

**Section I**  
**Notice of Development of Proposed Rules**  
**and Negotiated Rulemaking**

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.:       RULE TITLE:  
6A-1.001       District Financial Records

PURPOSE AND EFFECT: The purpose of this rule development is to propose changes to “Financial and Program Cost Accounting and Reporting for Florida Schools.” Changes in law, accounting principles and district practices require periodic revision of this publication, which includes the chart of accounts. Changes in the publication and the chart of accounts include: (1) account modification and addition of elements of financial statements for presentation in accordance with the Governmental Accounting Standards Board (GASB) principles; (2) addition of guidance for negative cash; (3) removal of references to federal stimulus funds where programs have been closed out; (4) modification of revenue account definitions to clarify reporting purposes; and (5) modification of expenditure function and object accounts to remove obsolete terms, clarify reporting purposes and conform definitions to GASB pronouncements.

SUBJECT AREA TO BE ADDRESSED: District financial records.

RULEMAKING AUTHORITY: 1010.01 FS.

LAW IMPLEMENTED: 1010.01 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: Mark Eggers, Bureau of School Business Services, Department of Education, 325 West Gaines Street, Room 814, Tallahassee, Florida 32399-0400, (850)245-0405. To request a rule development workshop, please contact: Cathy Schroeder, Agency Clerk, Department of Education, (850)245-9661 or e-mail: [cathy.schroeder@fldoe.org](mailto:cathy.schroeder@fldoe.org) or go to <https://app1.fldoe.org/rules/default.aspx>

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT: <https://app1.fldoe.org/rules/default.aspx>

**PUBLIC SERVICE COMMISSION**

RULE NO.:       RULE TITLE:  
25-22.0365     Expedited Dispute Resolution Process for  
Telecommunications Companies

PURPOSE AND EFFECT: The purpose of this rulemaking is to address a Petition to Initiate Rulemaking to revise and amend Rule 25-22.0365, F.A.C., filed by Competitive Carriers of the South, Inc.

Docket No. 120208-TX

SUBJECT AREA TO BE ADDRESSED: The expedited process for resolution of disputes between telecommunications companies.

RULEMAKING AUTHORITY: 350.127(2), 364.16(6) FS.

LAW IMPLEMENTED: 364.16(6) 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: Pamela H. Page, Florida Public Service Commission, Office of the General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6214, [phpage@psc.state.fl.us](mailto:phpage@psc.state.fl.us)

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

**DEPARTMENT OF HEALTH**

**Division of Family Health Services**

RULE NOS.:     RULE TITLES:  
64F-9.001     Definitions  
64F-9.002     Eligibility for ESP Services  
64F-9.003     Individual Action Plan (IAP)  
64F-9.004     Prevention Program Activities  
64F-9.005     ESP Reporting Requirements

PURPOSE AND EFFECT: This rulemaking eliminates unnecessary language and provides clarity on program fees and eligibility requirements.

SUBJECT AREA TO BE ADDRESSED: Definitions and eligibility for epilepsy services program services.

RULEMAKING AUTHORITY: 385.207(4) FS.

LAW IMPLEMENTED: Chapter 39, 385.207, 402.33, 402.165, 402.166, 402.167 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: Rob Wheeler, (850)245-4005, Ext.3360

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

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Marine Fisheries**

**RULE NO.:** 68B-4.012 **RULE TITLE:** Diving: Powerheads and Rebreathers, Use to Harvest Fish in State Waters Prohibited; Definition; Spearfishing Marine Species in Fresh Water Prohibited

**PURPOSE AND EFFECT:** The purpose of this rule amendment is to allow persons diving by means of a rebreather to harvest lionfish with spearing gear, which will create additional opportunities to remove the invasive species from Florida Waters. The effect of this rule amendment would be to increase the opportunities for divers to remove non-native lionfish from Florida Waters.

**SUBJECT AREA TO BE ADDRESSED:** Subject area to be addressed by rule development includes allowing the harvest of lionfish with spearing gears by persons diving with the assistance of a rebreather.

**RULEMAKING AUTHORITY:** Art. IV, Sec. 9, Florida Constitution.

**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution.

**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.**

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: the ADA Coordinator at (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ms. Jessica McCawley, Director, Division of Marine Fisheries Management, Florida Fish and Wildlife Conservation Commission, 2590 Executive Center Circle E., Station 201, Tallahassee, Florida 32301, (850)487-0554

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**Section II  
Proposed Rules**

**DEPARTMENT OF CORRECTIONS**

**RULE NO.:** 33-208.101 **RULE TITLE:** Employee Grooming, Uniform and Clothing Requirements

**PURPOSE AND EFFECT:** The purpose and effect of the proposed rule is to eliminate the need for health services staff to wear name plates as all required information can be put on the ID and to expand on the type of footwear these staff members are allowed to wear to reflect current industry standards.

**SUMMARY:** To eliminate the needs for health services staff to wear name plates and to update the type of footwear they are allowed to wear.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:**

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: upon review of the proposed changes to these rules, the department has determined that the amendments will not exceed any one of the economic analysis criteria in a SERC as set forth in Section 120.541(2)(a), F.S.

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

**RULEMAKING AUTHORITY:** 944.09 FS.

**LAW IMPLEMENTED:** 944.09 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

33-208.101 Employee Grooming, Uniform and Clothing Requirements.

(1) through (5) No change.

(6) The following provisions shall apply to health services employees:

(a) All health services staff providing direct care to inmates at an institution shall wear the department issued ID card in a visible manner. The ID shall include that will identify the individual at all times while on duty and a nameplate with the employee's last name, first name initial, and initials of licensure or certification.

(b) through (c) No change.

(d) Employees in the position of registered nurse, LPN, correctional medical technician, correctional medical technician certified, medical technologist, radiology technician, UTR and "ward clerk" must wear shoes such as closed toe white leather or leather-like tennis shoes, or other closed toe, slip resistant work shoes, including clogs that have secure straps in the back.

(e) No change.

(7) through (8) No change.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History--New 2-27-85, Amended 6-19-85, Formerly 33-4.07, Amended 3-6-88, 8-15-89, 2-12-91, 10-13-91, 4-19-98, 12-7-98, Formerly 33-4.007, Amended 10-5-99, 3-21-00, 12-18-00, 4-30-02, 2-20-03, 6-26-03, 10-27-03, 12-28-03, 12-12-04, 9-11-06, 2-6-07, 10-8-07, 6-28-12,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Glory Parton, Director, Office of Human Resources  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Michael D. Crews, Secretary  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 25, 2014  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 13, 2014

**DEPARTMENT OF CORRECTIONS**

RULE NOS.: RULE TITLES:  
33-601.210 Custody Classification  
33-601.602 Community Release Programs

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to include certain offenses that make an inmate ineligible for community status; update definitions relating to community release programs; update ineligibility criteria to specifically exclude murder or homicide type offenses or attempts for placement into a community release program; clarify eligibility criteria regarding refusal to participate in community release programs; clarify ineligibility criteria regarding warrants and detainees; clarify the length of CWA assignment status; update where the Department will not authorize an inmate to work as well as reasons for removal from

employment; clarify that the inmate must be present when job checks are conducted; add additional eligibility criteria for placement into a Community-based Therapeutic Program; add clarifying language relating to expected inmate contacts with facility while on community release; clarify an inmate's use and possession of a cell phone; clarify assessment of subsistence for inmates who become unemployed; add liens to list for inmate required disbursement of funds; clarify amounts for weekly and special draws as well as the largest denomination of monies allowed; clarify that the Classification Officer must enter the monetary obligations into OBIS; add additional considerations relating to removal from a community release program; and revise existing forms and add three new forms relating to cell phones, electronic monitoring, and continuation in paid employment respectively.

SUMMARY: To revise eligibility criteria for community status, to revise community release programs, to revise eligibility criteria for community release programs, to clarify an inmate's ability to use cell phones, and to revise forms.

**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.

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: 944.09, 945.091, 946.002, 958.09, 958.11 FS.

LAW IMPLEMENTED: 20.315, 921.20, 944.09, 944.17(2), 944.1905, 945.091, 946.002, 958.11 FS.

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

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

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

33-601.210 Custody Classification.

(1) No change.

(2) Custody Grade Classification.

(a) through (h) No change.

(i) Any inmate who has a current or prior conviction for committing or attempting to commit any of the following offenses is not eligible for community custody:

1. Murder under Section 782.04, F.S.;

2. Aggravated manslaughter of an elderly person or disabled adult under Section 782.07(2), F.S.;

3. Aggravated manslaughter of a child under Section 782.07(3), F.S.;

4. Aggravated manslaughter of an officer, a firefighter, an emergency medical technician, or a paramedic under Section 782.07(4), F.S.;

5. Murder of an unborn child under Section 782.09(1), F.S.;

6. attempted murder of a law enforcement officer under Section 784.07(3), F.S.;

7. making, possessing, throwing, projecting, placing, or discharging any destructive device and the act results in the death of another person or for attempted making, possessing, throwing, projecting, placing, or discharging any destructive device and the act results in the death of another person under Section 790.161(4), F.S.; or

8. assisting self-murder under Section 782.08, F.S.

~~(j)(4)~~ Any inmate who has been certified as a mentally disordered sex offender pursuant to Chapter 917, F.S., shall not be assigned to minimum custody status unless he has successfully completed the mentally disordered sex offender program.

~~(k)(j)~~ Any inmate who has been designated as an alien by the department, who has been in the custody of the department less than six months, and:

1. through 3. No change.

~~(l)(4)~~ The following inmates shall not be classified as less than close custody unless approved for assignment to a lower custody by the Chairperson of the State Classification Office as provided in subsection (l) below:

1. through 5. No change.

~~(m)(4)~~ The Chairperson of the State Classification Office may approve an inmate listed in paragraph (k) for lower custody after consideration of the following criteria:

1. through 10. No change.

(n) An inmate may not remain community custody if subsequently found ineligible or inappropriate for community release program participation.

(3) through (4) No change.

Rulemaking Authority 944.09, 958.11 FS. Law Implemented 20.315, 921.20, 944.09, 944.17(2), 944.1905, 958.11 FS. History—New 12-7-81, Formerly 33-6.09, Amended 6-8-82, 10-26-83, 6-8-86, 7-8-86, 10-27-88, 1-1-89, 7-4-89, 10-12-89, 1-2-91, Formerly 33-6.009, Amended 7-21-91, 8-30-92, 5-13-96, 6-12-96, 11-19-96, 10-15-97, Formerly 33-6.0045, Amended 9-19-00, 2-25-07, 11-4-08, 7-4-10, 8-12-12, \_\_\_\_\_.

33-601.602 Community Release Programs.

(1) Definitions.

(a) Cell Phone – refers to a wireless communication device used to communicate with individuals via air signals and assigned a telephone number with area code.

~~(b)(a)~~ Center Work Assignment (CWA) – The portion of the community release program for inmates which allow placement at a community An inmate assignment to a work release center to assist with the maintenance, food service duties, or assignment on outside work squads while confined at the facility serve in a support capacity.

~~(c)(b)~~ Community Release Program – Any program that allows inmates to work at paid employment or a center work assignment or to participate in education, training, substance abuse treatment programs, or any other transitional program to facilitate re-entry into the community while in a community work release center, contract community work release facility, or other contract community facility.

~~(d)(e)~~ Community Work Release (CWR) – The portion of the community release program that allows inmates to work at paid employment in the community while continuing as inmates of the facility where they are confined.

~~(e)(4)~~ Community Study Release – The portion of the community release program that allows inmates to attend an educational or vocational facility or participate in a training program in the community while continuing as inmates of the facility where they are confined.

(f) Community-based Therapeutic Program (CTP) – The portion of the community release program for inmates that provides transitional services which includes substance abuse treatment, educational/vocational services, and self-betterment programs, while in the community, in lieu of placement into community work release (CWR) or center work assignment (CWA).

~~(g)(e)~~ Community Volunteer Service – An activity that allows inmates housed at a community work release center or contract facility to voluntarily work with a governmental or nonprofit agency in the community.

(h) Extenuating Circumstances – Refers to overall positive adjustment, program participation, re-entry needs, length of time served on commitments, length of time served in a community release program, or other relevant classification factors that warrant consideration for placement in a community release program.

~~(i)(f)~~ Institutional Classification Team (ICT) – For the purposes of this rule, the ICT is the team consisting of the warden or assistant warden, classification supervisor, chief of security, and other members as necessary when appointed by the warden or designee. The ICT is responsible for making work, program, housing, and inmate status decisions at a facility and for making other classification recommendations to the State Classification Office (SCO). At private facilities, the Department of Corrections representative is to be considered a

fourth member of the ICT when reviewing all job/program assignment, transfer, and custody recommendations/decisions. If a majority decision by the ICT is not possible, the decision of the Department of Corrections representative is final.

~~(j)(g)~~ Net Earnings – Gross pay less withholding tax, social security deductions, and any legally required court ordered civil deductions.

~~(k)(h)~~ Non-advanceable date refers to an inmate's release date that is restricted from continuous, monthly gain time awards over the entire length of the sentence, including:

1. through 3. No change.

~~(l)(i)~~ Transition Program (PWR) – The portion of the community release program ~~for that provides~~ inmates ~~that provides~~ transitional services which includes substance abuse treatment, educational/vocational services, and self-betterment programs, while in the community programming and skills necessary for employment and re-entry into their communities prior to placement into being assigned to CWR or CWA.

~~(m)(j)~~ State Classification Office (SCO) – The office or office staff at the central office level that is responsible for the review of inmate classification decisions. Duties include approving, disapproving, or modifying ICT recommendations.

~~(n)(k)~~ Community Work Release Center – A correctional or contracted facility that houses community custody inmates participating in a community release program.

~~(o)(l)~~ Work Release Inmate Monitoring System (WRIMS) – A web site application used by contract community release facility staff to record information related to an inmate's participation in a community release program.

(2) Eligibility and Ineligibility Criteria.

(a) Participation in a community release program is a privilege, not a guaranteed right of the inmate. Participation in CWR and CWA is voluntary and the inmate has a right to refuse participation once without adverse actions and may be considered for return participation in CWR or CWA. Placement in PWR and CTP is not voluntary and refusal to participate subjects the inmate to removal and/or disciplinary action in accordance with Rule 33-601.314, F.A.C.

~~(b)(a)~~ An inmate is ineligible for any community release program ~~programs~~ if he has:

1. Current or prior sex offense convictions;

2. Current or prior conviction for murder or attempted murder under Section 782.04, F.S.;

3. Current or prior conviction for aggravated manslaughter of an elderly person or disabled adult or attempted manslaughter of an elderly person or disabled adult under Section 782.07(2), F.S.;

4. Current or prior conviction for aggravated manslaughter of a child or attempted aggravated manslaughter of a child under Section 782.07(3), F.S.;

5. Current or prior conviction for aggravated manslaughter of an officer, a firefighter, an emergency medical technician, or a paramedic or attempted aggravated manslaughter of an officer, a firefighter, an emergency medical technician, or a paramedic under Section 782.07(4), F.S.;

6. Current or prior conviction for murder of an unborn child or attempted murder of an unborn child under Section 782.09(1), F.S.;

7. Current or prior conviction for attempted murder of a law enforcement officer under Section 784.07(3), F.S.;

8. Current or prior conviction for making, possessing, throwing, projecting, placing, or discharging any destructive device and the act results in the death of another person or for attempted making, possessing, throwing, projecting, placing, or discharging any destructive device and the act results in the death of another person under Section 790.161(4), F.S.;

9. Current or prior conviction for assisting self-murder or for attempted assisting self-murder under Section 782.08, F.S.

~~10.2~~ A guilty finding on any disciplinary report for escape or attempted escape within the last five years;

~~11.3~~ A current or prior conviction for escape covered by Section 945.092, F.S.;

12. A felony, Immigration and Customs Enforcement, or misdemeanor (for other than child support) warrant or detainer;

13. A misdemeanor detainer for child support, unless it can be established by the inmate's classification officer that the detainer would be withdrawn upon payment of restitution, fines, or court ordered obligations and it appears that the inmate will earn sufficient funds to pay the obligation that has caused the detainer.

(c) In addition to the above, an inmate is ineligible to be considered for community work release (CWR), center work assignment (CWA), or transition (PWR) participation if he has:

~~1.4~~ Been terminated from CWR, a CWA, or a PWR ~~transition program~~ for disciplinary reasons during the inmate's current commitment, unless extenuating circumstances exist;

~~2.5~~ Been committed to or incarcerated in a state or federal correctional facility four or more times unless extenuating circumstances exist;

~~3.6~~ Been found guilty of a ~~any~~ disciplinary report and received disciplinary confinement as a result of the infraction, in the 60 days prior to placement in CWR, CWA, or PWR;

~~4.7~~ The inmate was designated as a Mandatory Program Participation inmate (MPP-Y) and ~~r~~Refused to complete or has an unsatisfactory removal from a substance abuse program that the inmate was required to complete at any point during his current period of incarceration unless the refusal was based upon objections to the religious based content of the program, in which case an alternate non-deity based program will be offered and must be successfully completed. The removal of an inmate from a program for violation of program or institutional

rules or for behavioral management problems constitutes an unsatisfactory removal from a program. The inmate shall remain ineligible until a comparable program is satisfactorily completed;

~~8. A felony, Immigration and Customs Enforcement, or misdemeanor (for other than child support) warrant or detainer;~~

~~9. A misdemeanor detainer for child support, unless it can be established by the inmate's classification officer that the detainer would be withdrawn upon payment of restitution, fines, or court ordered obligations and it appears that the inmate will earn sufficient funds to pay the obligation that has caused the detainer.~~

~~(d)(b)~~ In order to be eligible for consideration for placement in a community release program, an inmate must:

1. No change.

2. Be in Department custody for 60 days and have at least 60 days to serve prior to initial placement in paid employment;

3. When assigned to CWA at a community release center, the inmate will remain in this status for 90 days or until within the timeframe for CWR, whichever in greater unless extenuating circumstances exist;

~~4.3.~~ For inmates with non-advanceable dates, the inmate must be within:

a. 28 months of his earliest release date for PWR the transition program, or

b. through c. No change.

~~5.4.~~ For inmates who do not have non-advanceable dates, the inmate must be within:

a. 36 months of his earliest release date for PWR the transition program, or

b. through c. No change.

~~6.5.~~ An inmate whose current commitment includes DUI-BUI Manslaughter, 4th DUI-BUI, Felony DUI-BUI, or DUI-BUI with Serious Injury must have successfully completed substance abuse treatment during the current commitment prior to being considered for CWA or CWR placement.

7. Additional eligibility criteria for placement in CTP:

a. The inmate has no less than 6 months or more than 12 months left to serve;

b. Been terminated from CWR, CWA, or PWR for non-violent/non-aggressive disciplinary reasons during the inmate's current commitment;

c. Been terminated from CWR, CWA, or PWR for possession, use, introduction of any controlled substance, alcohol, or aromatic substance;

d. An inmate is eligible for placement in CTP regardless of the number of commitments;

e. An inmate is eligible for CTP placement even if he has been found guilty of any non-violent/non-aggressive disciplinary report in the 60 days prior to placement;

f. The inmate was designated as a Mandatory Program Participation inmate (MPP-Y) and refused to complete, has an unsatisfactory removal from a substance abuse program that the inmate was required to complete at any point during his current period of incarceration unless the refusal was based upon objections to the religious based content of the program, in which case an alternate non-deity based program will be offered and must be successfully completed, or has not had an opportunity to participate in a substance abuse program. The removal of an inmate from a program for violation of program or institutional rules or for behavioral management problems constitutes an unsatisfactory removal from a program;

g. An inmate whose current commitment includes DUI-BUI manslaughter, 4<sup>th</sup> DUI-BUI, Felony DUI-BUI, or DUI-BUI with Serious Injury, has not completed substance abuse treatment during the current commitment and falls within the timeframe listed in sub-subparagraph (2)(d)7.a. of this rule.

~~8.6.~~ The Secretary of the Department or his designee, who for the purpose of this subparagraph shall be the Assistant Secretary for Institutions, shall have the authority to place an inmate who is in community custody at a community work release center regardless of time constraints for the purpose of participating in a specialized work detail or program.

~~(e)(e)~~ If an inmate is otherwise eligible for a community release program, the Department will also consider the following factors to ensure community release placement is appropriate:

1. through 7. No change.

~~(f)(d)~~ Community release placements will be made to ensure inmates are housed and managed correctly for public safety or the safety of specific individuals.

(3) Placement of Work Release Inmates.

(a) through (b) No change.

(c) Any change to the facility assignment or diversion to another community release program facility must be approved by the SCO. This review will determine that the inmate's needs can be served adequately at a different community work release center.

(d) Inmates who are diverted to a community work release center which they did not request due to lack of bed space at the requested location must be successfully complying with community work release program rules and requirements in order to be considered for transfer from one facility to another.

(4) Inmate Conduct While on Community Release.

(a) During the inmate orientation process, which shall occur within three days of arrival at a community work release center, inmates will be instructed of the following conduct requirements. Upon completion of the orientation program, the inmate shall be given Form DC6-126, Certificate of Orientation. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee,

Florida 32399-2500. The effective date of the form is \_\_\_\_\_. ~~Form DC6-126 is incorporated in subsection (19) of this rule. Inmates are required to:~~

1. Directly and promptly proceed to and return from their destination using the approved method of transportation and route designated by the correctional officer major or facility director of a contract facility. Inmates shall contact the facility upon arrival and departure of their destination.

2. No change.

3. Return to the facility to which assigned at the scheduled time. Inmates shall contact the facility prior to their departure from the community release activity.

4. Return to the facility to which assigned immediately if the approved community release activity ceases prior to the end of the scheduled time. Inmates shall contact the facility prior to their departure from the community release activity.

5. through 10. No change.

11. If the primary client focus is children at any employment site, immediately report this to appropriate center staff.

(b) Inmates assigned to a community release program may be subject to electronic monitoring to ensure the safety and security of the public and are required to abide by the Community Release Center Electronic Monitoring Equipment Assignment Rules, Form DC6-199. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of the form is \_\_\_\_\_.

~~(c)(b)~~ An inmate with community release privileges shall not operate any motor vehicle of any kind unless previously authorized to do so by the correctional officer major or facility director of a contract facility, and in the event of such authorization, shall operate the specified motor vehicle only for the limited purpose for which authorization was given.

~~(d)(e)~~ Every inmate assigned to a community release facility shall immediately, upon arrival, sign Form DC6-102, Letter of Notice, or the inmate shall be terminated from the program. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of the form is \_\_\_\_\_. The inmate shall be furnished a copy of the Letter of Notice and must agree to abide by the conditions of the Letter of Notice. ~~Form DC6-102 is incorporated by reference in subsection (19) of this rule.~~

~~(e)(d)~~ The classification officer or designated contract facility staff shall complete Form DC6-118A, Personalized Program Plan for Community Work Release Centers, on all inmates assigned to the community work release center within 14 days of receipt of the inmate at the center. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The

effective date of the form is \_\_\_\_\_. ~~Form DC6-118A is incorporated by reference in subsection (19) of this rule.~~ The completed personalized program plan shall be signed by the inmate, the inmate's classification officer, and the correctional officer major or the designated contract facility staff and facility director at contract facilities. Once the personalized program plan is signed, it shall be given to the staff member assigned to work with the inmate. Any changes in the personalized program plan shall be discussed with the inmate and shall be documented on Form DC6-118B, Personalized Program Plan – Modification Plan. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of the form is 1-18-11. ~~Form DC6-118B is incorporated by reference in subsection (19) of this rule.~~ The inmate's progress towards achieving the goals of the personalized program plan shall be reviewed monthly with the inmate. The outcome of each review shall be documented on Form DC6-118C, Personalized Program Plan – Monthly Progress Review, or shall be entered into WRIMS at those facilities at which the system is operational. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of the form is 1-18-11. A copy of the Personalized Program Plan shall be printed and given to the inmate. ~~Form DC6-118C is incorporated by reference in subsection (19) of this rule.~~ Staff are authorized to schedule subsequent progress reviews upon request of the inmate.

~~(f)(e)~~ When the inmate is ready for release, ~~Form DC6-118D, Transition a Release Plan,~~ shall be completed in order to assist the inmate in his or her release plans or the plan information shall be entered into WRIMS at those facilities at which the system is operational. ~~Form DC6-118D is incorporated by reference in subsection (19) of this rule.~~

(5) Community Study Release.

(a) No change.

(b) Any inmate being considered for community study release shall be currently in a community release center and assigned to CWA, CWR, or PWR facility.

(c) through (g) No change.

(6) Upon identification by the Department, an inmate shall be considered for placement in a CWA, PWR, CTP a transition program, or CWR, providing that the inmate meets all criteria outlined in subsection (2) of this rule.

(a) If the inmate meets all criteria in subsection (2) of this rule, the classification officer will enter a community release recommendation.

(b) The ICT shall review the classification officer's recommendation and recommend approval, ~~or disapproval,~~ or modification.

(c) The ICT recommendation shall be forwarded to the SCO.

(d) The SCO staff member reviewing the ICT recommendation will utilize the criteria in subsection (2) of this rule to determine the appropriateness for the inmate's placement into CWA, CWR, PWR, or CTP ~~a transition program~~. The SCO staff member shall approve, disapprove, or modify the ICT recommendation.

(e) The classification officer will ensure the inmate is notified of the final decision.

(7) No change.

(8) Employment.

(a) No change.

(b) The Department will not authorize an inmate to work at paid employment if:

1. through 4. No change.

5. The inmate wants to be employed at an establishment where:

a. No change.

b. There is a perception that children without parental supervision visit the establishment frequently; ~~or~~

c. Children are normally dropped off by parents to be supervised by the employment site staff; ~~or~~

d. The primary focus of the establishment is the selling or serving of alcohol.

(c) through (d) No change.

(e) If the Department authorizes paid employment for an inmate with a given employer and subsequently receives and verifies information that the inmate is not being treated by the employer in a manner comparable to other employees, or it has been determined that it is not in the best interest of the department, inmate, or public to remain employed with the employer, the correctional officer major or facility director will remove the inmate from such employment with that employer.

(f) The prospective employer shall sign Form DC6-124, Employer's Community Work Agreement. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of the form is \_\_\_\_\_. ~~Form DC6-124 is incorporated by reference in subsection (19) of this rule.~~ Inmates engaged in paid employment are not considered employees of the state or the Department while engaging in or traveling to and from such employment.

(g) through (h) No change.

(i) Facility personnel shall visit the inmate's place of employment for new employers within the first five days to verify employment. Documentation of on-site employment verification shall be placed in the inmate's file by utilizing Form DC6-125, Employment Contacts, or shall be entered into WRIMS at those facilities at which the system is operational. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of the form is 9-2-01. ~~Form~~

~~DC6-125 is incorporated by reference in subsection (19) of this rule.~~

(j) There shall be a minimum of three employment contacts per inmate per month by facility personnel to substantiate attendance and discuss any problems that may have arisen. If the inmate has multiple part time jobs, the required contacts must be made at each place of employment. Two of the contacts shall be accomplished either through telephone calls or site visits to the inmate's place(s) of employment, and documentation of the contacts shall be made on Form DC6-125, Employment Contacts, or shall be entered into WRIMS at those facilities at which the system is operational. One of the three monthly contacts shall be a personal on-site job check while the inmate is present on the job site. The documentation of the contacts shall be made on Form DC6-125 and placed in the inmate's file or shall be entered into WRIMS at those facilities at which the system is operational for future reference.

(k) through (l) No change.

(m) All inmates employed in the community shall be in staff custody no later than 12 midnight Eastern Standard Time (EST). Inmates will not be authorized to leave the facility to work in the community between 12 midnight and 5 a.m. EST unless an exception is made. Any exceptions must be reviewed and approved on a case by case basis by the warden over the community work release center. No exceptions will be approved unless it is determined that the risk to the community is minimal, and the earning potential and rehabilitative benefits which the job offers the inmate are substantial.

(9) Clothing and Equipment.

(a) through (g) No change.

(h) Advancement of Funds. The facility director at a contract community work release center, if authorized by contract, shall advance up to \$75.00 to an inmate who needs money for clothing, equipment, tools, transportation or incidental expenses in order to begin working at paid employment. The financial plan for the disbursement of the inmate's earnings, as provided in subsection (11), shall provide for the repayment of any such advancement of monies from the inmate's earnings. If the inmate's employment is terminated or if for any other reason the advancement of monies is not repaid from the inmate's earnings, the advancement of monies remains a personal obligation of the inmate. Disciplinary action pursuant to Rule 33-601.314, F.A.C., shall be initiated to ensure due process for the collection of any unpaid portion of the advancement. All or part of the discharge gratuity as provided in Rule 33-601.502, F.A.C., shall be taken, but only if the Department of Corrections finds that such action will not jeopardize the inmate's ability to transition himself into the community.

(i) Inmates assigned to a Community Release Program are authorized to possess 1 cell phone each to assist these inmates



in setting up job interviews, cementing family relationships, and establishing contacts necessary to increase their chances for successful reentry into the community.

1. Possession of a cell phone by an inmate is a privilege that may be forfeited by any inmate who fails to abide by the rules of the department, or otherwise engages in misuse of this privilege. The only inmates that are allowed to possess or use a cell phone are those in one of the following statuses:

a. All inmates assigned to CWR;

b. Inmates in the last 90 days of PWR;

c. Inmates assigned to CWA who are within 90 days of the CWR timeframes; and

d. Inmates assigned to CTP who are within 90 days of release.

2. Inmates may only have non-contract (i.e. pre-paid or "pay-as-you-go") cell phones. However, nothing in this rule precludes inmates from being added to the calling plans of family members.

3. Inmates are responsible for notifying the correctional officer major, facility director of a contract facility, or designated staff member upon the purchase of a cell phone or changes in cell phone number so that it may be properly recorded in the inmate's file. Inmates may elect to have the cell phone dropped off subject to subsections (9)(c) and (d) of this rule. Failure to notify staff will result in:

a. The cell phone being deemed contraband and being disposed of per Rule 33-602.203, F.A.C.;

b. Disciplinary action being taken per Rule 33-601.314, F.A.C.; and

c. The inmate may be subject to removal from the community release program under section (13) of this rule.

4. The inmate, correctional officer major or facility director of a contract facility, and the designated staff member will acknowledge and sign Form DC6-2075, Cell Phone Rules and Regulations, Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of the form is \_\_\_\_\_. Refusal by the inmate to agree to the terms and conditions and sign same will result in the cell phone being deemed contraband and being disposed of per Rule 33-602.203, F.A.C. and may result in disciplinary action and/or termination.

5. Upon acknowledgement of the DC6-2075 by the inmate, staff will:

a. Add the cell phone to the inmate's Inmate Personal Property List, Form DC6-224 denoting the make, model, serial number, and associated phone number. Form DC6-224 is incorporated in Rule 33-602.221, F.A.C. This information will also be entered into WRIMS; and

b. Inventory on the inmate's DC6-224 the pre-purchased, pre-addressed, pre-postage paid bubble wrapped envelope that is to be purchased at the time of the cell phone purchase. The

envelope will be used by staff to mail the cell phone in the event it becomes necessary upon termination, etc.

6. Inmates are personally and solely responsible for the care and security of their cell phones. The Department and/or contract provider assumes no responsibility for theft, loss, damage, or vandalism to inmate cell phones, or the unauthorized use of such devices. In the event that a cell phone is damaged or destroyed by department and/or contract facility staff during a routine search, emergency search or while impounded, the warden or her/his designee shall cause an investigation to be made and action taken in accordance with Rule 33-602.203, F.A.C.

7. All cell phones on the property of the community release center or in an inmate's possession are subject to search at any time or for any reason in accordance with Rules 33-602.203 and 33-602.204, F.A.C.

8. Use of the cell phone in any manner contrary to local, state or federal laws, telephone company regulations, or department or institution rules or regulations constitutes misuse and will be dealt with by the Department according to Rule 33-601.314, F.A.C. and applicable law.

9. An inmate shall not contact by telephone any Central Office or other departmental staff, except those staff assigned to the community release center in which the inmate is assigned, or any person who has advised the warden's office, the correctional officer major or facility director of a contract facility that he does not wish to receive telephone calls from the inmate. Once the inmate is notified of this restriction, any further attempt to communicate by telephone will be considered a violation of this rule and will subject the inmate to disciplinary action and/or termination from the community release program.

10. Upon termination or removal from the community release program, the cell phone will be mailed to a predetermined family member or individual in the pre-addressed, pre-postage paid bubble wrapped envelope purchased in advance for this purpose. Cell phones will not be packed as inmate property. Staff will check the cell phone to ensure the SIM card is present and seal the envelope in the presence of the inmate prior to transport. However, if the cell phone has been deemed contraband/evidence and will be used in court or disciplinary proceedings, it will be retained and disposed of as provided in subsection 33-602.203(8), F.A.C.

(10) Transportation.

(a) Transportation for inmates engaged in community release programs shall be by the following means and be approved by the major or contract facility director:

1. through 2. No change.

3. Transportation provided by a family ~~members~~ member or an approved ~~sponsors~~ sponsor as defined in Rule 33-601.603, F.A.C.;

4. through 5. No change.

6. Center provided transportation at contract community work release centers facilities only.

(b) Contract Community Work Release Centers Facilities:

1. Contract community work release centers facilities are authorized to assess a transportation fee from community release inmates not to exceed \$3.00 each way for transportation provided by the contract work release center except as provided in subparagraph (b)3. below.

2. Inmates will utilize transportation authorized in paragraph (10)(a) of this rule, unless the warden over the community work release center determines for public safety reasons another means of transportation is necessary.

3. Such facilities shall provide, at no cost to the Department or the inmate, transportation ~~within the community~~ for medical or mental health services, religious services (if not provided at the community work release center), attendance at substance abuse group meetings, or for shopping.

(c) In order to ensure that inmates are not working long distances from the center, the warden over the community work release center shall establish maximum boundaries for employment sites by center geographic location. The maximum boundaries shall not exceed two hours travel time to the employment site from the facility unless an exception has been granted. Any exceptions must be reviewed and approved on a case by case basis by the warden over the community work release center, who shall assess whether the rehabilitative benefit to the inmate outweighs risks to public safety.

(11) Disbursement of Earnings.

(a) through (f) No change.

(g) An inmate who has been gainfully employed and becomes unemployed through no fault of the inmate's action for any reason shall continue to be assessed for subsistence at the rate of \$6.00 per day to the limit of funds available. If an inmate becomes unemployed through his actions, he shall continue to be assessed for subsistence to the limit of the funds available. Absent earnings to compute the subsistence deduction, the assessment will be made at the same per diem level as was deducted from the inmate's last regular wages.

(h) No change.

(i) While in paid employment status, the inmate shall be responsible for reimbursing the Department for costs associated with the following:

1. through 2. No change.

3. ~~Transportation costs at contract work release facilities as stipulated by the vendor contract, but not to exceed three dollars (\$3.00) each way.~~

(j) through (k) No change.

(l) An inmate is permitted to draw up to \$100.00 from his account each week, provided the inmate has sufficient funds, it is in accordance with the inmate's financial/budget section of his personalized program plan, and the draw is not taken from

the savings required by paragraph (11)(c) above. The largest denomination of monies allowed is a five dollar bill.

(m) Any requests for special withdrawal shall be made in accordance with paragraph (3)(a) of Rule 33-203.201, F.A.C. The amount of such requests will be limited to no more than 60% 40% of funds available in the inmate's trust fund account. Special withdrawal requests are limited to one per month unless an emergency arises, such as a sudden change of employment requiring the purchase of appropriate tools, clothing, or equipment. Emergency special withdrawal requests will be evaluated and approved or disapproved by the major or contract facility director to ensure that the withdrawal is emergent in nature.

(12) Restitution.

(a) Unless there exist reasons not to order restitution, the Department shall require inmates working at paid employment, under the provision of Section 945.091, F.S., to provide restitution to an aggrieved party for the damage or loss caused as a result of a prior or current offense of the inmate. For purposes of this rule, fines, court costs, liens, and court ordered payments shall be treated in the same manner as restitution.

(b) through (d) No change.

(e) Restitution requirements shall be recorded on Form DC6-123, Monetary Reimbursement Agreement, and current commitment(s) obligations are to be entered in OBIS by the classification officer. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of the form is \_\_\_\_\_. Form DC6-123 is incorporated by reference in subsection (19) of this rule.

(13) Reasons for Removal from a Community Release Program. An inmate may be removed from a CWA, PWR, CTP a transition program, or from CWR for any of the following reasons:

(a) through (c) No change.

(d) If assigned to CWR, fFailure to obtain lawful employment within 60 days of placement will be cause for review by center department staff utilizing Form DC6-198, Continuation in Paid Employment Evaluation, for determination of continued participation in a community release program. Copies of this form are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500. The effective date of the form is \_\_\_\_\_.

(14) Process for Removal from a Community Release Program.

(a) When an inmate is removed from a community release CWA, a transition program, or from CWR for negative behavior or unsuccessful participation in the program and placed in a secure facility, the inmate shall be recommended for termination from the program by his classification officer.

(b) through (d) No change.

(e) Upon removal from CWA, PWR, or CWR, the inmate can be considered for placement in CTP following the process as outlined in subsection (7) of this rule.

(f) Inmates in CWR are required to pay for their medical and dental expenses. If unable to afford these expenses, the inmate may be removed from the center and re-evaluated for appropriateness to remain at the center.

(15) No change.

(16) Citizen Committees. The correctional officer major ~~or facility director~~ of a community work release center ~~or facility director of a contract facility~~ shall establish committees of volunteer citizens in the various communities of the state to assist the Department by:

(a) Aiding in the development of suitable employment in the community for those inmates who have been approved for participation in the community ~~work~~ release program.

(b) through (d) No change.

(e) Adding or establishing linkages between the community release ~~correctional~~ center and the community.

(17) Program Facilities.

(a) The Department is authorized to utilize any facility, including a contract facility, under its jurisdiction to provide community ~~work~~ release programs to inmates.

(b) Inmates participating in community release programs will be housed in a community work release center ~~or contract facility~~.

(c) No change.

(18) Records Required. The Department shall keep a record of the following:

(a) through (d) No change.

~~(19) Forms. The following forms are hereby incorporated by reference. Copies of these forms are available from the Forms Control Administrator, 501 South Calhoun Street, Tallahassee, Florida 32399-2500.~~

~~(a) DC6-123, Monetary Reimbursement Agreement, effective 9-2-01.~~

~~(b) DC6-124, Employer's Community Work Agreement, effective 3-14-01.~~

~~(c) DC6-125, Employment Contacts, effective 9-2-01.~~

~~(d) DC6-126, Certificate of Orientation, effective 9-2-01.~~

~~(e) DC6-118A, Personalized Program Plan for Work Release Centers, effective 1-18-11.~~

~~(f) DC6-118B, Personalized Program Plan Modification Plan, effective 1-18-11.~~

~~(g) DC6-118C, Personalized Program Plan Progress Review, effective 1-18-11.~~

~~(h) DC6-118D, Transition Release Plan, effective 1-18-11.~~

~~(i) DC6-102, Letter of Notice, effective 1-18-11.~~

Rulemaking Authority 945.091, 946.002, 958.09 FS. Law Implemented 945.091, 946.002 FS. History--New 12-7-97, Amended 4-13-98, 10-20-98, Formerly 33-9.023, Amended 3-14-01, 9-2-01, 10-27-03, 3-2-04, 10-28-04, 2-7-05, 2-22-07, 7-17-07, 4-10-08, 9-30-08, 1-18-11, 3-6-14,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: James Upchurch, Assistant Secretary of Institutions  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Michael D. Crews, Secretary  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 27, 2014  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: March 13, 2014

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

#### DEPARTMENT OF REVENUE Property Tax Oversight Program

RULE NO.: 12D-16.002      RULE TITLE: Index to Forms

#### NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 39, No. 187, September 25, 2013 issue of the Florida Administrative Register.

This rule, as revised by a Notice of Change published in the F.A.R. on November 13, 2013 (Vol. 39, No. 221), is being further revised.

The Department has made changes to the forms in subsections (18), (22), (23)(a), (24), (26)(a), (26)(c), and (57)(b) of this proposed rule based on public comments. All proposed forms, including those with changes, are available at: <http://dor.myflorida.com/dor/property/forms/draftforms.html>.

When presented to the Governor and Cabinet for final adoption of, and approval to file and certify with, the Secretary of State under Chapter 120, F.S., the proposed rule, as originally published in the F.A.R. and subsequently changed, has the following additional changes:

12D-16.002 Index to Forms.

(1) through (17) No change from the previously published versions of this proposed rule.

(18) DR-456 (New, Rebuilt, or Expanded Property): the DOR address is removed from this form, since property appraisers don't need to send DOR a copy of the completed form.

(19) through (21)(d) No change from the previously published versions of this proposed rule.

(22) DR-481 (Value Adjustment Board – Notice of Hearing): a line is added for the Clerk to provide contact information for the property appraiser which will inform the petitioner who to contact in the evidence exchange process.

(23)(a) DR-482 (Application and Return for Agricultural Classification of Lands): the question, “Has the real property been zoned to a nonagricultural use at the request of the owner?” has been removed from the form. Section 193.461(4), F.S., was amended by Section 1 of Chapter 2013-95, Laws of Florida, to remove this language from the statute.

(23)(b) through (f) No change from the previously published versions of the proposed rule.

(24) DR-484 (Budget Request for Property Appraisers): a certification page is added for the county official to sign and submit with the budget request. A Contract Worksheet has been added to simplify the property appraisers’ filing of the budget request. The Travel Worksheet was changed to better identify travel expenses. The years are being changed to 20XX to allow the Department to update the years on an annual basis and to provide the property appraisers with the correct version for the year being requested.

(25) through (26) No change from the previously published versions of the proposed rule.

(26)(a) DR-486 (Petition to the Value Adjustment Board – Request for Hearing): the reference to a ‘tangible property worksheet,’ which is not mentioned in s. 194.032(2)(a), Florida Statutes, is removed as the information to be sent to a petitioner. Amended to clarify the exchange of evidence instructions based on changes to Rule 12D-9.020, F.A.C. A provision is added to allow the petitioner to provide ‘times’ he or she will not be able to attend the hearing.

(26)(b) No change from the previously published versions of the proposed rule.

(26)(c) DR-486PORT (Petition to the Value Adjustment Board – Transfer of Homestead Assessment Difference – Request for Hearing): amended to clarify the exchange of evidence instructions based on changes to Rule 12D-9.020, F.A.C. A provision is added to allow the petitioner to provide ‘times’ he or she will not be able to attend the hearing.

(26)(d) through (57)(a) No change from the previously published versions of the proposed rule.

(57)(b) DR-584 (Budget Request for Tax Collectors): a certification page is added for the county official to sign and submit with the budget request. A Contract Worksheet is added to simplify the information tax collectors file with the budget request. The Travel Worksheet is changed to better identify travel expenses. The years are being changed to 20XX to allow the Department to update the years on an annual basis and to provide the tax collectors with the correct version for the year being requested.

(58) through (61)(b) No change from the previously published versions of the proposed rule.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Health Facility and Agency Licensing**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
59A-11.002	Definitions
59A-11.003	Licensure Procedures
59A-11.004	Investigations and License, Life Safety and Validation Inspections
59A-11.010	Informed Consent
59A-11.023	Physical Environment, Water Supply and Fire Safety

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 39, No. 245, December 19, 2013 issue of the Florida Administrative Register.

**\*\*Note:** A correction has been made to the Notice of Change published in the Vol. 40, No. 51, March 14, 2014 issue of the Florida Administrative Register.\*\*

The following sections of the Notice of Change should be corrected to read:

The following changes have been made to the Health Care Licensing Application, Birth Center, AHCA Form 3130-3001, Revised September 2013:

On Pg. 2, Section 2. Application Fees:

The action item “Late fee, if applicable” and the fee description, “Contact Licensure unit for details” have been removed from the fee table.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Pari-Mutuel Wagering**

<b>RULE NO.:</b>	<b>RULE TITLE:</b>
61D-9.001	Interstate and Intertrack Broadcasts

**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. 185, September 23, 2013 issue of the Florida Administrative Register.

61D-9.001 Interstate and Intertrack Broadcasts.

(1)(a) through (9) No change.

(10) For the purposes of thoroughbred and quarter horse race permitholders receiving out-of-state broadcasts, the term “racing meet” means:

(a) Any day the permitholder is conducting on track live racing at the permitted facility ~~in compliance with Section 550.3551(6), F.S.;~~ or

(b) All days within a series of consecutive weeks where, within every seven-day period, the permitholder conducts at least three days of on track live racing at the permitted facility ~~in compliance with Section 550.3551(6), F.S. The seven-day period may include days from a permitholder's operating license at the end of one fiscal year into the next licensed operating fiscal year. However, no racing meet shall commence prior to the first day of on track live racing at the permitted facility nor extend beyond the last day of on track live racing at the permitted facility as reflected on the permitholder's annual racing license.~~

Rulemaking Authority 550.0251(3), (7), 550.125(2)(b), 550.155(1), 550.2625(2)(d), 550.3551(10), 550.495(4), 550.6305(5) FS. Law Implemented 550.0251, 550.125, 550.155, 550.2625, 550.3551, 550.495, 550.615, 550.625, 550.6305 FS. History—New 10-20-96, Amended 12-15-97, 9-19-04, 4-12-06, \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Council of Medical Physicists**

RULE NO.: RULE TITLE:  
64B23-6.004 Notices of Noncompliance  
NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 39, No. 237, December 9, 2013 issue of the Florida Administrative Register has been withdrawn.

**Section IV  
Emergency Rules**

NONE

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

**PUBLIC SERVICE COMMISSION**

RULE NO.: RULE TITLE:

25-9.044 Change of Ownership

NOTICE IS HEREBY GIVEN that the Florida Public Service Commission has received a petition from Babcock Ranch Community Independent Special District in Docket No. 140059-EM filed March 24, 2014, seeking waiver from subsection 25-9.044(2), Florida Administrative Code. The subsection addresses change of ownership or control of a utility. A copy of the petition can be obtained from the Office of Commission Clerk. Comments on the petition should be filed with the Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, FL 32399-0850, within 14 days of publication of this notice. For additional information, please contact Jennifer Crawford,

Office of the General Counsel, at the above address or telephone: (850)413-6228.

**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 March 25, 2014, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Denning Parking Garage. Petitioner seeks an emergency variance of the requirements of ASME A17.1b, Section 2.27.3.3.7, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators with phase II emergency in-car operation which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2014-073).

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 March 25, 2014, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Creekside Apartments. Petitioner seeks an emergency variance of the requirements of ASME A17.1b, Section 2.20.4, 2.18.5.1 and 8.11.2.1.3(cc)(1) & (3) as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires steel ropes of a minimum diameter of 9.5 mm which poses a significant economic/financial hardship. Any interested person may file comments within 5 days of the publication of this notice with Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013 (VW2014-074).

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 March 25, 2014, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Cruise Terminal 1 at Port Canaveral. Petitioner seeks a variance of the requirements of ASME A17.1b, Section 2.20.1, 2.18.5.1, 2.20.4, 2.20.5 and 2.20.9 as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires steel ropes of a minimum diameter of 9.5 mm 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 (VW2014-075).

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 March 25, 2014, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Cruise Terminal 1 Parking Garage at Port Canaveral. Petitioner seeks a variance of the requirements of ASME A17.1b, Section 2.20.1, 2.18.5.1, 2.20.4, 2.20.5 and 2.20.9 as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires steel ropes of a minimum diameter of 9.5 mm 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 (VW2014-076).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: RULE TITLE:

61C-5.001 Safety Standards

The Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety hereby gives notice: on March 27, 2014, the Division issued an order. The Final Order was in response to a Petition for a Variance from Towneplace Suites, filed March 4, 2014, and advertised on March 6, 2014, in Vol. 40, No. 45, 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 (VW2014-055).

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 March 27, 2014, the Division issued an order. The Final Order was in response to a Petition for an emergency temporary Variance from Buena Vida Estates, filed March 13, 2014, and advertised on March 14, 2014, in Vol. 40, No. 51, 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 (VW2014-059).

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 March 27, 2014, the Division issued an order. The Final Order was in response to a Petition for an emergency temporary Variance from Silver Beach Club, filed March 17, 2014, and advertised on March 20, 2014, in Vol. 40, No. 55, 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, 3.10.3b, 3.11.1(a)(2), 3.11.1b, 3.9.1 ASME A17.3,

1996 edition, and Rule 101.5b, ANSI A17.1a, 1972 edition as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators with firefighters' emergency operations, top of car operating devices, car emergency signaling devices, normal terminal stopping devices, ventilation for machinery and control equipment 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 (VW2014-064).

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 ENVIRONMENTAL PROTECTION**  
Beaches and Coastal Systems

NOTICE IS HEREBY GIVEN that on March 13, 2014, the Department of Environmental Protection received a petition for a waiver from the processing fees for a Coastal Construction Control Line (CCCL) permit application. The Town of Palm Beach's petition requests a waiver from the processing fees set forth in Rule 62B-33.0085, F.A.C., that identifies the processing fees that must be included with each CCCL application. The processing fee is associated with a CCCL permit application to replace a coastal armoring structure on North Ocean Blvd., Palm Beach, Florida. The petition has been assigned File No. PB-1123 V, OGC File No. 14-0127.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Department of Environmental Protection, Division of Water Resource Management, Mail Station 3522, 2600 Blairstone Road, Tallahassee, Florida 32299, Attn: Celora Jackson, (850)245-7668, Celora.A.Jackson@dep.state.fl.us, during normal business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday, except legal holidays. Written comments must be received by the Department of Environmental Protection no later than 14 days from the date of publication of this notice.

**FISH AND WILDLIFE CONSERVATION COMMISSION**  
Marine Resources

RULE NO.: RULE TITLE:

68E-1.004 General Permit Application Procedures, Requirements and Expiration

The Fish and Wildlife Conservation Commission hereby gives notice: on March 26, 2014, the Florida Fish and Wildlife Conservation Commission has issued an order granting a variance.

Petitioner's Name: Kelly Sloan

Date Petition Filed: February 12, 2014

Rule No.: 68E-1.004

Nature of the rule for which variance or waiver is sought: Petitioner is requesting a variance or waiver from the requirements outlined in paragraphs 68E-1.004(5)(a) and 68E-

1.004(5)(b), F.A.C., relating to documentation of marine turtle nest relocation experience requirements; the request is based on inconsistencies between the manner in which the Petitioner's out-of-state experience has been documented and the manner of documentation required in the above cited rule paragraphs.

Date Petition Published in the Florida Administrative Register: February 13, 2014

General Basis for Agency Decision: Petitioner's documentation of experience not only demonstrates that petitioner has complied with the purposes of the underlying statute, but also complies with the substantive portion of subsection 68E-1.004(5), F.A.C. – the requisite amount of experience. The Petition also demonstrated a substantial hardship or violation of principles of fairness.

A copy of the Order or additional information may be obtained by contacting: Michael Yaun, Deputy General Counsel, at Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600 or (850)487-1764.

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

**DEPARTMENT OF EDUCATION**

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

DATE AND TIME: April 3, 2014, 2:30 p.m.

PLACE: Telephone conference call; conference number: 1(888)670-3525, participant passcode: 1242528392

GENERAL SUBJECT MATTER TO BE CONSIDERED: For the Florida Rehabilitation Council for the Blind to review and discuss the preliminary revisions to the state plan.

A copy of the agenda may be obtained by contacting: open meeting, no agenda.

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: Alise Fields, (850)245-0392, Alise.Fields@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: Alise Fields, The Division of Blind Services, 325 West Gaines Street, Room 1114, Tallahassee, FL 32399, (850)245-0392, Alise.Fields@dbs.fldoe.org.

**DEPARTMENT OF EDUCATION**

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

DATE AND TIME: April 1, 2014, 2:00 p.m. has been rescheduled for April 3, 2014, 2:30 p.m. – 4:00 p.m.

PLACE: Via teleconference; teleconference number: 1(888)670-3525, participant code: 1242528392 then #

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a cancellation notice. The originally scheduled April 1, 2014 FRCB meeting to discuss the preliminary revisions to the state plan has been rescheduled for April 3, 2014, 2:30 p.m. – 4:00 p.m., via teleconference.

A copy of the agenda may be obtained by contacting: cancellation notice, no agenda.

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: Alise Fields, The Division of Blind Services, 325 West Gaines Street, Room 1114, Tallahassee, FL 32399, (850)245-0392, email address: Alise.Fields@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).

DEPARTMENT OF EDUCATION

Education Practices Commission

The Education Practices Commission announces hearings to which all persons are invited.

DATES AND TIMES: April 2, 2014, 3:30 p.m. or as soon thereafter as can be heard, An Office Operations and Business Meeting Planning meeting

April 3, 2014, 9:00 a.m. or as soon thereafter as can be heard, A Teacher Hearing Panel will begin

April 4, 2014, 8:30 a.m. or as soon thereafter as can be heard A Teacher Hearing Panel will begin

PLACE: Crowne Plaza Tampa Westshore, 5303 West Kennedy Boulevard, Tampa, Florida 33609, (813)289-1950

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hearing Panels of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators. The Office Operations and Business Meeting Planning meeting will be to discuss and plan office operations and the upcoming business meeting.

A copy of the agenda may be obtained by contacting: Gretchen Kelley Brantley at (850)245-0455.

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: Gretchen Kelley Brantley at (850)245-0455. 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: Gretchen Kelley Brantley at (850)245-0455.

DEPARTMENT OF EDUCATION

Division of Florida Colleges

The Gulf Coast State College District Board of Trustees announces a public meeting to which all persons are invited.

DATE AND TIME: April 10, 2014, 10:00 a.m.

PLACE: William C. Cramer, Jr. Seminar Room (Room 306), SUW, Gulf Coast State College

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Meeting.

A copy of the agenda may be obtained by contacting: Dr. Jim Kerley, President, Gulf Coast State College.

EXECUTIVE OFFICE OF THE GOVERNOR

The Governor’s Commission on Community Service (Volunteer Florida) announces telephone conference calls to which all persons are invited.

DATE AND TIME: Tuesday, April 8, 2014, 1:00 p.m. until all business is complete.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Commission Committee meetings at the times noted below:

Communications: 1:00 p.m. – 1:30 p.m.

Emergency Management & Volunteer Services: 1:30 p.m. – 2:00 p.m.

Finance & Audit: 2:00 p.m. – 2:30 p.m.

Legislative: 2:30 p.m. – 3:00 p.m.

National Service Programs: 3:00 p.m. – 3:30 p.m.

Executive: 3:30 p.m. – 4:00 p.m.

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](mailto:Debbie@volunteerflorida.org).

**WATER MANAGEMENT DISTRICTS**

St. Johns River Water Management District

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

DATE AND TIME: Thursday, April 10, 2014, 2:30 p.m. – 3:30 p.m.

PLACE: St. Johns River Water Management District, Palm Bay Service Center, Emergency Operations Room, 525 Community College Parkway SE, Palm Bay, FL 32909

GENERAL SUBJECT MATTER TO BE CONSIDERED: A subcommittee of the Indian River Lagoon Advisory Board will meet to review scores of the Indian River Lagoon National Estuary Program 2014-2015 Work Plan proposals, and to recommend project proposals and funding amounts to include in the 2014-2015 Work Plan.

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

A copy of the agenda may be obtained by contacting: Troy Rice, 525 Community College Parkway SE, Palm Bay, FL 32909, (321)984-4950 or [trice@sjrwmd.com](mailto:trice@sjrwmd.com).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 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.

For more information, you may contact: Troy Rice, 525 Community College Parkway SE, Palm Bay, FL 32909, (321)984-4950 or [trice@sjrwmd.com](mailto:trice@sjrwmd.com). Written and physical evidence must be submitted at least 48 hours before the meeting.

**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.

DATES AND TIMES: Tuesday, April 8, 2014, 9:30 a.m., the Projects and Land Committee business meeting will begin; 10:00 a.m. or upon conclusion of the Projects and Land Committee meeting, whichever is later, the Finance,

Administration and Audit Committee meeting 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 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. 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: 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](http://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.

**WATER MANAGEMENT DISTRICTS**

Southwest Florida Water Management District

The Southwest Florida Water Management District announces a public meeting to which all persons are invited.

DATE AND TIME: April 9, 2014, 1:30 p.m.

PLACE: Tampa Service Office, 7601 Highway 301 N, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: Well Drillers Advisory Committee (WDAC) Meeting. Some members of the District’s Governing Board May also attend this meeting.

A copy of the agenda may be obtained by contacting: [teri.rhodes@watermatters.org](mailto:teri.rhodes@watermatters.org), 1(800)836-0797 (FL only) or (813)985-7481, ext. 4476.

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

The Southwest Florida Water Management District (SWFWMD) announces a public meeting to which all persons are invited.

**DATE AND TIME:** Tuesday, April 15, 2014, 1:00 p.m.

**PLACE:** 2205 Old Bartow – Eagle Lake Road, Bartow, FL 33830

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The District’s Environmental Advisory Committee will be touring the Lake Hancock Lake Level Modification and Outfall Treatment Projects. One or more Governing Board members may attend.

A copy of the agenda may be obtained by contacting: WaterMatters.org – Boards, Meetings & Event Calendar; 1(800)423-1476 (FL only) or (352)796-7211.

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: SWFWMD Human Resources Bureau Chief at 1(800)423-1476 (FL only) or (352)796-7211, ext. 4703; TDD (FL only) 1(800)231-6103 or email to ADACoordinator@swfwmd.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).

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: cindy.taylor@watermatters.org, 1(800)423-1476 (FL only) or (352)796-7211, ext. 4150 (Ad Order EXE0318).

**REGIONAL UTILITY AUTHORITIES**

**Tampa Bay Water – A Regional Water Supply Authority**

The Tampa Bay Water announces a public meeting to which all persons are invited.

**DATE AND TIME:** Monday, April 21, 2014, 9:00 a.m.

**PLACE:** Tampa Bay Water Administrative Offices, 2575 Enterprise Road, Clearwater, FL 33763

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** A Board Workshop concerning the proposed 2015 Fiscal Year Budget will be followed by a Regular Board Meeting of the Tampa Bay Water Board of Directors.

A copy of the agenda may be obtained by contacting: Records Department, (727)796-2355.

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: Records Department, (727)796-2355. 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: Records Department, (727)796-2355.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Building Commission**

The Florida Building Commission, Education Program Oversight Committee announces a public meeting to which all persons are invited.

**DATE AND TIME:** Thursday, April 10, 2014, 10:00 a.m., Eastern Standard Time

**PLACE:** Meetings to be conducted using communications media technology: you must access webinar for video only and teleconference number for audio only.

To join the online meeting (now from mobile devices)

1. Go to: <https://suncom.webex.com/suncom/j.php?ED=269321537&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.) 2
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:

Call-in toll-free number: 1(888)670-3525 (US)

Attendee access code: 606 232 6940

Public point of access: 1940 North Monroe Street, Room 90, Tallahassee, Florida.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Discuss “accreditor” and “course” applications for recommendation to the Florida Building Commission; update on Rule 61G20-6.002, F.A.C., and general subject matters.

A copy of the agenda may be obtained by contacting: Ms. Ila Jones, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation Affairs, 1940 North Monroe Street, Tallahassee, Florida 32399-0772 or call (850)487-1824.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0772, (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. Ila Jones, Building Codes and Standards Office, Division of Professions, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-0772, (850)487-1824 or fax: (850)414-8436, website: www.floridabuilding.org.

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: April 7, 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=270233242&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.

1. Fred Schweitz, Too Your Health Spa, 995 South Highway 27/441, Ocala;
2. Alpha Delta Pi Sorority, 537 West Jefferson Street, Tallahassee;
3. High Reach 2 Office & Maintenance Facility, 260 Hickman Drive, Sanford;
4. Stark Building, 202-204 Centre Street, Fernandina Beach;
5. Miami Real Estate LLC, 355 Washington Avenue, Miami Beach.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting Ms. 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.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

The Board of Accountancy announces public meetings to which all persons are invited.

DATES AND TIMES: Thursday, May 1, 2014, 9:00 a.m., Probable Cause; Friday, May 2, 2014, 9:00 a.m. until all business is concluded, Board meeting

PLACE: Tampa Airport Marriott, 4200 George J. Bean Parkway, Tampa, FL 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Probable Cause Panel will meet to conduct hearings on disciplinary matters. These meetings are closed to the public; however, there may be cases where probable cause was previously found which are to be reconsidered. This is a public meeting. The Board will meet to consider enforcement proceedings including consideration of investigation officers' reports, rules, and other general business. This is a public meeting.

A copy of the agenda may be obtained by contacting: Denise Graves, Regulatory Specialist II, Board of Accountancy, 240 NW 76th Drive, Suite A, Gainesville, FL 32607.

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: Denise Graves, (352)333-2508. 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: Denise Graves, (352)333-2508.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Commission

The Florida Real Estate Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, April 15, 2014, 8:30 a.m., EST; meeting will reconvene on Wednesday, April 16, 2014, 8:30 a.m., EST.

PLACE: Zora Neale Hurston Building, North Tower, Suite N901, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of Commission – topics will include, but not be limited to, proposed legislation affecting Chapter 475, Part

I, F.S., rule discussion, budget discussions, escrow disbursement requests, recovery fund claims, education issues, petitions for declaratory statement, petitions for rule variance/waiver, disciplinary actions and real estate applications. All or part of this meeting may be conducted as a teleconference in order to permit maximum participation of the Commission members or its counsel.

A copy of the agenda may be obtained by contacting: Lori Crawford at lori.crawford@myfloridalicense.com or Johanne Knudson at johanne.knudson@myfloridalicense.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Division of Real Estate, (407)481-5662. 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 Real Estate Commission

The Florida Real Estate Commission announces a workshop to which all persons are invited.

DATE AND TIME: April 17, 2014, 9:30 a.m. or as soon thereafter as possible

PLACE: Department of Business and Professional Regulation, Division of Real Estate, Room N901, 400 W. Robinson Street, Hurston Building, North Tower, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the workshop is to discuss issues relating to real estate education and to review the Real Estate Examination Syllabus for sales associates.

A copy of the agenda may be obtained by contacting: Lori Crawford at lori.crawford@myfloridalicense.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Division of Real Estate, (407)481-5662. 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 ENVIRONMENTAL PROTECTION

The Florida Department of Environmental Protection, in conjunction with the Florida Fish and Wildlife Conservation

Commission, announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 7, 2014, 10:00 a.m. – 12:00 Noon, EDT

PLACE: 1(888)670-3525; passcode: 781-302-8802. Adobe Connect Meeting is also being used to present material via the internet. To join the meeting use the following link and log in as a guest: <https://fwc.adobeconnect.com/opp/>.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Fish and Wildlife Conservation Commission and the Florida Department of Environmental Protection will be holding a virtual meeting to review and solicit comment on proposed projects to be submitted for funding consideration to the National Fish and Wildlife Foundation's Gulf Environmental Benefit Fund. The Gulf Environmental Benefit Fund was established after a U.S. District Court in early 2013 approved two plea agreements resolving the criminal cases against BP and Transocean which arose from the 2010 Deepwater Horizon oil spill. The agreements direct a total of \$2.544 billion to the National Fish and Wildlife Foundation to fund projects benefiting the natural resources of the Gulf Coast that were impacted by the spill, of which \$356 million is to become available over five years for projects in Florida.

A copy of the agenda may be obtained by contacting: Jennifer Fitzwater, 620 S. Meridian St., Tallahassee, Florida 32399, (850)617-9469.

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).

For more information, you may contact: Jennifer Fitzwater, 620 S. Meridian St., Tallahassee, Florida 32399, (850)617-9469.

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, April 11, 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.

FISH AND WILDLIFE CONSERVATION COMMISSION  
Marine Resources

The Florida Fish and Wildlife Conservation Commission, in conjunction with the Florida Department of Environmental Protection, announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 7, 2014, 10:00 a.m. – 12:00 Noon, EDT

PLACE: 1(888)670-3525; passcode: 781-302-8802. Adobe Connect Meeting is also being used to present material via the internet. To join the meeting use the following link and log in as a guest: <https://fwc.adobeconnect.com/opp/>.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Fish and Wildlife Conservation Commission and the Florida Department of Environmental Protection will be holding a virtual meeting to review and solicit comment on proposed projects to be submitted for funding consideration to the National Fish and Wildlife Foundation's Gulf Environmental Benefit Fund. The Gulf Environmental Benefit Fund was established after a U.S. District Court in early 2013 approved two plea agreements resolving the criminal cases against BP and Transocean which arose from the 2010 Deepwater Horizon oil spill. The agreements direct a total of \$2.544 billion to the National Fish and Wildlife Foundation to fund projects benefiting the natural resources of the Gulf Coast that were impacted by the spill.

A copy of the agenda may be obtained by contacting: Jennifer Fitzwater, 620 S. Meridian St., Tallahassee, Florida 32399, (850)617-9469.

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).

For more information, you may contact: Jennifer Fitzwater, 620 S. Meridian St., Tallahassee, Florida 32399, (850)617-9469.

**FLORIDA AUTOMOBILE JOINT UNDERWRITING ASSOCIATION**

The Florida Automobile Joint Underwriting Association announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, April 11, 2014, 10:30 a.m.

PLACE: Toll-free dial-in: 1(877)826-6967; conference ID number: 2867636526#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review proposed changes in the FAJUA Underwriting Manual for recommendation to the Board of Governors and any other matters that may come before the committee.

A copy of the agenda may be obtained by contacting: Sharon Neal, 1425 Piedmont Drive East, #201A, Tallahassee, Florida, (850)681-2003, sneal@fajua.org.

**ENTERPRISE FLORIDA, INC.**

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

DATE AND TIME: Friday, March 28, 2014, 8:30 a.m. – 9:00 a.m.

PLACE: Enterprise Florida, Inc., 800 North Magnolia Avenue, Suite 1100, Orlando, FL 32803

GENERAL SUBJECT MATTER TO BE CONSIDERED: A regular scheduled meeting for the consideration of matters properly brought before the board of the Florida Development Finance Corporation.

A copy of the agenda may be obtained by contacting Bill Spivey at (407)956-5695 or Bspivey@eflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, if an accommodation is needed for a disability or physical impairment, please contact Bill Spivey at (407)956-5695 at least one (1) day prior to the activity. 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).

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

**NONE**

**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**

**NONE**

**Section XII  
Miscellaneous**

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

Division of Motor Vehicles

Creative Bus Sales, Inc., d/b/a Creative Bus Sales, Inc. for the establishment of MOVT automobiles

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Mobility Ventures, LLC, intends to allow the establishment of Creative Bus Sales, Inc., d/b/a Creative Bus Sales, Inc. as a dealership for the sale of automobiles manufactured by Mobility Ventures, LLC (line-make MOVT) at 8600 Atlantic Boulevard, Jacksonville, (Duval County), Florida 32211, on or after April 28, 2014.

The name and address of the dealer operator(s) and principal investor(s) of Creative Bus Sales, Inc., d/b/a Creative Bus Sales, Inc., are dealer operator(s): Anthony Matijevich, Jr., 13501 Benson Avenue, Chino, California 91710; principal investor(s): Anthony Matijevich, Jr., 13501 Benson Avenue, Chino, California 91710.

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

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

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

A copy of such petition or complaint must also be sent by US Mail to: Greg Proven, Mobility Ventures, LLC, 105 North Niles Avenue, LLC, South Bend, Indiana 46617.

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.

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**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

Division of Motor Vehicles  
 Faulkner Motorsports, Inc., for the establishment of LMLL motorcycles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Genuine Scooters, LLC, intends to allow the establishment of Faulkner Motorsports, Inc., as a dealership for the sale of motorcycle manufactured by LML Limited (line-make LMLL) at 5158 US Highway 19, New Port Richey, (Pasco County), Florida 34652, on or after April 28, 2014.

The name and address of the dealer operator(s) and principal investor(s) of Faulkner Motorsports, Inc., are dealer operator(s): Adam Hipkins, 5158 US Highway 19, New Port Richey, Florida 34653; principal investor(s): Adam Hipkins, 5158 US Highway 19, New Port Richey, Florida 34653.

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

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

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

A copy of such petition or complaint must also be sent by US Mail to: Trey Duren, Genuine Scooters LLC, 2700 West Grand Avenue, Chicago, Illinois 60612.

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.

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**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

Division of Motor Vehicles  
 Faulkner Motorsports, Inc., for the establishment of MOTI motorcycles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Genuine Scooters, LLC, intends to allow the establishment of Faulkner Motorsports, Inc., as a dealership for the sale of motorcycles manufactured by Motive Power Industry Co., Ltd. (line-make MOTI) at 5158 US Highway 19, New Port Richey, (Pasco County), Florida 34652, on or after April 28, 2014.

The name and address of the dealer operator(s) and principal investor(s) of Faulkner Motorsports, Inc., are dealer operator(s): Adam Hipkins, 5158 US Highway 19, New Port Richey, Florida 34653; principal investor(s): Adam Hipkins, 5158 US Highway 19, New Port Richey, Florida 34653.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according

to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

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

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

A copy of such petition or complaint must also be sent by US Mail to: Trey Duren, Genuine Scooters LLC, 2700 West Grand Avenue, Chicago, Illinois, 60612.

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.

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DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Fitzgerald Motors, Inc., d/b/a MV-1 of Clearwater, for the establishment of MOVT automobiles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Mobility Ventures, LLC, intends to allow the establishment of Fitzgerald Motors, Inc., d/b/a MV-1 of Clearwater as a dealership for the sale of automobiles manufactured by Mobility Ventures, LLC (line-make MOVT) at 27365 US Highway 19 North, Clearwater, (Pinellas County), Florida 33761, on or after April 28, 2014.

The name and address of the dealer operator(s) and principal investor(s) of Fitzgerald Motors, Inc., d/b/a MV-1 of Clearwater, are dealer operator(s): James W. Cash, 11411 Rockville Pike, Kensington, Maryland 20895, Gregg Steinbarth, 11411 Rockville Pike, Kensington, Maryland 20895; principal investor(s): JJF Management Services, Inc., 11411 Rockville Pike, Kensington, Maryland 20895.

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

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

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

A copy of such petition or complaint must also be sent by US Mail to: Greg Proven, Mobility Ventures, LLC, 105 North Niles Avenue, South Bend, Indiana 46617.

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.

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DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Napleton Sanford Imports, LLC, d/b/a Napleton's MV-1 of Orlando

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Mobility Ventures, LLC, intends to allow the establishment of Napleton Sanford Imports, LLC, d/b/a Napleton's MV-1 of Orlando as a dealership for the sale of automobiles manufactured by Mobility Ventures, LLC (line-make MOVT) at 4175 South Orlando Drive, Sanford, (Seminole County), Florida 32773, on or after April 28, 2014.

The name and address of the dealer operator(s) and principal investor(s) of Napleton Sanford Imports, LLC, d/b/a Napleton's MV-1 of Orlando, are dealer operator(s): Edward F. Napleton, 1 East Oak Hill Drive, Westmont, Illinois 60559; principal investor(s): Edward F. Napleton, 1 East Oak Hill Drive, Westmont, Illinois 60559, Katherine R. Napleton, 1 East Oak Hill Drive, Westmont, Illinois 60559.

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

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



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

A copy of such petition or complaint must also be sent by US Mail to: Greg Proven, Mobility Ventures, LLC, 105 North Niles Avenue, South Bend, Indiana 46617.

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

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Division of Motor Vehicles

Off Lease Cars Only, LLC, d/b/a Wheelchair Vans of Florida, for the establishment of MOVT automobiles

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Mobility Ventures, LLC, intends to allow the establishment of Off Lease Cars Only, LLC, d/b/a Wheelchair Vans of Florida as a dealership for the sale of automobiles manufactured by Mobility Ventures, LLC (line-make MOVT) at 5611 South Tamiami Trail, Sarasota, (Sarasota County), Florida 34231, on or after April 28, 2014.

The name and address of the dealer operator(s) and principal investor(s) of Off Lease Cars Only, LLC, d/b/a Wheelchair Vans of Florida, are dealer operator(s): Shelby Curtsinger, 12815 Kite Drive, Bradenton, Florida 34212, Donald Caldwell, 5434 Cork Oak Street, Sarasota, Florida 34232; principal investor(s): Shelby Curtsinger, 12815 Kite Drive, Bradenton, Florida 34212, Donald Caldwell, 5434 Cork Oak Street, Sarasota, Florida 34232.

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

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

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

A copy of such petition or complaint must also be sent by US Mail to: Greg Proven, Mobility Ventures, LLC, 105 North Niles Avenue, South Bend, Indiana 46617.

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 FINANCIAL SERVICES

FSC – Financial Institution Regulation  
Financial Institutions

NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following application. Comments may be submitted to the Division Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Agency Clerk as follows:

By Mail or Facsimile	OR	By Hand Delivery
Agency Clerk		Agency Clerk
Office of Financial Regulation		Office of Financial Regulation
P. O. Box 8050		The Fletcher Building, Suite 118
Tallahassee, Florida 32314-8050		101 East Gaines Street
Phone: (850)410-9800		Tallahassee, Florida 32399-0379
Fax: (850)410-9548		Phone: (850)410-9643

The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., April 28, 2014):

APPLICATION FOR CONVERSION OF A NATIONAL BANK TO A STATE BANK

Applicant and Location: First National Bank of the Gulf Coast, a national association, 3560 Kraft Road, Naples, Collier County, Florida 34105

With Title: First Florida Integrity Bank

Received: March 26, 2014

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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