

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-210.201
 RULE TITLE: ADA Provisions for Inmates
 PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to update definitions and Form DC2-530, Reasonable Modification or Accommodation Request, and to clarify the role of the ADA coordinator and the warden regarding requests related to modification or accommodation requests due to a disability.

SUBJECT AREA TO BE ADDRESSED: ADA Provisions for Inmates.

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: LaDawna Fleckenstein, 501 S. Calhoun Street, Tallahassee, Florida 32399

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-210.201 ADA Provisions for Inmates.

(1) Policy. In accordance with the Americans with Disabilities Act (ADA), 42 U.S.C. 12101 et. seq., the Department of Corrections does not discriminate, on the basis of a disability, against any inmate with regard to its programs, services, or activities for which the inmate is otherwise qualified. Inmates shall be provided the opportunity to identify the nature of any disability and to request an accommodation or auxiliary aids. Additional information on the ADA is available from the ADA Coordinator ~~chief administrator~~ or the Intake Officer ~~impaired inmate coordinator~~ of any department facility.

(2) Definitions.

(a) ADA Coordinator – the central office employee assigned to coordinate the department's efforts to comply with and carry out its responsibilities under the implement provisions of Title I and Title II of the ADA and Section 504 of the 1973 Rehabilitation Act.

(b) Auxiliary aids and services include:

1. Qualified interpreters on-site; notetakers; written materials; exchange of written notes; telephone handset amplifiers; telephones compatible with hearing aids; closed

caption decoders; closed captioning; voice and text telecommunications products and systems, including text telephones (TTYs) or equally effective telecommunications devices; or other effective methods of making aurally delivered information available to individuals who are deaf or hard of hearing;

2. Qualified readers; taped texts; audio recordings; Brailled materials; large print materials; or other effective methods of making visually delivered materials available to individuals who are blind or have low vision;

3. Acquisition or modification of equipment or devices; and

4. Other similar services and actions.

~~(c)(b)~~ Direct threat – refers to a health or safety risk that cannot be eliminated by a modification of policies, practices or procedures, or by the provision of auxiliary aids or services in which an inmate poses a significant likelihood of substantial harm to department staff, the public, other inmates, or herself or himself.

~~(d)~~ Disability – refers to a physical or mental impairment that substantially limits one or more major life activities.

~~(e)(e)~~ Equally effective communication – communication with inmates with various disabilities that is equal to communication with inmates without any documented disabilities.

~~(f)(d)~~ Health care appliance – refers to devices or medical support equipment prescribed for a disabled inmate and approved by the Office of Health Services or its designee.

~~(e)~~ Individual with a disability – refers to an inmate, as determined by department medical staff, who has a physical or mental impairment that substantially limits one or more major life activities.

~~(g)(f)~~ Intake officer – refers to the staff member at an institution who is designated to respond to inmate grievances alleging a violation of the ADA and to requests for accommodation.

~~(h)(g)~~ Major life activities – activities that an average person can perform with little or no difficulty, such as aring for one's self, walking, speaking, performing manual tasks, hearing, learning, seeing, breathing, and working standing, sitting or lifting.

~~(i)(h)~~ Mental impairment – any mental or psychological disorder such as mental retardation, organic brain syndrome, emotional or mental illness and specific learning disabilities.

~~(i)~~ Other permanent disability – refers to a disability other than a mobility, hearing, vision or speech impairment that may require the inmate to be placed in a designated facility due to the severity of the disability.

~~(j)~~ Physical Impairment – refers to any physiological disorder or condition, cosmetic disfigurement, or anatomical loss affecting one or more of the following body systems:

neurological, musculoskeletal, cardiovascular, respiratory, special sense organs, reproductive, digestive, genitourinary, hemic and lymphatic, skin, and endocrine.

~~(j) Permanent disability — an impairment that is not expected to improve within six months.~~

(k) Qualified inmate with a disability – refers to an inmate with a physical or mental impairment that substantially limits one or more life activities and a person who meets the essential eligibility requirements of the department and Title II of the ADA of 1990 and whose access to the department’s programs, services, or activities can be accomplished by reasonable accommodation.

(l) Reasonable accommodation – refers to any modification or adjustment that will allow a qualified inmate with a disability individual to participate in, or make use of benefit by, the programs, services, or activities of a department institution or facility.

~~(m) Substantially limited — refers to an individual who is unable to perform, or is significantly limited in the ability to perform a major life activity compared to an average person in the general population.~~

~~(n)~~ Undue hardship – refers to an action that is excessively costly, extensive, substantial, or disruptive to the business being conducted at a facility or that would fundamentally alter the nature or operation of the facility.

(3) Accommodation Request Procedure.

(a) The determination of whether an inmate has a disability ~~is disabled~~ shall be made by department medical staff, either at reception or at the institution where the inmate is assigned, based upon the inmate’s record of an existing physical or mental impairment or ~~some other~~ qualified evaluation of the inmate inmate’s impairment.

1. No change.

2. In determining if a person’s physical or mental impairment substantially limits a major life activity, the following factors shall be considered:

a. through c. No change.

(b) All department and privately operated facilities shall furnish to any inmate, upon request, a Reasonable Modification or Accommodation Request, Form DC2-530. Form DC2-530 is hereby incorporated by reference. Copies of this form are available from the Forms Control Administrator, Office of Research, Planning and Support Services, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of this form is 11-22-06.

(c) Individuals who have a documented disability and are requesting an accommodation or modification shall submit a request in writing on the Reasonable Modification or Accommodation Request, Form DC2-530, specifying the type of accommodation requested and why it is necessary. Any supporting documentation must be attached to Form DC2-530.

1. The Reasonable Modification or Accommodation Request, Form DC2-530, shall be submitted to the warden or the designated intake officer. The designated intake officer ~~This staff member~~ shall be:

- a. The assistant warden for programs (AWP) or the assistant warden (AW) at major department institutions, in the event the institution does not have an AWP; and
- b. The correctional officer major at work release centers;
- ~~e. The facility chief for community facilities; or~~
- ~~d. The facility supervisor for contract facilities.~~

2. Inmates who cannot put their requests in writing shall make their verbal requests to classification, security, the warden, or library staff or to the intake officer who shall reduce the request to writing onto the DC2-530 and have the inmate sign or otherwise acknowledge it.

(d) The warden or the intake officer shall review the DC2-530 and approve, give modified approval of, or deny the inmate’s request for an accommodation. The warden or intake officer shall request additional information from the Chief Health Officer as necessary to verify the inmate’s disability or to assist with the review of the request.

1. If the warden or intake officer approves the request for accommodation, the inmate and the ADA coordinator shall be notified by memo, with the anticipated completion date, if necessary, of the accommodation.

2. If the warden or intake officer denies or grants a modified approval of the request, she or he shall forward the form, and any supporting documents, to the ~~central office~~ ADA coordinator within ten (10) days, including a justification or reason for the denial or modification. The requesting inmate shall be notified of the action taken by memo.

(e) The ~~central office~~ ADA coordinator shall review the request received and note whether she or he concurs or disagrees with the warden or intake officer’s decision.

1. If the ADA coordinator disagrees with the warden or intake officer’s recommendation, she or he will consult with the appropriate central office ~~director for the~~ program area in which the accommodation is requested to obtain input.

2. If, after consulting with the appropriate central office ~~director for the~~ program area in which the accommodation is requested, the recommendation of the ADA coordinator is a reversal of the warden’s or intake officer’s decision, the form shall be returned to the warden or intake officer with a memorandum stating the reasons for this action.

(f) Once the institution receives this information, it will take steps to comply with the recommendations of the ADA coordinator and notify the inmate of the actions to be taken and the ADA coordinator when the action has been taken by memo.

(g) Copies of the requests and all other documentation shall be placed in the inmate’s medical file and in the department’s confidential ADA file located in ~~the~~ central office.

(4) Justification for Denial of Requests for Accommodation. A request for a particular accommodation shall be denied for any of the following reasons:

(a) A legitimate penological interest:

1. A request for a particular accommodation shall be denied when it would pose a risk to the safety or security of the institution, staff, or the public, or when the request would adversely impact other penological interests, including deterring crime and maintaining inmate discipline.

2. No change.

(b) The department need not take an action to provide accessibility to a service, program or activity if the action would impose or require:

1. No change.

2. An undue administrative burden on the agency; or

3. A fundamental alteration of the nature of the service, program, or activity. ~~The ADA coordinator shall consult with the central office director the program area in which the accommodation is requested to make a determination if an accommodation would constitute a fundamental alteration.~~

(c) An institution cannot deny a request for accommodation using the undue burden defense without contacting the ADA Coordinator. The ADA coordinator shall consult with the appropriate central office program area in which a particular accommodation is requested and any necessary department staff before making a determination that a requested accommodation would constitute an undue financial or administrative burden on the agency or a fundamental alteration to the nature of a service, program, or activity. The final decision that compliance with the requested accommodation would result in an undue financial or administrative burden or a fundamental alteration of the nature of a service, program, or activity shall be made by the Secretary or his or her designee after consideration of all resources available for use in the funding and operation of the service, program or activity. The final decision must be accompanied by a written statement of the reasons for reaching the conclusion. The decision and the statement will be retained in the confidential ADA file.

~~(d)~~(e) Direct Threat. The ADA coordinator will consult with the warden, and the appropriate central office director for the program area in which the particular accommodation is requested, and any other necessary departmental staff prior to determining shall make a final determination on whether a requested accommodation poses a direct threat.

~~(e)~~(d) Equally Effective Means. A request for a particular accommodation shall be denied if equally effective access to a program, service, or activity can be afforded through an alternate method which is less costly or intrusive. Alternative methods that are less costly or intrusive to the existing operation or program shall be utilized to provide reasonable access in lieu of modifications requested by the inmate so long as they are equally effective.

(f) A request that does not present a violation of Title II of the ADA will be denied as not qualifying as an ADA issue.

(5) Complaints and Accommodation Appeals. Inmates who have a complaint alleging a violation of the Americans with Disabilities Act or who want to shall appeal the denial of a request requests for accommodation shall follow by following the guidelines set forth in Chapter 33-103 Rule 33-103.004, F.A.C.

(6) Auxiliary Aids. The Department will provide inmates with auxiliary aids whenever necessary to ensure equal access to programs, services, or activities offered by the Department. When an auxiliary aid is deemed necessary to provide an inmate with an equal opportunity to participate in a program, service or activity, it shall be provided at the expense of the department. Effective Communication. Reasonable accommodation shall be afforded to inmates with disabilities to ensure equally effective communication with staff, other inmates, and the public.

~~(a) Auxiliary aids which are reasonable, effective, and appropriate to the needs of the inmate, shall be provided to ensure equal access to programs, services, or activities offered by the department when simple written or oral communication is not effective.~~

~~(b) Auxiliary aids include bilingual aids or qualified interpreters, readers, sound amplification devices, captioned television or text displays, telecommunication devices for the deaf (TDD), audiotaped texts, Braille materials, large print signs and materials, or the assignment of an inmate assistant for work, training, and school.~~

~~(c) When an auxiliary aid is deemed necessary to provide an inmate with an equal opportunity to participate in a program, service or activity, it shall be provided at the expense of the department.~~

(7) Health Care Appliances.

(a) Prescription and approval.

1. through 2. No change.

3. Accommodations shall include modifying the appliance or substituting a different appliance at the department's state expense, as long as, its function is equivalent or superior.

(b) No change.

(c) Maintenance of Health Care Appliances. It is the joint responsibility of the department and the inmate to maintain all health care appliances in good repair and operation. When an appliance is in need of repair or replacement, the inmate shall notify health care staff of his or her needs by a medical call-out or a request to see a doctor.

1. through 2. No change.

~~(8) Maintenance of Accessible Features and Equipment. The department shall maintain necessary equipment in operable working condition and necessary structural features of buildings to make its services, programs, and activities~~

~~accessible to disabled inmates. If maintenance or repairs are required, service or access shall be temporarily interrupted for no longer than 30 days duration.~~

~~(8)(9) Educational and work programs. Inmates with disabilities shall have the opportunity to participate in educational and work programs.~~

(a) through (b) No change.

(9) Visiting. Inmates with disabilities will be provided reasonable accommodations for purposes of visitation.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History—New 8-19-01, Amended 2-8-06, 11-22-06, _____.

DEPARTMENT OF CORRECTIONS

RULE NOS.: RULE TITLES:
33-602.101 Care of Inmates
33-602.201 Inmate Property

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to allow certain inmates with disabilities to possess digital players rather than tape player or tape records, to replace boots with work shoes on the authorized property list, and to incorporate forms in the rule text in order to eliminate of the form list at the end of Rule 33-602.201, F.A.C. SUBJECT AREA TO BE ADDRESSED: Care of Inmates and Inmate Property.

RULEMAKING AUTHORITY: 944.09, 945.215 FS.

LAW IMPLEMENTED: 944.09, 945.215 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: LaDawna Fleckenstein, 501 S. Calhoun Street, Tallahassee, Florida 32399

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-602.101 Care of Inmates.

(1) through (10) No change.

(11) Inmates who are unable to handle or read written material due to physical impairment (this includes those who are visually impaired, paraplegic or quadriplegic, or severely affected with arthritis) and who receive assistance from the Bureau of Braille and Talking Book Library Services shall be allowed to possess a digital tape player or record player from the Bureau. Any alteration of equipment provided by the Bureau shall result in confiscation of the equipment and suspension of those privileges. A tape recorder shall be available for inmate use at a location determined by the warden which allows for supervision of use and which does not unduly

restrict access. Inmates shall obtain approval from the chief health officer to utilize the tape recorder in lieu of pen and paper for correspondence purposes. Any material or equipment that an inmate receives from the Bureau of Braille and Talking Book Library Services remains the Bureau's property and must be returned to the Bureau if an inmate loses the use of this material or equipment for disciplinary reasons. Impaired inmates shall be limited to possession of four digital books on tape. An inmate who has four digital books on tape in his possession will not be allowed to receive additional books until some are returned to the Bureau of Braille and Talking Book Library Services.

(12) No change.

Rulemaking Authority 944.09, 945.215 FS. Law Implemented 944.09, 945.215 FS. History—New 10-8-76, Amended 4-19-79, 4-24-80, 10-14-84, 1-9-85, Formerly 33-3.02, Amended 11-3-87, 10-6-88, 7-23-89, 8-27-91, 3-30-94, 11-13-95, 6-2-99, Formerly 33-3.002, Amended 11-21-00, 1-25-01, 1-19-03, 9-23-03, 3-5-06, 10-23-06, 1-18-07, 5-13-08, 6-22-10, 5-24-11, 2-6-12, 5-27-12, _____.

33-602.201 Inmate Property.

(1) The reception center chief of security shall ensure that property files are established for all new inmates. The inmate property file shall become part of the inmate's institutional file. All forms and correspondence pertaining to inmate property shall be placed in this file in chronological order. The chief of security or designee shall be responsible for the maintenance of the inmate property file. An addendum will be made to Form DC6-224, Inmate Personal Property List, any time the status of inmate personal property changes. Form DC6-224 is hereby incorporated by reference. Copies of the form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of this form is 11-21-00. Examples of changes include when an inmate receives additional property through an approved source or when the inmate chooses to dispose of a broken or worn out item. ~~Form DC6-224 is incorporated by reference in subsection (17) of this rule.~~

(2) No change.

(3) Upon receipt at any facility of the department, a written receipt for personal property that is in excess of that allowed shall be given to the inmate. When it becomes necessary to confiscate and impound the authorized personal property of an inmate subsequent to his reception in the institution, it will be immediately inventoried by an officer in the presence of the inmate, and a written, signed receipt, Form DC6-220, Inmate Impounded Personal Property List, itemizing the property will be given to the inmate. Form DC6-220 is hereby incorporated by reference. Copies of the form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of this form is 10-23-06. Form DC6-220 is incorporated by reference in subsection (17) of this rule. If the inmate's behavior is such that the security and order of the

institution is jeopardized by his presence during the inventory process, the inmate's presence shall not be required. In such cases a second officer shall witness the inventory process. Proper procedures will be taken to safeguard and store such property so as to prevent its loss, damage or theft. Upon release of the property, a signed receipt will be obtained from the inmate. Money in excess of the amount allowed by institutional policies found in the possession of an inmate will be handled in accordance with paragraph 33-602.203(5)(a), F.A.C.

(4) through (5) No change.

(6) Storage of Excess Legal Materials.

(a) through (b) No change.

(c) Storage of Excess Active Legal Material.

1. No change.

2. When it is determined by the assistant warden or chief of security that an inmate has legal material that cannot be contained in the inmate's assigned locker, the inmate shall be given a written order from an employee of the department providing:

a. No change.

b. If, after organizing and inventorying his or her legal material, the inmate will not be able to fit active legal material in his assigned inmate locker, the inmate shall complete Form DC6-2006, Request for Storage of Excess Active Legal Material, and Form DC6-2008, Excess Active Legal Material Inventory List, to be submitted to the warden for review. Form DC6-2006 is hereby incorporated by reference. Copies of the form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of this form is 7-8-03. Form DC6-2008 is hereby incorporated by reference. Copies of the form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of this form is 7-8-03. Forms DC6-2006 and DC6-2008 are incorporated by reference in subsection (17) of this rule.

3. through 4. No change.

5. Prior to placing an inmate's active legal material into excess storage, the inmate's legal material shall be subject to a cursory review by department staff to ensure compliance with department rules regarding utilization of excess storage, approved property, and contraband. This review will only be conducted in the presence of the inmate. Only the case style, signature on the document (if any), and letterhead (if any) may be read. Any material that is determined by staff to not be active legal material shall be collected by two designated employees and placed in a box(es) with interlocking flaps for storage pending disposition. The warden or designee shall notify the inmate on Form DC6-2007, Excessive Inactive Legal Material Disposition Determination, of the determination that the inmate has 30 days to make arrangements to have the excess inactive legal material picked up by an approved visitor, relative, or friend or sent out at the

inmate's expense as provided in subparagraph (6)(c)6. The institution will otherwise destroy the material. This notification shall be provided to the inmate within three calendar days of the determination unless the inmate provides verification of a deadline that cannot be met within the three day waiting period. The 30 day limit shall not include any time that a grievance appeal is pending provided the inmate has provided the warden or the warden's designee with the written notice required in subparagraph (6)(c)7. Form DC6-2007 is hereby incorporated by reference. Copies of the form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of this form is 7-8-03. Form DC6-2007 is incorporated by reference in subsection (17) of this rule. For purposes of this subparagraph, the warden's designee may include the property room supervisor.

6. through 13. No change.

(d) through (f) No change.

(7) Impounded Property.

(a) No change.

(b) When personal property of an inmate is taken, it will be inventoried according to the following procedure on Form DC6-220, Inmate Impounded Personal Property List, and, whenever practical, in the presence of the inmate. Exceptions may be made when the inmate's presence during this process jeopardizes institutional security or in times of an emergency such as a general disturbance creating security concerns. New inmates being processed into the department at one of the reception centers will have their property recorded on Form DC6-220, with a copy being given to the inmate. Unauthorized property will be stored pending final disposition as provided in this rule. At the time of receipt into the department each inmate will also sign Form DC6-226, Authorization for Disposition of Mail and Property, which authorizes the department to dispose of the property should the inmate abandon it. Form DC6-226 is hereby incorporated by reference. Copies of the form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of this form is 11-21-00. Form DC6-226 is incorporated by reference in subsection (17) of this rule.

1. through 5. No change.

(c) through (d) No change.

(e) If it is appropriate to return part, but not all, of the impounded property to the inmate, the following procedure will be followed:

1. That part of the property being returned will be listed on the approved release, Form DC6-225, Inmate Partial Property Return Receipt, and any property found to be missing at that time will be noted on the form. Form DC6-225 is hereby incorporated by reference. Copies of the form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of this form is 11-21-00. Form DC6-225 is incorporated by

reference in subsection (17) of this rule. The employee making the release and the inmate will date and sign the release form, each in the presence of the other. One signed copy of the release form shall be given to the inmate. One copy shall be attached to the original inventory list and kept with the remaining impounded property until all property is returned to the inmate, at which time it will be placed in the inmate's property file.

2. through 3. No change.

(f) No change.

(g) When an inmate whose personal property has been taken and impounded is transferred to another facility, that property shall be transported with the inmate or as soon as possible thereafter. It is the responsibility of the sending location to ensure that only authorized property is transported and that the inmate has signed the proper receipt for the property, Form DC6-227, Receipt for Personal Property. Form DC6-227 is hereby incorporated by reference. Copies of the form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of this form is 11-21-00. Form DC6-227 is incorporated by reference in subsection (17) of this rule. The procedures for returning property listed in paragraph (f) shall be followed. When the inmate has excessive authorized property that cannot be transported with the inmate, the procedures for making a partial return listed in paragraph (e) shall be followed.

(h) through (i) No change.

(8) through (13) No change.

(14) Missing Inmate Property.

(a) through (c) No change.

(d) The Department of Corrections Environmental Health, Safety and Risk Management Office shall review and forward the claim to the Department of Financial Services, Division of Risk Management, for review and reimbursement consideration. Form DC6-238, Report of Risk Management Claim for Inmate Property, shall be used to notify the institution of action taken on the claim by the Department of Corrections Environmental Health, Safety and Risk Management Office. Form DC6-238 is hereby incorporated by reference. Copies of the form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of this form is 7-8-03. Form DC6-238 is incorporated by reference in subsection (17) of this rule.

(e) No change.

(15) through (16) No change.

(17) Forms. ~~The following forms referenced in this rule are hereby incorporated by reference. Copies of any of these forms are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500.~~

~~(a) Form DC6-224, Inmate Personal Property List, effective date 11-21-00.~~

~~(b) Form DC6-220, Inmate Impounded Personal Property List, effective date 10-23-06.~~

~~(c) Form DC6-226, Authorization for Disposition of Mail and Property, effective date 11-21-00.~~

~~(d) Form DC6-225, Inmate Partial Property Return Receipt, effective date 11-21-00.~~

~~(e) Form DC6-227, Receipt for Personal Property, effective date 11-21-00.~~

~~(f) Form DC6-238, Report of Risk Management Claim for Inmate Property, effective date 7-8-03.~~

~~(g) Form DC6-2006, Request for Storage of Excess Legal Material, effective date 7-8-03.~~

~~(h) Form DC6-2008, Excess Active Legal Material Inventory List, effective date 7-8-03.~~

~~(i) Form DC6-2007, Excess Inactive Legal Material Disposition Determination, effective date 7-8-03.~~

APPENDIX ONE

PROPERTY LIST

This list incorporates all property authorized to be possessed by inmates in all department institutions and facilities except community correctional centers. Except for items specified below as "exemptions," property received must be in compliance with this list. Inmates in possession of property previously approved by the Department of Corrections which meets the description of property on the list shall be allowed to retain the property. Inmates transferring to department facilities from private correctional facilities shall be allowed to retain only those items that are in compliance with the list of authorized property. As items sold in canteens at private facilities may differ from those sold in department canteens, items purchased in canteens at private facilities will not always be admissible in department facilities.

Definitions.

The "quantity" establishes a maximum possession limit. This does not mean that all state issue items will be issued to each inmate, or that the maximum number of items will be issued. All canteen items are subject to availability and may not be available for purchase. Items found in the possession of an inmate that are in excess of the established "quantity" shall be treated as contraband in accordance with Rule 33-602.203, F.A.C. Where there is a "value" indicated, the authorized item shall not exceed that value. The terms "canteen" and "state issue" refer to the sources from which property can be obtained after January 1, 1996. All items with the "canteen" designation shall be available in all institutional canteens or through canteen order. All canteen items are transferable between department institutions. "State issue" means that the institution has the authority to issue this item to inmates based upon the character of the institution, the location of the institution, the housing or work assignment of the inmate, or other factors related to institution or inmate needs. Institutions housing

death row inmates shall make adjustments to this property list when possession of listed items by death row inmates would create a threat to the security of the institution.

Exemptions.

Inmates already in possession of the following previously approved items shall be allowed to retain the items until they are no longer serviceable, but shall not be allowed to replace them with like items.

- Clothing items of a different color than specified on the property list.
- Locks other than V68 series
- Plastic bowls, tumblers, cups and lids
- Pantyhose
- Nail clippers larger than 2-1/2"

AUTHORIZED PROPERTY LIST

CLOTHING

Quantity	Unit	Value	Articles
1	each		Athletic Bra (canteen – female only)
1	each		Belt (state issue)
4	each		Bras (state issue or canteen – female only)
1	each		Coat (state issue)
1	pair		Gloves, work (state issue)
4	each		Handkerchief, cotton, white only (canteen)
1	each		Hats (state issue)
2	pair		Pajamas – long (state issue or canteen) Light blue or white – female only
7	each		Light blue – male
3	each		Panties (state issue or canteen – female only)
1	each		Pants (state issue)
1	each		Raincoat or Poncho – clear (state issue or canteen)
1	each		Robe (state issue – female only)
3	each		Shirt, outer (state issue)
4	each		Shirt, T-Shirt (state issue or canteen order – gray for female, white for male) *inmates may possess both state-issue and canteen-purchased shirts, but the total combined number cannot exceed 4.
1	pair		Shoes, Athletic (canteen)
1	pair		<u>Shoes, Boots (canteen or state issue)</u>
4	pair		Shoes, Work (canteen or state issue)
2	each		Shorts, athletic (navy blue) (canteen)
1	each		Shower cap, clear only (female only) (canteen)
1	pair		Shower slides (canteen)
6	pair		Socks (state issue or canteen)
1	each		Supporter, athletic (male only) (canteen)
2	each		Sweatshirts (gray only) (canteen order)
4	each		Undershorts (male only) (state issue or canteen)
2	each		Underwear, thermal (state issue or canteen)

PERSONAL ARTICLES

Quantity	Unit	Value	Articles
Number in use			Batteries (canteen)
25	each		Roller clips – plastic only (females only), (canteen)
*			Books (legal, educational, religious, fiction) – * Quantity as specified by Rule 33-501.401, F.A.C.
1	each		Bowl – plastic (canteen)
1	package		Breath tablets (canteen)
1	each		Calendar, as specified by Rule 33-501.401, F.A.C.
*			Canteen purchases – * limited by approved storage space;
1	each		Canteen bag (canteen)

1	set	Checkers (light wood or plastic, standard checkers only) (canteen order)
1	set	Chess (light wood or plastic, 2 inches max. height) (canteen order)
1	each	Coffee mug – plastic (canteen)
1	each	Comb-pocket type, no handles (non-metal) (state issue or canteen)
*		Correspondence – * limited by storage space limitations
1	pack	Cotton swabs (plastic or paper stems only) (canteen)
2	each	Crème rinse and conditioner (canteen)
1	each	Cup, drinking – plastic (canteen)
1	package	Dental floss, (floss loops only), unwaxed (canteen)
1	each	Denture adhesive (state issue or canteen)
1	each	Denture cup (canteen order)
2	each	Deodorant and antiperspirant (no aerosols) (canteen)
1	set	Domino (light wood or plastic, standard size) (canteen order)
1	Set	Earbuds (canteen)
1	pair	Earphone pads (replacement) (canteen order)
1	pair	Ear rings, post type (female only) (canteen order)
*		Educational supplies (items must be pre-approved for vocational education or correspondence study programs. Items are authorized only for the duration of the course)
1	pack	Emery board – cardboard (canteen)
25	each	Envelopes – legal (#10 size) (canteen)
5	each	Envelopes – oversized (10" x 13") (canteen)
*		Envelopes, self-addressed stamped – * the total in the inmate’s possession shall not exceed the limit of 1 pack.
2	each	Eyeglasses, case, contact lens and solutions (state issue or personal; “personal” means that inmates already in possession of these items will be allowed to retain them, but any future items will be provided by the institution if needed.) Contact lenses will only be provided if medically indicated
1	each	Eye shadow, eyeliner, mascara, eyebrow pencil, blemish preparation, lipstick, blemish and spot cover-up, lip coloring (female only) (canteen)
1	box	Feminine hygiene products (internal and external) (female only) (state issue or canteen)
*		File folders (*limited by storage space)
20		Greeting cards and accompanying envelopes
1	each	Hairbrush – nonmetal, handles for females only (canteen)
2	each	Hairdressing (styling gel, pink oil, cholesterol, perm kit – female only) (no aerosols) (canteen)
1	each	Hair net (female only) (canteen)
25	each	Hair rollers (female only) (canteen)
2	each	Handballs or racketballs (canteen)
1	each	Headphones for use with radio (canteen)
Maximum weekly dosage		Health aids – headache and cold remedies, antacids, antifungal preparations, cough drops, nasal spray,

2	each		etc. No imidazoline, tetrahydrozoline, or hydrochloride compounds (canteen – as approved by health services)
*			Hearing aid (state issue or personal)
1	each		Hobby craft – at locations where program exists and subject to storage space limitations
1	each		Insect repellent (canteen)
1	Each		Jigsaw puzzle (canteen order)
1	each		Keyboard (canteen)
1	each		Laundry bag (state issue or canteen)
1	each		Lip balm (canteen)
1	each		Locks, combination (V68 series) (canteen)
1	each		Make-up bag, clear only (female only) (canteen)
1	each		Mirror – plastic, nonbreakable, 5" x 7" max. (canteen)
1	each		Moisturizer – (canteen)
1	each		Mouthwash (canteen)
1	each		MP3 Player (canteen)
1	Each		MP3 Player arm band holder (canteen)
1	each		Nail clippers, not to exceed 2 1/2" (canteen)
2	pack		Notebook paper (canteen)
4	each		Pens, ballpoint, flair-type, pencils with erasers, or security pens, no markers (canteen)
*			Periodicals – * as specified by Rule 33-501.401, F.A.C., and storage space limitations
1	each		Photo album, non-metal (canteen)
50	each		Photographs (personal)
2	decks		Playing cards (standard) (canteen)
5	each		Pony tail holder (fabric) or hair claws (plastic) (female only)
1	each		P.R.I.D.E. service pin (issued to inmate from P.R.I.D.E.)
*			Prosthesis – * as approved by health services
1	each	50.00	Radio, DC/AM/FM only, "Walkman" type, maximum 4" x 5" (canteen)
1	each		Razor, disposable (state issue)
1	each	50.00	Razor, battery operated, non-rechargeable (canteen order)
*			Religious requirements – as approved by chaplaincy services, (examples: head covering, prayer rug)
1	each	50.00	Religious medallion with chain (personal or provided by Chaplain)
1	each	100.00	Ring, engagement (personal, female only)
1	each	100.00	Ring, wedding (personal)
1	each		Roller cap, clear only (female only) (canteen)
1	set		Scrabble (canteen order)
1	each		Screen protector (canteen)
2	each		Shampoo (canteen)
1	each		Shaving cream (canteen)
1	each		Shaving powder (canteen)
1	pair		Shoe laces (canteen)
1	each		Shoe wax (Liquid only, non flammable, no nitrobenzene; canteen)
2	each		Soap, bath (state issue or canteen)
1	each		Soap dish (canteen)
1	each		Soap, laundry (female only) (canteen)
*			Special needs – * special devices as approved for compliance with medical needs
1	each		Spoon, plastic (canteen)
40	each		Stamps (the equivalent of 40 1-ounce 1st class) (canteen)
1	each		Sunglasses, no mirror type (canteen)
1	each		Sunscreen lotion (canteen)
1	each		Talcum powder (canteen)
1	each		Toilet Paper (state issue or canteen)
1	each		Toothbrush (state issue or canteen)
1	each		Toothbrush holder (canteen)
2	each		Toothpaste and Toothpaste with mouthwash (state issue or canteen)

2	each		Towels (state issue)
1	each		Wallet (canteen)
1	each	50.00	Watch (personal or canteen)
1	each		Watch band (nylon and Velcro only) (canteen)
2	each		Washcloths (state issue or canteen)

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History—New 6-4-81, Formerly 33-3.025, Amended 11-3-87, 11-13-95, 5-20-96, 1-8-97, 6-1-97, 7-6-97, 10-15-97, 2-15-98, 3-16-98, 8-4-98, 12-7-98, Formerly 33-3.0025, Amended 11-21-00, 9-12-01, 5-16-02, 7-8-03, 8-18-04, 1-25-05, 10-23-06, 2-27-08, 12-25-08, 1-25-10, 7-4-10, 10-26-11, 8-19-12, 11-12-_____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-13.082
 RULE TITLE: Developmental Disabilities Waiver Services Procedure Codes

PURPOSE AND EFFECT: The purpose of the amendment to Rule 59G-13.082 is to incorporate by reference the Developmental Disabilities Home and Community-Based Services Waiver Billing Code Matrix, January 1, 2008. The purpose and effect will be to incorporate by reference the Developmental Disabilities Home and Community-Based Services Waiver Billing Code Matrix, January 1, 2008.

SUBJECT AREA TO BE ADDRESSED: Developmental Disabilities Waiver Services Procedure Codes. An additional area to be addressed during the workshop will be the potential regulatory impact to Rule 59G-13.082 under sections 120.54 and 120.541, F.S.

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908 FS.

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

DATE AND TIME: Thursday, December 6, 2012, 3:30 p.m. – 4:30 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room D, Tallahassee, Florida 32308-5407

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: Susan Debeaugrine at the Bureau of Medicaid Services, (850)412-4261. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Susan Debeaugrine, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850) 412-4261, e-mail: Susan.Debeaugrine@ahca.myflorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-13.082 Developmental Disabilities Waiver Services Procedure Codes.

(1) This rule applies to all developmental disabilities waiver services providers enrolled in the Medicaid program.

(2) All developmental disabilities waiver services providers enrolled in the Medicaid program must be in compliance with the Developmental Disabilities Home and Community-Based Services Waiver Billing Code Matrix Procedure Codes and Maximum Units of Service, January 1, 2008, which is incorporated by reference. The Developmental Disabilities Home and Community-Based Services Waiver Billing Code Matrix Procedure Codes and Maximum Units of Service is available from the Medicaid fiscal agent's Web Portal site at <http://mymedicaid-florida.com>. Select Click on Public Information for Providers, then on Provider Support, and then on Fee Schedules.

Rulemaking Authority 409.919 FS. Law Implemented 409.906, 409.908 FS. History—New 11-22-06, Amended 12-3-08,_____.

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.: 69O-176.013
 RULE TITLE: Notification of Insured's Rights and Standard Disclosure Form; Personal Injury Protection Benefits

PURPOSE AND EFFECT: To update and revise Form OIR-B1-1149 “ Notification of Personal Injury Protection Benefits” in accordance with revisions to the PIP law as amended by HB 119 (Chapter 2012-197, Laws of Florida).

SUBJECT AREA TO BE ADDRESSED: Amendments for Form OIR-B1-1149 which is required to be provided to insureds as set forth in Section 627.7401, Florida Statutes.

RULEMAKING AUTHORITY: 624.308(1), 627.7401(1) FS.

LAW IMPLEMENTED: 624.307(1), 627.736, 627.7401, 627.745 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Michelle Brewer, Office of Insurance Regulation, E-mail Michelle.Brewer@flor.com

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 CORRECTIONS

RULE NO.: 33-208.004
 RULE TITLE: Employment of Relatives

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to implement Section 945.0311(2), Florida Statutes, by creating a rule that outlines how the Department handles the employment of persons who are related and states under what circumstances relatives can be employed and under what circumstances relatives cannot be employed.

SUMMARY: The purpose and effect of the proposed rule is to implement Section 945.0311(2), Florida Statutes, by creating a rule that outlines how the Department handles the employment of persons who are related. 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: upon review of the proposed changes to these rules and incorporated forms, the department has determined that the amendments will not exceed any one of the economic analysis criteria in a SERC as 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: 945.0311 FS.

LAW IMPLEMENTED: 112.3135, 945.0311 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: LaDawna Fleckenstein, 501 South Calhoun Street, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-208.004 Employment of Relatives.
(1) Definitions.

(a) Employee-Any individual on the payroll of the Department of Corrections.

(b) Hiring Authority-The Secretary, Deputy Secretary, Chief of Staff, General Counsel, Inspector General, Assistant Secretaries, Deputy Assistant Secretaries, Directors, Regional Directors, Bureau Chiefs, Wardens, Circuit Administrators, or his designee(s).

(c) Line of Authority-The direct chain of command or supervisory path that organizationally links positions within the Department. This includes the supervisory-subordinate relationship in which one employee has the authority by law, rule, regulation or delegation to appoint, employ, promote or advance, discharge, assign, reward, rate, or discipline another employee or to effectively recommend such actions; or one employee is under the line authority of another employee through intervening level(s) of direct supervision.

(d) Relative-An individual who is related to an employee as father, mother, son, daughter, brother, sister, uncle, aunt, first cousin, nephew, niece, husband, wife, father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law, stepfather, stepmother, stepson, stepdaughter, stepbrother, stepsister, half brother, or half sister.

(e) Organizational Unit- An organizational unit includes:

1. A unit of a state correctional institution such as security, health services, classification, maintenance, food service, etc. A work camp or other annex of a state correctional institution is considered part of the institution and not a separate unit.

2. An area of a regional office such as personnel, medical, administrative services, probation and parole, or community facilities.

3. A correctional work center, road prison, or work release center.

4. A probation and parole circuit office or a sub-office within a circuit.

5. A bureau of the Office of the Secretary or of any of the assistant secretaries.

(2) The employment of a person in a position in which one employee would be in the line of authority over/under his relative is prohibited. The hiring authority will be responsible for strictly prohibiting work assignments that will violate this procedure among employees who are relatives.

(3) If employees in line-authority relationships marry or otherwise become relatives, the hiring authority will act to sever the conflicting work relationship. If the conflicting relationship cannot be remedied according to subsection (4) below, the hiring authority will direct that for one or more related employees the following will occur:

(a) Reassignment;

(b) Transfer;

(c) Demotion;

(d) Termination; or

(e) Retirement (if at the employee's request).

(4) When circumstances exist where the employment of relatives in a capacity prohibited by this procedure is beneficial to the Department, the hiring authority will make requests for such exceptions through his chain of command to the Secretary.

(5) In accordance with Section 112.3135, F.S., an employee is prohibited from appointing, employing, promoting, advancing or advocating for appointment, employment, or advancement any relative to a position in the Department or to a position over which the employee exercises jurisdiction or control. In the event of an emergency as defined in Section 252.34(3), F.S., the Secretary is authorized to approve the temporary employment of individuals whose employment would otherwise be prohibited by Section 112.3135, F.S., when such employment is necessary to carry out emergency management responsibilities.

Rulemaking Authority 945.0311 FS. Law Implemented 112.3135, 945.0311 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Glory Parton, Director, Office of Human Resources
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Kenneth S. Tucker, Secretary
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 29, 2012
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: November 1, 2012

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program

RULE NO.: 65A-1.203 RULE TITLE: Administrative Definitions
 PURPOSE AND EFFECT: The proposed rule adds a definition for the term “mail”. The proposed rule also deletes unnecessary definitions from rule Title 65A and modifies other terms and phrases used in rule Title 65A. The effect of these changes will be to expand the resources available to the Department and the public assistance client to transmit or deliver important public assistance information and materials. And, the proposed amendments will synchronize the public assistance policies with public assistance programs operations.

SUMMARY: The proposed rule adds a definition for the term “mail”, deletes definitions and modifies other terms and phrases used in the public assistance programs.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department considered the factors in Section 120.541, F.S. The proposed rule is not expected to exceed the criteria in paragraph 120.541(2)(a), F.S., therefore, legislative ratification is not required under subsection 120.541(3), 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: 409.919, 414.45 FS.

LAW IMPLEMENTED: 409.903, 409.904, 410.033, 414.095, 414.28, 414.295, 414.31 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, 2012, 1:30 p.m.

PLACE: 1317 Winewood Boulevard, Building 3, Room 455, Tallahassee, Florida 32399-0700

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: Cindy Keil. 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: Cindy Keil, Economic Self-Sufficiency Program, 1317 Winewood Boulevard, Tallahassee, Florida 32399-0700, (850)717-4113, cindy_keil@dcf.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

65A-1.203 Administrative Definitions.

Except as otherwise provided within, the following definitions apply to this chapter.

(1) Public Assistance: Food Assistance, Temporary Cash Assistance, Medicaid, Refugee Assistance ~~Program (RAP)~~, ~~Food Assistance Program~~, Medicaid, Optional State Supplementation (~~OSS~~).

(2) No change.

(3) Application: ~~A specific paper, or electronic/web-based request on a designated agency media~~, The ACCESS Florida Application, CF-ES 2337, 11/2011, incorporated by reference in Rule 65A-1.205, F.A.C., or an ACCESS Florida Web Application, CF-ES 2353, 09/2011, incorporated by reference in Rule 65A-1.205, F.A.C., available on the Department's website at <http://www.myflorida.com/accessflorida/>, which has been dated and signed by the applicant or

~~authorized/designated representative requesting that eligibility for public assistance be determined. The CF-ES 2353 is only accepted electronically. An application must include at least the individual's name, address and signature to initiate the application process. Household members who are ineligible, or who are not applying for benefits, may be designated as non applicants. A copy of the CF-ES 2337 may be obtained without cost from the ACCESS Florida office that serves your area or by written request to the ACCESS Florida Headquarters' Office, 1317 Winewood Boulevard, Tallahassee, Florida 32399-0700, or on the Department's website at <http://www.def.state.fl.us/defforms/Search/DCFFormSearch.aspx>.~~

(4) ~~Date of Application: The date the Department receives an application on which a signed, CF-ES 2337, or electronic/web-based application is received in the Department's Economic Self-Sufficiency offices. If a web or facsimile application is received after business hours, the next business day following receipt is the date of application. Applications may be submitted in person by hand delivery, by the postal system regular mail, facsimile, or electronically. If a site receives an application electronically or by facsimile after normal business hours, the first business day following the receipt will be the application date.~~

(5) No change.

(6) Assistance Group: All individuals within the standard filing unit who are potentially eligible for benefits ~~or services~~.

(7) Standard Filing Unit (SFU): All individuals whose needs, income ~~and~~ assets are considered in the determination of eligibility for a category of assistance.

(8) Payee: The individual in whose name the assistance group benefits are issued ~~and who. This individual normally assumes primary decision-making responsibility for and leadership in making decisions which affect the assistance group.~~

(9) Authorized/Designated Representative: An individual who has knowledge of the assistance group's circumstances ~~and is authorized to act responsibly on their behalf of the household in making application for benefits.~~

(10) Child in Care: Child(ren) who have been removed from the care of their parent(s) ~~or relative(s), and are under the temporary or permanent custody of the Department Children and Families program as well as children who qualify for adoption subsidies and receive Medicaid benefits.~~

~~(11) Department: Department of Children and Families.~~

~~(12) Act: The Social Security Act.~~

~~(11)(13) No change.~~

(12) Mail: Written communication delivered by the postal system. Written communication delivered electronically to public assistance applicants, recipients and authorized/designated representatives who choose to receive electronic communication.

~~(14) Temporary Cash Assistance (TCA): Cash assistance payments authorized under the federal Temporary Assistance for Needy Families program and Chapter 414, F.S.~~

~~(15) Setting Approved by the Department: For the purpose of determining TCA eligibility for a minor child, the term "in a setting approved by the Department", means a Department approved, adult supervised supportive living arrangement for an unwed minor child caring for their dependent child(ren) in accordance with paragraph 65A-4.208(2)(a), F.A.C.~~

Rulemaking Authority 409.919, 414.45 FS. Law Implemented ~~409.901, 409.903, 409.904, 414.0252 410.033, 414.095, 414.28, 414.295,~~ 414.31 FS. History—New 4-9-92, Amended 11-22-93, Formerly 10C-1.203, Amended 11-30-98, 9-12-04, 7-23-06, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Lawayne E. Salter

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: David E. Wilkins

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 30, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 21, 2012

DEPARTMENT OF FINANCIAL SERVICES

Division of Insurance Agents and Agency Services

RULE NO.:	RULE TITLE:
69B-221.051	Actively Engaged in Business; Place Suitably Designated; Accessible to Public

PURPOSE AND EFFECT: The proposed rule provides that monthly-filed employment reports for temporary bail bond agents must be received by the Department no later than the last day of the month following the month being reported on the form. The proposed rule is further amended to require both the supervising bail bond agent and the temporary bail bond agent to certify that the hours reported reflect the actual hours worked. The proposed rule also defines terms, revises forms and updates electronic links to such forms. The rule is renumbered to reflect the proposed changes.

SUMMARY: The proposed rule is amended to provide that monthly employment reports for temporary bail bond agents must be received by the Department no later than the last day of the month that follows the month being reported. The proposed rule clarifies that both the supervising bail bond agent and the temporary bail bond agent must certify that employment hours reported reflect actual hours worked during the month reported. The proposed rule clarifies that the "salary or wages" received by a temporary bail bond agent must meet or exceed the requirements of Section 448.110, F.S. (also known as the "Florida Minimum Wage Act"). The proposed rule also adds a definition for the term "Reasonable distance" and revises two forms that are incorporated by reference.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: the proposed rule only clarifies the existing rule and results in no additional requirements or costs. The proposed rule revises two forms which may result in modest savings from efficiencies resulting from a reduction in the amount of paperwork required, paper consumed, postage required or faxes transmitted.

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: 648.26, 648.355(1)(e) FS.

LAW IMPLEMENTED: 648.25, 648.34, 648.355, 648.387, 648.44(6) FS.

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

DATE AND TIME: Monday, December 17, 2012, 10:00 a.m.

PLACE: 116 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: Ray Wenger @ (850)413-5605. 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: Ray Wenger, Financial Administrator, Bureau of Investigation, Division of Insurance Agent & Agency Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, FL 32399-0319, (850)413-5605

THE FULL TEXT OF THE PROPOSED RULE IS:

69B-221.051 Actively Engaged in Business; Place Suitably Designated; Accessible to Public.

Every bail bond agent must be actively engaged in the bail bond business; in a building suitably designated as a bail bond agency, which must be maintained open and accessible to the public to render service during reasonable business hours.

(1) Each bail bond agency, and each branch office, shall be in the active full-time charge of a licensed and appointed primary bail bond agent as required by Section 648.387, F.S., and shall be designated on form DFS-H2-1541, <https://www.flrules.org/gateway/reference.asp?NO=Ref-00215> (Revised: 5/1/12 Effective: 4-18-14) "Filing of Bail Bond Agency Business Name and Designation or Deletion of Primary Bail Bond Agent for Bail Bond Agency and Filing of Business Names", which is adopted and incorporated herein by reference. This form is available from the Division of Agents and Agency Services, Department of Financial Services at <http://www.myfloridacfo.com/Agents/Licensure/Forms/index.htm>.

(2) Each bail bond agency and each branch office shall have an entrance easily accessible to the public and used by the bail bond agent in the regular course of their business dealings with the public. As used in this rule, "accessible to the public means the entrance shall be suitably designated by a sign or other display, readable from a reasonable distance, which provides at a minimum the agency name. Additionally, if a bail bond agency is located in a building which maintains a uniform office directory on its premises, the directory shall provide at a minimum the current name of that bail bond agency.

(a) The term "Reasonable distance" means the sign must be readable from the center of the public street or road in front of the agency's location, as defined in subsection 69L-241.030(7), F.A.C.

(b)(3) As used in this rule, the term "reasonable business hours" means at least eight hours daily between the hours of 8:00 a.m. and 6:00 p.m., Monday through Friday, except for legal holidays.

(3)(4)(a) A temporary bail bond agent must be employed full-time and shall be physically accompanied by the supervising bail bond agent or bail bond agent from the same agency as required by Sections 648.25(8) and 648.355(8), F.S. As used in this rule, the term "full-time" means that the temporary bail bond agent must work at least 1,540 hours during 12 months of employment as a temporary bail bond agent. This will result in an average of slightly less than 30 hours per week. Each employer of a temporary bail bond agent must provide the temporary bail bond agent the opportunity to work at least 30 hours a week during the period of employment and may allow the temporary bail bond agent to work more than 30 hours per week.

(b) A temporary bail bond agent shall be employed and receive a salary or wages that meet or exceed the as requirements by law of Section 448.110, F.S., which is also referred to as the "Florida Minimum Wage Act."

(c) The supervising bail bond agent shall file monthly a certified report under oath on form DFS-H2-1543, <http://www.flrules.org/Gateway/reference.asp?No=Ref-00216> (Revised: 5/1/12 ~~Effective: 4-18-11~~), "Temporary Bail Bond Agent Employment Report", which is adopted and incorporated herein by reference. This form is available from the Division of Agents and Agency Services, Department of Financial Services at <http://www.myfloridacfo.com/Agents/Licensure/Forms/index.htm>.

(d) The supervising bail bond agent and the temporary bail bond agent must certify the hours reported are the actual hours worked by the temporary bail bond agent.

(e) Form DFS-H2-1543, "Temporary Bail Bond Agent Employment Report," must be received by the Department no later than the last day of the month following the month being reported on the form.

Rulemaking Authority 648.26, 648.355(1)(e) FS. Law Implemented 648.25, 648.34, 648.355, 648.387, 648.44(6) FS. History—Repromulgated 12-24-74, Amended 7-27-78, 12-23-82, Formerly 4-1.04, 4-1.004, Amended 4-14-97, 7-2-98, 1-22-03, Formerly 4-221.051, Amended 8-12-04, 4-18-11,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Ray Wenger, Financial Administrator, Bureau of Investigation, Division of Insurance Agent & Agency Services, Department of Financial Services

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 13, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 13, 2012

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: 12A-17.005
RULE TITLE: Public Use Forms
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. 38, No. 39, September 28, 2012 issue of the Florida Administrative Register.

These changes are in response to written comments received from the Joint Administrative Procedures Committee dated October 25, 2012.

Subsection (2) of Rule 12A-17.005, F.A.C., has been changed so that, when adopted, the subsection will read:

Form Number	Title	Effective Date
(2) DR-1S	Registration Application for Secondhand Dealers and/or Secondary Metals Recyclers (R. 11/12 07/09)	___ 01/10

Page 1, of Form DR-1S will read:

Note: A business that engages in "pawnbroker" activities or title loan transactions is not required to register as a secondhand dealer with the Department of Revenue. Pawnbrokers register with the Florida Department of Agriculture and Consumer Services.

A business that engages in the business of acquiring salvaged or wrecked motor vehicles for the purpose of reselling them and their parts must register with the Department of Highway Safety and Motor Vehicles for a salvage motor vehicle dealer license.

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-104.101
RULE TITLE: News Media Visitors
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. 38, No. 39, September 28, 2012 issue of the Florida Administrative Register.

The corrections are in response to comments by the Joint Administrative Procedures Committee in a letter dated October 19, 2012. The corrections are as follows:

Form DC1-406 shall be changed to eliminate all the words below the form number and incorporation line. The text directly above the signature line shall read as follows:

By submitting this form, I affirm that I have read and agree to follow all Florida Department of Corrections Media Policies (www.dc.state.fl.us/orginfo/media/policies.html), and to allow the Florida Department of Corrections to conduct a background screen before I am permitted access to a Correctional Institution or any other Department facility. I acknowledge that, in accordance with section 119.071(5)(a)2., Fla. Stat., my social security number is being collected for the performance of the Department's duties and responsibilities as prescribed by law, namely the regulation of persons entering Departmental facilities. I further acknowledge that the Department will not use my social security number for any purpose other than to conduct a background screen. I

understand that I may not photograph/record any part of the facility other than the interview room. Doing so will result in the cancellation of the interview.

**Section IV
Emergency Rules**

NONE

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

NOTICE IS HEREBY GIVEN that on November 15, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Tropical Suites. Petitioner seeks an emergency variance of the requirements of ASME A17.1b, Section 5.2.1.12, as adopted by 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators hoistway door locking devices and electric contacts and hoistway access switches which pose a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2012-363).

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.

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

NOTICE IS HEREBY GIVEN that on November 14, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Blackburn Building. Petitioner seeks a variance of the requirements of ASME A17.1, Section 8.6.5.8, as adopted by 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators safety bulkhead which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this

notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2012-362)

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.

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001: Safety Standards

NOTICE IS HEREBY GIVEN that on November 15, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for John Knox Village. Petitioner seeks a variance of the requirements of ASME A17.1, Section 2.1.4, as adopted by 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators control of smoke and hot gases 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 (VW2012-364).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Board of Accountancy

RULE NO.: RULE TITLE:

61H1-33.0033: Obligations of CPA Ethics Course Continuing Education Providers

NOTICE IS HEREBY GIVEN that on August 1, 2012, the Board of Accountancy received a petition for Florida Institute of CPAs, seeking a variance or waiver of Rule 61H1-33.0033(1), Florida Administrative Code, which requires that in order to maintain an approved status as an ethics course continuing education provider, the provider must retain documentation that the course instructor is a certified public accountant who has practiced in a public accounting firm for five of the last ten years, whose background, training, education or experience makes it appropriate for the person to teach the course.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Voloria Kelly, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

FLORIDA HOUSING FINANCE CORPORATION

RULE NO.: RULE TITLE:

67-48.004: Application and Selection Procedures for Developments

NOTICE IS HEREBY GIVEN that on November 15, 2012, the Florida Housing Finance Corporation, received a petition for Waiver from Amistad Apartments, LTD., of Rules 67-48.004(14)(g), FAC, which is in regard to the "Development Type" designation identified by Petitioner in its original housing credit application.

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

DEPARTMENT OF STATE

Division of Historical Resources

The Bureau of Historic Preservation, Florida National Register Review Board announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 30, 2012, 1:00 p.m. to Conclusion

PLACE: R.A. Gray Building, Room 404, 500 South Bronough Street, Tallahassee, Florida 32399-0250

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review nomination proposals for listing in the National Register of Historic Places.

A copy of the agenda may be obtained by contacting: Andrew Waber at (850)245-6333 or Andrew.Waber@DOS.MyFlorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Andrew Waber at (850)245-6333 or Andrew.Waber@DOS.MyFlorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800) 955-8771 (TDD) or (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: Andrew Waber at (850) 245-6333 or Andrew.Waber@DOS.MyFlorida.com.

DEPARTMENT OF EDUCATION

Florida School for the Deaf and the Blind

The Florida School for the Deaf and the Blind announces a public meeting to which all persons are invited.

DATE AND TIME: December 7, 2012, 9:00 a.m.

PLACE: Moore Hall Center for Leadership Development, FSDB Campus, 207 N. San Marco Avenue, St. Augustine, FL 32084

GENERAL SUBJECT MATTER TO BE CONSIDERED: Matters pertaining to the Florida School for the Deaf and the Blind.

A copy of the agenda may be obtained by contacting: Dr. Jeanne G. Prickett, President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084 or by phone 904.827.2210.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Dr. Jeanne G. Prickett, President, at the above mentioned address. 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: Dr. Jeanne G. Prickett, President, at the above mentioned address.

DEPARTMENT OF REVENUE

Sales and Use Tax

The Communications Services Tax Working Group announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, December 7, 2012, 8:30 a.m. – 4:00 p.m.

PLACE: 2450 Shumard Oak Boulevard, Building One, Room 1820, Tallahassee, Florida. The public can also participate in the meetings through a simultaneous electronic broadcast of these events by the Department of Revenue using WebEx, and conference calling technology. The requirements to participate are access to the Internet and a telephone. The public can participate in the electronic meetings by accessing the

broadcast from their home or office. Specific information about how to participate in the electronic meetings from your home or office will be included in the Agendas for the meetings posted on the Department of Revenue's website at: http://dor.myflorida.com/dor/cst_workgroup/.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Section 12 of Chapter 2012-70, Laws of Florida, creates a Communications Services Tax Working Group. The purpose of the working group is to study and report on tax issues related to the sale of communications services. A report of the working group is due to the Governor, the President of the Senate, and the Speaker of the House of Representatives by February 1, 2013. The working group held its first meeting on June 11, 2012, and held additional meetings on July 25, 2012, August 21, 2012, October 16, 2012, and October 31, 2012. The working group is continuing to gather information and will be considering options to provide to policymakers for use in making important tax law decisions. The working group is tasked with the responsibility to: a) Review national and state tax policies relating to the communications industry; b) Review the historical amount of tax revenue that has been generated by the communications services taxes imposed or administered under Chapter 202, Florida Statutes, for the purposes of determining the effect that laws passed in the past 5 years have had on declining revenues; c) Review the extent to which this revenue has been relied on to secure bonded indebtedness; d) Review the fairness of the state's communications tax laws and the administrative burdens it contains, including whether the applicability of the tax laws is reasonably clear to communications services providers, retailers, customers, local government entities and state administrators; e) Identify options for streamlining the administrative system; and f) Identify options that remove competitive advantages within the industry as it relates to the state's tax structure without unduly reducing revenue to local governments.

A copy of the agenda may be obtained by contacting: Andrea Moreland, Director of Legislative and Cabinet Services, (850)617-8324 or morelana@dor.state.fl.us. The agenda will be published on the Department of Revenue's website at: http://dor.myflorida.com/dor/cst_workgroup/ and also <http://dor.myflorida.com/dor/opengovt/meetings.html>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Andrea Moreland, (850)617-8324. 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: Andrea Moreland, Director of Legislative and Cabinet Services, (850)617-8324, morelana@dor.state.fl.us.

STATE BOARD OF ADMINISTRATION

The State Board of Administration (SBA) announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, December 11, 2012, 2:00 p.m. until conclusion

PLACE: Hermitage Conference Room, The Hermitage Centre, 1801 Hermitage Blvd., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this special meeting is the presentation of Crowe Horwath's audit plan for the financial statement audit of the SBA's special purpose entities, discussion on the audit coordination, and the presentation of the Office of Internal Audit's revised annual audit plan.

A copy of the agenda may be obtained by contacting: Daniel Weber, (850)413-1249, email: Daniel.Weber@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, email: james.linn@sbafla.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800) 955-8771 (TDD) or (800) 955-8770 (Voice).

PUBLIC SERVICE COMMISSION

The Florida Public Service Commission announces a public customer meeting in the following docket to which all persons are invited.

DATE AND TIME: Thursday, December 13, 2012, 4:00 p.m.

PLACE: Merritt Island Public Library, 1195 North Courtenay Parkway, Merritt Island, FL, 32953.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Docket No. 120078-SU - Application for staff-assisted rate case in Brevard County by TKCB. The purpose of the meeting is to give customers and other interested persons an opportunity to offer comments regarding the quality of service the utility provides, the proposed rate increase, and to ask questions and comment on other issues. One or more of the Commissioners of the Florida Public Service Commission may attend and participate in this meeting. For questions, contact Commission staff, Shannon Hudson at (850) 413-7021.

Emergency cancellation of customer meeting: if a named storm or other disaster requires cancellation of the meeting, 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 the Office of the General Counsel at (850) 413-6199, or the Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

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 at 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, via 1-800-955-8770 (Voice) or 1-800-955-8771 (TDD), Florida Relay Service.

REGIONAL PLANNING COUNCILS

Northeast Florida Regional Planning Council

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

DATE AND TIME: December 6, 2012: Planning & Growth Management Committee, 9:00 a.m.; Strategic Regional Planning Committee, 9:00 a.m.; Personnel, Budget & Finance Committee, 9:00 a.m.; Full Board of Directors, 10 a.m.; Legislative 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 at (904) 279-0880 or sforde@nefrc.org.

REGIONAL PLANNING COUNCILS

Tampa Bay Regional Planning Council

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

DATE AND TIME: November 26, 2012, 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 x 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 x 30.

REGIONAL PLANNING COUNCILS

Southwest Florida Regional Planning Council

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

DATE AND TIME: December 7, 2012, 9:30 a.m. - 11:00 a.m.

PLACE: Southwest Florida Regional Planning Council, 1926 Victoria Avenue, Fort Myers

GENERAL SUBJECT MATTER TO BE CONSIDERED: The quarterly meeting of the Region IX - Local Emergency Planning Committee (LEPC). Additionally, the Southwest Florida Regional Hazmat Teams Meeting will be held at the same location beginning at 11:00 a.m.

A copy of the agenda may be obtained by contacting: John Gibbons at (239) 338-2550, Ext. 229, or email jgibbons@swfrpc.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: The SWFRPC at (239) 338-2550. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800) 955-8771 (TDD) or (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: Visit the SWFRPC's website at www.swfrpc.org

REGIONAL PLANNING COUNCILS

South Florida Regional Planning Council

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

DATE AND TIME: Monday, December 3, 2012; 10:30 a.m.

PLACE: Miami-Dade County Government Center, 111 N.W. 1st Street, Rooms 18-3 & 18-4, Miami, FL 33128

GENERAL SUBJECT MATTER TO BE CONSIDERED: Any Development Order received prior to the meeting. Any Generally Consistent Comprehensive Plan Amendment Review received prior to the meeting; Generally Consistent Comprehensive Plan Amendment Reviews for Miami and Miami Springs (Proposed) and Broward County (Adopted); Any Generally Inconsistent Comprehensive Plan Amendment Review received prior to the meeting; Meeting on monthly Council business; Executive Committee Conference Call is scheduled on Wednesday at 2:00 p.m., one week prior to the

Council Meeting to which all persons are invited. Call in number 1-888-670-3525, Conference Code 2488435943 then #. Council Executive Committee and subcommittees may meet periodically before (9:00 a.m.) and following the regularly scheduled Council meetings. Any party desirous of ascertaining schedules of the sub-committees should call the Council Offices at (954) 985-4416 (Broward).

A copy of the agenda may be obtained by contacting: 954-985-4416.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: 954-985-4416. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: 954-985-4416.

REGIONAL PLANNING COUNCILS

South Florida Regional Planning Council

The Institute for Community Collaboration, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, December 3, 2012; 10:30 a.m.

PLACE: Miami-Dade County Government Center, 111 N.W. 1st Street, Rooms 18-3 & 18-4, Miami, FL 33128

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Board of Directors for the Institute for Community Collaboration, Inc.

A copy of the agenda may be obtained by contacting: (954) 985-4416.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: (954) 985-4416. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800) 955-8771 (TDD) or (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: (954) 985-4416.

METROPOLITAN PLANNING ORGANIZATIONS

Martin Metropolitan Planning Organization

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

DATE AND TIME: December 3, 2012, 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Coordination of the transportation services for the transportation disadvantaged.

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.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

The St. Johns River Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, December 5, 2012, 10:30 a.m.

PLACE: A public walking tour will begin at Lake Monroe Park, 975 U.S. 17-92, DeBary, Florida. The walking tour will end at Gemini Springs Park, 37 Dirksen Drive, DeBary, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: More than one Governing Board member may walk from Volusia County's Lake Monroe Park through St. Johns River Water Management District's Gemini Springs Addition to the county's Gemini Springs Park, in Volusia County, Florida, to recognize the importance of public lands in Volusia County. If more than one Governing Board member is present, they may discuss District business, including regulatory and non-regulatory matters.

A copy of the agenda may be obtained by contacting: Nancy Christman, (407) 659-4835 or nchristman@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 5 days before the workshop/meeting by contacting: 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).

For more information, you may contact: Nancy Christman, (407) 659-4835 or nchristman@sjrwmd.com, for additional information.

METROPOLITAN PLANNING ORGANIZATIONS

Martin Metropolitan Planning Organization

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

DATE AND TIME: December 3, 2012, 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Coordination of the transportation services for the transportation disadvantaged.

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: (866) 836-7034. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800) 955-8771 (TDD) or (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.

DEPARTMENT OF ELDER AFFAIRS

Statewide Public Guardianship Office

The Statewide Public Guardianship Office announces a telephone conference call to which all persons are invited.

DATES AND TIMES: December 6, 13, 20, and 27, 2012; January 3, 10, 17, 24, and 31, 2013; February 7, 14, 21, and 28, 2013; 12:30 p.m. -1:30 p.m. (Eastern)

PLACE: Conference Call: (888) 670-3525, Participant Code: 7919129022#

GENERAL SUBJECT MATTER TO BE CONSIDERED: This will be a general business meeting of the Foundation for Indigent Guardianship, Inc.

A copy of the agenda may be obtained by contacting: Angela Runyan, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399; (850) 414-2381; email: runyana@elderaffairs.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Angela Runyan, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2381, email:

runyana@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Angela Runyan, Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2381, email: runyana@elderaffairs.org.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

The Probable Cause Panel of the Construction Industry Licensing Board announces a public meeting to which all persons are invited.

DATE AND TIME: December 4, 2012, 9:00 a.m. and 10:00 a.m.

PLACE: Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review complaints in which a determination of the existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: Paul Richard Waters, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Paul Richard Waters, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Paul Richard Waters, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Mobile Home Relocation Corporation

The The Florida Mobile Home Relocation Corporation ("FMHRC") announces an Emergency Public Meeting of its Board of Directors ("Board") to which all persons are invited.

DATE AND TIME: Tuesday, November 20, 2012, 9:30 a.m.
 PLACE: Homewood Suites, 2061 Griffin Road, Dania Beach, Florida, 33312

GENERAL SUBJECT MATTER TO BE CONSIDERED: The general subject matter of the Board meeting will include all official business of FMHRC which includes, but is not necessarily limited to, the following agenda items:

- Review and Approval/Denial of Meeting Agenda
- Review and Approval/Denial of the Minutes of October 25, 2012, Board Meeting
- Chair’s Report
- General Counsel’s Report
- Executive Director’s Report
- Treasurer’s Report
- Consideration of Abandonment Applications due to change in land use
- Consideration of Relocation Applications due to change in land use
- Old Business
- New Business
- Public Comment
- Adjourn

A schedule for future meetings will be determined at the meeting.

A copy of the agenda may be obtained by contacting: Janet Compton, Executive Director, FMHRC, PO Box 3047, Tallahassee, FL, 32315, (888) 862-7010.

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: Janet Compton, Executive Director, FMHRC, PO Box 3047, Tallahassee, FL, 32315, (888) 862-7010. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800) 955-8771 (TDD) or (800) 955-8770 (Voice).

For more information, you may contact: Janet Compton, Executive Director, FMHRC, PO Box 3047, Tallahassee, FL, 32315, (888) 862-7010.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Beaches and Coastal Systems

The Department of Environmental Protection, Bureau of Beaches and Coastal Systems, announces a public meeting to which all persons are invited.

DATE AND TIME: December 6, 2012, 9:00 a.m.

PLACE: Palm Beach Town Hall, 2nd Floor Town Council Chambers, 360 South County Road, Palm Beach, Florida, 33480

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department will hold the sixth Stakeholder Meeting to discuss the Proposed Palm Beach Island Beach Management

Agreement (BMA). The BMA is intended to coordinate and facilitate flexible permitting for beach sand management projects and to achieve a net environmental benefit and related public objectives for Palm Beach Island. The agenda will include a plenary session to review the draft BMA. More information about the Palm Beach Island BMA can be found at: <http://www.dep.state.fl.us/beaches/pb-bma/index.htm>.

A copy of the agenda may be obtained by contacting: Tori Deal, tori.deal@dep.state.fl.us, (850) 488-7808.

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: Tori Deal, tori.deal@dep.state.fl.us, (850)413-7808. 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

Board of Acupuncture

The Florida Board of Acupuncture announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, December 14, 2012, 9:00 a.m. EST, or shortly thereafter.

PLACE: Double Tree by Hilton, 101 South Adams Street, Tallahassee, FL 32301, (850) 224-5000.

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Board.

A copy of the agenda may be obtained by contacting: Anthony Jusevitch, Executive Director, 4052 Bald Cypress Way, Bin C-06, Tallahassee, Florida 32399-3256, (850) 245-4161.

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: Paula Mask at (850) 245-4161. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800) 955-8771 (TDD) or (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 HEALTH

Board of Medicine

The Board of Medicine – Probable Cause Panel South announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, December 7, 2012, 2:00 p.m.

PLACE: Meet-Me #: (888) 670-3525, participation code: 794 062 0467

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a public meeting to reconsider disciplinary cases with prior findings of probable cause.

A copy of the agenda may be obtained by contacting: Karen Miller at (850) 245-4640 ext. 8180 or email her at Karen_Miller2@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 10 days before the workshop/meeting by contacting: Karen Miller at (850) 245-4640 ext. 8180 or email her at Karen_Miller2@doh.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800) 955-8771 (TDD) or (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 HEALTH

Division of Environmental Health

The Bureau of Environmental Health, Onsite Sewage Program Section announces a public meeting to which all persons are invited.

DATE AND TIME: November 28, 2012, 9:00 a.m. ET

PLACE: Florida Department of Health Southwood Complex, 4042 Bald Cypress Way, Room #210 J, Tallahassee, FL 32399. Or via conference call/web conference: toll-free call in number, (888) 670-3525; conference code: 8605907413. Website:

http://connectpro22543231.na5.acrobat.com/trac_new/

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to discuss and guide current, proposed, and potential future onsite sewage research projects. This meeting will discuss the draft report for an EPA Non-Point Source Pollution Grant on the performance and management of advanced onsite sewage treatment and disposal systems in Florida and other ongoing and possible future research projects, possibly including the Nitrogen Reduction Strategies Study. Part of this meeting may be accessible via web conference with details to be posted on the Bureau website: <http://www.doh.state.fl.us/environment/ostds/research/index.html>.

A copy of the agenda may be obtained by contacting: Elke Ursin, Department of Health, Bureau of Environmental Health, Onsite Sewage Program Section, 4052 Bald Cypress Way, Bin #A08, Tallahassee, FL 32399-1713, by phone at 850-245-4070 x2708, or by e-mail at Elke_Ursin@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: Elke Ursin, Department of Health, Bureau of Environmental Health, Onsite Sewage Program Section, 4052 Bald Cypress Way, Bin #A08, Tallahassee, FL 32399-1713, by phone at 850-245-4070 x2708, or by e-mail at Elke_Ursin@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).

For more information, you may contact: Elke Ursin, Department of Health, Bureau of Environmental Health, Onsite Sewage Program Section, 4052 Bald Cypress Way, Bin #A08, Tallahassee, FL 32399-1713, by phone at (850) 245-4070 x2708, or by e-mail at Elke_Ursin@doh.state.fl.us.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES Refugee Services

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

DATE AND TIME: Tuesday, November 27, 2012, 1:30 p.m. – 3:30 p.m.

PLACE: TBD

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, (800) 955-8771 (TDD) or (800) 955-8770 (Voice).

For more information, you may contact: Janet Blair at (813) 558-5841 or Taddese Fessehaye at (407) 317-7335.

FLORIDA HOUSING FINANCE CORPORATION

The Florida Housing Finance Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: December 7, 2012, 9:30 a.m.

PLACE: City Centre Building, 227 North Bronough Street, Tallahassee, Florida 32301-1329, Fifth Floor, Formal Conference Room

GENERAL SUBJECT MATTER TO BE CONSIDERED:
PURPOSE: To conduct a public hearing concerning a plan of financing (within the meaning of Section 147 (f)(2)(C) of the Code) pursuant to which the Issuer will issue its single family mortgage revenue bonds (the "Bonds") in an amount not to exceed \$1,000,000,000 in one or more series to finance owner-occupied residences within the State of Florida (the "State"). Proceeds of the Bonds are expected to be available to finance owner-occupied residences for persons or families of low or moderate income within any county of the State, subject to the participation of lending institutions in the counties they elect to serve. If the Bonds are issued in more than one series, each issue subsequent to the initial series will be issued within three years of the date of issuance of the initial series pursuant to a common plan of finance.

All interested parties are invited to submit written comments and/or present oral comments at the public hearing regarding the issuance of the Bonds or the purpose of the financing. Written comments should be received by the Issuer on or before November 30, 2012.

Any persons desiring to present oral comments should appear at the hearing.

Any person who decides to appeal any decision made by the Issuer with respect to any matter considered at this hearing, will need a record of the proceedings, and for such purpose may need to ensure that a verbatim record of the proceedings be made, which record includes the testimony and evidence upon which the appeal is to be based. Any questions or comments regarding the proposed issuance of Bonds should be directed to Mr. Steven P. Auger, Executive Director of the Issuer.

A copy of the agenda may be obtained by contacting: Natalyne Zanders, Florida Housing Finance Corporation, (850) 488-4197.

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: Rene Knight, Florida Housing Finance Corporation, (850) 488-4197. 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 FINANCIAL SERVICES

Division of State Fire Marshal

The Department of Financial Services, Division of State Fire Marshal, announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, December 4, 2012, 10:00 a.m.

PLACE: State Fire Marshal Conference Room, Third Floor, Atrium, 325 John Knox Road, Tallahassee, Florida 32303.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Quarterly meeting of the Florida Fire Safety Board. Anyone wishing to attend may attend in person or by telephone conference call. Those attending by telephone conference call should dial (850) 413-1591, (SC) 293-1591. (Cisco VoIP Internal callers may reach the conference call by dialing 11591.) Once you have dialed the initial number you will be prompted to enter the Conference ID which is 46755

The connection will be available 5 to 10 minutes before 10:00 a.m.

A copy of the agenda may be obtained by contacting: Donald Rollins, Division of State Fire Marshal, Bureau of Fire Prevention, Regulatory Licensing Section, 200 East Gaines Street, Tallahassee, FL 32399-0342, or by calling him at 850/413-3628.

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: Donald Rollins, by calling him at 850/413-3628. 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 SELF-INSURERS GUARANTY ASSOCIATION

The Florida Self-Insurers Guaranty Association, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, November 28, 2012, 12:00 Noon

PLACE: JTS Enterprises of Tampa, Ltd, 4908 W. Nassau Street, Tampa, Florida 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 General Business.

A copy of the agenda may be obtained by contacting: Brian Gee, Florida Self-Insurers Guaranty Association, Inc., 1427 E. Piedmont Drive, 2nd Floor, Tallahassee, Florida 32308, (850) 222-1882.

NORTHWOOD SHARED RESOURCE CENTER

The Northwood Shared Resource Center Finance & Auditing Committee announces a public meeting to which all persons are invited.

DATE AND TIME: November 29, 2012, 9:00 a.m. – 11:00 a.m.

PLACE: DJJ Knight Building, CR 1134, 2737 Centerview Drive, Tallahassee, Florida 32399-3100

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Periodical Budget Reports.

A copy of the agenda may be obtained by contacting: monica_cash@nsrc.myflorida.com

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Monica Cash, (850)921-4479. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (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.

CITIZENS PROPERTY INSURANCE CORPORATION

The Citizens Property Insurance Corporation, Actuarial and Underwriting Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 28, 2012 at 1:00 p.m. (EDT).

PLACE: Conference Call: (866) 361-7525; conference ID: 8632017402#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Items of discussion include, but are not limited to, business before the committee.

A copy of the agenda may be obtained by contacting: www.citizensfla.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: Jackie Taylor at 904-208-7335. 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: Jackie Taylor at 904-208-7335.

SCRIPPS FLORIDA FUNDING CORPORATION

The Audit Committee of the Scripps Florida Funding Corporation announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, November 27, 4:00 p.m. EST

PLACE: (605) 475-3200. Access Code: 255626#

GENERAL SUBJECT MATTER TO BE CONSIDERED: SFFC audit for the annual report.

A copy of the agenda may be obtained by contacting: scrippscorp@bellsouth.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 2 days before the workshop/meeting by contacting: scrippscorp@bellsouth.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).

For more information, you may contact: scrippscorp@bellsouth.net.

FOWLER WHITE BOGGS, P.A.

The Lee Memorial Health System Board of Directors announces a hearing to which all persons are invited.

DATE AND TIME: December 6, 2012, 5:00 p.m.

PLACE: Gulf Coast Medical Center, Community Room, First Floor, 13681 Doctors Way, Fort Myers, Florida 33912

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Lee Memorial Health System Board of Directors will consider and discuss information, including but not limited to an independent evaluation of the health system's fair market value, operating comparison, and public comments regarding the implementation of Section 155.40, Florida Statutes, as amended by Chapter 2012-66, Laws of Florida, relating to the evaluation of the possible benefits to persons residing in Lee County from the sale or lease of hospital facilities. The Lee Memorial Health System Board of Directors may take action on the subject matter.

A copy of the agenda may be obtained by contacting: Cathy Stephens, email: cathy.stephens@leememorial.org.

Any person desiring to present oral comments or documents is requested, but not required, to notify Cathy Stephens, Board Administrator, Lee Memorial Health System Board of Directors Administrative Office at 239-343-1500.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this public hearing is asked to advise the agency at least 3 days before the public hearing by contacting the Board Administrative Office at (239) 343-1500.

For more information, you may contact: James T. Humphrey, Counsel to the Lee Memorial Health System Board of Directors, 2235 First Street, Fort Myers, FL 33901, (239) 334-7892.

OTHER AGENCIES AND ORGANIZATIONS

The Study Committee on Investor-Owned Water and Wastewater Utility Systems

The Study Committee on Investor-Owned Water and Wastewater Utility Systems announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, November 28, 2012, 12:30 p.m. until adjourned.

PLACE: Room 140, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida 32399-0850

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion by the Committee of topics and issues which are to be studied by the Committee. Please refer to the Committee's website for more information.

A copy of the agenda may be obtained by contacting: JoAnn Chase, (850) 413-6978, JChase@psc.state.fl.us, or from the Committee's website at www.floridawaterstudy.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: Katherine Pennington, (850) 413-6960. 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: JoAnn Chase, (850) 413-6978, JChase@psc.state.fl.us, or consult the Committee's website.

COUNCIL OF COMMUNITY COLLEGE PRESIDENTS

The Florida College System Council of Presidents announces a public meeting to which all persons are invited.

DATE AND TIME: November 30, 2012, 8:00 a.m.

PLACE: Renaissance Orlando Airport, 5445 Forbes Place, Orlando, FL 32812

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues pertaining to the Florida College System.

A copy of the agenda may be obtained by contacting: Tina Ingramm, (850) 222-3222.

For more information, you may contact: Michael Brawer, 113 East College Avenue, Tallahassee, FL 32301

HDR, INC.

NOTICE OF PUBLIC HEARING: This notice has nothing to do with any rule or rulemaking process.

The Florida Department of Transportation (FDOT) announces a public hearing to which all persons are invited.

DATE AND TIME: Tuesday, November 27, 2012: open house, 5:30 p.m. - 6:30 p.m.; formal presentation, 6:30 p.m.

PLACE: Adventure Christian Church, 3800 State Road 19, Tavares, Florida 32778

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Management No. 238319-1-22-01

Project Description: State Road (SR) 19/Howey Bridge Project Development & Environment (PD&E) Study

This PD&E study evaluates proposed improvements to SR 19. The improvements include widening the existing roadway from two to four lanes from County Road (CR) 48 to CR 561, a distance of approximately 4.9 miles. It also includes improvements to the Howey Bridge over Little Lake Harris.

This hearing is being conducted to give interested persons the opportunity to express their views concerning the location; conceptual design; and social, economic and environmental effects of the proposed improvements.

The draft project documents and other information are available for public review from November 6 to December 14 at the Tavares Public Library at 314 N. New Hampshire Avenue, Tavares, FL 32778. They are also available at the Howey-in-the-Hills Town Hall located at 101 N. Palm Avenue in Howey-in-the-Hills and at the FDOT District Office located at 719 S. Woodland Boulevard in DeLand. Persons wishing to submit written statements, or other exhibits, in place of or in addition to oral statements, may do so at the hearing, or by sending them to Mindy Heath at the address below. All exhibits or statements postmarked on or before December 14 will become part of the public record.

A copy of the agenda may be obtained by contacting: Ms. Mindy Heath, Public Information Coordinator, HDR Engineering, 315 East Robinson Street, Ste 400, Orlando FL, 32801, by phone at 407.420.4245, or by email at mindy.heath@hdrinc.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least 7 days before the workshop/meeting by contacting Ms. Mindy Heath at the phone number provided above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Services, 1.800.955.8771 (TDD) or 1.800.955.8770 (Voice). Persons who require translation services (free of charge) should contact Ms. Mindy Heath at the phone number provided above.

Public participation is solicited without regard to race, color, national origin, age, sex, disability or family status.

FOR MORE INFORMATION, YOU MAY CONTACT: David Cooke, FDOT Project Manager, at 386.943.5404 or by e-mail at david.cooke@dot.state.fl.us or Mindy Heath at the contact information shown above.

Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has issued an order disposing of the petition for declaratory statement filed by Diane Brock Oser, Petitioner/Unit Owner, In

Re: Galt Mile Apartments, Inc., Docket No. 2012037791 on September 4, 2012. The following is a summary of the agency's disposition of the petition:

Galt Mile Apartments, Inc. cooperative bylaw that requires retiring unit owner directors to wait a year before they are eligible to serve on the board again is inconsistent with Section 719.106(1)(d), Florida Statutes.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Turnberry Village South Tower Condominium Association, Inc., Docket No. 2012031177 on July 17, 2012. The following is a summary of the agency's declination of the petition:

The division issued an Order Closing File after petitioner voluntarily withdrew its petition.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Florida Condominiums, Timeshares and Mobile Homes

NOTICE IS HEREBY GIVEN that the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by a group of similarly situated unit owners, In Re: Oak Park

Villa Condominium Association of Jacksonville, Inc., Docket No. 2012040894, on September 27, 2012. The following is a summary of the agency's declination of the petition:

The division declined to issue a declaratory statement because it may not issue a statement where litigation of the issues is pending in court; or where the facts are disputed; or when the laws do not fall within the scope of the Division's jurisdiction.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

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**

**SOUTHEAST VOLUSIA HOSPITAL DISTRICT
NOTICE OF DEADLINE EXTENSION
FOR
REQUEST FOR PROPOSALS**

The Southeast Volusia Hospital District (“SEVHD”) hereby announces the deadline extension for submission of responses to the Request for Proposals (“RFP”) in connection with soliciting interest from parties that may wish to affiliate, associate or partner with the Bert Fish Medical Center (“BFMC”) or to whom SEVHD will sell, lease, or otherwise transfer control of BFMC (the “Transaction”).

The new deadline for submission of proposals in response to the RFP is extended to 12:00 P.M. EST, December 20, 2012. Submittal location and proposal format requirements remain the same as identified in the RFP. Further, all questions must be submitted in writing by 5:00 P.M. EST on November 30, 2012.

A complete version of the RFP is available on the BFMC website at: <http://bertfish.com/our-future/>. Any additional modifications to the RFP that result from inquiries or new information will be posted at this website.

**11TH JUDICIAL CIRCUIT
RFP2012-01 Batterer’s Intervention Program
(BIP) Service Providers**

ADVERTISEMENT NOTICE

The Eleventh Judicial Circuit of Florida (“Circuit”) seeks sealed proposals from qualified entities (“Proposers”) to provide, as a batterers’ intervention program (“BIP”) service provider (“BIP Service Provider”), services to address domestic violence issues in Miami-Dade County, Florida. Such

services will include, but are not limited to: (i) helping batterers take responsibility for their acts of violence; (ii) emphasizing alternative behaviors by teaching skills to control violent and abusive behavior; and (iii) collaborating with other community-based providers to facilitate substance abuse treatment, educational, and employment opportunities for batterers.

In view of the high incidence of domestic violence related crimes in Miami-Dade County and the need to have qualified BIP Service Providers to provide certain services in an effort to reduce the incidence of such crimes, the Circuit, along with local justice system and social service agencies developed the "Batterers’ Intervention Program ("BIP") Service Provider Application" and the "Batterers’ Intervention Program ("BIP") Minimum Certification Standards" that comprise the Request for Proposals for Batterers’ Intervention Program ("BIP") Service Providers ("RFP #2012-01").

RFP # 2012-01 will be available November 16, 2012 on the Eleventh Judicial Circuit’s website at www.jud11.flcourts.org under the heading "RFP #2012-01 Batterers’ Intervention Program ("BIP") Service Providers." Deadline for receipt of sealed proposals is December 14, 2012.

**Section XII
Miscellaneous**

NONE

Section XIII
Index to Rules Filed During Preceding Week

NOTE: The above section will be published on Tuesday beginning October 2, 2012.
