

Section I
Notices of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF STATE

Division of Elections

RULE NO.: 1S-2.031
 RULE TITLE: Recount Procedures

PURPOSE AND EFFECT: The purpose of the proposed rule revision is to conform the rule to law that now allows the Secretary of State in lieu of the Elections Canvassing Commission, to order recounts for federal, statewide, and multicounty races. Additionally the revisions codify practices that have evolved over time to improve the machine and manual recount processes. The revisions will also reflect a substantial re-write of the rule in order to re-organize and simplify the language in the rule. The rule incorporates by reference DS-DE 72/105 which contains the sample ballot image reports for the various voting systems that are to be used in a manual recount of touchscreen ballots for determining whether a voter has cast an undervote.

SUBJECT AREA TO BE ADDRESSED: Recount procedures.

RULEMAKING AUTHORITY: 20.10(3), 97.012(1), 102.166 FS.

LAW IMPLEMENTED: 102.166 FS.

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

DATE AND TIME: December 19, 2011, 2:00 p.m.

PLACE: Room 307, R.A. Gray Building, Florida Department of State, 500 S. Bronough Street, 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: Eddie L. Phillips, Executive Assistant, Office of General Counsel, Department of State at (850)245-6500 or at eddie.phillips@dos.myflorida.com no later than 5 days before the workshop. 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: Maria Matthews, Assistant General Counsel, Office of General Counsel at (850)245-6536, Maria.Matthews@dos.myflorida.com or Dr. Gisela Salas, Director, Division of Elections, (850)245-6200, Gisela.Salas@dos.myflorida.com, Florida Department of State, 500 S. Bronough Street, Tallahassee, Florida 32399-0250

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

DEPARTMENT OF STATE

Division of Elections

RULE NO.: 1S-2.051
 RULE TITLE: Federal Write-In Absentee Ballot

PURPOSE AND EFFECT: The purpose of the proposed new rule is to implement the requirements of Chapter law 2011-162, Laws of Florida, which expanded the use of federal write-in absentee ballots (which is a back-up ballot to the state absentee ballot) beyond federal elections to include a state or local election involving two or more candidates. The new law takes effect July 1, 2011. The new law requires the Department of State to adopt directions and criteria for determining voter intent on a federal write-in absentee ballot in the event of a recount.

SUBJECT AREA TO BE ADDRESSED: Establishing standards for determining voter's choice on federal write-in absentee ballots.

RULEMAKING AUTHORITY: 20.10(3), 97.012(1), 102.166(4) FS.

LAW IMPLEMENTED: 101.6952, 101.5614, 102.166 FS.

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

DATE AND TIME: December 19, 2011, 2:00 p.m.

PLACE: Room 307, R.A. Gray Building, Florida Department of State, 500 S. Bronough Street, Tallahassee, Florida 32399

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Maria Matthews, Assistant General Counsel, Office of General Counsel at (850)245-6536, maria.matthews@dos.myflorida.com or Dr. Gisela Salas, Director, Division of Elections, (850)245-6200, Gisela.Salas@dos.myflorida.com, Florida Department of State, 500 S. Bronough Street, Tallahassee, Florida 32399-0250

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

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Water Policy

RULE NOS.:	RULE TITLES:
5M-14.001	Purpose
5M-14.002	Approved Best Management Practices
5M-14.003	Presumption of Compliance
5M-14.004	Notice of Intent to Implement
5M-14.005	BMP Record Keeping

PURPOSE AND EFFECT: The purpose of this rulemaking is to adopt the “Water Quality/Quantity Best Management Practices for Florida Equine Operations” by rule.

SUBJECT AREA TO BE ADDRESSED: The proposed rule will address the development of practices that protect water quality, the procedures for filing a Notice of Intent, and associated recordkeeping requirements. The draft manual can be viewed at: www.floridaagwaterpolicy.com/BestManagementPractices.html.

RULEMAKING AUTHORITY: 403.067(7)(c)2., 570.07(10), (23) FS.

LAW IMPLEMENTED: 403.067(7)(c)2. FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bill Bartnick, Environmental Administrator, Office of Agricultural Water Policy, 1203 Governor Square Blvd., Suite 200, Tallahassee, Florida 32301, (850)617-1700 or Fax (850)617-1701

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

DEPARTMENT OF CORRECTIONS

RULE NO.:	RULE TITLE:
33-208.403	Random Drug Testing of Employees

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to eliminate language referring to internal management memoranda.

SUBJECT AREA TO BE ADDRESSED: Random Drug Testing of Employees.

RULEMAKING AUTHORITY: 944.09, 944.474 FS.

LAW IMPLEMENTED: 112.0455, 944.09, 944.474 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Kendra Jowers, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-208.403 Random Drug Testing of Employees.

(1) through (16) No change.

(17) In the case of positive test results for which the employee did not or could not provide valid documentation of lawful intake of the identified controlled substance, the employee shall be notified in writing of the positive test results and the consequences of the results, in accordance with the following:

(a) For staff not certified under Section 943.13, F.S.:

1. First-time positive result:

a. All such employees will be given a mandatory referral to the employee assistance program ~~(in accordance with Department procedure)~~.

b. through c. No change.

d. If the employee refuses to comply with all requirements of the course of treatment recommended by the employee assistance program treatment provider, she/he will be dismissed ~~in accordance with Department procedure~~.

e. No change.

f. If actions by a governing licensure or certification board or body prevent placement into or ongoing employment in the previously held position, the Department will offer alternate position placement in accordance with the employee’s qualifications, if such is available. If no alternate position placement is available or the employee is unwilling to accept available placement options, the employee will be dismissed ~~in accordance with Department procedure~~.

g. No change.

2. Second time positive test result.

a. No change.

b. Any governing licensure or certification board or body relevant to the employee’s position requirements will be contacted and provided with a report ~~in accordance with established reporting procedures~~.

(b) For staff certified under Section 943.13, F.S., who test positive:

1. No change.

2. The Criminal Justice Standards and Training Commission or other governing licensure/certification board relevant to the employee’s position requirements will be contacted ~~and provided with a report in accordance with established reporting procedures~~, and the Department shall move to terminate the employee ~~in accordance with Department procedure~~.

(c) Employees in trainee or probationary status.

1. No change.
2. Any other governing licensure or certification board or body (relevant to the employee’s position requirements) will be contacted and provided with a report ~~in accordance with established reporting procedures.~~

(18) through (21) No change.

Rulemaking Authority 944.09, 944.474 FS. Law Implemented 112.0455, 944.09, 944.474 FS. History--New 9-11-05, Amended 12-18-06, 12-3-08, 10-9-11, _____.

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

RULE NOS.:	RULE TITLES:
40B-4.1020	Definitions
40B-4.3030	Conditions for Issuance of Works of the District Development Permits

PURPOSE AND EFFECT: The purpose of the proposed rule is to adopt a definition for the term “clearing” and remove confusing language to be consistent with recently adopted language, which will allow for better comprehension of the rules within part III of this chapter by the public and District staff.

SUBJECT AREA TO BE ADDRESSED: This proposed rule will provide a definition for clearing and remove confusing language with respect to works of the district permits and environmental resource permits.

RULEMAKING AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.019, 373.084, 373.085, 373.086, 373.403 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Robin Lamm, Business Resource Specialist, SRWMD, 9225 C.R. 49, Live Oak, Florida 32060, (386)362-1001 or 1(800)226-1066 (FL only)

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

**Section II
Proposed Rules**

DEPARTMENT OF STATE

Division of Elections

RULE NO.:	RULE TITLE:
1S-2.030	Absentee Ballots for Overseas (Uniformed Services and Civilian) Voters

PURPOSE AND EFFECT: This rule deals exclusively with the request, delivery and return of absentee ballots for overseas voters (uniformed services members and civilian U.S. citizens who are overseas). The changes focus on updating the rule in four ways. The title of the rule is changed to read as “Absentee Ballots for Overseas Voters (Uniformed Services and Civilian).” Proposed revisions are consistent with changes in the Military and Overseas Voter Empowerment Act (Public law 111-84) which facilitated voting for military voters and overseas civilian including allowing e-mail to be used to communicate and transmit absentee ballot requests and blank ballots to voters subject to the Uniformed and Overseas Citizens Absentee Voting Act (UOCAVA). Additionally, the rule acknowledges online ballot delivery systems. The ballot instructions are also amended to incorporate notice to voters regarding the importance of the signature in counting an absentee ballot. This conforms to new law from sections 38 and 39 of Chapter 2011-40, Laws of Florida, which became effective May 19, 2011. Additionally, the rule deletes subsection (8) of the rule which is no longer necessary.

SUMMARY: Provides procedures for absentee ballots provided to overseas voters subject to the Uniformed Services and Overseas Citizens Voting Act.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Based upon the following, the Agency has determined that the proposed rule will or will not require legislative ratification pursuant to Section 120.541(3), F.S., or other applicable statutes: 1) no requirement for SERC was triggered under Section 120.541(1), F.S., and 2) based on past experiences with election-related activities and rules of this nature, the adverse impact or regulatory cost, if any, do not

exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.541(2)(a), F.S.

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

RULEMAKING AUTHORITY: 20.10(3), 97.012(1), 101.697 FS.

LAW IMPLEMENTED: 101.62, 101.64, 101.65, 101.6923, 101.697 FS.

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

DATE AND TIME: December 19, 2011, 2:00 p.m.

PLACE: Room 307, R.A. Gray Building, Florida Department of State, Tallahassee, Florida 32309

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: Eddie Phillips, Administrative Assistant, Office of General Counsel, Department of State, R.A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida 32399-0250, eddie.phillips@dos.myflorida.com, telephone: (850)245-6224. 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: Maria Matthews, Assistant General Counsel, Office of General Counsel at (850)245-6536, maria.matthews@dos.myflorida.com or Dr. Gisela Salas, Director, Division of Elections, (850)245-6200, Gisela.Salas@dos.myflorida.com, Florida Department of State, 500 S. Bronough Street, Tallahassee, Florida 32399-0250

THE FULL TEXT OF THE PROPOSED RULE IS:

1S-2.030 Electronic Transmission of Absentee Ballots for Overseas (Uniformed Services and Civilian) Voters.

(1) Application. This rule applies solely to the request, transmission and return ~~electronic transmission~~ of absentee ballots for overseas voters as defined in Section 97.021, F.S.

(2) Requests. ~~An overseas voter for absentee ballot.~~ In addition to telephone or written request, the supervisor of elections may accept a request for an absentee ballot by telephone, fax, e-mail, online, or any written form via facsimile or electronic mail from an overseas voter. An immediate family member or legal guardian may also request the ballot on the overseas voter's behalf. The request for an absentee ballot must include:

(a) The voter's name for whom the ballot is requested of the voter requesting the ballot.

(b) The voter's legal residence in Florida.

(c) The voter's date of birth.

(d) An indication of how the voter wants the absentee ballot to be transmitted (e.g., by mail, fax, e-mail, or other means of transmission such as online access or delivery as may be offered in the voter's county of residence.)

(e) One of the following corresponding destinations for transmission ~~One of the following:~~

1. An APO/FPO or other deliverable overseas mailing address, if the voter wishes the ballot to be mailed.

2. A fax facsimile machine number and to affirm absence, a temporary out-of-country address where return information will be received, if the voter wishes the ballot to be faxed.

3. An e-mail address and to affirm absence, a temporary out-of-country address. The e-mail address will be used to send a blank ballot as an attachment or to send instructions to the voter on how to access his or her ballot online or through other electronic means. The electronic mail address if the voter wishes the ballot to be transmitted via electronic mail.

4. Other destination address as may be necessary for direct receipt of or access to a signed application for an electronic ballot by electronic means if such option is offered in the voter's county if the voter wishes the ballot to be transmitted or accessed by other secure electronic means that is approved by the Division of Elections for the county in which the voter is registered.

(f)(e) The voter's signature (written facsimile requests only).

(g) If the requester is other than the voter, the requester must also provide his or her name, address, signature (for written requests only), driver's license number (if available), and relationship to the voter.

(3) Processing absentee ballot requests. When a supervisor receives ~~Upon receipt of a request for an absentee ballot request from an overseas voter,~~ the supervisor shall: must

(a) Verify the information provided to determine if by the overseas voter and may only provide an absentee ballot if the supervisor determines that the overseas voter is a qualified and registered voter for the election. A request for a ballot to be faxed to the voter is valid for only the upcoming election or the one election specified by the voter.

(b)(a) Upon verification of the overseas voter's eligibility, the supervisor shall provide in the manner requested by the overseas voter in accordance with the timeframes in Section 101.62, F.S., the appropriate absentee ballot, the instructions for voting and returning the ballot, and the Voter's Certificate to the overseas voter by the means requested by the voter in subsection (2).

(c)(b) The supervisor of elections shall Record the date the request was received made, the date and manner in which way the ballot was provided sent to the voter, and the mailing

~~address, e-mail address, fax number, or other destination to which date the absentee ballot was mailed or transmitted or made available to the voter.~~

~~(d)(e) The supervisor of elections shall ensure that his or her transmitting and receiving equipment is in a secure location with access limited to the supervisor's employees of the supervisor and that the absentee ballot is sent directly to the mailing or e-mail address, fax or number or other delivery destination requested provided by the overseas voter. It is the overseas voter's responsibility to ensure the security of the receiving facsimile machine, computer, or receiving unit.~~

~~(4) Return of voted absentee ballot. Regardless of the manner in which the ballot was originally transmitted or made accessible to the overseas voter, in order to be counted, the voted ballot must be received by the supervisor no later than 7:00 p.m. election day in the time zone for the county in which the overseas voter is registered. An overseas voter may return the a voted ballot and signed certificate in one of the following ways: either by facsimile, by mail, or by other secure remote electronic access in accordance with subsection (8). Voted ballots returned by regular electronic mail will not be accepted.~~

~~(a) If returned by fax, the ballot and Voter's Certificate must be sent Overseas voters returning a voted absentee ballot by facsimile must send the ballot and the Voter's Certificate directly to the fax number provided by the supervisor of elections or to a fax number provided by Federal Voting Assistance Program of the Department of Defense. In order for the ballot to be counted it must be received by the supervisor of elections no later than 7:00 p.m. election day in the time zone for the county in which the overseas voter is registered.~~

~~(b) If returned by mail, the ballot and Voter's Certificate must be returned in the manner described under subsection (6) and sent to the supervisor of elections' office. The Overseas voters returning by mail a voted absentee ballot must be placed initially received by electronic mail or fax must seal the ballot in a secrecy envelope (if the voter received the ballot by mail) or in an unmarked envelope (if the voter received the ballot by e-mail, by fax or by other delivery or transmission method); which is the security envelope. The Voter's Certificate and the security envelope should be placed in a separate ballot transmittal envelope for mailing. The ballot transmittal envelope should be marked "Absentee Ballot Enclosed."~~

~~(c) If returned by e-mail, the ballot and Voter's Certificate must be sent as scanned attachments in an e-mail directly to the e-mail address provided by the supervisor of elections. Overseas voters submitting a voted absentee ballot by secure remote electronic transmission must send an electronic version of the Voter's Certificate directly to the supervisor of elections. A paper version of the Voter's Certificate may be placed in a separate ballot transmittal envelope for mailing. In order for the ballot to be counted the electronic version must be received~~

~~by the supervisor of elections no later than 7:00 p.m. on election day in the time zone for the county in which the overseas voter is registered.~~

(5) Voter's Certificate. The Voter's Certificate for absentee ballots sent by mail, electronic means or by facsimile to all overseas voters shall be substantially as follows:

Note: Please Read Instructions Carefully Before Marking Ballot and Completing Voter's Certificate.

VOTER'S CERTIFICATE

I, _____, swear or affirm, under penalty of perjury, that I am:

Print Name

1. A member of the Uniformed Services or merchant marine on active duty; or an eligible spouse or dependent of such a member; or a U.S. citizen temporarily residing outside the U.S.; or Other U.S. citizen residing outside the U.S.; and

2. I am a U.S. citizen, at least 18 years of age (or will be by the date of the election), and I am eligible to vote in the requested jurisdiction; and

3. I have not been convicted of a felony, or other disqualifying offense, or been adjudicated mentally incompetent, or, if so, my voting rights have been reinstated; and

4. I am not registering, requesting a ballot, or voting in any other jurisdiction in the U.S., except the jurisdiction cited in this voting form.

In voting, I have marked and sealed my ballot in private and have not allowed any person to observe the marking of the ballot, except for those authorized to assist voters under State or Federal law. I have not been influenced.

My signature and date below indicate when I completed this document. The information on this form is true, accurate and complete to the best of my knowledge. I understand that a material misstatement of fact in completion of this document may constitute grounds for a conviction for perjury.

Signed: _____ Date: _____

(6) ~~Ballot instructions to Overseas Voters.~~ The instructions to be sent with the absentee ballot to all overseas voters shall be in substantially the following form:

(a) In order to ensure that your absentee ballot will be counted, return the voted ballot and Voter's Certificate ~~it should be completed and returned~~ as soon as possible so that they it can reach the supervisor of elections of the county in which you are registered no later than 7:00 p.m. on the day of the election in the time zone for the county in which you are registered.

(b) Mark your ballot in secret as instructed on the ballot. You must mark your own ballot unless you are unable to do so because of blindness, disability, or inability to read or write.

(c) Mark only the number of candidate or issue choices for a race as indicated on the ballot. If you are allowed to "Vote for One" candidate and you vote for more than one candidate, your vote in that race will not be counted.

(d) VERY IMPORTANT: In order for your ballot to be counted, you must also return a completed ~~complete the~~ Voter's Certificate, which must include your signature and the date you signed the certificate ~~Voter's Certificate~~. Failure to include a signature or a date means your ballot may not be counted. Your absentee ballot will not be counted if your signature on the Voter's Certificate does not match your signature on record. If you need to update your signature for this election, you must send your signature update on a voter registration application to your supervisor of elections so that it is received before absentee ballots are canvassed which could start as early as 15 days before election day.

(e) You may return your voted absentee ballot and Voter's Certificate either by fax ~~faesimile~~, by mail, or by e-mail. If you return the voted ballot by fax or e-mail, you will be voluntarily waiving your right to a secret ballot ~~secure remote electronic access if such option is provided by the supervisor of elections for the county in which you are registered. A voted ballots returned by regular electronic mail will not be counted.~~

(f) To fax your voted absentee ballot and the Voter's Certificate, fax the ballot and certificate to the supervisor of elections at (fax phone number) or to a fax number provided by the Federal Voting Assistance Program (FVAP) of the Department of Defense. If you fax your ballot and certificate to FVAP ~~a number provided by the Federal Voting Assistance program~~, make sure that FVAP has ~~there is~~ sufficient time for the Federal Voting Assistance Program to get the ballot and certificate ~~transmit it to the supervisor of elections by the 7:00 p.m. deadline so that it is received by 7:00 p.m. on election day in the time zone for the county in which you are registered. If you fax your voted ballot, you will be voluntarily waiving your right to a secret ballot.~~

(g) To mail your voted absentee ballot and Voter's Certificate to the supervisor of elections:

1. Place your marked ballot in a secrecy envelope or sleeve. If the ballot was mailed to you ~~by the supervisor of elections~~, use the secrecy envelope or sleeve sent to you. If your ballot was faxed, e-mailed, or accessed online or through some other electronic means to you ~~or sent by electronic mail~~, place only your marked ballot in an unmarked envelope and seal the envelope. Do not seal the Voter's Certificate in the unmarked (secrecy) envelope with the ballot.

2. Insert the secrecy envelope or sleeve, or unmarked envelope inside a separate mailing envelope. If the ballot and Voter's Certificate was mailed to you, use the mailing envelope provided ~~and~~ fill out the Voter's Certificate on the back of the mailing envelope provided. If the ballot was faxed, e-mailed, or accessed online or through some other electronic means to you ~~sent by electronic mail~~, place the unmarked (sealed)

~~(secrecy) envelope and the completed Voter's Certificate in a separate mailing another envelope for mailing. Do not seal the Voter's Certificate in the (secrecy) envelope with the ballot. Clearly mark the mailing envelope "Absentee Ballot Enclosed?"~~

3. Mail the ballot to the supervisor of elections. ~~Be sure there is sufficient postage. To mail your ballot free of postage using the United States postal system, use the template provided at the following link: <http://www.fvap.gov/resources/media/returnenvelope.pdf>. Print the template directly onto the mailing envelope or otherwise affix to the mailing envelope.~~ Otherwise, clearly mark the mailing envelope "Absentee Ballot Enclosed" and provide sufficient postage.

(h) To e-mail your voted absentee ballot and Voter's Certificate, scan and attach your voted absentee ballot and certificate as scanned attachments and e-mail directly to the supervisor of elections at (e-mail address). ~~To vote and transmit a voted absentee ballot and Voter's Certificate by secure remote electronic access, you must be registered in a county in which the supervisor of elections provides the option of voting by such transmission. Carefully follow the supplemental instructions given to you by the supervisor of elections to ensure that your ballot will be counted.~~

(i) **FELONY NOTICE.** It is a felony under Florida law to accept any gift, payment, or gratuity in exchange for your vote for a candidate. It is also a felony under Florida law to vote in an election using a false identity or false address, or under any other circumstances making your ballot false or fraudulent.

(7) Processing Returned Absentee Ballots.

(a) For each voted absentee ballot received from an overseas voter, the supervisor shall record the date such ballot was received and the means by which the ballot was returned.

(b) If any absentee voter mails the voted ballot to the supervisor of elections in an envelope other than an absentee ballot mailing envelope provided by the supervisor, the canvassing board is authorized to open the mailing envelope to determine if the Voter's Certificate is enclosed in the mailing envelope. If the Voter's Certificate is not enclosed, the secrecy envelope containing the ballot shall not be opened and the envelope shall be marked "Rejected as Illegal." If the Voter's Certificate is enclosed, the supervisor of elections shall verify the overseas voter's eligibility, and once verified, the ballot shall be processed as other absentee ballots.

(c) Upon receipt by fax or e-mail ~~faesimile~~ of a voted absentee ballot, the supervisor of elections shall enclose the ballot in an envelope and seal it in order to preserve secrecy. The Voter's Certificate shall be attached to the envelope and later reviewed in accordance with Section 101.68, F.S. Upon a determination by the canvassing board that the voter was eligible to vote, the ballot shall be removed from the envelope and duplicated so that it can be processed through the tabulating equipment.

(d) Upon receipt by mail of a voted absentee ballot that was originally ~~faxed or e-mailed, or delivered or accessed by some other electronic means~~ sent via electronic mail or ~~facsimile~~, the Voter's Certificate shall be reviewed in accordance with Section 101.68, F.S. Upon determination by the canvassing board that the voter was eligible to vote, the ballot shall be removed from the envelope and duplicated so that it can be processed through the tabulating equipment.

(e) Upon receipt of a voted absentee ballot transmitted by secure remote electronic access in accordance with subsection (8), the electronic version of the Voter's Certificate shall be reviewed. Upon a determination by the canvassing board that the voter was eligible to vote, the ballot shall be selected for decryption and duplicated so that it can be processed through the tabulating equipment.

~~(8) Secure Remote Electronic Access. A supervisor of elections may provide the option of voting by secure remote electronic transmission of dated voted ballots, if the following requirements are met:~~

~~(a) The Supervisor of Elections must submit to the Division of Elections for approval a written plan on the procedures for secure remote electronic transmission. The plan must be submitted no later than four (4) months prior to its intended use in an election. The plan must provide at a minimum:~~

- ~~1. A timetable and process for notifying eligible overseas voters of the availability of voting an absentee ballot by secure remote electronic transmission.~~
- ~~2. The instructions to be given the overseas voters regarding voting by secure remote electronic transmission.~~
- ~~3. A timetable for the conduct of the election as it relates to the electronic transmission of absentee ballots.~~
- ~~4. A method of providing the blank ballot to the voter.~~
- ~~5. A method including the criteria for securing the submission of the ballot to the supervisor of elections.~~
- ~~6. The procedures for ensuring the physical security of the remote voting site for receipt and transmission of blank and voted absentee ballots.~~

~~(b) The minimum criteria for establishing the secure transmission of election material by electronic means must include:~~

- ~~1. Encrypted transmission of election material. Election material as the term is used in this rule includes the ballot, the passwords, and public/private encryption keys.

 - ~~a. A public/private key encryption methodology that includes key generation under the control of the supervisor of elections.~~
 - ~~b. A password protected private key that is held secure by the canvassing board and never transmitted or otherwise divulged by any means.~~
 - ~~c. A password protected private key that is unique for each overseas voter to sign digitally the ballot for transmission and storage before decryption by the canvassing board.~~~~

~~2. The capability for auditing the secure remote voting application source code, and the capability for this application to be executed on a clean computer. A clean computer as the term is used herein means, at a minimum, that the baseline operating system is resident on its hard disk and no other software and driver is installed.~~

~~3. The capability to secure access to and from the overseas voter client and the voting server or the voting database platform.~~

~~4. The verification of the authenticity of the voter's identity before granting access to the transmission of election material.~~

~~5. The capability for the voter to determine that the secure transmission of election material was successful.~~

~~6. The capability for the canvassing board to segregate rejected ballots prior to decryption.~~

~~7. The capability to record the election material received by secure transmission.~~

~~(8)(9) Confidentiality. The supervisor of elections and the supervisor's staff shall take the steps necessary to keep the voted absentee ballots received by fax or e-mail facsimile and secure remote electronic access as confidential as possible.~~

~~(9) The effective date of this rule is February 1, 2012.~~

Rulemaking Specific Authority 20.10(3), 97.012(1), 97.012(1), 101.697 FS. Law Implemented 101.62, 101.64, 101.65, 101.6923, 101.697 FS. History--New 5-27-02, Amended 11-26-03, 9-13-04, 9-6-07, 2-1-12.

NAME OF PERSON ORIGINATING PROPOSED RULE: Dr. Gisela Salas, Director, Division of Elections

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Kurt S. Browning, Secretary of State

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 4, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 14, 2011

DEPARTMENT OF STATE

Division of Elections

RULE NO.: 1S-2.049
 RULE TITLE: Absentee Ballots – Absent Stateside Uniformed Services Voters

PURPOSE AND EFFECT: This rule deals exclusively with the request delivery and return of absentee ballots for absent stateside (but not overseas) uniformed services voters and their dependent children and spouses who are absent from county as a result of that active duty. The proposed revisions are made to the ballot instructions to conform to sections 38 and 39 of Chapter 2011-40, Laws of Florida, which became effective May 19, 2011. The new additions serve as notice to the voter that if the signature on the certificate does not match the signature on record, the ballot will not count at time of canvassing. The voter has up until the first day of canvassing to

update his or her signature to ensure that ballots will count. Under new law, canvassing may start as soon as 15 days before election day.

SUMMARY: Process for requesting, marking, returning, accepting and counting absentee ballots for absent stateside uniformed services voters.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Based upon the following, the Agency has determined that the proposed rule will or will not require legislative ratification pursuant to Section 120.541(3), F.S., or other applicable statutes: 1) no requirement for SERC was triggered under Section 120.541(1), F.S., and 2) based on past experiences with election-related activities and rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.541(2)(a), 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: 20.10(3), 97.012(1), 101.697 FS.

LAW IMPLEMENTED: 101.62, 101.64, 101.65, 101.6923, 101.697 FS.

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

DATE AND TIME: December 19, 2011, 2:00 p.m.

PLACE: Room 307, R.A. Gray Building, Florida Department of State, Tallahassee, Florida 32309

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: Eddie Phillips, Administrative Assistant, Office of General Counsel, Department of State, R.A. Gray Building, 500 S. Bronough Street, Tallahassee, Florida 32399-0250, eddie.phillips@dos.myflorida.com, telephone: (850)245-6224. 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: Maria Matthews, Assistant General Counsel, Office of General Counsel at (850)245-6536, maria.matthews@dos.myflorida.com or Dr. Gisela Salas, Director, Division of Elections, (850)245-6200, Gisela.Salas@dos.myflorida.com, Florida Department of State, 500 S. Bronough Street, Tallahassee, Florida 32399-0250

THE FULL TEXT OF THE PROPOSED RULE IS:

1S-2.049 Absentee Ballots – Absent Stateside Uniformed Services Voters.

(1) Application. This rule applies solely to the request for absentee ballot requests and to the delivery and return of absentee ballots for uniformed services members who are absent stateside. Such persons are defined to include:

(a) A member of a uniformed service on active duty who, by reason of active duty, is absent (but not overseas) from the place of residence where the member is otherwise qualified to vote,

(b) A member of the Merchant Marine who, by reason of service, is absent (but not overseas) from the place of residence where the member is otherwise qualified to vote, or

(c) A spouse or dependent of a member described in paragraph (a) or (b) who, by reason of the active duty or service of the member, is also absent (but not overseas) from the place of residence where the spouse or dependent is otherwise qualified to vote.

(2) Requests.

(a) The absent stateside uniformed services voter, or on behalf of the voter, the voter's an immediate family member of the voter, or the legal guardian of the voter, may request an absentee ballot via:

1. Telephone.

2. Fax.

3. E-mail.

4. Online access.

5.4. Any other form of written request.

(b) The request for an absentee ballot must include:

1. The name of the voter for whom the ballot is requested.

2. The voter's date of birth.

3. The voter's legal residence in Florida.

4. An indication of how the voter wants the ballot to be delivered (mail, fax, or e-mail) and include one of the corresponding destinations for delivery:-

5. One of the following:-

a. An out-of-county mailing address.

b. A fax machine number, and an out-of-county address (only for purposes of affirming absence from county).

c. An e-mail address, and an out-of-county address (only for purposes of affirming absence from county).

iv. The voter’s signature (written requests only other than through e-mail or through online request), or if the requester is other than the voter, the requester’s name, address, driver’s license number (if available), signature, and relationship to the voter.

(3) Processing requests. When a supervisor receives an absentee ballot request from an absent stateside uniformed services voter, the supervisor shall:

(a) Verify the information provided to determine if the voter is a qualified and registered voter for the election.

(b) Provide in the manner requested by the voter the appropriate absentee ballot, the instructions for voting and returning the ballot, and the Voter’s Certificate.

(c) Record the receipt date of the request, the date and manner in which the Supervisor made the absentee ballot available to the voter, and the mailing address, e-mail address, or fax number provided by the voter.

(d) Ensure that the Supervisor of Elections’ office transmitting and receiving equipment is in a secure location with access limited to the Supervisor’s employees and that the absentee ballot is sent directly to the mailing or e-mail address or fax number or other transmission destination made available to the absent stateside uniformed services voter.

(4) Return of voted absentee ballot. A voted ballot by an absent stateside uniformed services voter returned by e-mail or by fax shall not be accepted. An absent uniformed services voter may return a voted absentee ballot by mail, in person (if he or she returns to county of residence) or through someone else on behalf of the voter. To be accepted and counted, a voted absentee ballot must be received by the supervisor of elections no later than 7:00 p.m. on election day in the time zone for the county in which the absent uniformed services voter is registered.

(5) Voter’s Certificate. The Voter’s Certificate for absentee ballots being sent to absent stateside uniformed services voters shall be in substantially the following form:

Note: Please Read Instructions Carefully Before Marking Ballot and Completing Voter’s Certificate

VOTER’S CERTIFICATE

I, _____, swear or affirm, under penalty of perjury, that I am:

1. A member of the Uniformed Services or merchant marine on active duty; or an eligible spouse or dependent of such a member; or a U.S. citizen temporarily residing outside the U.S.; or Other U.S. citizen residing outside the U.S.

2. I am a U.S. citizen, at least 18 years of age (or will be by the date of the election), and I am eligible to vote in the requested jurisdiction; and

3. I have not been convicted of a felony, or other disqualifying offense, or been adjudicated mentally incompetent, or, if so, my voting rights have been reinstated; and

4. I am not registering, requesting a ballot, or voting in any other jurisdiction in the U.S., except the jurisdiction cited in this voting form.

In voting, I have marked and sealed my ballot in private and have not allowed any person to observe the marking of the ballot, except for those authorized to assist voters under State or Federal law. I have not been influenced.

My signature and date below indicate when I completed this document. The information on this form is true, accurate and complete to the best of my knowledge. I understand that a material misstatement of fact in completion of this document may constitute grounds for a conviction for perjury.

Signed: _____ Date: _____

Month/Day/Year

(6) Ballot instructions. Ballot instructions in substantially the following form must be provided with each absentee ballot to an absent stateside uniformed services voter:

INSTRUCTIONS

1. In order to ensure that your absentee ballot is counted, complete and return the ballot soon as possible to the supervisor of elections of the county in which you are registered so that the ballot is received no later than 7:00 p.m. on the election day in the time zone for the county in which you are registered.

2. Mark your ballot in secret as instructed on the ballot. You must mark your own ballot unless you are unable to do so because of blindness, disability, or inability to read or write.

3. Mark only the number of candidate or issue choices for a race as indicated on the ballot. If you are allowed to “Vote for One” candidate and you vote for more than one candidate, your vote in that race will not be counted.

4. VERY IMPORTANT. In order for your ballot to be counted, you must also complete the Voter’s Certificate, which must include your signature. Failure to include a signature or a date means your ballot may not be counted. Your absentee ballot will not be counted if your signature on the Voter’s Certificate does not match your signature on record. If you need to update your signature for this election, you must send your signature update on a voter registration application to your supervisor of elections so that it is received before absentee ballots are canvassed which could start as early as 15 days before election day. Your ballot will be rejected also if the signature on the certificate does not match the signature on the voter registration record.

5. To return your voted absentee ballot and voter’s certificate:

a. Place your marked ballot in a secrecy envelope or sleeve, as provided to you or in an unmarked envelope (if the ballot was faxed or e-mailed to you).

b. Insert the secrecy envelope or sleeve, or unmarked envelope inside a separate mailing envelope. If the ballot was mailed to you, use the mailing envelope provided and complete the Voter’s Certificate on the back. If the ballot was faxed or

e-mailed to you, place the secrecy envelope or sleeve or unmarked envelope and the completed Voter’s Certificate in another envelope for mailing. Do not enclose the Voter’s Certificate in the secrecy envelope or sleeve, or unmarked envelope with the ballot. Clearly mark the mailing envelope “Absentee Ballot Enclosed.”

6. You may mail, deliver or have delivered by someone else your absentee ballot to the supervisor of elections. Faxed or e-mailed voted ballots will not be accepted. To mail your ballot free of postage, use the template provided at <http://www.fvap.gov/resources/media/returnenvelope.pdf> to print directly onto the mailing envelope or otherwise affix to the mailing envelope. Otherwise, clearly mark the mailing envelope “Absentee Ballot Enclosed” and provide sufficient postage.

7. FELONY NOTICE. It is a felony under Florida law to accept any gift, payment, or gratuity in exchange for your vote for a candidate. It is also a felony under Florida law to vote in an election using a false identity or false address, or under any circumstances making your ballot false or fraudulent.

(7) Processing returned absentee ballots.

(a) The supervisor shall record the date the voted absentee ballot is received from the absent stateside uniformed services voter.

(b) If an absent stateside uniformed services voters returns the voted ballot to the supervisor in an envelope other than an absentee ballot mailing envelope provided by the supervisor, the canvassing board is authorized to open the mailing envelope to determine if the Voter’s Certificate is enclosed in the mailing envelope. If the Voter’s Certificate is not enclosed, the envelope or sleeve containing the ballot shall not be opened and the envelope shall be marked “Rejected as Illegal.” If the Voter’s Certificate is enclosed, the Voter’s Certificate shall be reviewed.

(c) If the canvassing board determines that the voter is eligible to vote, the ballot shall be processed as other absentee ballots. If the returned absentee ballot was originally faxed or e-mailed or accessed electronically by some other means, the ballot shall be removed from the envelope and duplicated so that it can be processed through the tabulating equipment.

Rulemaking Authority 20.10(3), 97.012(1), 101.697 FS. Law Implemented 101.62, 101.64, 101.65, 101.6923, 101.697 FS. History–New 8-25-10, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Dr. Gisela Salas, Director, Division of Elections
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Kurt S. Browning, Secretary of State
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 4, 2011
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 1, 2011

DEPARTMENT OF TRANSPORTATION

RULE NO.: 14-15.010
 RULE TITLE: Manual on Uniform Traffic Control Devices

PURPOSE, EFFECT AND SUMMARY: Rule 14-15.010, F.A.C., is being amended to adopt the 2009 revision of the Manual on Uniform Traffic Control Devices.

RULEMAKING AUTHORITY: 316.0745(1), 334.044(2) FS. LAW IMPLEMENTED: 316.0745(2), (3), (7), 335.09, 335.14, 339.05 FS.

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION 120.54(6), F.S. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 14 DAYS OF THE DATE OF THIS NOTICE TO: 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, deanna.hurt@dot.state.fl.us.

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

THE FULL TEXT OF THE PROPOSED RULE IS:

14-15.010 Manual on Uniform Traffic Control Devices. The Federal Highway Administration Manual on Uniform Traffic Control Devices, ~~2009~~ ~~2003~~ Edition, is hereby adopted ~~incorporated~~ by this rule and made a part of the rules of the Department of Transportation. This federal document is available for downloading from the ~~internet at the~~ Federal Highway Administration’s website at as listed as follows: <http://mutcd.fhwa.dot.gov/>. ~~A certified copy has been filed with the Department of State.~~

PROPOSED EFFECTIVE DATE JANUARY 15, 2012.

Rulemaking Specific Authority 316.0745(1), 334.044(2) FS. Law Implemented 316.0745(2), (3), (7), 335.09, 335.14, 339.05 FS. History–New 7-15-79, Amended 1-8-81, 8-15-85, Formerly 14-15.10, Amended 11-29-89, 4-25-95, 1-15-99, 4-5-00, 3-7-01, 8-15-01, 2-13-02, 1-2-04, 1-15-12.

DEPARTMENT OF CITRUS

RULE NO.: 20-60.001
 RULE TITLE: Registration Required

PURPOSE AND EFFECT: Updating rule and removing language no longer of use.

SUMMARY: Updating rule and removing language no longer of use.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 601.10(1), (7) FS.

LAW IMPLEMENTED: 601.40, 601.41 FS.

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

DATE AND TIME: December 21, 2011, 9:00 a.m.

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

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: Dianne Screws, (863)537-3984. 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: Alice P. Wiggins, Administrative Assistant, Legal Department, Florida Department of Citrus, P.O. Box 9010, Bartow, Florida 33831-9010 or awiggins@citrus.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

20-60.001 Registration Required.

Any person desiring to operate a citrus processing plant in the State of Florida shall, at least ten days before processing citrus fruit, register the processing facility, with its location by county, shipping point, ~~post office and telegraph office, with~~ and other contact information requested on forms furnished by the Florida Department of Agriculture and Consumer Services, Winter Haven, Florida.

Rulemaking Specific Authority 601.10(1),(7) FS. Law Implemented 601.40, 601.41 FS. History—Formerly 105-1.23(1), Revised 1-1-75, Formerly 20-60.01, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Debra J. Funkhouser, Acting Executive Director

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Debra J. Funkhouser, Acting Executive Director

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 31, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 9, 2011

DEPARTMENT OF CITRUS

RULE NOS.:	RULE TITLES:
20-64.001	Grades Established
20-64.002	Canned Orange Juice
20-64.003	Grapefruit Juice – Canned and Chilled
20-64.004	Canned Blend of Orange and Grapefruit Juice
20-64.005	Other Mixtures of Orange and Grapefruit Juice
20-64.007	Frozen Concentrated Orange Juice
20-64.008	Concentrated Orange Juice for Manufacturing
20-64.009	Frozen Concentrated Grapefruit Juice
20-64.010	Frozen Concentrated Grapefruit Juice for Manufacturing
20-64.011	Frozen Concentrated Blended Grapefruit Juice and Orange Juice
20-64.012	Other Concentrated Citrus Fruit Juices
20-64.013	Canned Grapefruit Sections
20-64.014	Canned Grapefruit and Orange for Salad
20-64.015	Chilled Orange Juice
20-64.016	Concentrate for Soft Serve Orange Juice
20-64.017	Gelled Sunshine Citrus Salad
20-64.018	Other Chilled Processed Citrus Products
20-64.019	Products Having No Established State or USDA Grade Standards
20-64.023	Concentrate for Orange Beverage Base
20-64.024	Grapefruit Juice for Beverage Base Product; Grapefruit Beverage Base for Export Only

PURPOSE AND EFFECT: Amending rules to bring them in line with U.S. Federal Standards and repealing rules that are superseded by U.S. Federal Standards.

SUMMARY: Amending and repealing rules to bring them in line with U.S. Federal Standards.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

LAW IMPLEMENTED: 601.10(1),(7), 601.11, 601.16(3)(h), 601.9906(1), 601.471, 601.48 FS.

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

DATE AND TIME: December 21, 2011, 9:00 a.m.

PLACE: Department of Citrus Building, 605 East Main Street, Bartow, Florida 33803

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Alice P. Wiggins, Administrative Assistant, Legal Department, Florida Department of Citrus, P.O. Box 9010, Bartow, Florida 33831-9010 or awiggins@citrus.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

20-64.001 Grades Established.

Florida State Grades for processed citrus products shall be identical with applicable United States Standards for Grades, if any. Any product failing to meet the grade of minimum quality standards prescribed herein shall be labeled substandard, or in the case of bulk containers, the shipment shall be accompanied by an inspection certificate with the bill of lading and invoice for each shipment clearly bearing the legend “substandard.”

Rulemaking Specific Authority 601.10(7), 601.11 FS. Law Implemented 601.10(7), 601.11, 601.48 FS. History—Formerly 105-1.19(1), Revised 1-1-75, Formerly 20-64.01, Amended _____.

20-64.002 Canned Orange Juice.

Rulemaking Specific Authority 601.10(7), 601.11 FS. Law Implemented 601.10(7), 601.11, 601.48, 601.9905, 601.9914(1),(2) FS. History—Formerly 105-1.19(1)(a), Revised 1-1-75, Amended 12-12-82, 11-6-83, Formerly 20-64.02, Amended 10-28-97, Repealed _____.

20-64.003 Grapefruit Juice – Canned and Chilled.

Rulemaking Specific Authority 601.10(7), 601.11 FS. Law Implemented 601.10(7), 601.11, 601.48, 601.9906, 601.9914(1),(2), 601.16 FS. History—Formerly 105-1.19(1)(b),(6), Revised 1-1-75, Amended 9-15-75, 10-19-76, 3-16-80, 7-27-82, 11-6-83, Formerly 20-64.03, Amended 12-19-90, 10-28-97, Repealed _____.

20-64.004 Canned Blend of Orange and Grapefruit Juice.

Rulemaking Specific Authority 601.10(7), 601.11 FS. Law Implemented 601.10(7), 601.11, 601.48, 601.9907, 601.9914(1),(2) FS. History—Formerly 105-1.19(1)(c)1., Revised 1-1-75, Amended 9-15-75, Formerly 20-64.04, Amended 10-28-97, Repealed _____.

20-64.005 Other Mixtures of Orange and Grapefruit Juice.

Rulemaking Specific Authority 601.10(7), 601.11 FS. Law Implemented 601.10(7), 601.11, 601.48, 601.9914(1),(2) FS. History—Formerly 105-1.19(1)(c)2., Revised 1-1-75, Amended 9-15-75, Formerly 20-64.05, Repealed _____.

20-64.007 Frozen Concentrated Orange Juice.

Rulemaking Specific Authority 601.10(7), 601.11, 601.24 FS. Law Implemented 601.10(7), 601.11, 601.24, 601.48, 601.9904, 601.9909 FS. History—Formerly 105-1.19(1)(e), Revised 1-1-75, Amended 9-15-75, 7-15-80, 3-1-82, 9-8-82, Formerly 20-64.07, Amended 6-11-91, 6-8-97, 10-28-97, Repealed _____.

20-64.008 Concentrated Orange Juice for Manufacturing.

Rulemaking Specific Authority 601.10(7), 601.11 FS. Law Implemented 601.10(7), 601.11, 601.48, 601.9904, 601.9909 FS. History—Formerly 105-1.19(1)(f), Revised 1-1-75, Amended 1-1-82, Formerly 20-64.08, Amended 6-11-91, 6-8-97, 10-28-97, Repealed _____.

20-64.009 Frozen Concentrated Grapefruit Juice.

Rulemaking Specific Authority 601.10(7), 601.11 FS. Law Implemented 601.10(7), 601.11, 601.48, 601.9904 FS. History—Formerly 105-1.19(1)(g), (6), Revised 1-1-75, Amended 9-15-75, 10-19-75, Formerly 20-64.09, Amended 6-11-91, 6-8-97, 10-28-97, Repealed _____.

20-64.010 Frozen Concentrated Grapefruit Juice for Manufacturing.

Rulemaking Specific Authority 601.10(7), 601.11 FS. Law Implemented 601.10(7), 601.11, 601.48, 601.9904 FS. History—Formerly 105-1.19(1) (g), Revised 1-1-75, Amended 9-15-75, Formerly 20-64.10, Amended 6-11-91, 6-8-97, 10-28-97, Repealed _____.

20-64.011 Frozen Concentrated Blended Grapefruit Juice and Orange Juice.

Rulemaking Specific Authority 601.10(7), 601.11 FS. Law Implemented 601.10(7), 601.11, 601.48, 601.9904 FS. History—Formerly 105-1.19(1)(h), Revised 1-1-75, Amended 9-15-75, Formerly 20-64.11, Amended 10-28-97, Repealed _____.

20-64.012 Other Concentrated Citrus Fruit Juices.

Rulemaking Specific Authority 601.10(7), 601.11 FS. Law Implemented 601.10(7), 601.11, 601.48, 601.9904 FS. History—Formerly 105-1.19(1)(l), Revised 1-1-75, Formerly 20-64.12, Amended 6-11-91, 6-8-97, 10-28-97, Repealed _____.

20-64.013 Canned Grapefruit Sections.

Rulemaking Specific Authority 601.10(7), 601.11 FS. Law Implemented 601.10(7), 601.11, 601.48, 601.9904 FS. History—Formerly 105-1.19(1)(j), Revised 1-1-75, Amended 9-15-75, Formerly 20-64.13, Amended 10-28-97, Repealed.

20-64.014 Canned Grapefruit and Orange for Salad.

Rulemaking Specific Authority 601.10(7), 601.11 FS. Law Implemented 601.10(7), 601.11, 601.48 FS. History—Formerly 105-1.19(1)(k), Revised 1-1-75, Amended 9-15-75, Formerly 20-64.14, Amended 10-28-97, Repealed.

20-64.015 Chilled Orange Juice.

Rulemaking Specific Authority 601.10(7), 601.11 FS. Law Implemented 601.10(7), 601.11, 601.48 FS. History—Formerly 105-1.19(1)(License Applications), Revised 1-1-75, Formerly 20-64.15, Amended 10-28-97, Repealed.

20-64.016 Concentrate for Soft Serve Orange Juice.

Rulemaking Specific Authority 601.10(7), 601.11 FS. Law Implemented 601.10(7), 601.11, 601.48 FS. History—Formerly 105-1.19(1)(m), Revised 1-1-75, Formerly 20-64.16, Repealed.

20-64.017 Gelled Sunshine Citrus Salad.

Rulemaking Specific Authority 601.10(7), 601.11 FS. Law Implemented 601.10(7), 601.11, 601.48 FS. History—Formerly 105-1.19(1)(n), Revised 1-1-75, Amended 2-24-82, Formerly 20-64.17, Repealed.

20-64.018 Other Chilled Processed Citrus Products.

Rulemaking Specific Authority 601.10(7), 601.11 FS. Law Implemented 601.10(7), 601.11, 601.48, 601.471 FS. History—Formerly 105-1.19(1)(o), Revised 1-1-75, Amended 9-15-75, Formerly 20-64.18, Repealed.

20-64.019 Products Having No Established State or USDA Grade Standards.

Rulemaking Specific Authority 601.10(7), 601.11 FS. Law Implemented 601.10(7), 601.11, 601.48 FS. History—Formerly 105-1.19(1)(o), (2), Revised 1-1-75, Formerly 20-64.19, Repealed.

20-64.023 Concentrate for Orange Beverage Base.

Rulemaking Specific Authority 601.10(1), (7), 601.11 FS. Law Implemented 601.10(7), 601.11 FS. History—New 1-1-82, Amended 8-28-84, Formerly 20-64.23, Repealed.

20-64.024 Grapefruit Juice for Beverage Base Product; Grapefruit Beverage Base for Export Only.

Rulemaking Specific Authority 601.10(1),(7), 601.11 FS. Law Implemented 601.10(7), 601.16(3)(h), 601.9906(1) FS. History—New 10-13-85, Formerly 20-64.24, Amended 12-18-94, 6-30-97, 3-19-98, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Debra J. Funkhouser, Acting Executive Director
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Debra J. Funkhouser, Acting Executive Director

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 31, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 9, 2011

DEPARTMENT OF CITRUS

RULE NO.: 20-65.002
RULE TITLE: Equipment

PURPOSE AND EFFECT: Amending rule to reflect current practices in allowing use of equipment approved by Florida Department of Agriculture and Consumer Services.

SUMMARY: Amending rule to allow use of equipment approved by Florida Department of Agriculture and Consumer Services.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 601.10(7), 601.11 FS.

LAW IMPLEMENTED: 601.10(7), 601.11, 601.9905, 601.9909, 601.24 FS.

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

DATE AND TIME: December 21, 2011, 9:00 a.m.

PLACE: Department of Citrus Building, 605 East Main Street, Bartow, Florida 33803

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: Dianne Screws, (863)537-3984. 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: Alice P. Wiggins, Administrative Assistant, Legal Department, Florida Department of Citrus, P.O. Box 9010, Bartow, Florida 33831-9010 or awiggins@citrus.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

20-65.002 Equipment.

(1) Any of the following colorimeter or spectrophotometer devices shall be used for measuring color scores for frozen concentrated orange juice (FCOJ), canned concentrated orange juice (CCOJ), concentrated orange juice for manufacturing (COJFM), pasteurized orange juice (POJ), and orange juice from concentrate (OJFC):

- (a) HunterLab Model D45 Citrus Colorimeter,
- (b) HunterLab Model D45D2 Citrus Colorimeter,
- (c) Macbeth Color-Eye Spectrophotometer Model LS-1500,
- (d) Macbeth Color-Eye Spectrophotometer Model 2020+ with Optiview Software Package,
- (e) Macbeth Color-Eye Spectrophotometer Model 3000 with Optiview Software Package,
- (f) Macbeth Color-Eye Spectrophotometer Model 3100 with Optiview Software Package,
- (g) GretagMacbeth Color-Eye Spectrophotometer Model i5 with Color iQC Basic Software Package.

(h) Devices validated and approved by order of the Florida Department of Agriculture and Consumer Services.

(2) through (4) No change.

Rulemaking Specific Authority 601.10(7), 601.11 FS. Law Implemented 601.10(7), 601.11, 601.9905, 601.9909, 601.24 FS. History—Formerly 105-1.19(1)(r),(l), Revised 1-1-75, Formerly 20-65.02, Amended 1-30-86, 1-12-92, 6-21-93, 1-17-95, 10-26-97, 8-22-06,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Debra J. Funkhouser, Acting Executive Director

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Debra J. Funkhouser, Acting Executive Director

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 31, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 9, 2011

DEPARTMENT OF CITRUS

RULE NOS.:	RULE TITLES:
20-66.002	Products for Export
20-66.003	Misbranding Imported Product
20-66.004	Florida Identification
20-66.005	Proof of Geographic Origin

PURPOSE AND EFFECT: Repealing rule which no longer has relevance in the industry.

SUMMARY: Repealing rule which no longer has relevance in the industry.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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

RULEMAKING AUTHORITY: 601.02(4),(5), 601.10(1), 601.11 FS.

LAW IMPLEMENTED: 601.02, 601.10(1), 601.11, 601.15(2), (7), 601.98, 601.99 FS.

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

DATE AND TIME: December 21, 2011, 9:00 a.m.

PLACE: Department of Citrus Building, 605 East Main Street, Bartow, Florida 33803

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: Dianne Screws, (863)537-3984. 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: Alice P. Wiggins, Administrative Assistant, Legal Department, Florida Department of Citrus, P.O. Box 9010, Bartow, Florida 33831-9010 or awiggins@citrus.state.fl.us.

THE FULL TEXT OF THE PROPOSED RULES IS:

20-66.002 Products for Export.

Rulemaking Specific Authority 601.02(4),(5), 601.10(1), 601.11 FS. Law Implemented 601.02(4),(5), 601.11, 601.981, 601.99 FS. History—Formerly 105-1.19(1)(p)(2), Revised 1-1-75, Formerly 20-66.02, Repealed_____.

20-66.003 Misbranding Imported Product.

Rulemaking Specific Authority 601.02(4),(5), 601.10(1), 601.11 FS. Law Implemented 601.02(4),(5), 601.10(1), 601.11, 601.98, 601.99 FS. History--Formerly 105-1.27(3), Revised 1-1-75, Formerly 20-66.03, Repealed.

20-66.004 Florida Identification.

Rulemaking Specific Authority 601.10(1), 601.11 FS. Law Implemented 601.02, 601.10(1), 601.11, 601.15(2), (7), 601.98, 601.99 FS. History--New 1-1-79, Formerly 20-66.04, Amended 8-20-00, Repealed.

20-66.005 Proof of Geographic Origin.

Rulemaking Specific Authority 601.10(1), 601.11 FS. Law Implemented 601.02(4),(5), 601.10(1), 601.11, 601.99 FS. History--New 12-20-87, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Debra J. Funkhouser, Acting Executive Director
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Debra J. Funkhouser, Acting Executive Director
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 31, 2011

DEPARTMENT OF CITRUS

RULE NOS.:	RULE TITLES:
20-69.001	Requirements for Fruit Imported for Processing
20-69.002	Requirements for Use of Imported Products
20-69.003	Identification of Imported Product

PURPOSE AND EFFECT: Repealing rule which is no longer implemented in the industry.

SUMMARY: Repealing rule which is no longer implemented in the industry.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

RULEMAKING AUTHORITY: 601.10(1),(7), 601.11 FS.
LAW IMPLEMENTED: 601.02(3),(4),(5), 601.10(7), 601.11, 601.15(3), 601.155, 601.47, 601.48, 601.49 FS.

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

DATE AND TIME: December 21, 2011, 9:00 a.m.
PLACE: Department of Citrus Building, 605 East Main Street, Bartow, Florida 33803

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Alice P. Wiggins, Administrative Assistant, Legal Department, Florida Department of Citrus, P.O. Box 9010, Bartow, Florida 33831-9010 or awiggins@citrus.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

20-69.001 Requirements for Fruit Imported for Processing.

Rulemaking Specific Authority 601.10(1),(7), 601.11 FS. Law Implemented 601.02(3),(4),(5), 601.10(7), 601.11, 601.15(3), 601.155, 601.47, 601.48, 601.49 FS. History--Formerly 105-1.27(1), Revised 1-1-75, Formerly 20-69.01, Repealed.

20-69.002 Requirements for Use of Imported Products.

Rulemaking Specific Authority 601.10(1),(7), 601.11 FS. Law Implemented 601.10(7), 601.11, 601.155 FS. History--Formerly 105-1.27(2), Revised 1-1-75, Amended 3-16-80, Formerly 20-69.02, Amended 6-9-91, 1-19-93, 10-15-95, 6-8-97, Repealed.

20-69.003 Identification of Imported Product.

Rulemaking Specific Authority 601.10(7), 601.11 FS. Law Implemented 601.10(7), 601.11, 601.155, 601.98, 601.99 FS. History--Formerly 105-1.27(4), Revised 1-1-75, Formerly 20-69.03, Amended 10-15-95, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Debra J. Funkhouser, Acting Executive Director
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Debra J. Funkhouser, Acting Executive Director
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 31, 2011

DEPARTMENT OF CITRUS

RULE NOS.:	RULE TITLES:
20-70.001	Registration of Labels
20-70.002	Use of Labels to Represent Grade
20-70.003	Processor to Maintain File of Labels Used
20-70.004	Designation of Grade on Container
20-70.005	Coding Containers
20-70.006	Notice Required

PURPOSE AND EFFECT: Repealing rules superseded by federal rules.

SUMMARY: Repealing rules superseded by federal rules.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

RULEMAKING AUTHORITY: 601.10(7), 601.11, 601.48 FS.

LAW IMPLEMENTED: 601.11, 601.48, 601.69(9) FS.

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

DATE AND TIME: December 21, 2011, 9:00 a.m.

PLACE: Department of Citrus Building, 605 East Main Street, Bartow, Florida 33883

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Alice P. Wiggins, Administrative Assistant, Legal Department, Florida Department of Citrus, P.O. Box 9010, Bartow, Florida 33831-9010 or awiggins@citrus.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

20-70.001 Registration of Labels.

Rulemaking Specific Authority 601.11, 601.48 FS. Law Implemented 601.48 FS. History—Formerly 105-1.21(1),(2), Revised 1-1-75, Formerly 20-70.01, Repealed.

20-70.002 Use of Labels to Represent Grade.

Rulemaking Specific Authority 601.11, 601.48 FS. Law Implemented 601.48 FS. History—Formerly 105-1.21(4),(5), Revised 1-1-75, Formerly 20-70.02, Repealed.

20-70.003 Processor to Maintain File of Labels Used.

Rulemaking Specific Authority 601.11, 601.48 FS. Law Implemented 601.48, 601.69(9) FS. History—Formerly 105-1.21(3), Revised 1-1-75, Formerly 20-70.03, Repealed.

20-70.004 Designation of Grade on Container.

Rulemaking Specific Authority 601.11, 601.48 FS. Law Implemented 601.48 FS. History—Formerly 105-1.21(6), Revised 1-1-75, Formerly 20-70.04, Repealed.

20-70.005 Coding Containers.

Rulemaking Specific Authority 601.11, 601.48 FS. Law Implemented 601.48 FS. History—Formerly 105-1.21(7), Revised 1-1-75, Formerly 20-70.05, Repealed.

20-70.006 Notice Required.

Rulemaking Specific Authority 601.10(7), 601.11 FS. Law Implemented 601.11, 601.48 FS. History—Formerly 105-1.26, Revised 1-1-75, Formerly 20-70.06, Amended 3-26-06, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Debra J. Funkhouser, Acting Executive Director

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Debra J. Funkhouser, Acting Executive Director

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 31, 2011

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.:	RULE TITLE:
40D-40.302	Conditions for Issuance of General Permits

PURPOSE AND EFFECT: General environmental resource permits are issued for activities that fall below certain specified thresholds. Activities exceeding these thresholds must be authorized through issuance of an individual environmental resource permit. The purpose of this rulemaking is to clarify the threshold for general environmental resource permits when activities are proposed to occur in, on or over wetlands and other surface waters. The effect will be to reduce unnecessary regulatory burdens and achieve other streamlining benefits for the regulated public when proposed activities involve minor work in certain isolated small wetlands and other surface waters, by allowing issuance of general permits for these activities.

SUMMARY: Under current rule language, one of the thresholds for a general permit is that activity in, on or over wetlands and other surface waters must be limited to one acre or less. Excluded from the calculation of this one-acre threshold for general permits are upland-cut ditches and any wholly owned isolated wetland or other surface water that is less than one-half acre in size and for which mitigation is not required. Under Section 3.2.2.2 of the District's Environmental Resource Permitting Information Manual Part B, Basis of Review, alterations to wholly owned ponds constructed entirely in uplands and less than one acre in size do not require mitigation to offset any adverse impacts to fish and wildlife. Accordingly, the proposed amendment will make these two provisions consistent and will increase the size for excluding activities in wholly owned ponds that are constructed entirely in uplands from one-half acre to up to one acre, as impacts to such ponds up to one acre in size do not require mitigation for adverse impacts to fish and wildlife. The result will be that activities which previously may have been excluded from qualifying as a general permit due to the fact that the project involved an upland-constructed pond larger than one-half acre

but less than one acre will now be able to qualify for a general permit, which has a lower application fee than an individual permit.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: There are no costs to the regulated public as a result of the proposed amendments. Therefore, this rulemaking will not result in any adverse economic impacts or regulatory cost increases that 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: 373.044, 373.113, 373.118 FS.

LAW IMPLEMENTED: 373.079(4)(a), 373.083(5), 373.413, 373.414, 373.416, 373.419 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 5 days before the workshop/meeting by contacting: The Southwest Florida Water Management District Human Resources Director, 2379 Broad Street, Brooksville, Florida 34604-6899, telephone (352)796-7211, ext. 4702 or 1(800)423-1476 (FL only), ext. 4702; TDD (FL only) 1(800)231-6103 or email to ADACoordinator@swfwmd.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Barbara Martinez, Office of General Counsel, 2379 Broad St., Brooksville, FL 34604-6899, (352)796-7211 (4660), (OGC #2011051)

THE FULL TEXT OF THE PROPOSED RULE IS:

40D-40.302 Conditions for Issuance of General Permits.

In order to qualify for a general permit for construction and operation under this chapter, the applicant must provide reasonable assurance that the surface water management

system meets all conditions of subsection 40D-40.302(1), F.A.C., all thresholds in subsection 40D-40.302(2), F.A.C., and all applicable additional conditions of subsections 40D-40.302(3) and 40D-40.302(4), F.A.C. To obtain a general site conditions assessment permit under this chapter, the applicant must provide reasonable assurance that all conditions of subsection 40D-40.302(5), F.A.C., are met. To obtain a permit for construction of incidental site activities under this chapter, the applicant must provide reasonable assurance that all conditions of subsections 40D-40.302(1) and 40D-40.302(6), F.A.C., are met.

(1) Conditions. The surface water management system must meet the conditions specified in Rules 40D-4.301 and 40D-4.302, F.A.C.

(2) Thresholds.

(a) The project area except for public highway projects, must be less than 100 acres.

(b) Construction or alteration of a system, including dredging or filling to occur in, on or over a total of one acre or less of wetlands and other surface waters. For this purpose, calculation of the one acre area shall not include:

1. Ditches that were originally constructed in uplands.

2. Any wholly owned, isolated wetland ~~or other surface water~~ less than one-half acre in size ~~and~~ for which mitigation is not required.

3. Any wholly owned pond constructed entirely in uplands and less than one acre in size for which mitigation is not required.

(3) through (6) No change.

Rulemaking Specific Authority 373.044, 373.113, 373.118 FS. Law Implemented 373.079(4)(a), 373.083(5), 373.413, 373.414, 373.416, 373.419 FS. History—New 10-1-84, Amended 3-1-88, 5-10-88, 9-13-88, 10-3-95, 7-23-96, 7-16-02, 9-26-02, 8-3-03, 2-19-04, 2-1-05, 11-2-09,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Clark Hull, Environmental Regulation Program Director

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Southwest Florida Water Management District Governing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 25, 2011

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 10, 2011

DEPARTMENT OF FINANCIAL SERVICES

Division of Administration

RULE NOS.:	RULE TITLES:
69E-3.001	Purpose and Scope
69E-3.002	Definitions
69E-3.003	Prohibition
69E-3.004	No-Smoking Areas

69E-3.005 Action by Department Officials and Employees

69E-3.006 Posting of Signs

69E-3.007 Enforcement, Penalties

PURPOSE AND EFFECT: Chapter 69E-3, F.A.C. is being repealed. It includes Rules 69E-3.001, 69E-3.002, 69E-3.003, 69E-3.004, 69E-3.005, 69E-3.006, and 69E-3.007, F.A.C. These rules were adopted on April 22, 1992, by the former Department of Insurance to prohibit smoking in undesignated areas of Department buildings, in a Department vehicle, or in a public meeting held by the Department. This rule chapter is being repealed because the Department's Administrative Policy and Procedure AP&P 1-14, Smoking Policy, replaces and supersedes Rule Chapter 69E-3, F.A.C., thus there is no longer a need for this rule chapter.

SUMMARY: Chapter 69E-3, F.A.C. is being repealed, including Rules 69E-3.001, 69E-3.002, 69E-3.003, 69E-3.004, 69E-3.005, 69E-3.006, and 69E-3.007, F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

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

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: 386.205(6) FS.

LAW IMPLEMENTED: 386.205, 386.208 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: December 12, 2011, 10:00 a.m.

PLACE: Room 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: Stephanie Iliff at (850)413-2014 or Stephanie.Iliff@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 RULES IS: Stephanie Iliff, Director of Administration, Division of Administration, Department of Financial Services, 200 E. Gaines Street, Tallahassee, Florida 32399-0333, (850)413-2014 or Stephanie.Iliff@myfloridacfo.com

THE FULL TEXT OF THE PROPOSED RULES IS:

69E-3.001 Purpose and Scope.

Rulemaking Specific Authority 386.205(6) FS. Law Implemented 386.205 FS. History–New 4-22-92, Formerly 4E-3.001, Repealed_____.

69E-3.002 Definitions.

Rulemaking Specific Authority 386.205(6) FS. Law Implemented 386.205 FS. History–New 4-22-92, Formerly 4E-3.002, Repealed_____.

69E-3.003 Prohibition.

Rulemaking Specific Authority 386.205(6) FS. Law Implemented 386.205 FS. History–New 4-22-92, Formerly 4E-3.003, Repealed_____.

69E-3.004 No-Smoking Areas.

Rulemaking Specific Authority 386.205(6) FS. Law Implemented 386.205 FS. History–New 4-22-92, Formerly 4E-3.004, Repealed_____.

69E-3.005 Action by Department Officials and Employees.

Rulemaking Specific Authority 386.205(6) FS. Law Implemented 386.205 FS. History–New 4-22-92, Formerly 4E-3.005, Repealed_____.

69E-3.006 Posting of Signs.

Rulemaking Specific Authority 386.205(6) FS. Law Implemented 386.205 FS. History–New 4-22-92, Formerly 4E-3.006, Repealed_____.

69E-3.007 Enforcement, Penalties.

Rulemaking Specific Authority 386.205(6) FS. Law Implemented 386.205, 386.208 FS. History–New 4-22-92, Formerly 4E-3.007, Repealed_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Stephanie Iliff, Director of Administration, Division of Administration, 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: September 20, 2011

Section III Notices of Changes, Corrections and Withdrawals

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

RULE NO.: RULE TITLE:
40C-3.035 Agreements

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. 37, No. 41, October 14, 2011 issue of the Florida Administrative Weekly.

These changes are in response to comments received from the Joint Administrative Procedures Committee.

40C-3.035 Agreements.

The Governing Board hereby incorporates by reference the following documents:

- (1) through (16) No change.
- (17) Copies of these documents are available from:

District Rules Coordinator
St. Johns River Water Management District
4049 Reid Street
Palatka, Florida 32177-2529
(386)326-3026

Rulemaking Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.046, 373.083, 373.109, 373.308, 373.309, 373.319 FS. History—New 10-14-84, Amended 12-5-85, Formerly 40C-3.035, 40C-3.0035, Amended 1-8-96, 4-21-96, 7-21-96, 12-22-96, 3-10-97, 1-3-00, 9-6-01, 6-25-02, 7-25-02, 1-11-06, 5-18-06, 5-24-07, 5-20-08,

Section IV Emergency Rules

NONE

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF LAW ENFORCEMENT

NOTICE IS HEREBY GIVEN that on November 1, 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 Blountstown Police Department on behalf of James E. Godwin for the 2006-2008 (7/1/2006 – 6/30/2008) reporting period. 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 and supervised by a CJSTC-certified firearms instructor. The petition supports the requested waiver by stating that the officer at issue shot the mandated course of fire with passing scores for the 2008 reporting cycle. The firearms instructor who supervised the mandatory firearms retraining documented Godwin’s performance on the CJSTC 86A form. The instructor, the agency, and Godwin believed the instructor was a CJSTC-certified firearms instructor at the time. The instructor’s firearms instructor certification had lapsed without anyone becoming aware of it. Petitioner further states that it would violate the principles of fairness to fail to recognize that the officer did successfully complete all of the requirements for the 2008 reporting cycle with the only deficiency being that the instructor who supervised him was inactive at the time of the qualifying shoots.

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 November 4, 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 Green Cove Springs Police Department, on behalf of 9 officers for the 2006-2008 (7/1/2006 – 6/30/2008) and 2008-2010 (7/1/2008 – 6/30/2010) mandatory firearms requalification reporting periods. 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 and supervised by a CJSTC-certified firearms instructor. The petition supports the requested waiver by stating that the officers at issue did successfully complete the course of fire, however, they were supervised by non-CJSTC-certified firearms instructors who signed the officers’ CJSTC 86A forms. The officers at issue were supervised for the 2010-2012 (7/1/2010 – 6/30/2012) mandatory firearms requalification reporting period by CJSTC-certified firearms instructors and received passing scores. Petitioner states that the 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 did successfully complete the requirement simply because they were supervised by non-CJSTC-certified firearms instructors for the 2008 and 2010 mandatory firearms requalification cycles.

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 November 1, 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 Gulf Breeze Police Department on behalf of 33 officers for the 2006-2008 (7/1/2006 – 6/30/2008) reporting period. 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 and supervised by a CJSTC-certified firearms instructor. The petition supports the requested waiver by stating that the officers at issue did successfully complete the course of fire, however, the instructor supervising the requalifications was not a CJSTC-certified firearms instructor. Petitioner states that the 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 did successfully complete the requirement simply because a non-CJSTC-certified firearms instructor supervised their 2006-2008 requalifications.

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 November 1, 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 Hillsboro Beach Police Department on behalf of 18 officers for the 2006-2008 (7/1/2006 – 6/30/2008) reporting period. 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 and supervised by a CJSTC-certified firearms instructor. The petition supports the requested waiver by stating that the officers at issue did successfully complete the course of fire, however, the instructor supervising the requalifications was not a CJSTC-certified firearms instructor. Petitioner states that the 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 did successfully complete the requirement simply because a non-CJSTC-certified firearms instructor supervised their 2006-2008 requalifications.

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 November 1, 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 Jupiter Inlet Colony Police Department on behalf of 18 officers for the 2006-2008 (7/1/2006 – 6/30/2008) and 2008-2010 (7/1/08 – 6/30/10) reporting cycles. 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 and supervised by a CJSTC-certified firearms instructor. The petition supports the requested waiver by stating that the officers at issue did successfully complete the course of fire, however, the instructors supervising the requalifications were not CJSTC-certified firearms instructors. Petitioner states that the 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 did successfully complete the requirement simply because non-CJSTC-certified firearms instructors supervised their 2006-2008 and 2008-2010 requalifications.

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 November 4, 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 Maitland Police Department, on behalf of one officer for the 2008-2010 (7/1/2008 – 6/30/2010) mandatory firearms requalification reporting periods. 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 and supervised by a CJSTC-certified firearms instructor. The petition supports the requested waiver by stating that the officer at issue did successfully complete the course of fire, however, he is a CJSTC-certified firearms instructor and he did sign his own CJSTC 86A form. The officer at issue was supervised for the 2010-2012 (7/1/2010 – 6/30/2012) mandatory firearms requalification reporting period by another CJSTC-certified firearms instructor. The officer at issue achieved a passing score. Petitioner states that the officer will suffer a substantial hardship if his certification is 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 officer did

successfully complete the requirement simply because he signed his own CJSTC 86A form for the 2010 mandatory firearms requalification reporting cycle.

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 November 4, 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 the Office of the State Attorney, First Judicial Circuit, on behalf of 16 officers for the 2008 (7/1/2006 – 6/30/2008) reporting period and one officer for the 2010 reporting period (7/1/2008 – 6/30/2010). 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 and supervised by a CJSTC-certified firearms instructor. The petition supports the requested waiver by stating that the officers at issue did successfully complete the course of fire, however, the instructors supervising the requalifications were not CJSTC-certified firearms instructors. Petitioner states that the 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 did successfully complete the requirement simply because a non-CJSTC-certified firearms instructor supervised the 2008 requalifications for 16 officers and the 2010 requalification for one of the 16 officers.

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 November 4, 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 the Parker Police Department, on behalf of ten officers for the 2008 (7/1/2006 – 6/30/2008) reporting period and one of the ten officers for the 2010 reporting period (7/1/2008 – 6/30/2010). 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 and supervised by a CJSTC-certified firearms instructor. The petition supports the requested waiver by stating that the officers at issue did successfully complete the course of fire, however, the instructors supervising the requalifications were not CJSTC-certified firearms instructors. Petitioner states that the 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

did successfully complete the requirement simply because a non-CJSTC-certified firearms instructor supervised the 2008 requalifications for 16 officers and the 2010 requalification for one of the 16 officers.

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 November 1, 2011, the Criminal Justice Standards and Training Commission, received a petition for a petition for a permanent waiver of subsection 11B-27.00212(14), F.A.C., from Satellite Beach Police Department on behalf of one officer for the 2006-2008 (7/1/2006 – 6/30/2008) mandatory firearms requalification reporting cycle. 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 and supervised by a CJSTC-certified firearms instructor. The petition supports the requested waiver by stating that the officer at issue did successfully complete the course of fire, however, the instructor supervising the requalification was not a CJSTC-certified firearms instructor. Petitioner describes the officer at issue as a CJSTC-certified firearms instructor in his own right. The instructor supervising the officer at issue had completed all coursework required to become a CJSTC-certified firearms instructor, but had not completed the paperwork to become active. Petitioner states that the officer at issue will suffer a substantial hardship if his certification is 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 officer did successfully complete the requirement simply because a non-CJSTC-certified firearms instructor supervised his 2006-2008 mandatory firearms requalification cycle.

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 November 4, 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 Tavares Police Department, on behalf of one officer for the 2006-2008 (7/1/2006 – 6/30/2008) and 2008- 2010 (7/1/2008 – 6/30/2010) mandatory firearms requalification reporting periods. 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 and supervised by a CJSTC-certified firearms instructor. The petition supports the requested waiver by stating that the officer at issue did successfully complete the course of fire, however, he is a CJSTC-certified firearms

instructor and he did sign his own CJSTC 86A form. The officer at issue was supervised for the 2010-2012 (7/1/2010 – 6/30/2012) mandatory firearms requalification reporting period by another CJSTC-certified firearms instructor. The officer at issue achieved a passing score. Petitioner states that the officer will suffer a substantial hardship if his certification is 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 officer did successfully complete the requirement simply because he signed his own CJSTC 86A form for the 2008 and 2010 mandatory firearms requalification reporting cycles.

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 November 1, 2011, the Criminal Justice Standards and Training Commission, received a petition for a permanent waiver of paragraph 11B-35.001(9)(b), F.A.C., from Valencia College Police Department on behalf of two Correctional Officers. Paragraph 11B-35.001(9)(b), F.A.C., requires officers to achieve a passing score of 80% or higher on Advanced and Specific Specialized Training Program Courses. The petition supports the requested waiver by stating that the officers at issue achieved what would have been passing scores (76%) under the old rule that took effect the week before the two officers took their end-of-course examinations. Petitioner states that the two officers should not be penalized because of the rule changing the passing scores from 75% to 80% that took effect immediately prior to the end-of-course examinations. Petitioner states that the officers at issue will suffer a substantial hardship if their scores are not recognized because they will not receive the benefit of their retraining and will be obliged to repeat the entire course. Petitioner further states that it would violate the principles of fairness to fail to recognize that the officers did successfully complete the requirement according to the rules as they existed prior to the date the two officers took the examination.

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 November 1, 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 Wildwood Police Department on behalf of one officer for the 2006-2008 (7/1/2006 – 6/30/2008) and 2008-2010 (7/1/2008 – 6/30/2010) reporting cycles. 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 and supervised by a CJSTC-certified firearms instructor. The petition supports the requested waiver by stating that the officer at issue did, in fact, successfully complete the required course of fire, however, the instructor supervising the officer was not a CJSTC-certified firearms instructor. Petitioner further states that it would violate the principles of fairness to fail to recognize that the officer did successfully complete all of the requirements for the 2008 and 2010 reporting cycles and that the oversight was the result of his requalifications being supervised by a non-CJSTC-certified firearms instructor.

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 November 4, 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 the Florida City Police Department, on behalf of 31 officers for the 2008 (7/1/2006 – 6/30/2008) mandatory firearms requalification reporting period. 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 and supervised by a CJSTC-certified firearms instructor. The petition supports the requested waiver by stating that the officers at issue did successfully complete the course of fire, however, the instructors supervising the requalifications were not CJSTC-certified firearms instructors. Petitioner states that the 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 did successfully complete the requirement simply because a non-CJSTC-certified firearms instructor supervised the 2008 mandatory firearms requalifications for 31 officers.

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.

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN that on November 4, 2011, the South Florida Water Management District (District), received a petition for waiver that was amended. The amended petition was filed on November 4, 2011, by Michael Edwards and Maggie Godoy, Application No. 11-0912-1, for utilization of Works or Lands of the District known as the I-75 Canal, for an existing concrete wall and fence installation. The existing project within the I-75 Canal right of way is located at the intersection of the Spanish Oaks Lane Bridge and I-75 Canal, Section 29, Township 48 South, Range 26 East, Collier

County. The petition seeks relief from subsections 40E-6.011(4) and (6), and paragraph 40E-6.221(2)(j), Florida Administrative Code, which govern the placement of permanent and/or semi-permanent above-ground structures within 40 feet of the top of canal bank and within the District's designated equipment staging areas located at all bridges and pile-supported utility crossings within Works or Lands of the District. The petition for waiver was amended to include the District's designated equipment staging areas.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juli Russell at (561)682-6268 or e-mail: jurussel@sfwmd.gov. The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at: South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn.: Juli Russell, Office of Counsel.

NOTICE IS HEREBY GIVEN that on October 7, 2011, the South Florida Water Management District (District), received a petition for waiver from Robert B. Whaley-CenturyLink, Application No. 11-1007-1, for utilization of Works or Lands of the District known as the Cocohatchee Canal, Collier County, for the proposed installation of aerial telecommunications cable. The proposed project within the Cocohatchee Canal right of way is located approximately 290 feet West of Centerline of the Old Cypress Bridge (Logan Boulevard), Section 29, Township 48 South, Range 26 East. The Petition seeks relief from paragraph 40E-6.221(2)(j), Florida Administrative Code, which governs the placement of permanent and/or semi-permanent above-ground structures within 40 feet of the top of canal bank within Works or Lands of the District.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juli Russell at (561)682-6268 or e-mail: jurussel@sfwmd.gov. The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at: South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Juli Russell, Office of Counsel.

NOTICE IS HEREBY GIVEN that on October 31, 2011, the South Florida Water Management District (District), received a petition for waiver from Mr. Timothy James, Application No. 06412-1, for utilization of Works or Lands of the District known as the L-50 Canal, Glades County, for existing facilities which include: landscaping consisting of three (3) Royal Palm trees, a dock, slip, lift, boardwalk/walkway, seawall, fencing, and water and electric services within the northwest right of way of L-50; Section 13, Township 40 South, Range 32 East. The petition seeks relief from paragraph 40E-6.221(2)(a) and (j), Florida Administrative Code, which governs: Above-

ground permanent and/or semi-permanent encroachments within 40 feet of the top of the canal bank and the minimum low member elevation of pile-supported docking facilities within Works or Lands of the District.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Juli Russell at (561)682-6268 or e-mail: jurussel@sfwmd.gov. The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at: South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Juli Russell, Office of Counsel.

DEPARTMENT OF MANAGEMENT SERVICES

NOTICE IS HEREBY GIVEN that on October 20, 2011, the Department of Management Services, received a petition for the Citrus County Sheriff's Office seeking a permanent variance of the rule prohibiting auto dialers from being routed to a 911 system unless they allow two-way voice communication and have the capability of forced disconnection by the Public Safety Answer Point (PSAP) under subsection 60FF-6.005(7), F.A.C.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Debbie Shoup, Agency Clerk, Florida Department of Management Services, Office of the General Counsel, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399, Debbie.Shoup@dms.myflorida.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that on November 2, 2011, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Edison State College. Petitioner seeks a variance of the requirements of ASME A17.1, Section 2.18.5.1 and 2.20.1, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires suspension be provided by steel wire ropes and governor ropes be no less than 9.5mm 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 2011-370).

A copy of the Petition for Variance or Waiver 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 November 3, 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 Good For Less, West Palm Beach, 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 November 3, 2011, the Board of Medicine, received a petition for waiver or variance filed by Richard A. Amato, M.D., from Rule 64B8-9.0131, F.A.C., with regard to the requirement for completion of 15 hours of CME in pain management for every year the physician is practicing pain management. Comments on this petition should be filed with: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Joy A. Tootle, Executive Director, Board of Medicine, at the above address or telephone (850)245-4131.

NOTICE IS HEREBY GIVEN that on October 31, 2011, the Board of Osteopathic Medicine, received a petition for variance filed by Andrew V. Nicholes, D.O., from Rule 64B15-13.001, F.A.C., with regard to the requirement for biennial renewal CME to be in live lecture format. Comments on this petition should be filed with: Board of Osteopathic Medicine, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3056, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Anthony Jusevitch, Executive Director, Board of Osteopathic Medicine, at the above address, or telephone (850)245-4161.

NOTICE IS HEREBY GIVEN that on August 29, 2011, the Board of Physical Therapy Practice, received a petition for Jo-Anna Yvorchuk, BSc PT, seeking a variance or waiver of sub-subparagraph 64B17-3.001(3)(b)1.f., F.A.C. and Rule 64B17-3.003, F.A.C., request the review of the requirements imposed upon candidate by the International Consultants of

Delaware prior to submitting their approval to the Board in support of this candidate's application for a license to practice Physical Therapy in the state of Florida.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Allen Hall, Executive Director, Board of Physical Therapy Practice, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

The Department of Health hereby gives notice that on November 2, 2011, the Department of Health has issued an order.

Petitioner's Name: Chulhaeng Huh, Ph.D.

Date Petition Filed: October 31, 2011

Rule No.: Subsection 64B23-7.003(1), F.A.C

Nature of the rule for which variance or waiver is sought: The rule provides that a physicist-in training may renew the license every year for a period not to exceed eight years.

Date Petition Published in the Florida Administrative Weekly: November 10, 2011.

General Basis for Agency Decision: The Department determined to grant Petitioner's emergency petition for a temporary variance or waiver of the rule because without additional time Petitioner would suffer the substantial hardship of losing his job effective November 13, 2011. The underlying purposes of the statute are achieved because Petitioner is making steady process toward passing all the required portions of the exam for full licensure.

A copy of the Order or additional information may be obtained by contacting: Amy Carraway, Deputy Agency Clerk, Department of Health, 4052 Bald Cypress Way, Bin #C01, Tallahassee, Florida 32399-3251.

NOTICE IS HEREBY GIVEN that on November 9, 2011, the Florida Housing Finance Corporation, received a petition for Waiver from Town Park, LTD, of paragraph 67-48.004(14)(e), F.A.C., which disallows revision, correction or supplementation of the Application after the Application Deadline. 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.

Section VI

Notices of Meetings, Workshops and Public Hearings

The following state governmental agencies, boards and commissions announce a public meeting to which all persons are invited:

State Board of Administration

Division of Bond Finance

Financial Services Commission:

Office of Insurance Regulation

Office of Financial Regulation

Agency for Enterprise Information Technology

Department of Veterans' Affairs

Department of Highway Safety and Motor Vehicles

Department of Law Enforcement

Department of Revenue

Administration Commission

Florida Land and Water Adjudicatory Commission

Board of Trustees of the Internal Improvement Trust Fund

Department of Environmental Protection

DATE AND TIME: December 6, 2011, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

Regular scheduled meeting of the Governor and Cabinet to act on all executive branch matters provided by law and to act on any agendas submitted for their consideration. The Governor and Cabinet will proceed through each agenda, item by item.

The **State Board of Administration** will take action on matters duly presented on its agenda, which may include such matters as Executive Director's reports; approval of fiscal sufficiency of state bond issues; approval of sale of local bonds at an interest rate in excess of statutory interest rate limitation; reports on investment performance; designation of banks as depositories for state funds; adoption of rules and regulations; investment of state funds pursuant to Chapter 215, F.S.; and consideration of other matters within its authority pursuant to Chapters 215 and 344, F.S., and Section 16 of Article IX of the Florida Constitution of 1885, as continued by subsection 9(c) of Article XII of the Florida Constitution of 1968.

The **Division of Bond Finance** of the State Board of Administration will take action on matters duly presented on its agenda, which will deal with the issuance of State bonds, arbitrage compliance and related matters.

The **Financial Services Commission** will take action on matters duly presented on its agenda which may include, but not be limited to; matters relating to rulemaking for all activities of the **Office of Insurance Regulation** concerning insurers and other risk bearing entities, including licensing, rates, policy forms, market conduct, claims, adjusters, issuance

of certificates of authority, solvency, viatical settlements, premium financing, and administrative supervision, as provided under the Insurance Code or Chapter 636, F.S., and matters related to rulemaking for all activities of the **Office of Financial Regulation** relating to the regulation of banks, credit unions, other financial institutions, finance companies, retail installment sales providers, title loan lenders, collection agencies, mortgage brokers, mortgage lenders, certified capital companies, money services businesses, and the securities industry.

The **Agency for Enterprise Information Technology** will take action on matters duly presented on its agenda which may include, but not be limited to, the presentation and approval of the Agency's Annual Operational Work Plan as well as matters relating to rulemaking for all activities of the Agency.

The **Department of Veterans' Affairs** will take action on matters duly presented on its agenda which may include the administration of the Department as well as actions taken to further the Department's mission of providing assistance to veterans and their dependents, pursuant to Section 292.05, F.S.

The **Department of Highway Safety and Motor Vehicles** will take action on matters duly presented on its agenda, which may include such matters as approval of agency policies, taking agency action with regard to administrative procedure matters, and considering other matters within its authority pursuant to Florida Statutes.

The **Department of Law Enforcement** will take action on matters duly presented on its agenda which may include but not be limited to such matters as transfer of agency funds or positions, formulation of Departmental Rules, administrative procedure matters, submittal of reports as required, enter into contracts as authorized and to consider other matters within its authority pursuant to Chapters 20, 23, 120 and 943, F.S.

The **Department of Revenue** will act on matters duly presented on its agenda which may include approval of rules, legislative concept proposals, contracts over \$100,000, Departmental budgets, administrative procedure matters, and consideration of other matters within its authority.

The **Administration Commission** will take action on matters duly presented on its agenda which may include such matters as to create or transfer agency funds or positions, approve Career Service rules, administrative procedure matters, environmental matters arising under Chapter 380, F.S., comprehensive planning issues pursuant to Section 163.3184, F.S., determine sheriffs' budget matters, and consider other matters within its authority pursuant to various statutes including Chapters 110, 215 and 216, F.S.

The **Florida Land and Water Adjudicatory Commission** will take action on matters duly presented on its agenda including appeals of local government development orders in areas of critical state concern or of developments of regional impact under Section 380.07, F.S.; and review of water management matters under Chapter 373, F.S. The Commission

will also review Department of Environmental Protection's rules and orders which, prior to July 1, 1993, the Governor and Cabinet, sitting as the head of the Department of Natural Resources, had authority to issue or promulgate.

The **Board of Trustees of the Internal Improvement Trust Fund** will take action on matters for which it is responsible pursuant to law (including duties pursuant to Title 18 of the Florida Statutes and Title 18 of the Florida Administrative Code) and that are duly presented on its agenda, which may include such matters as aquacultural issues as presented by the Division of Aquaculture in the Department of Agriculture and Consumer Services; mineral leases or sales; state or sovereign land leases, sales, exchanges, dedications, and easements; conservation and preservation lands and other land purchases; land planning matters and other matters within its authority.

The **Department of Environmental Protection** will present for consideration those matters required by law to be reviewed by the Governor and Cabinet, sitting as the Siting Board, which may include, but are not limited to siting of power plants and electric and natural gas transmission lines.

A copy of any of the above agendas submitted to the Governor and Cabinet for this meeting may be obtained by viewing the website of the Governor and Cabinet at <http://www.myflorida.com/myflorida/cabinet/> or by contacting each individual agency.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to provide at least 48 hours' notification before the meeting by contacting the Governor's Cabinet Affairs Office, (850)488-5152.

CABINET AIDES BRIEFING: On the Wednesday of the week prior to the above meeting, there will be a meeting of the aides to the Governor and Cabinet Members at 9:00 a.m., Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida **Department of Agriculture and Consumer Services** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, November 22, 2011, 10:00 a.m.

PLACE: Teleconference Participants will need to call 1(888)808-6959 then enter the Conference Code number 4873444.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to conduct general business of the Florida Alligator Marketing and Education Committee and to discuss marketing and education initiatives for the current fiscal year.

A copy of the agenda may be obtained by contacting: John Easley or Martin May at (850)488-0163.

For more information, you may contact: John Easley or Martin May at (850)488-0163.

DEPARTMENT OF EDUCATION

The **Indian River State College Criminal Justice Training Institute** announces a public meeting to which all persons are invited.

DATE AND TIME: December 7, 2011, 10:00 a.m.

PLACE: Treasure Coast Public Safety Training Complex, 4600 Kirby Loop Road, Fort Pierce, FL 34981

GENERAL SUBJECT MATTER TO BE CONSIDERED: This public meeting for the Region XI Council will provide updates on training classes and any other issues involving the Region.

A copy of the agenda may be obtained by contacting: Becky Douglas, (772)462-7952.

DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: December 8, 2011, 8:30 a.m.

PLACE: Hawthorn Suites, 8303 Palm Parkway, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a monthly meeting of the Commercial Motor Vehicle Review Board for the purpose of reviewing penalties imposed upon any vehicle or persons under the provisions of Chapter 316, Florida Statutes, relating to weights or to violations of safety regulations.

A copy of the agenda may be obtained by contacting: Sharon Day, Executive Assistant, Commercial Vehicle Review Board, Rhyne Building, Traffic Engineering and Operations Office, 2740 Centerview Dr., Tallahassee, FL 32301.

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 days before the workshop/meeting by contacting: 1(800)955-8771 or 1(800)955-8770 (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).

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

DATE AND TIMES: December 8, 2011, 5:00 p.m. – 7:00 p.m.; Formal Hearing, 6:00 p.m.

PLACE: Atonement Lutheran Church, 29617 State Road 54, Wesley Chapel, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation, District Seven invites you to attend and participate in a public hearing regarding the reevaluation of the PD&E Study for Work Program Item Segment No. 258736-1 which includes improvements to Interstate 75 (I-75) from south of S.R. 56 to north of S.R. 52 in Pasco County. The planned changes are documented in a Design Change and Advance to Right of Way Acquisition Reevaluation. This action includes construction plans for Financial Project ID No. 258736-2-52-01.

PURPOSE: This public hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, and social, economic, and environmental effects of the proposed improvements to I-75. The study evaluated engineering and environmental effects associated with widening the road from four lanes to six lanes and improvements to the interchange at S.R. 52. Right-of-way acquisition is proposed for this project. Potential encroachments on wetlands and floodplains may be given special consideration under Executive Orders 11990 and 11988. Draft project documents and preliminary plans for the I-75 improvements will be available for public review at the hearing location on the night of the hearing.

Persons who require special accommodations under the Americans with Disabilities Act or persons who require translation services (free of charge) should contact: Amy Neidringhaus, Project Manager, (813)975-6169 at least seven days prior to the meeting.

A copy of the agenda may be obtained by contacting: Amy Neidringhaus, Project Manager, Interstate Project Management, 11201 N. McKinley Drive, MS 37-600, Tampa, FL 33612-6456.

For more information, you may contact: Amy Neidringhaus, Project Manager, (813)975-6169.

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

DATE AND TIMES: December 15, 2011, 5:00 p.m. – 7:00 p.m.; Formal Hearing, 6:00 p.m.

PLACE: Ridge Manor Community Center, 34240 Cortez Boulevard, Ridge Manor, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Transportation, District Seven invites you to attend and participate in a public hearing regarding the reevaluation of the PD&E Study for Work Program Segment Item No. 411014-1 which includes improvements to Interstate 75 (I-75) from north of S.R. 52 to south of C.R. 476B in Pasco, Hernando, and Sumter Counties. The planned changes are documented in a Design Change and Advance to Right of Way Acquisition Reevaluation. This action includes the construction plans for the following Financial Project ID Nos. (FPNs): 411011-2-52-01, 411012-2-52-01, 411014-2-52-01, and 242626-2-52-01.

PURPOSE: This public hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, and social, economic, and environmental effects of the proposed improvements to I-75. The study evaluated engineering and environmental effects associated with widening the road from four lanes to eight lanes and improvements to the interchange at S.R. 50. Right-of-way acquisition is proposed for this project. Potential encroachments on wetlands and floodplains may be given special consideration under Executive Orders 11990 and 11988. Draft project documents and preliminary plans for the I-75 improvements will be available for public review at the hearing location on the night of the hearing.

Persons who require special accommodations under the Americans with Disabilities Act or persons who require translation services (free of charge) should contact: Amy Neidringhaus, Project Manager, (813)975-6169 at least seven days prior to the meeting.

A copy of the agenda may be obtained by contacting: Amy Neidringhaus, Project Manager, Interstate Project Management, 11201 N. McKinley Drive, MS #7-600, Tampa, FL 33612-6456.

For more information, you may contact: Amy Neidringhaus, Project Manager, (813)975-6169.

STATE BOARD OF ADMINISTRATION

The **Investment Advisory Council (IAC)** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, December 5, 2011, 1:00 p.m. until conclusion of business

PLACE: The Hermitage Centre at 1801 Hermitage Blvd., Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled quarterly meeting of the Investment Advisory Council. The IAC is a nine-member advisory council, which reviews the investments made by the staff of the State Board of Administration and makes recommendations to the board regarding investment policy, strategy, and procedures. The IAC operates under Section 215.444 of the Florida Statutes.

A copy of the agenda may be obtained by contacting: Diane Bruce, State Board of Administration, (850)413-1253 or diane.bruce@sbafla.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 5 days before the workshop/meeting by contacting: James Linn, (850)413-1166 or james.linn@sbafla.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 State **Board of Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, December 6, 2011, 1:00 p.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Scheduled meeting with the Trustees to discuss general State Board of Administration operations and investments of trust funds.

A copy of the agenda may be obtained by contacting: Diane Bruce, State Board of Administration, (850)413-1253 or diane.bruce@sbafla.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 5 days before the workshop/meeting by contacting: James Linn, (850)413-1166 or james.linn@sbafla.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).

FLORIDA PAROLE COMMISSION

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATES AND TIME: Wednesday, December 7, 14, 21, 23, 2011, 8:30 a.m.

PLACE: Florida Parole Commission, 4070 Esplanade Way, Tallahassee, FL 32399-2450

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery, Control Release and all other Commission business.

A copy of the agenda may be obtained by contacting: Florida Parole Commission, (850)488-1293.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Florida Parole Commission at ada@fpc.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.

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces its regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: December 6, 2011, 9:30 a.m.

PLACE: Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider those matters ready for decision.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 364, 366 and 367, F.S.

Persons who may be affected by Commission action on certain items on the conference agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion at the conference, pursuant to Rules 25-22.0021 and 25-22.0022, F.A.C.

The agenda and recommendations are accessible on the PSC Website: <http://www.floridapsc.com>, at no charge or can be purchased by contacting: Florida Public Service Commission, Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770 at a cost of 15 cents per single sided page or 20 cents per duplexed page.

Persons deciding to appeal any decisions made by the Commission with respect to any matter considered at this conference will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which appeal is based.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation at this conference should contact the Office of Commission Clerk no later than 48 hours prior to the conference at (850)413-6770 or via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service. Assistive Listening Devices are available at the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

The Florida **Public Service Commission** announces an Oral Argument on the following dockets to which all persons are invited.

TITLE: Docket No. 100155-EG – Petition for approval of demand-side management plan of Florida Power & Light Company; and Docket No. 100160-EG – Petition for approval of demand-side management plan of Progress Energy Florida, Inc.

DATE AND TIME: Tuesday, December 6, 2011, following the conclusion of the Commission's Agenda Conference

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this oral argument is for the parties to present argument in support of their positions as set forth in their briefs.

Emergency Cancellation of Oral Argument: If a named storm or other disaster requires cancellation of the argument, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the meeting will also be provided on the Commission's website (<http://www.psc.state.fl.us/>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling: Office of the General Counsel at (850)413-6199.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate at this proceeding should contact the Office of Commission Clerk no later than five days prior to the conference: 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD), Florida Relay Service.

The Florida **Public Service Commission** announces its Internal Affairs Meeting to which all interested persons are invited.

DATE AND TIME: December 6, 2011, Immediately following the Oral Argument, which commences after the Commission Conference at 9:30 a.m. in Joseph P. Cresse Hearing Room 148
PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Conference Room 140, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and make decisions on matters which affect the operation of the Commission.

A copy of the agenda of the Internal Affairs Meeting may be obtained by contacting: Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation at this conference should contact: Office of Commission Clerk no later than 48 hours prior to the conference at (850)413-6770 or via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service. Assistive Listening Devices are available at the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

*In the event of a change or cancellation, notice will be published at the earliest practicable time on the Commission's website: <http://www.psc.state.fl.us/agendas/internalaffairs/>.

REGIONAL PLANNING COUNCILS

The **Northeast Florida Regional Council** announces a public meeting to which all persons are invited.

DATE AND TIMES: December 1, 2011: Planning & Growth Management Committee, 9:00 a.m.; Personnel, Budget & Finance Committee, 9:00 a.m.; Strategic Regional Policy

Planning Committee, 9:00 a.m.; Full Board of Directors, 10:00 a.m.; Legislative Policy Committee immediately following the Board meeting.

PLACE: 6850 Belfort Oaks Place, Jacksonville, FL 32216

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Monthly Meetings.

A copy of the agenda may be obtained by contacting: Sheron Forde, (904)279-0880 or sforde@nefr.org.

The **Tampa Bay Regional Planning Council**, Clearinghouse Review Committee announces a public meeting to which all persons are invited.

DATE AND TIME: November 28, 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: www.tbrpc.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 4 days before the workshop/meeting by contacting: Wren Krahl, (727)570-5151, ext. 22. 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: Avera Wynne, (727)570-5151, ext. 30.

The **Tampa Bay Regional Planning Council**, Regional Planning Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: December 2, 2011, 1:30 p.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 Regional Planning Advisory Committee.

A copy of the agenda may be obtained by contacting: Mr. Avera Wynne, avera@tbrpc.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 4 days before the workshop/meeting by contacting: Ms. Wren Krahl, Director of Administration, Public Information at (727)570-5151, ext. 22. 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.

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

DATE AND TIME: Tuesday, December 6, 2011, 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To support the reduction of our nation's dependence on imported oil by discussing and promoting the region's use of alternative fuels and alternative fuel vehicles through the Florida Gold Coast Clean Cities Coalition. This meeting will focus first on the Coalition Legislative Committee's planning related to alternative fuels followed by a discussion among the Chairs of the Legislative, Membership, Education/Outreach, and Vehicle/Infrastructure Committees of the Coalition about the annual operating focus on fleet outreach strategies for the upcoming year.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 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: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021.

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

DATE AND TIME: Friday, December 16, 2011, 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To support the reduction of our nation's dependence on imported oil by discussing and promoting the region's use of alternative fuels and alternative fuel vehicles through the Florida Gold Coast Clean Cities Coalition.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 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: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021, (954)985-4416.

COMMISSION ON ETHICS

The **Commission on Ethics** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, December 2, 2011, 8:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Commission Meeting.

A copy of the agenda may be obtained by contacting: Commission on Ethics, www.ethics.state.fl.us or (850)488-7864.

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: Commission on Ethics, (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).

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.

METROPOLITAN PLANNING ORGANIZATIONS

The **Local Coordinating Board, Transportation Disadvantaged** announces a public meeting to which all persons are invited.

DATE AND TIME: December 5, 2011, 10:00 a.m.

PLACE: Administrative Building, 2401 S. E. Monterey Road, 4th Floor, Workshop Room, Stuart, Florida 34996

GENERAL SUBJECT MATTER TO BE CONSIDERED: Transportation Disadvantaged (TD) Services.

A copy of the agenda may be obtained by contacting: 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 Administrator at (772)221-1498.

The Local Coordinating Board (LCB) for the Transportation Disadvantaged of the **Collier Metropolitan Planning Organization (MPO)** announces a public meeting to which all persons are invited.

DATE AND TIME: December 7, 2011, 2:00 p.m.

PLACE: Collier County Board of County Government Center, Fifth Floor, Information Technology Training Room, 3299 East Tamiami Trail, Naples, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The board will discuss LCB matters.

A copy of the agenda may be obtained by contacting: Ms. Lorraine Lantz, MPO, Principal Planner at (239)252-8192.

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. Lorraine Lantz, MPO, Principal Planner at (239)252-8192. 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. Lorraine Lantz, MPO, Principal Planner at (239)252-8192.

WATER MANAGEMENT DISTRICTS

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

DATES AND TIMES: November 30, 2011, 1:00 p.m. (ET); December 1, 2011, 11:00 a.m. (ET)

PLACE: District Headquarters, 3 miles North of Interstate 10 on Highway 90, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: NFWFMD November and December 2011 Governing Board Meetings – to consider District business.

OTHER MEETINGS TO BE HELD ON:

Wednesday, November 30, 2011:

12:00 Noon – 12:30 p.m. District Lands Committee Meeting
1:15 p.m. Public Hearing on Regulatory Matters

Thursday, December 1, 2011, 11:00 a.m. (ET)

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: www.nfwfmd.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 a hearing to which all persons are invited.

DATE AND TIME: Governing Board Meeting, December 13, 2011, which begins immediately following the Regulatory Committee Meeting that begins at 10:00 a.m.

PLACE: St. Johns River Water Management District Headquarters, Executive Building, 4049 Reid Street, Palatka, Florida 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Continuation of public hearing from October 11, 2011 and November 8, 2011, to adopt amendments to Chapter 40C-2, F.A.C., regarding CUP Streamlining. The scope of the CUP Streamlining is described in detail in the Notice of Proposed Rule published in the August 19, 2011 edition of the Florida Administrative Weekly, Vol. 37, No. 33. The District will consider amendments to the language proposed in the Notice of Proposed Rule to address comments by staff of the Joint Administrative Procedures Committee (JAPC).

A copy of the agenda may be obtained by contacting: Wendy Gaylord, Rules Coordinator, Office of General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529, (386)326-3026, email: wgaylord@sjrwmd.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: St. Johns River Water Management District Clerk at (386)329-4500. 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 **Southwest Florida Water Management District (SWFWMD)** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, November 29, 2011, 9:00 a.m.

PLACE: SWFWMD, Tampa Service Office, 7601 US Highway 301 North, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting, Committee Meetings and Public Hearing: Consider SWFWMD business. Some Board members may participate in the meeting via communications media technology.

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: Luanne.Stout@watermatters.org, 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4605 (Ad Order EXE0175).

COMMISSION FOR THE TRANSPORTATION DISADVANTAGED

The **Commission for the Transportation Disadvantaged** announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 29, 2011, 8:00 a.m. – Completion

PLACE: 2740 Centerview Drive, Suite 1A, Tallahassee, FL 32399; Conference Call: 1(888)808-6959, Conference Code: 524736

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Executive Personnel Committee will meet to conduct interviews for the Executive Director position.

A copy of the agenda may be obtained by contacting: Vicki Scheffer, 605 Suwannee Street, MS-49, Tallahassee, FL 32399, (850)410-5700 or 1(800)983-2435.

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: Vicki Scheffer, 605 Suwannee Street, MS-49, Tallahassee, FL 32399, (850)410-5700 or 1(800)983-2435. 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 **Commission for the Transportation Disadvantaged** announces a telephone conference call to which all persons are invited.

DATE AND TIME: December 7, 2011, 10:00 a.m. – until completion

PLACE: Commission Headquarters, 2740 Centerview Drive, Suite 1A, Tallahassee, FL 32399; Conference Call: 1(888)808-6959, Conference Code 34767

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss regular Commission business.

A copy of the agenda may be obtained by contacting: Vicki Scheffer, 605 Suwannee Street, MS-49, Tallahassee, FL 32399, (850)410-5700 or 1(800)983-2435.

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: Vicki Scheffer, 605 Suwannee Street, MS-49, Tallahassee, FL 32399, (850)410-5700 or 1(800)983-2435. 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).

AGENCY FOR HEALTH CARE ADMINISTRATION

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

DATE AND TIME: Thursday, December 1, 2011, 10:00 a.m. – 2:00 p.m.

PLACE: Agency for Health Care Administration, Conference Room “A”, 2727 Mahan Drive, Tallahassee, Florida. Any person interested in participating by telephone may dial

1(888)808-6959, Participant Code: 8509223803. If you have any difficulty accessing the teleconference, please call the Florida Center's main number at (850)412-3730

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the State Consumer Health Information and Policy Advisory Council 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 32308-5407. The agenda will also be posted at the Agency website: <http://ahca.myflorida.com/SCHS/chismetings.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, Florida Center for Health Information and Policy Analysis at Faye.Miller@ahca.myflorida.com or (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, Florida Center for Health Information and Policy Analysis at Faye.Miller@ahca.myflorida.com or (850)412-3735.

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

DATE AND TIME: Tuesday, December 6, 2011, 10:00 a.m. – 4:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room "A", Tallahassee, FL 32308. Any person interested in participating by telephone may dial: 1(888)808-6959, Participant Code: 8509223803. If you have any difficulty accessing the teleconference, please call the Florida Center's Main Number at (850)412-3730

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Commission on Review of Taxpayer Funded Hospital Districts. The commission was created by Governor's Executive Order Number 11-63, to assess and make recommendations on the role of hospital districts, whether it is in the public's best interest to have government entities operating hospitals and what is the most effective model for enhancing health-care access for the poor.

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 32308-5407. The agenda will also be posted at the Agency website: <http://ahca.myflorida.com/mchq/FCTFH/ctfh.shtml>.

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 B. Miller, Bureau of Health Facility Regulation, Florida Center, Faye.Miller@ahca.myflorida.com or (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 B. Miller, Bureau of Health Facility Regulation, Florida Center, Faye.Miller@ahca.myflorida.com or (850)412-3735.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

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

DATE AND TIME: November 29, 2011, 3:30 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4878197#

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Business.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Board of Cosmetology, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)487-1395. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Board of Cosmetology, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)487-1395.

The **Board of Pilot Commissioners** announces a public meeting to which all persons are invited.

DATE AND TIME: December 2, 2011, 10:00 a.m.

PLACE: Hyatt Regency, Grand Cypress, One Grand Cypress Blvd., Orlando, FL 32836

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Business.

A copy of the agenda may be obtained by contacting: Board of Pilot Commissioners, 1940 N. Monroe St., Tallahassee, FL 32399-0773.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The Board Office. 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 **Board of Professional Engineers**, Educational Advisory Review Committee announces a public meeting to which all persons are invited.

DATE AND TIME: December 7, 2011, 11:00 a.m. (EST) or soon thereafter

PLACE: Monroe Street Conference Center, 2714 Graves Road, Tallahassee, FL 32303, (850)536-2003

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

A copy of the agenda may be obtained by contacting: Rebecca Sammons, rsammons@fbpe.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Rebecca Sammons, rsammons@fbpe.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).

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 **Building Code Administrators and Inspectors Board** announces a public meeting to which all persons are invited.

DATES AND TIME: December 7, 8, 9, 2011, 9:00 a.m. each day

PLACE: Floridays Resort, 12550 Floridays Resort Drive, Orlando, FL 32821

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee meetings, Probable Cause Panel (portions may be closed to the public), and general board business.

A copy of the agenda may be obtained by contacting: Building Code Administrators and Inspectors Board, 1940 N. Monroe St., Tallahassee, FL 32399-2211.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The Board Office. 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 Probable Cause Panel of the **Florida Real Estate Appraisal Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, December 7, 2011, 9:00 a.m. (Eastern Time)

PLACE: Division of Real Estate, Room N901, North Tower, 400 W. Robinson St., Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases to determine probable cause and to conduct a public meeting to review cases where probable cause was previously found. Portions of the probable cause proceedings are not open to the public. All or part of this meeting may be conducted by teleconference in order to permit maximum participation of the Board members or its counsel.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Division of Real Estate, 400 W. Robinson St., Suite N801, Orlando, FL 32801-1772. Only public portions of the agenda are available upon request.

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 five (5) days before the workshop/meeting by contacting: Division of Real Estate at (407)481-5632. 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 Real Estate Appraisal Board** announces a public meeting to which all persons are invited.

DATES AND TIME: Thursday and Friday, December 8-9, 2011, 8:30 a.m.

PLACE: Division of Real Estate, Room N901, North Tower, 400 W. Robinson St., Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of the Appraisal Board: Topics include, but not limited to, proposed legislation affecting Chapter 475, Part II, F.S., Florida Administrative Code 61J1 rule amendments, disciplinary actions, and general subject matter.

A copy of the agenda may be obtained by contacting: Beverly Ridenauer, Florida Real Estate Appraisal Board, 400 W. Robinson St., Suite N801, Orlando, FL 32801.

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 five (5) days before the workshop/meeting by contacting: Department of Business and Professional Regulation at (407)481-5632. 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

The **Department of Environmental Protection**, Bureau of Assessment and Restoration Support announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, November 29, 2011, 9:00 a.m.

PLACE: Florida Department of Environmental Protection, Conference Room A, Marjory Stoneman Douglas Building, 3900 Commonwealth Blvd., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department has formed a Peer Review Committee, comprised of scientific experts outside the Department, to provide technical review of dissolved oxygen (DO) analyses conducted by the Department and a draft technical support document that could lead to changes to the existing DO criteria. This public meeting is a follow-up to public meetings held in June and August, 2011. The Department anticipates that additional public workshop(s) will be scheduled in the future.

A copy of the agenda may be obtained by contacting: Eric Shaw, Department of Environmental Protection, Bureau of Assessment and Restoration Support, MS #6511, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, (850)245-8429 or e-mail: eric.shaw@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: Eric Shaw at (850)245-8429. 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 Florida **Department of Health**, Office of Public Health Nursing announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, December 6, 2011, 10:00 a.m. – 12:00 Noon

PLACE: 4052 Bald Cypress Way, Room 301, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Special Needs Shelter Interagency Committee Meeting is being hosted by the Florida Department of Health, Office of Public Health Nursing, to identify and resolve challenges related to special needs shelters that are not currently addressed in the state comprehensive plan, relating to Rules 64-3.010, .020, .030, .040, .050, .060, .070, .080, F.A.C. The meeting shall also serve as a forum to develop policies and procedures which support sheltering best practices throughout the state. The continuation of the committee work assures the best quality service to clients with special medical needs and Florida's vulnerable population.

A copy of the agenda may be obtained by contacting: Lori Johnson at (850)245-4444, ext. 2183, email: Susan_Johnson3@doh.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Lori Johnson at (850)245-4444, ext. 2183 or by email: Susan_Johnson3@doh.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The Florida **Board of Medicine**, Probation Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, December 1, 2011, 2:00 p.m.

PLACE: Orlando Airport Marriott, 7499 Augusta National Drive, Orlando, FL 32822, Hotel phone number: (407)851-9000

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

A copy of the agenda may be obtained by contacting: Shaila Washington at (850)245-4268 or by email: MQA_MedicalComplianceOfficer@doh.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Shaila Washington at (850)245-4268 or by email: MQA_MedicalComplianceOfficer@doh.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Shaila Washington at (850)245-4268.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

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

DATE AND TIME: November 28, 2011, 10:00 a.m. – 12:00 Noon

PLACE: 1317 Winewood Blvd., Bldg. 6, Conference Room A, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of Department negotiators to discuss and develop a recommendation for contract award to become the Managing Entity for Substance Abuse & Mental Health services in the Northeast Region.

A copy of the agenda may be obtained by contacting: Michele Staffieri, (850)717-4354, michele_staffieri@dcf.state.fl.us.

The **Tampa Bay Refugee Task Force** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, November 29, 2011, 1:30 p.m. – 3:30 p.m.

PLACE: Pinellas Technical Education Center, Clearwater Campus, Center of Excellence (Bldg. 1, Room 6), 6100 154th Avenue N., Clearwater, FL 33760

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Tampa Bay Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting: Janet Blair at (813)558-5841 or Taddese Fessehaye at (407)317-7335.

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: Janet Blair at (813)558-5841 or Taddese Fessehaye at (407)317-7335. 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: Janet Blair at (813)558-5841 or Taddese Fessehaye at (407)317-7335.

The **Collier Refugee Task Force** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, November 30, 2011, 10:00 a.m. – 12:00 Noon

PLACE: Catholic Charities, 2210 Santa Barbara Blvd., Naples, FL 34116

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Collier Refugee Task Force meeting is to increase awareness of the refugee populations, share best practices, spot trends in refugee populations, build collaborations between agencies, help create good communication among service providers, get informed about upcoming community events, and discuss refugee program service needs and possible solutions to meeting those needs.

A copy of the agenda may be obtained by contacting: Janet Blair at (813)558-5841 or Taddese Fessehaye at (407)317-7335.

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: Janet Blair at (813)558-5841 or Taddese Fessehaye at (407)317-7335. 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: Janet Blair at (813)558-5841 or Taddese Fessehaye at (407)317-7335.

FLORIDA ASSOCIATION OF CENTERS FOR INDEPENDENT LIVING

The **Florida Association of Centers for Independent Living** announces a telephone conference call to which all persons are invited.

DATE AND TIME: December 1, 2011, 10:00 a.m. (EST)

PLACE: Teleconference

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the status of the James Patrick Memorial Work Incentives Personal Attendant Services Program.

A copy of the agenda may be obtained by contacting: Cyndi Mundell at (850)575-6004 or facil.cyndi@earthlink.net.

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: Cyndi Mundell at (850)575-6004 or email: facil.cyndi@earthlink.net. 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).

ORANGE COUNTY RESEARCH AND DEVELOPMENT AUTHORITY

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

DATE AND TIME: December 8, 2011, 8:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

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

NORTH FLORIDA TRANSPORTATION PLANNING ORGANIZATION

The **North Florida Transportation Planning Organization** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, December 1, 2011, 9:00 a.m.

PLACE: North Florida TPO Board Room, 1022 Prudential Drive, Jacksonville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Duval County Transportation Disadvantaged Local Coordinating Board will hear concerns regarding the coordinated transportation system in conjunction with the Board's bi-monthly meeting.

A copy of the agenda may be obtained by contacting: Ginny Montgomery at (904)306-7500.

For more information, you may contact: Elizabeth De Jesus at (904)306-7505.

NABORS, GIBLIN & NICKERSON, P.A.

The **Florida Local Government Finance Commission** announces a hearing to which all persons are invited.

DATE AND TIME: December 1, 2011, 9:00 a.m.

PLACE: 2502 Rocky Point Drive, Suite 1060, Tampa, Florida 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: YOU ARE HEREBY NOTIFIED that on the 1st day of December, 2011, at 9:00 a.m. (or as soon thereafter as the same may be heard), a public hearing (the "Hearing") will be held at the offices of Nabors, Giblin & Nickerson, P.A., 2502 Rocky

Point Drive, Suite 1060, Tampa, Florida 33607, with respect to the issuance by the Florida Local Government Finance Commission (the "Issuer") of its Florida Local Government Finance Commission Pooled Commercial Paper Notes, Series B (Chase Bank Program) (the "Notes") on the proposed issuance by the Manatee County Port Authority (the "Port Authority") Revenue Note, Draw No. B-2-1 (Chase Bank Program) in the principal amount of not exceeding \$4,975,000 and the loan of the proceeds thereof (the "Port Loan") to the Authority. The Hearing will be conducted by Counsel to the Issuer.

The Port Authority now owns, operates and maintains a navigable port of entry known as the "Port Manatee" including storage, dockage and terminal facilities, an administrative building, warehouses, docks, jetties, quay walls, slips, roadways and parkways and other facilities, by means of which general import and export, storage and passenger cruise line businesses are conducted (herein collectively, the "Port Facilities"). The Port Facilities are located in the northwestern portion of the County at Port Manatee whose headquarters are located at 300 Regal Cruise Way, Suite 1, Palmetto, Florida 34221, on approximately 1,150 acres of land being bounded on the East by CSX railroad tracks, on the West by the Gulf of Mexico, on the South by State owned land, and on the North by the Hillsborough County line. The Port Authority owns all improvements to the Port Facilities to be refinanced with the Notes.

The proceeds of the Notes in the amount of \$4,975,000 will be loaned to the Port Authority and applied to refinance existing loans of the Port Authority, the proceeds of which were used to finance a portion of the cost of any of the following capital improvements:

Berth 5 Improvements. The existing Berth 5 with an adjacent dredged depth of approximately 18 feet is being dredged to a depth of approximately 40 feet and the dock and structure of said berth are being renovated to accommodate increased depth of the adjacent waters.

Berth 12 Improvements. The existing Berth 12 which accommodates only shallow draft barges and other similar vessels is being enlarged and the adjacent waters are being dredged to a depth of approximately 40 feet to accommodate larger deep draft vessels.

Warehouse Intermodal Office Complex. A 3-story facility of 45,000 square feet, of which the first floor contains approximately 12,000 square feet of usable warehouse space, the second and third floors provide approximately 24,000 square feet of usable office space was constructed. Site work, including road access, utilities, drainage and parking was included.

Intermodal Transit Warehouse at Berth 9. An intermodal transit warehouse at Berth 9 of approximately 150,000 square feet with approximately 5,000 square feet of office space, approximately 20,000 square feet of truck loading dock area and extension of rail siding to the facility was constructed.

Intermodal Access and Improvements to Newly Acquired Port Property. These improvements involve access and basic initial improvements to a newly acquired property. There are four aspects: (1) immediate road access; (2) extension of utilities; (3) road and infrastructure; and (4) rail bridge access.

Railroad Interchange Trackage. Expansion of the railroad interchange trackage between Port Manatee's switching railroad and the CSX Transportation System. This trackage system parallels U.S. Highway 41 by the entrance to Port Manatee.

Cold Storage Warehouse. A 65,340 square foot warehouse, of which 49,500 square feet would be chilled space and the balance would be vestibules and truck loading dock areas in the vicinity of Berth 11.

The remaining portion of the Notes was loaned to the Authority and applied to finance the labor, materials and equipment to construct a dry storage intermodal transit warehouse commonly referred to as Warehouse 11. The Warehouse 11 is located on the south side of Del Monte Way, across from the Regal Cruise Terminal.

The Notes do not constitute a general indebtedness or obligation of the Issuer within the meaning of any constitutional or statutory provision or limitation, but shall be generally payable from and secured by the loan repayments made by the Port Authority to the Issuer pursuant to the Port Loan. The Port Loan is payable from and secured by revenues of the Port Authority and will also be secured by a covenant of the County to budget and appropriate non-ad valorem revenues whenever the other sources are insufficient or unavailable. The Port Loan will not be or constitute an indebtedness of the Port Authority, the County, the State of Florida or any political subdivision thereof within the meaning of any constitutional, statutory or other limitation of indebtedness.

The aforementioned meeting shall be a public meeting and all persons who may be interested will be given an opportunity to be heard concerning the same. Written comments may also be submitted to: Pete Ramsden, Interim Chairman, Florida Local Government Finance Commission, c/o Sarasota County Finance, 1660 Ringling Boulevard, Sarasota, Florida 34230, and Steven E. Miller, Esq., Nabors, Giblin & Nickerson, P.A., 2502 Rocky Point Drive, Suite 1060, Tampa, Florida 33607, prior to the hearing.

All persons for or against said proposal can be heard at said time and place. If a person decides to appeal any decision made by the issuer with respect to such hearing or meeting, (s)he will need to ensure that a verbatim record of such hearing or meeting is made, which record includes the testimony and evidence upon which the appeal is based.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact: Steven E. Miller, Nabors, Giblin & Nickerson, P.A., 2502 Rocky Point Drive, Suite 1060, Tampa, Florida 33607, phone (813)281-2222, no later than seven days prior to the proceeding at the address given in this notice.

FLORIDA LOCAL GOVERNMENT FINANCE COMMISSION

/s/ Peter H. Ramsden

Interim Chairman

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.

The **FWCJUA, Board of Governors** announces a telephone conference call to which all persons are invited.

DATE AND TIME: December 6, 2011, 10:00 a.m. (EST)

PLACE: To participate in the teleconference meeting contact Kathy Coyne at (941)378-7408

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda items may include approval of minutes; legislative update; 2012 meeting schedule; ByLaws revision; document management; operations report; financial report; and committee reports on: Audit Committee 2012 meeting schedule; Audit Committee Charter procedures checklist; compliance review of investment portfolio; Operations Manual revision; Milliman's engagement; 2012 rate filing; 2012 reinsurance program options; commutation matters; reinsurance intermediary selection process; 2012 business plan & forecast; telecommuting policy; and disaster recovery matters.

A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7408 or from the FWCJUA's website: www.fwcjua.com.

URS CORPORATION – MIAMI

The **Department of Transportation** announces a workshop to which all persons are invited.

DATE AND TIME: December 8, 2011, 6:00 p.m. – 8:00 p.m.

PLACE: Lummus Park, 404 N.W. 3 Street, Miami, FL 33128

GENERAL SUBJECT MATTER TO BE CONSIDERED: Alternatives Public Workshop for a Project Development and Environment (PD&E) Study on the SW 1 Street Bascule Bridge from S.W. 5 Avenue to S.W. 2 Avenue. The alternatives including No-Build and Build will be discussed.

A copy of the agenda may be obtained by contacting: Bao-Ying Wang, (305)470-5211.

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: Nicholas Danu, P.E., at (305)470-5219, writing:

1000 N.W. 111 Avenue, Room 6111-A, Miami, FL 33172 or via e-mail: nicholas.danu@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: Bao-Ying Wang, (305)470-5211.

Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF HEALTH

Notice is hereby given that the Board of Medicine has received a Petition for Declaratory Statement filed on behalf of Integrated Community Oncology Network, LLC, et al, (“ICON”), on November 2, 2011. The Petitioner requests the Board’s interpretation as to whether Petitioner’s renewal of the agreement with OnCure, under the facts outlined in the Petition, would be considered a violation of applicable law (by creating a situation where physicians are not paid fair market value for their services). The Petitioner seeks the Board’s determination on whether this action will constitute a prohibited activity under Section 458.331(1)(i), Florida Statutes, and subject the Petitioner to discipline if the arrangement continues.

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.

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 MANAGEMENT SERVICES

NOTICE TO PROFESSIONAL CONSULTANTS FOR
MECHANICAL/ELECTRICAL ENGINEERING FIRMS TO
PROVIDE COMMISSIONING SERVICE FOR
CONTINUING CONTRACTS STATEWIDE

The State of Florida, Department of Management Services, Division of Real Estate Development and Management requests qualifications from Mechanical/Electrical Engineering Firms to provide statewide Commissioning Services in the State of Florida.

For details please visit the Department’s website listed below and click on “Search Advertisement – Division of Real Estate Development and Management.” http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu.

POLK COUNTY WORKFORCE DEVELOPMENT BOARD, INC.

Request For Proposals – Audit Services
(RFP-PWDB-11-AS-01)

The Polk County Workforce Development Board, Inc. is soliciting proposals from certified public accounting firms to provide independent financial and compliance audit and management advisory services to the POLK COUNTY WORKFORCE DEVELOPMENT BOARD, INC., d.b.a. Polk Works. The audit will cover the entire operation of Polk Works for the Program/Fiscal Year ending June 30, 2013.

Letters of intent to propose are due in the Board’s administrative office by 12:00 Noon (ET) December 6, 2011. (A “letter of intent to propose” is a pre-requisite for proposal

submission). All proposals are due in the Board’s administrative office before Noon (ET) on Thursday, December 29, 2011.

A copy of the Request for Proposals may be obtained from the Board’s web site: www.polkworks.org by clicking on <Contact Us> <Business Opps> then clicking on <Request for Proposals>, or by contact: Mark V. Thomas at (863)508-1100, ext. 1109 or at: mark_thomas@polkworks.org.

**Section XII
Miscellaneous**

DEPARTMENT OF COMMUNITY AFFAIRS

DEO Final Order No.: DEO-11-0019

DEPARTMENT OF ECONOMIC OPPORTUNITY

In re: MONROE COUNTY LAND

DEVELOPMENT REGULATIONS

ADOPTED BY MONROE COUNTY

ORDINANCE NO. 011-2011

FINAL ORDER

The Department of Economic Opportunity (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 Monroe County is a local government within the Florida Keys Area.
2. On September 19, 2011, the Department received for review Monroe County Ordinance No. 011-2011 (“Ord. 011-2011”), adopted by Monroe County on August 17, 2011.
3. The purpose of Ord. 011-2011 is to amend Monroe County Code Section 102-20(I), Planning Commission, Meetings, Hearings and Procedure to modify the requirement of bi-monthly Planning Commission regular meetings and to modify the types of applications that may be heard at a Special Meeting.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations 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. Monroe County 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. 011-2011 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. 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. 011-2011 is consistent with and furthers the following Principles:
 - (a) To strengthen a local government’s capabilities for managing land use and development so that the local government is able to achieve these objectives without continuing the area of critical state concern designation.
 - (b) To protect shoreline and marine resources, including mangroves, coral reef formations, seagrass beds, wetlands, fish and wildlife and their habitat.
 - (c) To protect upland resources, tropical biological communities, freshwater wetlands, native tropical vegetation (for example, hardwood hammocks and pinelands), dune ridges and beaches, wildlife, and their habitat.
 - (e) To limit the adverse impacts of development on the quality of water throughout the Florida Keys.
 - (f) To enhance natural scenic resources, promoting the aesthetic benefits of the natural environment, and ensuring that development is compatible with the unique historic character of the Florida Keys.
 - (j) To ensure the improvement of nearshore water quality by requiring the construction and operation of wastewater management facilities that meet the requirements of Section 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.
 - (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. 011-2011 is consistent with the Principles for Guiding Development as a whole.
- 10. Ord. 011-2011 furthers Monroe County Comprehensive Plan Policies 5.0, 5.5, and 5.5.2.

WHEREFORE, IT IS ORDERED that Ord. 011-2011 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.

/s/ _____
 J. Thomas Beck, AICP
 Director, Division of Community Planning
 Department of Economic Opportunity
 107 East Madison Street, MSC 110
 Tallahassee, Florida 32399-4128

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING 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.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 4th day of November, 2011.

/s/ _____
Miriam Snipes, Agency Clerk

By U.S. Mail:
Honorable Heather Carruthers
Mayor of Monroe County
2798 Overseas Highway, Suite 400
Marathon, Florida 33050

Danny L. Kolhage
Clerk to the Board of County Commissioners
500 Whitehead Street
Key West, Florida 33040

Christine Hurley
Growth Management Director
2798 Overseas Highway, Suite 400
Marathon, Florida 33050

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

NOTICE OF WITHDRAWAL

Notice is hereby given that the publication of O'Brien Imports of Ft. Myers, Inc., d/b/a MV-1 of Fort Myers, as a new point for The Vehicle Production Group, LLC line-make VHPG as a low-speed vehicle franchise dealership in Lee County by The

Vehicle Production Group, LLC, published in Vol. 37, No. 45, of the Florida Administrative Weekly on November 10, 2011, has been withdrawn.

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 El Sol Trading, Inc., intends to allow the establishment of USA Wholesale Scooters, Inc., as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (line-make ZHNG) at 4316 North Dixie Highway, Oakland Park (Broward County), Florida 33334, on or after December 18, 2011.

The name and address of the dealer operator(s) and principal investor(s) of USA Wholesale Scooters, Inc., are dealer operator(s): Noel Farbman, 4316 North Dixie Highway, Oakland Park, Florida 33334; principal investor(s): Noel Farbman, 4316 North Dixie Highway, Oakland Park, Florida 33334.

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: Gloria Ma, El Sol Trading, Inc., 19877 Quiroz Court, City of Industry, California 91789.

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

GRACE PERIOD LETTER OF INTENT

The Agency for Health Care Administration received and accepted the following letter of intent for the November 16, 2011 application filing date for Hospital Beds and Facilities batching cycle:

County: Miami-Dade District: 11
 Date Filed: 11/1/2011 LOI #: N1110007
 Applicant/Facility: State 27 Hospice Care, Inc.
 Project: Establish a new hospice program

If requested within 14 days after notice that an application has been filed, a public hearing may be held at the local level within 21 days after December 21, 2011, the date the application is scheduled to be deemed complete. Tentative hearing dates will be published on December 9, 2011.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

NOTICE OF AVAILABILITY

JEA, FLORIDA

The Department of Environmental Protection has determined that Jacksonville Electric Authority's proposed project to upgrade existing wastewater treatment facilities will not have a significant adverse impact on the environment. The total estimated construction cost is \$19,700,000. The project is expected to qualify for a State Revolving Fund loan composed of federal and state matching funds. Public comment must be received at the address below within 30 days of this notice.

A full copy of the Florida Categorical Exclusion Notice can be obtained by writing to: Thomas Montgomery, Bureau of Water Facilities Funding, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or by calling (850)245-8358.

Office of Intergovernmental Programs

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. A list of projects, comments deadlines and the address for providing comments are available at: <http://appprod.dep.state.fl.us/clearinghouse/>. For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

DEPARTMENT OF HEALTH

Notice of Emergency Action

On November 3, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Ramiro J. Abaunza, M.D., License #ME 38829. 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 November 3, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Melissa Beth Cooper, L.P.N., License #PN 5172474. 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 November 3, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Anthony Leonard Gage, R.N., License #RN 9263218. 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 November 3, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Steven N. Laslett, C.N.A. License #CNA 103785. 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 November 3, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Kitty Morlock, L.P.N., License #LPN 1165711. 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 November 3, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Lourdes Eloi St. Cloud, L.P.N., License #LPN 1098721. 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 November 3, 2011, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Nina Lee Tomlin, R.N., License #RN 1875632. 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.

Section XIII
Index to Rules Filed During Preceding Week

					Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
RULES FILED BETWEEN October 31, 2011 and November 4, 2011					9J-8.019	11/4/11	11/24/11	37/32	
					9J-8.020	11/4/11	11/24/11	37/32	
					9J-8.021	11/4/11	11/24/11	37/32	
					9J-9.003	11/4/11	11/24/11	37/32	
					9J-9.004	11/4/11	11/24/11	37/32	
					9J-9.005	11/4/11	11/24/11	37/32	
					9J-9.006	11/4/11	11/24/11	37/32	
					9J-11.001	11/4/11	11/24/11	37/32	
					9J-11.004	11/4/11	11/24/11	37/32	
					9J-11.006	11/4/11	11/24/11	37/32	
					9J-11.007	11/4/11	11/24/11	37/32	
					9J-11.008	11/4/11	11/24/11	37/32	
					9J-11.009	11/4/11	11/24/11	37/32	
					9J-11.010	11/4/11	11/24/11	37/32	
					9J-11.011	11/4/11	11/24/11	37/32	
					9J-11.012	11/4/11	11/24/11	37/32	
					9J-11.0131	11/4/11	11/24/11	37/32	
					9J-11.015	11/4/11	11/24/11	37/32	
					9J-11.018	11/4/11	11/24/11	37/32	
					9J-11.022	11/4/11	11/24/11	37/32	
					9J-14.029	11/4/11	11/24/11	37/32	
					9J-14.030	11/4/11	11/24/11	37/32	
					9J-14.031	11/4/11	11/24/11	37/32	
					9J-14.032	11/4/11	11/24/11	37/32	
					9J-14.033	11/4/11	11/24/11	37/32	
					9J-14.035	11/4/11	11/24/11	37/32	
					9J-14.036	11/4/11	11/24/11	37/32	
					9J-14.037	11/4/11	11/24/11	37/32	
					9J-14.038	11/4/11	11/24/11	37/32	
					9J-14.039	11/4/11	11/24/11	37/32	
					9J-14.040	11/4/11	11/24/11	37/32	
					9J-17.005	11/4/11	11/24/11	37/32	
					9J-17.006	11/4/11	11/24/11	37/32	
					9J-17.007	11/4/11	11/24/11	37/32	
					9J-17.008	11/4/11	11/24/11	37/32	
					9J-19.002	11/4/11	11/24/11	37/32	
					9J-19.003	11/4/11	11/24/11	37/32	
					9J-19.004	11/4/11	11/24/11	37/32	
					9J-19.005	11/4/11	11/24/11	37/32	
					9J-19.006	11/4/11	11/24/11	37/32	
					9J-19.007	11/4/11	11/24/11	37/32	
					9J-19.008	11/4/11	11/24/11	37/32	
					9J-19.009	11/4/11	11/24/11	37/32	
					9J-19.010	11/4/11	11/24/11	37/32	
					9J-19.011	11/4/11	11/24/11	37/32	
					9J-22.029	11/4/11	11/24/11	37/32	
					9J-22.030	11/4/11	11/24/11	37/32	
					9J-22.031	11/4/11	11/24/11	37/32	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF EDUCATION
State Board of Education

6A-1.099823	11/2/11	11/22/11	37/37	
6A-4.0021	11/2/11	11/22/11	37/37	
6A-6.077	11/2/11	11/22/11	37/37	
6A-6.09022	11/2/11	11/22/11	37/20	37/35
6A-10.0371	11/2/11	11/22/11	37/37	

DEPARTMENT OF COMMUNITY AFFAIRS

9-11.001	11/4/11	11/24/11	37/32	
9-11.002	11/4/11	11/24/11	37/32	
9-11.003	11/4/11	11/24/11	37/32	
9-11.005	11/4/11	11/24/11	37/32	
9-11.006	11/4/11	11/24/11	37/32	
9-11.007	11/4/11	11/24/11	37/32	
9-11.008	11/4/11	11/24/11	37/32	
9-11.009	11/4/11	11/24/11	37/32	
9-11.010	11/4/11	11/24/11	37/32	
9-11.011	11/4/11	11/24/11	37/32	
9-11.012	11/4/11	11/24/11	37/32	
9-11.013	11/4/11	11/24/11	37/32	
9-11.015	11/4/11	11/24/11	37/32	
9-13.003	11/4/11	11/24/11	37/32	

Division of Housing and Community Development

9B-24.016	11/4/11	11/24/11	37/32	
9B-29.001	11/4/11	11/24/11	37/32	
9B-29.002	11/4/11	11/24/11	37/32	
9B-29.003	11/4/11	11/24/11	37/32	
9B-76.001	11/4/11	11/24/11	37/32	

Division of Community Planning

9J-7.003	11/4/11	11/24/11	37/32	
9J-8.003	11/4/11	11/24/11	37/32	
9J-8.0041	11/4/11	11/24/11	37/32	
9J-8.007	11/4/11	11/24/11	37/32	
9J-8.012	11/4/11	11/24/11	37/32	
9J-8.015	11/4/11	11/24/11	37/32	
9J-8.016	11/4/11	11/24/11	37/32	
9J-8.017	11/4/11	11/24/11	37/32	
9J-8.018	11/4/11	11/24/11	37/32	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.	Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
9J-22.033	11/4/11	11/24/11	37/32		64K-1.004	11/4/11	11/24/11	36/36	37/35
9J-22.034	11/4/11	11/24/11	37/32		64K-1.005	11/4/11	11/24/11	36/36	37/35
9J-32.003	11/4/11	11/24/11	37/32		64K-1.006	11/4/11	11/24/11	36/36	37/35
9J-33.001	11/4/11	11/24/11	37/32						
9J-33.002	11/4/11	11/24/11	37/32						
9J-33.005	11/4/11	11/24/11	37/32						
9J-42.003	11/4/11	11/24/11	37/32						

DEPARTMENT OF TRANSPORTATION

14-51.010	11/4/11	11/24/11	36/41	37/38
14-51.011	11/4/11	11/24/11	36/41	37/38
14-51.012	11/4/11	11/24/11	36/41	37/38
14-51.013	11/4/11	11/24/11	36/41	37/38
14-51.014	11/4/11	11/24/11	36/41	37/38
14-51.020	11/4/11	11/24/11	36/41	37/38
14-51.021	11/4/11	11/24/11	36/41	37/38
14-51.030	11/4/11	11/24/11	36/41	37/38
14-51.031	11/4/11	11/24/11	36/41	37/38
14-51.040	11/4/11	11/24/11	36/41	37/38
14-51.041	11/4/11	11/24/11	36/41	37/38
14-51.042	11/4/11	11/24/11	36/41	37/38
14-51.043	11/4/11	11/24/11	36/41	37/38
14-51.051	11/4/11	11/24/11	36/41	37/38
14-51.052	11/4/11	11/24/11	36/41	37/38
14-51.053	11/4/11	11/24/11	36/41	37/38
14-51.054	11/4/11	11/24/11	36/41	37/38
14-51.061	11/4/11	11/24/11	36/41	37/38
14-51.062	11/4/11	11/24/11	36/41	37/38
14-51.063	11/4/11	11/24/11	36/41	37/38
14-51.064	11/4/11	11/24/11	36/41	37/38
14-51.065	11/4/11	11/24/11	36/41	37/38

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

15C-18.004	11/2/11	11/22/11	37/32	
15C-18.006	11/2/11	11/22/11	37/32	

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Landscape Architecture

61G10-15.005	11/1/11	11/21/11	37/34	
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DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

64B-7.001	11/4/11	11/24/11	36/38	36/51
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Prescription Drug Monitoring Program

64K-1.001	11/4/11	11/24/11	36/36	37/35
64K-1.003	11/4/11	11/24/11	36/36	37/35

FLORIDA HOUSING FINANCE CORPORATION

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67-48.002	11/2/11	11/22/11	37/26	37/42
67-48.004	11/2/11	11/22/11	37/26	
67-48.005	11/2/11	11/22/11	37/26	
67-48.007	11/2/11	11/22/11	37/26	
67-48.0072	11/2/11	11/22/11	37/26	
67-48.0075	11/2/11	11/22/11	37/26	
67-48.009	11/2/11	11/22/11	37/26	
67-48.0095	11/2/11	11/22/11	37/26	
67-48.010	11/2/11	11/22/11	37/26	
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67-48.013	11/2/11	11/22/11	37/26	
67-48.014	11/2/11	11/22/11	37/26	
67-48.015	11/2/11	11/22/11	37/26	
67-48.017	11/2/11	11/22/11	37/26	
67-48.018	11/2/11	11/22/11	37/26	
67-48.019	11/2/11	11/22/11	37/26	
67-48.020	11/2/11	11/22/11	37/26	
67-48.0205	11/2/11	11/22/11	37/26	
67-48.022	11/2/11	11/22/11	37/26	
67-48.023	11/2/11	11/22/11	37/26	
67-48.027	11/2/11	11/22/11	37/26	
67-48.028	11/2/11	11/22/11	37/26	
67-48.029	11/2/11	11/22/11	37/26	
67-48.030	11/2/11	11/22/11	37/26	
67-48.031	11/2/11	11/22/11	37/26	

LIST OF RULES AWAITING LEGISLATIVE APPROVAL PURSUANT TO (CHAPTER 2010-279, LAWS OF FLORIDA)

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Standards

5F-11.002	7/7/11	*****	37/14	
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DEPARTMENT OF FINANCIAL SERVICES

Division of Workers' Compensation

69L-7.020	10/24/11	*****	37/24	37/36
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