

Section I
Notices of Development of Proposed Rules
and Negotiated Rulemaking

NONE

Section II
Proposed Rules

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
 6A-1.0014 Comprehensive Management
 Information System

PURPOSE AND EFFECT: The purpose of this rule amendment is to revise existing requirements of the statewide comprehensive management information system which are necessary in order to implement changes recommended by school districts and to make changes in state reporting and local recordkeeping procedures for state and/or federal programs. The effect is to maintain compatibility among state and local information systems components.

SUMMARY: The rule incorporates revisions to selected data elements, procedures and timelines for state reporting, local recordkeeping, and statewide records transfer which are to be implemented by each school district and the Department of Education within the automated statewide comprehensive management information system.

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 agency has determined that the proposed rule is not expected to require legislative ratification. Based on past agency experience with adjusting reporting requirements for school districts in the comprehensive management information system, the adverse impact or regulatory cost, if any, do not exceed, nor would be expected to exceed, any one of the economic analysis criteria set forth in Section 120.541(2)(a), Florida Statutes, because the proposed revisions do not impose any regulatory fees and it is believed all impacted entities can implement the proposed rule with existing staff and technology.

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: 1001.02(1), 1002.22, 1008.385(3) FS.

LAW IMPLEMENTED: 1001.23, 1002.22, 1008.385(2) FS.

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

DATE AND TIME: February 18, 2013, 10:30 a.m.

PLACE: Le Cordon Bleu College of Culinary Arts, 8511 Commodity Circle, Suite 100, Orlando, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dr. Ruth Jones, Education Information and Accountability Services Section, Department of Education, 325 West Gaines Street, Room 852, Tallahassee, Florida 32399-0400, ruth.jones@fldoe.org

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-1.0014 Comprehensive Management Information System.

(1) No change.

(2) The data elements, procedures and timelines for state reporting, local recordkeeping and statewide records transfer to be implemented by each school district and the Department within its automated information system component as prescribed in the publications entitled “DOE Information Data Base Requirements: Volume I – Automated Student Information System, 2012 ~~2011~~ (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02197> ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-00672>~~),” “DOE Information Data Base Requirements: Volume II – Automated Staff Information System, 2012 ~~2011~~ (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02197> ~~<http://www.flrules.org/Gateway/reference.asp?No=Ref-00672>~~),” and “DOE Information Data Base Requirements: Volume III – Automated Finance Information System, 1995.” These publications which include the Department procedures for the security, privacy and retention of school district student and staff records collected and maintained at the state level are hereby incorporated by reference and made a part of this rule. Copies of these publications may be obtained from Education Information and Accountability Services, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399.

(3) No change.

Rulemaking Authority 1001.02(1), 1002.22, 1008.385(3), 1008.41(2) FS. Law Implemented 1001.23, 1002.22, 1008.385(2), 1008.41(2) FS. History—New 2-19-87, Amended 12-21-87, 12-13-88, 3-25-90, 3-24-91, 3-17-92, 12-23-92, 2-16-94, 3-21-95, 7-3-96, 5-20-97, 10-13-98, 10-18-99, 10-17-00, 5-19-03, 7-20-04, 4-21-05, 3-1-07, 3-24-08, 11-26-08, 12-15-09, 2-1-11, 1-16-12,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Juan Copa, Deputy Commissioner, Division of Accountability,
 Research and Measurement

NAME OF AGENCY HEAD WHO APPROVED THE
 PROPOSED RULE: Pam Stewart, Commissioner, Department
 of Education

DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: January 9, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAR: October 29, 2012

DEPARTMENT OF EDUCATION

State Board of Education

| RULE NOS.: | RULE TITLES: |
|------------|---|
| 6A-6.03026 | Special Programs for Prekindergarten Children with Disabilities |
| 6A-6.03030 | Special Programs for Children Birth Through Two Years Old who have Established Conditions |
| 6A-6.03031 | Special Programs for Children Birth Through Two Years Old who are Developmentally Delayed |

PURPOSE AND EFFECT: The purpose of this rule amendment is to revise Rule 6A-6.03026, Florida Administrative Code (F.A.C.), for the purpose of conforming references and rule titles to revised rules and to remove obsolete and redundant language. The effect will be a rule that includes accurate references. Additionally, the rule is being revised to clarify that an individual educational plan team may recommend that a child with a disability who is eligible for public kindergarten in accordance with Section 1003.21, Florida Statutes, may continue to receive services in the prekindergarten program for one additional year. While presently permitted in rule, there is no specific limitation with regard to the amount of time this is allowed. The draft language also stipulates that the parent or guardian must be informed of the implications of remaining in the prekindergarten program for an additional year. The effect will be increased parental awareness and understanding of the implications of such a decision.

Rules 6A-6.03030 and 6A-6.03031, F.A.C., are being revised to ensure that procedures and practices for evaluating and determining eligibility for infants and toddlers with established conditions conform to the policies of the Department of Health, Children’s Medical Services, Early Steps program. The Department of Health, Children’s Medical Services is the lead agency for early intervention services provided to infants and toddlers with disabilities through Part C of the Individuals with Disabilities Education Act (IDEA). In collaboration with Early Steps, school districts may provide early intervention services for eligible infants and toddlers with disabilities. The effect will be rules that align with the definitions and requirements of the Department of Health.

SUMMARY: With regard to Rule 6A-6.03026, F.A.C., the title is proposed for amendment; the proposed title deletes reference to “Special Programs.” The language in proposed Rule 6A-6.03026, F.A.C., is updated to reflect consistency with related State Board of Education rules. References to “hearing impaired,” “trainable mentally handicapped,” “profoundly handicapped,” “physically impaired,” and “emotionally handicapped” will be deleted since these terms are obsolete. Current terminology is referenced. This proposed rule updates language related to “determination for eligibility and procedures for evaluation” and removes redundant language related to “instructional programs” to reflect consistency and accuracy with related State Board of Education rules. References to the development of individual educational plans (IEP) and individualized family support plans (IFSP) have been removed since this information is found in other rules. The proposed rule clarifies procedures related to the provision of an additional year in the prekindergarten disabilities program. There has been no specific limitation with regard to the amount of time a prekindergarten student with disabilities was allowed to remain in prekindergarten. The proposed change clarifies that an IEP or IFSP team may recommend that a child with a disability who is of kindergarten age may receive one additional year of instruction in the prekindergarten classroom. It also stipulates that the parent or guardian must be informed in writing of the implications of an additional year in the prekindergarten classroom. The funding section related to prekindergarten children with disabilities has been deleted as the language is now obsolete.

The rule titles for Rules 6A-6.03030 and 6A-6.03031, F.A.C., no longer reference “Special Programs” and “Children.” The proposed Rules 6A-6.03030 and 6A-6.03031, F.A.C., describe the criteria for eligibility for exceptional student education by providing accurate references to other State Board of Education rules and the eligibility criteria for infants and toddlers with established conditions or developmental delays as stipulated in the Department of Health, Children’s Medical Services, Early Steps Handbook and Operations Guide, Component 3, “First Contacts/Evaluation/Assessment.” Redundant language related to procedures for eligibility has been removed.

The Department of Health, Children’s Medical Services is the lead agency for early intervention services provided to infants and toddlers with disabilities through Part C of the Individuals with Disabilities Education Act (IDEA). In collaboration with Early Steps, school districts may provide early intervention services for eligible infants and toddlers with disabilities. The effect will be rules that align with the definitions and requirements of the Department of Health.

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: : 1) no requirement for SERC was triggered under Section 120.541(1), Florida Statutes, and; 2) based on past experiences with rules that affect individual students and their families in an educational setting and have no impact on small businesses, the adverse impact or regulatory cost, if any, do not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.541(2)(a), Florida Statutes.

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

RULEMAKING AUTHORITY: 1001.02, 1003.01, 1003.21, 1003.57 FS.

LAW IMPLEMENTED: 1003.01, 1003.21, 1003.57 FS.

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

DATE AND TIME: February 18, 2013, 10:30 a.m.

PLACE: Le Cordon Bleu College of Culinary Arts, 8511 Commodity Circle, Suite 100, Orlando, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mary Jane Tappen, Deputy Chancellor, Division of Public Schools, 325 West Gaines Street, Tallahassee, FL 32399-0400; mary.tappen@fldoe.org

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-6.03026 Eligibility Criteria Special Programs for Prekindergarten Children with Disabilities.

(1) A prekindergarten child with a disability ~~disabilities~~ is a child who meets the following criteria: ~~is below five (5) years of age on or before September 1 and has a sensory, physical, mental, or emotional condition which significantly affects the attainment of normal developmental milestones.~~

(2) Criteria for eligibility.

(a) ~~A child is eligible for prekindergarten exceptional programs according to the following criteria:~~

(a) ~~1. The child is below three (3) years of age and meets criteria for eligibility specified for intellectual disabilities in accordance with Rule 6A-6.03011, F.A.C.; deaf or hard of hearing in accordance with hearing impaired in Rule 6A-6.03013, F.A.C.; visually impaired in accordance with Rule 6A-6.03014, F.A.C.; orthopedically impaired in accordance with physically impaired in Rule 6A-6.030151, F.A.C.; other health impaired in accordance with Rule 6A-6.030152, F.A.C.,~~

traumatic brain injury in accordance with Rule 6A-6.030153, F.A.C. ~~trainable mentally handicapped~~ in Rule 6A-6.03011, F.A.C.; dual sensory impaired in accordance with Rule 6A-6.03022, F.A.C.; autism spectrum disorder in accordance with Rule 6A-6.03023, F.A.C.; an established condition in accordance with Rule 6A-6.03030, F.A.C.; or developmentally delayed in accordance with Rule 6A-6.03031, F.A.C.; ~~or~~ profoundly handicapped as specified in Rule 6A-6.03021, F.A.C. In addition, the child meets criteria for eligibility in subparagraph (2)(a)1. of this rule may be eligible for additional programs if the child meets criteria for eligibility specified for ~~speech and language impaired~~ in accordance with Rule 6A-6.03012, F.A.C.; physical therapy in accordance with Rule 6A-6.03024, F.A.C.; or occupational therapy in accordance with Rule 6A-6.03025, F.A.C.

(b) ~~2.~~ The child is three (3) through five (5) years of age and meets criteria for eligibility specified for intellectual disabilities ~~mentally handicapped~~ in accordance with Rule 6A-6.03011, F.A.C.; speech impaired in accordance with Rule 6A-6.03012, F.A.C.; and language impaired in accordance with Rule 6A-6.030121, F.A.C.; deaf or hard of hearing ~~impaired~~ in accordance with Rule 6A-6.03013, F.A.C.; visually impaired in accordance with Rule 6A-6.03014, F.A.C.; orthopedically physically ~~impaired~~ in accordance with Rule 6A-6.030151, F.A.C.; other health impaired in accordance with Rule 6A-6.030152, F.A.C.; traumatic brain injury in accordance with Rule 6A-6.030153, F.A.C.; emotional or behavioral disabilities ~~emotionally handicapped~~ in accordance with Rule 6A-6.03016, F.A.C.; specific learning disabilities in accordance with Rule 6A-6.03018, F.A.C.; homebound or hospitalized in accordance with Rule 6A-6.03020, F.A.C.; dual sensory impaired in accordance with Rule 6A-6.03022, F.A.C.; autism spectrum disorder in accordance with Rule 6A-6.03023, F.A.C.; ~~profoundly handicapped as specified in Rule 6A-6.03021, F.A.C.;~~ physical therapy in Rule 6A-6.03024, F.A.C.; occupational therapy in Rule 6A-6.03025, F.A.C.; or developmentally delayed in accordance with Rule 6A-6.03027, F.A.C.

3. ~~The child is age five (5) or older on September 1 of the school year and is eligible for programs listed in subparagraphs (2)(a)1. and 2. of this rule, and is assigned to a prekindergarten program in accordance with the student's individual educational plan (IEP) or family support plan.~~

(2)(b) Determination of Eligibility. Meetings held to determine ~~recommend~~ eligibility for special programs for children ages birth through five (5) shall be conducted in accordance with Rule paragraph 6A-6.0331(6) (2)(e), F.A.C.

(3) Procedures for evaluation.

(a) An evaluation of the child shall be conducted in accordance with requirements of applicable special program rules listed in subsection (1) subparagraphs (2)(a)1. and 2. of this rule, ~~except the prereferral activities shall not be required and Rule 6A-6.0331, F.A.C.~~

(b) Existing screening and evaluation information available from agencies that previously served the child and family shall be used, as appropriate, to meet the evaluation requirements of the rules listed in subsection (1) subparagraphs (2)(a)1. and 2. of this rule.

(4) Individual educational plan (IEP) or family support plan:

(a) For children ages birth through two (2), a family support plan in accordance with Rule 6A-6.03029, F.A.C., shall be developed:

(b) For children ages three (3) through five (5), a family support plan in accordance with Rule 6A-6.03029, F.A.C., may be developed in lieu of an IEP.

(c) To the maximum extent appropriate, the educational assignment of prekindergarten children with disabilities shall be provided in the least restrictive environment which ensures interaction with children without disabilities or those with milder delays, or in natural environments. The opportunity for integration shall be specified in the IEP or family support plan.

~~(4)(5)~~ Instructional program.

(a) The family support plan or individual educational plan (IEP) shall be developed through interagency collaboration with the family and other providers of service to the child and family and in accordance with Rules 6A-6.03028 and 6A-6.03029, F.A.C., and shall include services to provide the parent, guardian, or primary caregiver the opportunity to acquire specific skills and knowledge which will enable them to enhance the child's cognitive, physical, social, communication, and adaptive behavior.

(a) A child who is eligible for admission to public kindergarten in accordance with Section 1003.21, Florida Statutes, and is eligible as a child with a disability in accordance with one or more of the rules identified in paragraph (1)(b) of this rule, may receive instruction for one additional school year in a prekindergarten classroom in accordance with the child's individual educational plan (IEP) or individualized family support plan (IFSP). The parent or guardian of a child who receives instruction for this additional year in prekindergarten must be informed in writing of future implications of such a decision with regard to the requirements of mandatory retention in accordance with Section 1008.25, Florida Statutes. If the parent or guardian does not concur with the IEP or IFSP team's recommendation for an additional year of instruction in a prekindergarten classroom, the IEP or IFSP team recommendation may not be used to deny admission to public kindergarten of a child who is eligible for admission in accordance with Section 1003.21, Florida Statutes.

(b) In the provision of early intervention services as defined in paragraph 6A-6.03411(1)(i), F.A.C., an appropriate educational program for eligible infants or toddlers children with disabilities below age three (3), home instruction may include direct instruction of the parent, guardian, or primary caregiver.

~~(6) Funding. Prekindergarten children with disabilities who are being served in the home or hospital on a one to one basis in accordance with paragraph 6A-6.0311(1)(g), F.A.C., shall be funded at the homebound and hospitalized program cost factor. When receiving instruction in a group setting, in accordance with paragraphs 6A-6.0311(1)(b)(f), F.A.C., children with disabilities in this program shall be funded at the program cost factor for the applicable special program.~~

Rulemaking Specific Authority 1000.01, 1001.02, 1003.01, 1003.21, 1003.57 FS. Law Implemented 1003.01, 1003.21, 1003.57 1011.62(1)(e) FS. History—New 5-18-86, Amended 7-13-93, 1-4-94,

6A-6.03030 Exceptional Student Education Eligibility Special Programs for Infants or Toddlers Children Birth Through Two Years Old who have Established Conditions.

(1) Definition. An infant or toddler ~~A child~~ with an established condition is defined as a child from birth through two (2) years of age with a diagnosed physical or mental condition known to have a high probability of resulting in developmental delay ~~or disability~~. Such conditions shall include genetic and disorders, metabolic disorders, neurological disorders abnormalities and insults, a ~~or~~ severe attachment disorder, an autism spectrum disorder, a sensory impairment (vision or hearing), or the infant's birth weight was less than 1,200 grams.

(2) Criteria for eligibility. An infant or toddler ~~A child~~ is eligible for exceptional student education when a team of qualified professionals and the parent or guardian in accordance with Rule 6A-6.0331(6), F.A.C., determine that all the special program for children who have established conditions when the following criteria are met:

(a) The infant or toddler child is below the age of thirty-six (36) months; and

(b) A licensed physician(s), qualified to assess the child's physical or mental condition, makes a diagnosis or suspected diagnosis of a condition that has a high probability of resulting in developmental delay or disability.

(b) The requirements of Rule 6A-6.0331(2), F.A.C., have been met; and,

(c) There is written evidence that the Department of Health, Children's Medical Services, Part C Local Early Steps has determined that the infant or toddler has an established condition as defined in subsection (1) or this rule; and,

(d) The infant or toddler needs early intervention services as defined in paragraph 6A-6.03411(1)(i), F.A.C.

~~(3) Procedures for evaluation. Before eligibility determination, the following activities shall be completed:~~

(a) A review of existing medical, psychological, and social information and other related data;

(b) A screening for vision and hearing;

~~(e) A report of a medical examination within the previous six month period, from a licensed physician(s) qualified to assess the child's physical or mental condition. Such a report shall include a written statement of the child's diagnosis or suspected diagnosis.~~

~~(d) A developmental assessment conducted by the multidisciplinary team that includes the parent to determine the unique needs of the child. Such an assessment shall include the parent's report of the child's development and behavior and will assist in determining the early intervention services needed.~~

~~(e) When determined necessary by the multidisciplinary evaluation team, and in consultation with the parent, the evaluation may also include, but not be limited to, an audiological evaluation, psychological evaluation, speech and language evaluation, physical therapy evaluation, additional medical evaluations, social work evaluation, and/or an occupational therapy evaluation.~~

~~(f) For a child with a severe attachment disorder, a psychological evaluation completed by a licensed psychologist or certified school psychologist must be included in the evaluation.~~

~~(4) Development of the Family Support Plan.~~

~~(a) The family support plan shall be developed in collaboration with the family and other providers of service to the child and family and in accordance with Rules 6A-6.03026, 6A-6.03029, and 6A-6.0331, F.A.C.~~

~~(b) Because of the rapid development of young children and the changing needs of families, ongoing observations and/or assessments shall be conducted at least every six (6) months for the purpose of completing the periodic review of the family support plan.~~

~~(3)(5) Continued eligibility. Continued eligibility for exceptional student education programs shall be determined before the child's third birthday.~~

~~(6) For the purpose of reporting FTE, this rule becomes effective October 1, 1993.~~

~~Rulemaking Specific Authority 1001.02 ~~1001.42(4)(1)~~, 1003.01, 1003.21, 1003.57, ~~1011.62(1)(e)~~ FS. Law Implemented ~~1000.01~~, ~~1001.42(4)(1)~~, 1003.01, 1003.21, 1003.57(5), ~~1011.62(1)(e)~~ FS. History—New 11-29-93 Amended, _____.~~

6A-6.03031 Exceptional Student Education Eligibility Special Programs for Infants and Toddlers Children Birth Through Two Years Old who are Developmentally Delayed.

(1) Definition. An infant or toddler ~~A child~~ who is developmentally delayed is defined as a child from birth through two years of age who has a delay in one (1) or more of the following developmental domains ~~areas~~:

- (a) Adaptive ~~or self help~~ development;
- (b) Cognitive development;
- (c) Communication development;
- (d) Social ~~or~~ emotional development;

(e) Physical/~~motor~~ development;

(a) The child is below the age of thirty-six (36) months; and (2) Criteria for eligibility. An infant or toddler ~~A child~~ is eligible for exceptional student education ~~the special program~~ for children who are developmentally delayed when a team of qualified professionals and the parent or guardian in accordance with Rule 6A-6.0331(6), F.A.C., determine that all the following criteria are met:

(b) There is documentation of one of the following:

1. A score of 1.5 standard deviations below the mean in two (2) or more developmental domains as measured by at least one (1) appropriate diagnostic instrument and procedures, and informed clinical opinion at least one (1) area of development. For children below the age of twenty-four (24) months, the delay shall be defined in accordance with the child's corrected age; or

2. A score of 2.0 standard deviations below the mean in one (1) developmental domain as measured by at least one (1) appropriate diagnostic instrument and procedures, and informed clinical opinion; or ~~A twenty-five (25) percent delay on measures yielding scores in months in at least one area of development. For children below the age of twenty-four (24) months, the delay shall be defined in accordance with the child's corrected age; or~~

3. Based on informed clinical opinion a determination has been made that a developmental delay exists and the observation of atypical functioning, the multidisciplinary team makes a recommendation that a developmental delay exists and exceptional student educational services are needed.

~~(e) The multidisciplinary team, in accordance with paragraph 6A-6.0331(2)(b), F.A.C., has considered the effects of the environment, cultural differences, or economic disadvantage in determining that a developmental delay exists.~~

(c) The requirements of Rule 6A-6.0331(2), F.A.C., have been met; and,

(d) There is written evidence that the Department of Health, Children's Medical Services, Part C Local Early Steps has determined that the infant or toddler has a developmental delay as defined in paragraph (2)(b) of this rule; and,

(e) The infant or toddler needs early intervention services as defined in Rule 6A-6.03411(1)(i), F.A.C.

~~(3) Procedures for evaluation. Before eligibility determination the following activities shall be completed:~~

~~(a) A review of existing medical, psychological and social information and other related data;~~

~~(b) A screening for vision and hearing;~~

~~(e) Documentation of a delay by a multidisciplinary team in accordance with paragraph 6A-6.0331(2)(e), F.A.C., utilizing at least one (1) measure of assessment which includes, standardized instruments, judgement based assessments, criterion referenced instruments, functional skills assessments, or other procedures selected in consultation with the parent(s);~~

~~(d) A parent report of the child's development and behavior to assist in determining the early intervention services needed;~~

~~(e) When determined necessary by the multidisciplinary evaluation team, and in consultation with the parent, procedures for evaluation may also include, but not be limited to, a speech and language evaluation, physical therapy evaluation, additional medical evaluations, psychological evaluation, audiological evaluation, social work evaluation and/or occupational therapy evaluation; and~~

~~(f) When a developmental delay cannot be verified by use of a standardized instrument, the delay(s) may be established through informed clinical opinion and the observation of atypical functioning in one (1) or more of the developmental areas. A report shall be written documenting the evaluation procedures used, the results obtained, and the basis for recommending eligibility.~~

~~(4) Development of the Family Support Plan.~~

~~(a) The family support plan shall be developed in collaboration with the family and other providers of service to the child and family and in accordance with Rules 6A-6.030326, 6A-6.03029, and 6A-6.0331, F.A.C.~~

~~(b) Because of the rapid development of young children and the changing needs of families, ongoing observations and/or assessments shall be conducted at least every six months for the purpose of completing the periodic review of the family support plan.~~

~~(3)(5) Continued eligibility. Continued eligibility for exceptional student education programs shall be determined before the child's third birthday.~~

~~(6) For the purpose of reporting FTE, this rule becomes effective October 1, 1993.~~

~~Rulemaking Specific Authority 1001.02 ~~1001.42(4)(1)~~, 1003.01, 1003.21, 1003.57, ~~1011.62~~ FS. Law Implemented ~~1000.01~~, 1001.02, ~~1001.42(4)(1)~~, 1003.01, 1003.21, ~~1011.62(1)(e)~~ FS. History--New 11-29-93, Amended _____.~~

NAME OF PERSON ORIGINATING PROPOSED RULE:
Mary Jane Tappen, Deputy Chancellor, Division of Public Schools

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Pam Stewart, Commissioner of Education
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 11, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: July 6, 2012

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-10.033
RULE TITLE: Postsecondary Credit Definitions

PURPOSE AND EFFECT: The purpose and effect of this rule amendment is to align rule language with current Florida Statutes to reflect the name change from community colleges to Florida College System institutions, clarify the instructional units for career and technical programs, and to add provisions for institutional credit.

SUMMARY: This rule defines the units of instruction at postsecondary career centers and Florida College System institutions.

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: 1) no requirement for SERC was triggered under Section 120.541(1), Florida Statutes, and; (2) based on past experiences with rules that effect individual students and their families in an educational setting and have no impact on small businesses, the adverse impact or regulatory cost, if any, does not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.541(2)(a), Florida Statutes.

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

RULEMAKING AUTHORITY: 1001.02(1), (6)(c), (d), 1001.03(12), 1004.02 FS.

LAW IMPLEMENTED: 1001.02, 1001.03, 1004.65, 1004.93, 1007.22, 1007.23, 1007.24, 1007.25, 1008.30, 1008.345 FS.

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

DATE AND TIME: February 18, 2013, 10:30 a.m.

PLACE: Le Cordon Bleu College of Culinary Arts, 8511 Commodity Circle, Suite 100, Orlando, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Abbey Cunningham, Coordinator of Baccalaureates and Common Prerequisites, Division of Florida Colleges, Florida Department of Education, 325 West Gaines Street, Tallahassee, Florida, (850)245-9492, abbey.cunningham@fldoe.org

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-10.033 Postsecondary Instructional Unit Credit Definitions.

The definitions herein apply to instruction in postsecondary career centers operated by school districts and Florida College System institutions, community colleges, and universities.

(1) Credit. Credit is a unit of measure assigned to courses or course equivalent learning. Credit is awarded if the learning activity it represents is part of, or preparatory for, an organized and specified program leading to a postsecondary certificate or degree. Credit is a device which indicates to the learner, to educational institutions, to employers, and to others how much of the program the learner has completed. The credit awarded may be independent of where the learning occurs. If a learning activity does not meet these requirements, credit shall not be awarded. The only types of postsecondary credit authorized are:

(a) College credit. College credit is the type of credit assigned by Florida College System institutions to courses or course equivalent learning that is part of an organized and specified program leading to a graduate, baccalaureate, or associate degree, certificate, or Applied Technology Diploma pursuant to the stipulations in subsection 6A-14.030(5)-(8), F.A.C. One (1) college credit is based on the learning expected from the equivalent of fifteen (15) fifty-minute periods of classroom instruction; with credits for such activities things as laboratory instruction, internships, and clinical experience determined by the institution based on the proportion of direct instruction to the laboratory exercise, internship hours, or clinical practice hours.

1. Lower division college credit. Lower division college credit is assigned to college credit courses offered to freshmen and sophomores (1000 and 2000 level courses).

2. Upper division college credit. Upper division college credit is assigned to college credit courses offered to juniors and seniors (3000 and 4000 level courses).

(b) Clock Hour Career credit. A clock hour Career credit is the unit type of credit assigned to courses or course equivalent learning that is part of an organized and specified program leading to a Career and Technical Certificate or Applied Technology Diploma pursuant to the stipulations in subsections 6A-14.030(6), (9), F.A.C. It applies to postsecondary adult career courses as defined in Section 1004.02(26), Florida Statutes. One (1) clock hour career credit is based on the learning expected from the equivalent of thirty (30) hours of instruction. For purposes of Title IV Student Aid Programs under the Higher Education Act, colleges should defer to Title 34 Section 688 of the Code of Federal Regulations.

(c) Developmental Preparatory credit. Developmental credit is the type of credit assigned by Florida College System institutions to courses that provide degree seeking students who wish to enroll in college credit courses with additional academic preparation determined to be needed pursuant to

Rule 6A-10.0315, F.A.C. One (1) developmental credit is based on the learning expected from the equivalent of fifteen (15) fifty-minute periods of classroom instruction. Developmental courses provide competency-based instruction to develop college entry competencies in the communication and computation skills described in Rule 6A-10.0319, F.A.C.

~~1. College preparatory credit. College preparatory credit is the type of preparatory credit assigned to courses that provide high school graduates who wish to enroll in college credit courses with additional academic preparation determined to be needed pursuant to Rule 6A-10.0315, F.A.C. One (1) college preparatory credit is based on the learning expected from the equivalent of fifteen (15) fifty minute periods of classroom instruction, with credit for such things as laboratory instruction and individualized study determined by the institution based on the proportion of direct instruction to the laboratory exercise or individualized program. College preparatory courses provide competency based instruction to develop college entry competencies in the communication and computation skills described herein.~~

~~a. College preparatory reading competencies are distinguished from college level reading competencies based on the criteria in subsection 6A-10.0315(1), F.A.C. College preparatory reading instruction includes the recognition of main ideas, supporting details, meanings of words in context, author's purpose, tone, valid arguments, explicit and implicit relationships within and between sentences; and the ability to detect bias, to distinguish fact from opinion, and to draw logical inferences and conclusions.~~

~~b. College preparatory writing competencies are distinguished from college level writing competencies based on the criteria in subsection 6A-10.0315(1), F.A.C. College preparatory writing instruction includes word choice, sentence structure, grammar, spelling, and punctuation.~~

~~c. College preparatory mathematics competencies are distinguished from college level mathematics competencies in that the college level competencies begin with intermediate algebra or general mathematics skills which build upon the preparatory competencies defined in subsection 6A-10.0315(1), F.A.C. College preparatory mathematics instruction includes arithmetic and introductory algebra including real numbers and their properties, basic operations with linear expressions, factoring of algebraic expressions, and solutions of linear equations and inequalities.~~

~~2. Career preparatory credit. Career preparatory credit is the type of preparatory credit assigned to courses that provide students who wish to enroll in career credit courses with additional academic preparation. One (1) career preparatory credit is based on the learning expected from the equivalent of fifteen (15) fifty-minute periods of classroom instruction, with credit for such things as laboratory instruction and~~

~~individualized study determined by the institution based on the proportion of direct instruction to the laboratory exercise or individualized program.~~

(d) Institutional credit. Institutional credit is postsecondary credit that is competency-based. Institutional credit is not guaranteed to automatically transfer.

(2) Noncredit. Noncredit is a term indicating that credit, as defined herein, is not awarded. It applies, ~~in the case of universities, to the instructional classifications of noncredit continuing education; in the case of community colleges, to the instructional classifications of noncredit continuing education, adult general education basic and secondary, citizenship, and recreational; and in the case of postsecondary career centers, to the instructional classifications of noncredit continuing education, adult basic and secondary, community education, and community instructional services.~~ The unit of measure is hours of instruction.

Rulemaking Specific Authority 1001.02(1), (6)(c), (d), 1001.03(12) 1001.21(4), 1004.02 FS. Law Implemented 1000.01, 1001.02, 1001.03, 1004.65, 1004.93, 1007.22, 1007.23, 1007.24, 1007.25, 1008.30, 1008.345 FS. History—New 7-13-83, Amended 5-14-85, Formerly 6A-10.33, Amended 11-21-05,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Randy Hanna, Chancellor, Division of Florida Colleges
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Pam Stewart, Commissioner, Department of Education
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 10, 2013
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: January 4, 2013

**DEPARTMENT OF EDUCATION
State Board of Education**

RULE NO.: 6A-10.0401
RULE TITLE: Gold Standard Career Pathways Articulation Agreement

PURPOSE AND EFFECT: The purpose of this new rule is to incorporate by reference the Gold Standard Career Pathways Statewide Articulation Agreements. Gold Standard Career Pathways Articulation Agreements are based on industry certifications and guarantee individuals who have earned the industry certification specified in the agreement and enrolled in the specified associate degree program at a Florida College System institution will be awarded college credit as indicated in the agreement.

SUMMARY: Gold Standard Career Pathways Articulation Agreements are developed through a consensus process with the Florida College System institutions and are based on industry certifications on the Department of Education’s “Industry Certification Funding List.” Approved by the State Board of Education, the Gold Standard Career Pathways Articulation Agreements provide guaranteed college credit for

students who have earned the industry certification specified in the agreement and enrolled in the specified associate degree program. This is a saving of tuition costs for the students and eliminates the need to repeat coursework mastered as evidenced by passage of a third party examination leading to the award of an industry certification.

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 proposed rule will have no regulatory cost and no negative economic impact. By incorporating existing articulation agreements, the proposed rule will require state colleges to recognize uniform credits earned by students having obtained industry certification in specified fields. The proposed rules will therefore facilitate students obtaining degrees from Florida state colleges economically and without duplication of course material. Thus, the adverse impact or regulatory cost, if any, do not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.51(2)(a), Florida Statutes.

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

RULEMAKING AUTHORITY: 1007.23 FS.
LAW IMPLEMENTED: 1007.23 FS.

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

DATE AND TIME: February 18, 2013, 10:30 a.m.
PLACE: Le Cordon Bleu College of Culinary Arts, 8511 Commodity Circle, Suite 100, Orlando, FL
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Belinda Chason, Educational Initiatives Director, Division of Career and Adult Education, 325 West Gaines Street, Room 734, Tallahassee, FL 32399-0400, 850-245-9076, Belinda.chason@fldoe.org

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-10.0401 Gold Standard Career Pathways Articulation Agreements.
Statewide articulation agreements as required in Section 1007.23(1), Florida Statutes, to be adopted in rule are contained in the publication Gold Standard Career Pathways

Articulation Agreements of Industry Certification to AAS/AS Degree 2013 (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02193>) which is hereby incorporated by reference. Copies may be obtained from the Division of Career and Adult Education, Department of Education, 325 West Gaines Street, Room 734, Tallahassee, Florida 32399.

Rulemaking Authority 1007.23(1) FS. Law Implemented 1007.23 FS. History--New

NAME OF PERSON ORIGINATING PROPOSED RULE:
Rod Duckworth, Chancellor, Division of Career and Adult Education

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Pam Stewart, Commissioner, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 9, 2013

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

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-14.047 RULE TITLE: Personnel Records

PURPOSE AND EFFECT: The purpose of this rule amendment is to reflect 2012 changes to Section 1012.81, Florida Statutes. The effect will be the alignment with statutory provisions and additional specificity with which colleges are to maintain limited-access records.

SUMMARY: This rule outlines procedures for the maintenance and release of Florida College System institution personnel records.

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: This rule addresses only the content and custody of limited access personnel records held at Florida College System institutions. It does not impose any new or additional regulatory costs, and would not have any economic impact, including those factors addressed in Section 120.541(2)(a), Florida Statutes.

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

RULEMAKING AUTHORITY: 1012.81 FS.

LAW IMPLEMENTED: 1012.81 FS.

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

DATE AND TIME: February 18, 2013, 10:30 a.m.

PLACE: Le Cordon Bleu College of Culinary Arts, 8511 Commodity Circle, Suite 100, Orlando, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Julie Alexander, Division of Florida Colleges, Florida Department of Education, 325 West Gaines Street, Tallahassee, Florida, (850)245-9523, Julie.Alexander@fldoe.org

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-14.047 Personnel Records.

(1) Personnel records shall contain information for efficient personnel administration which shall include, but not be limited, to dates of appointment, periods of employment, contract status, duties performed, records of leave, and evidence of factors used to calculate salary, retirement system records, and related documentation as determined by the college.

(2) Limited access records about employee performance; investigations of employee misconduct; disciplinary proceedings; and grievance proceedings brought by an employee for enforcement of a collective bargaining agreement or contract shall be released only according to Section 1012.81, Florida Statutes.

(3) Personnel records and limited access files shall be maintained by custodians designated by the college president.

Rulemaking Specific Authority 1001.02(1), (9), 1012.81 FS. Law Implemented 1012.81, 1012.855 FS. History--Formerly 6A-8.751, Repromulgated 12-19-74, Amended 6-27-78, 12-19-84, Formerly 6A-14.47, Amended 7-20-04,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Randy Hanna, Chancellor, Division of Florida Colleges

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Pam Stewart, Commissioner, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 10, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: January 7, 2013

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:

6A-14.092 Textbook Affordability

PURPOSE AND EFFECT: The purpose and effect of this rule change is to delete language related to the textbook affordability workgroup and add language to align with the requirements outlined in Section 1004.085, Florida Statutes.

SUMMARY: This rule outlines textbook adoption instructions and textbook affordability policies for the Florida College System, as authorized by Section 1004.085, Florida Statutes.

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: 1) no requirement for SERC was triggered under Section 120.541(1), Florida Statutes, and; 2) because the rule requires only that the state colleges address the availability of textbooks to students who are unable to afford them, but does not impose a particular remedy or obligation, there are no costs to the regulated entity and no adverse economic impact on any party. Similarly, the intent of the proposed rule is to assist students by making textbooks more accessible, which would have only positive economic impact; therefore, the adverse impact or regulatory cost, if any, do not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.541(1), Florida Statutes.

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

RULEMAKING AUTHORITY: 1001.02, 1004.085 FS.

LAW IMPLEMENTED: 1004.085 FS.

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

DATE AND TIME: February 18, 2013, 10:30 a.m.

PLACE: Le Cordon Bleu College of Culinary Arts, 8511 Commodity Circle, Suite 100, Orlando, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Julie Alexander, Division of Florida Colleges, Florida Department of Education, 325 West Gaines Street, Tallahassee, Florida, (850)245-9523, Julie.Alexander@fldoe.org

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-14.092 Textbook Affordability.

Pursuant to Section 1004.085, F.S., institutions within the Florida College System shall:

(1) through (3) No change.

(4) Establish a policy addressing the availability of required textbooks to students otherwise unable to afford the cost, including consideration of the extent to which an open-access textbook may be used ~~Provide assistance as requested by the statewide textbook affordability workgroup established by the Department of Education to recommend policies and strategies that address the availability of required textbooks to students otherwise unable to afford the cost. The workgroup shall consist of nine representatives from institutions within the Florida College System chosen based on variable student enrollment (small and large student populations), geographic location (north, central and south) and economic status of student body (high population receiving need-based financial aid). A report shall be submitted by the workgroup to the State Board of Education by December 1, 2009, that identifies the policies.~~

(5) Encourage course instructors and academic departments to participate in the development, adaptation, and review of open-access textbooks and, in particular, open-access textbooks for high demand general education courses.

Rulemaking Specific Authority 1004.085(3), (4) FS. Law Implemented 1004.085 FS. History--New 2-25-09, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Randy Hanna, Chancellor, Division of Florida Colleges

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Pam Stewart, Commissioner, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 10, 2013

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 6, 2012

DEPARTMENT OF EDUCATION

State Board of Education

RULE NOS.: RULE TITLES:

6A-16.018 Designation of Official Reporter

6A-16.021 Plan

6A-16.025 Maintenance of Records

PURPOSE AND EFFECT: The purpose of this rule amendment is to amend the rules to reflect the Division of Administrative Hearings as the official reporter for the Department of Education. The effect is rules aligned with current procedures.

SUMMARY: These rules are amended to reflect the Division of Administrative Hearings as the official reporter.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: Based on past experiences with rules relating to the indexing of final orders and rules of this nature, the adverse impact or regulatory cost, if any, do not exceed nor would be expected to exceed any one of the economic analysis criteria set forth in Section 120.541(2)(a), Florida Statutes.

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

RULEMAKING AUTHORITY: 120.53(1)(c)5. FS.

LAW IMPLEMENTED: 119.021(3), 120.53(1), (2) FS.

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

DATE AND TIME: February 18, 2013, 10:30 a.m.

PLACE: Le Cordon Bleu College of Culinary Arts, 8511 Commodity Circle, Suite 100, Orlando, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lynn Abbott, Agency Clerk, 325 W. Gaines Street, Suite 1514, Tallahassee, FL 32399, lynn.abbott@fldoe.org

THE FULL TEXT OF THE PROPOSED RULE IS:

6A-16.018 Designation of Official Reporter.

(1) Report for subject matter index. The Division of Administrative Hearings ~~FLORIDA ADMINISTRATIVE LAW REPORTS (FALR)~~ is hereby designated the official reporter for the purpose of publishing and indexing by subject matter all Department final orders required to be indexed by Rule ~~1B-32.001~~ ~~4S-6.004~~, F.A.C.

(2) The Agency Clerk shall determine the final orders required to be indexed.

Rulemaking Specific Authority 120.53(1)(c)5. FS. Law Implemented 120.53(2) FS. History--New 7-7-92, Amended.

6A-16.021 Plan.

(1) The Department shall enhance the accessibility of final orders by sequentially numbering final orders that are required to be indexed and listed, pursuant to the provisions of Rule 6A-16.022, F.A.C. The Department shall make the final orders, subject matter index, and the list available to the public.

(2) The Agency Clerk shall assist the public in obtaining information pertaining to final orders. The Office of the Agency Clerk is located in Room 1514, 325 West Gaines

Street, Tallahassee, Florida 32399-0400. The office is open to the public between the hours of 8:00 a.m. and 5:00 p.m., excluding holidays and weekends.

(3) Final orders required to be indexed may be found by utilizing the Commissioner's Official Reporter, Division of Administrative Hearings, 1230 Apalachee Parkway, Tallahassee, Florida 32399, telephone number (850)488-9675 or online at <http://www.doah.state.fl.us/ALJ/> ~~FLORIDA ADMINISTRATIVE LAW REPORTS (FALR)~~. The official reporter is found at most county law libraries and is available by ~~subscription at FLORIDA ADMINISTRATIVE LAW REPORTS (FALR)~~, Post Office Box 385, Gainesville, Florida 32602, telephone number (352)375-8036. ~~A subscription to FALR is maintained at the Office of the Agency Clerk. A subscription to the FALR is also maintained at the Office of the General Counsel of the Department of Education.~~

(4) Final orders which are listed, but not indexed and published, are maintained at ~~both the Office of the Department's Official Reporter and at the Office of the Agency Clerk~~ and are available for public inspection and copying at cost.

(5) The list of final orders not indexed and published is maintained at ~~both the Office of the Department's Official Reporter and the Office of the Agency Clerk~~ and is available for public inspection and copying at cost.

Rulemaking Specific Authority 120.53(1)(c)5. FS. Law Implemented 120.53(1), (2) FS. History--New 7-7-92, Amended.

6A-16.025 Maintenance of Records.

Final orders that comprise final agency action and that must be indexed or listed pursuant to this chapter shall be maintained by the Agency Clerk, 325 West Gaines Street ~~4702 Capitol, Suite 1514~~, Tallahassee, Florida 32399-0400 and by the Department's Official Reporter, Division of Administrative Hearings ~~FLORIDA ADMINISTRATIVE LAW REPORTS~~, 1230 Apalachee Parkway Post Office Box 385, Tallahassee Gainesville, Florida 32399 32602, telephone number (850)488-9675 ~~(352)375-8036~~.

Rulemaking Specific Authority 120.53(1)(c)5. FS. Law Implemented 119.021(3), 120.53(1)(f) FS. History--New 7-7-92, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Lynn Abbott, Agency Clerk, Department of Education

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Pam Stewart, Commissioner, Department of Education

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 6, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 3, 2012

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NO.: 68B-2.010
RULE TITLE: Saltwater Game Fish and Sport Fish Designations

PURPOSE AND EFFECT: The purpose of the proposed rule is to increase public awareness of the need for extensive conservation action in order to prevent premier recreational fish from declining and to encourage voluntary conservation practices. Additionally, these designations are intended to increase Florida’s ability to market the unique and diverse recreational fishing opportunities that exist around the state. The effect of the proposed rule is to create two designations, game fish and sport fish, for species to be named in the future.

SUMMARY: The proposed rule will create game fish and sport fish designations. Both the game fish and sport fish designations would include a prohibition on commercial harvest, possession and sale. The sport fish designation would also prohibit recreational harvest and possession, making sport fish species catch and release only. The proposed rule only creates the designations; species will be listed as a game fish or as a sport fish in the future.

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 proposed rule creates designations but does not name species as either a game fish or a sport fish. Therefore there will be no regulatory costs.

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

RULEMAKING AUTHORITY: Article IV, Section 9, Florida Constitution.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution.

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

DATES AND TIME: During the Commission’s regular meeting on February 13-14, 2013, 8:30 a.m. – 5:00 p.m., each day.

PLACE: SeaWorld Park, 7007 SeaWorld Drive, Orlando, FL 32821

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The ADA Coordinator, at (850)488-6411. 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: Jessica McCawley, Director, Division of Marine Fisheries Management, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301 and (850)487-0554

THE FULL TEXT OF THE PROPOSED RULE IS:

68B-2.010 Saltwater Game Fish and Sport Fish Designations

(1) Intent – The game fish and sport fish designations are intended to increase public awareness of the need for extensive conservation action in order to prevent premier recreational fish from declining and to encourage voluntary conservation practices. Additionally, these designations are intended to increase Florida’s ability to market the unique and diverse recreational fishing opportunities that exist around the state.

(2) In order to elevate the status of premier recreational fish in Florida, the “game fish” designation includes the following provisions, unless otherwise authorized by the Commission:

(a) Commercial Harvest Prohibited – A person may not harvest, possess, or land a game fish for commercial purposes.

(b) Purchase and Sale Prohibited – A person may not purchase or sell a game fish.

(3) In order to elevate the status of premier recreational fish in Florida by making them catch and release only fisheries, the “sport fish” designation includes the following provisions, unless otherwise authorized by the Commission:

(a) A person may not harvest or unnecessarily destroy a sport fish.

(b) Commercial Harvest Prohibited – A person may not harvest, possess, or land a sport fish for commercial purposes.

(c) Purchase and Sale Prohibited – A person may not purchase or sell a sport fish.

PROPOSED EFFECTIVE DATE: April 1, 2013.

Rulemaking Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9. History–New 4-1-13.

BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE FOLLOWING THE COMMISSION MEETING AT WHICH THEY ARE CONSIDERED IF THE RULES ARE NOT

CHANGED. IF CHANGED, THE RULES MAY BE FILED AS SOON AS POSSIBLE AFTER PUBLICATION OF A NOTICE OF CHANGE IN THE F.A.R.

NAME OF PERSON ORIGINATING PROPOSED RULE: Jessica McCawley, Director, Division of Marine Fisheries Management, 2590 Executive Center Circle East, Suite 201, Tallahassee, Florida 32301, (850)487-0554

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Fish and Wildlife Conservation Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 05, 2012

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: December 28, 2012

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-6.0573 Industry Certification Process.
 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. 92, December 17, 2012 issue of the Florida Administrative Register.

Subsection (6) of the rule is amended to read:

(6) Pursuant to Section 1011.62(1), F.S., the State Board of Education shall adopt designations for items on the annual Industry Certification Funding List for certifications in science, technology, engineering, or mathematics (STEM). These designations will be identified for industry certifications that lead to occupations identified as STEM by the Department of Economic Opportunity in the document “Defining Science, Technology, Engineering, and Mathematics (STEM) Occupations Based on O*NET Subject Knowledge Values (Importance and Level) – December 2011” (<http://www.flrules.org/Gateway/reference.asp?No=Ref-02205>) and is hereby incorporated by reference.

Form FCAPEA-03 is amended to read:

Please complete both sections and send as an attachment to industrycertification@fldoe.org.

This form must be completed and returned electronically in Excel format by ~~April 15~~ ~~March 1~~.

Note: Superintendent must complete the “Certification Form for the Registration of Career-Themed Courses” and mail a ~~an~~ ~~original~~ copy to the Division of Career and Adult Education. ~~See the Quick Registration Guide for details.~~

Form FCAPEA-04 is amended to read:

I certify that the submitted list of career-themed courses meet the statutory requirements of the Florida Career and Professional Education Act, ss. 1003.491 – 1003.4935, F.S. ~~A copy of those requirements has been provided in the registration guide.~~

The following instructions have been added to both Forms FCAPEA-03 and FCAPEA-04.

2012-13 Career and Professional Education (CAPE) Act – Career-Themed Courses Quick Registration Guide

Registration deadline: April 15, 2013

The following documents are required to complete registration:

Career-Themed Course Registration Form; and

Verification letter by Superintendent or Designee

Please contact Tara McLarnon at (850) 245-9005 or tara.mclarnon@fldoe.org for questions regarding registration materials

Both Document One and Two Are REQUIRED to Complete Registration

Document One – Career-Themed Course Registration Form

NOTE: Districts with career-themed courses at multiple schools must submit one comprehensive registration form.

Please submit only career-themed courses that will have student enrollment in 2012-13.

The following information is required to successfully complete Web registration:

Section I. – CONTACT INFORMATION

This section is for the collection of contact information in case additional information is needed.

Registration Year (Please select from the pull down menu.)

District (Please select from the pull down menu.)

Name

Email Address

Section II. – CAREER-THEMED COURSES

This section requires the user to identify each career-themed course by School Number. In order to be considered a registered Career and Professional Education Act (CAPE) career-themed course and eligible for additional funding, school number and course number must be provided. The form limits course numbers to secondary courses that appear in the 2012-13 Course Code Directory. Only fields shaded Green need to be provided. The form will automatically provide the school name and course title.

NOTE: The registration application will notify you if the school ID does not match a school number in the 2012-13 Master School ID field or the course number does not match a course number in the 2012-13 Course Code Directory. Before submitting your registration form, please check to make sure the validation check field is empty for all cells with a School ID or Course Number provided.

Document Two – Certification Form for the Registration of Career-Themed Courses

In order for registration to be complete, district Superintendents must submit the certification form indicating that all courses listed meet the statutory requirements in ss. 1003.491–1003.4935, F.S. A list of the requirements for the current year are included in this registration guide. The form includes the following information:

Signature

Name

Date

NOTE: All registration information must be completed and returned by April 15, 2013. Districts should electronically send the Career-Themed Course Registration Form in Excel format to industrycertification@fldoe.org. All registration documents can be obtained from the CAPE website (<http://www.fldoe.org/workforce/fcpea/default.asp>) or by calling or e-mailing Tara McLarnon at (850) 245-9005 or tara.mclarnon@fldoe.org. The Certification Form for the Registration of Career-Themed Courses may be electronically scanned and sent by email to industrycertification@fldoe.org or may be sent by mail to

Florida Department of Education

Division of Career and Adult Education

Turlington Building, Suite 744

325 West Gaines Street

Tallahassee, Florida 32399

IMPORTANT: The registration process is not complete until Document Two is completed.

Requirements for s. 1003.493(4), F.S.:

Each career and professional academy and secondary school providing a career-themed course must:

(a) Provide a rigorous standards-based academic curriculum integrated with a career curriculum; consider multiple styles of student learning; promote learning by doing through application and adaptation; maximize relevance of the subject matter; enhance each student's capacity to excel; and include an emphasis on work habits and work ethics.

(b) Include one or more partnerships with postsecondary institutions, businesses, industry, employers, economic development organizations, or other appropriate partners from the local community. Such partnerships with postsecondary institutions shall be delineated in articulation agreements and include any career and professional academy courses or career-themed courses that earn postsecondary credit. Such agreements may include articulation between the secondary school and public or private 2-year and 4-year postsecondary institutions and technical centers. The Department of Education, in consultation with the Board of Governors, shall establish a mechanism to ensure articulation and transfer of credits to postsecondary institutions in this state. Such partnerships must provide opportunities for:

1. Instruction from highly skilled professionals who possess industry-certification credentials for courses they are teaching.

2. Internships, externships, and on-the-job training.

3. A postsecondary degree, diploma, or certificate.

4. The highest available level of industry certification.

5. Maximum articulation of credits pursuant to s. 1007.23 upon program completion.

(c) Promote and provide opportunities for students enrolled in a career and professional academy or a career-themed course to attain, at minimum, the Florida Gold Seal Vocational Scholars award pursuant to s. 1009.536.

(d) Provide instruction in careers designated as high-skill, high-wage, and high-demand by the regional workforce development board, the chamber of commerce, economic development agencies, or the Department of Economic Opportunity.

(e) Deliver academic content through instruction relevant to the career, including intensive reading and mathematics intervention required by s. 1003.428, with an emphasis on strengthening reading for information skills.

(f) Offer applied courses that combine academic content with technical skills.

(g) Provide instruction resulting in competency, certification, or credentials in workplace skills, including, but not limited to, communication skills, interpersonal skills, decision making skills, the importance of attendance and timeliness in the work environment, and work ethics.

Requirements for s. 1003.493(2), F.S.:

Each middle school career and professional academies and career-themed courses must:

(a) Lead to careers in occupations designated as high-skill, high-wage, and high-demand in the Industry Certification Funding List approved under rules adopted by the State Board of Education;

(b) Integrate content from core subject areas;

(c) Integrate career and professional academy or career-themed course content with intensive reading and mathematics pursuant to s. 1003.428;

(d) Coordinate with high schools to maximize opportunities for middle school students to earn high school credit;

(e) Provide access to virtual instruction courses provided by virtual education providers legislatively authorized to provide part-time instruction to middle school students. The virtual instruction courses must be aligned to state curriculum standards for middle school career and professional academy courses or career-themed courses, with priority given to students who have required course deficits;

(f) Provide instruction from highly skilled professionals who hold industry certificates in the career area in which they teach;

(g) Offer externships; and

(h) Provide personalized student advisement that includes a parent-participation component.

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

RULE NO.: RULE TITLE:
40B-2.301 Conditions for Issuance of Permits
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. 38, September 21, 2012 issue of the Florida Administrative Register.

(1) through (2)(k) No change.

(3) The standards and criteria set forth in the Water Use Permitting Guide, effective DATE ~~January 6, 2010~~, hereby incorporated by reference into this chapter, if met, will provide the reasonable assurances required in this section. This document is available at District headquarters and on the District’s website at www.mysuwanneeriver.com

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.042, 373.0421, 373.185, 373.219, 373.223, 373.226, 373.227, 373.228, 373.229, 373.232, 373.236, 373.239, 373.250 FS. History–New 10-1-82, Amended 5-1-83, 1-6-10,_____.

PROPOSED WATER USE PERMITTING GUIDE LANGUAGE

3.4.1. Automated Monitoring of Groundwater Withdrawals

For new water uses, renewed permits, and modifications of permits proposing new withdrawals, the Permittee shall implement automated monitoring of groundwater withdrawals, at Permittee’s expense, upon commencement of such withdrawals. The monitoring and reporting shall include reporting daily volume pumped by each well of inside diameter eight inches or greater at land surface and shall be delivered by 12:00 pm local time the following day via approved telemetry consistent with District data formats. The permittee may choose a standardized Suwannee River Water Management District automated monitoring system to fulfill this requirement.

3.4.2. Automated Monitoring of Surfacewater Withdrawals

For new water uses, renewed permits, and modifications of permits proposing new withdrawals, the Permittee shall implement automated monitoring of surfacewater withdrawals, at Permittee’s expense, upon commencement of such withdrawals. The monitoring and reporting shall include reporting daily volume pumped by each station that has an outside diameter of six inches or greater and shall be delivered by 12:00 pm local time the following day via approved telemetry consistent with District data formats. The permittee

may choose a standardized Suwannee River Water Management District automated monitoring system to fulfill this requirement.

3.4.3 Incentives for Voluntary Water Use Monitoring and Reporting

Existing permittees who seek to voluntarily implement water use monitoring and reporting more than one year prior to the permit expiration date may seek a permit modification pursuant to 40B-2.331(2), FAC. Upon such application and request from the applicant, the District will evaluate whether to modify the existing permit duration, provided the applicant demonstrated reasonable assurances that the use will continue to meet the initial conditions for issuance for the requested duration. No permit duration will be modified pursuant to this provision for a period of less than five years or longer than ten years.

WATER MANAGEMENT DISTRICTS

Suwannee River Water Management District

RULE NO.: RULE TITLE:
40B-2.331 Modification of Permits
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. 55, October 22, 2012 issue of the Florida Administrative Register.

A permittee may seek modification of an unexpired permit consistent with Rule 40B-1.~~709~~703, F.A.C. ~~Either the Executive Director, the Assistant Executive Director, or the Deputy Executive Director shall approve proposed modifications without a hearing, in the following circumstances, except that any request for modification recommended for denial shall be presented to the Governing Board for final agency action:~~

(1) A permittee may apply for modification by letter to the District if the proposed modification involves water use less than 100,000 gallons per day. Either the Executive Director or the Assistant Executive Director shall approve proposed modifications by letter without a hearing in the following circumstances, except that any request for modification recommended for denial shall be presented to the Governing Board for final agency action; ~~and~~

(a) A change in conditions has resulted in the water allowed under the permit becoming inadequate for the permittee’s need; or

(b) The proposed modification would result in a more efficient use of water than is possible under the existing permit.

(2) A permittee may apply to modify an existing permit to voluntarily implement the District’s water use monitoring and reporting requirements as set forth in Section 3.4 of the Water Use Permitting Guide. The Governing Board shall determine final agency action on modifications under this paragraph.

~~(3)(2)~~ All permit modification applications other than under subsection (1) above shall comply with the requirements of Section 373.229, F.S., and shall contain all of the information required by the permit conditions and by Rule 40B-2.101, F.A.C. This shall include all permits that have been previously considered by the Governing Board for issuance.

~~(4)(3)~~ All requests to modify the terms of an unexpired permit shall be evaluated under the criteria of Rule 40B-2.301, F.A.C., and subject to the limiting conditions in Rule 40B-2.381, F.A.C.

~~(5)(4)~~ Following the District’s review of a ~~ten~~five-year compliance report, the Governing Board may modify the permit to ensure that the use meets the conditions for permit issuance.

~~(6)(5)~~ The Governing Board shall issue an order to modify an existing use when conditions warrant such action in order to obtain the most beneficial use of the water resources of the state and to protect the public health, safety, and welfare and the interests of the water users affected. Such order must include a finding by the Governing Board that the use proposed to be modified is detrimental to other water users or to the water resources of the state.

Rulemaking Authority 373.044, 373.113, 373.171 FS. Law Implemented 120.60, 373.083, 373.171, 373.219, 373.223, 373.229, 373.239, 373.246 FS. History—New 10-1-82, Amended 5-1-83, 1-6-10, _____.

DEPARTMENT OF HEALTH

Board of Acupuncture

| | |
|-------------------|------------------------------|
| RULE NOS.: | RULE TITLES: |
| 64B1-2.001 | Biennial Renewal Fee |
| 64B1-2.004 | Application Fee |
| 64B1-2.011 | Initial Biennial License Fee |

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 3, No. 64, November 2, 2012 issue of the Florida Administrative Register.

The correction is as follows:

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: October 11, 2012

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Jusevitch, Executive Director, Board of Acupuncture/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

DEPARTMENT OF HEALTH

Board of Dentistry

| | |
|------------------|--|
| RULE NO.: | RULE TITLE: |
| 64B5-17.002 | Written Dental Records; Minimum Content; Retention |

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 39, No. 4, January 7, 2013 issue of the Florida Administrative Register.

The correction is as follows:

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

NAME OF PERSON ORIGINATING PROPOSED RULE: The Board of Dentistry

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony Jusevitch, Executive Director, Board of Acupuncture/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256.

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

| | |
|------------------|--|
| RULE NO.: | RULE TITLE: |
| 64J-2.010 | Apportionment of Trauma Centers within a Trauma Service Area (TSA) |

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 39, No. 8, January 11, 2013 issue of the Florida Administrative Register.

PLEASE NOTE THAT THE CONFERENCE CALL NUMBER AND CODE

FOR THE FEBRUARY 8, 2013 WORKSHOP HAVE BEEN CHANGED.

Notice of Development of Rulemaking

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

| | |
|------------------|--|
| RULE NO.: | RULE TITLE: |
| 64J-2.010 | Apportionment of Trauma Centers within a Trauma Service Area (TSA) |

PURPOSE AND EFFECT: To develop an inclusive, sustainable trauma system that distributes trauma centers throughout the state.

SUBJECT AREA TO BE ADDRESSED: To hear comments on Rule 64J-2.010, F.A.C., Apportionment of Trauma Centers within a Trauma Service Area (TSA).

RULEMAKING AUTHORITY: 395.402, 395.405 FS.

LAW IMPLEMENTED: 395.4015, 395.402, 395.4025 FS.

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

DATE AND TIME: February 20, 2013, 9:00 a.m., EST; 8:00 a.m., CST

PLACE: Miami-Dade County Health Department, Beacon Room, 8323 NW 12th St., Suite 212, Doral, FL 33126

The workshop is available via conference call by dialing (888) 670-3525, passcode: 6189253393. The workshop will also be available by videoconference. All available locations to participate in the videoconference, the meeting agenda, the 12/21/12 workshop transcripts, and submitted written comments will be available no later than seven days prior to the workshop at: <http://doh.state.fl.us/demo/Trauma/index.html>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Lisa VanderWerf-Hourigan, 4052 Bald Cypress Way, Bin A-22, Tallahassee, Florida 32399, telephone: (850)245-4440, x2776. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Lisa VanderWerf-Hourigan, 4052 Bald Cypress Way, Bin A-22, Tallahassee, Florida 32399, telephone: (850)245-4440, x2776
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL NOT BE AVAILABLE AT THIS RULE DEVELOPMENT WORKSHOP, ONLY INPUT WILL BE RECEIVED.

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

RULE NO.: 64J-2.010 RULE TITLE: Apportionment of Trauma Centers within a Trauma Service Area (TSA)

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 39, No. 8, January 11, 2013 issue of the Florida Administrative Register.

PLEASE NOTE THAT THE CONFERENCE CALL NUMBER AND CODE

FOR THE FEBRUARY 8, 2013 WORKSHOP HAVE BEEN CHANGED.

Notice of Development of Rulemaking

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

RULE NO.: 64J-2.010 RULE TITLE: Apportionment of Trauma Centers within a Trauma Service Area (TSA)

PURPOSE AND EFFECT: To develop an inclusive, sustainable trauma system that distributes trauma centers throughout the state.

SUBJECT AREA TO BE ADDRESSED: To hear comments on Rule 64J-2.010, F.A.C., Apportionment of Trauma Centers within a Trauma Service Area (TSA).

RULEMAKING AUTHORITY: 395.402, 395.405 FS.

LAW IMPLEMENTED: 395.4015, 395.402, 395.4025 FS.

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

DATE AND TIME: February 1, 2013, 9:00 a.m., EST; 8:00 a.m., CST

PLACE: Hillsborough County Health Department, Room 200, 1105 East Kennedy Blvd; Tampa, FL 33602

The workshop is available via conference call by dialing (888)670-3525, passcode: 6189253393 workshop will also be available by videoconference. All available locations to participate in the videoconference, the meeting agenda, the 12/21/12 workshop transcripts, and submitted written comments will be available no later than seven days prior to the workshop at: <http://doh.state.fl.us/demo/Trauma/index.html>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Lisa VanderWerf-Hourigan, 4052 Bald Cypress Way, Bin A-22, Tallahassee, Florida 32399, telephone: (850)245-4440, x2776. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Lisa VanderWerf-Hourigan, 4052 Bald Cypress Way, Bin A-22, Tallahassee, Florida 32399, telephone: (850)245-4440, x2776
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL NOT BE AVAILABLE AT THIS RULE DEVELOPMENT WORKSHOP, ONLY INPUT WILL BE RECEIVED.

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

RULE NO.: 64J-2.010 RULE TITLE: Apportionment of Trauma Centers within a Trauma Service Area (TSA)

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. 39, No. 8, January 11, 2013 issue of the Florida Administrative Register.

PLEASE NOTE THAT THE CONFERENCE CALL NUMBER AND CODE FOR THE FEBRUARY 8, 2013 WORKSHOP HAVE BEEN CHANGED.

Notice of Development of Rulemaking

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

RULE NO.: 64J-2.010
 RULE TITLE: Apportionment of Trauma Centers within a Trauma Service Area (TSA)

PURPOSE AND EFFECT: To develop an inclusive, sustainable trauma system that distributes trauma centers throughout the state.

SUBJECT AREA TO BE ADDRESSED: To hear comments on Rule 64J-2.010, F.A.C., Apportionment of Trauma Centers within a Trauma Service Area (TSA).

RULEMAKING AUTHORITY: 395.402, 395.405 FS.

LAW IMPLEMENTED: 395.4015, 395.402, 395.4025 FS.

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

DATE AND TIME: January 25, 2013, 9:00 a.m., EST; 8:00 a.m., CST

PLACE: Escambia County Health Department, Conference Room 302 and 303, 1295 West Fairfield Drive, Pensacola, FL 32501

The workshop is available via conference call by dialing (888)670-3525, passcode: 6189253393. The workshop will also be available by videoconference. All available locations to participate in the videoconference, the meeting agenda, the 12/21/12 workshop transcripts, and submitted written comments will be available no later than seven days prior to the workshop at: <http://doh.state.fl.us/demo/Trauma/index.html>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Lisa VanderWerf-Hourigan, 4052 Bald Cypress Way, Bin A-22, Tallahassee, Florida 32399, telephone: (850)245-4440, x2776. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Lisa VanderWerf-Hourigan, 4052 Bald Cypress Way, Bin A-22, Tallahassee, Florida 32399, telephone: (850)245-4440, x2776
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL NOT BE AVAILABLE AT THIS RULE DEVELOPMENT WORKSHOP, ONLY INPUT WILL BE RECEIVED.

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

RULE NO.: 64J-2.010
 RULE TITLE: Apportionment of Trauma Centers within a Trauma Service Area (TSA)

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 39, No. 8, January 11, 2013 issue of the Florida Administrative Register.

PLEASE NOTE THAT THE CONFERENCE CALL NUMBER AND CODE FOR THE FEBRUARY 8, 2013 WORKSHOP HAVE BEEN CHANGED.

Notice of Development of Rulemaking

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

RULE NO.: 64J-2.010
 RULE TITLE: Apportionment of Trauma Centers within a Trauma Service Area (TSA)

PURPOSE AND EFFECT: To develop an inclusive, sustainable trauma system that distributes trauma centers throughout the state.

SUBJECT AREA TO BE ADDRESSED: To hear comments on Rule 64J-2.010, F.A.C., Apportionment of Trauma Centers within a Trauma Service Area (TSA).

RULEMAKING AUTHORITY: 395.402, 395.405 FS.

LAW IMPLEMENTED: 395.4015, 395.402, 395.4025 FS.

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

DATE AND TIME: February 8, 2013, 9:00 a.m., EST; 8:00 a.m., CST

PLACE: Marion County Health Department, Auditorium 1, 1801 SE 32nd Ave., Ocala, FL 34471

The workshop is available via conference call by dialing (888)670-3525, passcode: 6189253393. The workshop will also be available by videoconference. All available locations to participate in the videoconference, the meeting agenda, the 12/21/12 workshop transcripts, and submitted written comments will be available no later than seven days prior to the workshop at: <http://doh.state.fl.us/demo/Trauma/index.html>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Lisa VanderWerf-Hourigan, 4052 Bald Cypress Way, Bin A-22, Tallahassee, Florida 32399, telephone: (850)245-4440, x2776. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Lisa VanderWerf-Hourigan, 4052 Bald Cypress Way, Bin A-22, Tallahassee, Florida 32399, telephone: (850)245-4440, x2776
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL NOT BE AVAILABLE AT THIS RULE DEVELOPMENT WORKSHOP, ONLY INPUT WILL BE RECEIVED.

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

RULE NO.: 64J-2.010 RULE TITLE: Apportionment of Trauma Centers within a Trauma Service Area (TSA)

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 39, No. 8, January 11, 2013 issue of the Florida Administrative Register.

PLEASE NOTE THAT THE CONFERENCE CALL NUMBER AND CODE

FOR THE FEBRUARY 8, 2013 WORKSHOP HAVE BEEN CHANGED.

Notice of Development of Rulemaking

DEPARTMENT OF HEALTH

Division of Emergency Medical Operations

RULE NO.: 64J-2.010 RULE TITLE: Apportionment of Trauma Centers within a Trauma Service Area (TSA)

PURPOSE AND EFFECT: To develop an inclusive, sustainable trauma system that distributes trauma centers throughout the state.

SUBJECT AREA TO BE ADDRESSED: To hear comments on Rule 64J-2.010, F.A.C., Apportionment of Trauma Centers within a Trauma Service Area (TSA).

RULEMAKING AUTHORITY: 395.402, 395.405 FS.

LAW IMPLEMENTED: 395.4015, 395.402, 395.4025 FS.

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

DATE AND TIME: February 15, 2013, 9:00 a.m., EST; 8:00 a.m., CST

PLACE: Duval County Health Department, Smith Auditorium, 900 University Blvd. North, Suite 102; Jacksonville, FL 32211
 The workshop is available via conference call by dialing (888)670-3525, passcode: 6189253393. The workshop will also be available by videoconference. All available locations to participate in the videoconference, the meeting agenda, the 12/21/12 workshop transcripts, and submitted written

comments will be available no later than seven days prior to the workshop at: <http://doh.state.fl.us/demo/Trauma/index.html>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Lisa VanderWerf-Hourigan, 4052 Bald Cypress Way, Bin A-22, Tallahassee, Florida 32399, telephone: (850)245-4440, x2776. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Lisa VanderWerf-Hourigan, 4052 Bald Cypress Way, Bin A-22, Tallahassee, Florida 32399, telephone: (850)245-4440, x2776
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT WILL NOT BE AVAILABLE AT THIS RULE DEVELOPMENT WORKSHOP, ONLY INPUT WILL BE RECEIVED.

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.: 69O-170.0155 RULE TITLE: Forms

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 92, December 17, 2012 issue of the Florida Administrative Register. The date listed originally Published in November 15, 2012, in Vol. 38, No. 72, should be corrected to published December 17, 2012, in Vol. 38, No. 92.

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

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 92, December 17, 2012 issue of the Florida Administrative Register. The dates listed originally Published in November 15, 2012 in Vol. 38, No. 72, should be corrected to published December 17, 2012 in Vol. 38, No. 92.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Workforce Services

RULE NO.: 73B-11.013 RULE TITLE: Filing Claims and Providing Documentation

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 94, December 19, 2012 issue of the Florida Administrative Register.

The correction is in response to comments submitted by the Joint Administrative Procedures Committee in a letter dated December 21, 2012. The correction is as follows:

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION should have included the following language:

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: This amendment transfers the work registration requirement to Rule 73B-11.015. Therefore, no legislative ratification is necessary.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Workforce Services

RULE NO.: RULE TITLE:
73B-11.015 Continued Claims for Benefits

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 38, No. 87, December 10, 2012 issue of the Florida Administrative Register.

The correction is in response to comments submitted by the Joint Administrative Procedures Committee in a letter dated December 21, 2012. The correction is as follows:

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION should have included the following language:

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 below: This rule will require claimants to complete an initial skills review and register for work. This rule will not impact small businesses or increase regulatory costs. Therefore, no legislative ratification is necessary.

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

NOTICE IS HEREBY GIVEN that on January 02, 2013, the South Florida Water Management District, received a petition for Variance (Application 130102-2) from Johanna Barr. The property is located in Lee County, Section 27, Township 44 South, Range 23 East, at 1114 SW 15th Street, Cape Coral, FL 33991. The petition seeks relief from provisions in paragraphs 40E-24.201(5)(a) and 40E-24.201(6)(a), Florida Administrative Code, which states that irrigation of existing landscaping shall be conducted at specific times on specific days, pursuant to Section 120.542, Fla. Stat.

A copy of the Petition for Variance or Waiver may be obtained by contacting: the Regulation Division, during the normal business hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at 3301 Gun Club Road, West Palm Beach, FL 33406; by telephone at 682-6911; by e-mail at permits@sfwmd.gov; or, by accessing the District's website (www.sfwmd.gov/ePermitting) using the Application/Permit Search.

To be considered, comments must be received by the close of business on January 28, 2013, at the South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33401, Attn: District Clerk. For additional information, contact Patrick Martin at (561)682-2176 or e-mail pmartin@sfwmd.gov.

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 January 09, 2013, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Seminole Garden Apartments. Petitioner seeks an emergency variance of the requirements of ASME A17.1b, Section 8.6.5.8, as adopted by subsection 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 (VW 2013-005).

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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: on January 11, 2013, the Division issued an order. The Final Order was in response to a Petition for a Variance from Dr. Phillips Center for the Performing Arts, filed December 12, 2012, and advertised in Vol. 38, No. 94, 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 2.20.1, 2.20.9, and 2.24.2 ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a) Florida Administrative Code that requires upgrading the elevators for steel ropes, wedge shackles to secure the steel ropes and grooved sheaves of a minimum pitch diameter to allow for the installation of an Otis Gen2™ elevator system because the Petitioner has demonstrated that the intent of the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-409).

A copy of the Order or additional information 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

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: On January 11, 2013 the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from Park Place on Seagrove Beach, filed December 26, 2012, and advertised in Vol. 38, No. 99, 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 Chapter 3001.3 Florida Building Code that requires upgrading the elevators accessibility requirements because the Petitioner has demonstrated that the intent of the rule will be met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW 2012-414).

A copy of the Order or additional information 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 January 10, 2013, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received

a petition for Florida Capital Bank Building. Petitioner seeks an emergency variance of the requirements of an unspecified Section of A17.3, as adopted by Chapter 30, Section 3001.2 Florida Building Code adopted by subsection 61C-5.001(1), Florida Administrative Code that requires upgrading the elevators which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW 2013-006).

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.

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

DEPARTMENT OF LEGAL AFFAIRS

Florida Elections Commission

The Florida Elections Commission announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, January 22, 2013, 4:00 p.m. until 6:00 p.m.

PLACE: (888)670-3525, participant passcode: 2473154911

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion for appointment/hiring of new executive director.

A copy of the agenda may be obtained by contacting: Donna Ann Malphurs, Agency Clerk, 107 West Gaines Street, Suite 224, Tallahassee, Florida 32399; (850)922-4539, x 102; donna.malphurs@myfloridalegal.com or on-line at www.fec.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Donna Ann Malphurs, Agency Clerk. 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: Donna Ann Malphurs, Agency Clerk.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida State Fair Authority, Executive Committee announces a public meeting to which all persons are invited.

DATE AND TIME: January 24, 2013, 10:00 a.m.

PLACE: Florida State Fairground, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Old and New Business.

A copy of the agenda may be obtained by contacting: Sonia Velez at (813)627-4221.

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: Sonia Velez at (813)627-4221. 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: Sonia Velez at (813)627-4221.

DEPARTMENT OF EDUCATION

The Florida Rehabilitation Council announces a telephone conference call to which all persons are invited.

DATE AND TIME: February 6, 2013, 9:00 a.m. - 11:00 a.m. or until complete

PLACE: Telephone Conference Call (866) 670-3525, Passcode 7923533220#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Rehabilitation Council Executive Conference Call. (General Business)

A copy of the agenda may be obtained by contacting: Roy Cosgrove at (850) 245-3317.

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: Roy Cosgrove at (850)245-3317. 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: Roy Cosgrove at (850)245-3317.

EXECUTIVE OFFICE OF THE GOVERNOR

The Governor's Commission on Community Service (Volunteer Florida) announces a public meeting to which all persons are invited.

DATE AND TIME: January 22, 2013, 8:00 a.m. – January 23, 2013 until all business is complete.

PLACE: 200 North Monroe Street, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Commission business.

A copy of the agenda may be obtained by contacting: Nicole Elliott at 850-414-0092 or nicole@volunteerflorida.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 3 days before the workshop/meeting by contacting: Nicole Elliott at 850-414-0092 or

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

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

For more information, you may contact: Nicole Elliott at (850)414-0092 or nicole@volunteerflorida.org.

EXECUTIVE OFFICE OF THE GOVERNOR

The Volunteer Florida Foundation Board announces a public meeting to which all persons are invited.

DATE AND TIME: January 23, 2013, 8:00 a.m. to January 24, 2013 until all business is complete

PLACE: 200 North Monroe Street, Tallahassee, Florida 32301
GENERAL SUBJECT MATTER TO BE CONSIDERED: General Foundation business.

A copy of the agenda may be obtained by contacting: Nicole Elliott at (850)414-0092 or nicole@volunteerflorida.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 3 days before the workshop/meeting by contacting: Nicole Elliott at (850)414-0092 or nicole@volunteerflorida.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Nicole Elliott at (850)414-0092 or nicole@volunteerflorida.org.

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council

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

DATE AND TIME: January 24, 2013, 5:30 p.m.

PLACE: Holiday Inn Hotel and Suites, Olustee Room, 213 Southwest Commerce Boulevard, Lake City, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Finance Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (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.

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council

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

DATE AND TIME: January 24, 2013, 7:30 p.m.

PLACE: Holiday Inn Hotel and Suites, Suwannee Room, 213 Southwest Commerce Boulevard, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (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.

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council

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

DATE AND TIME: January 24, 2013, 6:00 p.m.

PLACE: Holiday Inn Hotel and Suites, Suwannee Room, 213 Southwest Commerce Boulevard, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (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.

REGIONAL PLANNING COUNCILS

North Central Florida Regional Planning Council

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

DATE AND TIME: January 24, 2013, 6:00 p.m.

PLACE: Holiday Inn Hotel and Suites, Olustee Room, 213 Southwest Commerce Boulevard, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (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.

REGIONAL PLANNING COUNCILS

Southwest Florida Regional Planning Council

The Charlotte Harbor National Estuary Program announces a public meeting to which all persons are invited.

DATESS: Monday, January 28, 2013, 9:00 a.m. – 5:00 p.m. continuing to Tuesday, January 29, 2013, 9:00 a.m. – 5:00 p.m. (if needed).

PLACE: 1001 Sarasota Center Blvd., Sarasota, FL, Conference Room #2

GENERAL SUBJECT MATTER TO BE CONSIDERED: Southwest Florida Regional Ecosystem Restoration Plan Work Group comprised of members of the Charlotte Harbor National Estuary Program's Management Conference, the Sarasota

Estuary Program’s Management Conference and the Tampa Bay Estuary Program’s Management Conference will develop initial project ranking recommendations for the Southwest Florida Regional Ecosystem Restoration Plan.

A copy of the agenda may be obtained by contacting: Ms. Liz Donley at (866)835-5785 or ldonley@swfrpc.org or www.chnep.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 7 days before the workshop/meeting by contacting: The CHNEP's Office 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: Ms. Liz Donley at (866) 835-5785 or ldonley@swfrpc.org or www.chnep.org.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Regulatory Council of Community Association Managers

The Regulatory Council of Community Association Managers announces a telephone conference call to which all persons are invited.

DATE AND TIME: Notice of cancellation of January 18, 2013.

PLACE: telephone conference call cancelled

GENERAL SUBJECT MATTER TO BE CONSIDERED: CANCELLED

A copy of the agenda may be obtained by contacting: Regulatory Council of Community Association Managers, 1940 North Monroe Street, Tallahassee, Florida 32399-1040, (850)717-1982.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

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

DATES AND TIMES: February 13, 2013, 1:00 p.m. (EST) or soon thereafter and February 14, 2013, 8:30 a.m. (EST) or soon thereafter.

PLACE: Hyatt Regency Orlando International Airport, 9300 Jeff Fuqua Boulevard, Orlando, FL 32827

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

A copy of the agenda may be obtained by contacting: Rebecca Sammons.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Rebecca Sammons. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (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: Rebecca Sammons, rsammons@fbpe.org.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

The Florida Board of Professional Engineers Application Committee and/or Educational Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: At the conclusion of the FBPE Board meeting on February 13, 2013

PLACE: Hyatt Regency Orlando International Airport, 9300 Jeff Fuqua Boulevard, Orlando, FL 32827

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

A copy of the agenda may be obtained by contacting: Rebecca Sammons.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Rebecca Sammons. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (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: Rebecca Sammons, rsammons@fbpe.org.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Department of Business and Professional Regulation, The Florida Building Commission, "The Commission", Accessibility Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: January 23, 2013, 2:00 p.m. until completion.

PLACE: Meeting to be conducted using Communications Media Technology, Conference Call and Webinar. Audio portion of this meeting is provided by teleconference only. Conference call: (888)670-3525, Code: 297 701 3986; Webinar Access: Go to <https://suncom.webex.com/suncom/j.php?ED=167946832&UID=1307563977&RT=MmMxMQ%3D%3D>

If requested, enter your name and email address. If a password is required, enter the meeting password (this meeting does not require a password). Click "join".

Public Point of Access: Room 250L, 2555 Shumard Oak Boulevard, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider and provide recommendations to the Commission regarding requests for waivers (as listed below) and other business for the Commission. Requests for waivers are: 1676 James Avenue Hostel, Miami Beach; HarborWalk Zipline Attraction, Destin; Christian Liagre, 137 Northeast 40th Street, Miami; Naderpour & Associates, 2743 Hollywood Boulevard, Hollywood; Haute Headz Salon, 1930 Thomasville Road, Tallahassee; Palm Bay High School Press Box, 101 Pirate Lane, Melbourne;

Gibson Park New Construction, 350 N.W. 13th Street, Miami.

A copy of the agenda may be obtained by contacting: Ms. Mary Kathryn Smith, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)487-1824.

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: Ms. Pat Harvey, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399-2100, (850)487-1824 or fax: (850)414-8436. 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: Ms. Mary Kathryn Smith, Building Codes and Standards Office, Department of Business and Professional Regulation, 1940 N. Monroe Street, Tallahassee, Florida 32399, (850)487-1824 or Fax: (850)414-8436, Website: www.floridabuilding.org.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

The Florida Department of Environmental Protection announces a workshop to which all persons are invited.

DATE AND TIME: Wednesday, February 13, 2013, 1:30 p.m. – 3:30 p.m.

PLACE: FDEP South District Office, 2295 Victoria Avenue, Suite 165 C&D, Fort Myers, FL 33901

GENERAL SUBJECT MATTER TO BE CONSIDERED: Clean Marina Compliance Assistance and Clean Vessel Act Grant Program Workshop for new and existing marine and freshwater marinas, boatyards, and retailers. Participants can learn about marina safety measures, permitting, regulations, and best management practices. Participants can also learn how to qualify for designation as a clean facility and how to apply for grant funding to install and operate a pumpout at their facility.

A copy of the agenda may be obtained by contacting: Laura Comer, Department of Environmental Protection, 2295 Victoria Avenue, Suite 364, Fort Myers, FL 33901; (239)344-5626; Laura.Comer@dep.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Laura Comer, (239)344-5626, Laura.Comer@dep.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).

For more information, you may contact: Laura Comer, (239)344-5626. Laura.Comer@dep.state.fl.us.

DEPARTMENT OF HEALTH

Board of Medicine

The Board of Medicine – Expert Witness Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, January 28, 2013, 12:00 Noon

PLACE: Conference Call In Meet-Me #: (888)670-3525, Participation Code: 125 528 7056

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

A copy of the agenda may be obtained by contacting: Rebecca Hewett at Rebecca_Hewett@doh.state.fl.us or call (850)245-4131 ext. 3517.

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: Rebecca Hewett at Rebecca_Hewett@doh.state.fl.us or call (850)245-4131 ext. 3517. 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: Rebecca Hewett at Rebecca_Hewett@doh.state.fl.us or call (850)245-4131 ext. 3517.

DEPARTMENT OF HEALTH

Board of Medicine

The Board of Medicine – Electrology/Dietetics & Nutrition Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, January 28, 2013, 12:30 p.m.

PLACE: Conference call in meet-me #: (888) 670-3525, participation code: 125 528 7056

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

A copy of the agenda may be obtained by contacting: Rebecca Hewett at Rebecca_Hewett@doh.state.fl.us or call (850)245-4131 ext. 3517.

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: Rebecca Hewett at Rebecca_Hewett@doh.state.fl.us or call (850)245-4131, ext. 3517. 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: Rebecca Hewett at Rebecca_Hewett@doh.state.fl.us or call (850)245-4131 ext. 3517.

FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: Wednesday, January 23, 2013, 2:00 p.m.

PLACE: Telephone Conference Call. Call-in number (888)670-3525, participant pass code 1242774199#

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Public Meeting to discuss Florida Housing’s administration of a \$10 million allocation from the National Mortgage Settlement funds designated to provide Foreclosure Counseling Services and to receive comments from stakeholders.

1. Funding: \$10 million designated for housing counseling from the National Mortgage Settlement.

2. Program Objectives: a. Help prevent homeowners from going into foreclosure. b. Provide families with a good financial management education to help them better manage their money and assist families with credit problems to become financially stable.

3. Program Approach: a. Funding provided on a fee-for-service basis to local housing counseling agencies (HCAs) to carry out foreclosure counseling services and more extensive financial management education. b. Provide counseling and educational support for at risk homeowners. c. HUD Approved HCAs will develop an action plan for each client that is tailored to their needs d. Provide families with the ability to follow a tailored plan throughout the modification or foreclosure process

4. Summary of Implementation Steps/Timeline: a. Create Program Parameters. b. Determine Allocation of Foreclosure Counseling Funding across the State. c. Engage Housing Counseling Agency Services. d. Procure Training and Monitoring Services. e. Develop a Data Reporting System to Monitor Program Success and Manage Reporting. f. Carry Out Initial Training in Preparation for Implementation. g. Begin Offering Foreclosure Counseling and Financial Management Education Services to Homeowners Statewide

5. Allocation Methodology.

A copy of the agenda may be obtained by contacting: Rob Dearduff at (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: Rob Dearduff at (850)488-4197. 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 FINANCIAL SERVICES

The Medicaid & Public Assistance Fraud Strike Force announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday January 23, 2013, 3:00 p.m. – 5:00 p.m.

PLACE: Cabinet Meeting Room (LL-03), The Capitol, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Medicaid & Public Assistance Fraud Strike Force.

A copy of the agenda may be obtained by contacting: Jade.Stern@myfloridacfo.com, (850) 413-1770.

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: Jade.Stern@myfloridacfo.com, (850)413-1770. 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: Jade.Stern@myfloridacfo.com (850)413-1770.

PLEASE CHECK the M&PAF Strike Force website at www.flstrikeforce.com frequently, so that you may be notified of any changes pertaining to this meeting.

PINELLAS COUNTY DEPARTMENT OF ENVIRONMENT & INFRASTRUCTURE (DEI)

The Pinellas County Department of Environment and Infrastructure announces a public meeting to which all persons are invited.

DATE AND TIME: January 23, 2013, 5:00 p.m. – 7:30 p.m.

PLACE: Tarpon Springs Yacht Club, 350 N. Spring Boulevard, Tarpon Springs, Florida, 34689

GENERAL SUBJECT MATTER TO BE CONSIDERED: Pinellas County, in coordination with the Florida Department of Transportation (FDOT) and the Federal Highway Administration (FHWA), invites you to attend an Alternatives Public Workshop concerning the proposed removal, rehabilitation or replacement of the Beckett Bridge (Riverside Drive) over Whitcomb Bayou in Tarpon Springs. Study limits extend from Chesapeake Drive to Forest Avenue in Tarpon Springs, Pinellas County. Aerial maps depicting the various alternatives being considered will be on display along with other project information for public review. A video presentation about the project will be shown continuously during the meeting. Pinellas County representatives will be available to discuss the project and answer questions. Attendees are encouraged to come to this meeting at any time between 5:00 p.m. and 7:30 p.m. to review the improvements under consideration. More information can be viewed on the project website at www.pinellascounty.org/beckettbridge.

A copy of the agenda may be obtained by contacting: Tony Horrnik, P.E., S.I., Project Manager, Environment and Infrastructure, 14 S. Ft. Harrison Avenue, 6th Floor, Clearwater, FL 33756, or at (727)464-3640 or at thornik@co.pinellas.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: (727)464-4062 (VOICE/TDD). Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability, or family status. 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).

SOIL AND WATER CONSERVATION DISTRICTS

The Collier Soil and Water Conservation District announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, January 17, 2013, 8:30 a.m.

PLACE: 14700 Immokalee Rd., Naples, FL 34120

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly Business Meeting.

A copy of the agenda may be obtained by contacting: The Collier Soil and Water Conservation District, 14700 Immokalee Rd., Naples, FL 34120.

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.

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 declined to rule on the petition for declaratory statement filed by Mr. and Mrs. Richard O'Rourke, Petitioners/Unit Owners, In Re: Water's Edge Association, Inc., Docket No. 2012037117 on November 19, 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 concerning events that have already taken place; or when the rights of third parties who are not parties to the proceeding would be affected; or render an opinion on the validity of an association bylaw; or where a dispute of fact exists.

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**

DEPARTMENT OF EDUCATION
School Districts

AMENDED AD DCPS DW Energy Retrofit/Lighting Retrofits
Gr 4 – Ph 2-5/M-83750 OFDC-ITB-006-13

AMENDED JANUARY 14, 2013

DUVAL COUNTY PUBLIC SCHOOLS
ADVERTISEMENT FOR BIDS

Invitation To Bid for an Electrical Contractor/
Publish Date – January 11, 2013

Sealed bids will be received by Duval County Public Schools, Division of Facilities, Room 535, 1701 Prudential Drive, Jacksonville, FL 32207 until the time and date(s) recorded below and immediately thereafter publicly opened and recorded in the Duval County Public Schools, School Board Building, located at 1701 Prudential Drive, Jacksonville, Florida, 5th Floor, Room 513D.

BIDS ARE DUE ON OR BEFORE FEBRUARY 12, 2013 AND WILL BE ACCEPTED UNTIL 2:00 p.m.

OFFICIAL PROJECT TITLE: Districtwide Energy Retrofits/Lighting Retrofits at Various Schools – Group 4 Phase 2-5 School Nos. 202, 214, 242, 270, 98, 252, 240, 269/DCSB Project No. M-83750/OFDC- ITB-006-13.

SCOPE OF WORK: The project consists of construction for replacement/retrofit of lighting ballasts and lamps.

Estimated construction cost is not to exceed \$205,000.

Project is subject to availability of funds as authorized by the Owner.

The selected contractor shall be required to execute the Duval County School Board standard form of agreement. The District reserves the right to reject any and all bids. All bidders and subcontractors shall be licensed Contractors and registered corporations as required by the laws of the State of Florida.

Contract documents for bidding may be obtained at the office of: ARC/4613 Phillips Highway, Suite 202/Jacksonville, FL 32207/(904)381-0777 399-8946.

Contract documents for bidding may be examined at the Duval County Public Schools Administration Building located at 1701 Prudential Drive, Jacksonville, FL 32207.

Name of A/E Firm: John Searcy and Associates, Inc., 2700 University Blvd., W, Suite B-4, Jacksonville, FL 32217.

DCSB Point of Contact: Kevin Trussell (904)390-2336.

MBE Participation Goal: Sheltered.

All contractors that are interested in bidding are required to attend a mandatory pre-bid conference to be held on January 22, 2013 at 2:00 p.m. at 1701 Prudential Drive, Room 513D. Failure to attend the pre-bid conference shall result in disqualification of that firm's proposal. Attendees will be required to sign an attendance register. All contractors submitting proposals and bids must be pre-qualified with Duval County Public Schools at the time of the ITB Response Due Date. No proposals or bids will be accepted from Contractors who are not pre-qualified at that time.

Prequalification forms and information may be obtained at www.duvalschools.org under http://www.duvalschools.org/static/aboutdcps/departments/facilities/general_documents.asp.

The Bid Award Recommendation will be posted on the first floor bulletin board at the Duval County School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207-8182.

DEPARTMENT OF EDUCATION

School Districts

AMENDED AD DCPS DW Energy Retrofit/Lighting Retrofits
Gr 4 – Ph 3-1/M-83750 OFDC-ITB-007-13

AMENDED JANUARY 14, 2013

DUVAL COUNTY PUBLIC SCHOOLS

ADVERTISEMENT FOR BIDS

Invitation To Bid For an Electrical Contractor.

Publish Date – January 11, 2013

Sealed bids will be received by Duval County Public Schools, Division of Facilities, Room 535, 1701 Prudential Drive, Jacksonville, FL 32207 until the time and date(s) recorded below and immediately thereafter publicly opened and recorded in the Duval County Public Schools, School Board Building, located at 1701 Prudential Drive, Jacksonville, Florida, 5th Floor, Room 513D.

BIDS ARE DUE ON OR BEFORE FEBRUARY 12, 2013 AND WILL BE ACCEPTED UNTIL 2:00 p.m..

OFFICIAL PROJECT TITLE: Districtwide Energy Retrofits/Lighting Retrofits at Various Schools – Group 4 Phase 3-1 School Nos. 86, 219, 31, 30, 237, 25, 35/DCSB Project No. M-83750/OFDC- ITB-007-13.

SCOPE OF WORK: The project consists of construction for replacement/retrofit of lighting ballasts and lamps.

Estimated construction cost is not to exceed \$290,000.

Project is subject to availability of funds as authorized by the Owner.

The selected contractor shall be required to execute the Duval County School Board standard form of agreement. The District reserves the right to reject any and all bids. All bidders and subcontractors shall be licensed Contractors and registered corporations as required by the laws of the State of Florida.

Contract documents for bidding may be obtained at the office of: ARC/4613 Phillips Highway, Suite 202/Jacksonville, FL 32207/ (904)381-0777 399-8946.

Contract documents for bidding may be examined at the Duval County Public Schools Administration Building located at 1701 Prudential Drive, Jacksonville, FL 32207.

Name of A/E Firm: The Ohmega Group, LLC, 1756 Silver Street, Jacksonville, FL 32206. DCSB Point of Contact: Kevin Trussell (904)390-2336.

MBE Participation Goal: 10% overall based on available MBE's.

All contractors that are interested in bidding are required to attend a mandatory pre-bid conference to be held on January 22, 2013 at 2:00 p.m. at 1701 Prudential Drive, Room 513D. Failure to attend the pre-bid conference shall result in disqualification of that firm's proposal. Attendees will be required to sign an attendance register. All contractors submitting proposals and bids must be pre-qualified with Duval County Public Schools at the time of the ITB Response Due Date. No proposals or bids will be accepted from Contractors who are not pre-qualified at that time.

Prequalification forms and information may be obtained at www.duvalschools.org under http://www.duvalschools.org/static/aboutdcps/departments/facilities/general_documents.asp

The Bid Award Recommendation will be posted on the first floor bulletin board at the Duval County School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207-8182.

DEPARTMENT OF EDUCATION

School Districts

AMENDED AD DCPS DW Energy Retrofit/Lighting Retrofits
Gr 6 – Ph 4-3/M-83750 OFDC-ITB-008-13

AMENDED JANUARY 14, 2013

DUVAL COUNTY PUBLIC SCHOOLS

ADVERTISEMENT FOR BIDS

Invitation To Bid For an Electrical Contractor

Publish Date – January 11, 2013

Sealed bids will be received by Duval County Public Schools, Division of Facilities, Room 535, 1701 Prudential Drive, Jacksonville, FL 32207 until the time and date(s) recorded below and immediately thereafter publicly opened and recorded in the Duval County Public Schools, School Board Building, located at 1701 Prudential Drive, Jacksonville, Florida, 5th Floor, Room 513D.

BIDS ARE DUE ON OR BEFORE FEBRUARY 12, 2013 AND WILL BE ACCEPTED UNTIL 2:00 p.m..

OFFICIAL PROJECT TITLE: Districtwide Energy Retrofits/Lighting Retrofits at Various Schools – Group 6 Phase 4-3 School No. 285/DCSB Project No. M-83750/OFDC-ITB-008-13.

SCOPE OF WORK: The project consists of construction for replacement/retrofit of lighting ballasts and lamps.

Estimated construction cost is not to exceed \$300,000.

Project is subject to availability of funds as authorized by the Owner.

The selected contractor shall be required to execute the Duval County School Board standard form of agreement. The District reserves the right to reject any and all bids. All bidders and subcontractors shall be licensed Contractors and registered corporations as required by the laws of the State of Florida.

Contract documents for bidding may be obtained at the office of: ARC/4613 Phillips Highway, Suite 202/Jacksonville, FL 32207/(904)381-0777 399-8946. Contract documents for bidding may be examined at the Duval County Public Schools Administration Building located at 1701 Prudential Drive, Jacksonville, FL 32207.

Name of A/E Firm: Haddad Engineering, 2955 Hartley Road, Suite 205, Jacksonville, FL 32257, (904)262-5066. DCSB Point of Contact: Kevin Trussell (904) 390-2336.

MBE Participation Goal: 10% overall based on available MBE's.

All contractors that are interested in bidding are required to attend a mandatory pre-bid conference to be held on January 22, 2013 at 2:00 pm at 1701 Prudential Drive, Room 513D. Failure to attend the pre-bid conference shall result in disqualification of that firm's proposal. Attendees will be required to sign an attendance register. All contractors submitting proposals and bids must be pre-qualified with Duval County Public Schools at the time of the ITB Response Due Date. No proposals or bids will be accepted from Contractors who are not pre-qualified at that time.

Prequalification forms and information may be obtained at www.duvalschools.org under http://www.duvalschools.org/static/aboutdcps/departments/facilities/general_documents.asp

The Bid Award Recommendation will be posted on the first floor bulletin board at the Duval County School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207-8182.

DEPARTMENT OF EDUCATION

School Districts

AMENDED AD DCPS DW Energy Retrofit/Lighting Retrofits

Gr 6 - Ph 4-4/M-83750 OFDC-ITB-009-13

AMENDED JANUARY 14, 2013

DUVAL COUNTY PUBLIC SCHOOLS

ADVERTISEMENT FOR BIDS

Invitation To Bid For an Electrical Contractor

Publish Date – January 11, 2013.

Sealed bids will be received by Duval County Public Schools, Division of Facilities, Room 535, 1701 Prudential Drive, Jacksonville, FL 32207 until the time and date(s) recorded

below and immediately thereafter publicly opened and recorded in the Duval County Public Schools, School Board Building, located at 1701 Prudential Drive, Jacksonville, Florida, 5th Floor, Room 513D.

BIDS ARE DUE ON OR BEFORE FEBRUARY 12, 2013 AND WILL BE ACCEPTED UNTIL 2:00 p.m..

OFFICIAL PROJECT TITLE: Districtwide Energy Retrofits/Lighting Retrofits at Various Schools – Group 6 Phase 4-4 School No. 76, 87, 91, 218, 222, 83, 209, 210, 220, 75, 145, 165, 211/DCSB Project No. M-83750/OFDC-ITB-009-13.

SCOPE OF WORK: The project consists of construction for replacement/retrofit of lighting ballasts and lamps.

Estimated construction cost is not to exceed \$300,000. Project is subject to availability of funds as authorized by the Owner.

The selected contractor shall be required to execute the Duval County School Board standard form of agreement. The District reserves the right to reject any and all bids. All bidders and subcontractors shall be licensed Contractors and registered corporations as required by the laws of the State of Florida.

Contract documents for bidding may be obtained at the office of: ARC/4613 Phillips Highway, Suite 202/Jacksonville, FL 32207/ (904)381-0777 399-8946. Contract documents for bidding may be examined at the Duval County Public Schools Administration Building located at 1701 Prudential Drive, Jacksonville, FL 32207.

Name of A/E Firm: Haddad Engineering, 2955 Hartley Road, Suite 205, Jacksonville, FL 32257, (904)262-5066. DCSB Point of Contact: Kevin Trussell (904)390-2336.

MBE Participation Goal: 10% overall based on available MBE's.

All contractors that are interested in bidding are required to attend a mandatory pre-bid conference to be held on January 22, 2013 at 2:00 p.m .at 1701 Prudential Drive, Room 513D. Failure to attend the pre-bid conference shall result in disqualification of that firm's proposal. Attendees will be required to sign an attendance register. All contractors submitting proposals and bids must be pre-qualified with Duval County Public Schools at the time of the ITB Response Due Date. No proposals or bids will be accepted from Contractors who are not pre-qualified at that time.

Prequalification forms and information may be obtained at www.duvalschools.org under http://www.duvalschools.org/static/aboutdcps/departments/facilities/general_documents.asp

The Bid Award Recommendation will be posted on the first floor bulletin board at the Duval County School Board Building, 1701 Prudential Drive, Jacksonville, Florida 32207-8182.

DEPARTMENT OF VETERANS' AFFAIRS
 FDVA Health Information Technology System
 NOTICE OF INVITATION TO NEGOTIATE (ITN)
 STATE OF FLORIDA
 FLORIDA DEPARTMENT OF VETERANS' AFFAIRS
 SOLICITATION NO.: FDVA-ITN-13-004N

The Florida Department of Veterans' Affairs (FDVA) is soliciting responses from qualified and responsible contractors for the project listed below.

Project Name: FDVA Health Information Technology System.
 Statement of Work: Successful contractor shall provide the necessary labor, materials, equipment, and supervision to provide an established, "hosted solution" (software as a service) health information technology system, conversion of current system data to new system, and subsequent monthly support services.

Background: FDVA is actively seeking business office software that can ensure electronic billing practices while maintaining the highest level of data integrity. The software must be designed to handle the functional, clinical and billing needs of skilled nursing care and related ancillary services. FDVA is currently comprised of six 120-bed skilled nursing facilities, a 149-bed domiciliary, a centralized executive headquarters, and a legislative executive branch located in the state capital. The system functionality will be sophisticated enough to allow for single facility database and shared multi-functional master capabilities to integrate tables across the entire FDVA organization. The system shall have the capabilities to expand for future requirements including additional FDVA facilities and personnel, as well as, additional government requirements.

Instructions: This solicitation, including the timeline of events, is available for viewing and printing only through the State of Florida Vendor Bid System via www.myflorida.com. Interested parties in need of assistance with accessing the State of Florida Vendor Bid System shall directly contact the State Vendor Help Desk at phone number 866-352-3776 or email address VendorHelp@MyFloridaMarketPlace.com.

Contact: Respondent questions regarding this solicitation must be submitted in writing to Tim Shaw, FDVA Contracting Administrator, via email address shawt@fdva.state.fl.us.

Florida Department of Veterans' Affairs
 Mary Grizzle State Office Building
 1351 Ulmerton Road, Suite 311-K
 Largo, FL 33778

Section XII Miscellaneous

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Nimnicht Automotive, LLC, for the establishment of WHGO line-make

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Wheego Electric Cars, Inc., intends to allow the establishment of Nimnicht Automotive, LLC, d/b/a Wheego of Jacksonville, as a dealership for the sale of low-speed vehicles manufactured by Wheego Electric Cars, Inc. (line-make WHGO) at 11503 Philips Highway, Jacksonville, (Duval County), Florida 32256, on or after February 13, 2013.

The name and address of the dealer operator(s) and principal investor(s) of Nimnicht Automotive, LLC, d/b/a Wheego of Jacksonville are dealer operator(s): Billie N.

Nimnicht, III, 11503 Philips Highway, Jacksonville, Florida 32256; principal investor(s): Billie N. Nimnicht, III, 11503 Philips Highway, Jacksonville, Florida 32256 and Lee Nimnicht, 11503 Philips Highway, Jacksonville, Florida 32256.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Les Seagraves, Wheego Electric Cars, Inc., 888 3rd Street, Atlanta, Georgia 30318.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Motor Werks, LLC, for the DONF line-make

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Sunny Powersports, Inc., intends to allow the establishment of Motor Werks, LLC, as a dealership for the

sale of motorcycles manufactured by Ningbo Dongfang Lingyun Vehicle Made Co. Ltd. (line-make DONF) at 1265 South US 1, Rockledge, (Brevard County), Florida 32955, on or after February 13, 2013.

The name and address of the dealer operator(s) and principal investor(s) of Motor Werks, LLC, are dealer operator(s): Elena Swiden, 1265 South Highway US 1, Rockledge, Florida 32955 and Kevin Rude, 1265 South Highway US 1, Rockledge, Florida 32955; principal investor(s): Elena Swiden, 1265 South Highway US 1, Rockledge, Florida 32955 and Kevin Rude, 1265 South Highway US 1, Rockledge, Florida 32955.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Lei Lu, Sunny Powersports, Inc., 12851 Reservoir Street, Chino, California 91710.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Iron Cross, LLC, for the establishment of URAL line-make
 Notice of Publication for a New Point
 Franchise Motor Vehicle Dealer in a County of More
 than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Irbit Motorworks of America, Inc., intends to allow the establishment of Iron Cross, LLC, as a dealership for the sale of motorcycles manufactured by Ural (line-make URAL) at 2348 North Military Trail, Suite 309, West Palm Beach, (Palm Beach County), Florida 33409, on or after February 13, 2013.

The name and address of the dealer operator(s) and principal investor(s) of Iron Cross, LLC, are dealer operator(s): Tom Cox, 2348 North Military Trail, Suite 309, West Palm Beach, Florida 33409; principal investor(s): Tom Cox, 2348 North Military Trail, Suite 309, West Palm Beach, Florida 33409.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Charles Schram, Irbit Motorworks of America, Inc., 14700 Northeast 95th Street, Suite 102, Redmond, Washington 98052.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

DEPARTMENT OF HEALTH

Board of Nursing

Emergency Action

On January 11, 2013, the State Surgeon General, issued an Order Vacating Order of Emergency Suspension of License with regard to the license of Kaliop N Mott, CNA, License # 197582. The Department orders that the Emergency Suspension of License be vacated.

DEPARTMENT OF HEALTH

Board of Nursing

Emergency Action

On January 11, 2013, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of April Olivia Howard, L.P.N. License # LPN 5147410. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Nursing

Emergency Action

On January 11, 2013, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Michael Benjamin Wilson, L.P.N. License # LPN 5202773.

This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6) Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Pharmacy

Emergency Action

On January 11, 2013, the State Surgeon General, issued an Order Vacating Order of Emergency Suspension of License with regard to the license of Yader A. Padilla, PSI, License # 14777. The Department orders that the Emergency Suspension of License be vacated.

DEPARTMENT OF HEALTH

Board of Pharmacy

Emergency Action

On January 11, 2013, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Theresa Hilliard Faulkner, R.P.T. License # RPT 22774. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011).

The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

DEPARTMENT OF HEALTH

Board of Pharmacy

Emergency Action

On January 11, 2013, State Surgeon General issued an Order of Emergency Suspension Order with regard to the license of Destiny K. Richardson, R.P.T. License # RPT 31907. This Emergency Suspension Order was predicated upon the State Surgeon General’s findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2011). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Section XIII
Index to Rules Filed During Preceding Week

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