.

a. Successful completion of competency examinations offered by the department or its designated representative with a weighted score of 70 or better for any of the following courses:

(I) Child Growth and Development (6 or 10 hours),

(II) Behavioral Observation and Screening (6 or 10 hours),

(III) Infant and Toddler Appropriate Practices (10 hours),

(IV) Preschool Appropriate Practices (10 hours),

(V) Special Needs Appropriate Practices (10 hours),

(VI) Basic Guidance and Discipline (5 hours online),

(VII) Early Literacy for Children Ages Birth Through Three (5 hours online),

(VIII) Early Childhood Computer Learning Centers (5 hours online),

(IX) Emergent Literacy for Voluntary Pre-Kindergarten (VPK) Instructors (5 hours online), or

b. Completion of specialized school-age training, provided by the department, a national organization or affiliates of a national organization, that requires demonstration of competencies through passage of examination(s), or completion and assessment of a Professional Resource File (portfolio of materials that demonstrate competency).

~~e. School-age child care personnel who completed the department's 40-hour introductory training prior to January 2012 will remain in compliance with regards to the introductory training requirement.~~

6. No change.

7. ~~In the event that~~ Cchild care personnel who left leaves the child care industry in compliance with ~~the~~ training requirements upon returning ~~described in this section, and returns to the industry either at the same or a different child care facility, he or she~~ shall be granted 90 days to comply with any new mandated training requirements ~~that have been enacted in law during the gap in employment in the child care industry.~~ Completion of such training may be counted toward the annual in-service training requirement.

8. ~~In the event that~~ Cchild care personnel who left leaves the child care industry not in compliance with ~~the~~ training requirements must complete required training ~~described in this section, and returns to the industry either at the same or a different child care facility, he or she~~ must comply with the training requirements ~~described in this section, in addition to any new mandated training requirements that have been enacted in law during the gap in employment in the child care industry~~ prior to re-employment.

9. No change.

(d) through (g) No change.

(h) Annual In-Service Training.

1. All child care facility personnel ~~Upon completion of Part I and Part II introductory training requirements child care personnel~~ must complete a minimum of 10-clock-hours or one CEU of in-service training annually during the state's fiscal year beginning July 1 and ending June 30.

2. No change.

a. through v. No change.

~~w. Any of the online courses offered through the department's child care website.~~

3. No change.

4. Mandated 40-clock-hour introductory child care training, Parts I and II, may be used to meet the annual in-service training requirement during the first fiscal year of employment.

~~5.4- All child care personnel continuously employed or hired between July 1 and June 1 of the state's fiscal year employed in the industry beyond 15 months, who change employment from one child care program to another during the~~

~~fiscal year~~ must complete the annual in-service training requirement. This includes any changes in employment from one program to another.

~~6.5-~~ Child care personnel continuously employed or hired between July 1 and June 1 of the state’s fiscal year who do not complete the required annual in-service training during any given year not in compliance with the annual in-service training requirement described in this section must complete the remaining in-service training hours requirement within 30 days of the noncompliance finding by the licensing authority. These hours cannot be used to meet the current year’s in-service training requirements.

(i) No change.

Rulemaking Authority 402.305, ~~402.308~~ FS. Law implemented 402.305 FS. History–New 9-12-04, Amended 4-12-07, 5-1-08, 1-13-10, Amended 7-29-10,\_\_\_\_\_.

65C-22.010 Enforcement.

(1) Definitions.

(a) through (d) No change.

1. “Class I Violation” is an incident of noncompliance with a Class I standard as described on CF-FSP Form 5316, October 2010 March 2011. Child Care Facility Standards Classification Summary, which is incorporated by reference. A copy of the CF-FSP Form 5316 may be obtained from the department’s website at [www.myflorida.com/childcare](http://www.myflorida.com/childcare). Class I violations are the most serious in nature, pose an imminent threat to a child including abuse or neglect and which could or does result in death or serious harm to the health, safety or well-being of a child.

2. through 4. No change.

(2) No change.

Rulemaking Authority 402.305, 402.310 FS. Law Implemented 402.305, 402.310 FS. History–New 5-1-08, Amended 1-13-10,\_\_\_\_\_.

## Section IV Emergency Rules

### DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER11-39  
 RULE TITLE: Instant Game Number 1114, CHERRY TWIST

SUMMARY: This emergency rule describes Instant Game Number 1114, “CHERRY TWIST,” for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning; value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER11-39 Instant Game Number 1114, CHERRY TWIST.

(1) Name of Game. Instant Game Number 1114, “CHERRY TWIST.”

(2) Price. CHERRY TWIST lottery tickets sell for \$2.00 per ticket.

(3) CHERRY TWIST lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning CHERRY TWIST lottery ticket, the ticket must meet the applicable requirements of Rule 53ER10-1, F.A.C.

(4) The play symbols and play symbol captions are as follows:



(5) The prize symbols and prize symbol captions are as follows:

\$1.00 ONE	\$2.00 TWO	\$4.00 FOUR	\$5.00 FIVE	\$10.00 TEN	
\$15.00 FIFTEEN	\$20.00 TWENTY	\$25.00 THY FIVE	\$30.00 THIRTY	\$40.00 FORTY	
\$100 ONE HUN	\$200 TWO HUN	\$400 FOUR HUN	\$1,000 ONE THOU	\$10,000 TEN THOU	\$30,000 THIRTY THOU

(6) The legends are as follows:

- GAME 1
- GAME 2
- GAME 3
- GAME 4
- GAME 5
- GAME 6
- GAME 7
- GAME 8
- GAME 9
- GAME 10 PRIZE

(7) Determination of Prizewinners.

(a) There are ten (10) games on a ticket. Each game is played separately. A ticket having (3) three “CHERRY” play symbols and corresponding play symbol captions in the same game shall entitle the claimant to the corresponding prize shown for that game. A ticket having a “HINALL.” play symbol and corresponding play symbol caption in a game shall entitle the claimant to all ten (10) prizes shown.

(b) The prizes are: \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$15.00, \$20.00, \$25.00, \$30.00, \$40.00, \$100, \$200, \$400, \$1,000, \$10,000 and \$30,000.

(8) The estimated odds of winning, value, and number of prizes in Instant Game Number 1114 are as follows:

GAME PLAY:	WIN:	ESTIMATED ODDS OF 1 IN:	NUMBER OF WINNERS IN 60 POOLS OF 180,000 TICKETS PER POOL:
\$2	\$2	10.00	1,080,000
\$1 x 4	\$4	50.00	216,000
(\$1 x 2) + \$2	\$4	50.00	216,000
\$2 x 2	\$4	50.00	216,000
\$4	\$4	50.00	216,000
\$1 x 5	\$5	375.00	28,800
(\$1 x 3) + \$2	\$5	375.00	28,800
(\$2 x 2) + \$1	\$5	375.00	28,800
\$1 + \$4	\$5	375.00	28,800
\$5	\$5	375.00	28,800
\$1 x 10	\$10	250.00	43,200
(TWIST)			
\$1 x 10	\$10	250.00	43,200
\$2 x 5	\$10	250.00	43,200
\$5 x 2	\$10	250.00	43,200
\$10	\$10	250.00	43,200
(\$1 x 5) + (\$2 x 5) (TWIST)	\$15	750.00	14,400
(\$1 x 5) + (\$2 x 5)	\$15	750.00	14,400
\$2 + (\$4 x 2) + \$5	\$15	750.00	14,400
\$5 + \$10	\$15	750.00	14,400
\$15	\$15	750.00	14,400
\$1 + (\$2 x 7) + (\$5 x 2) (TWIST)	\$25	900.00	12,000
\$1 + (\$2 x 7) + (\$5 x 2)	\$25	900.00	12,000
(\$2 x 5) + (\$5 x 3)	\$25	900.00	12,000
\$5 x 5	\$25	1,200.00	9,000
\$25	\$25	1,200.00	9,000
(\$2 x 5) + (\$4 x 5) (TWIST)	\$30	3,600.00	3,000
\$5 x 6	\$30	3,600.00	3,000
\$10 x 3	\$30	3,600.00	3,000
\$15 x 2	\$30	3,600.00	3,000
\$30	\$30	3,600.00	3,000
\$4 x 10	\$40	6,000.00	1,800
(TWIST)			
(\$4 x 5) + (\$5 x 4)	\$40	6,000.00	1,800
\$10 x 4	\$40	6,000.00	1,800
\$20 x 2	\$40	6,000.00	1,800

\$40	\$40	6,000.00	1,800
\$10 x 10	\$100	3,600.00	3,000
(TWIST)			
\$10 x 10	\$100	3,600.00	3,000
(\$20 x 2) + (\$30 x 2)	\$100	3,600.00	3,000
\$25 x 4	\$100	3,600.00	3,000
\$100	\$100	3,600.00	3,000
\$20 x 10	\$200	18,000.00	600
(TWIST)			
\$25 x 8	\$200	18,000.00	600
\$20 + (\$30 x 6)	\$200	18,000.00	600
\$100 x 2	\$200	18,000.00	600
\$200	\$200	18,000.00	600
\$40 x 10	\$400	45,000.00	240
(TWIST)			
(\$40 x 5) + (\$100 x 2)	\$400	45,000.00	240
\$100 x 4	\$400	45,000.00	240
\$200 x 2	\$400	45,000.00	240
\$400	\$400	45,000.00	240
\$100 x 10	\$1,000	180,000.00	60
(TWIST)			
\$100 x 10	\$1,000	180,000.00	60
\$200 x 5	\$1,000	180,000.00	60
\$200 + (\$400 x 2)	\$1,000	180,000.00	60
\$1,000	\$1,000	180,000.00	60
\$10,000	\$10,000	900,000.00	12
\$30,000	\$30,000	1,080,000.00	10

(9) The estimated overall odds of winning some prize in Instant Game Number 1114 are 1 in 4.37. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(10) For reorders of Instant Game Number 1114, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(11) Payment of prizes for CHERRY TWIST lottery tickets shall be made in accordance with rule of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 7-29-11.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: July 29, 2011



**DEPARTMENT OF THE LOTTERY**

RULE NO.: 53ER11-40  
 RULE TITLE: Instant Game Number 1115, MONEY MAKER

SUMMARY: This emergency rule describes Instant Game Number 1115, "MONEY MAKER," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane D. Schmidt, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER11-40 Instant Game Number 1115, MONEY MAKER.

(1) Name of Game. Instant Game Number 1115, "MONEY MAKER."

(2) Price. MONEY MAKER lottery tickets sell for \$5.00 per ticket.

(3) MONEY MAKER lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning MONEY MAKER lottery ticket, the ticket must meet the applicable requirements of Rule 53ER10-1, F.A.C.

(4) The "YOUR NUMBERS" play symbols and play symbol captions are as follows:



(5) The "WINNING NUMBERS" play symbols and play symbol captions are as follows:



(6) The prize symbols and prize symbol captions are as follows:



(7) The legends are as follows:

**WINNING NUMBERS YOUR NUMBERS**

(8) Determination of Prizewinners.

(a) A ticket having a play symbol and corresponding play symbol caption in the "YOUR NUMBERS" play area that matches a play symbol and corresponding play symbol caption in the "WINNING NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that symbol. A

ticket having a "DOUBLE" symbol and corresponding caption in the "YOUR NUMBERS" play area shall entitle the claimant to double the prize shown for that symbol. A ticket having a "SMALL" symbol and corresponding caption in the "YOUR NUMBERS" play area shall entitle the claimant to all twelve (12) prizes shown.

(b) The prizes are: \$2.00, \$5.00, \$10.00, \$20.00, \$30.00, \$40.00, \$50.00, \$100, \$200, \$500, \$1,000, \$2,500, \$10,000 and \$250,000.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 1115 are as follows:

GAME PLAY:	WIN:	ESTIMATED ODDS OF 1 IN:	NUMBER OF WINNERS IN 52 POOLS OF 120,000 TICKETS PER POOL:
\$5	\$5	10.00	624,000
\$5 (MONEYBAG)	\$10	15.00	416,000
\$5 x 2	\$10	60.00	104,000
\$10	\$10	60.00	104,000
\$2 x 10	\$20	300.00	20,800
\$5 (MONEYBAG)	\$20	300.00	20,800
+\$5 x 2	\$20	300.00	20,800
\$5 x 4	\$20	300.00	20,800
\$10 (MONEYBAG)	\$20	300.00	20,800
\$20	\$20	300.00	20,800
(\$2 x 10) + \$5	\$30	600.00	10,400
(MONEYBAG)	\$30	600.00	10,400
\$5 x 6	\$30	750.00	8,320
\$5 (MONEYBAG)	\$30	750.00	8,320
+\$10	\$30	800.00	7,800
(MONEYBAG)	\$30	800.00	7,800
\$10 + \$20	\$30	800.00	7,800
\$30	\$30	800.00	7,800
(\$2 x 10) + (\$10 x 2)	\$40	1,500.00	4,160
(STACK OF BILLS)	\$40	2,000.00	3,120
\$5 x 8	\$40	2,000.00	3,120
\$10 (MONEYBAG)	\$40	2,000.00	3,120
+\$20	\$40	2,000.00	3,120
\$10 x 4	\$40	2,000.00	3,120
\$40	\$40	2,000.00	3,120
(\$2 x 5) + (\$5 x 6) + \$10	\$50	1,200.00	5,200
(STACK OF BILLS)	\$50	1,500.00	4,160
\$5 x 10	\$50	1,500.00	4,160

\$5 (MONEYBAG)	\$50	1,500.00	4.160
+ \$20 (MONEYBAG)			
\$10 (MONEYBAG)	\$50	1,600.00	3.900
+ \$30 (MONEYBAG)			
\$50 (MONEYBAG)	\$50	1,600.00	3.900
(\$5 x 8) + (\$10 x 2) + (\$20 x 2) (STACK OF BILLS)	\$100	1,500.00	4.160
\$10 (MONEYBAG)	\$100	1,500.00	4.160
+ \$20 (MONEYBAG) + \$40 (MONEYBAG)			
(\$10 x 3) + \$30 + \$40 (MONEYBAG)	\$100	1,500.00	4.160
\$20 (MONEYBAG)	\$100	1,500.00	4.160
+ \$30 (MONEYBAG)			
\$50 (MONEYBAG)	\$100	1,500.00	4.160
\$100 (MONEYBAG)	\$100	1,500.00	4.160
(\$10 x 10) + (\$50 x 2) (STACK OF BILLS)	\$200	10,000.00	624
\$30 (MONEYBAG)	\$200	10,000.00	624
+ \$40 + \$50 (MONEYBAG)			
\$50 x 4 (MONEYBAG)	\$200	10,000.00	624
\$100 (MONEYBAG)	\$200	10,000.00	624
\$200 (MONEYBAG)	\$200	10,000.00	624
(\$40 x 10) + (\$50 x 2) (STACK OF BILLS)	\$500	10,000.00	624
\$50 (MONEYBAG)	\$500	12,000.00	520
+ \$200 (MONEYBAG)			
\$100 x 5 (MONEYBAG)	\$500	12,000.00	520
(\$50 x 2) + (\$100 x 4) (MONEYBAG)	\$500	12,000.00	520
\$500 (MONEYBAG)	\$500	12,000.00	520
(\$50 x 8) + (\$100 x 2) + (\$200 x 2) (STACK OF BILLS)	\$1,000	40,000.00	156
\$100 x 10 (MONEYBAG)	\$1,000	40,000.00	156
\$200 x 5 (MONEYBAG)	\$1,000	40,000.00	156
\$500 (MONEYBAG)	\$1,000	40,000.00	156
\$1,000 (MONEYBAG)	\$1,000	40,000.00	156
\$500 + \$1,000 (MONEYBAG)	\$2,500	120,000.00	52
\$2,500 (MONEYBAG)	\$2,500	120,000.00	52
\$10,000 (MONEYBAG)	\$10,000	120,000.00	52
\$250,000 (MONEYBAG)	\$250,000	1,040,000.00	6

(10) The estimated overall odds of winning some prize in Instant Game Number 1115 are 1 in 4.26. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 1115, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) Payment of prizes for MONEY MAKER lottery tickets shall be made in accordance with the rule of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: July 29, 2011

**DEPARTMENT OF THE LOTTERY**

RULE NO.: 53ER11-41  
 RULE TITLE: Replacement of Obsolete Emergency Rules

SUMMARY: This emergency rule is replacing other emergency rules that have been determined to be obsolete or unnecessary by the Department of the Lottery.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER11-41 Replacement of Obsolete Emergency Rules.  
 The following Department of the Lottery emergency rules relating to Lottery games, promotions, retailer programs, prize payment, and Lottery personnel are being replaced because the games, promotions or programs have concluded or the provisions of the rule are obsolete. This rule shall replace the following rules: 53ER02-7, 53ER04-48, 53ER04-65, 53ER07-42, 53ER08-80, 53ER09-8, 53ER09-12, 53ER09-19, 53ER09-25, 53ER09-35, 53ER09-38, 53ER09-40, 53ER09-57, 53ER09-58, 53ER09-64, 53ER09-65, 53ER09-66, 53ER09-74, 53ER10-2, 53ER10-3, 53ER10-4, 53ER10-11, 53ER10-12, 53ER10-14, 53ER10-16, 53ER10-40, 53ER10-50, 53ER10-51, 53ER10-52, 53ER10-53, 53ER10-59, 53ER10-60, F.A.C.

Rulemaking Authority 24.109(1) FS. Law Implemented 24.109(1), 120.74(1)(c) FS. History—New 7-29-11, Replaces 53ER02-7, 53ER04-48, 53ER04-65, 53ER07-42, 53ER08-80, 53ER09-8, 53ER09-12, 53ER09-19, 53ER09-25, 53ER09-35, 53ER09-38, 53ER09-40, 53ER09-57, 53ER09-58, 53ER09-64, 53ER09-65, 53ER09-66, 53ER09-74, 53ER10-2, 53ER10-3, 53ER10-4, 53ER10-11, 53ER10-12, 53ER10-14, 53ER10-16, 53ER10-40, 53ER10-50, 53ER10-51, 53ER10-52, 53ER10-53, 53ER10-59, 53ER10-60, F.A.C.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: July 29, 2011

**DEPARTMENT OF THE LOTTERY**

RULE NO.: 53ER11-42  
 RULE TITLE: Instant Game Number 1113, CASH FRENZY

SUMMARY: This emergency rule describes Instant Game Number 1113, "CASH FRENZY," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Diane Schmidt, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER11-42 Instant Game Number 1113, CASH FRENZY.

(1) Name of Game. Instant Game Number 1113, "CASH FRENZY."

(2) Price. CASH FRENZY lottery tickets sell for \$1.00 per ticket.

(3) CASH FRENZY lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning CASH FRENZY lottery ticket, the ticket must meet the applicable requirements of Rule 53ER10-1, F.A.C.

(4) The "YOUR NUMBERS" play symbols and play symbol captions are as follows:



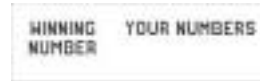
(5) The "WINNING NUMBER" play symbols and play symbol captions are as follows:



(6) The prize symbols and prize symbol captions are as follows:



(7) The legends are as follows:



(8) Determination of Prizewinners.

(a) A ticket having a play symbol and corresponding play symbol caption in the "YOUR NUMBERS" play area that matches the play symbol and corresponding play symbol caption in the "WINNING NUMBER" play area shall entitle the claimant to the corresponding prize shown for that symbol.



A ticket having a "WINNALL" symbol and corresponding caption in the "YOUR NUMBERS" play area shall entitle the claimant to all five (5) prizes shown.

(b) the prizes are: \$2.00, \$4.00, \$5.00, \$10.00, \$20.00, \$30.00, \$40.00, \$50.00, \$100, \$200, and \$5,000.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 1113 are as follows:

GAME PLAY:	WIN:	ESTIMATED ODDS OF	NUMBER OF WINNERS IN 64 POOLS OF 240,000 TICKETS PER POOL:
1 IN:	\$1	10.71	1,433,600
\$1 x 2	\$2	30.00	512,000
\$2	\$2	30.00	512,000
\$1 x 4	\$4	150.00	102,400
(\$1 x 2) + \$2	\$4	300.00	51,200
\$2 x 2	\$4	150.00	102,400
\$4	\$4	300.00	51,200
\$1 x 5 (DOLLAR BILL)	\$5	500.00	30,720
\$1 x 5	\$5	500.00	30,720
(\$2 x 2) + \$1	\$5	500.00	30,720
\$1 + \$4	\$5	500.00	30,720
\$5	\$5	500.00	30,720
\$2 x 5 (DOLLAR BILL)	\$10	500.00	30,720
\$2 x 5	\$10	500.00	30,720
\$1 + (\$2 x 2) + \$5	\$10	500.00	30,720
\$5 x 2	\$10	500.00	30,720
\$10	\$10	500.00	30,720
\$4 x 5 (DOLLAR BILL)	\$20	1,500.00	10,240
\$4 x 5	\$20	1,500.00	10,240
(\$5 x 2) + \$10	\$20	1,500.00	10,240
\$10 x 2	\$20	1,500.00	10,240
\$20	\$20	1,500.00	10,240
(\$5 x 4) + \$10 (DOLLAR BILL)	\$30	7,500.00	2,048
(\$5 x 4) + \$10	\$30	7,500.00	2,048
\$10 x 3	\$30	7,500.00	2,048
\$10 + \$20	\$30	7,500.00	2,048

\$30	\$30	7,500.00	2,048
(\$5 x 2) + (\$10 x 3) (DOLLAR BILL)	\$40	8,000.00	1,920
(\$5 x 2) + (\$10 x 3)	\$40	12,000.00	1,280
(\$10 x 2) + \$20	\$40	12,000.00	1,280
\$10 + \$30	\$40	12,000.00	1,280
\$40	\$40	12,000.00	1,280
\$10 x 5 (DOLLAR BILL)	\$50	15,000.00	1,024
\$10 x 5	\$50	20,000.00	768
(\$10 x 2) + \$30	\$50	20,000.00	768
\$20 + \$30	\$50	20,000.00	768
\$50	\$50	20,000.00	768
\$20 x 5 (DOLLAR BILL)	\$100	24,000.00	640
\$20 x 5	\$100	24,000.00	640
\$20 + (\$40 x 2)	\$100	24,000.00	640
\$50 x 2	\$100	24,000.00	640
\$100	\$100	24,000.00	640
\$40 x 5 (DOLLAR BILL)	\$200	120,000.00	128
\$40 x 5	\$200	120,000.00	128
(\$50 x 2) + \$100	\$200	120,000.00	128
\$100 x 2	\$200	120,000.00	128
\$200	\$200	120,000.00	128
\$5,000	\$5,000	240,000.00	64

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

### DEPARTMENT OF LAW ENFORCEMENT

NOTICE IS HEREBY GIVEN that on July 25, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Bradford County Sheriff's Office on behalf of certain officers. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. Petitioner nor its officers can demonstrate that firearms requalifications were conducted for the 2008 and 2010 reporting cycles. The petition supports the requested waiver by stating that the principles of fairness will be violated if the requested petition is not granted. Petitioner also alleges that an application of the rule in this case would cause substantial hardship to the agency and the officers involved.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32302 or by telephoning (850)410-7676.

NOTICE IS HEREBY GIVEN that on July 25, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-35.001(7), F.A.C., by Lake Technical Center. Subsection 11B-35.001(7), F.A.C., requires CJSTC certified training schools to teach the most current curriculum approved by the CJSTC. Petitioner wishes to be granted a waiver for a firearms instructor course that it taught July 11, 2011 – July 22, 2011. Petitioner remediated the 14 officers by providing them with the most current curriculum and an errata sheet showing exactly where changes had been made from the curriculum that was used in their course. Petitioner states that the operation of the rule in this particular case poses a substantial hardship to the officers and their agencies because the agencies and officers relied upon the training that the officers received as partial fulfillment of the requirements for the officers to become fully CJTSC certified firearms instructors on behalf of their agencies. Petitioner further states that the principles of fairness are violated by the application of this rule to this situation because the affected officers had no way of knowing that the course they received from Petitioner was not the most up-to-date.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32302 or by telephoning (850)410-7676.

(10) The estimated overall odds of winning some prize in Instant Game Number 1113 are 1 in 4.88. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 1113, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(12) Payment of prizes for CASH FRENZY lottery tickets shall be made in accordance with the rule of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Rulemaking Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 7-29-11.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: July 29, 2011

NOTICE IS HEREBY GIVEN that on July 28, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from St. Augustine Police Department on behalf of certain officers. Subsection 11B-27.00212(14), F.A.C., requires officers to requalify with a firearm every two years on a course of fire mandated by Commission rule. The petition supports the requested waiver by stating that the officers did successfully complete the course of fire, however, the instructors conducting the requalification shoots were not CJSTC certified firearms instructors. Petitioner states that the agency's officers will suffer a substantial hardship if their certifications are rendered inactive as a result of this situation. Petitioner further states that it would violate the principles of fairness to fail to recognize that the officers affected by this situation did successfully complete the requirement simply because their instructors were not CJSTC certified firearms instructors.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32302 or by telephoning (850)410-7676.

---

#### **DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

NOTICE IS HEREBY GIVEN that on July 25, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Edison College, Bldg. U. Petitioner seeks a variance of the requirements of ASME A17.1, Section 2.4.1.5 and 2.15.9.2, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires the pit be 5' deep which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2011-245).

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

---

NOTICE IS HEREBY GIVEN that on July 26, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for 801 Magnolia Bldg. Petitioner seeks a variance of the requirements of ASME A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators with firefighters' emergency operations which poses a significant economic/financial hardship. Any interested person may file comments

within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2011-246).

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

---

NOTICE IS HEREBY GIVEN that on July 27, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Carter House. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 3.11.3 and 2.7.4, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators with firefighters' emergency operations and restricted door openings which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2011-247).

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

---

NOTICE IS HEREBY GIVEN that on July 28, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for College Studios. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 3.11.3, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators with firefighters' emergency operations which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2011-248).

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

---

NOTICE IS HEREBY GIVEN that on July 29, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Transportation and Parking Services. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 2.7.4, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators with restricted door openings which poses a significant economic/financial hardship. Any interested

person may file comments within 5 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2011-251).

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

---

NOTICE IS HEREBY GIVEN that on July 29, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Marina Manor I. Petitioner seeks a variance of the requirements of an unspecified Section of A17.3, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2011-252).

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

---

NOTICE IS HEREBY GIVEN that on August 1, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Ironwood Twelfth Condo Assoc. Petitioner seeks a variance of the requirements of an unspecified Section of A17.3, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2011-253).

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

---

NOTICE IS HEREBY GIVEN that on August 2, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Arlington Building. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 2.7.4(a)(2), 3.3.2, 3.10.3 and 3.10.4(u) & (v) and of ASME A17.1, Section 8.6.1.6.3(a), as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires hoistway door unlocking devices, platform guards, cartop operating devices, in car stop switch, a stop switch in the elevator pit and wiring diagrams kept in the machine room which poses a significant economic/financial hardship. Any

interested person may file comments within 5 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2011-254).

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

---

NOTICE IS HEREBY GIVEN that on August 2, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Vista Bay. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 3.11.3, 3.3.2 and 3.10.4(u), as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators with firefighters' emergency operations, platform guards and an in car stop switch which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2011-255).

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

---

NOTICE IS HEREBY GIVEN that on July 29, 2011, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for an Emergency Variance for Subparagraph 3-305.11(A)(2), 2001 FDA Food Code, Paragraph 3-305.14, 2001 FDA Food Code, Paragraph 6-202.15, 2001 FDA Food Code, Paragraph 6-202.16, 2001 FDA Food Code, subsections 61C-4.010(1), (6), Florida Administrative Code, from Jack Snacks located in Orlando, FL. The above referenced F.A.C. addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk potentially hazardous foods other than frankfurters from an open air mobile food dispensing vehicle.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 5 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lydia.Gonzalez@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

---

#### **DEPARTMENT OF HEALTH**

NOTICE IS HEREBY GIVEN that on August 1, 2011, the Department of Health, Bureau of Radiation Control, received a petition for variance from the Pasco County Sheriff's Office.

The petitioner is seeking a variance from subparagraph 64E-5.502(1)(a)6., F.A.C., which prohibits individuals from being exposed to radiation from an x-ray machine for training, demonstration or other purposes unless there are also medical requirements and a proper prescription has been provided.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Don Steiner, Environmental Administrator, Bureau of Radiation Control, Radiation Machine Program, 705 Wells Road, Suite 300, Orange Park, Florida 32073, (904)278-5730. Comments on this petition should be filed with the Bureau of Radiation Control within 14 days of this notice.

---

NOTICE IS HEREBY GIVEN that on July 26, 2011, the Department of Health, received a petition for Variance from Gary D. Wickman, GW Real Estate Holdings, LLC, on behalf of Hidden Harbor Mobile Home Park to be located in the City of Leesburg, Lake County, Florida. The Petition requests relief from the setback requirements of paragraph 64E-15.002(2)(b), F.A.C.

Comments on this petition should be filed with: Sam Power, Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, BIN #A02, Tallahassee, Florida 32399-1703, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: David B. Wolfe, Bureau of Community Environmental Health, 4052 Bald Cypress Way, BIN #A08, Tallahassee, Florida 32399-1710 or by calling (850)245-4277.

---

#### **FLORIDA HOUSING FINANCE CORPORATION**

The Florida Housing Finance Corporation hereby gives notice: of the entry of Withdrawal of a Petition for Waiver or Variance.

NAME OF THE PETITIONER: MBCDC: The London, LLC

DATE PETITION WAS FILED: July 28, 2011

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Paragraph 67-38.007(5)(a), F.A.C., with respect to rental Developments, the PLP Loan's Maturity Date shall be on the earlier of the date of closing on the first source of permanent or construction loan for the Development.

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION: Florida Administrative Weekly, August 12, 2011, Vol. 37, No. 32

THE DATE THE BOARD THE PETITION WAS WITHDRAWN: July 29, 2011

THE GENERAL BASIS FOR THE DECISION: Filing error.

A copy of the Order or additional information may be obtained by contacting: Della Harrell, Corporation Clerk, telephone (850)488-4197 or e-mail: Della.Harrell@floridahousing.org. The Final Order is posted on Florida Housing's website at: floridahousing.org.

---

NOTICE IS HEREBY GIVEN that on August 2, 2011, the Florida Housing Finance Corporation, received a petition for Waiver/Variance from paragraph 67-38.007(5)(a), F.A.C., from MBCDC: The London, LLC, with respect to rental Developments PLP Loan's Maturity Date.

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

---

NOTICE IS HEREBY GIVEN that on July 28, 2011, the Florida Housing Finance Corporation, received a petition for Waiver/Variance from paragraph 67-38.007(5)(a), F.A.C., with respect to rental Developments, the PLP Loan's Maturity Date shall be on the earlier of the date of closing on the first source of permanent or construction loan for the Development.

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

---

#### **DEPARTMENT OF FINANCIAL SERVICES**

NOTICE IS HEREBY GIVEN that on July 5, 2011, the Department of Financial Services, Division of Workers' Compensation, received a petition for Variance or Waiver from Petitioner, StrataCare, LLC. The Petition has been assigned the number 119095. Petitioner seeks a variance of paragraphs 69L-7.602(5)(o), (q), Florida Administrative Code, which provides that insurers filing electronically with the Division of

Workers' Compensation must provide an Explanation of Bill Review codes and code descriptors relating to the adjudication of each line item billed.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Regina Keenan, Senior Attorney, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0333, (850)413-4236, regina.keenan@my.floridacfo.com.

---

## Section VI

### Notices of Meetings, Workshops and Public Hearings

#### DEPARTMENT OF STATE

The **Bureau of Historic Preservation**, Florida Main Street Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: August 25, 2011, 10:00 a.m. – conclusion

PLACE: Heritage Hall Auditorium, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider applications received and formulate recommendations to the Secretary of State for designation of 2011 Florida Main Street Communities. Up to (3) applicants may be named as "Designated" communities, eligible to receive up to thirty-six (36) months of technical assistance and apply for a one-time ten thousand dollar (\$10,000) grant.

A copy of the agenda may be obtained by contacting: Joan Jefferson, Florida Main Street Coordinator, Department of State, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250 or by calling 1(800)847-7278.

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: Joan Jefferson at 1(800)847-7278. 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: Joan Jefferson at 1(800)847-7278.

---

#### DEPARTMENT OF LEGAL AFFAIRS

The **Florida Commission on the Status of Women** announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 25, 2011, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Outreach Task Force.

NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

A copy of the agenda may be obtained by contacting: Florida Commission on the Status of Women, Office Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax: (850)921-4131.

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: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax: (850)921-4131. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax: (850)921-4131.

---

The **Department of Legal Affairs**, Council on the Social Status of Black Men and Boys announces the following telephone conference meetings for subcommittee planning which all persons are invited to attend:

#### SUBCOMMITTEE

Employment & Economic Teleconference

DATE AND TIME: August 23, 2011, 9:00 a.m. – 10:00 a.m.

PLACE: Toll Free Dial in Number: 1(888)808-6959, Conference Code: 1021731236. Please be advised that meetings & meeting rooms maybe subject to change. For updates please visit: <http://www.cssbmb.com>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council shall make a systematic study of the conditions affecting black men and boys, including, but not limited to, homicide rates, arrest and incarceration rate, poverty, violence, drug abuse, death rates, disparate annual income levels, school performance in all grade levels including postsecondary levels, and health issues.



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

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

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

The **Department of Legal Affairs**, Council on the Social Status of Black Men and Boys announces the following full Council meetings and public hearing which all persons are invited to attend.

Council on the Social Status of Black Men and Boys (Business Meeting)

DATE AND TIME: September 8, 2011, 9:00 a.m. – 5:00 p.m.

PLACE: Toll Free Dial in Number: 1(888)808-6959, Conference Code: 1021731236; Crowne Plaza, 1201 Riverplace Boulevard, Jacksonville, FL 32207, (904)398-8800  
Council on the Social Status of Black Men and Boys (Public Forum)

DATE AND TIME: September 9, 2011, 9:00 a.m. – 12:00 Noon

PLACE: Toll Free Dial in Number: 1(888)808-6959, Conference Code: 1021731236; Urban League, 903 West Union Street, Jacksonville, FL 32207, (904)356-8336

Council on the Social Status of Black Men and Boys (Business Meeting)

DATE AND TIME: November 17, 2011, 9:00 a.m. – 5:00 p.m.

PLACE: Toll Free Dial in Number: 1(888)808-6959, Conference Code: 1021731236; Orlando, FL, (850)414-3369

Council on the Social Status of Black Men and Boys (Public Forum)

DATE AND TIME: November 18, 2011, 9:00 a.m. – 12:00 Noon

PLACE: Toll Free Dial in Number: 1(888)808-6959, Conference Code: 1021731236; Orlando, FL, (850)414-3369

Council on the Social Status of Black Men and Boys (Business Meeting)

DATE AND TIME: December 8, 2011, 9:00 a.m. – 5:00 p.m.

PLACE: Toll Free Dial in Number: 1(888)808-6959, Conference Code: 1021731236; Embassy Suites, 3705 Spectrum Blvd., Tampa, FL 33612, (813)977-7066. Please be advised that meeting locations maybe subject to change. For updates please visit: <http://www.cssbmb.com>

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council shall make a systematic study of the conditions affecting black men and boys, including, but not limited to, homicide rates, arrest and incarceration rate, poverty, violence,

drug abuse, death rates, disparate annual income levels, school performance in all grade levels including postsecondary levels, and health issues.

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

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

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

## DEPARTMENT OF EDUCATION

The Florida **Department of Education** announces a telephone conference call of the State Board of Education to which all persons are invited.

DATE AND TIME: August 23, 2011, 10:00 a.m.

PLACE: The conference call number and code will be available at <http://www.fldoe.org> the morning of the call

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this conference call is for the approval of delegation of authority to newly appointed Commissioner Gerard Robinson and approval of the 2012-2013 Legislative Operating and Fixed Capital Outlay Budget Request.

A copy of the agenda may be obtained at the Department of Education's website at: <http://www.fldoe.org/board/meetings/>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this conference call is asked to advise the agency at least 7 days before the conference call by contacting: Lynn Abbott at (850)245-9661 or email: [lynn.abbott@fldoe.org](mailto:lynn.abbott@fldoe.org). 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: Lynn Abbott, Agency Clerk, Department of Education at (850)245-9661 or e-mail: [lynn.abbott@fldoe.org](mailto:lynn.abbott@fldoe.org).

## DEPARTMENT OF TRANSPORTATION

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

DATE AND TIMES: Monday, August 29, 2011, Open House: 5:30 p.m. – 7:30 p.m.; Presentations: 6:00 p.m. and 7:00 p.m.

PLACE: Orlando Public Library, Library Central, 1st Floor, 101 East Central Blvd., Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Management No. 242484-4-32-01, I-4 Ultimate Improvements From South of US 441 (Orange Blossom Trail)

to North of SR 50 (Colonial Drive) Orange County, Florida. The Florida Department of Transportation (FDOT) invites you to a Public Information Meeting regarding future plans for the I-4 (SR 400) Ultimate Improvements in downtown Orlando, Orange County (plans can be reviewed at meeting). The project involves widening approximately four miles of I-4 from six to ten lanes (three general use lanes and two special use lanes in each direction) from just south of Orange Blossom Trail (US 441) to north of Colonial Drive (SR 50). The project also includes interchange improvements at US 441, Michigan Street/Kaley Street, SR 408, and SR 50, replacement of I-4 bridge structures, and improvements to several city streets.

A copy of the agenda may be obtained by contacting: Mr. Chris Rizzolo, PE URS Corporation, 315 E. Robinson St., Ste. 245, Orlando, Florida 32801, (407)422-0353, [chris\\_rizzolo@urscorp.com](mailto:chris_rizzolo@urscorp.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 7 days before the workshop/meeting by contacting: Mr. Chris Rizzolo, PE URS Corporation, 315 E. Robinson St., Ste. 245, Orlando, FL 32801, (407)422-0353, [chris\\_rizzolo@urscorp.com](mailto:chris_rizzolo@urscorp.com).

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons who require translation services (free of charge) should contact: Mr. Chris Rizzolo, Public Information Officer, c/o URS Corporation at the address or phone number above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Ms. Beata Stys-Palasz, PE, FDOT Project Manager, 719 S. Woodland Blvd., DeLand, FL 32720, (386)943-5418, [beata.stys-palasz@dot.state.fl.us](mailto:beata.stys-palasz@dot.state.fl.us).

Additional information on this project can be obtained at: [www.cflroads.com](http://www.cflroads.com).

The Florida **Department of Transportation** (FDOT) announces a public meeting to which all persons are invited.

DATE AND TIMES: Thursday, September 8, 2011, Open House: 5:00 p.m. – 7:00 p.m.; Presentation: 5:45 p.m.

PLACE: Edgewater Community Center, 102 North Riverside Dr., Edgewater, Florida 32132

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Management No. 426889-1-52-01.

Project Description: SR 5 (Ridgewood Avenue/US 1) From North of Falcon Avenue to North of Lamont St. in Edgewater, Florida.

The project will primarily involve rebuilding medians to improve turn lane safety along Ridgewood Avenue, and installing new pavement markings and traffic signs. Construction of a turn lane and repaving is also planned at the Park Avenue intersection with Ridgewood Avenue. This project is funded for construction during the 2013 fiscal year.

A copy of the agenda may be obtained by contacting: A flyer will be available at 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: Ms. Alicia Gray, Public Information Coordinator, Comprehensive Engineering Services, Inc., 201 South Orange Avenue, Suite 1300, Orlando, Florida 32801, Telephone: (407)423-1600, Ext. 215 or E-mail: [agray@cescivil.com](mailto:agray@cescivil.com).

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status. Persons who require special accommodations under the Americans with Disabilities Act or persons who require translations services (free of charge) should contact: Ms. Alicia Gray, Public Information Coordinator, Comprehensive Engineering Services, Inc., 201 South Orange Avenue, Suite 1300, Orlando, Florida 32801; Telephone: (407)423-1600, Ext. 215 or E-mail: [agray@cescivil.com](mailto:agray@cescivil.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).

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: Mr. Derek Dixon, FDOT Project Manager, Telephone: (386)943-5547 or E-mail: [Derek.Dixon@dot.state.fl.us](mailto:Derek.Dixon@dot.state.fl.us).

---

## STATE BOARD OF ADMINISTRATION

The **Florida Prepaid College Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, August 22, 2011, 8:30 a.m. or soon thereafter – until completion

PLACE: Hyatt Regency Orlando International Airport, Orly Conference Room, 9300 Airport Boulevard, Orlando, FL 32827

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to conduct interviews with candidates for the Executive Director position at the Florida Prepaid College Board.

A copy of the agenda may be obtained at: <http://www.myfloridaprepaid.com/> or by calling: (850)488-8514.

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 Faxing a written request to: Florida Prepaid College Board at (850)488-3555, no later than five (5) days prior to the meeting. 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 **Participant Local Government Advisory Council (PLGAC)** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 24, 2011, 11:00 a.m. – 1:00 p.m.

PLACE: Raymond O. Shelton School Administration Center, Staff Conference Room, 2nd Floor, 901 E. Kennedy Blvd., Tampa, Florida 33602

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting of the Participant Local Government Advisory Council. The PLGAC is a six-member advisory council, which reviews the administration of the Local Government Surplus Funds Trust Fund (aka Florida PRIME) and makes recommendations regarding such administration to the Trustees. The Council operates under Section 218.409 (10)(a) of the Florida Statutes.

A copy of the agenda may be obtained by contacting: Diane Bruce, State Board of Administration of Florida, 1801 Hermitage Blvd., Tallahassee, FL 32308 or call (850)413-1253.

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: James Linn (850)413-1166. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

---

## REGIONAL PLANNING COUNCILS

The **Regional Utilities Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 23, 2011, 1:30 p.m. – 3:30 p.m.

PLACE: Okaloosa County Board of County Commission Chambers, 1804 Lewis Turner Blvd., Suite 100, Fort Walton Beach, FL 32547

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the RUA.

A copy of the agenda may be obtained by contacting: WFRPC, (850)332-7976.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting. 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: Mary Gutierrez at [mary.gutierrez@wfrpc.org](mailto:mary.gutierrez@wfrpc.org) or 1(800)226-8914, ext. 226 or (850)332-7976, ext. 226.

---

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

DATE AND TIME: August 25, 2011, 6:00 p.m.

PLACE: Holiday Inn Hotel and Suites, Suwannee Room, 213 Southwest Commerce Boulevard, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N.W. 67th Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. 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.

---

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

DATE AND TIME: August 25, 2011, 6:00 p.m.

PLACE: Holiday Inn Hotel and Suites, Olustee Room, 213 Southwest Commerce Boulevard, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N.W. 67th Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. 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.

---

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

DATE AND TIME: August 25, 2011, 7:30 p.m.

PLACE: Holiday Inn Hotel and Suites, Suwannee Room, 213 Southwest Commerce Boulevard, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N.W. 67th Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. 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.

---

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

DATE AND TIME: August 31, 2011, 10:00 a.m.

PLACE: Sebring Civic Center, 355 West Center Avenue, Sebring, FL 33870

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Heartland 2060 Leadership Team Meeting.

A copy of the agenda may be obtained by contacting: Shannon Brett, Program Manager, (863)534-7130, ext. 132 or email: sbrett@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.

---

**The Tampa Bay Regional Planning Council**, Clearinghouse Review Committee announces a public meeting to which all persons are invited.

DATE AND TIME: August 22, 2011, 9:30 a.m.

PLACE: 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Review Committee.

A copy of the agenda may be obtained by contacting: Mr. Avera Wynne, (727)570-5151, Ext. 30.

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: Mr. Avera Wynne, (727)570-5151, Ext. 30. 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: Mr. Avera Wynne, (727)570-5151, Ext. 30.

---

## REGIONAL TRANSPORTATION AUTHORITIES

**The Tampa Bay Area Regional Transportation Authority**, Board of Directors and its Advisory Committees will meet to discuss the implementation of regional transportation solutions for Citrus, Hernando, Hillsborough, Manatee, Pasco, Pinellas, and Sarasota Counties and announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 26, 2011, 9:30 a.m.

PLACE: Florida Department of Transportation (FDOT), District Seven Office, 11201 N. McKinley Drive, Tampa, FL 33612

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss implementing a comprehensive Regional Transportation Master Plan for Citrus, Hernando, Hillsborough, Manatee, Pasco, Pinellas, and Sarasota Counties. Transit Management Committee (TMC).

DATE AND TIME: Wednesday, August 17, 2011, 10:00 a.m.

PLACE: USF Connect Bldg. – Oak View Room, 3720 Spectrum Blvd., Tampa, FL 33612

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consisting of representatives of the region's transit and transportation agencies, this group advises the Board on implementation of the Master Plan.

Citizens Advisory Committee (CAC)

DATE AND TIME: Wednesday, August 17, 2011, 1:30 p.m.  
 PLACE: USF Connect Bldg. – Oak View Room, 3720 Spectrum Blvd., Tampa, FL 33612  
 GENERAL SUBJECT MATTER TO BE CONSIDERED: This group of volunteers provides region-oriented advice to the Board from a citizen's perspective.  
 Additional Board subcommittee meetings will be noticed on the TBARTA website. All meetings of the TBARTA Board and its advisory committees are open to the public.  
 These meetings are being conducted pursuant to Section 120.525, Florida Statutes, and Title VI and Title VIII of the United States Civil Rights Acts of 1964 and 1968. Individuals requiring accommodations under the Americans with Disabilities Act or persons who require translation services (free of charge) should contact: Michelle Greene, (813)282-8200 at least ten (10) days prior to the meeting. Public participation is solicited without regard to race, color, religion, sex, age, nation origin, disability, or family status.  
 A copy of the agenda may be obtained by contacting: <http://www.tbarta.com/meetings/calendar> approximately three to five days prior to each meeting.

---

#### METROPOLITAN PLANNING ORGANIZATIONS

**The Metropolitan Transportation Planning Organization for the Gainesville Urbanized Area** announces a public meeting to which all persons are invited.  
 DATE AND TIME: August 24, 2011, 10:00 a.m.  
 PLACE: Jack Durrance Auditorium, County Administration Building, 12 Southeast 1st Street, Gainesville, Florida  
 GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Alachua County Transportation Disadvantaged Coordinating Board.  
 A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N.W. 67th Place, Gainesville, Florida 32653-1603.  
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. 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.

---

**The Local Coordinating Board/Transportation Disadvantaged** announces a public meeting to which all persons are invited.  
 DATE AND TIME: August 29, 2011, 4:30 p.m.

PLACE: Growth Management Conference Room, Administrative Building, 2401 S.E. Monterey Road, 1st Floor, Stuart, FL 34996  
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Consideration of transportation disadvantaged services.  
 A copy of the agenda may be obtained by contacting: [www.martinmpo.com](http://www.martinmpo.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: 1(866)836-7034. 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: Beth Beltran, MPO/Transit Planning Manager at (772)288-5484.

---

**The Local Coordinating Board/Transportation Disadvantaged** announces a hearing to which all persons are invited.  
 DATE AND TIME: August 29, 2011, 6:00 p.m.  
 PLACE: Commission Chambers, Administrative Building, 2401 S.E. Monterey Road, 1st Floor, Stuart, FL 34996  
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Public input on transportation disadvantaged services.  
 A copy of the agenda may be obtained by contacting: [www.martinmpo.com](http://www.martinmpo.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: 1(866)836-7034. 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: Beth Beltran, MPO/Transit Planning Manager at (772)288-5484.

---

**The Escambia County Transportation Disadvantaged Local Coordinating Board** announces a public meeting to which all persons are invited.  
 DATE AND TIME: August 23, 2011, 10:00 a.m.  
 PLACE: Pensacola City Hall, 180 Governmental Center, Whibbs Room, Pensacola, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
Transportation Disadvantaged Quarterly Board Meeting.

A copy of the agenda may be obtained by contacting:  
www.wfrpc.org/escambiatd.

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: Dorothy McKenzie, email: dorothy.mckenzie@wfrpc.org or call 1(800)226-8914. 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: Julia Pearsall at julia.pearsall@wfrpc.org or 1(800)226-8914, ext. 231.

The **Santa Rosa Transportation Disadvantaged Local Coordinating Board** announces a public meeting to which all persons are invited.

DATE AND TIME: August 23, 2011, 2:00 p.m.

PLACE: Milton City Hall, 260 Dixon Street, Milton, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
Transportation Disadvantaged Quarterly Board Meeting.

A copy of the agenda may be obtained by contacting:  
www.wfrpc.org/santarosatd.

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: Dorothy McKenzie, email: dorothy.mckenzie@wfrpc.org or call 1(800)226-8914. 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: Julia Pearsall at julia.pearsall@wfrpc.org or call 1(800)226-8914, ext. 231.

The **Okaloosa County Transportation Disadvantaged Local Coordinating Board** announces a public meeting to which all persons are invited.

DATE AND TIME: August 24, 2011, 10:00 a.m.

PLACE: Okaloosa Water & Sewer Building, Commissioners Chambers, 1804 Lewis Turner, Ft. Walton Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
Transportation Disadvantaged Quarterly Board Meeting.

A copy of the agenda may be obtained by contacting:  
wfrpc.org/okaloosatd.

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: Dorothy McKenzie, email: dorothy.mckenzie@

wfrpc.org or call 1(800)226-8914. 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: Julia Pearsall at julia.pearsall@wfrpc.org or call 1(800)226-8914, ext. 231.

The **Walton County Transportation Disadvantaged Local Coordinating Board** announces a public meeting to which all persons are invited.

DATE AND TIME: August 24, 2011, 1:30 p.m.

PLACE: Walton County Extension Services Bldg., 732 N. 9th Street, DeFuniak Springs, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
Transportation Disadvantaged Quarterly Board Meeting.

A copy of the agenda may be obtained by contacting:  
www.wfrpc.org/waltontd.

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: Dorothy McKenzie, email: dorothy.mckenzie@wfrpc.org or call 1(800)226-8914. 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: Julia Pearsall at julia.pearsall@wfrpc.org or call 1(800)226-8914, ext. 231.

#### WATER MANAGEMENT DISTRICTS

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

DATE AND TIME: August 25, 2011, 1:00 p.m. (ET)

PLACE: District Headquarters, 3 miles north of I-10 on Highway 90, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
Governing Board Meeting – to consider District business.

OTHER MEETINGS TO BE HELD ON AUGUST 25, 2011:

11:00 a.m. – 11:30 a.m. Administration, Budget and Finance Committee

11:30 a.m. – 12:30 p.m. District Lands Committee

1:15 p.m. Regulatory Public Hearing on Regulatory Matters

A copy of the agenda may be obtained by contacting: Robin Tucker, NFWFMD, 81 Water Management Drive, Havana, FL 32333, (850)539-5999 (also available through the Internet at www.nwfwmd.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 72 hours before the workshop/meeting by contacting: Ms. Jean Whitten. 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.

The **St. Johns River Water Management District** announces the Environmental Symposium 2011 hosted by Jacksonville's Environmental Protection Board and University of North Florida at which two or more Governing Board members may be present announces a public meeting to which all persons are invited.

DATE AND TIME: August 19, 2011, 8:00 a.m. – 5:00 p.m.

PLACE: University of North Florida, University Center, 5567 St. Johns Bluff Road, Jacksonville, FL 32246

GENERAL SUBJECT MATTER TO BE CONSIDERED: Opportunity to interact with the regulatory agencies responsible for developing and implementing environmental policy.

A copy of the agenda may be obtained by contacting: Environmental Quality Division at (904)255-7100 or EQDWorkshop@coj.net.

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

DATE AND TIME: Tuesday, August 23, 2011, 6:00 p.m.

PLACE: Hillsborough Community College Trinkle Center, 1206 North Park Road, Plant City, FL 33563

GENERAL SUBJECT MATTER TO BE CONSIDERED: Dover/Plant City Freeze Protection Management Plan Implementation Workshop: Public forum for discussion of freeze management plan, including metering, funding assistance and dry well allocation procedure. Governing Board and Advisory Committee members may attend.

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 Director at 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4702; TDD (FL Only) 1(800)231-6103 or email: 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: Carol.Lynch@watermatters.org; 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4605 (Ad Order EXE0162).

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

DATE AND TIMES: August 25, 2011, 9:00 a.m. and 1:00 p.m.

PLACE: SWFWMD Tampa Service Office, 7601 Highway 301 N., Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: THESE MEETINGS HAVE BEEN CANCELLED: Green Industry Advisory Committee meeting and Agricultural Advisory Committee 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 5 days before the workshop/meeting by contacting: SWFWMD Human Resources Director at 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4702. TDD (FL Only) 1(800)231-6103 or email: 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).

For more information, you may contact: Teri.Hudson@watermatters.org or 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4402 (AD Order #34418).

The **Big Cypress Basin** announces a public meeting to which all persons are invited.

DATE AND TIME: August 19, 2011, 9:00 a.m.

PLACE: Collier County Government Center, Commission Chamber, Building F, 3rd Floor, 3299 Tamiami Trail E., Naples, Florida 34112

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct regular Basin Board business, including the Adoption of the FY 2012 Basin Budget and Final Millage Rate.

A copy of the agenda may be obtained by contacting: Kathleen Tetrault at (239)263-7615.

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: Kathleen Tetrault at (239)263-7615. 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: Kathleen Tetrault at (239)263-7615.

---

#### DEPARTMENT OF ELDER AFFAIRS

The Florida **Department of Elder Affairs**, Advisory Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, September 2, 2011, 10:00 a.m. (EDT)

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4142039

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of initiatives the Advisory Council and the Department wish to undertake.

A copy of the agenda may be obtained by contacting: Whitney Hults-Richartz, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2318, email: hultsw@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Whitney Hults-Richartz, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2318, email: hultsw@elderaffairs.org. 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: Whitney Hults-Richartz, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2318, email: hultsw@elderaffairs.org.

---

#### AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, August 24, 2011, 10:00 a.m. – 12:00 Noon

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room A, Tallahassee, FL 32308; Conference Call: (641)593-6241, Passcode: 5384968#

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a telephone conference call of the State Consumer Health Information and Policy Advisory Council Data Standard and Transparency Steering Committee to which all interested parties are invited. The purpose is to conduct a meeting of key health care stakeholders to discuss issues relating to implementing Florida Statutes mandating transparency in health care through public reporting of health care data.

A copy of the agenda may be obtained by contacting: Faye Miller, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will also be posted at: <http://ahca.myflorida.com/SCHS/chis.dtsc.shtml> 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 5 days before the workshop/meeting by contacting: Faye Miller at (850)412-3735. 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: Faye Miller at (850)412-3735.

---

#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Probable Cause Panel of the **Construction Industry Licensing Board** announces a public meeting to which all persons are invited.

DATE AND TIMES: August 30, 2011, 9:00 a.m. and 10:00 a.m. or soon thereafter

PLACE: Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review complaints in which a determination of the existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: Paul Richard Waters, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062.

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: Paul Richard Waters, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062. 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: Paul Richard Waters, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062.



The **Electrical Contractors' Licensing Board** announces a public meeting to which all persons are invited.

**DATES AND TIMES:** September 21, 2011, 4:00 p.m.; September 22, 2011, 8:30 a.m.; September 23, 2011, 8:30 a.m.  
**PLACE:** Embassy Suites Hotel, 1100 S.E. 17th Street, Fort Lauderdale, FL 33316, (954)527-2700

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** September 21, 2011: Probable Cause Panel (portions may be closed to the public); September 22, 2011: Discipline & General Business; September 23, 2011: General Business.

A copy of the agenda may be obtained by contacting: Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0771, (850)717-1981.

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: Electrical Contractors' Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0771, (850)717-1981. 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.

The **Florida Engineers Management Corporation** announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** Monday, August 22, 2011, 2:00 p.m. (EST)

**PLACE:** Florida Board of Professional Engineers, 2507 Callaway Rd., Ste. 200, Tallahassee, FL 32303; Conference Call: 1(888)392-4560, Passcode: 1188973

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To review the preliminary audit.

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.

The **Board of Accountancy** announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** August 31, 2011, 10:00 a.m.

**PLACE:** Via Conference Call: 1(888)808-6959, Conference Code: 1332505

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Education Committee to consider items relating to the education requirements to sit for the CPA examinations.

A copy of the agenda may be obtained by contacting: Dewayne McBride, 240 N.W. 76th Drive, Suite A, Gainesville, Florida 32607.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 hours before the workshop/meeting. 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 ENVIRONMENTAL PROTECTION

**NOTICE OF RESCHEDULING – The Acquisition and Restoration Council** announces a public meeting to which all persons are invited.

**DATE AND TIME:** The ARC hearing/meeting previously scheduled for August 11-12, 2011 has been RESCHEDULED to Friday (Only), August 19, 2011, 9:00 a.m.

**PLACE:** Marjory Stoneman Douglas Building, Conference Rooms A&B, 3900 Commonwealth Boulevard, Tallahassee, FL 32399

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To receive public testimony and conduct its business of reviewing proposals for the management and use of state-owned conservation lands and for identifying new lands for potential conservation via state acquisition.

A copy of the agenda may be obtained by contacting: Teresia Whalen, Office of Environmental Services at (850)245-2555 or [teresia.whelen@dep.state.fl.us](mailto:teresia.whelen@dep.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 5 days before the workshop/meeting by contacting: Teresia Whalen, Office of Environmental Services at (850)245-2555 or [teresia.whelen@dep.state.fl.us](mailto:teresia.whelen@dep.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: Teresia Whalen, Office of Environmental Services at (850)245-2555 or [teresia.whelen@dep.state.fl.us](mailto:teresia.whelen@dep.state.fl.us).

**NOTICE OF CANCELLATION** – The **Department of Environmental Protection** announces the cancellation of a hearing.

**DATE AND TIME:** August 22, 2011, 9:00 a.m. – continuing day-to-day until completed

**PLACE:** Palm Beach County Convention Center, 650 Okeechobee Blvd., West Palm Beach, Florida 33401

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** CANCELLATION OF HEARING: The certification hearing scheduled to begin August 22, 2011, and noticed on July 1, 2011, for the Solid Waste Authority of Palm Beach County Renewable Energy Facility No. 2, Power Plant Site Certification Application number PA84-20A2, DOAH Case number 10-5935EPP, DEP Office of General Counsel Case Number 10-2026 has been cancelled.

In accordance with the Florida Electrical Power Plant Siting Act, Section 403.508(6), F.S., on July 28, 2011, all parties to this proceeding stipulated that there are no disputed issues of material fact or law to be raised at the certification hearing and filed a motion requesting that the Administrative Law Judge cancel the certification hearing and relinquish jurisdiction to the Department of Environmental Protection pursuant to Section 403.508(6)(a), F.S. On July 28, 2010, the Administrative Law Judge issued an order granting the request pursuant to Section 403.508(6)(b), F.S. Pursuant to Section 403.509(1), F.S., the Department of Environmental Protection will prepare and issue a Final Order within 40 days of the Judge's Order.

For more information, you may contact: Ms. Cindy Mulkey, Department of Environmental Protection, 3900 Commonwealth Blvd., MS 48, Tallahassee, Florida 32399-3000, (850)245-2002.

The Florida **Department of Environmental Protection, Office of Coastal and Aquatic Managed Areas** announces a public meeting to which all persons are invited.

**DATES AND TIME:** Wednesday and Thursday, September 21-22, 2011, 9:00 a.m. – 5:00 p.m.

**PLACE:** Oak Hammock Hall, Long Key Natural Area and Nature Center, 3501 S.W. 130th Avenue, Davie, FL 33330

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** FDEP Coral Reef Conservation Program is holding a Southeast Florida Coral Reef Initiative (SEFCRI) team meeting to update and facilitate discussion with team members regarding the following:

- SEFCRI's coral reef conservation efforts and accomplishments in S.E. Florida
- Future efforts to work with stakeholders and identify alternatives for improved management of coral reef resources in S.E. Florida
- Outcomes of various coral reef planning initiatives
- Future of Local Action Strategy (LAS) approach in Florida
- Role of the SEFCRI Team
- Upcoming U.S. Coral Reef Task Force Meeting to be held in Ft. Lauderdale, October 18-21, 2011

A copy of the agenda may be obtained by contacting: Christopher Boykin by e-mail: [Christopher.Boykin@dep.state.fl.us](mailto:Christopher.Boykin@dep.state.fl.us), phone: (305)795-1222, mail: 1277 N.E. 79 St./JFK Causeway, Miami, FL 33138-4206.

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: Katharine Tzadik at [Katharine.Tzadik@dep.state.fl.us](mailto:Katharine.Tzadik@dep.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 **Department of Environmental Protection** announces a hearing to which all persons are invited.

**DATE AND TIME:** October 12, 2011, 2:00 p.m.

**PLACE:** Bob Martinez Center, Room 611, 2600 Blair Stone Road, Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To receive testimony and public comment and take final action on management of the Small Community Grants priority lists under Chapter 62-505, Florida Administrative Code (F.A.C.). Funds are available for adding new projects to the Small Community Wastewater Facilities Grants priority list. Eligible grant amounts may be adjusted for projects already listed on a Small Community Grants priority list which remain incompletely funded. Additionally, some grant projects may need adjustment as a result of principal forgiveness loans awarded pursuant to the FY 2010 Federal SRF Capitalization Grant and its FY 2011 continuing resolutions regarding availability of principal forgiveness loans.

Prior to Department action at the hearing, all interested persons will have the opportunity to testify regarding the lists and any proposed actions. The Department may adopt, modify, or deny the proposed actions at the hearing.

After the hearing, the Department will file the written Record of Final Agency Action. A copy of the Record of Final Agency Action will be made available to persons sponsoring the

projects at issue and to any person submitting a timely written request. Such written requests must be submitted at the hearing or must be filed with: Department of Environmental Protection, Bureau of Water Facilities Funding, 2600 Blair Stone Road, Mail Station #3505, Tallahassee, Florida 32399-2400, no later than 5:00 p.m. on the first working day after the public hearing.

A copy of the agenda may be obtained by contacting: Gary Powell at the same address as shown above, phone (850)245-8358 or email: gary.powell@dep.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 5 days before the workshop/meeting by contacting: Gary Powell as shown above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

---

#### DEPARTMENT OF HEALTH

The **Board of Optometry** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, August 30, 2011, 9:00 a.m.

PLACE: Meet Me Number: 1(888)808-6959, Conference Code: 9849329103; 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 Optometry, 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.

---

The Florida **Department of Health**, Biomedical Research Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: August 23, 2011, 2:00 p.m. – 4:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 0186925#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Council business pertaining to the James and Esther King Biomedical Research Program and the Bankhead-Coley Cancer Research Program. Agenda and meeting materials located at: [www.floridabiomed.com](http://www.floridabiomed.com).

A copy of the agenda may be obtained by contacting: Chuck Wells, Office of Public Health Research, (850)245-4444, ext. 3933.

For more information, you may contact: Chuck Wells, Office of Public Health Research, (850)245-4444, ext. 3933.

---

#### DEPARTMENT OF CHILDREN AND FAMILIES

The **Department of Children and Families**, Central Region, Circuit 10 announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 23, 2011, 9:30 a.m.

PLACE: DCF, 1055 U.S. Hwy. 17 N., Bartow, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting. Circuit 10, Chapter 39 Local Planning Team Meeting.

A copy of the agenda may be obtained by contacting: Liesta Sykes, (863)534-7100.

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: Diane Dvorak, (863)534-7100. 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: Liesta Sykes or Diane Dvorak, (863)534-7100.

---

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

DATE AND TIME: August 30, 2011, 10:00 a.m.

PLACE: 1317 Winewood Blvd., Bldg. 6, Conference Room A, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: ITN #07D11GC2 – To Become the Community-Based Managing Entity for Substance Abuse and Mental Health Services in the Central Region – Initial Meeting of Evaluators. The purpose of this meeting is to review the guidelines for evaluation and distribute the responses received to the Department's evaluators.

For more information, you may contact: Michele Staffieri, Procurement Manager, (850)717-4354, [Michele\\_staffieri@dcf.state.fl.us](mailto:Michele_staffieri@dcf.state.fl.us).

---

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

DATE AND TIME: September 7, 2011, 10:00 a.m.

PLACE: 1317 Winewood Blvd., Bldg. 6, Conference Room A, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: ITN #07D11GC3 – To Become the Community-Based Managing Entity for Substance Abuse and Mental Health Services in the Northeast Region- Debriefing Meeting of the Evaluators. The purpose of this meeting is to retrieve copies of all responses from the Department's evaluators and to obtain and record their scores, which will be used to determine the short list for negotiations.

For more information, you may contact: Michele Staffieri, Procurement Manager, (850)717-4354, Michele\_staffieri@dcf.state.fl.us.

---

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

DATE AND TIME: September 9, 2011, 10:00 a.m.

PLACE: 1317 Winewood Blvd., Bldg. 6, Conference Room A, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: ITN #07D11GC1 – To Become the Community-Based Managing Entity for Substance Abuse and Mental Health Services in the Southeast Region – Debriefing Meeting of the Evaluators. The purpose of this meeting is to retrieve copies of all responses from the Department's evaluators and to obtain and record their scores, which will be used to determine the short list for negotiations.

For more information, you may contact: Michele Staffieri, Procurement Manager, (850)717-4354, Michele\_staffieri@dcf.state.fl.us.

---

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

DATE AND TIME: September 16, 2011, 10:00 a.m.

PLACE: 1317 Winewood Blvd., Bldg. 6, Conference Room A, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To Become the Community-Based Managing Entity for Substance Abuse and Mental Health Services; ITN #07D11GC1 Southeast Region; ITN #07D11GC2 Central Region; ITN #07D11GC3 Northeast Region – Potential Organizational Meeting of Negotiators. The purpose of this meeting is for the Department's negotiators to discuss the upcoming negotiations with the shortlisted Respondents.

For more information, you may contact: Michele Staffieri, Procurement Manager, (850)717-4354, Michele\_staffieri@dcf.state.fl.us.

---

The **Refugee Services Program** announces a public meeting to which all persons are invited.

DATE AND TIME: August 22, 2011, 2:00 p.m.

PLACE: Florida Department of Children and Families, Refugee Services, 1317 Winewood Blvd., Bldg. 5, Room 203, Tallahassee, Florida 32399-0700, Conference Call: 1(888)808-6959, Conference Code: 4883791#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The solicitation conference for the Invitation to Negotiate for Community-Based Refugee Services Lead Agency in Orange, Osceola, and Seminole Counties (ITN #07K11BS1), as provided for in Section 2.6 of the ITN published on the Vendor Bid System (VBS) on July 13, 2011.

A copy of the agenda may be obtained by contacting: Anna Bethea at Anna\_Bethea@dcf.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 5 days before the workshop/meeting by contacting: Anna Bethea at Anna\_Bethea@dcf.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).

---

#### FLORIDA HOUSING FINANCE CORPORATION

The **Florida Housing Finance Corporation** announces a workshop to which all persons are invited.

DATE AND TIME: Thursday, August 25, 2011, 9:00 a.m. – no later than 4:00 p.m.

PLACE: Tallahassee City Hall, Commission Chambers, 300 South Adams Street, Tallahassee, FL. The workshop will also be accessible via Conference Call: 1(888)808-6959, Conference Code: 1374197

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Housing encourages all potential applicants to attend the workshop – those planning to apply for the first time or who are unfamiliar with the Universal Application process, as well as persons who are familiar with the Universal Application process. Staff will present basic information about the Universal Application and will also discuss the changes between the 2009 and 2011 Universal Applications.

The workshop is open to the public. No pre-registration is required and there is no attendance fee.

The final Universal Application and Instructions, 2012 Qualified Allocation Plan (QAP) and Rule Chapters 67-21 and 67-48, F.A.C., which govern the Universal Application Programs, are available on Florida Housing's Website: [http://apps.floridahousing.org/StandAlone/FHFC\\_ECM/ContentPage.aspx?PAGE=0259](http://apps.floridahousing.org/StandAlone/FHFC_ECM/ContentPage.aspx?PAGE=0259).

These final documents will be used at the workshop and attendees should print and bring copies, as there will not be copies available for the public at the workshop.

IMPORTANT: Due to the complexity of the application process, attendees are encouraged to review the materials ahead of time and be prepared to ask questions at the

workshop. If you wish to confirm the date and time for the workshop or if additional information is needed, please feel free to contact: Jean Salmonsens by telephone at (850)488-4197 or by e-mail: Jean.Salmonsens@floridahousing.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Jean Salmonsens by telephone at (850)488-4197 or by e-mail: Jean.Salmonsens@floridahousing.org. 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: Jean Salmonsens by telephone at (850)488-4197 or by e-mail: Jean.Salmonsens@floridahousing.org.

---

#### DEPARTMENT OF FINANCIAL SERVICES

The Florida **Department of Financial Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 26, 2011, 1:00 p.m.

PLACE: 1801 Hermitage Boulevard, Room 440C, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a quarterly meeting of the Chief Financial Officer's Treasury Investment Committee pursuant to Section 17.575, Florida Statutes. The purpose of the meeting is to provide an overview of Treasury operations and performance.

A copy of the agenda may be obtained by contacting: Shari Bruno, Administrative Assistant II, Florida Department of Financial Services, Division of Treasury, 1801 Hermitage Boulevard, Tallahassee, Florida 32308, (850)413-2762.

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: Shari Bruno, Administrative Assistant II, Florida Department of Financial Services, Division of Treasury, 1801 Hermitage Boulevard, Tallahassee, Florida 32308, (850)413-2762. 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: Shari Bruno, Administrative Assistant II, Florida Department of Financial Services, Division of Treasury, 1801 Hermitage Boulevard, Tallahassee, Florida 32308, (850)413-2762. PLEASE NOTE: The Hermitage Building is a secure facility. Persons wishing to attend should call: Ms. Bruno to obtain access to the elevator that accesses the Fourth Floor.

---

#### FINANCIAL SERVICES COMMISSION

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: August 30, 2011, 9:00 a.m., during a regular meeting of the Financial Services Commission

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rule 690-138.047, Florida Administrative Code, published on July 1, 2011 in Vol. 37, No. 26, of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: The Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>.

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: Kerry Krantz, Office of Insurance Regulation, E-mail: Kerry.krantz@flor.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: Kerry Krantz, Office of Insurance Regulation, E-mail: Kerry.krantz@flor.com.

---

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: August 30, 2011, 9:00 a.m., during a regular meeting of the Financial Services Commission

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rule 690-162.203, Florida Administrative Code, published on July 1, 2011 in Vol. 37, No. 26, of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: The Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>.

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: Kerry Krantz, Office of Insurance Regulation, E-mail: Kerry.krantz@flor.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: Kerry Krantz, Office of Insurance Regulation, E-mail: Kerry.krantz@flor.com.

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: August 30, 2011, 9:00 a.m., during a regular meeting of the Financial Services Commission

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rule 690-164.020, Florida Administrative Code, published on July 1, 2011 in Vol. 37, No. 26, of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: The Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>.

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: Kerry Krantz at E-mail Kerry.Krantz@flor.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: Kerry Krantz at E-mail Kerry.Krantz@flor.com.

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: Thursday, September 8, 2011, 9:00 a.m.

PLACE: Room 116, Larson Building, 200 E. Gaines Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Fidelity Fire and Casualty Company and First Protective Insurance Company have requested average statewide rate increases of 24.8% for their dwelling fire programs. The proposed rate increases would be effective October 9, 2011, for new and renewal business. The requested rate increases are not uniform. Some areas are subject to higher rate increases.

Florida law allows the Office of Insurance Regulation to hold a public hearing for any purpose within the scope of the Insurance Code deemed to be necessary. Input from the insurers as well as interested parties will be received at this public hearing. If you are unable to attend this public hearing, please forward your comments to the Office of Insurance Regulation at [ratehearings@flor.com](mailto:ratehearings@flor.com); the subject line of your e-mail should read "Fidelity Fire and Casualty Company/First Protective Insurance Company."

A copy of the agenda may be obtained by contacting: Kenneth Tinkham, Esquire, (850)413-4292 or Cindy Walden, (850)413-2616.

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: Cindy Walden at (850)413-2616 or e-mail her at [cindy.walden@flor.com](mailto:cindy.walden@flor.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: Kenneth Tinkham, Esquire, (850)413-4292 or Cindy Walden, (850)413-2616.

#### DEPARTMENT OF MILITARY AFFAIRS

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

DATE AND TIME: August 19, 2011, 11:00 a.m.

PLACE: Adjutant General's Conference Room, St. Francis Barracks, 82 Marine Street, St. Augustine, Florida 32084

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Armory Board will consider action on contracts, leases, agreements and other business relative to real property and facility management issues under its control.

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

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

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

For more information, you may contact: Sondra Vaughn, (904)823-0201.

#### BOARD OF GOVERNORS

The Strategic Planning Committee of the **Board of Governors**, State University System announces a public meeting to which all persons are invited.

DATE AND TIME: August 26, 2011, 10:00 a.m. – 4:00 p.m.

PLACE: Live Oak Ballroom, Ferrell Commons, University of Central Florida, Orlando, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Update, SUS Regulations Workgroup – Continuing Education, Academic Program Coordination, Educational Sites; Update, State University System Structure; Discussion, SUS Strategic Plan; and other related business.

A copy of the agenda may be obtained by contacting: Mikey Bestebreurtje, Corporate Secretary, Board of Governors, 1614 Turlington Bldg., 325 W. Gaines St., Tallahassee, FL 32399-0400.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Office of Access and Equity, DOE, (850)245-9532 (Voice). 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: Mikey Bestebreurtje, Corporate Secretary, Board of Governors, 1614 Turlington Bldg., 325 W. Gaines St., Tallahassee, FL 32399-0400.

---

### CITRUS COUNTY TRANSIT

The **Citrus County Transit** announces a public meeting to which all persons are invited.

DATE AND TIMES: August 19, 2011, Public Meeting, 9:30 a.m. – 10:30 a.m.; Regular Meeting, 10:30 a.m. – 12:30 p.m.

PLACE: Lecanto Government Building, 3600 W. Sovereign Path, Room 166, Lecanto, FL 34461

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual Reports: a) Approval of system Safety Program Plan; b) Approval of SOP Manual – Hazard Security Plan (formerly Security Program Plan SOP; c) Approval of TDSP; d) Approval of Bylaws – Grievance Procedures

Statistics: April – June 2011

Discussion of Orange Line Update

Peer Review by Hernando County

Medicaid Back-up Bid

Other business as presented by the Board or public.

A copy of the agenda may be obtained by contacting: Becky Ear, (352)527-7630, Email: becky.ear@bocc.citrus.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 2 days before the workshop/meeting by contacting: County Administrator's Office, 110 N. Apopka

Ave., Inverness, FL 34450. 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: Becky Ear, (352)527-7630, 8:00 a.m. – 4:00 p.m., Email: becky.ear@bocc.citrus.fl.us.

---

### FLORIDA HEALTH MAINTENANCE ORGANIZATION CONSUMER ASSISTANCE PLAN

The **Florida Health Maintenance Organization Consumer Assistance Plan (FLHMOCAP)** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, September 26, 2011, 2:00 p.m.

PLACE: Colonial B Conference Room, Omni Championsgate Orlando, 1500 Masters Blvd., Championsgate, FL 33896; Conference Call: 1(877)434-2293, Passcode: 8504251634

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

A copy of the agenda may be obtained by contacting: Terri Jay at (850)425-1628 or by email: terri.jay@akerman.com. When available, a copy of the agenda will also be posted at [www.FLHMOCAP.com](http://www.FLHMOCAP.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. 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: Terri Jay, (850)425-1628 or Email: terri.jay@akerman.com.

---

### FLORIDA SELF-INSURERS GUARANTY ASSOCIATION, INC.

The **Florida Self-Insurers Guaranty Association, Inc.**, Audit Committee of its Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 23, 2011, 12:00 Noon

PLACE: Orlando World Center Marriott, 8701 World Center Drive, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Brian Gee, Executive Director at (850)222-1882.

The **Florida Self-Insurers Guaranty Association, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 23, 2011, 3:00 p.m.

PLACE: Orlando World Center Marriott, 8701 World Center Drive, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors will meet to discuss general business of the Association.

A copy of the agenda may be obtained by contacting: Brian Gee, Executive Director, Florida Self-Insurers Guaranty Association, Inc., 1427 E. Piedmont Drive, 2nd Floor, Tallahassee, FL 32308, (850)222-1882.

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.

---

**CENTER FOR INDEPENDENT LIVING IN CENTRAL FLORIDA, INC.**

The **Center for Independent Living in Central Florida, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: August 24, 2011, 5:00 p.m.

PLACE: 720 North Denning Drive, Winter Park, FL 32789

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Meeting.

A copy of the agenda may be obtained by contacting: Luana Kutz at lkutz@cilorlando.org or (407)623-1070.

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: Luana Kutz at lkutz@cilorlando.org or (407)623-1070. 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: Luana Kutz at lkutz@cilorlando.org or (407)623-1070.

---

**NORTHWOOD SHARED RESOURCE CENTER**

The **NSRC, Administration Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: August 25, 2011, 1:30 p.m.

PLACE: Department of State, 1949 N. Monroe, Suite 79, Room 115, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: NSRC Standard Operating Procedures review.

A copy of the agenda may be obtained by contacting: monica\_cash@nsrc.myflorida.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: Monica Cash, (850)921-4479. 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 **NSRC, Finance Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: August 26, 2011, 10:30 a.m.

PLACE: Agency for Persons with Disabilities, 4030 Esplanade Way, Room 301, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Finance matters of the NSRC.

A copy of the agenda may be obtained by contacting: monica\_cash@nsrc.myflorida.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: Monica Cash, (850)921-4479. 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 **NSRC, Board of Trustees** announces a public meeting to which all persons are invited.

DATE AND TIME: August 30, 2011, 1:30 p.m.

PLACE: Department of Business and Professional Regulation, 1940 North Monroe Street, Professions Board Room, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Meeting.

A copy of the agenda may be obtained by contacting: monica\_cash@nsr.myflorida.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: Monica Cash, (850)921-4479. 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).

---

**CENTER FOR INDEPENDENT LIVING OF SOUTH FLORIDA, INC.**

The **Center for Independent Living of South Florida, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Saturday, August 27, 2011, 12:00 Noon – 2:00 p.m.



PLACE: 6660 Biscayne Boulevard, Miami, FL 33138  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
 Regularly scheduled meeting of the Board of Directors of the Center for Independent Living of South Florida, Inc. The Finance Committee and other ad hoc committees will meet 11:00 a.m. – 12:00 Noon, prior to the Board Meeting.  
 If alternative format (Braille, large print, electronic or audiotape), ASL interpreter, or other accommodation is required, please request at least 14 days in advance of the meeting date. RSVP to: Mary@soflacil.org or call: (305)751-8025, (TDD) (305)751-8891.  
 A copy of the agenda may be obtained by contacting: Mary@soflacil.org or call: (305)751-8025, ext. 110.

**SOUTHWOOD SHARED RESOURCE CENTER**

The **Southwood Shared Resource Center** announces a public meeting to which all persons are invited.  
**DATE AND TIME:** Friday, August 19, 2011, 9:00 a.m.  
**PLACE:** Department of Transportation, Burns Building, Room 129, 605 Suwannee Street, Tallahassee, FL  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
 Special Meeting of the SSRC Technology Workgroup to review proposed LBRs.  
 A copy of the agenda may be obtained by contacting: Faye Hall at (850)414-4772 or email: faye.hall@dot.state.fl.us.  
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Faye Hall at (850)414-4772 or email: faye.hall@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).  
 For more information, you may contact: Faye Hall at (850)414-4772 or email: faye.hall@dot.state.fl.us.

**FLORIDA PORTS COUNCIL**

The **Florida Seaport Transportation and Economic Development Council** announces a public meeting to which all persons are invited.  
**DATE AND TIME:** August 30, 2011, 1:00 p.m. – 4:00 p.m.  
**PLACE:** Senate Office Building, Room 229, Tallahassee Florida  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
 General Business.  
 A copy of the agenda may be obtained by contacting: Toy Keller, Florida Ports Council, 502 East Jefferson Street, Tallahassee, Florida 32301, (850)222-8028.  
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the

agency at least 2 days before the workshop/meeting. 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: Toy Keller, Florida Ports Council, 502 East Jefferson Street, Tallahassee, Florida 32301, (850)222-8028.

**SOIL AND WATER CONSERVATION DISTRICTS**

The **Madison Soil and Water Conservation District** announces a public meeting to which all persons are invited.  
**DATE AND TIME:** August 16, 2011, 8:15 a.m.  
**PLACE:** The Farm Center, 1416 US 90 E., Madison, FL 32340  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
 General business.  
 A copy of the agenda may be obtained by contacting: Doris Newman.

**FLORIDA SURPLUS ASSET FUND TRUST**

The **Florida Surplus Asset Fund Trust** (FLSAFE) announces a public meeting to which all persons are invited.  
**DATE AND TIME:** Wednesday, August 31, 2011, 12:00 Noon  
**PLACE:** Akerman Senterfitt, 420 South Orange Avenue, Suite 1200, Orlando, Florida 32801  
**GENERAL SUBJECT MATTER TO BE CONSIDERED:**  
**A. BUSINESS ITEMS**  
 1. Call to Order/ Roll Call  
 2. Approval Prior Board Meeting Minutes  
     a. July 20, 2011  
 3. Guest Introductions  
**B. OTHER ITEMS**  
 1. Administrator Update and Recommendation – IA RFP  
 2. FL SAFE Counsel Comments – IA Proposal Agreement and Process  
 3. Board Member Comments  
**C. SET NEXT MEETING DATE/ ADJOURNMENT**  
 1. Future meeting dates  
 A copy of the agenda may be obtained by contacting: Jeff Larson, FL SAFE Administrator at least seven days in advance of the scheduled meeting. He may be contacted at (407)496-1597 or jlarson@floridamanagementservices.com.  
 Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Colette Weber, Administrative Assistant at

(352)728-9720. 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: Jeff Larson, FL SAFE Administrator at (407)496-1597 or email: jlarson@floridamanagementservices.com.

**FLORIDA STATEWIDE PASSENGER RAIL COMMISSION**

The Florida Statewide Passenger Rail Commission announces a public meeting to which all persons are invited.

DATE AND TIME: August 24, 2011, 10:00 a.m.

PLACE: Turnpike Headquarters, Turkey Lake Service Plaza-Mile Marker 263, Florida’s Turnpike, Auditorium A and B, Ocoee, FL 34761

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Commission business will be discussed.

A copy of the agenda may be obtained by contacting: www.floridarailcommission.com or Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458.

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: Deanna R. Hurt, Assistant General Counsel and Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**Section VII**

**Notices of Petitions and Dispositions Regarding Declaratory Statements**

**PUBLIC SERVICE COMMISSION**

NOTICE IS HEREBY GIVEN that Florida Public Service Commission has issued an order disposing of the petition for declaratory statement filed by Mediterranean Manors, Inc. on April 29, 2011. The following is a summary of the agency’s disposition of the petition:

The agency found, among other things, that (a) Mediterranean Manors is a multi-occupancy residential building and therefore Progress Tariff Sheet No. 4.116, § 11.06 is the applicable tariff; (b) Under Progress’ Tariff, the appropriate point of delivery with respect to the Mediterranean Manors’ buildings described in the petition is the utility designated point of delivery, which is the transformer; (c) Mediterranean Manors is responsible for maintenance of the underground electrical cables running from the pad-mount transformer to its service entrance; and (d) The question of whether Mediterranean Manors had the right to receive notice that Progress would no longer be responsible for cable maintenance is moot, based on the declaration on Question (c), and, further, the petition is denied as to this question because Mediterranean Manors did not specify any Tariff provision that would give it a right to receive such notice. The agency denied the petition to the extent that it requested a determination of the conduct of a third party. Docket No.: 110085-EI. The final order was filed on July 26, 2011.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Ann Cole, Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6770.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida has received the petition for declaratory statement from Ronald Gilch, Unit Owner/Petitioner, In Re: Greentree Villas Condominium Association, Inc., Docket No. 2011036868, filed on July 25, 2011. The petition seeks the agency’s opinion as to the applicability of Section 718.111(13), Florida Statutes, as it applies to the petitioner.

Whether Greentree Villas Condominium Association, Inc. may satisfy the notice requirements under Section 718.111(13), Florida Statutes, by posting notice on the condominium property and on its electronic bulletin board.

A copy 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.

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has

received the petition for declaratory statement from Dennis Schor, Unit Owner/Petitioner, In Re: Sunrise Island Condominium Associations I, II and II, Inc., Docket No. 2011036592, on July 20, 2011. The petition seeks the agency's opinion as to the applicability of Section 718.112(2)(n), Florida Statutes, as it applies to the petitioner.

Whether a director of Sunrise Island master association may be removed from the master board for voting not to assess the unit owners in his condominium for shared expenses under Section 718.112(2)(n), Florida Statutes.

A copy 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.

---

#### **DEPARTMENT OF HEALTH**

NOTICE IS HEREBY GIVEN that the Department of Health has issued an order disposing of the petition for declaratory statement filed by V.L. Rajyaguru, M.D. on June 6, 2011. The following is a summary of the agency's disposition of the petition:

The Final Order, which was filed on July 28, 2011, GRANTS the petition. It informs petitioner that, although his three clinic locations fall within the definition of pain-management clinics, he appears to meet a statutory exemption and, therefore, he is not required to register the three clinic locations as pain-management clinics.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Amy Carraway, Deputy Agency Clerk, Department of Health, Division of Medical Quality Assurance, 4052 Bald Cypress Way, Bin #C01, Tallahassee, Florida 32399-3251, (850)245-4120.

---

NOTICE IS HEREBY GIVEN that the Department of Health has received the petition for declaratory statement from Tampa Pain Relief Center, Inc. The petition seeks the agency's opinion as to the applicability of Sections 458.3265(1) and 459.0137(1), Florida Statutes, as it applies to the petitioner.

The issue relates to the meaning of surgical services and whether the various clinic locations operated under Petitioner meet the statutory exemption from having to register based on the majority of the physicians in the clinics primarily providing surgical services.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Joy Tootle, Executive Director, Florida Board of Medicine, Department of Health, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399.

---

NOTICE IS HEREBY GIVEN that the Board of Medicine has received a Petition for Declaratory Statement filed on behalf of Gino J. Sedillo, M.D., on July 29, 2011. The Petitioner requests that the Board find that the payment of termination compensation to Petitioner does not constitute fee-splitting in violation of Section 458.331(1)(i), Florida Statutes, when such payment includes both the professional and technical components of cardiac catheterization services and procedures which are performed by or with the personal and direct supervision of Petitioner in the cardiac catheterization laboratory of which Petitioner is a shareholder. The Board will consider this petition at its meeting currently scheduled for September 30 – October 1, 2011.

Copies of the petition may be obtained by writing Joy A. Tootle, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

---

NOTICE IS HEREBY GIVEN that Board of Respiratory Care has issued an order disposing of the petition for declaratory statement filed by Sheryle Barrett, B.A., on behalf of The Florida Society for Respiratory Care on May 6, 2011. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 37, No. 22, of the June 3, 2011, Florida Administrative Weekly. The Board considered the Petition at a meeting held on July 8, 2011. The petition requested the Board's interpretation of Chapter 468, Part V, Florida Statutes, Rules 64B32-5.001 and 64B32-5.003, Florida Administrative Code, and specifically clarification of credentialing designations for certified respiratory therapists and registered respiratory therapists who may or may not have been credentialed by the National Board for Respiratory Care and who may or may not have maintained their credentials through the National Board for Respiratory Care. The Board's Order, filed on July 28, 2011, denies the Petition for Declaratory Statement. The Petition as submitted is not applicable to one person but rather to all licensees and is not appropriate for determination by means of a declaratory statement.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Allen Hall, Executive Director, Board of Respiratory Care, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

Please refer all comments to: Allen Hall, Executive Director, Board of Respiratory Care, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

---

**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**

**DEPARTMENT OF EDUCATION**

**NOTICE TO DESIGN/BUILDER**

The University of Florida Board of Trustees and University Athletic Association announce that Design/Build services will be required for the project listed below:

Project: UAA-25: Stadium Concourse Renovation, Gainesville, Florida

The project focuses on the Stadium concourse. Included in the scope are the West, East and South Concourses on both the main and upper levels plus adjacent Restrooms and Concessions. But, the project will be in phases depending on funding availability. The design scope for this phase will include west stadium concourse only, and it is aimed at improving the Stadium functionality and image for both game day and non-game day use. The primary goals are as follows:

1. Update finishes for a consistent and clean appearance
2. Reduce visual clutter especially overhead mechanical and electrical utilities
3. Improve crowd flow
4. Improve the functionality of Concessions for users and vendors
5. Create exciting spaces for game day as non-game day visitors

The total project budget for this phase, West Concourse renovation is \$5,400,000.00, including site improvement, fees, survey existing conditions, testing, and contingencies. Construction shall be "fast-tracked" to begin by January 2, 2012 and completed by August 1, 2012. Gold LEED (Leadership in Energy and Environmental Design) certification by the U.S. Green Building Council is required depending on the developed scope rating system will be determined.

The contract for design/build services will consist of two parts. Part one services include design, construction administration, value engineering, constructability analysis, development of a cost model, estimating, and the development of a Guaranteed Maximum Price (GMP) proposal based on 60% Construction Documents, for which the design/builder will be paid a fixed fee.

If the GMP is accepted, part two, the construction phase, will be implemented. In part two of the contract, the design/builder becomes the single point of responsibility for completion of the construction documents, performance of the construction of the project and shall publicly bid trade contracts. Failure to negotiate an acceptable fixed fee for part one of the contract, or to arrive at an acceptable GMP within the time provided in the agreement may result in the termination of the design/builder's contract.

Blanket design professional liability insurance will be required from the architect, mechanical, electrical, plumbing, fire protection and structural engineering sub-consultants for this project and will be provided as a part of Basic Services. Plans and specifications for University of Florida projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes.

Applicants will be evaluated on the basis of their past performance, experience, personnel, design and construction ability, references, bonding capacity, workload, and responses to questions posed both in the shortlist and interview phases. The Selection Committee may reject all proposals and stop the selection process at any time.

At the time of application, the applicant must be licensed to practice as a general contractor in the State of Florida and the applicant or its architectural, landscape architectural, and engineering consultants must possess current design licenses from the appropriate governing board and be properly registered to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Applicants desiring to provide design/build services for the project shall submit a proposal only after thoroughly reviewing the facilities program, Project Fact Sheet, and other background information. The proposal shall be prepared as specified in the DBQS Instructions and shall include:

1. A Letter of Application that concisely illustrates the applicant's understanding of the scope of services, schedule, and other goals and considerations as outlined in the Project Fact Sheet and facilities program.
2. Company information and signed certification.
3. A completed, project-specific "Design/Builder Qualifications Supplement" (DBQS) proposal. Applications on any other form will not be considered.
4. Resumes and other pertinent credentials for all proposed staff (applicant and consultants).
5. Proof of the applicant's corporate status in Florida (if applicable) and copies of current licenses for all construction, architectural, and engineering entities (applicant and consultants) from the appropriate governing board.
6. Proof of bonding capacity and proof of all design entities' or consultants' (architecture and engineering) ability to be insured for the level of professional liability coverage demanded for this project.

As required by Section 287.133, Florida Statutes, an applicant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected design/building must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

Incomplete proposals will be disqualified. Submittal materials will not be returned.

Additional information to assist the applicant in preparing a complete proposal – including the project-specific DBQS forms, instructions, Project Fact Sheet, facilities program, UF Design Services Guide, UF Design and Construction Standards, standard University of Florida Owner-Design/Builder agreement, and other project and process information – can be found on the Facilities Planning and Construction website.

Finalists may be provided with supplemental interview requirements and criteria as needed. Provide the number of copies prescribed in the Project Fact Sheet. Submittals must be received in the Facilities Planning & Construction office by

3:00 p.m. (Local Time), Monday, September 12, 2011. Facsimile (FAX) submittals are not acceptable and will not be considered.

Facilities Planning and Construction  
232 Stadium / P. O. Box 115050  
Gainesville, FL 32611-5050  
Telephone: (352)273-4000; Fax: (352)273-4034  
Internet: www.facilities.ufl.edu

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### NOTICE OF INVITATION TO BID BID NO. BDC 06-10/11

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Construction is soliciting formal competitive bids from certified or registered contractors licensed to work in the jurisdiction for the project listed below:

**PROJECT NAME:** Hillsborough River State Park – Wastewater Collection System Rehabilitation and Replacement  
**SCOPE OF WORK:** The Contractor shall furnish all labor, material, equipment and supervision to construct the proposed Wastewater Collection System Rehabilitation and Replacement, which includes, but is not limited to completing all sewer collection system connections and associated work for the Park Facilities.

Pursuant to Executive Order 07-126 and Section 255.252(3), F.S. the Department requires the proposed project be designed and constructed in accordance with green building standards where applicable.

**PROJECT BUDGET:** \$360,000.00

**PARK LOCATION:** Hillsborough River State Park, 15402 US 301N, Thonotosassa, Florida in Hillsborough County

**PROJECT MANAGER:** Fred Hand, Bureau of Design and Construction, Alfred B. Maclay Gardens State Park, 3540 Thomasville Road, Tallahassee, Florida 32309, Telephone: (850)488-5372, Fax: (850)488-3537.

**MINORITY BUSINESS REQUIREMENT:** The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

**PREQUALIFICATION:** When the total Bid including Alternates exceeds \$200,000, each Bidder whose field is governed by Chapter 399, 455, 489 or 633, Florida Statutes, for

licensure or certification, must submit the following prequalification data of their eligibility to submit bids 240 hours (10 days) PRIOR TO the Bid Opening date, unless the Bidder has been previously qualified by the Department of Environmental Protection for the current biennium (July 1 – June 30) of odd numbered years in accordance with subsection 60D-5.004(2), F.A.C., as evidenced by a letter from DEP to the Bidder, which letter shall be presented to DEP upon request. If the Department requires clarification or additional information, Bidder shall submit such information by 120 hours (5 days) prior to Bid Opening. Material submitted after those deadlines shall disqualify the Bidder.

**NON-MANDATORY PRE BID MEETING:** There will be a non-mandatory pre-bid meeting on Thursday, September 1, 2011. Prospective contractors should meet at 10:00 a.m. (Eastern Time) at the Park's Meeting Hall.

**INSTRUCTIONS:** Any firm desiring a Project Manual for this project may obtain a copy by writing to the address or calling the telephone number below. A Compact Disk (CD) containing the plans and specifications will be available on August 12, 2011 at Hillsborough River State Park, 15402 US 301N, Thonotosassa, Florida 33592, Attention: Kimberlee Tennille, Park Manager, (813)987-6870, Fax: (813)987-6773.

**ADA REQUIREMENTS:** Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact: Michael Renard, Bureau of Design and Construction, (850)488-5372 at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**BID SUBMITTAL DUE DATE:** No later than 3:30 p.m. (ET), Tuesday, September 13, 2011, to the below address: Florida Department of Environmental Protection, Bureau of Design and Construction, 3540 Thomasville Road, Tallahassee, Florida 32309, Attention: Michael Renard, Construction Projects Administrator, Bureau of Design and Construction, (850)488-5372. The Department reserves the right to reject any or all bids.

**BID POSTING DATE:** No later than 2:00 p.m. (ET), Tuesday, September 20, 2011, unless extended by the Department for good cause.

**NOTICE OF RIGHTS:** Notice of Intent to Protest the Bid Specifications must be filed with (received by) the Agency Clerk, Lea Crandall, Department of Environmental Protection, Office of General Counsel, MS #35, 3900 Commonwealth Blvd., Tallahassee Florida 32399-3000, (850)245-2242, Fax: (850)245-2303, Lea.Crandall@dep.state.fl.us during the 72-hour period after Bid Specifications are posted on the Vendor Bid System. Failure to file a Notice of Intent to Protest or a formal, written Protest in accordance with Chapter 28-110,

F.A.C., within ten days after the 72-hour period ends, as prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of your right to an administrative hearing on the Bid Specifications under Chapter 120, Florida Statutes. Rules for bid protests can be found in Sections 120.569 and 120.57, F.S., and Chapter 28-110, Florida Administrative Code. A bid protester shall comply with these statutes and rules.

---

#### NOTICE OF INVITATION TO BID

BID NO. BDC 07-10/11

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Construction is soliciting formal competitive bids from paving contractors licensed to work in the jurisdiction for the project listed below: PROJECT NAME: Long Key State Park – Resurface Campground Road

**SCOPE OF WORK:** The contractor shall provide the necessary labor, materials, equipment, and supervision to resurface campground road, new ADA parking slab, RV dump station modifications, dumpster pad reconstruction, and campground entrance modification.

Pursuant to Executive Order 07-126 and Section 255.252(3), F.S. the Department requires the proposed project be designed and constructed in accordance with green building standards where applicable.

**PROJECT BUDGET:** \$140,000.00

**PARK LOCATION:** Long Key State Park, 67400 Overseas Hwy., Long Key, Florida in Monroe County

**PROJECT MANAGER:** Fred Hand, Bureau of Design and Construction, Alfred B. Maclay Gardens State Park, 3540 Thomasville Road, Tallahassee, Florida 32309, Telephone: (850)488-5372, Fax: (850)488-3537.

**MINORITY BUSINESS REQUIREMENT:** The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

**PREQUALIFICATION:** When the total Bid including Alternates exceeds \$200,000, each Bidder whose field is governed by Chapter 399, 455, 489 or 633, Florida Statutes, for licensure or certification, must submit the following prequalification data of their eligibility to submit bids 240 hours (10 days) PRIOR TO the Bid Opening date, unless the Bidder has been previously qualified by the Department of Environmental Protection for the current biennium (July 1 - June 30) of odd numbered years in accordance with subsection 60D-5.004(2), F.A.C., as evidenced by a letter from DEP to the Bidder, which letter shall be presented to DEP upon request. If the Department requires clarification or additional information,

Bidder shall submit such information by 120 hours (5 days) prior to Bid Opening. Material submitted after those deadlines shall disqualify the Bidder.

**INSTRUCTIONS:** Any firm desiring a Project Manual for this project may obtain a copy by writing to the address or calling the telephone number below. A Compact Disk (CD) containing the plans and specifications will be available on Friday, August 12, 2011, Long Key State Park, P. O. Box 776, Long Key, Florida 33001, Attention: Catherine Close, Park Manager, Telephone: (305)664-4815, Fax: (305)664-2629.

**ADA REQUIREMENTS:** Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact: Michael Renard, Bureau of Design and Construction, (850)488-5372 at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**BID SUBMITTAL DUE DATE:** No later than 3:30 p.m. (ET), Wednesday, September 7, 2011 to the below address: Florida Department of Environmental Protection, Bureau of Design and Construction, 3540 Thomasville Road, Tallahassee, Florida 32309, Attention: Michael Renard, Construction Projects Administrator, Bureau of Design and Construction, (850)488-5372. The Department reserves the right to reject any or all bids.

**BID POSTING DATE:** No later than 2:00 p.m. (ET), Tuesday, September 13, 2011 unless extended by the Department for good cause.

**NOTICE OF RIGHTS:** Notice of Intent to Protest the Bid Specifications must be filed with (received by) the Agency Clerk, Lea Crandall, Department of Environmental Protection, Office of General Counsel, MS #35, 3900 Commonwealth Blvd., Tallahassee FL 32399-3000, (850)245-2242, Fax: (850)245-2303, Lea.Crandall@dep.state.fl.us during the 72-hour period after Bid Specifications are posted on the Vendor Bid System. Failure to file a Notice of Intent to Protest or a formal, written Protest in accordance with Chapter 28-110, F.A.C., within ten days after the 72-hour period ends, as prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of your right to an administrative hearing on the Bid Specifications under Chapter 120, Florida Statutes. Rules for bid protests can be found in Sections 120.569 and 120.57, F.S., and Chapter 28-110, Florida Administrative Code. A bid protester shall comply with these statutes and rules.

## DEPARTMENT OF HEALTH

### PUBLIC ANNOUNCEMENT FOR PROFESSIONAL SERVICES FOR ARCHITECTURE-ENGINEERING CONTINUING CONTRACTS FOR SOUTH FLORIDA REGION

The State of Florida, Department of Health, Division of Administration, Bureau of General Services, Office of Design and Construction, announces that professional services are required for the Contract listed below. These Services may be used for projects anywhere in the State of Florida at the sole discretion of the Department of Health, however, it is anticipated that the vendors selected will primarily be activated for projects in the Southern region of the state. For this contract, the Southern Region is defined as all counties south of and including Palm Beach, Hendry and Lee. Multiple firms may be selected under this Continuing Contract and may be activated at the sole discretion of the Department as workload may occasion. Selected firms may be assigned projects having estimated construction cost, planning or study fees not exceeding the threshold amounts of \$2,000,000 (Construction) and \$200,000 (Planning or Study fee) respectively, provided for in Section 287.055, Florida Statutes. This contract will be for an initial period of two (2) years with an option to renew for an additional two-year period.

**QUALIFICATIONS SELECTION CRITERIA:** Firms must be properly licensed in the State of Florida at the time of submittal. Selections will be made in accordance with Section 287.055, Florida Statutes. The Selection Committee will conduct interviews with and may require public presentation by no fewer than three (3) firms regarding their qualifications, understanding of program/requirements and approach and methodology for providing required services. **SELECTION OF FINALIST FOR INTERVIEW:** Selection for interview will be made on the basis of professional services qualifications including relevant experience and ability, location, recent experience, current and projected workloads of the firms, technical and Florida licensed professional staff and volume of Florida Departments of Health and Management Services work. The firm or firms selected must be registered with MyFloridaMarketPlace (MFMP) prior to execution of a contract. However, they will be exempt from the one percent MFMP fee.

Applications being sent via the U.S. Mail or via overnight express service shall be sent to: Charles Alby, Senior Architect, Florida Department of Health, Office of Design and Construction, 4052 Bald Cypress Way, BIN #B06, Tallahassee, Florida 32399-1734, Phone: (850)245-4444, ext. 3167, Facsimile: (850)412-1419.

**PROJECT NUMBER:** 2009600

**PROJECT NAME:** South Region Continuing Contracts for Architectural – Engineering Services

**SERVICES TO BE PROVIDED:** Architecture-Engineering Services

RESPONSE DUE DATE: Friday, September 2, 2011, 4:00 p.m. (EDT). Any Responses received after the due date and time will be deemed non-responsive and will not receive further consideration.

INSTRUCTIONS: Submit three (3) bound copies of the following information:

1. Table of contents
2. Letter of interest
3. A copy of the current Department of Health Professional Qualifications Supplement (PQS) Form DBC5112 Revised 7/1/04. A copy of this form can be obtained by calling (850)245-4444, ext. 3167 and at the following Website: [http://vbs.dms.state.fl.us/vbs/main\\_menu](http://vbs.dms.state.fl.us/vbs/main_menu)
4. A copy of the firm's current Florida Professional License registration. (Proper registration at the time of application is required).
5. (CORPORATIONS ONLY) Current Corporate Certificate providing evidence of validation date and designation of professional or professionals qualifying the corporation to practice Architecture and/or Engineering.
6. Completed Standard Form 330

\*In Article 19, Relevant Projects, and Article 23, Project Owner's Information, list only projects designed, under construction, and/or completed within the past five (5) years.

7. All future notices regarding this solicitation and results of selection will be posted at the following web site: [http://vbs.dms.state.fl.us/vbs/main\\_menu](http://vbs.dms.state.fl.us/vbs/main_menu)

\* All applicants are urged to limit their submittal content to fifty (50) pages, excluding front and back covers and any section dividers. However, this is not a mandatory requirement.

EVALUATION: All proposals submitted shall become the property of the Department of Health. The submitted proposals will be placed on file and not returned. The Department reserves the right to deem proposals that do not comply with the above instructions and/or do not include the required qualification data non-responsive. The applicant will not receive further consideration.

**MINORITY AND SERVICE-DISABLED VETERAN BUSINESS – PARTICIPATION**

The Department of Health encourages minority and women-owned business (MWBE) and service-disabled veteran business enterprise (SDVBE) participation in all its solicitations. Bidders are encouraged to contact the Office of Supplier Diversity at (850)487-0915 or visit their website at: <http://osd.dms.state.fl.us> for information on becoming a certified MWBE or SDVBE.

POSTING OF RESULTS: Results of the short listing evaluation will be posted on the DMS Vendor Bid System at [http://vbs.dms.state.fl.us/vbs/main\\_menu](http://vbs.dms.state.fl.us/vbs/main_menu) within 48 hours after the committee's recommendation. In the event that this information cannot be posted within this time frame, then the applicant firms will be notified of the results by e-mail. Proposals shall include, in the cover letter of each submission,

the name of the contact person, e-mail address and direct phone number to be used. All future announcements, results and information about the selection for this project will be posted on the DOH Website at: [http://vbs.dms.state.fl.us/vbs/main\\_menu](http://vbs.dms.state.fl.us/vbs/main_menu).

Special Instructions to access website: Go to link above – open – go to “Search Advertisements” open – go to “Agency” select “Dept of Health” – go to “Advertisement Type” – select “Competitive Solicitation” – Do not fill-in any other boxes – go to bottom and click “Initiate Search” – advertisement is located in the list shown in the box.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**ADVERTISEMENT FOR BIDS**

BIDS ARE REQUESTED FROM QUALIFIED CONTRACTORS BY THE FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION FOR THE CONSTRUCTION OF:

PROJECT NO: FWC 11/12-15

PROJECT NAME: **INSTALLATION AND REPLACEMENT OF AIDS TO NAVIGATION**

PROJECT LOCATION: DADE COUNTY, FLORIDA

FOR: Work on this proposed Contract comprises installation and removal of pilings, signs, buoys, anchors and requisite mounting hardware for waterway markers at Blue Lagoon, Biscayne Bay, Coral Gables Waterway, Dumbfounding Bay, Intracoastal Waterway, Maule Lake, Miami River, Oleta River, Sky Lake and Snake Creek Canal.

QUALIFICATION: Each bidder whose field is governed by Chapters 399, 455, 489 and 633, Florida Statutes, for licensure or certification must submit qualification data of their eligibility to submit proposals with their bid.

REQUIRED BONDS: On projects where the base bid and sum of all additive alternates exceeds \$100,000, bids shall be accompanied by a bid guarantee of not less than five (5) percent of the amount of the bid.

After award of contract, a 100% performance bond and a 100% labor and material payment bond will be required.

Sealed bids will be received, publicly opened and read aloud on:

DATE AND TIME: September 6, 2011, 2:00 p.m. (EDT)

PLACE: Purchasing Office, Room 364, Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)488-3427

PROPOSAL: Bids must be submitted in full accordance with the requirements of the Drawings, Specifications, Bidding Conditions and Contractual Conditions.



**BID PACKAGE:** Bid documents shall be obtained by downloading at no cost from: [http://myflorida.com/apps/vbs/vbs\\_www.search.criteria\\_form](http://myflorida.com/apps/vbs/vbs_www.search.criteria_form) search for Number: FWC 11/12-15.

**CONTACT PERSON:**

Direct questions to the Bid Supervisor:

Ms. Sharita Spradley  
 Florida Fish & Wildlife Conservation Commission  
 Purchasing Dept.  
 620 South Meridian Street  
 Tallahassee, Florida 32399-1600  
 Tel.: (850)488-3427  
 Fax: (850)921-2500  
 e-mail: [sharita.spradley@MyFWC.com](mailto:sharita.spradley@MyFWC.com)

**DEPARTMENT OF MILITARY AFFAIRS**

**INVITATION TO BID**

The State of Florida, Department of Military Affairs (DMA), Construction and Facility Management Office (CFMO) requests bids from State of Florida registered and licensed General Contractors for the following projects located at two locations in the State of Florida.

FOR COMPLETE INFORMATION, & SUBMISSION REQUIREMENTS YOU MUST GO TO THE MYFLORIDA.COM VENDOR BID SYSTEM (VBS) ON OR AFTER 12 August 2011, AT: [http://wbs.dms.state.fl.us/vbs/main\\_menu](http://wbs.dms.state.fl.us/vbs/main_menu). All documents for submitting will be available on the dates listed with the below projects.

**PROJECT NAME/NUMBER:**

- 206040 – Renovations to Lakeland Army National Guard Armory – VBS – 8/12/2011
- 207009 – Renovations to Chipley Army National Guard Armory – VBS – 8/12/2011

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

**MANDATORY SITE VISIT:** As stated on the Vendor Bid System (See Above)

**BID OPENINGS:** As stated on the Vendor Bid System (See Above)

**STATEMENT OF WORK:** 206040 & 207009 – Renovations of training and administration building(s); private vehicle parking; military vehicle parking; unheated equipment storage; force protection/security systems; site grading and storm water control systems. These facilities will require utilization of construction materials and equipment offering the greatest degree of maintenance-free longevity and operational energy efficiency.

**POINT OF CONTACT:** Department of Military Affairs, Construction & Facility Management Office, Contracting Branch, (904)823-0256, (904)827-8544 or e-mail: [cfmocontracting@ng.army.mil](mailto:cfmocontracting@ng.army.mil).

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

Request for private meetings by individual firms will not be granted. No individual verbal communication shall take place between any applicants and the Owners or Owner’s representatives.

Request for any additional information, clarifications, or technical questions must be requested in writing.

**BARTON MALOW COMPANY**

Advertisement for Bids

Barton Malow Company, an EOE, requests Bid Proposals for UNF Osprey Dining Facility Bid Pack 3 – Early Release package. Bid Categories available for bid are: No. 3.2.0 Sitework, 3.3.0 Concrete, 3.5.0 Structural Steel, 3.14.0 Conveying Systems. This project consists of construction of a new full service dining facility. Bid Proposals will be received at: Barton Malow Company, 7016 Davis Creek Road, Jacksonville, Florida 32256 by hand delivery, mail or email: [jess.lastinger@bartonmalow.com](mailto:jess.lastinger@bartonmalow.com), Fax: (904)886-5378. Bid Proposals should be received no later than 4:00 p.m. (Local Time), August 19, 2011. Address all Bid Proposals to the Attention: Jess Lastinger. Bidding Documents will be available for examination and distribution on or after August 28, 2011. Examination may be made at: Barton Malow Jacksonville Office or on [www.gradebeam.com](http://www.gradebeam.com). Call (904)886-5377 with any questions.

**Section XII  
 Miscellaneous**

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

On June 17, 2011, the Citrus Research Development Foundation recommended to the Department of Agriculture and Consumer Services an assessment rate of three cents (3¢) per each standard packed box of citrus fruit for the season August 1, 2011 through July 31, 2012. In accordance with the Citrus Research Order and Section 573.118, Florida Statutes, the Department of Agriculture and Consumer Services has set

the assessment rate at three cents (3¢) per each standard packed box of citrus fruit for the season August 1, 2011 through July 31, 2012.

**DEPARTMENT OF COMMUNITY AFFAIRS**

DCA Order No. DCA11-OR-156

In re: A LAND DEVELOPMENT REGULATION  
ADOPTED  
BY ISLAMORADA, VILLAGE OF ISLANDS  
ORDINANCE NO. 11-12

**FINAL ORDER**

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to §§ 380.05(6), Florida Statutes, and § 380.0552(9), Florida Statutes (2010), approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

**FINDINGS OF FACT**

1. The Florida Keys Area is a statutorily designated area of critical state concern, and Islamorada, Village of Islands is a local government within the Florida Keys Area.
2. On June 24, 2011, the Department received for review Islamorada, Village of Islands Ordinance No. 11-12 ("Ord. No. 11-12") adopted by the Village on May 26, 2011.
3. Ord. No. 11-12 amends Chapter 30, Article IV Administrative Procedures, Division 12 Transfers of Development Rights of the Village Code. Ord. No. 11-12 amends Sections 30-505 and 30-506 of the Land Development Code and provides for the transfer of development rights for non-residential floor area, allows for the transfer of development rights for residential dwelling units, and provides for development of affordable housing on the sender site after the transfer of density.

**CONCLUSIONS OF LAW**

4. The Department is required to approve or reject land development regulations or portions thereof that are enacted, amended, or rescinded by any local government in the Florida Keys Area of Critical State Concern. §§ 380.05(6), Florida Statutes, and § 380.0552(9), Florida Statutes (2010).
5. Islamorada, Village of Islands is a local government within the Florida Keys Area of Critical State Concern. § 380.0552, Florida Statutes (2010), and Rule 28-29.002 (superseding Chapter 27F-8), Florida Administrative Code.

6. "Land development regulations" include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Florida Statutes (2010). The regulations adopted by Ord. 11-12 are land development regulations.
7. All land development regulations enacted, amended or rescinded within an area of critical state concern must be consistent with the Principles for Guiding Development (the "Principles") as set forth in § 380.0552(7), Florida Statutes (2010). See Rathkamp v. Department of Community Affairs, 21 F.A.L.R. 1902 (Dec. 4, 1998), aff'd, 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.
8. Ord. 11-12 promotes and furthers the following Principles:
  - (a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without continuing the area of critical state concern designation.
  - (l) To make available adequate affordable housing for all sectors of the population of the Florida Keys.
9. Ord. 11-12 is not inconsistent with the remaining Principles. Ord. 11-12 is consistent with the Principles for Guiding Development as a whole.
10. Ord. 11-12 is consistent with the Village Comprehensive Plan Policy 1-3.1.4.

WHEREFORE, IT IS ORDERED that Ord. 11-12 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

**NOTICE OF ADMINISTRATIVE RIGHTS**

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

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO

SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND

YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 2555 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100.

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

PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

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

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

\_\_\_\_\_  
 J. Thomas Beck, AICP  
 Director, Division of Community Planning  
 Department of Community Affairs  
 2555 Shumard Oak Boulevard  
 Tallahassee, Florida 32399-2100

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned Agency Clerk of the Department of Community Affairs, and that true and correct copies have been furnished to the persons listed below by the method indicated this 3rd day of August, 2011.

\_\_\_\_\_  
 Paula Ford, Agency Clerk

By U.S. Mail:  
 Honorable Michael Reckwerdt, Mayor  
 Islamorada, Village of Islands  
 Post Office Box 568  
 Islamorada, FL 33036

Beverly Raddatz, Village Clerk  
 Islamorada, Village of Islands  
 Post Office Box 568  
 Islamorada, FL 33036

Nina Boniske, Esq.  
 James White, Esq.  
 Weiss Serota Helfman Pastoriza  
 Guedes Cole & Boniske, P.A.  
 2525 Ponce De Leon Blvd., Suite 700  
 Coral Gables, Florida 33134-6045

**DEPARTMENT OF COMMUNITY AFFAIRS**

DCA Order No. DCA11-OR-153

In re: A LAND DEVELOPMENT REGULATION  
ADOPTED  
BY ISLAMORADA, VILLAGE OF ISLANDS  
ORDINANCE NO. 11-14

**FINAL ORDER**

The Department of Community Affairs (the “Department”) hereby issues its Final Order, pursuant to §§ 380.05(6), Florida Statutes, and § 380.0552(9), Florida Statutes (2010), approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

**FINDINGS OF FACT**

1. The Florida Keys Area is a statutorily designated area of critical state concern, and Islamorada, Village of Islands is a local government within the Florida Keys Area.
2. On July 14, 2011, the Department received for review Islamorada, Village of Islands Ordinance No. 11-14 (“Ord. No. 11-14”) adopted by the Village on June 9, 2011.
3. Ord. No. 11-14 amends Chapter 30, Article IV Administrative Procedures, Division 11 Building Permit Allocation System of the Village Code. Ord. No. 11-14 amends the evaluation and award criteria for the Building Permit Allocation System based on infrastructure availability, level of service standards, environmental carrying capacity constraints, and hurricane evacuation clearance time. The revision to Section 30-476 include implementation criteria for the awarding of points and the number of points that can be awarded for wastewater connections under the Building Permit Allocation System.

**CONCLUSIONS OF LAW**

4. The Department is required to approve or reject land development regulations or portions thereof that are enacted, amended, or rescinded by any local government in the Florida Keys Area of Critical State Concern. §§ 380.05(6), Florida Statutes, and § 380.0552(9), Florida Statutes (2010).
5. Islamorada, Village of Islands is a local government within the Florida Keys Area of Critical State Concern. § 380.0552, Florida Statutes (2010), and Rule 28-29.002 (superseding Chapter 27F-8), Florida Administrative Code.

6. “Land development regulations” include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Florida Statutes (2010). The regulations adopted by Ord. 11-14 are land development regulations.
7. All land development regulations enacted, amended or rescinded within an area of critical state concern must be consistent with the Principles for Guiding Development (the “Principles”) as set forth in § 380.0552(7), Florida Statutes (2010). See *Rathkamp v. Department of Community Affairs*, 21 F.A.L.R. 1902 (Dec. 4, 1998), *aff’d*, 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.
8. Ord. 11-14 promotes and furthers the following Principles:
  - (a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without continuing the area of critical state concern designation.
  - (e) To limit the adverse impacts of development on the quality of water throughout the Florida Keys.
    - (i) To protect and improve water quality by providing for construction, operation, maintenance, and replacement of stormwater management facilities; central sewage collection; treatment and disposal facilities; and the installation and proper operation and maintenance of onsite sewage treatment and disposal systems.
    - (j) To ensure the improvement of nearshore water quality by requiring the construction and operation of wastewater management facilities that meet the requirements of Sections 381.0065(4)(l) and 403.086(10), Florida Statutes, as applicable, and by directing growth to areas served by central wastewater treatment facilities through permit allocation systems.
    - (k) To limit the adverse impacts of public investments on the environmental resources of the Florida Keys.
    - (n) To protect the public health, safety, and welfare of the citizens of the Florida Keys and maintaining the Florida Keys as a unique Florida resource.
9. Ord. 11-14 is not inconsistent with the remaining Principles. Ord. 11-14 is consistent with the Principles for Guiding Development as a whole.
10. Ord. 11-14 is consistent with the Village Comprehensive Plan Policy 1-3.1.1.

WHEREFORE, IT IS ORDERED that Ord. 11-14 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

NOTICE OF ADMINISTRATIVE RIGHTS

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

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

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 2555 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100.

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

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

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

\_\_\_\_\_  
 J. Thomas Beck, AICP  
 Director, Division of Community Planning  
 Department of Community Affairs  
 2555 Shumard Oak Boulevard  
 Tallahassee, Florida 32399-2100

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned Agency Clerk of the Department of Community Affairs, and that true and correct copies have been furnished to the persons listed below by the method indicated this 1st day of August, 2011.

\_\_\_\_\_  
 Paula Ford, Agency Clerk

By U.S. Mail:  
 Honorable Michael Reckwerdt, Mayor  
 Islamorada, Village of Islands  
 Post Office Box 568  
 Islamorada, FL 33036

Beverly Raddatz, Village Clerk  
 Islamorada, Village of Islands  
 Post Office Box 568  
 Islamorada, FL 33036

Nina Boniske, Esq.  
 James White, Esq.  
 Weiss Serota Helfman Pastoriza  
 Guedes Cole & Boniske, P.A.  
 2525 Ponce De Leon Blvd., Suite 700  
 Coral Gables, Florida 33134-6045

**DEPARTMENT OF TRANSPORTATION**

The Florida Department of Transportation intends to issue an "Airport Site Approval Order," in accordance with Chapter 330, Florida Statutes, "Regulation of Aircraft, Pilots, and Airports" and Chapter 14-60, Florida Administrative Code, "Airport Licensing, Registration, and Airspace Protection" for the following site:

Bethesda Healthcare System, Inc. a private airport, in Palm Beach County, at Latitude 26° 31' 45.4" and Longitude 80° 11' 54.4", to be owned and operated by Bethesda Healthcare System, Inc., 9655 Boynton Beach Boulevard, Boynton Beach, FL 33472.

A copy of the Airport Site Approval Order, the Airport's application, the applicable rules, and other pertinent information may be obtained by contacting: Aaron N. Smith, State Aviation Manager, Florida Department of Transportation, Aviation Office, 605 Suwannee Street, Mail Station 46, Tallahassee, Florida 32399-0450, (850)414-4514, aviation.fdot@dot.state.fl.us, Website: <http://www.dot.state.fl.us/aviation>.

**ADMINISTRATIVE HEARING RIGHTS:** Any person whose substantial interests will be determined or affected by this Airport Site Approval Order has the right, pursuant to Section 120.57, Florida Statutes, to petition for an administrative hearing. The petition for an administrative hearing must conform to the requirements of Rule Chapter 28-106, Florida Administrative Code, and must be filed, in writing, within twenty-one days of the publication of this notice, with: Clerk of Agency Proceedings, Office of General Counsel, Florida Department of Transportation, 605 Suwannee Street, Mail Station 58, Room 550, Tallahassee, Florida 32399-0450. Failure to file a petition within the allowed time constitutes a waiver of any right such person has to request a hearing under Chapter 120, Florida Statutes.

NOTICE IS HEREBY GIVEN that the Florida Department of Transportation (FDOT) is advertising the application and award cycle for the State Infrastructure Bank (SIB) Program. The SIB is a revolving loan and credit enhancement program that can provide loans and other assistance to public and

private entities carrying out or proposing to carry out projects eligible for assistance under federal and state law. The SIB can leverage funds through loans and credit enhancements to improve project feasibility. Loans may bear interest at or below market interest rates. The SIB cannot provide assistance in the form of a grant.

For further information, visit the SIB website at: <http://www.dot.state.fl.us/financialplanning/finance/sib.shtm> or contact: Jennifer G. Weeks, SIB Program Manager, Florida Department of Transportation, Office of Financial Development, 605 Suwannee Street, Tallahassee, FL 32399-0450, (850)414-4459, [jenniferg.weeks@dot.state.fl.us](mailto:jenniferg.weeks@dot.state.fl.us). Application and award dates are preliminary and subject to change. Open for Applications: July 1, 2011; Closed for Applications: August 31, 2011; Tentative Awards Announced: October 21, 2011.

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

Notice of Publication for a New Point  
 Franchise Motor Vehicle Dealer in a County of More  
 than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Aston Martin Lagonda of North America, Inc., intends to allow the establishment of Holman Automotive, Inc., d/b/a Aston Martin Fort Lauderdale as a dealership for the sale of Aston Martin Vehicles manufactured by Aston Martin Lagonda Limited (line-make "ASTO") at 200 E. Sunrise Boulevard, Ft. Lauderdale (Broward County), Florida 33304, on or after September 12, 2011.

The name and address of the dealer operator(s) and principal investor(s) of Holman Automotive, Inc., are dealer operator(s): Larry Oden, 303 Monroe Street, Hollywood, Florida 33019; principal investor(s): Melinda K. Holman, 14 Kendles Run Road, Moorestown, New Jersey 08057.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Julian Jenkins, Vice President, Aston Martin Lagonda of North America, Inc., 9920 Irvine Center Drive, Irvine, California 92618.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

---

Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Mazda Motor of America, Inc., intends to allow the establishment of Brickell Motors, Inc., d/b/a Brickell Mazda, as a dealership for the sale of automobiles manufactured by Mazda (line-make MAZD) at 701 Southwest 8th Street, Miami (Miami-Dade County), Florida 33130, on or after September 12, 2011.

The name and address of the dealer operator(s) and principal investor(s) of Brickell Motors, Inc., d/b/a Brickell Mazda are dealer operator(s): Mario Murgado, 701 Southwest 8th Street, Miami, Florida 33130, and Rick Barraza, 701 Southwest 8th Street, Miami, Florida 33130; principal investor(s): Miami Automotive Retail, Inc., 665 Southwest 8th Street, Miami, Florida 33130.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Chris Crawford, Mazda Motor of America Inc., 4601 Touchton Road East, Suite 3100, Jacksonville, Florida 32246.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving

the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

---

Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of Less  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Jonway Motorcycle USA, Co, Ltd., intends to allow the establishment of Moto X Bike, LLC, as a dealership for the sale of motorcycles manufactured by Zhejiang Jonway Motorcycle Manufacturing Co, Ltd. (line-make SHEN) at 5299 West Irlo Bronson Highway, Suite 2, Kissimmee (Osceola County), Florida 34746, on or after September 12, 2011.

The name and address of the dealer operator(s) and principal investor(s) of Moto X Bike, LLC are dealer operator(s): Michael Sandoval, 5299 West Irlo Bronson Highway, Suite 2, Kissimmee, Florida 34746, principal investor(s): Michael Sandoval, 5299 West Irlo Bronson Highway, Suite 2, Kissimmee, Florida 34746.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Darrell Green, Jonway Motorcycle USA, Co., Ltd., 1503 Kelly Blvd., Carrollton, Texas 75006.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

---

Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that QLink, L.P., intends to allow the establishment of Power And Play Warehouse, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Jiajue Motorcycle

Manufacturing Co., Ltd. (line-make JIAJ) at 1828 North Dixie Highway, Lake Worth (Palm Beach County), Florida 33460, on or after September 12, 2011.

The name and address of the dealer operator(s) and principal investor(s) of Power And Play Warehouse Inc. are dealer operator(s): Thomas McMahon, 1828 North Dixie Highway, Lake Worth, Florida 33460; principal investor(s): Thomas McMahon, 1828 North Dixie Highway, Lake Worth, Florida 33460.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Kim Simon, QLink, L.P., 4055 Corporate Drive, Suite 200, Grapevine, Texas 76051.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

---

#### Notice of Publication for a New Point

##### Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Jonway Motorcycle USA Co., Ltd., intends to allow the establishment of St. Pete Scooter, as a dealership for the sale of motorcycles manufactured by Zhejiang Jonway Motorcycle Mfg. Co., Ltd. (SHEN) at 3029 Dr. Martin Luther King Jr. Street, St. Petersburg (Pinellas County), Florida 33704, on or after September 12, 2011.

The name and address of the dealer operator(s) and principal investor(s) of St. Pete Scooter are dealer operator(s): Ron H. Larkin, 3029 Dr. Martin Luther King Jr. Street, St. Petersburg, Florida 33704; principal investor(s): Ron H. Larkin, 3029 Dr. Martin Luther King Jr. Street, St. Petersburg, Florida 33704.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Darrell Green, Jonway Motorcycle USA Co., Ltd., 1503 Kelly Boulevard, Carrollton, Texas 75006.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

---

#### Notice of Publication for a New Point

##### Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Peace Industry Group (USA), Inc., intends to allow the establishment of Wild Hogs Scooters and Motorsports, LLC, as a dealership for the sale of motorcycles manufactured by Astronautical Bashan Motorcycle Manufacturer, Co., Ltd. (line-make BASH) at 1805 West Fair Banks Avenue, Winter Park (Orange County), Florida 32789, on or after September 12, 2011.

The name and address of the dealer operator(s) and principal investor(s) of Wild Hogs Scooters and Motorsports, LLC, are dealer operator(s): J. J. Rupp, 1805 West Fairbanks Avenue, Winter Park, Florida 32789; principal investor(s): J. J. Rupp, 1805 West Fairbanks Avenue, Winter Park, Florida 32789.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS #65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.



A copy of such petition or complaint must also be sent by U.S. Mail to: Meiredith Huang, Peace Industry Group (USA), Inc., 6600 B Jimmy Carter Boulevard, Norcross, Georgia 30071.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

---

## AGENCY FOR HEALTH CARE ADMINISTRATION

### EXEMPTIONS

The Agency for Health Care Administration authorized the following exemptions pursuant to Section 408.036(3)(c), Florida Statutes:

County: Clay                      District: 4  
 ID # E1100011                      Decision: A                      Issue Date: 7/21/2011  
 Facility/Project: Moosehaven Retirement Community  
 Applicant: Moosehaven, Inc.  
 Project Description: Add 18 nursing home beds for exclusive use of Moosehaven residents  
 Proposed Project Cost: \$0.00  
 County: Orange                      District: 7  
 ID # E1100006                      Decision: A                      Issue Date: 7/29/2011  
 Facility/Project: Central Florida Behavioral Hospital  
 Applicant: La Amistad Residential Treatment Center, LLC  
 Project Description: Add six adult inpatient psychiatric beds  
 Proposed Project Cost: \$0.00

---

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### 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://www.dep.state.fl.us/secretary/oip/state\\_clearinghouse/](http://www.dep.state.fl.us/secretary/oip/state_clearinghouse/). For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

---

## DEPARTMENT OF HEALTH

### Notice of Emergency Action

On July 29, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Quinnetta Denise Addison, C.N.A., License #CNA 46370. 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 (2010).

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.

---

### Notice of Emergency Action

On July 29, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Rosalyn Gennice Marrion, CNA, License #CNA 85880. 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 (2010). 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.

---

### Notice of Emergency Action

On July 29, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Erica R. Matos, C.N.A., License #CNA 217990. 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 (2010). 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.

---

### Notice of Emergency Action

On July 29, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Melissa Spencer Ramin, RN, License #RN 9269059. 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 (2010). 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.

---

### Notice of Emergency Action

On July 29, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Roxanne Cathy Reynolds, LPN, License #LPN 491161. 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 (2010). 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.

Notice of Emergency Action

On August 3, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Crystal R. Tucker, R.N., License #RN 9169897. 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 (2010). 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.

Notice of Emergency Action

On July 29, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Felicia L. White, CNA, License #CNA 129139. 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 (2010). 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.

Notice of Emergency Action

On July 29, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Mildred Ann Williams, LPN, License #LPN 5160979. 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 (2010). 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.

**FINANCIAL SERVICES COMMISSION**

NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following application. Comments may be submitted to the Division Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions

specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Agency Clerk as follows:

By Mail or Facsimile	OR	By Hand Delivery
Agency Clerk		Agency Clerk
Office of Financial Regulation		Office of Financial Regulation
P. O. Box 8050		Regulation
Tallahassee, Florida 32314-8050		General Counsel's Office
Phone: (850)410-9800		The Fletcher Building
Fax: (850)410-9548		Suite 118
		101 East Gaines Street,
		Tallahassee, Florida
		32399-0379
		Phone: (850)410-9889

The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., September 2, 2011):

APPLICATION TO MERGE

Constituent Institutions: Insight Credit Union, Orlando, Florida and Florida  
 Episcopal Federal Credit Union, Orlando, Florida  
 Resulting Institution: Insight Credit Union  
 Received: July 28, 2011

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received a written withdrawal of the following application:

APPLICATION WITHDRAWN

APPLICATION FOR AN INTERNATIONAL BANK OFFICE  
 Application and Location: Banco Financiero y de Ahorros S.A.  
 Proposed Florida Location: 701 Brickell Avenue, Suite 2000, Miami, Florida 33131  
 Received: March 14, 2011  
 Withdrawn: July 26, 2011

**Section XIII**  
**Index to Rules Filed During Preceding Week**

**RULES FILED BETWEEN July 25, 2011  
 and July 29, 2011**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
----------	-----------	----------------	-------------------	------------------

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Marketing and Development**

5H-1.006	7/26/11	8/15/11	37/10	37/25
5H-1.007	7/26/11	8/15/11	37/10	37/25
5H-1.008	7/26/11	8/15/11	37/10	37/25
5H-1.009	7/26/11	8/15/11	37/10	37/25

**Division of Agricultural Water Policy**

5M-3.001	7/26/11	8/15/11	37/15	
5M-3.002	7/26/11	8/15/11	37/15	37/25
5M-3.003	7/26/11	8/15/11	37/15	
5M-3.004	7/26/11	8/15/11	37/15	
5M-3.005	7/26/11	8/15/11	37/15	
5M-3.006	7/26/11	8/15/11	37/15	
5M-3.007	7/26/11	8/15/11	37/15	
5M-3.008	7/26/11	8/15/11	37/15	
5M-3.009	7/26/11	8/15/11	37/15	

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Pari-Mutuel Wagering**

61D-14.006	7/25/11	8/14/11	36/42	
61D-14.007	7/25/11	8/14/11	36/42	
61D-14.022	7/25/11	8/14/11	36/42	37/26
61D-14.024	7/25/11	8/14/11	36/42	
61D-14.032	7/25/11	8/14/11	36/42	37/26
61D-14.033	7/25/11	8/14/11	36/42	
61D-14.034	7/25/11	8/14/11	36/42	37/26
61D-14.037	7/25/11	8/14/11	36/42	37/26

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
----------	-----------	----------------	-------------------	------------------

61D-14.038	7/25/11	8/14/11	36/42	37/26
61D-14.047	7/25/11	8/14/11	36/42	37/26
61D-14.048	7/25/11	8/14/11	36/42	
61D-14.073	7/25/11	8/14/11	36/42	

**Board of Employee Leasing Companies**

61G7-5.005	7/27/11	8/16/11	36/17	37/15
------------	---------	---------	-------	-------

**DEPARTMENT OF HEALTH**

**Board of Acupuncture**

64B1-8.001	7/28/11	8/17/11	37/24	
64B1-8.002	7/28/11	8/17/11	37/24	

**Board of Psychology**

64B19-11.005	7/26/11	8/15/11	37/25	
--------------	---------	---------	-------	--

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Insurance Agents and Agency Services**

69B-220.201	7/25/11	8/14/11	37/24	
-------------	---------	---------	-------	--

---

**LIST OF RULES AWAITING LEGISLATIVE APPROVAL PURSUANT TO (CHAPTER 2010-279, LAWS OF FLORIDA)**

**DEPARTMENT OF HEALTH**

**Board of Medicine**

64B8-9.0131	11/8/10	*****	36/16	36/33
64B8-9.0134	3/25/11	*****	37/7	

**Board of Osteopathic Medicine**

64B15-14.0054	3/25/11	*****	37/7	
---------------	---------	-------	------	--

---