

**DEPARTMENT OF HEALTH**

**Board of Occupational Therapy**

RULE NO.: 64B11-4.003                      RULE TITLE: Standards of Practice; Discipline  
 NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in the December 30, 2011, issue of the Florida Administrative Code, in Vol. 37, No. 52.

The correction is being made pursuant to comments made by the Joint Administrative Procedures Committee in its correspondence, on January 17, 2012. The correction is as follows:

The Rule Development publication date should be November 4, 2011.

THE PERSON TO BE CONTACTED REGARDING THIS RULE IS: Allen Hall, Executive Director, Electrolysis Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3258

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**Economic Self-Sufficiency Program**

RULE NO.: 65A-1.712                      RULE TITLE: SSI-Related Medicaid Resource Eligibility Criteria  
 NOTICE OF PUBLIC HEARING

The Department of Children and Family Services announces a change of hearing regarding the above rule, as noticed in Vol. 38, No. 8, February 24, 2012, Florida Administrative Weekly.

DATE AND TIME: April 6, 2012, 1:30 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Proposed rule as published.

**Section IV  
 Emergency Rules**

**NONE**

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

**WATER MANAGEMENT DISTRICTS**

The South Florida Water Management District (District) hereby gives notice on March 15, 2012, the District's Governing Board issued SFWMD Order No. 2012-027-DAO-ROW to Broward County Highway and

Bridge Maintenance Division (Application No. 12-0130-1M). The petition for waiver was received by the District on January 30, 2012. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 38, No. 8, on February 24, 2012. No public comment was received. This Order provides a waiver of the District's criteria to allow for the placement of a concrete barrier wall with guardrail at the northwest and southeast quadrants of the existing Pine Island Road bridge crossing the C-13 Canal; Sections 28 & 29, Township 49 South, Range 41 East, Broward County. Specifically, the Order grants a waiver from subsections 40E-6.011(4), (6) and paragraph 40E-6.221(2)(j), Florida Administrative Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District, incorporated by reference in subsection 40E-6.091(1), Florida Administrative Code, which governs the placement of permanent and/or semi-permanent above-ground structures within 40 feet of the top of canal bank and within the District's designated equipment staging areas located at all bridges and pile-supported utility crossings within works or lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver as follows: 1) the barrier wall and guardrail will not significantly interfere with the District's current ability to perform necessary construction, alteration, operation, and routine maintenance activities; and 2) the Order granting a waiver from the subject rule is based upon principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Juli Russell, South Florida Water Management District, 3301 Gun Club Road, MSC #1410, West Palm Beach, Florida 33406-4680, (561)682-6268 or by email: jurussel@sfwmd.gov.

The South Florida Water Management District (District) hereby gives notice on March 15, 2012, the District's Governing Board issued SFWMD Order No. 2012-028-DAO-ROW to Florida Department of Transportation (Application No. 11-1102-2). The petition for waiver was received by the District on November 2, 2011. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 37, No. 47, on November 23, 2011. No public comment was received. This Order provides a waiver of the District's criteria to allow for the proposed placement of a guardrail within the south right of way of C-100 Canal at the southeast quadrant of the Dixie Highway (SR 5/US 1) bridge; Section 28, Township 55 South, Range 40 East, Miami-Dade County. Specifically, the Order grants a waiver from subsections 40E-6.011(4), (6) and paragraph 40E-6.221(2)(j), Florida Administrative Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District, incorporated by reference in subsection 40E-6.091(1), Florida Administrative Code, which governs the placement of permanent and/or semi-permanent above-ground

structures within 40 feet of the top of canal bank and within the District's designated equipment staging areas located at all bridges and pile-supported utility crossings within works or lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver as follows: 1) the proposed guardrail will not significantly interfere with the District's current ability to perform necessary construction, alteration, operation, and routine maintenance activities; and 2) the Order granting a waiver from the subject rule is based upon substantial hardship.

A copy of the Order or additional information may be obtained by contacting: Juli Russell, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, Florida 33406-4680, (561)682-6268 or by email: jurussel@sfwmd.gov.

The South Florida Water Management District (District) hereby gives notice on March 15, 2012, the District's Governing Board issued SFWMD Order No. 2012-029-DAO-ROW to Florida Department of Transportation (Application No. 11-1209-1). The petition for waiver was received by the District on December 9, 2011. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 37, No. 51, on December 23, 2011. No public comment was received. This Order provides a waiver of the District's criteria to allow an existing light pole with buried electrical service and a concrete base located within the south right of way of C-103N at the southeast quadrant of the Dixie Highway (SR 5/US 1) bridge to remain; Section 33, Township 56 South, Range 39 East, Miami-Dade County. Specifically, the Order grants a waiver from subsections 40E-6.011(4), (6) and paragraph 40E-6.221(2)(j), Florida Administrative Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District, incorporated by reference in subsection 40E-6.091(1), Florida Administrative Code, which governs the placement of permanent and/or semi-permanent above-ground structures within 40 feet of the top of canal bank and within the District's designated equipment staging areas located at all bridges and pile-supported utility crossings within works or lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver as follows: 1) the facilities will not significantly interfere with the District's current ability to perform necessary construction, alteration, operation, and routine maintenance activities; and 2) the Order granting a waiver from the subject rule is based upon substantial hardship.

A copy of the Order or additional information may be obtained by contacting: Juli Russell, South Florida Water Management District, 3301 Gun Club Road, MSC #1410, West Palm Beach, Florida 33406-4680, (561)682-6268 or by email: jurussel@sfwmd.gov.

The South Florida Water Management District (District) hereby gives notice on March 15, 2012, the District's Governing Board issued SFWMD Order No. 2012-030-DAO-ROW to Timothy James (Application No. 06-0412-1). The petition for waiver was received by the District on October 31, 2011. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 37, No. 46, on November 18, 2011. No public comment was received. This Order provides a waiver of the District's criteria for two existing boat docks, boat house and boardwalk to remain within the northwest right of way of the L-50 Borrow Canal at the rear of 721 Loop Road; Section 13, Township 40 South, Range 32 East, Glades County. Specifically, the Order grants a waiver from paragraphs 40E-6.221(2)(a) and (j), Florida Administrative Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District, incorporated by reference in subsection 40E-6.091(1), Florida Administrative Code, which governs the placement of permanent and/or semi-permanent above-ground structures within 40 feet of the top of canal bank and the minimum required low member elevation of pile-supported docking facilities within works or lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver as follows: 1) the facilities will not significantly interfere with the District's current ability to perform necessary construction, alteration, operation, and routine maintenance activities; and 2) the Order granting a waiver from the subject rule is based upon substantial hardship.

A copy of the Order or additional information may be obtained by contacting: Juli Russell, South Florida Water Management District, 3301 Gun Club Road, MSC #1410, West Palm Beach, Florida 33406-4680, (561)682-6268 or by email: jurussel@sfwmd.gov.

## **DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on March 15, 2012, the Division issued an order. The Final Order was in response to a Petition for emergency Variance from Holcim, filed February 23, 2012, and advertised in Vol. 38, No. 10, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by Chapter 30, Section

3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators for firefighters' emergency operations because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-061).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice on March 15, 2012, the Division issued an order. The Final Order was in response to a Petition for emergency Variance from Oceana Palms, filed February 22, 2012, and advertised in Vol. 38, No. 10, of the Florida Administrative Weekly. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.1.1.3, 2.7.6, 2.20.1 and 2.20.9 ASME A17.1, 2005 edition, as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires a machine room and the use of coated steel belt because the Petitioner has demonstrated that the purpose of the statute underlying the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-056, VW 2012-057, VW 2012-058, VW 2012-059).

A copy of the Order may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

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The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice on February 20, 2012, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2001 FDA Food Code from Dunedin Bagels & Deli located in Dunedin. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and collect wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash sink in the dry storage area.

The Petition for this variance was published in Vol. 38, No. 9, March 2, 2012. The Order for this Petition was signed on March 15, 2012, and after a complete review of the variance request, the Division finds that the application of this rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the wastewater holding

tank for the handwash sink is emptied at a frequency as to not create a sanitary nuisance; and potable water provided must come from an approved source and be protected from contamination during handling. The Petitioner shall also ensure that the handwash sink is provided with hot and cold running water under pressure, soap, approved hand drying device and a handwashing sign.

A copy of the Order or additional information may be obtained by contacting: Lydia.Gonzalez@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

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The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice on February 24, 2012, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for Paragraph 61C-1.004(1)(a), Florida Administrative Code and Paragraph 5-202.11(A), 2001 FDA Food Code from Salty's Seafood Rolls & Gumbo, Destin, FL. The above referenced F.A.C. addresses the requirement that each establishment have an approved plumbing system installed to transport potable water and collect wastewater. They are requesting to utilize holding tanks to provide potable water and to collect wastewater at the handwash and three-compartment sinks.

The Petition for this variance was published in Vol. 38, No. 10 on March 9, 2012. The Order for this Petition was signed on March 15, 2012, and after a complete review of the variance request, the Division finds that the application of this rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the wastewater holding tanks for the handwash and three-compartment sinks are emptied at a frequency as to not create a sanitary nuisance; and potable water provided must come from an approved source and be protected from contamination during handling. The Petitioner shall also ensure that the handwash and three-compartment sinks are provided with hot and cold running water under pressure. The handwash sink must also be equipped with soap, approved hand drying device and a handwashing sign.

A copy of the Order or additional information may be obtained by contacting: Lydia.Gonzalez@dbpr.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

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NOTICE IS HEREBY GIVEN that on March 14, 2012, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Surfwalk Condominium. Petitioner seeks a variance of the requirements of ASME A17.3, Section 3.10.4(u), as adopted by Chapter 30, Section 3001.2, Florida Building Code, adopted by paragraph 61C-5.001(1)(a), Florida

Administrative Code, that requires an in-car stop switch which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2012-086).

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

NOTICE IS HEREBY GIVEN that on February 24, 2012, the Board of Accountancy, received a petition for Elizabeth Alvarez, seeking a variance from paragraph 61H1-33.006(2)(a), Florida Administrative Code, which requires that each Florida certified public accountant, who became delinquent and desires to return their license to active status shall apply for such reactivation and demonstrate successful completion of the required number of continuing professional education hours. Florida certified public accountants who have been inactive or delinquent for one reporting period following their most recent current/active license, shall satisfy the requirements of their most recent biennium while active plus 40 additional CPE hours in the following manner: at least 20 hours in Accounting/Auditing, at least four hours in ethics, no more than 20 hours in behavioral, for a total of 120 hours.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 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.

NOTICE IS HEREBY GIVEN that on March 16, 2012, the Board of Accountancy, received a petition for Keri Wall, seeking a variance or waiver of paragraph 61H1-28.0052(1)(b), Florida Administrative Code, that requires candidates to pass all four test sections of the CPA Examination within a rolling eighteen-month period, which begins on the NASBA grade release date for the first test section(s) passed.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 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.

NOTICE IS HEREBY GIVEN that on February 24, 2012, the Board of Accountancy, received a petition for Jacob Finkelshteyn. This amended petition supersedes the petition filed by petitioner on January 2, 2012, and published in the Florida Administrative Code on February 17, 2012, in Vol. 38,

No. 7. Petitioner is seeking a variance or waiver of paragraphs 61H1-27.002(2)(a) and (b), Florida Administrative Code, which requires that an applicant have at least 150 semester hours of college education, including a baccalaureate degree or higher conferred by an accredited college or university with a major in accounting, or its equivalent. The applicant's total education program shall include a concentration in accounting and business as follows: 36 semester or 54 quarter hours in accounting education at the upper division level which shall include coverage of auditing, cost and managerial accounting, financial accounting, accounting information systems, and taxation; 39 semester or 58 quarter hours in general business education which shall include not less than the equivalent of 6 semester or 8 quarter hours in business law courses which shall include coverage of the uniform commercial code, contracts and torts. Petitioner is seeking a variance or waiver of subsection 61H1-27.0041(2), F.A.C., which requires that one year of work experience shall be held and understood to mean the rendition of services such as are customarily performed by full-time, regularly employed staff employees of a certified public accountant during the normal workweek as required by the employing certified public accountant, commencing after the completion of the educational requirements set forth in subsection 61H1-27.002(3), F.A.C.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 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.

NOTICE IS HEREBY GIVEN that on February 27, 2012, the Board of Accountancy, received a petition for Rachel Kopetman, seeking a variance or waiver of subsection 61H1-33.003(6), Florida Administrative Code, which requires that each Florida certified public accountant shall, as a part of the biennial licensure renewal, on or before December 31 prior to his/her biennial license renewal, report on forms prescribed by the Board, compliance with continuing professional education requirements completed during the applicable reestablishment period.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 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.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

NOTICE IS HEREBY GIVEN that on March 16, 2012, the Florida Department of Environmental Protection, Bureau of Beaches and Coastal Systems, received a petition for a waiver, pursuant to Section 120.542, Florida Statutes, and Chapter

28-104, F.A.C., from subsection 62B-33.005(8), F.A.C., which states that major structures be located a sufficient distance landward of the beach and frontal dune to permit natural shoreline fluctuation, to preserve and protect beach and frontal dune system stability, and to allow natural recovery to occur following storm-induced erosion. The petition was received from Douglas Mann, Coastal Planning & Engineering, on behalf of Amgad and Nermeen Girgis regarding PB-1041. The property, 4121 South Ocean Boulevard, Highland Beach, Palm Beach County, FL.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rosaline Beckham, (850)488-7815 or by e-mail: rosaline.beckham@dep.state.fl.us. Any comments should be filed in writing: Department of Environmental Protection, 3900 Commonwealth Blvd., MS #300, Tallahassee, FL 32399-3000.

#### DEPARTMENT OF HEALTH

The Board of Medicine hereby gives notice that on February 20, 2012, an Order was filed on the Petition for Waiver or Variance. The Petition for Waiver or Variance was filed on behalf of Joseph Pecoraro, M.D., on December 9, 2011, seeking a waiver or variance from Rule 64B8-8.019, F.A.C., with regard to the requirement for submission of the record on the malpractice trial to the Board of Medicine. The Notice was published in Vol. 37, No. 51, of the Florida Administrative Weekly, on December 23, 2011. The Board, at its meeting held on February 3, 2012 voted to grant the Petition for Waiver with the condition that if the Petitioner has two other incidents that may qualify as incidents of medical malpractice and petitioner is unable to produce the record in his first malpractice case that result in the \$350,000 payment, the first malpractice incident shall be deemed an incident of repeated medical malpractice pursuant to Section 456.50(2), F.S., and Section 26, Art. X of the State Constitution.

A copy of the Order or additional information may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

The Board of Medicine hereby gives notice that on February 20, 2012, an Order was filed on the Petition for Waiver or Variance. The Petition for Waiver or Variance was filed by Charles R. Stark, M.D., on December 22, 2011, seeking a waiver or variance from Rule 64B8-9.0131, F.A.C., with regard to the requirement for continuing medical education (CME) for practice in a pain management clinic. The Notice was published in Vol. 38, No. 2, of the Florida Administrative Weekly, on January 13, 2012. The Board, at its meeting held on February 3, 2012, voted to deny Petition for Waiver or Variance finding that Petitioner did not demonstrate that he has completed any training that would otherwise make him qualified to continue to practice pain management in a pain management clinic in a safe and competent manner through

January 1, 2014. Therefore, the Board opined that Petitioner failed to demonstrate that he has met the purpose of the underlying statute by some other means.

A copy of the Order or additional information may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

The Department of Health hereby gives notice on March 21, 2012, the Department of Health issued an order in response to a petition for a permanent variance filed on June 8, 2009, by Francis C. Hand, representing Harry Bussey, Jr., ICC Technologies, regarding the "Flowtech". Petitioner sought a variance from subsection 64E-6.009(7), subparagraph (7)(a)4. and paragraph (7)(d), Florida Administrative Code, which requires innovative system testing and prohibits the reduction in drainfield size for alternative drainfield materials. Notice of the petition was published in the June 26, 2009, edition of the Florida Administrative Weekly.

The Department found that the Petitioner demonstrated that the underlying intent of the statute could be achieved by alternative means and that strict application of the rules would create a substantial hardship in the Petitioner's particular circumstance. Therefore, pursuant to the requirements of Section 120.542(2), Florida Statutes, the Department GRANTED WITH CONDITIONS Petitioner's request for a variance.

A copy of the Order or additional information may be obtained by contacting: Agency Clerk, Department of Health, Office of the General Counsel, 4052 Bald Cypress Way, Bin #A02, Tallahassee, Florida 32399-1703.

NOTICE IS HEREBY GIVEN that on March 12, 2012, the Department of Health, received a petition for subsection 64E-11.004(11) [64E-11.004 (2)], Florida Administrative Code (F.A.C.), for HIEN TRAN, of Kyoto Japanese Sushi and Grill, 4000 Central Florida Blvd., Ste. J, Orlando, FL 32816. This rule requires that all potentially hazardous food be kept at 41 degrees Fahrenheit or below and 140 degrees Fahrenheit or above, except during necessary periods of preparation and service. Comments on this petition should be filed with: Erin Levingston, Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, BIN #A02, Tallahassee, Florida 32399-1703, within 14 days of this notice. A copy of the Petition for Variance or Waiver may be obtained by contacting: Sharon Saulter, Bureau of Community Environmental Health, 4052 Bald Cypress Way, BIN #A08, Tallahassee, Florida, 32399-1710 or by calling (850)245-4277.

NOTICE IS HEREBY GIVEN that on February 6, 2012, the Department of Health, received a petition for Variance from Ronald D. Lovell, Petitioner, on behalf of Screaming Eagle Investments, Inc. These rules require minimum lot size for a double wide mobile home of 3500 square feet with no less than

50 feet of width and a safe method of sewage collection, treatment and disposal. Screaming Eagle Investments, Inc. is located in Brevard County. Comments on this petition should be filed with Erin Levingston, Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, BIN #A02, Tallahassee, Florida 32399-1703, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: David B. Wolfe, Bureau of Community Environmental Health, 4052 Bald Cypress Way, BIN #A08, Tallahassee, Florida 32399-1710 or by calling (850)245-4277.

NOTICE IS HEREBY GIVEN that on March 19, 2012, the Department of Health, received a petition for Variance from subparagraph 64E-16.004(2)(d)3., Florida Administrative Code, from Kelly Roberts, Petitioner, on behalf of Stericycle, Inc. This rule prescribes that reusable sharps containers shall be emptied into a treatment cart or directly into the treatment unit. The Petitioner requests a variance from the rule to allow the Petitioner to open reusable sharps containers that contain recyclable medical devices from operating rooms and empty the contents onto a tray so that the recyclable medical devices can be retrieved. Upon completion of the recyclable medical device retrieval, the tray will be emptied directly into a treatment cart. Comments on this petition should be filed with: Erin Levingston, Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, BIN #A02, Tallahassee, Florida 32399-1703, within 14 days of publication of this notice.

A copy of the Petition may be obtained from: Gina Vallone-Hood, Bureau of Community Environmental Health, 4052 Bald Cypress Way, BIN #A08, Tallahassee, Florida 32399-1710 or by calling (850)245-4277.

NOTICE IS HEREBY GIVEN that on March 8, 2012, the Department of Health, received a petition for an Emergency Temporary Variance from paragraph 64E-15.002(1)(b), subsections 64E-15.004(5)-(7), 64E-15.005(2)-(5), and Rule 64E-15.009, Florida Administrative Code, from David C. Carter on behalf of Dirty Foot Adventures. These portions of the rules address minimum standards for septic tanks, sanitary dump stations, potable water supply and sanitary facilities for RV and tent camping. Dirty Foot Adventures is located in Polk County, Florida. Comments on this petition should be filed with Erin Levingston, Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, BIN #A02, Tallahassee, Florida 32399-1703, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: David B. Wolfe, Bureau of Community Environmental Health, 4052 Bald Cypress Way, BIN #A08, Tallahassee, Florida 32399-1710, or by calling (850)245-4277.

## Section VI Notices of Meetings, Workshops and Public Hearings

### DEPARTMENT OF STATE

The Florida **Department of State, Office of Cultural, Historical and Information Programs** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, April 13, 2012, 10:00 a.m. (EST)  
– Conclusion

PLACE: Conference Call: 1(888)808-6959, Conference Code: 9395093665

GENERAL SUBJECT MATTER TO BE CONSIDERED: Update from partners and participants of the Viva Florida 500 initiative to commemorate Florida's 500-year anniversary, or Quincentennial, of the landing of European explorer Juan Ponce de León. Several partners will detail their efforts to date and provide an update on how the initiative is building in local communities around the state. Agenda will be posted on [www.fl500.com](http://www.fl500.com) from April 6, 2012.

A copy of the agenda may be obtained by contacting: Rachel Porter, Special Programs Coordinator, (850)245-6360.

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: Rachel Porter, Special Programs Coordinator, (850)245-6360 or [rachel.porter@dos.myflorida.com](mailto:rachel.porter@dos.myflorida.com). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Rachel Porter, Special Programs Coordinator, (850)245-6360 or [rachel.porter@dos.myflorida.com](mailto:rachel.porter@dos.myflorida.com).

The **Friends of Mission San Luis** announces a public meeting to which all persons are invited.

DATE AND TIME: April 19, 2012, 6:00 p.m.

PLACE: Mission San Luis, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss fundraising, financials and other board business.

A copy of the agenda may be obtained by contacting: Cookie Stevens, (850)245-6388.

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