

## Section I

### Notice of Development of Proposed Rules and Negotiated Rulemaking

#### DEPARTMENT OF MANAGEMENT SERVICES

##### Division of Retirement

RULE NO.: 60S-1.0075  
 RULE TITLE: Transfer, Merger, or Consolidation of Governmental Units, Services, or Functions

PURPOSE AND EFFECT: To address the status of members of a local retirement system whose employer becomes covered under the Florida Retirement System due to agency join, transfer, merger or consolidation and who participate in a Deferred Retirement Option Program for the local retirement plan.

SUBJECT AREA TO BE ADDRESSED: Participation.

RULEMAKING AUTHORITY: 121.031 FS.

LAW IMPLEMENTED: 112.0515, 121.011, 121.081 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Tuesday, June 17, 2014, 10:30 a.m., ET

PLACE: Division of Retirement, Department of Management Services, Director's Conference Room, Suite 208, 1317 Winewood Blvd., Bldg. 8, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Garry Green, Operations and Management Consultant Manager, Department of Management Services, Division of Retirement, 1317 Winewood Blvd., Bldg. 8, Tallahassee, FL 32399-1560, (850)488-5706

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

60S-1.0075 Transfer, Merger, or Consolidation of Governmental Units, Services, or Functions.

(1) The agency join, transfer, merger, or consolidation of governmental units, services, or functions, either at the state or local level or between levels of government, shall not result in the impairment or reduction in retirement benefits of any employee.

(2) Any Florida Retirement System (FRS) participating employer that undertakes the agency join, transfer, merger, or consolidation of governmental services or functions shall notify the Division of Retirement 60 days prior to such action. At the time the agency join, transfer, merger, or consolidation becomes effective, the agency shall provide:

(a) A copy of the official document that authorized the agency join, transfer, merger, or consolidation (e.g., agreement, resolution, ordinance, or statute);

(b) Certification of monthly service and earnings for all past service which newly enrolled members are eligible to claim in accordance with subsections 60S-2.003(3) and (6), F.A.C.; and

(c) A statement concerning each newly enrolled member's eligibility for benefits from any local retirement system maintained by a governmental unit involved in the agency join, transfer, merger, or consolidation.

(3) When a agency join, transfer, merger, or consolidation results in an employee's employing unit becoming a FRS Florida Retirement System participating employer, the following shall apply:

(a) If the employee is not a member of a local retirement system, ~~the employee he or she~~ shall be enrolled as a member of the FRS Florida Retirement System as of the effective date of the agency join, transfer, merger, or consolidation.

(b) If the employee is a member of a local retirement system, including a system established in accordance with Chapter 175 or 185, F.S., ~~the employee he or she~~ must elect in writing, as of the effective date of the agency join, transfer, merger, or consolidation, whether to remain in said local retirement system or transfer to the FRS Florida Retirement System.

1. If the employee elects to remain a member of the local system, ~~he or she shall continue~~ such membership shall continue, except as provided in sub-subparagraph a., as long as ~~the employee remains he or she~~ is employed by the participating employer to which ~~the his or her~~ employing unit was agency joined, transferred, merged, or consolidated.

a. If the member retires from the local system and remains employed or is reemployed with the same employer, ~~the employee he or she~~ shall be enrolled as a member of the FRS Florida Retirement System, provided ~~credit is he or she~~ is no longer accruing ~~credit~~ toward a benefit under said local system. Except that members of a local retirement system, whose employer becomes covered under the FRS due to agency join, transfer, merger or consolidation, and who are participating in a Deferred Retirement Option Program for the local retirement plan are considered temporary employees under the FRS until their Deferred Retirement Option Program participation is completed.

b. If an employee covered under this subparagraph who rejected the opportunity to transfer to the FRS Florida Retirement System upon the agency join, transfer, merger, or consolidation subsequently becomes a member of the FRS Florida Retirement System, ~~the employee he or she~~ may claim ~~his or her~~ rejected past service at total actuarial cost as provided

in subsections 60S-2.003(3) and (6) and paragraph 60S-3.004(3)(b), F.A.C.

2. If the employee elects to become a member of the FRS Florida Retirement System at the time of the agency join, transfer, merger, or consolidation, the employee he or she may claim his or her past service as creditable service under the FRS Florida Retirement System in accordance with subsections 60S-2.003(3) and (6) and paragraph 60S-3.004(3)(a), F.A.C.

(4) When a agency join, transfer, merger, or consolidation results in a member's employing unit ceasing to be a FRS Florida Retirement System participating employer, the following shall apply:

(a) If the governmental unit, service, or function to which the member's employing unit is agency joined, transferred, merged, or consolidated operates, maintains, or participates in a local retirement system, such member must elect in writing, as of the effective date of the agency join, transfer, merger, or consolidation, whether to remain in the FRS Florida Retirement System or transfer to the local retirement system.

(b) If the governmental unit, service, or function to which the member's employing unit is agency joined, transferred, merged, or consolidated does not operate, maintain, or participate in a local retirement system, such member shall continue membership in the FRS Florida Retirement System.

(c) If the member remains in the FRS Florida Retirement System, as provided in paragraph (a) or (b), he or she membership shall continue such membership as long as the member is he or she is employed by the agency to which the his or her unit was agency joined, transferred, merged, or consolidated.

(5) Any officer or employee of the consolidated or interim governments of Jacksonville, Florida who was enrolled in the FRS Florida Retirement System or a state retirement system administered under Chapter 121, F.S., as of May 15, 1976, regardless of the fact that such consolidated or interim governments did not qualify as "employers" as defined in Rule 60S-6.001, F.A.C., shall be deemed to have been a member of the retirement system in which the employee was he or she was enrolled during the period of such enrollment and employment by the consolidated or interim governments, subject to the following conditions:

(a) Such membership shall continue as long as the member remains an officer or employee of the consolidated government of Jacksonville, Florida.

(b) The member shall not have received a refund of employee his or her contributions. If the member has received a refund of employee contributions or if a refund is received in the future, participation in the state retirement system shall cease with the date of the refund.

(c) Credit shall not be granted for service in such employment for any service prior to May 15, 1976 for which contributions were not paid as of May 15, 1976.

Rulemaking Authority 121.031 FS. Law Implemented 112.0515, 121.011, 121.081 FS. History—New 5-15-91, Formerly 22B-1.0075, Amended \_\_\_\_\_.

## Section II Proposed Rules

### DEPARTMENT OF LEGAL AFFAIRS

#### Florida Elections Commission

RULE NO.:           RULE TITLE:

2B-1.003           Minor Violations

PURPOSE AND EFFECT: The Commission proposes the rule amendment to delete unnecessary language and to add new language to clarify minor violations and penalties.

SUMMARY: The rule amendment will delete unnecessary language and to add new language to clarify minor violations and penalties.

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: During discussion of the economic impact of this rule at its Commission meeting, the Commission, based upon the expertise and experience of its members, determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature. No person or interested party submitted additional information regarding the economic impact at that time.

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: 106.26(12) FS.

LAW IMPLEMENTED: 106.26(12) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Amy McKeever Toman, Executive Director, Florida Elections Commission, Department of Legal Affairs, PL-01, The Capitol, Tallahassee, Florida 32399-1050

THE FULL TEXT OF THE PROPOSED RULE IS:

2B-1.003 Minor Violations.

(1) The Commission shall consider a violation of Chapter 106, F.S., a minor violation under the following circumstances:

(a) No change.

(b) The complaint alleging the violation contains no legally sufficient violation(s) other than one or more of the violations these identified in this rule;

(c) The respondent against whom the complaint was filed is and has not been the subject of any other legally sufficient complaint alleging a violation of Chapter 104, 105 or 106, Florida Statutes prior to the occurrence of the conduct described in the complaint; The respondent against whom the complaint was filed has not been notified of an allegation of the same violation before the conduct about which the complaint was filed;

(d) The respondent against whom the complaint was filed is not a political party;

(e)~~(f)~~ No change.

(f)~~(g)~~ No change.

(2) The following violations are minor violations so long as the requirements of subsection (1) of this rule have been met:

(a) through (e) No change.

(f) Section 106.143(1)(c)~~(b)~~, F.S., failure of a person making an expenditure for a political advertisement to mark prominently the political advertisement as a “pd. pol. adv.” or a “paid political advertisement” and to identify the sponsor. A fine of \$200 shall be imposed for each violation.

(g) Section 106.143(3)~~(2)~~, F.S., failure of a candidate running for a partisan office to mark his or her political advertisement with his or her political party affiliation or to indicate that he or she is running with no party affiliation. A fine of \$200 shall be imposed for each violation.

(h) Section 106.143(3), F.S., ~~prohibiting a candidate or any person on behalf of a candidate from representing in a political advertisement that a person or an organization supports the candidate before obtaining the written approval of that person or organization. A fine of \$200 shall be imposed for each violation. stating a candidate’s political party affiliation in a political advertisement in a nonpartisan race, or any other campaigning by a candidate running for nonpartisan office based on party affiliation. A fine of \$200 shall be imposed for each violation.~~

(i) ~~Section 106.143(4)(a), F.S., failure of a person offering a political advertisement on behalf of a candidate to obtain approval from the candidate before circulating the advertisement. A fine of \$200 shall be imposed for each violation.~~

(j)~~(i)~~ Section 106.143(5)~~(4)~~(a), F.S., failure of a candidate or a person on behalf of a candidate to state on the candidate’s political advertisement that the content of the advertisement was approved by the candidate and to identify the person who paid for the advertisement. A fine of \$250 shall be imposed for each violation.

(k)~~(j)~~ Section 106.143(5)~~(4)~~(a), F.S., failure of a candidate to provide the news media with a written statement authorizing the content of each political advertisement submitted to the media for distribution. A fine of \$250 shall be imposed for each violation.

(l)~~(k)~~ Section 106.143(5)~~(4)~~(b), F.S., failure of a person making an independent expenditure for a political advertisement submitted to the news media for distribution to provide the media with a written statement that no candidate approved the advertisement. A fine of \$200 shall be imposed for each violation.

(m)~~(l)~~ Section 106.143(5)~~(4)~~(b), F.S., failure of a person making an independent expenditure for a political advertisement submitted to the news media for distribution to state on the advertisement that no candidate approved the advertisement. A fine of \$200 shall be imposed for each violation.

~~(n) Section 106.143(5), F.S., prohibiting a candidate who is not the incumbent from using the word “re elect” in his or her political advertisement. A fine of \$200 shall be imposed for each violation.~~

(o)~~(m)~~ Section 106.143(6)~~(5)~~, F.S., failure of a candidate who is not the incumbent from including the word “for” in his or her political advertisement between his or her name and the office for which he or she is running. A fine of \$100 shall be imposed for each violation.

(p)~~(n)~~ No change.

(q)~~(o)~~ Section 106.1437, F.S., failure of a person sponsoring an advertisement, other than a political advertisement, independent expenditure, or electioneering communication, intended to influence public policy or the vote of a public official to include a clearly readable statement of sponsorship. A fine of \$200 shall be imposed for each violation.

(r)~~(p)~~ No change.

(s)~~(q)~~ No change.

(3) through (4) No change.

Rulemaking Authority 106.26(12) FS. Law Implemented 106.26(12) FS. History—New 1-11-99, Amended 2-14-00, 1-2-02, 4-24-05.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Florida Elections Commission

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Florida Elections Commission

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 26, 2014  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 8, 2014

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

**RULE NOS.:**      **RULE TITLES:**  
 59G-13.030      Aged and Disabled Adult Waiver Services  
 59G-13.031      Aged and Disabled Adult Waiver Services  
                     Procedure Codes and Fee Schedule  
 59G-13.032      Aged and Disabled Adult Waiver  
                     Disposable Incontinence Medical Supplies  
                     Fee Schedule and Minimum

**PURPOSE AND EFFECT:** These rules will be repealed.  
**SUMMARY:** The Aged and Disabled Adult Waiver was terminated effective March 31, 2014. As such, this handbook is no longer needed.

**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: A checklist was prepared by the Agency to determine the need for a SERC. Based on this information at the time of the analysis and pursuant to section 120.541, Florida Statutes, the rule will not require legislative ratification.

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

**RULEMAKING AUTHORITY:** 409.919 FS.  
**LAW IMPLEMENTED:** 409.902, 409.906, 409.907, 409.908, 409.912, 409.913 FS.

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

**DATE AND TIME:** Thursday, June 26, 2014, 10:00 a.m. – 11:00 a.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Sophia Whaley at the Bureau of Medicaid Services,

(850)412-4284. 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:** Sophia Whaley, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4284, e-mail: sophia.whaley@ahca.myflorida.com

**THE FULL TEXT OF THE PROPOSED RULE IS:**

59G-13.030 Aged and Disabled Adult Waiver Services. Rulemaking Authority 409.919 FS. Law Implemented 409.902, 409.906, 409.907, 409.908, 409.912, 409.913 FS. History–New 6-1-05, Amended 4-17-06, 7-8-10, Repealed.

59G-13.031 Aged and Disabled Adult Waiver Services Procedure Codes and Fee Schedule. Rulemaking Authority 409.919 FS. Law Implemented 409.902, 409.906, 409.908, 409.912, 409.913 FS. History–New 7-8-10, Repealed.

59G-13.032 Aged and Disabled Adult Waiver Disposable Incontinence Medical Supplies Fee Schedule and Minimum Quality Standards. Rulemaking Authority 409.919 FS. Law Implemented 409.902, 409.906, 409.907, 409.908, 409.912, 409.913 FS. History–New 6-7-12, Repealed.

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Sophia Whaley

**NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE:** Elizabeth Dudek

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** May 19, 2014

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

**RULE NOS.:**      **RULE TITLES:**  
 59G-13.050      Assisted Living Waiver Services  
 59G-13.051      Assisted Living for the Elderly Waiver  
                     Services Procedure Codes and Fee Schedule  
 59G-13.052      Assisted Living Waiver Disposable  
                     Incontinence Medical Supplies Fee Schedule  
                     and Minimum Quality Standards

**PURPOSE AND EFFECT:** These rules will be repealed.  
**SUMMARY:** The Assisted Living Waiver was terminated effective March 31, 2014. As such, this handbook is no longer needed.

**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: A checklist was prepared by the Agency to determine the need for a SERC. Based on this information at the time of the analysis and pursuant to Section 120.541, Florida Statutes, the rule will not require legislative ratification.

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

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.906, 409.907, 409.908, 409.912, 409.913 FS.

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

DATE AND TIME: Wednesday, June 25, 2014, 10:00 a.m. – 11:00 a.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Sophia Whaley at the Bureau of Medicaid Services, (850)412-4284. 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: Sophia Whaley, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)412-4284, e-mail: sophia.whaley@ahca.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-13.050 Assisted Living Waiver Services.

Rulemaking Authority 409.919 FS. Law Implemented 409.902, 409.906, 409.907, 409.908, 409.912, 409.913 FS. History—New 5-28-12, Repealed.

59G-13.051 Assisted Living for the Elderly Waiver Services Procedure Codes and Fee Schedule.

Rulemaking Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.912 FS. History—New 5-31-10, Repealed.

59G-13.052 Assisted Living Waiver Disposable Incontinence Medical Supplies Fee Schedule and Minimum Quality Standards.

Rulemaking Authority 409.919 FS. Law Implemented 409.902, 409.906, 409.907, 409.908, 409.912, 409.913 FS. History—New 6-7-12, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Sophia Whaley

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Elizabeth Dudek

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 19, 2014

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: RULE TITLE:

64B8-9.009 Standard of Care for Office Surgery

PURPOSE AND EFFECT: The proposed rule amendments are intended to clarify the definition of office surgery.

SUMMARY: The proposed rule amendments clarify the definition of office surgery.

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: During discussion of the economic impact of this rule at its Board meeting, the Board determined that a Statement of Estimated Regulatory Costs (SERC) was not necessary and that the rule will not require ratification by the Legislature because the rule amendment in question actually excludes certain surgical procedures involving major blood vessels from those that would require an office facility to register with DOH pursuant to Section 458.309(3), F.S. Prior to this action, some facilities had registered as office surgery facilities because they were performing the procedures outlined in the amendment. Upon the effective date of this amendment, these facilities will no longer require registration and this will result in less regulation and less regulatory costs. Representatives from the Florida Society of Thoracic Surgeons, Florida Vascular Society and Lifeline Vascular Access appeared and provided testimony to the Board as to the procedures that could be excluded from the scope of this rule and submitted additional information regarding the economic impact.

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: 458.309(1), 458.331(1)(v) FS.

LAW IMPLEMENTED: 458.331(1)(v), 458.351 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allison M. Dudley, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-9.009 Standard of Care for Office Surgery.

NOTHING IN THIS RULE RELIEVES THE SURGEON OF THE RESPONSIBILITY FOR MAKING THE MEDICAL DETERMINATION THAT THE OFFICE IS AN APPROPRIATE FORUM FOR THE PARTICULAR PROCEDURE(S) TO BE PERFORMED ON THE PARTICULAR PATIENT.

(1) Definitions.

(a) through (c) No change.

(d) Office surgery. For the purpose of this rule office surgery is defined as surgery which is performed outside of any facility licensed under Chapter 390 or 395, F.S. Office surgical procedures shall not be of a type that generally result in blood loss of more than ten percent of estimated blood volume in a patient with a normal hemoglobin; require major or prolonged intracranial, intrathoracic, abdominal, or major joint replacement procedures, except for laparoscopic procedures; ~~directly~~ involve major blood vessels performed with direct visualization by open exposure of the major vessel, except for percutaneous endovascular intervention; or are generally emergent or life threatening in nature.

(e) Percutaneous endovascular intervention. For the purpose of this rule percutaneous endovascular intervention is defined as a procedure performed without open direct visualization of the target vessel, requires only needle puncture of an artery or vein followed by insertion of catheters, wires, or similar devices which are then advanced through the blood vessels using imaging guidance. Once the catheter reaches the intended location various maneuvers to address the diseased area may be performed which include, but are not limited to, injection of contrast for imaging, treatment of vessels with angioplasty, atherectomy, covered or uncovered stenting, intentionally occluding vessels or organs (embolization), and delivering medications, radiation, or other energy such as laser, radiofrequency, or cryo.

(f) Major Blood Vessels. For the purpose of this rule major blood vessels are defined as group of critical arteries and veins including the aorta, coronary arteries, pulmonary arteries, superior and inferior vena cava, pulmonary veins, and any intra-cerebral artery or vein.

~~(g)~~ Pediatric patients are defined as those patients who are 13 years of age or under.

(2) through (6) No change.

Rulemaking Authority 458.309(1), 458.331(1)(v) FS. Law Implemented 458.331(1)(v), 458.351 FS. History—New 2-1-94, Amended 5-17-94, Formerly 61F6-27.009, Amended 9-8-94, 11-15-94, Formerly 59R-9.009, Amended 2-17-00, 12-7-00, 2-27-01, 8-1-01, 8-12-01, 3-25-02, 3-22-05, 4-19-05, 10-23-05, 10-10-06, 4-18-07, 9-3-07, 3-25-10, 8-6-12, 11-22-12, 1-9-13, 3-3-13, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Office Surgery Procedures Subcommittee, Board of Medicine

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Medicine

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 4, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: May 14, 2014

### Section III

## Notice of Changes, Corrections and Withdrawals

### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

#### Florida Real Estate Appraisal Board

RULE NO.: RULE TITLE:

61J1-7.008 Address of Record

#### 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. 215, November 4, 2013 issue of the Florida Administrative Register.

The change is in response to comments submitted by the Joint Administrative Procedures Committee in a letter dated November 7, 2013. The correction is as follows:

61J1-7.008 shall read as:

61J1-7.008 Address of Record.

~~(1) Pursuant to Section 455.275(1), F.S., the board defines "address of record" as the mailing address which is used by a registrant, licensee, certificate holder or permit holder to receive mail through the United States Postal Service.~~

(2) Each registrant, licensee, certificate holder and permit holder is required to notify the Department BPR in writing of any changes in the address of record within 10 days after the change.

Rulemaking Authority 475.614 FS. Law Implemented 455.275 FS. History—New 5-14-95, Amended 3-26-96, 1-30-12, \_\_\_\_\_.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Juana Watkins, Executive Director, Florida Real Estate Commission, 400 West Robinson Street, Suite N801, Orlando, Florida 32801

**DEPARTMENT OF HEALTH**

**Board of Opticianry**

RULE NO.: RULE TITLE:  
64B12-16.003 Apprenticeship Requirements and Training Program

**NOTICE OF CHANGE**

Notice is hereby given that the following change has been made to the proposed rule to modify the application form number DH-MQA 1180, “Apprentice Optician Application”, and incorporated by reference into the rule, in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 39, No. 236, of the December 6, 2013, issue of the Florida Administrative Register. The change is in response to concerns from the Joint Administrative Committee, in a letter dated December 13, 2013.

64B12-16.003(6): The phrase “Current and appropriate training models” will be deleted.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Opticianry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

**Section IV  
Emergency Rules**

**NONE**

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

**WATER MANAGEMENT DISTRICTS**

St. Johns River Water Management District

The St. Johns River Water Management District hereby gives notice that on May 21, 2014, St. Johns River Water Management District (“District”) issued a Final Order Granting Variance under Section 120.542, F.S. (SJRWMD FOR# 2014-16), to St. Johns County Utility Department (Petitioner). The District received the Petition for Variance on April 4, 2014, and an amended Petition for Variance on April 14, 2014, and

published a notice of receipt in the Florida Administrative Register, Vol. 40, No. 75 on April 17, 2014. The District did not receive any public comment. The Final Order Granting Variance provides a variance from subsection 40C-3.517(3) of the Florida Administrative Code. This rule provides in pertinent part that water wells having a nominal casing size equal to or greater than four inches in outside diameter and obtaining water from a formation shall have a nominal two-inch thickness of grout sealing the annular space for the entire length of casing. The basis of the District’s decision to grant the variance is as follows: 1) requiring Petitioner to install a smaller diameter liner to achieve the required two-inch annular space would reduce the production capacity of the well and create a technological hardship 2) not granting the variance would require Petitioner to expend additional funds to properly abandon the existing well and construct a new well would create a substantial financial hardship, and 3) the proposed alternative will not adversely affect the water resource.

A copy of the Order or additional information may be obtained by contacting: Kealey A. West, Assistant General Counsel, at the Office of General Counsel, St. Johns River Water Management District, 4049 Reid Street, Palatka, Florida 32177-2529 or by telephone: (386)312-2317.

**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 May 28, 2014, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from 55 West, filed February 29, 2014, and advertised on May 1, 2014, in Vol. 40, No. 85, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.7.4.1 ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, from the requirement for a minimum headroom clearance of 84 inches in the machine space within the machine room because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2014-112).

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 May 28, 2014, the Division issued an order. The Final Order was in response to a Petition for an emergency temporary Variance from Building 1 & Building II, filed May 15, 2014, and advertised on May 21, 2014, in Vol. 40, No. 99, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 3.11.3 ASME A17.3, 1996 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators with firefighters' emergency operations because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2014-132).

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 May 28, 2014, the Division issued an order. The Final Order was in response to a Petition for a Variance from Courtney @ Shadow Lake Apartments, filed May 5, 2014, and advertised on May 9, 2014, in Vol. 40, No. 91, of the Florida Administrative Register. 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, 2.18.5.1, 2.20.4, 2.20.5 and 2.20.9 ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires steel ropes of a minimum diameter of 9.5 mm because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2014-120).

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 May 28, 2014, the Division issued an order. The Final Order was in response to a Petition for a Variance from Courtney @ Universal Apartments, filed May 5, 2014, and advertised on May 9, 2014, in Vol. 40, No. 91, of the Florida Administrative Register. 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, 2.18.5.1, 2.20.4, 2.20.5 and 2.20.9 ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires steel ropes of a minimum diameter of 9.5 mm because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2014-117).

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 May 28, 2014, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from EverBank Field, filed May 15, 2014, and advertised on May 21, 2014, in Vol. 40, No. 99, of the Florida Administrative Register. No comments were received in response to the petition. The Final Order on the Petition for Variance grants the Petitioner a variance from Rule 2.20.4, 2.18.5.1 and 8.11.2.1.3(cc)(1) & (3) ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires steel ropes of a minimum diameter of 9.5 mm because the Petitioner has demonstrated that the purpose of the underlying statute has been met and that Petitioner would suffer a substantial hardship if required to comply with this rule (VW2014-131).

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 May 27, 2014, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Sunrise Towers Condominium. Petitioner seeks a variance of the requirements of an unspecified Section of A17.3, as 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 14 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2014-153).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

NOTICE IS HEREBY GIVEN that on May 27, 2014, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Management Corp of Oceanview Condo Assoc. Inc. Petitioner seeks a temporary variance of the requirements of ASME A17.1, Section 211.3b and 211.3a(7), as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators phase I emergency recall operation and smoke detectors which poses a significant economic/financial hardship. Any interested person may file comments within 14 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2014-154).

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 HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-5.002 Criteria for Approval

NOTICE IS HEREBY GIVEN that on May 8, 2014, the Board of Optometry received a petition for a variance of Rule 64B13-5.002, F.A.C., to allow the course VA GRAND ROUNDS 2014 to be considered for Transcript Quality approval subsequent to being offered. A revised Petition was filed May 23, 2014.

Comments on this petition should be filed with the Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Adrienne Rodgers, Executive Director, (850)245-4393.

DEPARTMENT OF HEALTH

Board of Optometry

RULE NO.: RULE TITLE:

64B13-5.002 Criteria for Approval

NOTICE IS HEREBY GIVEN that on May 20, 2014, the Board of Optometry received a petition filed by the Office of Continuing Professional Education, State University of New York College of Optometry, for a variance of Rule 64B13 5.002, F.A.C., to allow a one-time waiver of the requirement that a Continuing Education course be approved as Transcript Quality prior to the course being offered.

Comments on this petition should be filed with the Board of Optometry, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Adrienne Rodgers, Executive Director, (850)245-4393.

## Section VI

### Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

Division of Cultural Affairs

The Division of Cultural Affairs announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, June 9, 2014, 9:30 a.m.

PLACE: The Straz Center for the Performing Arts, Maestro's Restaurant, 1010 N. W.C. Macinnes Place, Tampa, FL 33602

GENERAL SUBJECT MATTER TO BE CONSIDERED: To continue discussion and planning new strategic plan for the Division of Cultural Affairs.

A copy of the agenda may be obtained by contacting: Morgan Lewis, Division of Cultural Affairs, (850)245-6470 or morgan.lewis@dos.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Maureen Murphy at (850)249-6475 or Maureen.Murphy@DOS.MyFlorida.com. If you are hearing or speech impaired, please contact the agency using the Florida

Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Morgan Lewis, Division of Cultural Affairs, (850)245-6470 or morgan.lewis@dos.myflorida.com.

---

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

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

DATE AND TIME: June 16, 2014, 8:30 a.m.

PLACE: Florida State Fairgrounds

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 AGRICULTURE AND CONSUMER SERVICES

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

DATE AND TIME: June 16, 2014, 9:00 a.m.

PLACE: Florida State Fairgrounds

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 AGRICULTURE AND CONSUMER SERVICES

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

DATE AND TIME: June 16, 2014, 9:30 a.m.

PLACE: Florida State Fairgrounds

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 AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

The Agricultural Feed, Seed and Fertilizer Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: June 13, 2014, 9:00 a.m.

PLACE: Florida Department of Agriculture and Consumer Services, 1911 S.W. 34th Street, Gainesville, Florida 32608 or via WebEx at:

<https://suncom.webex.com/suncom/j.php?ED=269572757&UID=0&RT=MIMxMQ%3D%3D>, 1(888)670-3525, access code: 880 293 4969

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Council discusses and makes recommendations regarding actions to be taken with respect to the regulation and enforcement of agricultural feed, seed and fertilizer.

A copy of the agenda may be obtained by contacting: The Bureau of Compliance Monitoring, (850)617-7850 or from the Council website:

<http://consensus.fsu.edu/AFSFAC/index.html>.

For more information, you may contact: Ms. Kelly Friend, Chief, Bureau of Compliance Monitoring, 3125 Conner Boulevard, Building 8, Tallahassee, Florida 32399-1650, (850)617-7850, Kelly.Friend@FreshFromFlorida.com.

DEPARTMENT OF LAW ENFORCEMENT

The Florida Department of Law Enforcement announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 5, 2014, 2:00 p.m.

PLACE: Florida Department of Law Enforcement Headquarters; 2331 Phillips Road, Tallahassee, FL 32308, phone: (850)410-7096

GENERAL SUBJECT MATTER TO BE CONSIDERED: At 2:00 p.m., EDT, the Council's Victim Witness Protection (VWP) Review Committee will hold its "closed" meeting to address VWP funding requests. This meeting is closed to the public pursuant to F.S. 943.031(6)(a).

A copy of the agenda may be obtained by contacting: Operations Review Specialist Adam Cambria, FDLE, Investigations & Forensic Science Division, Office of Policy Development & Planning, P. O. Box 1489, Tallahassee, FL 32302 or by telephone: (850)410-8331.

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: (850)410-7900 (voice) or (850)656-9597 (TDD). 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).

EXECUTIVE OFFICE OF THE GOVERNOR

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

DATE AND TIME: Tuesday, June 10, 2014, 10:00 a.m., EDT until all business is complete

PLACE: 1(888)670-3525; passcode: 3822432866#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Commission Committee meeting at time noted below: National Service Committee: 10:00 a.m. – 11:00 a.m., EDT. Committee will review AmeriCorps formula funding recommendations for 2014-2015.

A copy of the agenda may be obtained by contacting: Debbie Brown at (850)414-7400 or Debbie@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: Debbie Brown at (850)414-7400 or Debbie@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: Debbie Brown at (850)414-7400 or Debbie@volunteerflorida.org.

EXECUTIVE OFFICE OF THE GOVERNOR

The Governor's Commission on Community Service (Volunteer Florida Foundation) announces a telephone conference call to which all persons are invited.

DATE AND TIME: Tuesday, June 10, 2014, 3:00 p.m., EDT until all business is complete

PLACE: 1(888)670-3525; passcode: 3822432866#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Foundation Executive Committee will review/approve FY 2014-2015 budget.

A copy of the agenda may be obtained by contacting: Debbie Brown at (850)414-7400 or Debbie@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: Debbie Brown at (850)414-7400 or Debbie@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: Debbie Brown at (850)414-7400 or Debbie@volunteerflorida.org.

EXECUTIVE OFFICE OF THE GOVERNOR

The Governor's Commission on Jobs for Floridians with Disabilities – Employer Outreach Subcommittee announces a telephone conference call to which all persons are invited.

DATE AND TIME: June 6, 2014, 9:00 a.m.

PLACE: 1(888)670-3525; conference code: 3163100693#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss general business of the Governor's Commission pursuant to Executive Order 11-161.

A copy of the agenda may be obtained by contacting: David Darm at (850)245-0551 or David.Darm@dbs.fldoe.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: David Darm at (850)245-0551 or David.Darm@dbs.fldoe.org. If you are hearing or speech

impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). For more information, you may contact: David Darm at (850)245-0551 or David.Darm@dbs.fldoe.org.

WATER MANAGEMENT DISTRICTS

St. Johns River Water Management District

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

DATE AND TIMES: Tuesday, June 10, 2014: the Projects and Land Committee business meeting will begin at 9:00 a.m.; the Finance, Administration and Audit Committee meeting will begin at 10:00 a.m. or upon conclusion of the Projects and Land Committee meeting, whichever is later; the Regulatory Committee meeting will begin at 11:00 a.m. or upon conclusion of the Finance, Administration and Audit Committee meeting, whichever is later; the Governing Board meeting will begin at 11:15 a.m. or upon conclusion of the Regulatory Committee meeting, whichever is earlier.

PLACE: District Headquarters, 4049 Reid Street (Hwy 100 West), Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion and consideration of District business including regulatory and non-regulatory matters. Staff may recommend approval of external amendments which affect the adopted budget. The Governing Board Workshop will focus on strategic planning and budgeting.

NOTE: One or more Governing Board members may attend and participate in the meetings by means of communications media technology.

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention Lori Griffith, 4049 Reid Street, Palatka, FL 32177, or by phone at (386)329-4470, or by visiting the District's website at floridaswater.com. Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: District Clerk at (386)329-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Building Commission

The Florida Building Commission, "THE COMMISSION", Accessibility Advisory Council announces a public meeting to which all persons are invited.

DATE AND TIME: June 9, 2014, 2:00 p.m. until completion

PLACE: Meeting to be conducted using communications media technology, specifically teleconference and webinar. You must access both the teleconference number for audio only and the webinar for visual only.

To join the online meeting (now from mobile devices)

1. Go to <https://suncom.webex.com/suncom/j.php?ED=279826427&UID=492507407&RT=MiMxMQ%3D%3D>
2. If requested, enter your name and email address.
3. If a password is required, enter the meeting password (this meeting does not require a password.)
4. Click "Join."

To join the teleconference only

Provide your phone number when you join the meeting to receive a call back. Alternatively, you can call toll-free number: 1(888)670 3525 (US), attendee access code: 606 232 6940.

Public point of access: Florida Building Commission, Office of Codes and Standards, Department of Business and Professional Regulation, Suite 90A, 1940 North Monroe Street, Tallahassee, Florida.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive a report and presentation, in conjunction with the Commission's Accessibility Technical Advisory Committee, regarding the integration of the waiver process with the Building Code Information System and to consider and provide recommendations to the Commission regarding requests for waivers (as listed below) and other business for the Commission in accordance with the Council's agenda.

- a. High Reach 2 Office and Maintenance Facility, 260 Hickman Road, Sanford;
- b. Boathouse Restaurant, 49 S. W. Seminole Street, Stuart;
- c. Madame Tussaud's, 8387 International Drive, Orlando;
- d. Zed Holdings Warehouse, 3564 Plover Avenue, Naples;
- e. Renovations to 904 Margaret Street, 904 Margaret Street, Jacksonville;
- f. Kappa Delta Sorority, 555 West Jefferson Street, Tallahassee.

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 or visit the calendar on website at [www.floridabuilding.org](http://www.floridabuilding.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 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, 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, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Ms. 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 visit the calendar on our website at [www.floridabuilding.org](http://www.floridabuilding.org).

---

#### DEPARTMENT OF HEALTH

Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling

The Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling announces public meetings to which all persons are invited.

**DATES AND TIMES:** July 31, 2014, 2:00 p.m.; August 1, 2014, 8:30 a.m.

**PLACE:** Renaissance at Seaworld, 6677 Sea Harbor Drive, Orlando, FL 32821, (407)351-5555

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** General Board Meeting.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

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

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact Sue Foster at (850)245-4474 at least one week prior to the meeting.

#### DEPARTMENT OF HEALTH

Board of Massage Therapy

The Florida Board of Massage Therapy announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** Friday, May 30, 2014, 3:05 p.m.

**PLACE:** 1(888)670-3525; participant passcode: 4319491106

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This notice replaces Notice 14590563. The meeting is canceled.

A copy of the agenda may be obtained by contacting: Alexandra Alday at (850)245-4161.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Alexandra Alday at (850)245-4161. 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: Alexandra Alday at (850)245-4161.

---

#### DEPARTMENT OF HEALTH

Board of Nursing

The Florida Board of Nursing North Probable Cause Panel announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** June 9, 2014, 10:00 a.m., EDT

**PLACE:** Department of Health, Tallahassee at Meet Me number: 1(888)670-3525, code: 6126445695

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** For cases previously heard by the panel.

A copy of the agenda may be obtained by contacting: by writing Joe Baker, Jr., Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3257.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: the Board at (850)245-4125. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she will need to ensure that a verbatim record of the

proceeding is made, which record includes the testimony and evidence from which the appeal is to be issued.

---

DEPARTMENT OF HEALTH

Board of Nursing

The Council on Certified Nursing Assistants announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, June 12, 2014, 1:30 p.m., EDT

PLACE: Department of Health, Tallahassee at Meet Me Number: 1(888)670-3525, code: 4764781998

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Joe Baker Jr., Executive Director, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3252.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: the Board at (850)245-4125. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

---

DEPARTMENT OF HEALTH

Board of Pharmacy

The Florida Board of Pharmacy Probable Cause Panel announces a telephone conference call to which all persons are invited.

DATE AND TIME: (Updated from ID #14556225) Friday, June 6, 2014, 10:00 a.m.

PLACE: 1(888)670-3525, conference code: 513 489 6685

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: The Florida Board of Pharmacy at (850)245-4292.

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: The Florida Board of Pharmacy at (850)245-4292. 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: The Florida Board of Pharmacy at (850)245-4292.

---

DEPARTMENT OF HEALTH

Board of Pharmacy

The Florida Board of Pharmacy Rules Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, June 10, 2014, 9:00 a.m. – 11:00 a.m.

PLACE: Embassy Suites – Lake Buena Vista, 4955 Kyngs Heath Road, Kissimmee, FL 34746, (407)597-4000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General rules discussion and annual regulatory plan.

A copy of the agenda may be obtained by contacting: The Florida Board of Pharmacy at (850)245-4292.

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: The Florida Board of Pharmacy at (850)245-4292. 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: The Florida Board of Pharmacy at (850)245-4292.

---

DEPARTMENT OF HEALTH

Board of Pharmacy

The Florida Board of Pharmacy Compounding Rules Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, June 9, 2014, 3:00 p.m.

PLACE: Embassy Suites – Lake Buena Vista, 4955 Kyngs Heath Road, Kissimmee, FL 34746, (407)597-4000

GENERAL SUBJECT MATTER TO BE CONSIDERED: Rule 64B16-27.797 and the annual regulatory plan.

A copy of the agenda may be obtained by contacting: The Florida Board of Pharmacy at (850)245-4292.

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: The Florida Board of Pharmacy at (850)245-4292. 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: The Florida Board of Pharmacy at (850)245-4292.

---

#### DEPARTMENT OF CHILDREN AND FAMILY SERVICES

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

DATE AND TIME: June 12, 2014, 11:00 a.m. – 12:30 p.m.

PLACE: Leon County Human Services Building, Training Room, 1000 West Tharpe Street, Tallahassee, FL 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Children and Families, Circuit 2 Alliance – Community Action Team to provide a forum for providers and the Community to identify needs and gaps in services in order to improve the lives of children and families in the Big Bend area which covers Franklin, Gadsden, Jefferson, Leon, Liberty and Wakulla Counties. For those that cannot attend in person, the following conference call number is being provided for their convenience: 1(888)670-3525, participant code: 6368767367.

A copy of the agenda may be obtained by contacting: Jeanna Olson, Circuit 2 Community Development Administrator at (850)921-8269.

---

#### DEPARTMENT OF CHILDREN AND FAMILY SERVICES Refugee Services

The Miami-Dade Refugee Task Force announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, June 13, 2014, 10:00 a.m. – 12:00 Noon

PLACE: Miami-Dade College, Wolfson Campus, 500 NE 2nd Avenue, Room 3208-9, Miami, FL 33132

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

A copy of the agenda may be obtained by contacting: Adria Dilme-Bejel at (786)257-5171 or Lourdes Dysna-Leconte at (786)257-5173.

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: Adria Dilme-Bejel at (786)257-5171 or Lourdes Dysna-Leconte at (786)257-5173. 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: Adria Dilme-Bejel at (786)257-5171 or Lourdes Dysna-Leconte at (786)257-5173.

---

#### FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: July 31, 2014, 9:30 a.m.

PLACE: Rick Seltzer Conference Room, Suite 6000, Florida Housing Finance Corporation, 227 North Bronough Street, Tallahassee, Florida 32301-1329

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the Review Committee Meeting will be to give the scores and to submit a recommendation to Florida Housing's Board of Directors regarding the responses submitted for Florida Housing Finance Corporation's Request for Applications 2014-109, HOME Financing to be used for Rental Developments in Rural Areas.

A copy of the agenda may be obtained by contacting: Jean Salmonsens, (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: Jean Salmonsens, (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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.

---

#### FISH AND WILDLIFE CONSERVATION COMMISSION

The Florida Fish and Wildlife Conservation Commission announces public meetings to which all persons are invited.

DATES AND TIMES: June 17, 2014, 1:00 p.m.; June 18, 2014, 8:30 a.m.; June 19, 2014, 8:30 a.m.

PLACE: Crowne Plaza – Ft. Myers at Bell Tower Shops, 13051 Bell Tower Drive, Ft. Myers, FL 33907

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To review and discuss substantive and procedural issues associated with the Fish and Wildlife Conservation Commission and to take action on proposed rules and policy issues. The meeting may include fact finding field trips to Commission managed areas or facilities and to other areas to learn about management, and enforcement activities.

A copy of the agenda may be obtained by contacting: Lisa Zullo, Florida Fish and Wildlife Conservation Commission, (850)487-3796.

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).

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: Mr. Bud Vielhauer, General Counsel, 620 South Meridian Street, Tallahassee, Florida 32399-1600 or (850)487-1764.

---

#### SOUTHWOOD SHARED RESOURCE CENTER

The Southwood Shared Resource Center announces a public meeting to which all persons are invited.

**DATE AND TIME:** Monday, June 9, 2014, 1:30 p.m.

**PLACE:** Turlington Building, Room 1706, 325 W. Gaines Street, Tallahassee, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Quarterly meeting of the SSRC Board of Trustees.

A copy of the agenda may be obtained by contacting: Rick Mitchell, (850)488-9895 or email: rick.mitchell@ssrc.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Rick Mitchell. 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: Rick Mitchell, (850)488-9895 or email: rick.mitchell@ssrc.myflorida.com.

---

#### COUNCIL OF COMMUNITY COLLEGE PRESIDENTS

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

**DATE AND TIME:** June 5, 2014, 8:00 a.m.

**PLACE:** Reunion Resort, 7593 Gathering Drive, Kissimmee, FL 34747

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

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

For more information, you may contact: Michael Brawer, (850)222-3222.

---

#### DRMP, Inc.

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

**DATE AND TIME:** Tuesday, June 10, 2014, 5:00 p.m. – 7:00 p.m.

**PLACE:** Sunrise Elementary School, 1651 Mara Loma Boulevard, Palm Bay, Florida 32909

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Financial Management No. 426904-1-22-01 & 426904-1-22-02  
Project Description: Interstate 95 (I-95) and the Palm Bay Parkway Southern Interchange

Project Development and Environment (PD&E) Study  
From Babcock Street to Micco Road, Brevard County

The public hearing is held to give interested people the opportunity to express their views regarding future improvements at the interchange. The PD&E Study is being conducted to evaluate a new interchange along I-95, approximately 1.5 miles north of Micco Road. The study is also evaluating a multi-lane connector road connecting the proposed Palm Bay Parkway / St Johns Heritage Parkway from Babcock Street to Micco Road, a distance of approximately four (4) miles. These improvements are being evaluated to enhance social and economic needs, address future travel demand and provide for enhanced mobility in the City of Palm Bay and Southern Brevard County. A flyer with the agenda and other project-specific information will be distributed at the hearing. Additional information can also be obtained from the project website at [www.palmbayinterchange.com](http://www.palmbayinterchange.com).

Additional right-of-way is required to produce the project. The proposed right-of-way is programmed for donation by the adjacent property owners. FDOT carries out a right-of-way acquisition and relocation program in accordance with Section 339.09, Florida Statutes and Uniform Relocation Assistance and Real Property Acquisition Act of 1970 as amended. The study team has identified potential encroachments on wetlands



and floodplains and these areas may be given special consideration under Executive Orders 11990 and 11988.

A copy of the agenda may be obtained by contacting: Mary McGehee by phone at (386)943-5063 or by email at mary.mcgehee@dot.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Mary McGehee by phone at (386)943-5063 or by email at mary.mcgehee@dot.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mary McGehee by phone at (386)943-5063 or by email at mary.mcgehee@dot.state.fl.us.

## Section VII Notice of Petitions and Dispositions Regarding Declaratory Statements

### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that on May 5, 2014, the Construction Industry Licensing Board has received the petition for declaratory statement from Playmore Recreational Products and Services. The petition seeks the agency's opinion as to the applicability of subsection 489.105(6), Florida Statutes, as it applies to the petitioner.

The petitioner seeks a declaratory statement regarding subsection 489.105(6), Florida Statutes, as to whether an unlicensed contractor may hire a licensed contractor when a permit needs to be obtained. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Drew Winters, Executive Director, Construction Industry Licensing Board, Northwood Center, 1940 North Monroe Street, Tallahassee, FL 32399, (850)487-1395 or by electronic mail: Amanda.Wynn@myfloridalicense.com.

### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that on May 20, 2014, the Construction Industry Licensing Board has received the petition for declaratory statement from Pro/Max Construction, LLC.

The petition seeks the agency's opinion as to the applicability of paragraph 489.113(3)(b), Florida Statutes, as it applies to the petitioner.

The petitioner seeks a declaratory statement regarding paragraph 489.113(3)(b), Florida Statutes, as to whether a general contractor can shingle the roof of an addition to a house that he did not originally build. Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Drew Winters, Executive Director, Construction Industry Licensing Board, Northwood Center, 1940 North Monroe Street, Tallahassee, FL 32399, (850)487-1395 or by electronic mail: Amanda.Wynn@myfloridalicense.com.

### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

NOTICE IS HEREBY GIVEN that on May 5, 2014, the Construction Industry Licensing Board received a Petition for Declaratory Statement from Iseler Demolition, Inc. The petitioner seeks a declaratory statement as to whether petitioner is required to have a contractor's license for demolishing steel water storage structures in Florida. If so, what license is required? Except for good cause shown, motions for leave to intervene must be filed within 21 days after publication of this notice.

Copies of the Petition may be obtained from Drew Winters, Executive Director, Construction Industry Licensing Board, Northwood Center, 1940 North Monroe Street, Tallahassee, FL 32399, (850)487-1395 or by electronic mail: Amanda.Wynn@myfloridalicense.com.

### DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

NOTICE IS HEREBY GIVEN that the Department of Financial Services, Division of State Fire Marshal has received the petition for declaratory statement from Gregory J. Cahanin of Cahanin Fire & Code Consulting on May 22, 2014. The petition seeks the agency's opinion as to the applicability of Florida Fire Prevention Code-101 Chapter 42 as it applies to the petitioner. The petition seeks the agency's interpretation of Florida Fire Prevention Code-101Chapter 42 in particular, Section 7.1.4.1 and referenced standards contained therein.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Melissa E. Dembicer, Assistant General Counsel, Division of Legal Services, 612 Larson Building, 200 E. Gaines Street, Tallahassee, FL 32399-0333, (850)413-5829. Please refer all comments to: Melissa Dembicer.

Responses, motions to intervene, or requests for an agency hearing, §120.57(2), Fla. Stat., must be filed within 21 days of this notice.

**Section VIII  
Notice of Petitions and Dispositions  
Regarding the Validity of Rules**

Notice of Petition for Administrative Determination has been filled with the Division of Administrative Hearings on the following rules:

NONE

Notice of Disposition of Petition for Administrative Determination has been filled with the Division of Administrative Hearings on the following rules:

NONE

**Section IX  
Notice 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**

**FLORIDA HOUSING FINANCE CORPORATION**

RFA 2014-109 – HOME Financing to be used for Rental Developments in Rural Areas

This Request for Applications (RFA) is open to Applicants proposing the construction of affordable housing utilizing HOME Investment Partnerships (HOME-Rental) Program funding for Developments in Rural Areas.

Under this RFA, Florida Housing Finance Corporation (the Corporation) expects to have an estimated \$20 million in HOME funding available for award. Fifteen percent of the total HOME funding available (\$3 million) will be available for Applicants that qualify as HOME Community Housing Development Organization (CHDO) Applicants.

Applications shall be accepted until 11:00 a.m., Eastern Time, on Tuesday, July 1, 2014, and sent to the attention of Ken Reecy, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. For questions or additional information, please contact Ken Reecy at Ken.Reecy@floridahousing.org. The RFA, which outlines selection criteria and Applicant’s responsibilities, can be downloaded from the Florida Housing Finance Corporation website at: <http://www.floridahousing.org/Developers/MultiFamilyPrograms/Competitive/2014-109/>.

Any modifications that occur to the Request for Applications will be posted at the website and may result in an extension of the deadline. It is the responsibility of the Applicant to check the website for any modifications prior to the deadline date.

**Section XII  
Miscellaneous**

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

Division of Motor Vehicles

Mad Towing, Inc., d/b/a Campus Scooters for the establishment of MOTF motorcycles

Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Motofino USA, Inc., intends to allow the establishment of Mad Towing, Inc., d/b/a Campus Scooters as a dealership for the sale of motorcycles manufactured by Motofino USA, Inc. (line-make MOTF) at 3219 Southwest 40th Boulevard, Suite D, Gainesville, (Alachua County), Florida 32608, on or after June 30, 2014.

The name and address of the dealer operator(s) and principal investor(s) of Mad Towing, Inc., d/b/a Campus Scooters are dealer operator(s): David Haslam, 3219 Southwest 40th Boulevard, Suite D, Gainesville, Florida 32608, principal investor(s): David Haslam, 3219 Southwest 40th Boulevard, Suite D, Gainesville, Florida 32608.

The notice indicates intent to establish the new point location in a county of less 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: Jessica Richeson, Motofino USA, Inc., 2167 Gordon Highway, Augusta, Georgia 30909.

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 ENVIRONMENTAL PROTECTION

Office of the Secretary

Florida State Clearinghouse

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. This includes Outer Continental Shelf activities and other actions subject to federal consistency review under the Florida Coastal Management Program. A list of projects, comments

deadlines and the address for providing comments are available at: <http://approd.dep.state.fl.us/clearinghouse/>. For information, call: (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

---

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On May 28, 2014, the State Surgeon General issued an Order of Emergency Restriction of License with regard to the license of Karen Ann Caudell, R.N., License No.: RN 3128602. This Emergency Restriction 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 (2012-2013). 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, unless Monday is a holiday, then it will be published on Wednesday of that week.

---