

Section I
Notice of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NOS.:	RULE TITLES:
5J-17.001	Probable Cause Panel
5J-17.010	Grounds for Discipline
5J-17.032	Content of Examination
5J-17.040	Continuing Education Requirements for Reactivation of Inactive License
5J-17.041	Continuing Education Credit for Biennial Renewal
5J-17.044	Obligations of Continuing Education Providers
5J-17.048	Reinstatement of Null and Void License
5J-17.050	Minimum Technical Standards: Definitions
5J-17.051	Minimum Technical Standards: General Survey, Map, and Report Content Requirements
5J-17.052	Minimum Technical Standards: Specific Survey, Map, and Report Requirements
5J-17.053	Standards of Practice: Professional Matters in Surveying and Mapping
5J-17.080	Citations

PURPOSE AND EFFECT: Includes changes to all rules listed above to show that Minimum Technical Standards have been changed under the statute to Standards of Practice; clarifies in Rule 5J-17.001, F.A.C., that violations of Chapter 177, F.S., which may be prosecuted by the Board are not limited to violations only of Part I of that chapter; adds the words “and Mapping” in Rule 5J-17.032, F.A.C., after the word “Surveying” and the words “and mapping” in Rule 5J-17.051, F.A.C., after the word “surveying” so as to correctly refer to the practice and profession being regulated as surveying and mapping; adds definitions to Rule 5J-17.050, F.A.C., to clarify the meaning of words used in Section 472.027, F.S., and to facilitate the removal from Rule 5J-17.010, F.A.C., of cumbersome and unnecessarily repetitive language; adds one new rule, Rule 5J-17.053, F.A.C., to contain standards for professional conduct; moves existing standards for professional conduct which are currently contained in Rule 5J-17.010, F.A.C., into the new Rule 5J-17.053, F.A.C.

SUBJECT AREA TO BE ADDRESSED: As stated above, the subject area of the proposed rules includes professional standards of practice and all rules which currently contain references to minimum technical standards.

RULEMAKING AUTHORITY: 472.027 FS.
LAW IMPLEMENTED: 472.027 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: Karin Byrne, Senior Attorney, Department of Agriculture and Consumer Services, 407 South Calhoun Street, Tallahassee, Florida 32399-0800, (850)245-1000
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NO.:	RULE TITLE:
5J-21.004	Motor Fuel Price Posting

PURPOSE AND EFFECT: Adopt motor fuel price posting requirements for signage (other than retail motor fuel dispensers) when advertising the price of motor fuel products and grades of those products.
SUBJECT AREA TO BE ADDRESSED: The rule development includes adopting motor fuel price posting requirements for signage (other than retail motor fuel dispensers) when advertising the price of motor fuel products and grades of those products.

RULEMAKING AUTHORITY: 526.09, 531.41(3), 570.07(23) FS.
LAW IMPLEMENTED: 531.44, 570.07(16) FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:
DATE AND TIME: Tuesday, January 27, 2015, 8:30 a.m.
PLACE: 3125 Conner Blvd., Eyster Auditorium, Tallahassee, FL 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Matthew D. Curran, Ph.D., Chief, Bureau of Standards, (850)921-1570. 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: Matthew D. Curran, Ph.D., Chief, Bureau of Standards, 3125 Conner Blvd., Bldg. #2, Tallahassee, FL 32399, (850)921-1570
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Veterinary Medicine

RULE NO.: 61G18-15.0025 RULE TITLE: Minimum Standards for a Mobile Veterinary Practice for Agricultural Animals

PURPOSE AND EFFECT: The amendment adds material incorporated by reference.

SUBJECT AREA TO BE ADDRESSED: Incorporated material.

RULEMAKING AUTHORITY: 474.206, 474.215(6) FS.

LAW IMPLEMENTED: 474.215(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: Juanita Chastain, Executive Director, Division of Professions, Board of Veterinary Medicine, 1940 N. Monroe Street, Tallahassee, FL 32399-0783

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-550.200	Definitions for Public Water Systems
62-550.320	Secondary Drinking Water Standards: Maximum Contaminant Levels
62-550.512	Nitrate and Nitrite Monitoring Requirements
62-550.520	Secondary Contaminants Monitoring Requirements
62-550.720	Recordkeeping
62-550.730	Reporting Requirements for Public Water Systems
62-550.817	Additional Requirements for Subpart H Water Systems

62-550.821 Disinfectant Residuals, Disinfection Byproducts (Stage 1), and Disinfection Byproduct Precursors

62-550.828 Ground Water Rule

PURPOSE AND EFFECT: The Department is amending Chapter 62-560, F.A.C., to make State drinking water public notification (PN) rules consistent with the U.S. Environmental Protection Agency’s PN regulations by deleting or repealing all current State PN rules and incorporating by reference the federal PN regulations. To coordinate Chapter 62-550, F.A.C., with the proposed amendments to Chapter 62-560, F.A.C., the Department is correcting rule references and making other changes to Chapter 62-550, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Rule 62-550.200, F.A.C., is being amended to delete definitions that are no longer necessary because they are included in the federal PN regulations that are being incorporated by reference in Chapter 62-560, F.A.C. Rules 62-550.320, 62-550.512, and 62-550.520, F.A.C., are being amended to correct rule references so they are consistent with the amendments to Chapter 62-560. New subsection 62-550.720(8), F.A.C., is being added to incorporate a federal record maintenance requirement that also is being added to Chapter 62-560. Paragraph 62-550.730(1)(h), F.A.C., is being revised to be consistent with amendments to Chapter 62-560, F.A.C. Subsections 62-550.817(14) and 62-550.828(2), F.A.C., are being repealed. Subsection 62-550.821(1), F.A.C., which is a list of State rule references corresponding to federal regulation references in 40 C.F.R. Part 141, Subpart L, is being amended to make changes, most of which are related to the incorporation of the federal PN regulations into Chapter 62-560, F.A.C.

RULEMAKING AUTHORITY: 403.8055, 403.853(3), 403.861(9) FS.

LAW IMPLEMENTED: 403.0877, 403.852(12), 403.852(13), 403.853, 403.853(1), 403.853(3), 403.853(4), 403.853(7), 403.854, 403.861(16), 403.861(17), 403.8615, 403.862 FS.

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

DATE AND TIME: Tuesday, January 6, 2015, 10:00 a.m.

PLACE: Department of Environmental Protection, Bob Martinez Center, Room 609, 2600 Blair Stone Road, Tallahassee, Florida 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least five days before the workshop/meeting by contacting: Virginia Harmon, Department of Environmental Protection, 2600 Blair Stone Road, MS 3520, Tallahassee, Florida 32399-2400, (850)245-8630,

virginia.harmon@dep.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). THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Virginia Harmon, Department of Environmental Protection, 2600 Blair Stone Road, MS 3520, Tallahassee, Florida 32399-2400, (850)245-8630, virginia.harmon@dep.state.fl.us THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-560.400	Scope of Drinking Water Public Notification Rules
62-560.410	Public Notification - Primary Standards
62-560.430	Public Notification - Secondary Standards
62-560.440	Public Notification for Unregulated Contaminants
62-560.510	Drinking Water Variance Request
62-560.520	Drinking Water Exemption Request

PURPOSE AND EFFECT: The Department is amending Chapter 62-560, F.A.C., to make the Department’s drinking water public notification (PN) rules consistent with the U.S Environmental Protection Agency’s PN regulations set forth in 40 C.F.R. 141 Subpart Q and Appendices A, B, and C to Subpart Q.

SUBJECT AREA TO BE ADDRESSED: Rule 62-560.410, F.A.C., is being revised to incorporate by reference 40 C.F.R. 141 Subpart Q and Appendices A, B, and C to Subpart Q. Also, minor clarifications are being added to Rule 62-560.410, F.A.C., concerning application of the federal PN regulations. Record maintenance and reporting requirements associated with the federal PN regulations are being added to Rule 62-560.410, F.A.C. Existing Rules 62-560.400, 62-560.430, and 62-560.440, F.A.C., are being repealed. Rules 62-560.510 and 62-560.520, F.A.C., are being amended to correct rule references and make other changes necessary to make the rules consistent with the amendments to Rule 62-560.410.

RULEMAKING AUTHORITY: 403.8055, 403.853(3), 403.861(9) FS.

LAW IMPLEMENTED: 403.853(1), 403.853(3), 403.854(1), 403.854(2), 403.854(3), 403.857 FS.

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

DATE AND TIME: Tuesday, January 6, 2015, 10:00 a.m.

PLACE: Department of Environmental Protection, Bob Martinez Center, Room 609, 2600 Blair Stone Road, Tallahassee, Florida 32399

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least five days before the workshop/meeting by contacting: Virginia Harmon, Department of Environmental Protection, 2600 Blair Stone Road, MS 3520, Tallahassee, Florida 32399-2400, (850)245-8630, virginia.harmon@dep.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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Virginia Harmon, Department of Environmental Protection, 2600 Blair Stone Road, MS 3520, Tallahassee, Florida 32399-2400, (850)245-8630, virginia.harmon@dep.state.fl.us THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF FINANCIAL SERVICES

Division of State Fire Marshal

RULE NOS.:	RULE TITLES:
69A-64.001	Scope
69A-64.003	Ability to Pay Benefits

PURPOSE AND EFFECT: The purpose and effect of this rulemaking is the repeal of Rule 69A-64.003, F.A.C., because it is not necessary. As well, Rule 69A-64.001, F.A.C., is being amended because the definition of “employer” is in the statute and not in the rule.

SUBJECT AREA TO BE ADDRESSED: This rulemaking is part of the agency’s comprehensive review of existing rules that focused on eliminating those that were determined to be unnecessary or duplicative. The amendments will remove superfluous provisions related to firefighter death benefits.

RULEMAKING AUTHORITY: 112.191 FS.

LAW IMPLEMENTED: 112.191 FS.

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

DATE AND TIME: Tuesday, January 13, 2015, 10:00 a.m. or immediately following the conclusion of the Rule Chapter 69A-37, F.A.C. workshop

PLACE: Florida State Fire College, Auditorium, 11655 NW Gainesville Rd., Ocala, Florida 34482

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: Mike Tucker, (352)369-2836 or Mike.Tucker@MyFloridaCFO.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mike Tucker, Safety Program Manager, Bureau of Firefighter Standards and Training, Division of State Fire Marshal, Florida Department of Financial Services at (352)369-2836 or Mike.Tucker@MyFloridaCFO.com

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Consumer Services

- RULE NOS.: RULE TITLES:
- 69J-8.002 Definitions
- 69J-8.004 Qualification and Certification of Neutral Evaluators
- 69J-8.007 Request for Evaluation
- 69J-8.008 Selection of Neutral Evaluator
- 69J-8.009 Evaluation Process

PURPOSE AND EFFECT: The proposed rulemaking repeals Rule 69J-8.004, F.A.C., because it is not needed since the standards for neutral evaluators are now in Section 627.7074, F.S. Subsection 69J-8.008(2), F.A.C., is amended to require insurers to contact claimants within 3 business days of notice of a request for neutral evaluation, and copy the department on the correspondence to the claimant. Subsection (9) of Rule 69J-8.008, F.A.C., is added to impose a duty on neutral evaluators to disclose conflicts of interest within 3 business days of assignment. Subsection (5) is added to Rule 69J-8.009, F.A.C., to require disclosure of professionals used by a neutral evaluator and conflicts of interest associated with those professionals. Technical changes are also made.

SUBJECT AREA TO BE ADDRESSED: Neutral evaluation of disputed sinkhole insurance claims in Florida.

RULEMAKING AUTHORITY: 627.7074(18) FS.

LAW IMPLEMENTED: 627.7074 FS.

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

DATE AND TIME: Tuesday, January 13, 2015, 10:00 a.m.
PLACE: Room 116 Larson Building, 200 East Gaines Street, Tallahassee, Florida

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: Tasha Carter, (850)413-5800 or Tasha.Carter@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Tasha Carter, Director, Division Consumer Services, Department of Financial Services, 200 E. Gaines Street, Room 518A, Larson Building, Tallahassee, FL 32399-0321, (850)413-5800 or Tasha.Carter@myfloridacfo.com

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

**Section II
Proposed Rules**

DEPARTMENT OF STATE

Division of Library and Information Services

- RULE NO.: RULE TITLE:
 - 1B-24.003 Records Retention Scheduling and Disposition
- PURPOSE AND EFFECT: The purpose of this amendment is to incorporate by reference general retention schedules.
SUMMARY: The Division of Library and Information Services in the Florida Department of State establishes general retention schedules, which are used by public entities to determine the disposition and destruction of public records. This amendment will incorporate by reference the retention schedules.
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS AND LEGISLATIVE RATIFICATION:

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: This amendment will not have a direct or indirect adverse financial impact on small businesses.

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: 257.14, 257.35(7), 257.36(6) FS.

LAW IMPLEMENTED: 257.35, 257.36, 119.021 FS.

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

DATE AND TIME: January 12, 2015, 9:00 a.m.

PLACE: R. A. Gray Building, 500 South Bronough Street, Tallahassee, FL 32399 (Rm 307)

Call-In Information: 1-888-670-3525 (Participant Passcode: 8850786128 then #)

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: Brandy Hedges, Florida Department of State, 500 South Bronough Street, Tallahassee, FL 32399, (850)245-6127, Brandy.Hedges@dos.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Carlos Rey, Florida Department of State, 500 South Bronough Street, Tallahassee, FL 32399, (850)245-6515, Carlos.Rey@dos.myflorida.com

THE FULL TEXT OF THE PROPOSED RULE IS:

1B-24.003 Records Retention Scheduling and Disposition.

(1) The Division issues General Records Schedules which establish minimum retention requirements for record series common to all agencies or specified types of agencies based on the legal, fiscal, administrative, and historical value of those record series to the agencies and to the State of Florida. The General Records Schedules established by the Division, which can be obtained at <http://dos.myflorida.com/library-archives/records-management/general-records-schedules/>, are incorporated by reference:

(a) General Records Schedule GS1-SL for State and Local Government Agencies (hyperlink, eff. XX/XX).

(b) General Records Schedule GS2 for Law Enforcement, Correctional Facilities, and District Medical Examiners (hyperlink, eff. XX/XX).

(c) General Records Schedule GS3 for Election Records (hyperlink, eff. XX/XX).

(d) General Records Schedule GS4 for Public Hospitals, Health Care Facilities and Medical Providers (hyperlink, eff. XX/XX)

(e) General Records Schedule GS5 for Public Universities and Colleges (hyperlink, eff. XX/XX).

(f) General Records Schedule GS7 for Public Schools Pre-K-12 and Adult and Career Education (hyperlink, eff. XX/XX).

(g) General Records Schedule for Fire Departments (Schedule GS8) (hyperlink, eff. XX/XX).

(h) General Records Schedule GS9 for State Attorneys (hyperlink, eff. XX/XX).

(i) General Records Schedule GS11 for Clerks of Court (hyperlink, eff. XX/XX).

(j) General Records Schedule GS12 for Property (hyperlink, eff. XX/XX).

(k) General Records Schedule GS13 for Tax Collectors (hyperlink, eff. XX/XX).

(l) General Records Schedule GS14 for Public Utilities (hyperlink, eff. XX/XX).

(m) General Records Schedule GS15 for Public Libraries (hyperlink, eff. XX/XX).

(2) For each record series not covered by General Records Schedules established by the Division, each agency shall submit to the Division a request for a records retention schedule on Department of State Form LS5E-105REff.2-09, "Request for Records Retention Schedule" which is hereby incorporated by reference and made part of this rule. A copy of Form LS5E-105REff.2-09, effective February 2009, may be obtained from the Division of Library and Information Services, Department of State, Mail Station 9A, Tallahassee, Florida 32399-0250, or from the Division's Records Management Web site at <http://dliis.dos.state.fl.us/RecordsManagers>.

(3) In completing Form LS5E-105REff.2-09, "Request for Records Retention Schedule," the agency shall consider the legal, fiscal, administrative, and historical value of each record series to the agency and to the State of Florida. The custodian of the records or his or her designee shall sign the Form LS5E-105REff.2-09 and submit it to the Division for determination of official retention requirements.

(4) Retention and scheduling of intermediate files are not feasible due to their transitory nature; therefore, submission of Form LS5E-105REff.2-09, "Request for Records Retention Schedule" is not required for intermediate files.

(5) Each Request for Records Retention Schedule shall be analyzed by the Division in the context of the submitting agency's statutory functions and authorities. Florida Statutes, administrative rules, operating procedures, applicable federal regulations and other such sources shall be researched to assist in the Division's determination of the value and retention requirements of each record series.

(6) The Division shall review Request for Records Retention Schedule forms to determine whether the records may merit transfer to the Florida State Archives or to a local records office, archives, or historical records repository, based

upon the records' enduring legal, fiscal, administrative, and historical values (archival value). If the Division determines that the records may have archival value, an indication of such potential archival value shall be made on the Request for Records Retention Schedule form. The main objectives of this determination are to identify and ensure the preservation of records of archival value pertaining to the operation of government and to protect the rights and interests of the citizens of the state.

(7) The Division, with information submitted on Form LS5E-105REff.2-09, "Request for Records Retention Schedule" and its own research into the legal, fiscal, administrative, and historical value of the record series, shall create an official "Records Retention Schedule." Once the Division has approved an official Records Retention Schedule, the submitting agency shall adhere to the terms of that schedule for the record series described therein.

(8) An approved Records Retention Schedule may later need to be revised based on new statutory, regulatory, or other requirements or agency needs. When changes are necessary, the agency shall submit a new Form LS5E-105REff.2-09, "Request for Records Retention Schedule" for the record series indicating the nature of the changes and the reason they are necessary. Revised Records Retention Schedules shall be processed in the manner specified in subsections 1B-24.003(2)-(8), F.A.C., above.

(9)(a) Public records may be destroyed or otherwise disposed of only in accordance with retention schedules established by the Division. Photographic reproductions or reproductions through electronic recordkeeping systems may substitute for the original or paper copy, per Section 92.29, F.S., Photographic or electronic copies. Minimum standards for image reproduction shall be in accordance with Rules 1B-26.0021 and 1B-26.003, F.A.C. An electronic or microfilmed copy serving as the record (master) copy must be retained for the length indicated for the record (master) copy in the applicable retention schedule. An agency that designates an electronic or microfilmed copy as the record (master) copy may then designate the paper original as a duplicate and dispose of it in accordance with the retention requirement for duplicates in the applicable retention schedule unless another law, rule, or ordinance specifically requires its retention.

(b) Any state agency record series identified by either a General Records Schedule or approved Records Retention Schedule as having possible archival value shall not be destroyed without the approval of the Florida State Archives.

(c) Where a local government has formally established a records office, archives, or historical records repository, local government agencies within that jurisdiction may transfer records of archival value to that repository. An agency may also loan records to another governmental jurisdiction or to a non-

government historical records repository or historical society provided an agreement is signed by both parties specifying the required conditions of the loan, including the responsibilities of both parties for the management of public records in accordance with Chapter 119, F.S. The loaning agency shall remain the legal custodian and retain ultimate responsibility for the maintenance and preservation of the records, including ensuring accessibility to the records and non-disclosure of statutorily exempt or confidential information.

(d) Prior to records disposition, agencies must ensure that all retention requirements have been satisfied. For each record series being disposed of, agencies shall identify and document the following:

1. Records retention schedule number;
2. Item number;
3. Record series title;
4. Inclusive dates of the records;
5. Volume in cubic feet for paper records; for electronic records, record the number of bytes and/or records and/or files if known, or indicate that the disposed records were in electronic form; and
6. Disposition action (manner of disposition) and date.

Agencies are not required to document the disposition of records with a retention of "Retain until obsolete, superseded or administrative value is lost" (OSA) except for records that have been microfilmed or scanned as part of a retrospective conversion project in accordance with Rules 1B-26.0021 or 1B-26.003, F.A.C., where the microfilm or electronic version will serve as the record (master) copy.

(10) Agencies shall ensure that all destruction of records is conducted in a manner that safeguards the interests of the state and the safety, security, and privacy of individuals. In destroying records containing information that is confidential or exempt from disclosure, agencies shall employ destruction methods that prevent unauthorized access to or use of the information and ensure that the information cannot practicably be read, reconstructed, or recovered. The agency shall specify the manner of destruction of such records when documenting disposition. Where possible, recycling following destruction is encouraged.

(a) For paper records containing information that is confidential or exempt from disclosure, appropriate destruction methods include burning in an industrial incineration facility, pulping, pulverizing, shredding, or macerating. High wet strength paper, paper mylar, durable-medium paper substitute, or similar water repellent papers are not sufficiently destroyed by pulping and require other methods such as shredding or burning.

(b) For electronic records containing information that is confidential or exempt from disclosure, appropriate destruction methods include physical destruction of storage media such as

by shredding, crushing, or incineration; high-level overwriting that renders the data unrecoverable; or degaussing/demagnetizing.

(c) For other non-paper media containing information that is confidential or exempt from disclosure, such as audio tape, video tape, microforms, photographic films, etc., appropriate destruction methods include pulverizing, shredding, and chemical decomposition/recycling.

(d) Agencies shall not bury confidential or exempt records since burying does not ensure complete destruction or unauthorized access.

(11) Each agency shall submit to the Division, once a year, a signed statement attesting to the agency’s compliance with records management laws, rules, and procedures.

(12) The Division shall compile an annual summary of agency records scheduling and disposition activities to inform the Governor and the Legislature regarding statewide records management practices and program compliance.

Rulemaking Authority 119.021(2)(a), 257.35(7), 257.36 FS. Law Implemented 119.021(2)(b)-(d), 257.35, 257.36 FS. History—New 2-20-01, Amended 1-18-09,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Carlos A. Rey

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ken Detzner

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 12, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: 06/12/2014

DEPARTMENT OF STATE

Division of Cultural Affairs

RULE NO.: RULE TITLE:

1T-1.041 Florida Poet Laureate

PURPOSE AND EFFECT: The purpose of this amendment is to adopt procedures for the solicitation and acceptance of nominations for appointment as the State Poet Laureate.

SUMMARY: The State Poet Laureate will be selected from nominees recommended to the Governor, who shall appointment one nominee to serve as the State Poet Laureate for a 4 year term.

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: This amendment will not have a direct or indirect adverse financial impact on small businesses.

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: 265.2863(6) FS.

LAW IMPLEMENTED: 265.2863 FS.

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

DATE AND TIME: January 12, 2015, 2:00 p.m.

PLACE: 500 South Bronough Street, Rm. 307, Tallahassee, FL 32399

Call-In Information: 1(888)670-3525, Participant Passcode: 8850786128 then #).

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: Brandy Hedges, Florida Department of State, 500 South Bronough Street, Tallahassee, FL 32399, (850)245-6127, Brandy.Hedges@dos.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Elsie Rogers, (850)245-6483, Elsie.Rogers@dos.myflorida.com, The Brokaw McDougall House, 329 North Meridian Street, Tallahassee, FL 32301

THE FULL TEXT OF THE PROPOSED RULE IS:

1T-1.041 Florida Poet Laureate.

(1) This section provides nomination, application, and selection procedures for the Florida Poet Laureate appointment.

(2) Nominations for the Florida Poet Laureate must meet the following eligibility:

(a) Must be a permanent resident of the State of Florida;

(b) Must be willing and able to engage in outreach for the benefit of schools and communities throughout the State of Florida;

(c) Must be willing to perform readings of his or her own poetry as requested;

(d) Must be willing to perform other duties as prescribed by the Florida Department of State; and

(e) Must be willing to serve a four-year term.

(3) The Florida Poet Laureate Nomination Form (CAIE _____, effective _____), is incorporated by reference and available at www.Florida-Arts.org.

Rulemaking Authority 265.2863(6) FS. Law Implemented 265.2863 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Carlos A. Rey

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ken Detzner

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: December 11, 2014

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAR: September 09, 2014

DEPARTMENT OF FINANCIAL SERVICES

Division of Insurance Agents and Agency Services

RULE NO.: RULE TITLE:

69B-235.003 Sale of Certificates of Deposit

PURPOSE AND EFFECT: The proposed amendment will update the rule to remove a standard made illegal by a court decision.

SUMMARY: Chapter 69B-235, F.A.C., addresses the Sale of Non-Insurance Products by Insurance Representatives. The proposed modification is to delete the illegal standard to determine discretionary refusal, suspension, or revocation of agent’s license in conjunction with the sale of Certificates of Deposit if an agent has been a source of loss to the public, pursuant to subsection 626.621(6), F.S. The words “detrimental to public interest” as used in Section 626.621, F.S., were found to be unconstitutionally vague in Whitaker v. Department of Insurance and Treasurer, 680 So.2d 528 (Fla. 1st DCA 1996).

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

The Agency has determined that the proposed rule is not expected to require legislative ratification based on the statement of estimated regulatory costs or if no SERC is required, the information expressly relied upon and described herein: The Department conducted an economic analysis of the potential impact of the proposed rule amendment and determined that there will be no adverse economic impact or regulatory increases that would require legislative ratification. Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal

for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

RULEMAKING AUTHORITY: 624.308(1) FS.

LAW IMPLEMENTED: 517.12, 624.307(1), 626.611, 626.621 FS.

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

DATE AND TIME: January 15, 2015, 10:00 a.m.

PLACE: Room 139, Larson Building, 200 East Gaines Street, Tallahassee, Florida

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: Barry Lanier at (850)413-5601 or Barry.Lanier@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Barry Lanier, Chief, Bureau of Investigations, Room 416, Larson Building, 200 E. Gaines Street, Tallahassee, FL 32399-0320 (850)413-5601 or Barry.Lanier@MyFloridaCFO.com

THE FULL TEXT OF THE PROPOSED RULE IS:

69B-235.003 Sale of Certificates of Deposit.

(1) No change.

(2) In determining whether an agent has been a source of injury or loss to the public ~~or detrimental to public interest~~ within the meaning of subsection ~~Section~~ 626.621(6), Florida Statutes, the Office will consider the facts applicable to each transaction.

(a) Conduct determined by the Office of Financial Regulation to violate Sections 517.301 and 517.311, Florida Statutes, constitutes conduct that is a source of injury or loss to the public ~~or detrimental to public interest~~ within the meaning of subsection ~~Section~~ 626.621(6), Florida Statutes.

(b) No change.

Rulemaking Specific Authority 624.308(1) FS. Law Implemented 517.12, 624.307(1), 626.611, 626.621 FS. History—New 1-16-03, Formerly 4-235.003, Amended _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Barry Lanier, Chief, Bureau of Investigations, Division of Agent and Agency Services, Department of Financial Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Jeff Atwater, Chief Financial Officer

DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: December 15, 2014
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAR: November 6, 2014

Section III
Notice of Changes, Corrections and
Withdrawals

**DEPARTMENT OF BUSINESS AND PROFESSIONAL
 REGULATION**

Board of Accountancy

RULE NO.: RULE TITLE:
 61H1-29.002 Temporary License
 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. 40, No. 196, October 8, 2014 issue of the Florida Administrative Register.

The changes are in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

1. Subsection (7)(b) shall now read as follows:

(b) Holds a valid license as a certified public accountant and obtains verification from the National Association of State Board of Accountancy CredentialNet service that the individual meets the certificate requirements in s. 5 of the Uniform Accountancy Act, seventh edition, revised May 2014, which is incorporated herein and available at: https://www.flrules.org/Gateway/reference.asp?No=Ref-____ or http://nasba.org/files/2014/05/UAASeventhEditionincludes2012CPESstandards-REVISED_051914.pdf. CredentialNet can be reached at credentialnet@nasba.org or (866)350-0017.
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Veloria Kelly, Division Director, Board of Accountancy, 240 NW 76th Dr., Suite A, Gainesville, Florida 32607

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:
 62-342.200 Definitions
 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. 40, No. 117, June 17, 2014 issue of the Florida Administrative Register.

62-342.200 Definitions.

Terms used in this chapter shall have the meanings specified below.

(10) "Success" means when a Mitigation Bank meets the success criteria provided in the Mitigation Bank Permit and in section 10.3.6 of Applicant's Handbook, Volume I, incorporated by reference in Rule 62-330.010, F.A.C., ~~and in the Mitigation Bank Permit. Prior to March 15, 2007, the success criteria was provided in Rule 62-312.350, F.A.C., and in the Mitigation Bank Permit.~~

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NOS.: RULE TITLES:
 64E-4.001 Registration
 64E-4.002 Definitions
 64E-4.011 Notification and Reports of Incidents
 64E-4.015 Report to Department
 NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 40, No. 194, October 6, 2014 issue of the Florida Administrative Register.

1. In the Summary of Statement of Estimated Regulatory Costs and Legislative Ratification portion of the Notice of Proposed Rule the following statement is provided, in lieu of the statement that was provided in the Notice of Correction published in the Vol. 40, No. 243, December 17, 2014 issue of the Florida Administrative Register, after the sentence in the Notice of Proposed rule that reads: 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: In making a decision concerning whether a SERC is required for this rule the Department has determined that the rule will not cause an increase in regulatory costs associated with compliance with this rule chapter. The rule offers a more cost effective means of submitting registration forms to the department. Additionally, there are few entities that are required to register under these rules. Therefore this rulemaking will not have an adverse impact or regulatory costs in excess of \$1 million within five years as established in Section 120.541(2)(a), F.S.

**DEPARTMENT OF CHILDREN AND FAMILY
 SERVICES**

Family Safety and Preservation Program

RULE NO.: RULE TITLE:
 65C-28.008 Relative Caregiver Program

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 40, No. 233, December 3, 2014 issue of the Florida Administrative Register.

There are two (c)'s under (2), Relative Caregiver Program payments. The second (c)-(k) will be re-lettered as (d)-(l).

Section IV
Emergency Rules

NONE

Section V
Petitions and Dispositions Regarding Rule
Variance or Waiver

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Standards

RULE NO.: RULE TITLE:

5F-11.048 Cylinder Exchange Units

The Department of Agriculture and Consumer Services hereby gives notice:

On December 17, 2014, the Department issued an order. The Final Order Dismissing Petition for Waiver of paragraph 5F-11.048(1)(a), Florida Administrative Code, was issued in response to a Petition for Waiver from Slegers Engineered Products Inc., filed October 10, 2014, and announced in Volume 40, Number 206 of the Florida Administrative Register. No comments were received in response to the Petition. The Final Order dismisses Petitioner for lack of standing. Petitioner is not subject to the rule from which it requests a waiver, nor is Petitioner otherwise currently subject to regulation by the Department.

A copy of the Order or additional information may be obtained by contacting: Amy Topol, Assistant Director of Consumer Services, 2005 Apalachee Parkway, Tallahassee, Florida 32399-6500.

AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE IS HEREBY GIVEN that on December 4, 2014, the Agency for Health Care Administration received a petition for Temporary Waiver of or Variance from Fla. Admin. Code Rule 59G-4.250 ("Petition") from Samson Merger Sub, LLC d/b/a Winn Dixie. Fla. Admin. Code Rule 59G-4.250, entitled Prescribed Drug Services requires that all participating prescribed drug services providers enrolled in the Medicaid program must be in compliance with the provisions of the Florida Medicaid Prescribed Drug Services Coverage, Limitations and Reimbursement Handbook ("Handbook"),

June 2012 updated July 2014. Winn Dixie requests a temporary waiver of or variance from the language of the Handbook that requires applicants to submit their DEA registration as one of the items needed to enroll as a prescribed drug service provider with Florida Medicaid.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Richard Shoop, Agency Clerk, Agency for Health Care Administration, 2727 Mahan Drive, MS 3, Tallahassee, Florida 32308. Written comments on the Petition may be submitted to the Agency Clerk at the address above within fourteen (14) days after publication of this notice.

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 December 15, 2014, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Sandestin Welcome Center. Petitioner seeks an emergency variance of the requirements of ASME A17.1b, Section 2.1.6.2, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators Projections, Recesses, and Setbacks in Hoistway Enclosures 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 (VW2014-457).

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 December 16, 2014, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Crown Plaza. Petitioner seeks an emergency variance of the requirements of ASME A17.3, Section 3.11.3, as adopted by subsection 61C-5.001(1), Florida Administrative Code, that requires upgrading the elevators with firefighters' emergency operations 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 (VW2014-458).

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 December 17, 2014, the Division issued an order. The Final Order was in response to a Petition for an emergency Variance from 97 South 9th Avenue Bldg., filed November 19, 2014, and advertised on November 25, 2014, in Vol. 40, No. 229, 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 5.2.1.16.5 ASME A17.1b, 2009 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, pertaining to capacity, loading, speed, and rise 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 (VW2014-434).

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 December 17, 2014, the Division issued an order. The Final Order was in response to a Petition for an emergency temporary Variance from 600 Palmetto, filed December 4, 2014, and advertised on December 10, 2014, in Vol. 40, No. 238, 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 3.10.4(t) ASME A17.3, 1996 edition and ASME A17.1, Section 211.3 ASME A17.1, 1987 edition, as adopted by paragraph 61C-5.001(1)(a), Florida Administrative Code, that requires upgrading the elevators in-car stop switch and firefighters' service-automatic elevators 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 (VW2014-445).

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 December 17, 2014, the Division issued an order. The Final Order was in response to a Petition for an emergency temporary Variance from Holiday Tower, filed December 5, 2014, and advertised on December 10, 2014, in Vol. 40, No. 238, 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 Section 3.11.3 and 2.7.4ASME 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 and restricted door openings 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 (VW2014-447).

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 HEALTH

Board of Medicine

RULE NO.: RULE TITLE:

64B8-4.009 Applications

NOTICE IS HEREBY GIVEN that on December 17, 2014, the Board of Medicine received a petition for waiver or variance filed by Shahram Mirhashemi, M.D., from Rule 64B8-4.009, F.A.C., with regard to the requirement for submission of documentation of medical education directly from Petitioner's medical school. Comments on this petition should be filed with the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: André Ourso, J.D., M.P.H., Executive Director, Board of Medicine, at the above address or telephone: (850)245-4131.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES
Family Safety and Preservation Program

RULE NO.: RULE TITLE:

65C-15.015 Policies and Practices

NOTICE IS HEREBY GIVEN that on November 25, 2014, the Department of Children and Families received a petition for waiver of subsection 65C-15.017(3), Florida Administrative Code, from Children’s Home Society, Inc. and Elencia Alcuis. Subsection 65C-15.017(3), F.A.C., states agency staff responsible for performing casework services shall have a bachelor’s degree in social work or related area of study or master’s degree in social work or a related area of study from an accredited college or university.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32399-0700.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES
Family Safety and Preservation Program

RULE NO.: RULE TITLE:

65C-15.017 Personnel

NOTICE IS HEREBY GIVEN that on December 15, 2014, the Department of Children and Families received a petition for waiver of subsection 65C-15.017(3), Florida Administrative Code, from Children’s Home Society of Florida & Chelsie Cotton. Subsection 65C-15.017(3), F.A.C., states agency staff responsible for performing casework services shall have a bachelor’s degree in social work or related area of study or master’s degree in social work or a related area of study from an accredited college or university.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Agency Clerk, Department of Children and Families, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32399-0700.

Section VI
Notice of Meetings, Workshops and Public Hearings

DEPARTMENT OF EDUCATION

Division of Florida Colleges

The Indian River State College announces a public meeting to which all persons are invited.

DATE AND TIME: January 22, 2015, 10:00 a.m.

PLACE: Treasure Coast Public Safety Training, 4600 Kirby Loop Road, Fort Pierce, FL 34981

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a make-up meeting for the cancelled December meeting.

This public meeting for the Region XI Council will provide updates on training classes and any other issues involving the Region.

A copy of the agenda may be obtained by contacting: Treasure Coast Public Safety Training, 4600 Kirby Loop Road, Fort Pierce, FL 34981.

STATE BOARD OF ADMINISTRATION

Florida Prepaid College Board

The Florida Prepaid College Board announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, January 12, 2015, 2:00 p.m. or soon thereafter until completion

PLACE: The Hermitage Centre, Emerald Coast Room, 1801 Hermitage Boulevard, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of the regular business of the Florida Prepaid College Foundation Board.

A copy of the agenda may be obtained by contacting: the Florida Prepaid College Board at (850)488-8514.

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 faxing a written request to the Florida Prepaid College Board at (850)488-3555. 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 HEALTH

Board of Dentistry

The Board of Dentistry announces a public meeting to which all persons are invited.

DATE AND TIME: February 20, 2015, 7:30 a.m.

PLACE: Hyatt Regency Jacksonville Riverfront, 225 E Coastline Drive, Jacksonville, FL 32202, (904)588-1234

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general board business.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Dentistry, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258. If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be made. Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations

due to disability or physical impairment should contact Sue Foster at (850)245-4474.

DEPARTMENT OF HEALTH

Board of Physical Therapy Practice

The Board of Physical Therapy Practice announces telephone conference calls to which all persons are invited.

DATES AND TIMES: February 17, 2015; April 14, 2015; June 16, 2015; August 18, 2015; October 13, 2015; December 8, 2015, 11:30 a.m., E.S.T. or soon thereafter each day

PLACE: Conference call: 1(888)670-3525; when prompted, insert participant code: 7811783909 followed by the # sign in order to join the meeting

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel Meeting. The meeting or portion of a probable cause panel meeting is public only if a case or cases are public by reason of reconsideration.

A copy of the agenda may be obtained by contacting: The Board of Physical Therapy Practice, 4052 Bald Cypress Way, BIN C-05, Tallahassee, FL 32399-3255, by visiting our website: www.floridasphysicaltherapy.gov or by calling the board office at (850)245-4373, ext. 3468.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting the department at (850)245-4444, ext. 3418. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF HEALTH

Board of Respiratory Care

The Board of Respiratory Care announces telephone conference calls to which all persons are invited.

DATES AND TIMES: February 17, 2015; April 14, 2015; June 16, 2015; August 18, 2015; October 13, 2015; December 8, 2015, 8:30 a.m., E.S.T. or soon thereafter each day

PLACE: Conference call: 1(888)670-3525; when prompted, insert the participant code: 7811783909 followed by the # sign in order to join the meeting

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel Meeting. The meeting or portion of a probable cause panel meeting is public only if a case or cases are public by reason of reconsideration.

A copy of the agenda may be obtained by contacting: The Board of Respiratory Care, 4052 Bald Cypress Way, BIN C-05, Tallahassee, FL 32399-3255, by visiting our website: www.floridasrespiratorycare.gov or by calling the board office at (850)245-4373, ext. 3468.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting the department at (850)245-4444, ext. 3418. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF HEALTH

Division of Health Access and Tobacco

The Division of Health Community Health Promotion, Bureau of Tobacco Free Florida announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, January 26, 2015, 9:00 a.m. – 4:00 p.m.

PLACE: 4052 Bald Cypress Way, Room 301, Tallahassee, FL 32399 or via phone: 1(888)670-3525, code: 700 25 0509

Call-in numbers for Subcommittee meetings are as follows:
Surveillance Subcommittee, 1(888)670-3525, conference code: 275 753 4919

Policy Subcommittee, 1(888)670-3525, conference code: 859 379 7784

Health Communication Subcommittee, 1(888)670-3525, conference code: 300 544 9862

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of an Advisory Council required by Florida Statute 381.84. The council meets four times per year to provide advice to the Department of Health relating to the Comprehensive Tobacco Education and Use Prevention Program. The meetings will provide evaluation information and reports about the Tobacco Education and Use Prevention Program and each of the program’s major components including media, the cessation quitline, and community programs. There will be additional discussion in the Advisory Council Subcommittee breakout sessions during a working lunch.

A copy of the agenda may be obtained by contacting: Meredith Hennon, (850)245-4444, ext. 2463 or Meredith.Hennon@flhealth.gov.

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 72 hours before the workshop/meeting by contacting: Meredith Hennon, (850)245-4444, ext. 2463 or Meredith.Hennon@flhealth.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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: Meredith Hennon, (850)245-4444, ext. 2463 or Meredith.Hennon@flhealth.gov.

DEPARTMENT OF ECONOMIC OPPORTUNITY

Division of Community Development

The Department of Economic Opportunity announces public meetings to which all persons are invited.

DATES AND TIMES: January 13, 2015, 3:00 p.m. – 4:30 p.m.; January 15, 2015, 6:00 p.m. – 7:30 p.m.

PLACES: January 13: Betty Easley Conference Center, Room 152, 4075 Esplanade Way, Tallahassee, FL 32399; January 15: City of Fort Lauderdale City Hall, City Commission Chambers, First Floor, 100 North Andrews Avenue, Fort Lauderdale, FL 33301

GENERAL SUBJECT MATTER TO BE CONSIDERED: The State of Florida receives annual funding from the U.S. Department of Housing and Urban Development (HUD). The State agencies receiving these funds are the Department of Economic Opportunity (DEO), Department of Health (DOH), Department of Children and Families (DCF), and the Florida Housing Finance Corporation (FHFC). As a recipient of these funds, Florida is required to prepare an Analysis of Impediments to Fair Housing Choice (AI). The AI is a five (5) year planning document that identifies impediments to fair housing choice and includes actions to be implemented to overcome these impediments. The Department of Economic Opportunity has been designated as the lead agency for preparing the AI on behalf of the State agencies that are recipients of HUD funding.

As citizen participation is a vital component in the development of this study, five public meetings will be held throughout the state to allow citizens the opportunity to provide comment on impediments to fair housing choice.

A copy of the agenda may be obtained by contacting: sean.lewis@deo.myflorida.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Sean Lewis at (850)717-8428 or by email: sean.lewis@deo.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Sean Lewis at (850)717-8428 or by email: sean.lewis@deo.myflorida.com.

FLORIDA INDEPENDENT LIVING COUNCIL

The Florida Independent Living Council, Inc. announces public meetings to which all persons are invited.

DATES AND TIMES: Wednesday, January 28, 2015, 8:30 a.m. through Friday, January 30, 2015

PLACE: Florida Hotel and Conference Center, 1500 Sand Lake Road, Orlando, Florida 32809

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee and Task Force Meetings: Please note that committees and task forces of the Florida Independent Living Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting. Persons who want to be notified of such meetings may request to be put on the mailing list for such notices by writing to Molly Gosline at the council address.

A copy of the agenda may be obtained by contacting: Florida Independent Living Council, 1416 N. Adams Street, Tallahassee, Florida 32303, (850)488-5624 or toll-free: 1(877)822-1993.

Any person who needs an accommodation to participate in this meeting because of a disability, including alternative formats, should submit a request for such accommodation in writing at least one week before the meeting date.

FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.

The FWCJUA Producer Appeals Committee announces a public meeting to which all persons are invited.

DATE AND TIME: January 28, 2015, 9:00 a.m.

PLACE: Tampa Airport Marriott, Tampa International Airport, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee shall hear the appeal of an Agency and its Designated Producer in response to the Executive Director's two-year revocation of their privileges to submit business to the FWCJUA.

A copy of the agenda may be obtained by contacting: Kathy Coyne at (941)378-7408 or from the FWCJUA’s website: www.fwcjua.com.

**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

International House of Cars, Inc. for establishment of SANY mcy

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 Alliance-Sym, Inc., intends to allow the establishment of International House of Cars, Inc., as a dealership for the sale of motorcycles manufactured by Sanyang Industry Co., Ltd. (line-make SANY) at 1380 West New Haven Avenue, Suite B, West Melbourne, (Brevard County), Florida 32904, on or after January 19, 2015.

The name and address of the dealer operator(s) and principal investor(s) of International House of Cars, Inc. are dealer operator(s): Rajkumar Roopnarine, 1380 West New Haven Avenue, Suite B, West Melbourne, Florida 32904-0; principal investor(s): Rajkumar Roopnarine, 1380 West New Haven Avenue, Suite B, West Melbourne, Florida 32904-0.

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: Gene Chang, Alliance-Sym, Inc., 3788 Milliken Avenue, Suite C, Mira Loma, California 91752.

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

Mad Towing, Inc. for the addition of SHEN

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, notice is given that J Pag Motorcycles USA LLC, intends to allow the establishment of Mad Towing, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Jonway Motorcycle Manufacturing Co., Ltd. (line-make SHEN) at 3219 Southwest 40th Boulevard, Suite D, Gainesville, (Alachua County), Florida 32608, on or after January 19, 2015.

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

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

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS65, 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: Steven F. Santo, J Pag Motorcycles USA LLC, 4987 59th Avenue South, St. Petersburg, Florida 33715.

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.

STATE BOARD OF ADMINISTRATION

Maximum Statutory Adjusted Capacity for Mandatory FHCF Coverage, Maximum Statutory Coverage for Optional Coverages, and Aggregate Retention for the 2015 Contract Year

NOTICE IS HEREBY GIVEN by the State Board of Administration of Florida, as required by paragraph 215.555(17)(d), F.S., for the Florida Hurricane Catastrophe Fund (FHCF) Reimbursement Contract Year commencing on June 1, 2015, of the maximum statutory adjusted capacity for the mandatory coverage, the maximum statutory coverage for any optional coverage, and the aggregate fund retention used to calculate individual insurers' retention multiples. As provided in Section 215.555(4)(c)1., F.S., the maximum statutory capacity for the mandatory coverage is \$17 billion. No additional optional coverages are available for the Reimbursement Contract Year commencing on June 1, 2015. The aggregate fund retention used to calculate individual insurers' retention multiples is \$6.898 billion.

EXECUTIVE OFFICE OF THE GOVERNOR

Division of Emergency Management

Bureau of Mitigation

Subject: Hazard Mitigation Grant Program Application Extension

The application deadline has been extended for the Hazard Mitigation Grant Program (HMGP) for the Florida Severe Storms, Tornadoes, Straight-line Winds, and Flooding (FEMA 4177-DR-FL). The application period will now close March 9, 2015. Applications mailed to the Division must be postmarked on or before March 9, 2015. Hand-delivered applications must be stamped in at the Division no later than 5:00 p.m. EDT on March 9, 2015. The Division encourages potential applicants to submit complete applications before the close of the original application period, but they will be accepted through March 9, 2015. Please refer to the website <http://www.floridadisaster.org/Mitigation/Hazard/currentdisasterdeclarations.htm#storms> for more details on the HMGP program.

DEPARTMENT OF HEALTH

Board of Nursing

Notice of Emergency Action

On December 16, 2014, State Surgeon General issued an Order of Emergency Restriction of License with regard to the license of Wendy Beth Evenue, L.P.N., License #: PN 5157658. This Emergency Restriction Order was predicated upon the State Surgeon General's findings of an immediate and serious danger

to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes (2013-2014). The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

Section XIII
Index to Rules Filed During Preceding
Week

NOTE: The above section will be published on Tuesday beginning October 2, 2012, unless Monday is a holiday, then it will be published on Wednesday of that week.
