

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 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) V~~erify~~ 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 P~~rovide~~ 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 R~~ecord~~ 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.~~
 - ~~e. 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.:	RULE TITLE:
IS-2.049	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:

IS-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)(I), 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.: RULE TITLE:

20-65.002 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 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:

20-70.001 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