

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF HEALTH

Board of Nursing

RULE NO.: RULE TITLE:
64B9-8.005 Unprofessional Conduct
PURPOSE AND EFFECT: The board proposes the rule
development to remove language duplicative of Section
456.072(1)(aa), FS.
SUBJECT AREA TO BE ADDRESSED: Unprofessional
Conduct.
RULEMAKING AUTHORITY: 464.006, 464.018(1)(h) FS.
LAW IMPLEMENTED: 464.018(1)(h) FS.
IF REQUESTED IN WRITING AND NOT DEEMED
UNNECESSARY BY THE AGENCY HEAD, A RULE
DEVELOPMENT WORKSHOP WILL BE NOTICED IN
THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE
REGISTER.
THE PERSON TO BE CONTACTED REGARDING THE
PROPOSED RULE DEVELOPMENT AND A COPY OF
THE PRELIMINARY DRAFT IS: Joe Baker, Jr., Executive
Director, Board of Nursing, 4052 Bald Cypress Way, Bin
#C02, Tallahassee, Florida 32399

THE PRELIMINARY TEXT OF THE PROPOSED RULE
DEVELOPMENT IS:

64B9-8.005 Unprofessional Conduct.

Unprofessional conduct shall include:

(1) through (11) No change.

~~(12) Testing positive for any drugs under Chapter 893,
F.S., on any drug screen when the nurse does not have a
prescription and legitimate medical reason for using such
drug;~~

(13) through (15) No change.

Rulemaking Authority 464.006, 464.018(1)(h) FS. Law Implemented
464.018(1)(h) FS. History—New 11-28-79, Amended 3-16-81, 10-8-
81, 9-11-83, Formerly 21O-10.05, Amended 4-21-86, 2-5-87, 8-2-90,
3-12-91, 9-16-91, 4-8-92, 9-29-92, Formerly 21O-10.005, Amended
9-7-93, Formerly 61F7-8.005, Amended 11-6-94, 5-1-95, 11-16-95,
Formerly 59S-8.005, Amended 2-18-98, 3-23-00, 2-17-02, 7-5-06,
12-11-06, 4-28-09,\_\_\_\_\_.

DEPARTMENT OF HEALTH

Board of Pharmacy

RULE NO.: RULE TITLE:
64B16-28.100 Pharmacy Permits – Applications and
Permitting

PURPOSE AND EFFECT: The Board proposes the rule
development to update the application form regarding
pharmacy limited community permits.

SUBJECT AREA TO BE ADDRESSED: Pharmacy Permits –
Applications and Permitting.

RULEMAKING AUTHORITY: 465.005, 465.022 FS.

LAW IMPLEMENTED: 456.013, 456.025(3), 465.018,
465.019, 465.0193, 465.0196, 465.0197, 465.022 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE
PROPOSED RULE DEVELOPMENT AND A COPY OF
THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tammy
Collins, Acting Executive Director, Board of Pharmacy/MQA,
4052 Bald Cypress Way, Bin C04, Tallahassee, Florida
32399-3254

THE PRELIMINARY TEXT OF THE PROPOSED RULE
DEVELOPMENT IS AVAILABLE AT NO CHARGE
FROM THE CONTACT PERSON LISTED ABOVE.

Section II
Proposed Rules

DEPARTMENT OF STATE

Division of Elections

RULE NO.: RULE TITLE:
1S-2.009 Constitutional Amendment by Initiative
Petition

PURPOSE AND EFFECT: The rule is being amended: 1) to
conform the rule to Section 100.371, F.S., which as of 2011 no
longer requires that the address provided on the petition be a
“street” address. (See s. 23, Ch. 2011-40, Laws of Fla.), 2) to
clarify what is required for the format of a petition to be
approved, 3) to specify that a translated initiative petition must
not be different from the approved English version and must
follow the approved format and 4) to replace in rule and the
incorporated form DS-DE 19, the inapplicable political
disclaimer requirement with requisite name and address of the
sponsoring political committee.

SUMMARY: The amendment will conform the rule to recent
legislative changes and make clarifications.

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 will not require legislative ratification pursuant to Section 120.541(3), F.S., because the rule applies only to election-related activities. Based upon past experiences with rules of this nature, this rule will not have an adverse effect on businesses or private-sector economic growth, job-creation, employment or investment; it is not likely to have an adverse impact on business competitiveness nor innovation in excess of the statutory threshold; nor will it increase regulatory costs in excess of the threshold mandating legislative ratification. No other statute requires legislative ratification for this rule.

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

RULEMAKING AUTHORITY: 20.10(3), 97.012(1), 100.371(2), (7), 101.161(2) FS.

LAW IMPLEMENTED: Art. XI. Fla. Const., 100.371, 101.161 FS.

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

DATE AND TIME: February 20, 2014, 11:00 a.m.

PLACE: R.A. Gray Building, 500 S. Bronough St., Room 307, Tallahassee, FL 32399

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: Brandy Hedges at (850)245-6536. 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: Jordan Jones, Assistant General Counsel at (850)245-6536 or jordan.jones@dos.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

1S-2.009 Constitutional Amendment by Initiative Petition.

(1) Submission of Initiative Petition. Before a petition to place a ~~Any~~ proposed initiative amendment to the State Constitution ~~to be placed on the ballot by initiative can be circulated for signatures, shall be submitted by~~ the sponsoring political committee must receive approval of the format of the proposed form from ~~to~~ the Division of Elections ~~for approval as to format prior to circulation of the proposed initiative amendment.~~ The sponsoring committee shall submit a written request for review, along with a copy of the proposed form, to the Division of Elections. Such submission shall be in writing and shall include a copy or a facsimile of the proposed form to be circulated. No initiative petition form for signatures may be circulated unless approved by the Division of Elections.

(2) Requirements and Approval of Initiative Petition Form.

(a) The Division shall review the initiative petition form solely for sufficiency of the format and shall render a decision within seven (7) days following receipt. ~~The Division shall not review the petition form for legal sufficiency.~~

(b) The format of an initiative petition submitted for review and approval by the Division of Elections shall be in accordance with Form DS-DE 19 (effective \_\_\_\_\_), entitled "Constitutional Amendment Petition Form" and the requirements of this rule. Form DS-DE 19 is hereby incorporated by reference and is available from the Division of Elections, Room 316, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250, (850)245-6500, or by download from the Division of Elections' rules webpage at: <http://election.dos.state.fl.us>. The format of the petition form is deemed sufficient only if the petition form:

1.(a) ~~Is printed on separate cards or individual sheets of paper. The minimum size of such forms shall be 3 inches by 5 inches and the maximum shall be 8 1/2 inches by 11 inches.~~

~~(b) Is clearly and conspicuously entitled at the top of the form "Constitutional Amendment Petition Form."~~

~~(c) Includes adequate space for the voter's name, residential street address, city, county, voter registration number, date of birth, signature, and date of signature.~~

~~(d) Contains the ballot title that shall not exceed 15 words and the ballot summary of the proposed amendment or other public measure that shall not exceed 75 words in length as prescribed in subsection (4).~~

2.(e) Clearly and cConspicuously contains in the following order:

a. The title “Constitutional Amendment Petition Form” at the top of the form.

b. The three statements as exactly worded in the box on the top of Form DS-DE 19.

c. Adequate blank lines for the voter’s name, address, city, county, voter registration number and date of birth as specified on the DS-DE 19.

d. A check box and accompanying text so the voter may indicate a change in the voter’s legal residence address on the voter’s voter registration record as specified on the DS-DE 19.

e. The statement, “I am a registered voter of Florida and hereby petition the Secretary of State to place the following proposed amendment to the Florida Constitution on the ballot in the general election.”

f. The ballot title, which shall not exceed 15 words.;

g.2. The ballot summary, which shall not exceed 75 words.;

h.3. The article and section being created or amended.;  
and

i.4. The full text of the amendment being proposed. If the text must be printed on both sides of the form, it shall be clearly indicated that the text is continued or begins on the other side.

j. Adequate blank lines for the date of the voter’s signature and the voter’s signature.

~~(k) The Contains petition shall contain space for only a blank line for only one voter’s signature to be located below the full text of the amendment being proposed.~~ The Division will not approve petition forms providing for multiple signatures per page.

k. A disclaimer that states “Initiative petition sponsored by (name and address of the sponsoring political committee).”

~~(g) Is marked, in accordance with Section 106.143, F.S., governing political disclaimers, with “paid political advertisement” or contains the abbreviation “pd. pol. adv.” and identifies the name and address of the sponsoring political committee, and the name of the entity paying for the advertisement if different from the name of the sponsoring political committee.~~

~~l.(h) Contains space, Adequate blank lines~~ in accordance with Section 106.19(3), F.S., for the name and address of a paid petition circulator, ~~if one is used in the event the petition form is gathered by a paid petition circulator.~~

m. The notation “For Official Use Only” as specified on Form DS-DE 19 providing adequate blank lines labeled “Serial Number” and “Date Approved.”

(c) The petition need not contain the designation of Form DS-DE 19 and its effective date or the reference to this rule as shown on the sample Form DS-DE 19.

~~(3) Sample Petition Form. The format of an initiative petition submitted for review and approval by the Division of Elections shall be substantially in accordance with Form DS-DE 19 (effective 10-15-07), entitled “Constitutional Amendment Petition Form.” Form DS-DE 19 is hereby incorporated by reference and is available from the Division of Elections, Room 316, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250, (850)245-6500, or by download from the Division of Elections’ rules webpage at: <http://election.dos.state.fl.us>.~~

~~(3)(4) Word Count.~~ The following provisions apply to determine the word count for a ballot title and summary:

(a) Hyphenated compound words count as two or more words.

(b) An ampersand or a plus or minus sign shall count as one word.

(c) Punctuation, such as commas, periods, hyphens, question marks, parentheses, quotation marks or exclamation points, does not affect the word count.

(d) Each word joined by a forward or back slash to another word counts separately as a word.

(e) Each part of a date counts as one word. Example: January 1, 2025 shall count as three words.

(f) Each word in a name is individually counted. Example: George Washington shall count as two words.

(g) Each whole number shall count as a word.

(h) Spaces do not affect the word count.

~~(4)(5) Additional Information or Materials.~~ Other than providing information or a method by which the petition form may be returned by mail to the sponsoring committee, no additional information or materials shall be printed directly on the form.

~~(5)(6) Assignment of a Serial Number.~~ The Division shall assign a serial number to each approved petition form. The serial number shall begin with the last two digits of the calendar year in which the petition form is approved followed by a number in numerical sequence. For example, the first petition form approved in 2006 is assigned the serial number 06-1. The serial number assigned must be printed in the lower right hand corner of the petition form.

~~(6)(7) Changes.~~ Any change to a previously approved petition form shall be submitted to the Division of Elections for review. No person or entity other than the sponsoring political committee of the previously approved petition form can submit a change or changes to the previously approved petition form. The Division of Elections must approve any material change to a previously approved petition form. A material change constitutes a change in the wording of the text

of the proposed amendment, the ballot title, or ballot summary, or a change in punctuation or layout, or a change in the name of the sponsoring political committee. A translation into another language does not constitute a material change to an initiative petition form. If translated into another language, the translation must not add or subtract from the approved English language and format of the petition and its blank entries. Any material change submitted for approval to a previously approved initiative petition constitutes a request for approval of a new petition form and shall be assigned a different serial number upon approval by the Division of Elections.

~~(7)~~~~(8)~~ **Reproduction.** Petition forms may be reproduced in newspapers, magazines, and other forms of printed mass media or made available through the internet for download printing, provided such forms are reproduced in the same format as approved by the Division. The petition forms may be included within a larger advertisement, provided the forms are clearly defined by a solid or broken line border.

~~(8)~~~~(9)~~ **Submission of Signed Petition Forms.** All signed petition forms shall be returned to the sponsoring political committee. Only the sponsoring political committee shall submit the signed petition forms to the Supervisors of Elections for verification of signatures in accordance with Rule 1S-2.0091, F.A.C.

~~(9)~~~~(10)~~ **Effect on Previously Approved Petition Form.** Any petition form approved by the Division of Elections prior to the effective date of this rule may continue to be used and circulated for signature gathering unless a material change to the previously approved petition form has been approved by the Division of Elections or until the sponsoring political committee notifies the Division of Elections that the committee is no longer seeking to obtain ballot position, or the registration of the sponsoring political committee has been revoked in accordance with Rule 1S-2.021, F.A.C.

Rulemaking Authority 20.10(3), 97.012(1), 100.371(2), (7), 101.161(2) FS. Law Implemented Art. XI, Fla. Const., 100.371, 101.161 FS. History--New 7-2-79, Formerly 1C-7.09, Amended 7-7-86, Formerly 1C-7.009, Amended 3-5-96, 7-31-02, 3-16-06, 10-15-07, 10-13-08,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Jordan Jones

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Kenneth W. Detzner, Secretary of State

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 27, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: August 28, 2013

### Section III Notice of Changes, Corrections and Withdrawals

#### DEPARTMENT OF JUVENILE JUSTICE

##### Probation

RULE NOS.:	RULE TITLES:
63D-10.003	Community Supervision Services
63D-10.004	Violations of Supervision
63D-10.005	Residential Case Management and Transitional Planning
	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. 249, December 27, 2013 issue of the Florida Administrative Register.

63D-10.003 Community Supervision Services.

(1) through (3) No change.

(4) The initial YES Plan shall be developed within 30 calendar days of disposition, in the case of probation, or release, in the case of CR or PCP, and must be signed by all parties, including the youth, family, JPO, and Juvenile Probation Officer Supervisor (JPOS). An electronic signature for the JPOS is acceptable.

(a) through (b) No change.

(c) For youth who are moderate-high or high risk to re-offend, at least one of the top three criminogenic needs shall be addressed by creating a Change Goal in JJIS. The Change Goal is a performance goal for the youth on his or her YES Plan that specifically documents the selected criminogenic need to be addressed. Each Change Goal shall contain at least one specific action step for the youth, family, and JPO that clearly defines who is responsible, what action should be taken, and how often the action should be taken.

(d) through (g) No change.

(5) through (7) No change.

(8) The JPOS shall conduct a case review of each case at least once every 90 calendar days while the youth is under supervision.

(a) The JPO shall update Youth Requirements and Change Goals in JJIS prior to the supervisory case review, to include closing completed or terminated sanctions and goals, updating action steps for pending sanctions and goals to reflect the youth's progress, or adding sanctions or goals to address additional needs identified during the course of supervision. YES Plans shall be updated every 90 days prior to the

supervisory review. This includes developing a new YES Plan in JJIS. Printing and signing the form is not required. The generation of the plan every 90 days leaves a record of the youth's progress that is easy to follow. Hand written modifications are allowed between formal updates. Once a Change Goal is successfully completed another shall be negotiated for all youth continuing on supervision. If a youth has complied with supervision and termination is being sought ~~and~~ or all needs have been successfully addressed, a Change Goal is no longer required.

(b) No change.

(9) No change.

(10) For youth ~~is~~ in adult jail for an extended period of time YES Plans and on-going risk assessments are not required.

(11) through (15) No change.

Rulemaking Authority 985.14, 985.435, 985.64 FS. Law Implemented 985.14, 985.435, 985.46 FS. History–New 9-20-10, Amended.

63D-10.004 Violations of Supervision.

(1) No change.

(2) The JPO shall investigate all known or reported violations of supervision. Such investigations shall include interviewing the supervised youth, family, school officials, and other relevant ~~important~~ collateral sources. In the case of absconding, a diligent search must be completed.

(3) through (5) No change.

Rulemaking Authority 985.14, 985.64 FS. Law Implemented 985.14, 985.435, 985.439, 985.601 FS. History–New 9-20-10, Amended.

63D-10.005 Residential Case Management and Transitional Planning.

(1) through (5) No change.

(6) If a youth is scheduled to return to an area different from the area of original jurisdiction, the department shall arrange courtesy supervision within 10 calendar days of learning of the relocation request. Courtesy supervision is supervision performed by department staff outside the county of jurisdiction due to the youth's relocation. If the youth is remaining in the State of Florida, both the sending and receiving JPO shall participate in the transition and exit conferences.

(7) through (9) No change.

(10) In accordance with Chapter 394, F.S., the JPO shall notify the DCF Sexually Violent Predator Program Multidisciplinary Team of the anticipated release of any youth who has been convicted of a sexually violent offense using the approved form. A copy of the written notice shall also be forwarded to the state attorney in the circuit where the youth was adjudicated. Notification to the multidisciplinary team and the state attorney shall take place 180 calendar days prior to the anticipated release from a commitment program of persons age 18 and older ~~from a commitment program and~~ who have been convicted of any of the sexually violent offenses defined in statute. The transition process for sex offenders who meet the statutory criteria for involuntary civil commitment shall commence 210 calendar days prior to the youth's anticipated release from the commitment program if the program is a maximum or high-risk program or otherwise one with a length of stay of more than 180 calendar days.

(11) No change.

(12) Cases under the jurisdiction of a juvenile court shall be approved for direct discharge by said court prior to the department completing any direct discharge action. If a youth has reached the maximum age of jurisdiction or completed the maximum term of confinement that an adult would serve for the same offense while in the residential program, the department shall recommend direct discharge.

(a) If a youth commits a violation of law for which he or she is sentenced with adult sanctions, the department shall pursue direct discharge. To request termination of supervision ~~for~~ a youth sentenced as an adult, the JPO shall follow the same procedures used for terminating a case from juvenile court.

(b) No change.

Rulemaking Authority 985.435, 985.46, 985.64 FS. Law Implemented 985.14, 985.435, 985.46 FS. History–New 9-20-10, Amended.

Section IV  
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

The Florida Department of Business and Professional
Regulation, Division of Hotels and Restaurants hereby gives
notice:

On January 06, 2014 the Division of Hotels and Restaurants
received a Petition for an Emergency Variance for
Subparagraph 3-305.11(A)(2), 2009 FDA Food Code, Section
3-305.14, 2009 FDA Food Code, Section 6-202.15, 2009 FDA
Food Code, Section 6-202.16, 2009 FDA Food Code,
subsection 61C-4.010(1), Florida Administrative Code, and
subsection 61C-4.010(6), Florida Administrative Code, from
Shaquira Sabor Delicias located in Orlando. The above
referenced F.A.C. addresses the requirement for proper
handling and dispensing of food. They are requesting to
dispense bulk time/temperature control for safety foods other
than frankfurters from an open air mobile food dispensing
vehicle.

The Petition for this variance was published in Vol. 40/08 on
January 13, 2014. The Order for this Petition was signed and
approved on January 21, 2014. After a complete review of the
variance request, the Division finds that the application of this
Rule will create a financial hardship to the food service
establishment. Furthermore, the Division finds that the
Petitioner meets the burden of demonstrating that the
underlying statute has been achieved by the Petitioner
ensuring that each pan within the steam table is properly
covered with an individual lid; the steam table is enclosed
within a cabinet with tight-fitting doors, and is protected by an
air curtain installed and operated according to the
manufacturer's specifications that protects against flying
vermin or other environmental contaminants; all steam table
foods must be properly reheated for hot holding at approved
commissaries and held hot at the proper minimum temperature
per the parameters of the currently adopted FDA Food Code;
and steam table food is to be dispensed by the operator with
no customer self-service. The Petitioner shall also strictly
adhere to the operating procedures and copies of the variance
and operating procedures are to be present on the MFDV
during all periods of operation.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-1.004 General Sanitation and Safety Requirements

The Florida Department of Business and Professional
Regulation, Division of Hotels and Restaurants hereby gives
notice:

On January 10, 2014 the Division of Hotels and Restaurants
received a Petition for an Emergency Variance for paragraph
61C-1.004(1)(a), Florida Administrative Code, and Paragraph
5-202.11(A), 2009 FDA Food Code from Cinquecento located
in Miami. The above referenced F.A.C. addresses the
requirement that each establishment have an approved
plumbing system installed to transport potable water and
wastewater. They are requesting to utilize holding tanks to
provide potable water and to collect wastewater at the portable
handwash sink located in the front pasta preparation area.

The Petition for this variance was published in Vol. 40/11 on
January 16, 2014. The Order for this Petition was signed and
approved on January 22, 2014. After a complete review of the
variance request, the Division finds that the application of this
Rule will create a financial hardship to the food service
establishment. Furthermore, the Division finds that the
Petitioner meets the burden of demonstrating that the
underlying statute has been achieved by the Petitioner
ensuring the wastewater holding tank for the portable
handwash sink is emptied at a frequency as to not create a
sanitary nuisance; and potable water provided must come from
an approved source and be protected from contamination
during handling. The Petitioner shall also ensure that the
handwash sink is provided with hot and cold running water
under pressure, soap, an approved hand drying device and a
handwashing sign.

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL
REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-4.010 Sanitation and Safety Requirements

The Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants hereby gives notice:

On January 13, 2014, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsection 61C-4.010(7), Florida Administrative Code, and subsection 61C-4.010(6), Florida Administrative Code, from Justin’s BBQ Barn located in Miami. The above referenced F.A.C. addresses the requirement that at least one accessible bathroom be provided for use by customers. They are requesting to share the bathrooms located within an adjacent establishment under a different ownership for use by customers only.

The Petition for this variance was published in Vol. 40/11 on January 16, 2014. The Order for this Petition was signed and approved on January 22, 2014. After a complete review of the variance request, the Division finds that the application of this Rule will create a financial hardship to the food service establishment. Furthermore, the Division finds that the Petitioner meets the burden of demonstrating that the underlying statute has been achieved by the Petitioner ensuring the bathrooms located within Coin Laundry (Richard & Enid Stewart, owners) are maintained in a clean and sanitary manner and are provided with cold running water under pressure, soap, approved hand drying devices, and are available during all hours of operation. The Petitioner shall also ensure directional signage is installed within or outside the establishment clearly stating the location of the bathrooms. If the ownership of Coin Laundry (Richard & Enid Stewart, owners) changes, an updated, signed agreement for use of the bathroom facilities is required immediately.

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

**DEPARTMENT OF HEALTH**

Division of Environmental Health

**RULE NO.: RULE TITLE:**

64E-11.007 Sanitary Facilities and Controls

**NOTICE IS HEREBY GIVEN** that on January 14, 2014, the Department of Health, received a petition for Permanent Variance from subsection 64E-11.007(7), Florida Administrative Code (F.A.C.), from Titusville American legion Post 1, Inc., 1281 N. Washington Ave., Titusville, FL 32796. Subsection 64E-11.007(7), F.A.C., requires effective control measures to be taken to protect against the entrance into the food establishment and the breeding or presence on

the premises of rodents, flies, roaches and other vermin. All building must be effectively rodent-proofed, free of rodents and maintained in a rodent-proof. All openings to the outside air must be effectively protected against the entrance of flies and other flying insects by self-closing doors, windows, screening, controlled air currents or other effective means. Screening materials must be no less than 16 mesh to the inch and screens for window, doors, and other openings to the outside air must be tight fitting and free of breaks. Comments on this petition should be filed with Althea Gaines, Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, BIN A02, Tallahassee, Florida 32399-1703, within 14 days of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Ric Mathis, Bureau of Environmental Health, 4052 Bald Cypress Way, BIN A08, Tallahassee, Florida 32399-1710 or by calling: (850)245-4444, extension 2337.

**Section VI**

**Notice of Meetings, Workshops and Public Hearings**

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

Division of Administration

The Florida Agriculture Museum announces a public meeting to which all persons are invited.

**DATE AND TIMES:** Thursday, February 13, 2014, 10:00 a.m.; 12:30 p.m.; 1:00 p.m.

**PLACE:** Palm Coast Holdings, 145 City Pl 300, Palm Coast, Florida 32164

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Executive Director Search Committee Meeting – 10:00 a.m.; Executive Committee – 12:30 p.m.; Full Board Committee Meeting – 1:00 p.m.

A copy of the agenda may be obtained by contacting: Andrew Johnson, (386)313-4040.

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: Andrew Johnson, (386)313-4040. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**DEPARTMENT OF TRANSPORTATION**

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

DATE AND TIME: Friday, February 7, 2014, 1:30 p.m.

PLACE: District 5 Headquarters, 719 S. Woodland Blvd., DeLand, FL 32720

GENERAL SUBJECT MATTER TO BE CONSIDERED: Financial Management No. 43219315201; Project Description: I-4 Ultimate Project.

The purpose of the meeting is for the Project Selection Committee to meet and make decisions regarding the request of 4wardPartners to change the composition of its organization on the I-4 Ultimate Project. The public meeting will utilize telephonic communications for attendance of at least one member of the Project Selection Committee. Persons interested in attending the public meeting can attend in person at the District 5 Headquarters in DeLand or by calling: 1(888)670-3525, conference code: 7993168355.

A copy of the agenda may be obtained by contacting: Michelle Sloan, michelle.sloan@dot.state.fl.us or (386)943-5528.

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 seven days before the workshop/meeting by contacting: Michelle Sloan at the phone number above. Public participation is solicited without regard to race, color, national origin, age, sex, disability or family status. Persons who require translation services (free of charge) should contact Michelle Sloan at the phone number above. 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: Michelle Sloan, the FDOT Procurement Manager at (386)943-5528 or email at michelle.sloan@dot.state.fl.us. Additional information on the project is also available at <http://www.moving-4-ward.com/>.

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

The Department of Highway Safety and Motor Vehicles announces a public meeting to which all persons are invited.

DATES AND TIMES: February 25, 2014, 8:30 a.m. and 1:00 p.m.; February 26, 2014, 8:30 a.m. and 1:00 p.m.

PLACE: FL Dept. of Transportation, 2198 Edison Avenue, Jacksonville, FL 32204

GENERAL SUBJECT MATTER TO BE CONSIDERED: FloridaNet is hosting a series of statewide listening sessions to brief first responders, public safety technologists, and government leaders on FirstNet.

The sessions will provide an overview of FloridaNet's response to FirstNet. We will gather input from all participants on developing FloridaNet's response.

February 25, 2014: 8:30 a.m. session #1 for First Responder/Public Safety; 1:00 p.m. session for Technologists

February 26, 2014: 8:30 a.m. session for Leadership/Elected Officials; 1:00 p.m. session #2 for First Responder/Public Safety

A copy of the agenda may be obtained by contacting: The FloridaNet website at: <http://www.floridanet.gov/registration>.

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: Larry Gowen, 2900 Apalachee Parkway, Room D314, Tallahassee, FL 32399, (850)617-2117, larrygowen@flhsmv.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

The Department of Highway Safety and Motor Vehicles announces a public meeting to which all persons are invited.

DATES AND TIMES: February 27, 2014, 8:30 a.m. and 1:00 p.m.; February 28, 2014, 8:30 a.m. and 1:00 p.m.

PLACE: Pat Thomas Law Enforcement Academy, 85 Academy Dr., Havana, FL 32333

GENERAL SUBJECT MATTER TO BE CONSIDERED: FloridaNet is hosting a series of statewide listening sessions to brief first responders, public safety technologists, and government leaders on FirstNet.

The sessions will provide an overview of FloridaNet's response to FirstNet. We will gather input from all participants on developing FloridaNet's response.

February 27, 2014: 8:30 a.m. session #1 for First Responder/Public Safety; 1:00 p.m. session for Technologists

February 28, 2014: 8:30 a.m. session for Leadership/Elected Officials; 1:00 p.m. session #2 for First Responder/Public Safety

A copy of the agenda may be obtained by contacting: The FloridaNet website at: <http://www.floridanet.gov/registration>.



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: Larry Gowen, 2900 Apalachee Parkway, Room D314, Tallahassee, FL 32399, (850)617-2117, larrygowen@flhsmv.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

#### DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

The Department of Highway Safety and Motor Vehicles announces a public meeting to which all persons are invited.

**DATES AND TIMES:** March 6, 2014, 8:30 a.m. and 1:00 p.m.; March 7, 2014, 8:30 a.m. and 1:00 p.m.

**PLACE:** Hilton Garden, 1144 Airport Rd., Pensacola, FL 32504

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** FloridaNet is hosting a series of statewide listening sessions to brief first responders, public safety technologists, and government leaders on FirstNet.

The sessions will provide an overview of FloridaNet's response to FirstNet. We will gather input from all participants on developing FloridaNet's response.

March 6, 2014: 8:30 a.m. session #1 for First Responder/Public Safety; 1:00 p.m. session for Technologists  
 March 7, 2014: 8:30 a.m. session for Leadership/Elected Officials; 1:00 p.m. session #2 for First Responder/Public Safety

A copy of the agenda may be obtained by contacting: The FloridaNet website at: <http://www.floridanet.gov/registration>. 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: Larry Gowen, 2900 Apalachee Parkway, Room D314, Tallahassee, FL 32399, (850)617-2117, larrygowen@flhsmv.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

#### DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

The Department of Highway Safety and Motor Vehicles announces a public meeting to which all persons are invited.

**DATES AND TIMSE:** March 13, 2014, 8:30 a.m. and 1:00 p.m.; March 14, 2014, 8:30 a.m. and 1:00 p.m.

**PLACE:** Hillsborough County Sheriff's Office, 2214 N Falkenburg Rd., Tampa, FL 33619

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** FloridaNet is hosting a series of statewide listening sessions to brief first responders, public safety technologists, and government leaders on FirstNet.

The sessions will provide an overview of FloridaNet's response to FirstNet. We will gather input from all participants on developing FloridaNet's response.

March 13, 2014: 8:30 a.m. session #1 for First Responder/Public Safety; 1:00 p.m. session for Technologists  
 March 14, 2014: 8:30 a.m. session for Leadership/Elected Officials; 1:00 p.m. session #2 for First Responder/Public Safety

A copy of the agenda may be obtained by contacting: The FloridaNet website at: <http://www.floridanet.gov/registration>.

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: Larry Gowen, 2900 Apalachee Parkway, Room D314, Tallahassee, FL 32399, (850)617-2117, larrygowen@flhsmv.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

#### DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

The Department of Highway Safety and Motor Vehicles announces a public meeting to which all persons are invited.

**DATES AND TIMES:** March 19, 2014, 8:30 a.m. and 1:00 p.m.; March 20, 2014, 8:30 a.m. and 1:00 p.m.

**PLACE:** FDLE – Miami Regional Operations Center, 1030 NW 111th Avenue, Miami, FL 33172

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** FloridaNet is hosting a series of statewide listening sessions to brief first responders, public safety technologists, and government leaders on FirstNet.

The sessions will provide an overview of FloridaNet's response to FirstNet. We will gather input from all participants on developing FloridaNet's response.

March 19, 2014: 8:30 a.m. session #1 for First Responder/Public Safety; 1:00 p.m. session for Technologists  
 March 20, 2014: 8:30 a.m. session for Leadership/Elected Officials; 1:00 p.m. session #2 for First Responder/Public Safety

A copy of the agenda may be obtained by contacting: The FloridaNet website at: <http://www.floridanet.gov/registration>.

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

D314, Tallahassee, FL 32399, (850)617-2117, larrygowen@flhsmv.gov. 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).

**PUBLIC SERVICE COMMISSION**

The Florida Public Service Commission announces its Internal Affairs Meeting to which all interested persons are invited.

DATE AND TIME: February 18, 2014, 9:30 a.m.

PLACE: Gerald L. Gunter Building, 2540 Shumard Oak Boulevard, Room 105, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and make decisions on matters which affect the operation of the Commission.

Internal Affairs Agendas and Florida Public Service Commission's contact information may be obtained from [www.floridapsc.com](http://www.floridapsc.com). Persons needing ADA accommodation to participate should contact the FPSC at least five days prior to the conference via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service.

\*Changes to this notice will be published at the earliest practicable time on the Commission's Web site.

**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: February 20, 2014, 10:00 a.m.

PLACE: Gainesville Regional Utilities Eastside Operations Center, 4747 North Main Street, Gainesville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida (District 3) Local Emergency Planning Committee.

A copy of the agenda may be obtained by contacting: Dwayne Mundy, Public Safety and Regulatory Compliance Program Director, North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, FL 32653.

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, 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.

**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: February 20, 2014, 1:15 p.m.

PLACE: Gainesville Regional Utilities Eastside Operations Center, 4747 North Main Street, Gainesville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida Hazardous Materials Response Team Policy Board.

A copy of the agenda may be obtained by contacting: Dwayne Mundy, Public Safety and Regulatory Compliance Program Director, North Central Florida Regional Planning Council, 2009 NW 67th Place, Gainesville, FL 32653.

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, 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.

**REGIONAL PLANNING COUNCILS**

East Central Florida Regional Planning Council

The Wekiva River Basin Commission announces a public meeting to which all persons are invited.

DATE AND TIME: February 26, 2014, 3:00 p.m.

PLACE: Wekiva Island, 1000 Miami Springs Road, Barr Education Center Meeting Room, Longwood, Florida 32779

GENERAL SUBJECT MATTER TO BE CONSIDERED: The quarterly meeting of the Wekiva River Basin Commission.

A copy of the agenda may be obtained by contacting: Pegge Parker by email at [pparker@ecfrpc.org](mailto:pparker@ecfrpc.org) or (407)262-7772, ext. 300.

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: Pegge Parker by email at [pparker@ecfrpc.org](mailto:pparker@ecfrpc.org) or (407)262-7772, ext. 300.

**REGIONAL PLANNING COUNCILS**

**Treasure Coast Regional Planning Council**

The Treasure Coast Regional Planning Council announces a public meeting to which all persons are invited.

**DATE AND TIME:** February 21, 2014, 9:30 a.m.

**PLACE:** Indian River State College, Wolf High Technology Center, 2400 SE Salerno Road, Stuart, Florida 34997

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The Treasure Coast Regional Planning Council will conduct its regular Board meeting.

A copy of the agenda may be obtained by contacting: Liz Gulick at (772)221-4060 or email: lgulick@tcrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Liz Gulick at (772)221-4060 or email: lgulick@tcrpc.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: Liz Gulick at (772)221-4060 or email: lgulick@tcrpc.org.

**WATER MANAGEMENT DISTRICTS**

**St. Johns River Water Management District**

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

**DATE AND TIME:** Tuesday, February 11, 2014, 9:00 a.m. the Projects and Land Committee business meeting will begin; the Finance, 10:00 a.m. or upon conclusion of the Projects and Land Committee meeting, whichever is later the Administration and Audit Committee will begin; 10:30 a.m. or upon conclusion of the Finance, Administration and Audit Committee meeting, whichever is later the Regulatory Committee meeting will begin; 10:45 a.m. or upon the conclusion of the Regulatory Committee meeting, whichever is earlier the Governing Board meeting will begin

**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.

**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: Missy McDermont, 4049 Reid Street, Palatka, FL 32177 or by phone at (386)329-4214 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**

**Division of Florida Condominiums, Timeshares and Mobile Homes**

The Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, Community Association Living Study Council announces a public meeting to which all persons are invited.

**DATE AND TIME:** Friday, February 7, 2014, 10:00 a.m. until completion of business

**PLACE:** Department of Business and Professional Regulation – Professions' Board Room, 1940 North Monroe Street, Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To receive public input and conduct general business of the Community Association Living Study Council.

A copy of the agenda may be obtained by contacting: Debbie Miller, Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1030, Telephone: (850)488-1631.

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: Debbie Miller, Division of Florida Condominiums,

Timeshares, and Mobile Homes, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1030, Telephone: (850)488-1631. 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).

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**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

Division of Florida Condominiums, Timeshares and Mobile Homes

The Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, Community Association Living Study Council announces a public meeting to which all persons are invited.

**DATE AND TIME:** Saturday, February 8, 2014, 10:00 a.m. until completion of business

**PLACE:** 400 West Robinson Street, Hurston Building – North Tower, Orlando, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To receive public input and conduct general business of the Community Association Living Study Council.

A copy of the agenda may be obtained by contacting: Debbie Miller, Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1030, Telephone: (850)488-1631.

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: Debbie Miller, Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1030, Telephone: (850)488-1631. 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).

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**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:** February 11, 2014, 9:00 a.m.

**PLACE:** 1002 E. Palm Avenue, Tampa, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Ongoing Hillsborough Alliance business.

A copy of the agenda may be obtained by contacting: Gabriela Reece at (813)337-5805.

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: Gabriela Reece at (813)337-5805. 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: Gabriela Reece at (813)337-5805.

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**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

Substance Abuse Program

The Department of Children and Families/Substance Abuse and Mental Health announces a workshop to which all persons are invited.

**DATE AND TIME:** Thursday, February 6, 2014, 10:00 a.m. – 12:00 Noon

**PLACE:** Sebring Chamber of Commerce, 227 US Hwy 27 South, Sebring, FL 33870

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** A public forum will be held in Highlands County area on the transportation exemption plan between Florida Hospital Lake Placid and Peace River Center in Bartow Florida. This forum is in compliance with Florida Statute 394.463. The transportation exemption plan addresses mental health individuals that are fifty-five years of age or less that will be transported to the Peace River Center. This is open for any interested parties that would like to attend.

A copy of the agenda may be obtained by contacting: Erma Rohrer, 400 W. Robinson St., Orlando, FL, (407)317-7010, erma\_rohrer@dcf.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 24 hours before the workshop/meeting by contacting: Carolann Duncan, 400 W. Robinson St., Orlando, FL 32801, (407)317-7010. 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).

ORANGE COUNTY RESEARCH AND DEVELOPMENT AUTHORITY

The Orange County Research and Development Authority announces a public meeting to which all persons are invited.

DATE AND TIME: February 13, 2014, 8:00 a.m.

PLACE: Central Florida Research Park, 12424 Research Parkway, Suite 100, Orlando, FL 32826

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by contacting: Joe Wallace, (407)282-3944.

Section VII

Notice of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Drugs, Devices and Cosmetics

NOTICE IS HEREBY GIVEN that Division of Drugs, Devices and Cosmetics has received the petition for declaratory statement from Martin R. Dix, General Counsel on behalf of Publix Super Markets, Inc., filed on January 24, 2014. The petition seeks the agency’s opinion as to the applicability of Sections 499.003(54), 499.003(17), 499.005(16), and 499.001, Florida Statutes, and Rule 61N-1.012, Florida Administrative Code, as it applies to the petitioner.

Publix is requesting that the Department of Business and Professional Regulation, Division of Drugs, Devices and Cosmetics, declare that the sale or transfer of prescription drugs from one Publix pharmacy to another and from a Publix pharmacy to the Publix chain pharmacy warehouse is not the wholesale distribution of prescription drugs and, if not the wholesale distribution of prescription drugs, that these activities may be undertaken without any type of wholesale drug distribution permit and without the need for a the passage of a drug pedigree.

A copy of the Petition for Declaratory Statement may be obtained by contacting: The Division of Drugs, Devices and Cosmetics, 1940 N. Monroe Street, Suite 26A, Tallahassee, FL 32399-1047.

Please refer all comments to: Reggie Dixon, Division Director, Division of Drugs, Devices and Cosmetics, 1940 N. Monroe Street, Suite 26A, Tallahassee, FL 32399-1047, website: [http://interredesignalpha/dbpr/ddc/ddc\\_division\\_notices.html](http://interredesignalpha/dbpr/ddc/ddc_division_notices.html).

DEPARTMENT OF HEALTH

Board of Pharmacy

NOTICE IS HEREBY GIVEN that the Board of Pharmacy has issued an Order disposing the Petition for Declaratory Statement that was filed on September 6, 2013, by Eric Renker, Pharm D., on behalf of Florida Hospital Tampa. The Notice of Petition for Declaratory Statement published on September 16, 2013, in Vol. 39, No. 189, of the Florida Administrative Register. Petitioner sought the Board’s interpretation as to whether it is in the scope and practice of a Registered Pharmacy Technician to fill and check medications which will be placed in an automated dispensing machine separate from the supervision requirement of Chapter 465.014, F.S. The Board of Pharmacy considered the Petition at its October 8, 2013 meeting.

The Board’s Order filed on October 29, 2013, denied the petition as the petition was not in substantial compliance with the provisions of Section 120.454, Florida Statutes, and Chapter 28-104, F.A.C., and the question posed is clear and did not warrant issuance of a declaratory statement.

A copy of the Petition for Declaratory Statement may be obtained by contacting Tammy Collins, Acting Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin C04, Tallahassee, Florida 32399-3254 or by email at [info@floridaspharmacy.gov](mailto:info@floridaspharmacy.gov) within 14 days of publication 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**

**STATE BOARD OF ADMINISTRATION  
INVITATION TO NEGOTIATE**

The State Board of Administration (SBA) announces an Invitation to Negotiate (ITN) to solicit responses from any interested firm in being considered for post-retirement annuity or income solutions for the Florida Retirement System Investment Plan. The selected annuity products will be available to Plan retirees as a distribution option for all or an elected portion of their Investment Plan account balance upon termination of service or such later date as selected by the Plan's retirees.

The ITN will be available on Monday, February 3, 2014 and can found on the SBA's website at [www.sbafla.com](http://www.sbafla.com) under "Doing Business with the SBA." Responses will be due no later than 5:00 PM, ET, on Monday, March 3, 2014. The SBA reserves the right to reject any and all responses and to cancel the above ITN at any time. The SBA announces the following meeting dates, times, and locations with respect to this ITN, and all meetings are open to the public.

DATE: Friday, March 21, 2014

TIME: 9:00 a.m. – until the conclusion of business

LOCATION: Emerald Coast Room (6th Floor), 1801 Hermitage Blvd., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the responses received concerning the above ITN, and to designate short-listed respondents for interviews, if necessary, and further consideration.

DATES: Monday, March 24 through Friday, March 28, 2014  
TIME: To Be Determined. Exact times will be posted on the website.

LOCATION: To Be Determined. Exact locations will be posted on the website.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct interviews with the short-listed respondents, if necessary.

DATE: Friday, April 4, 2014

TIME: 9:00 a.m. – until conclusion of business

LOCATION: Emerald Coast Room (6th Floor), 1801 Hermitage Blvd., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss responses received and all other information gathered concerning the above ITN to determine a final ranking of short-listed respondents and to recommend to the Executive Director that the SBA enter into an agreement with a respondent to provide post-retirement annuity or income solutions covered in the above ITN.

Any changes to the above meeting dates and/or times (including the cancellation of any meeting) will be posted on the SBA's website at <http://www.sbafla.com> at least 7 days prior to the meeting.

Anyone requiring special accommodations to participate in any meeting or anyone wishing further information should contact Cindy Morea at 413-1491 or by mail at 1801 Hermitage Blvd., Suite 100, Tallahassee, Florida 32308.

**Section XII  
Miscellaneous**

**DEPARTMENT OF ENVIRONMENTAL PROTECTION  
State Revolving Fund Program**

**NOTICE OF AVAILABILITY**

**FLORIDA FINDING OF NO SIGNIFICANT IMPACT**

**DeSoto County**

The Department of Environmental Protection has determined that DeSoto County's proposed project to construct new water distribution and new wastewater collection and transmission

facilities will not adversely affect the environment. The total estimated construction cost is \$4,200,000. The project may qualify for State Revolving Fund loans composed of federal and state funds. DEP will consider public comments about the environmental impacts of the proposed project that are postmarked or delivered at the address below within 30 days of this notice. A full copy of the Florida Finding of No Significant Impact can be obtained by writing to: Thomas Montgomery, State Revolving Fund Program, Department of Environmental Protection, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or calling (850)245-8368 or emailing to [thomas.montgomery@dep.state.fl.us](mailto:thomas.montgomery@dep.state.fl.us).

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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://appprod.dep.state.fl.us/clearinghouse/>. For information, call: (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

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**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.

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