

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-6.014 General Requirements for Adult
 General Education Program

PURPOSE AND EFFECT: The purpose of the rule development will be to revise the list of approved assessment instruments in the rule. The effect will be a rule which will be in compliance with federal law and allow local providers additional assessment options in the area of adult education.

SUBJECT AREA TO BE ADDRESSED: Approved assessment instruments.

SPECIFIC AUTHORITY: 1001.02(1) FS.

LAW IMPLEMENTED: 1008.405, 1011.80 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Teresa Bestor, Director, Adult Education and GED Programs, Division of Workforce Education, 325 West Gaines Street, Room 644, Tallahassee, Florida 32399-0400; (850)245-9908
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF EDUCATION

Commission for Independent Education

RULE NO.: RULE TITLE:
6E-4.001 Fees and Expenses

PURPOSE AND EFFECT: The purpose and effect is to institute a more equitable fee structure and to ensure that sufficient funds are collected in order for the Commission to carry out its duties and responsibilities.

SUBJECT AREA TO BE ADDRESSED: The rule sets forth the fees associated with licensure. The proposed rule increases fees due for licensure and provides for decreases or increases in the future based upon collections and expenditures.

SPECIFIC AUTHORITY: 1005.22(1)(e), 1005.35, 1005.37, 1005.38 FS.

LAW IMPLEMENTED: 1005.22, 1005.35, 1005.37, 1005.38 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Samuel L. Ferguson, Elecutive Director, Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

6E-4.001 Fees and Expenses.

(1) The Base Fee and the Workload Fee shall be assessed at one of six levels based upon the Florida student enrollment (per license issued) for the last reported fiscal year. For each licensed institution, Florida student enrollment consists of all students enrolled at a Florida campus of an institution plus all Florida residents enrolled in any CIE licensed distance education program. If an institution that holds a license has not submitted enrollment data to the Commission (using the CIE Annual Data Collection) they shall be assessed at the highest level.

(a) Level 1 = 0 to 100 students

(b) Level 2 = 101-500 students

(c) Level 3 = 501-1,000 students

(d) Level 4 = 1,001 to 5,000 students

(e) Level 5 = 5,001 to 10,000 students

(f) Level 6 = over 10,000 students

If the total revenue collected by the Commission during a fiscal year is greater than 12% of the Commission's budgeted expenditures for the same fiscal year, the Commission is authorized to reduce the Base Fee and Workload Fee up to 3%. If the total revenue collected by the Commission during a fiscal year is less than the Commission's budgeted expenditures for the same fiscal year, the Commission is authorized to increase the Base Fee and Workload Fee up to 3%.

(2)(4) Base Fee. All nonpublic institutions and centers of out-of-state institutions under the jurisdiction of the Commission derive benefit from the services performed by the Commission. Such services include but are not limited to administration of the fair consumer practices program and the data collection and dissemination program. To defray the cost of such general services, each institution holding a provisional or annual license, or a license by means of accreditation, with an enrollment at Level 1 shall pay \$500, enrollment at Level 2 shall pay \$1,000, enrollment at Level 3 shall pay \$2,000, enrollment at Level 4 shall pay \$3,000, enrollment at Level 5 shall pay \$4,000 and enrollment at Level 6 shall pay \$5,000 ~~of less than 100, shall submit annually a Base Fee of \$300, and each such institution with an enrollment of 100 or more shall~~

~~submit annually a Base Fee of \$900. Enrollment shall be determined by the institution's data submission to the CIE Annual Data Collection during the previous fiscal year total student headcount in Florida, full-time and part-time, reported by each institution in its annual data report; or for a new institution, by its anticipated enrollment in Florida during its first year of operation. The Base Fee shall be due and collected at the time of application for provisional licensure, annual review of licensure, or the annual Licensure by Means of Accreditation review.~~

~~(3)(2) Workload Fees. Each licensed Florida location of each institution receives technical assistance from the Commission, along with help in developing and implementing institutional articulation agreements and achieving candidacy status with accrediting agencies; and significant amounts of staff and administrative time are spent on evaluating applications, traveling to institutions for onsite visits, assisting institutions which are experiencing problems with financial aid or financial stability, and other duties assigned by the Commission making reviews. The following workload fees are assessed in addition to the Base Fee, and must be received prior to Commission consideration of each action. Initial Application for License, or Moving from Nondegree to Degree:~~

New Nondegree Institutions	\$2,000 + \$200 per program + cost of visit
New Degree-Granting Institutions	\$3,000 + \$200 per program + cost of visit
Annual Review of Licensure and License by Means of Accreditation Review:	
Level 1 =	\$1,500
Level 2 =	\$2,000
Level 3 =	\$5,000
Level 4 =	\$7,000
Level 5 =	\$8,500
Level 6 =	\$10,000

~~Institutions not Licensed by Means of Accreditation shall pay \$50 per licensed program (not to exceed \$500) as part of the Annual Review of License.~~

Nondegree Institutions	\$1,500 + \$50 per program
Degree Granting Institutions	\$2,500 + \$50 per program
Review of Extended Annual License or Substantive Change Review	\$1,000
Licensure by Means of Accreditation, Annually	\$1,250
Provisional or Annual Licensure Extension (first)	\$500
Provisional or Annual Licensure Extension (second)	\$750

Provisional or Annual Licensure Extension (third)	\$1,500
New Program or Program Modifications, Less than Substantive Change or More than One Minor Modification per Year:	
Nondegree Programs	\$500
Degree Programs	\$1,000
Site Visits:	
One Visit per Year Included in licensure fee	
Subsequent Visits directed by Commission	\$300 Expenses + Costs + \$200 per day
Approval to Use "College" or "University", First Time or Special Review	\$500
Annual Licensure of Recruiting Agents (nontransferable)	\$200
Criminal Justice Information Investigation	\$50
Copy of Student Academic Transcript on File	\$10

~~(4)(3) Fines and disciplinary oversight:~~
 Fine for Probation Requiring Oversight Up to depending on level and length of oversight required Continuing Activity after Cease and Desist Letter, Per Day \$1,000
 Monitoring Institution under Probable Cause, Per Calendar Quarter \$1,000

~~(5)(4) Licensure application fees, base fees and program fees shall be paid annually.~~

~~(6)(5) Student Protection Fund: Nondegree institutions will be charged a fee for the Student Protection Fund. The fees are specified in Rule 6E-4.005, F.A.C.~~

~~(7)(6) Investigations and Resolution of Complaints. In cases where the Commission must investigate complaints pertaining to fair consumer practices, initiate Probable Cause proceedings, render findings of fact, and issue decisions, the institution shall be assessed a fee of no less than \$500 and no more than \$2,000, according to the administrative time required for the specific case, which is payable within 14 days of the official action being taken by the Commission.~~

~~(8)(7) Failure to Submit Materials in a Timely Manner. In cases where the Commission has set a specific date for the filing of materials regarding licensure or other matters under its purview, and the institution has not filed said materials within 14 calendar days of the specified date, the Commission shall assess the institution \$100 per working day until the materials are received by the Commission. The postal date on the envelope or package containing the materials shall serve as the date of receipt.~~

(9)(8) All fees, and any fines imposed for probation or other violations shall be paid to the Chief Financial Officer of the Department of Education for deposit into the Institutional Assessment Trust Fund as established in Section 1010.83, F.S., and identified as a separate revenue account for the authorized expenses of the Commission under the provisions of Section 1010.83, F.S.

Specific Authority 1005.22(1)(e), 1005.35, 1005.37, 1005.38 FS. Law Implemented 1005.22, 1005.35, 1005.37, 1005.38 FS. History--New 1-7-03, Amended 7-27-04, _____.

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: RULE TITLE:
12A-1.097 Public Use Forms

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12A-1.097, F.A.C. (Public Use Forms), is to adopt, by reference, changes to forms used by the Department in the administration of sales and use tax.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the proposed changes to forms used by the Department in the administration of sales and use tax.

SPECIFIC AUTHORITY: 201.11, 202.17(3)(a), 202.22(6), 202.26(3), 212.0515(7), 212.07(1)(b), 212.08(5)(b)4., (7), 212.11(5)(b), 212.12(1)(b)2., 212.17(6), 212.18(2), (3), 213.06(1), 376.70(6)(b), 376.75(9)(b), 403.718(3)(b), 403.7185(3)(b), 443.171(2), (7) FS.

LAW IMPLEMENTED: 92.525(1)(b), (3), 95.091, 125.0104, 125.0108, 201.01, 201.08(1)(a), 201.133, 201.17(1)-(5), 202.11(2), (3), (6), (16), (24), 202.17, 202.22(3)-(6), 202.28(1), 203.01, 212.02, 212.03, 212.0305, 212.031, 212.04, 212.05, 212.0501, 212.0515, 212.054, 212.055, 212.06, 212.0606, 212.07(1), (8), (9), 212.08, 212.084(3), 212.085, 212.09, 212.096, 212.11(1), (4), (5), 212.12(1), (2), (9), (13), 212.13, 212.14(5), 212.17, 212.18(2), (3), 213.235, 213.29, 213.37, 219.07, 288.1258, 376.70, 376.75, 403.717, 403.718, 403.7185, 443.036, 443.121(1), (3), 443.131, 443.1315, 443.1316, 443.171(2), (7) 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: July 23, 2007, 10:00 a.m.

PLACE: Room 118, Carlton Building, 501 S. Calhoun 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 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Jamie Peate, Operations Analyst, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4726

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

12A-1.097 Public Use Forms.

(1) The following public use forms and instructions are employed by the Department in its dealings with the public related to the administration of Chapter 212, F.S. These forms are hereby incorporated by reference in this rule.

(a) through (b) No change.

Form Number	Title	Effective Date
-------------	-------	----------------

(2) through (4) No change.

(5)(a) DR-7	Consolidated Sales and Use Tax Return (R. <u>01/08</u> 01/07)	___ <u>04/07</u>
-------------	--	------------------

(b) DR-7N	Instructions for Consolidated Sales and Use Tax Return (R. <u>01/08</u> 01/07)	___ <u>04/07</u>
-----------	---	------------------

(c) DR-15CON	Consolidated Summary – Sales and Use Tax Return (R. <u>01/08</u> 01/07)	___ <u>04/07</u>
--------------	--	------------------

(6)(a) DR-15	Sales and Use Tax Return (R. <u>01/08</u> 01/07)	___ <u>04/07</u>
--------------	---	------------------

(b) DR-15CS	Sales and Use Tax Return (R. <u>01/08</u> 01/07)	___ <u>04/07</u>
-------------	---	------------------

(c) DR-15CSN	DR-15 Sales and Use Tax – Instructions (R. <u>01/08</u> 01/07)	___ <u>04/07</u>
--------------	---	------------------

(d) DR-15EZ	Sales and Use Tax Return (R. <u>01/08</u> 01/07)	___ <u>04/07</u>
-------------	---	------------------

(e) DR-15EZCSN	DR-15EZ Sales and Use Tax Return – Instructions (R. <u>01/08</u> 01/07)	___ <u>04/07</u>
----------------	--	------------------

(f) DR-15EZN	Instructions for <u>2008</u> 2007 DR-15EZ Sales and Use Tax Returns (R. <u>01/08</u> 01/07)	___ <u>04/07</u>
--------------	---	------------------

(g) through (h) No change.

(i) DR-15N	Instructions for <u>2007</u> 2006 DR-15 Sales and Use Tax Returns (R. <u>01/08</u> 01/07)	___ <u>04/07</u>
------------	---	------------------

(j) through (m) No change.

(7) through (22) No change.

(23) DR-600013 Request for Verification that Customers are Authorized to Purchase for Resale (R. 02/07 N. 01/00) ~~10/01~~

Specific Authority 201.11, 202.17(3)(a), 202.22(6), 202.26(3), 212.0515(7), 212.07(1)(b), 212.08(5)(b)4., (7), 212.11(5)(b), 212.12(1)(b)2., 212.17(6), 212.18(2), (3), 213.06(1), 376.70(6)(b), 376.75(9)(b), 403.718(3)(b), 403.7185(3)(b), 443.171(2), (7) FS. Law Implemented 92.525(1)(b), (3), 95.091, 125.0104, 125.0108, 201.01, 201.08(1)(a), 201.133, 201.17(1)-(5), 202.11(2), (3), (6), (16), (24), 202.17, 202.22(3)-(6), 202.28(1), 203.01, 212.02, 212.03, 212.0305, 212.031, 212.04, 212.05, 212.0501, 212.0515, 212.054, 212.055, 212.06, 212.0606, 212.07(1), (8), (9), 212.08, 212.084(3), 212.085, 212.09, 212.096, 212.11(1), (4), (5), 212.12(1), (2), (9), (13), 212.13, 212.14(5), 212.17, 212.18(2), (3), 213.235, 213.29, 213.37, 219.07, 288.1258, 376.70, 376.75, 403.717, 403.718, 403.7185, 443.036, 443.121(1), (3), 443.131, 443.1315, 443.1316, 443.171(2), (7) FS. History—New 4-12-84, Formerly 12A-1.97, Amended 8-10-92, 11-30-97, 7-1-99, 4-2-00, 6-28-00, 6-19-01, 10-2-01, 10-21-01, 8-1-02, 4-17-03, 5-4-03, 6-12-03, 10-1-03, 9-28-04, 6-28-05, 5-1-06, 4-5-07,_____.

DEPARTMENT OF REVENUE

Sales and Use Tax

RULE NO.: RULE TITLE:
12A-16.008 Public Use Forms

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12A-16.008, F.A.C. (Public Use Forms), is to adopt, by reference, changes to forms used by the Department in the administration of solid waste fees and the rental car surcharge.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the proposed changes to forms used by the Department in the administration of solid waste fees and the rental car surcharge.

SPECIFIC AUTHORITY: 212.17(6), 212.18(2), 213.06(1) FS. LAW IMPLEMENTED: 212.0606, 212.12(2), 213.235, 376.70, 403.717, 403.718, 403.7185 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: July 23, 2007, 10:00 a.m.
PLACE: Room 118, Carlton Building, 501 S. Calhoun 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 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Jamie Peate, Operations Analyst, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4726

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

12A-16.008 Public Use Forms.

(1)(a) The following public use forms and instructions are employed by the Department of Revenue in its dealings with the public in administering the rental car surcharge, as provided in this rule chapter, and the solid waste fees, as provided in Rule Chapter 12A-12, F.A.C. These forms are hereby incorporated by reference in this rule.

(b) No change.

Form Number	Title	Effective Date
(2) DR-15SWCS	Solid Waste and Surcharge Return (DR-15SW)	(R. 01/08 01/07) <u> </u> 04/07
(3) DR-15SWN	Instructions for DR-15SW Solid Waste and Surcharge Returns (R. 01/08 01/07) <u> </u> 04/07	

(4) No change.

Specific Authority 212.17(6), 212.18(2), 213.06(1) FS. Law Implemented 212.0606, 212.12(2), 213.235, 376.70, 403.717, 403.718, 403.7185 FS. History—New 11-14-89, Amended 7-7-91, 8-10-92, 3-21-95, 6-19-01, 4-17-03, 9-28-04, 6-28-05, 7-25-06, 4-5-07,_____.

DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NO: RULE TITLE:
12B-4.003 Public Use Forms

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12B-4.003, F.A.C. (Public Use Forms), is to adopt, by reference, changes to forms used by the Department in the administration of the documentary stamp tax.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the proposed changes to forms used by the Department in the administration of documentary stamp tax.

SPECIFIC AUTHORITY: 201.11, 213.06(1) FS. LAW IMPLEMENTED: 201.022, 201.133 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: July 23, 2007, 10:00 a.m.

PLACE: Room 118, Carlton Building, 501 S. Calhoun 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 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Jamie Peate, Operations Analyst, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4726

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

12B-4.003 Public Use Forms.

(1) The following public-use forms and instructions are employed by the Department of Revenue in its administration of the documentary stamp tax, and are hereby incorporated in this rule by reference. Copies of these forms are available, without cost, by one (4) or more of the following methods: 1) writing the Florida Department of Revenue, Distribution Center, 168A Blountstown Highway, Tallahassee, Florida 32304; or, 2) faxing the Distribution Center at (850)922-2208; or, 3) visiting any local Department of Revenue Service Center to personally obtain a copy; or, 4) calling the Forms Request Line during regular office hours at (800)352-3671 (in Florida only) or (850)488-6800; or, 5) downloading selected forms from the Department's Internet site at the address shown inside the parentheses (www.myflorida.com/dor). Persons with hearing or speech impairments may call the Department's TDD at (800)367-8331.

Form Number	Title	Effective Date
(2) No change.		
(3) DR-225	Documentary Stamp Tax Return For Registered Taxpayers' Unrecorded Documents (R. 12/04)	___ 06/05
(4) DR-228	Documentary Stamp Tax Return For Nonregistered Taxpayers' Unrecorded Documents (R. 12/04)	___ 06/05

Specific Authority 201.11, 213.06(1) FS. Law Implemented 201.022, 201.133 FS. History—Revised 8-18-73, Formerly 12A-4.03, Amended 9-26-77, 12-11-78, Formerly 12B-4.03, Amended 12-5-89, 2-16-93, 10-20-93, 12-30-97, 5-4-03, 6-28-05, _____.

DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NO.: 12B-5.150
 RULE TITLE: Public Use Forms

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12B-5.150, F.A.C. (Public Use Form), is to adopt, by reference, changes to forms used by the Department in the administration of taxes imposed on fuels and pollutants.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the proposed changes to forms used by the Department in the administration of the taxes imposed on fuels and pollutants.

SPECIFIC AUTHORITY: 206.14(1), 206.59(1), 213.06(1) FS. LAW IMPLEMENTED: 206.02, 206.021, 206.022, 206.025, 206.026, 206.027, 206.028, 206.05, 206.055, 206.095, 206.404, 206.43, 206.86, 206.877, 206.90, 206.91, 206.92, 206.9931, 206.9943 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: July 23, 2007, 10:00 a.m.

PLACE: Room 118, Carlton Building, 501 S. Calhoun 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 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Jamie Peate, Operations Analyst, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4726

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

12B-5.150 Public Use Forms.

(1)(a) The following public use forms and instructions are utilized by the Department and are hereby incorporated by reference in this rule.

Form Number	Title	Effective Date			
(b) No change.			(18)(19) DR-248	2008 2006 Alternative Fuel Use Permit Application, Renewal, and Decal Order Form (R. 01/08 10/05)	___ 04/07
(2) DR-138	Application for Fuel Tax Refund – Agriculture, Aquacultural, and Commercial Fishing Purposes, and Commercial Aviation Purposes	(R. 07/07 01/07) ___ 04/07	(19)(20) DR-904	Pollutants Tax Return (R. 01/08 03/05)	___ 04/07
(3) DR-156	Florida Fuel Tax Application	(R. 01/08 01/06) ___ 04/07	(20)(21) DR-309631	Terminal Supplier Fuel Tax Return (R. 01/08 01/07)	___ 04/07
(4) DR-156R	Renewal Application for Florida Fuel/Pollutant License (R. 01/08 10/05)	___ 04/07	(21)(22) DR-309631N	Instructions for Filing Terminal Supplier Fuel Tax Return (R. 01/08 01/07)	___ 04/07
(5) DR-157	Fuel Tax Surety Bond (R. 05/05)	04/07	(22)(23) DR-309632	Wholesaler/Importer Fuel Tax Return (R. 01/08 01/07)	___ 04/07
(6) DR-157A	Assignment of Time Deposit (R. 05/05)	04/07	(23)(24) DR-309632N	Instructions for Filing Wholesaler/Importer Fuel Tax Return (R. 01/08 01/07)	___ 04/07
(7) DR-157B	Fuel Tax Cash Bond (R. 08/03)	04/07	(24)(25) DR-309633	Mass Transit System Provider Fuel Tax Return (R. 01/08 01/07)	___ 04/07
(8) DR-157W	Bond Instructions (R. 01/04)	04/07	(25)(26) DR-309633N	Instructions for Filing Mass Transit System Provider Fuel Tax Return (R. 01/08 01/07)	___ 04/07
(9) DR-160	Application for Fuel Tax Refund – Mass Transit System Users (R. 01/08 01/07)	___ 04/07	(26)(27) DR-309634	Local Government User of Diesel Fuel Tax Return (R. 01/08 01/07)	___ 04/07
(10) DR-161	Refund Application Schedule of Purchases for Tax Paid Purchase Only (R. 01/07)	04/07	(27)(28) DR-309634N	Instructions for Filing Local Government User of Diesel Fuel Tax Return (R. 01/08 01/07)	___ 04/07
(10)(11) DR-166	Florida Pollutant Tax Application (R. 01/05)	04/07	(28)(29) DR-309635	Blender/Retailer of Alternative Fuel Tax Return (R. 01/08 01/07)	___ 04/07
(11)(12) DR-176	Application for Air Carrier Fuel Tax License (R. 01/05)	___ 04/07	(29)(30) DR-309635N	Instructions for Filing Blender/Retailer Fuel Tax Return (R. 01/08 01/07)	___ 04/07
(12)(13) DR-179	Corporate Surety Bond Form for Refund Permit Application (R. 09/97)	___ 04/07	(30)(31) DR-309636	Terminal Operator Information Return (R. 01/08 01/07)	___ 04/07
(13)(14) DR-182	Florida Air Carrier Fuel Tax Return (R. 01/08 01/07)	___ 04/07	(31)(32) DR-309636N	Instructions for Filing Terminal Operator Information Return (R. 01/08 01/07)	___ 04/07
(14)(15) DR-185	Application for Fuel Tax Refund Permit (R. 07/07 06/04)	___ 04/07	(32)(33) DR-309637	Petroleum Carrier Information Return (R. 01/08 01/07)	___ 04/07
(15)(16) DR-189	Application for Fuel Tax Refund – Municipalities, Counties and School Districts (R. 01/08 01/07)	___ 04/07			
(16)(17) DR-190	Application for Fuel Tax Refund – Non-Public Schools (R. 01/08 01/07)	___ 04/07			
(17)(18) DR-191	Application for Aviation Fuel Refund – Air Carriers (R. 07/06)	04/07			

- (33)(34) DR-309637N Instructions for Filing Petroleum Carrier Information Return (R. 01/08 ~~01/07~~) _____ 04/07
- (34)(35) DR-309638 Exporter Fuel Tax Return (R. 01/08 ~~01/07~~) _____ 04/07
- (35)(36) DR-309638N Instructions for Filing Exporter Fuel Tax Return (R. 01/08 ~~01/07~~) _____ 04/07
- (36)(37) DR-309639 Application for Refund of Tax Paid on Undyed Diesel Used for Off-Road or Other Exempt Purposes (with Instructions) (R. _____ ~~01/07~~) _____ 04/07
- (37)(38) DR-309640 Application for Refund of Tax Paid on Undyed Diesel Consumed by Motor Coaches During Idle Time in Florida (R. 01/08 ~~01/07~~) _____ 04/07
- (38)(39) DR-309645 ~~2008~~ ~~2007~~ Refundable Portion of Local Option and State Comprehensive Enhanced Transportation System (SCETS) Tax (R. 01/08 ~~01/07~~) _____ 04/07
- (39)(40) DR-309660 Application for Pollutant Tax Refund (R. 01/08 ~~01/07~~) _____ 04/07

Specific Authority 206.14(1), 206.59(1), 213.06(1) FS. Law Implemented 206.02, 206.021, 206.022, 206.025, 206.026, 206.027, 206.028, 206.05, 205.055, 206.095, 206.404, 206.43, 206.86, 206.877, 206.90, 206.91, 206.92, 206.9931, 206.9943 FS. History—New 11-21-96, Amended 10-27-98, 5-1-06, 4-16-07, _____.

DEPARTMENT OF REVENUE

Miscellaneous Tax

RULE NO.: 12B-8.003
 RULE TITLE: Tax Statement; Overpayments
 PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12B-8.003, F.A.C. (Tax Statement; Overpayments), is to adopt, by reference, changes to forms used by the Department in the administration of the insurance premium tax.
 SUBJECT AREA TO BE ADDRESSED: The subject area of this rule development is the proposed adoption of changes to forms used by the Department in the administration of the insurance premium tax.
 SPECIFIC AUTHORITY: 213.06(1) FS.
 LAW IMPLEMENTED: 213.05, 213.37, 624.5092, 624.511, 624.518 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: July 23, 2007, 10:00 a.m.
 PLACE: Room 118, Carlton Building, 501 S. Calhoun 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 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Jamie Peate, Operations Analyst, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4726

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

12B-8.003 Tax Statement; Overpayments.

(1) Tax returns and reports shall be made by insurers on forms prescribed by the Department. These forms are hereby incorporated by reference in this rule.

(2) through (4) No change.

Form Number	Title	Effective Date
(5)(a) DR-907	Florida Insurance Premium Installment Payment (R. <u>01/08</u> 01/07)	_____ <u>04/07</u>
(b) DR-907N	Information for Filing Insurance Premium Installment Payment (Form DR-907) (R. <u>01/08</u> 01/07)	_____ <u>04/07</u>
(6)(a) DR-908	Insurance Premium Taxes and Fees Return for Calendar Year 2007 2006 (R. <u>01/08</u> 01/07)	_____ <u>04/07</u>
(b) DR-908N	Instructions for Preparing Form DR-908 Florida Insurance Premium Taxes and Fees Return (R. <u>01/08</u> 01/07)	_____ <u>04/07</u>
(7) DR-350900	2007 2006 Insurance Premium Tax Information for Schedules XII and XIII, DR-908 (R. <u>01/08</u> 01/07)	_____ <u>04/07</u>

Specific Authority 213.06(1) FS. Law Implemented 213.05, 213.37, 624.5092, 624.511, 624.518 FS. History—New 2-3-80, Formerly 12B-8.03, Amended 3-25-90, 3-10-91, 2-18-93, 6-16-94, 12-9-97, 3-23-98, 7-1-99, 10-15-01, 8-1-02, 5-4-03, 9-28-04, 6-28-05, 6-20-06, 4-5-07, _____.

DEPARTMENT OF REVENUE

Corporate, Estate and Intangible Tax

RULE NO: 12C-1.051
 RULE TITLE: Forms

PURPOSE AND EFFECT: The purpose of the proposed amendments to Rule 12C-1.051, F.A.C. (Forms), is to adopt, by reference, changes to forms used by the Department in the administration of the corporate income tax.

SUBJECT AREA TO BE ADDRESSED: The subject area of the workshop is the proposed changes to forms used by the Department in the administration of the corporate income tax.

SPECIFIC AUTHORITY: 213.06(1), 220.51 FS.

LAW IMPLEMENTED: 220.11, 220.12, 220.13(1), (2), 220.14, 220.15, 220.16, 220.181, 220.182, 220.183, 220.184, 220.1845, 220.185, 220.186, 220.187, 220.1895, 220.19, 220.191, 220.21, 220.211, 220.22, 220.221, 220.222, 220.23, 220.24, 220.241, 220.31, 220.32, 220.33, 220.34, 220.41, 220.42, 220.43, 220.44, 220.51, 220.721, 220.723, 220.725, 220.737, 220.801, 220.803, 220.805, 220.807, 220.809, 221.04 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: July 23, 2007, 10:00 a.m.

PLACE: Room 118, Carlton Building, 501 S. Calhoun 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 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Jamie Peate, Operations Analyst, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4726

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

12C-1.051 Forms.

(1)(a) The following forms and instructions are used by the Department in its administration of the corporate income tax and franchise tax. These forms are hereby incorporated by reference in this rule.

(b) No change.

Form Number	Title	Effective Date
(2) through (3)	No change.	
(4)(a) F-1065	Florida Partnership Information Return (R. 01/08 <u>04/07</u>)	<u>04/07</u>
(b) F-1065N	Instructions for Preparing Form F-1065 Florida Partnership Information Return (R. 01/08 <u>04/07</u>)	<u>04/07</u>
(5) F-1120A	Florida Corporate Short Form Income Tax Return (R. 01/08 <u>04/07</u>)	<u>04/07</u>
(6)(a) F-1120	Florida Corporate Income/Franchise and Emergency Excise Tax Return (R. 01/08 <u>04/07</u>)	<u>04/07</u>
(b) F-1120N	F-1120 Instructions – Corporate Income/Franchise and Emergency Excise Tax Return for taxable years beginning on or after January 1, 2007 <u>2006</u> (R. 01/08 <u>04/07</u>)	<u>04/07</u>
(7) F-1120ES	Declaration/Installment of Florida Estimated Income/Franchise and or Emergency Excise Tax For Taxable Year Beginning on or after January 1, 2008 <u>2007</u> (R. 01/08 <u>04/07</u>)	<u>04/07</u>
(8)(a) F-1120X	Amended Florida Corporate Income/Franchise and Emergency Excise Tax Return (R. 01/08 <u>04/07</u>)	<u>04/07</u>
(b) F-1120XN	Instructions for Preparing Form F-1120X Amended Florida Corporate Income/Franchise and Emergency Excise Tax Return (R. 01/08 <u>04/06</u>)	<u>04/06</u>
(9) through (14)	No change.	
(15) F-7004	Florida Tentative Income/Franchise and or Emergency Excise Tax Return and Application for Extension of Time to File Return (R. 01/08 <u>04/07</u>)	<u>04/07</u>

Specific Authority 213.06(1), 220.51 FS. Law Implemented 220.11, 220.12, 220.13(1), (2), 220.14, 220.15, 220.16, 220.181, 220.182, 220.183, 220.184, 220.1845, 220.185, 220.186, 220.187, 220.1895, 220.19, 220.191, 220.21, 220.211, 220.22, 220.221, 220.222, 220.23, 220.24, 220.241, 220.31, 220.32, 220.33, 220.34, 220.41, 220.42, 220.43, 220.44, 220.51, 220.721, 220.723, 220.725, 220.737, 220.801, 220.803, 220.805, 220.807, 220.809, 221.04 FS. History—New 9-26-77, Amended 12-18-83, Formerly 12C-1.51, Amended 12-21-88, 12-31-89, 1-31-91, 4-8-92, 12-7-92, 1-3-96, 3-18-96, 3-13-00, 6-19-01, 8-1-02, 6-19-03, 3-15-04, 9-24-04, 6-28-05, 5-1-06, 4-5-07,_____.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

PUBLIC SERVICE COMMISSION

RULE NO.: 25-4.0665
 RULE TITLE: Lifeline Service

PURPOSE AND EFFECT: To implement a procedure to ensure the automatic enrollment of subscribers in Lifeline with the appropriate Eligible Telecommunications Carrier (ETC) and to require ETCs to maintain current information on the Universal Service Administrative Company website. Undocketed.

SUBJECT AREA TO BE ADDRESSED: Lifeline service.
 SPECIFIC AUTHORITY: 350.127(2), 364.10(3)(j) FS.
 LAW IMPLEMENTED: 364.01(4)(a), 364.10, 364.105 FS.
 A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:
 DATE AND TIME: Friday, July 27, 2007, 9:30 a.m.
 PLACE: Betty Easley Conference Center, Room 148, 4075 Esplanade Way, Tallahassee, FL

One or more Commissioners may attend this workshop. 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: Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6770. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Curtis Williams, Division of Competitive Markets & Enforcement, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6924

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

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-601.603
 RULE TITLE: Furloughs

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to correct an incorrect reference and remove references to exceptions for time frame criteria that no longer exist.

SUBJECT AREA TO BE ADDRESSED: Furloughs.

SPECIFIC AUTHORITY: 945.091 FS.

LAW IMPLEMENTED: 945.091 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Perri K. Dale, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

- 33-601.603 Furloughs.
- (1) through (2) No change.
- (3) Policy Statement.
- (a) through (c) No change.
- (d) The decision as to which inmates shall be allowed to leave the principal places of their confinement shall be based upon criteria set forth in subsection 33-601.603(6) ~~33-601.602(6)~~, F.A.C. ~~Exceptions for the time frame requirements specified in paragraphs 33-601.602(6)(b) and (c), F.A.C., shall be considered on a case by case basis when extenuating circumstances as defined in paragraph 33-601.602(1)(1), F.A.C., exist.~~
- (e) through (f) No change.
- (4) through (11) No change.

Specific Authority 945.091 FS. Law Implemented 945.091 FS. History—New 12-8-97, Amended 4-13-98, 10-20-98, Formerly 33-9.024, Amended_____.

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-602.220
 RULE TITLE: Administrative Confinement

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to amend form DC4-650, Observation Checklist, to include Self Harm Observation Status and amend the descriptive names of the items allowed or issued to inmates in an observation status.

SUBJECT AREA TO BE ADDRESSED: Inpatient and Outpatient Observation.

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09, 945.04 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Perri King Dale, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-602.220 Administrative Confinement.

(1) through (10) No change.

(11) Forms. The following forms referenced in this rule are hereby incorporated by reference. A copy of any of these forms may be obtained from the Forms Control Administrator, Office of Research, Planning and Support Services, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

(a) Form DC4-650, Observation Checklist, effective date 3-5-06.

(b) through (i) No change.

Specific Authority 944.09 FS. Law Implemented ~~20-315~~, 944.09, 945.04 FS. History—New 4-7-81, Amended 6-23-83, 3-12-84, Formerly 33-3.081, Amended 4-22-87, 8-27-87, 7-10-90, 12-4-90, 3-24-97, 4-26-98, 10-5-98, Formerly 33-3.0081, Amended 2-12-01, 2-5-02, 1-19-03, 4-1-04, 3-5-06, 10-31-06,_____.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: RULE TITLE:

40E-1.607 Permit Application Processing Fees

PURPOSE AND EFFECT: To update the fee schedule to incorporate Chapter 18-21, F.A.C., the Department of Environmental Protection's fee schedule for proprietary authorizations under Chapters 253 and 258, F.S.

SUBJECT AREA TO BE ADDRESSED: Subsection 4 pertaining to proprietary authorizations under Chapters 253 and 258, F.S.

SPECIFIC AUTHORITY: 373.109 FS.

LAW IMPLEMENTED: 373.109, 373.421(6)(b), 403.201 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 WEEKLY.

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: Clerk of the South Florida Water Management District, (800)432-2045, ext 2087 or (561)682-2087. 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 IS: Anita R. Bain, Division Director, Natural Resources Management Division, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680; (800)432-2045, ext. 6866 or (561)682-6866; email: abain@sfwmd.gov. For procedural issues contact Jan Sluth, Paralegal, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, (800)432-2045, ext. 6299 or (561)682-6299, email: jsluth@sfwmd.gov.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40E-1.607 Permit Application Processing Fees

Tables 40E-1.607(1) through (3) No change.

TABLE 40E-1.607(4)

PERMIT APPLICATION PROCESSING FEES FOR PROPRIETARY AUTHORIZATIONS UNDER CHAPTERS 253 AND 258 F.S.

EXCEPT CONSENT OF USE AUTHORIZATIONS

Application	Category	Amount
		\$200.00

See Chapter 18-21 F.A.C. for application fees for proprietary authorizations.

Tables 40E-1.607(5) through (7) No change.

Specific Authority 373.109 FS. Law Implemented 373.109, 373.421(6)(b), 403.201 FS. History—New 1-8-89, Amended 1-2-91, 11-15-92, 6-1-93, 1-23-94, 10-3-95, 4-1-96, 11-8-99, 5-24-00, 6-26-02, 7-11-02, 8-10-03, 8-14-03,_____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: RULE TITLE:

59G-4.200 Nursing Facility Services

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference Update July 2007 to the Florida Medicaid Nursing Facility Services Coverage and Limitations Handbook and Update July 2007 to the Florida Medicaid Provider Reimbursement Handbook, Institutional 021. The handbooks were updated to revise Medicaid's payment methodology for nursing facility Medicare Part A coinsurance. In accordance with the General Appropriations Act for 2007-2008, Medicaid will no longer pay the Medicare

Part A coinsurance for nursing facility services if the Medicare payment equals or exceeds what Medicaid would have paid if it had been the sole payer.

The Florida Medicaid Provider Reimbursement Handbook, Institutional 021, update also includes a correction to third party liability policy and clarification of the patient responsibility policies.

The effect of the rule amendment to Rule 59G-4.200, F.A.C., will be to incorporate by reference in rule update July 2007 to the Florida Medicaid Nursing Facility Services Coverage and Limitations Handbook and update July 2007 to the Florida Medicaid Provider Reimbursement Handbook, Institutional 021.

SUBJECT AREA TO BE ADDRESSED: Nursing Facility Services.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.905, 409.908 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: Wednesday, July 25, 2007, 2:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Fort Knox Boulevard, Building 3, Conference Room C, Tallahassee, Florida 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Susan Rinaldi, Medicaid Services, 2727 Mahan Drive, Building 3, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)487-3028, Rinaldis@ahca.myflorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.200 Nursing Facility Services.

(1) No change.

(2) All participating nursing facility providers must comply with the provisions of the Florida Medicaid Nursing Facility Services Coverage and Limitations Handbook, October 2003, updated July 2004, erratum to the July 2004 update, and July 2007, and the corresponding Florida Medicaid Provider Reimbursement Handbook, Institutional 021, October 2003, updated July 2007, which are incorporated by reference. Both handbooks are available from the Medicaid fiscal agent's website at <http://floridamedicaid.acs-inc.com>. Click on Provider Support, and then on Handbooks. Paper copies of the handbook may be obtained by calling the Medicaid fiscal agent at (800)377-8216.

(3) No change.

Specific Authority 409.919 FS. Law Implemented Chapter 400 Part II, 409.902, 409.905, 409.908 FS. History—New 1-1-77, Amended 6-13-77, 10-1-77, 1-1-78, 2-1-78, 12-28-78, 2-14-80, 4-5-83, 1-1-84, 8-29-84, 9-1-84, 9-5-84, 7-1-85, Formerly 10C-7.48, Amended 8-19-86, 6-1-89, 7-2-90, 6-4-92, 8-5-92, 11-2-92, 7-20-93, Formerly 10C-7.048, Amended 11-28-95, 5-9-99, 10-15-00, 10-4-01, 2-10-04, 9-28-04, 8-31-05, 7-23-06,_____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.:

RULE TITLE:

59G-5.020

Provider Requirements

PURPOSE AND EFFECT: The purpose of this rule amendment is to incorporate by reference Update July 2007 to the Florida Medicaid Provider General Handbook. The handbook was updated to revise Medicaid's payment methodology for nursing facility Medicare Part A coinsurance. In accordance with the General Appropriations Act for 2007-2008, Medicaid will no longer pay the Medicare Part A coinsurance for nursing facility services if the Medicare payment equals or exceeds what Medicaid would have paid if it had been the sole payer.

The Provider General Handbook update also includes the revised policy that Medicaid will pay for Medicare Part B deductibles and coinsurance on services that are not covered by the Medicaid Program and the full Medicare Part A coinsurance for inpatient hospital stays for recipients who are eligible as Qualified Medicare Beneficiaries or Qualified Medicare Beneficiary Pluses. The update also changes references from the UB-92 to the UB-04 claim form.

The effect of the rule amendment to Rule 59G-5.020, F.A.C., will be to incorporate by reference in rule update July 2007 to the Florida Medicaid Provider General Handbook.

SUBJECT AREA TO BE ADDRESSED: Provider Requirements.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.902, 409.905, 409.906, 409.907, 409.908, 409.912, 409.913 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: Wednesday, July 25, 2007, 2:00 p.m.

PLACE: Agency for Health Care Administration, 2728 Fort Knox Boulevard, Building 3, Conference Room C, Tallahassee, Florida 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Susan Rinaldi, Medicaid Services, 2727 Mahan Drive, Building 3, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)487-3028, rinaldis@ahca.myflorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-5.020 Provider Requirements.

(1) All Medicaid providers enrolled in the Medicaid program and billing agents who submit claims to Medicaid on behalf of an enrolled Medicaid provider must comply with the provisions of the Florida Medicaid Provider General Handbook, January 2007, updated July 2007, which is incorporated by reference and available from the fiscal agent's website at http://floridamedicaid.acs-inc.com. Click on Provider Support, and then on Handbooks. A paper copy of the handbook may be obtained by calling Provider Enrollment at (800)377-8216.

(2) No change.

Specific Authority 409.919 FS. Law Implemented 409.902, 409.905, 409.906, 409.907, 409.908, 409.912, 409.913 FS. History--New 9-22-93, Formerly 10P-5.020, Amended 7-8-97, 1-9-00, 4-24-01, 8-6-01, 10-8-03, 1-19-05, 5-24-07,_____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-6.010
RULE TITLE: Payment Methodology for Nursing Home Services

PURPOSE AND EFFECT: The purpose and effect of the proposed rule development is to incorporate changes to the Florida Title XIX Long-Term Care Reimbursement Plan payment methodology, effective July 1, 2007.

- 1. The operating and indirect patient care component targets and target rate class ceilings of the Medicaid nursing home per diem rate shall be rebased. The operating and indirect patient care components of the per diem rate shall continue to be limited by the lower of the cost-based class ceiling, the target rate class ceiling, or the individual provider-specific target.
2. Establish a target rate class ceiling floor equal to 90 percent of the cost-based class ceiling.
3. Establish an individual provider-specific target floor equal to 75 percent of the cost-based class ceiling.
4. Modify the inflation multiplier to equal 2.0 times inflation for the individual provider-specific target. (The inflation multiplier for the target rate class ceiling shall remain at 1.4 times inflation.)
5. Modify the calculation of the change of ownership target to equal the previous providers' operating and indirect patient care cost per diem (excluding incentives), plus 50 percent of the difference between the previous providers' per diem (excluding incentives) and the effective class ceiling and use an inflation multiplier of 2.0 times inflation.
6. The methodology for nursing home special Medicaid payments is being revised.
7. The low occupancy adjustment is being removed.

SUBJECT AREA TO BE ADDRESSED: July 1, 2007 nursing home rates, nursing home special Medicaid payments, and the removal of the low occupancy adjustment.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.908 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: July 25, 2007, 2:00 p.m. - 3:00 p.m.

PLACE: 2727 Mahan Drive, Conference Room C, Building 3, Tallahassee, Florida 32312

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: Edwin Stephens, (850)414-2759 or by e-mail at stephene@ahca.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 DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Edwin Stephens, Medicaid Cost Reimbursement, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Tallahassee, Florida 32308, (850)414-2759 or by e-mail at stephene@ahca.myflorida.com

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-6.020
RULE TITLE: Payment Methodology for Inpatient Hospital Services

PURPOSE AND EFFECT: The purpose and effect of the proposed rule development are to incorporate changes to the Florida Title XIX Inpatient Hospital Reimbursement Plan payment methodology, effective July 1, 2007, in accordance with the 2007-08 General Appropriations Act, Senate Bill 2800, Specific Appropriations 206, 211, 212, 244, and 245.

- 1. Effective July 1, 2007, inpatient reimbursement ceilings will be eliminated for hospitals whose charity care and Medicaid days, as a percentage of total adjusted hospital days, equal or exceed 11 percent. For any public hospital that does not qualify for the elimination of the inpatient ceilings under this section of the 2007-08 General Appropriations Act or any other proviso listed, the public hospital shall be exempt from the inpatient reimbursement ceilings contingent on the public hospital or local governmental entity providing the required state match. The Agency shall use the average of the 2001, 2002, and 2003 audited disproportionate share (DSH) data

available as of March 1, 2007. In the event the Agency does not have the prescribed three years of audited DSH data for a hospital, the Agency shall use the average of the audited DSH data for 2001, 2002, and 2003 that are available.

2. Effective July 1, 2007, the inpatient reimbursement ceilings for hospitals that have a minimum of ten licensed Level II Neonatal Intensive Care Beds and are located in Trauma Services Area 2 will be eliminated.

3. Effective July 1, 2007, the inpatient hospital reimbursement ceilings for hospitals whose Medicaid days as a percentage of total hospital days exceed 7.3 percent, and are designated or provisional trauma centers will be eliminated. This provision shall apply to all hospitals that are designated or provisional trauma centers on July 1, 2007 and any hospitals that become a designated or provisional trauma center during State Fiscal Year 2007-2008. The Agency shall use the average of the 2001, 2002 and 2003 audited DSH data available as of March 1, 2007. In the event the Agency does not have the prescribed three years of audited DSH data for a hospital, the Agency shall use the average of the audited DSH data for 2001, 2002 and 2003 that are available.

4. Effective July 1, 2007, the inpatient reimbursement ceilings will be eliminated for teaching, specialty, Community Hospital Education Program hospitals and Level III Neonatal Intensive Care Units that have a minimum of three of the following designated tertiary services as regulated under the Certificate of Need Program: pediatric bone marrow transplantation, pediatric open heart surgery, pediatric cardiac catheterization and pediatric heart transplantation.

5. Effective July 1, 2007, the Medicaid inpatient rate reductions shall be reinstated for all hospitals whose Medicaid charity care days as a percentage to total adjusted days equals or exceeds 30 percent and have more than 10,000 Medicaid days, or a hospital or hospital system that established a provider service network during the prior state fiscal year. The Agency shall use the average of the 2001, 2002 and 2003 audited DSH data available at as of March 1, 2007.

Regular Disproportionate Share (DSH)

6. The Agency for Health Care Administration shall use the average of the 2001, 2002, and 2003 audited disproportionate share data to determine each hospital's Medicaid days and charity care days for the 2007-2008 state fiscal year.

7. \$148,382,079 is provided for payments to public hospitals.

8. \$48,000,000 is provided for payments to defined statutory teaching hospitals.

9. \$12,000,000 is provided for payments to the family practice teaching hospitals.

Mental Health DSH

10. \$60,998,691 is provided for Mental Health DSH. Specialty DSH

11. \$2,444,444 is provided for Specialty DSH. Rural DSH

12. \$12,718,187 is provided for Rural DSH.

SUBJECT AREA TO BE ADDRESSED: State Fiscal Year 2007-08 inpatient hospital reimbursement ceilings, disproportionate share (DSH) payments, and rate reductions.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.908 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: July 24, 2007, 2:00 p.m. – 3:00 p.m.

PLACE: 2727 Mahan Drive, Conference Room C, Building 3, Tallahassee, Florida 32308

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: Edwin Stephens, (850)414-2759 or by e-mail at stephene@ahca.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 DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Edwin Stephens, Medicaid Cost Reimbursement, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Tallahassee, Florida 32308, (850)414-2759 or by e-mail at stephene@ahca.myflorida.com

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

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.:

RULE TITLE:

59G-6.030

Payment Methodology for Outpatient Hospital Services

PURPOSE AND EFFECT: The purpose and effect of the proposed rule development are to incorporate changes to the Florida Title XIX Outpatient Hospital Reimbursement plan (the Plan) payment methodology effective July 1, 2007 in accordance with the 2007-08 General Appropriations Act, Senate Bill 2800, Specific Appropriation 216.

1. Effective July 1, 2007, the outpatient reimbursement ceilings will be eliminated for hospitals whose charity care and Medicaid days as a percentage of total adjusted hospital days equals or exceeds 11 percent. For any public hospital that does not qualify for the elimination of the outpatient ceilings under this provision of proviso or any other proviso listed, the public hospital shall be exempt from the outpatient reimbursement ceilings contingent on the public hospital or local governmental entity providing the required state match. The Agency shall use the average of the 2001, 2002, and 2003 audited DSH data available as of March 1, 2007. In the event

the Agency does not have the prescribed three years of audited DSH data for a hospital, the Agency shall use the average of the audited DSH data for 2001, 2002, and 2003 that are available.

2. Effective July 1, 2007, the outpatient reimbursement ceilings will be eliminated for hospitals that have a minimum of ten licensed Level II Neonatal Intensive Care Beds and are located in Trauma Services Area 2.

3. Effective July 1, 2007, the outpatient reimbursement ceilings will be eliminated for hospitals whose Medicaid days, as a percentage of total hospital days, exceed 7.3 percent, and are designated or provisional trauma centers. This provision shall apply to all hospitals that are designated or provisional trauma centers on July 1, 2007, or become a designated or provisional trauma center during State Fiscal Year 2007-2008. The Agency shall use the average of the 2001, 2002, and 2003 audited DSH data available as of March 1, 2007. In the event the Agency does not have the prescribed three years of audited DSH data for a hospital, the Agency shall use the average of the audited DSH data for 2001, 2002, and 2003 that are available.

4. Effective July 1, 2007, the Medicaid outpatient rate reductions will be reinstated for all hospitals whose Medicaid charity care days as a percentage to total adjusted days equals or exceeds 30 percent and have more than 10,000 Medicaid days or hospital system that established a Provider Service Network during the prior state fiscal year. The Agency shall use the average of the 2001, 2002, and 2003 audited DSH data available as of March 1, 2007.

5. Addition of the phrase "available to AHCA as of each April 15 and October 15" to Section V.B 1. of the Title XIX Outpatient Hospital Reimbursement Plan.

SUBJECT AREA TO BE ADDRESSED: State Fiscal Year 2007-08 outpatient hospital reimbursement rates and ceilings.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.908 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: July 24, 2007, 2:00 p.m. – 3:00 p.m.

PLACE: 2727 Mahan Drive, Conference Room B, Building 3, Tallahassee, Florida 32308

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: Edwin Stephens, (850)414-2759. 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: Edwin

Stephens, Medicaid Cost Reimbursement, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Room 2149A, Tallahassee, Florida 32308, (850)414-2759

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

RULE NO.: 61A-1.010
 RULE TITLE: Approved Advertising and Promotional Gifts

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify and reformat the rules pertaining to advertising and promotional gifts as they pertain to the sale of alcoholic beverages.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed is the implementation of statutory provisions relating to approved advertising and promotional gifts, including coupons, as they pertain to the sales of alcoholic beverages.

SPECIFIC AUTHORITY: 561.11 FS.

LAW IMPLEMENTED: 561.08, 561.42 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 WEEKLY.

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: DeeAnna Owens, Administrative Assistant I, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, Office of the General Counsel, 1940 North Monroe Street, Suite 40, Tallahassee, Florida 32399, (850)414-8125. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Lisa Livezey Comingore, Assistant General Counsel, Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, Office of the General Counsel, 1940 North Monroe Street, Suite 40, Tallahassee, Florida 32399, (850)487-9677

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Hotels and Restaurants

RULE NO.: 61C-3.001
 RULE TITLE: Sanitation and Safety Requirements
 PURPOSE AND EFFECT: The proposed rule will implement Senate Bill 1822 and develop rules regarding carbon monoxide detector installation and mitigation.

SUBJECT AREA TO BE ADDRESSED: Carbon monoxide detector installation and mitigation in public lodging establishments.

SPECIFIC AUTHORITY: 509.032(6), 509.211(5) FS.

LAW IMPLEMENTED: 509.211, 509.2112, 509.221 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Michelle Comingore, Operations Review Specialist, Division of Hotels and Restaurants, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-1012, Telephone: (850)488-1133

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

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NOS.:	RULE TITLES:
62-160.110	Purpose, Scope and Applicability
62-160.120	Definitions and Standards
62-160.210	Approved Field Procedures
62-160.220	Approval of New and Alternative Field Procedures
62-160.240	Record Keeping and Reporting Requirements for Field Procedures
62-160.300	Laboratory Certification
62-160.330	Approval of New and Alternative Laboratory Methods
62-160.340	Record Keeping and Reporting Requirements for Laboratory Procedures
62-160.400	Sample Preservation and Holding Times
62-160.405	Electronic Signatures

62-160.650	Field and Laboratory Audits
62-160.670	Data Validation by the Department
62-160.700	Tables
62-160.800	Documents Incorporated by Reference

PURPOSE AND EFFECT: To solicit public comments on proposed revisions to Chapter 62-160, F.A.C. and revisions to selected documents that are incorporated by reference in Chapter 62-160, F.A.C.

SUBJECT AREA TO BE ADDRESSED: Revisions to Chapter 62-160, F.A.C. and associated revised documents, including Department of Environmental Protection Standard Operating Procedures for Field Activities, DEP-SOP-001/01, Department of Environmental Protection Standard Operating Procedures for Laboratory Activities, DEP-SOP-002/01, New and Alternative Analytical Laboratory Methods, DEP-QA-001/01, and Department of Environmental Protection Guidelines for Assessing Data Usability, DEP-EA-001/07.

SPECIFIC AUTHORITY: 403.061, 403.0623 FS.

LAW IMPLEMENTED: 373.026, 373.309, 373.409, 373.413, 373.414, 373.416, 373.4592, 376.303, 376.305, 376.3071, 403.0623, 403.0625, 403.087, 403.088, 403.0881, 403.504, 403.704, 403.707, 403.722, 403.783, 403.853 FS.

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

DATES AND TIMES: Tuesday, August 7, 2007, 9:00 a.m. until not later than 5:00 p.m.; Wednesday, August 8, 2007, 9:00 a.m. until not later than 5:00 p.m.; Thursday, August 9, 2007, 9:00 a.m. until not later than 5:00 p.m.; Monday, August 13, 2007, 9:00 a.m. until not later than 5:00 p.m.

PLACE: University of Florida, TREEO Center Auditorium, 3900 S.W. 63rd Blvd., Gainesville, FL; Florida Department of Environmental Protection, Southwest District Office, Main Conference Room, 13051 N. Telecom Parkway, Temple Terrace, FL; Florida Department of Environmental Protection, Southeast District Office, Public Meeting Room, 400 North Congress Avenue, Suite 200, West Palm Beach, FL; Florida Department of Environmental Protection, Bob Martinez Center, Room 609, 2600 Blair Stone Road, Tallahassee, FL

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: Amanda Cantrell at (850)245-8065. 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: Amanda Cantrell, 2600 Blair Stone Road, MS 6511, Tallahassee, FL

32399-2400, (850)245-8065 or Amanda.Cantrell@dep.state.fl.us. The preliminary text is also available from the Bureau of Laboratory's website at www.dep.state.fl.us/labs
 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON LISTED ABOVE.

DEPARTMENT OF JUVENILE JUSTICE

Staff Training

RULE NO.: **RULE TITLE:**
 63H-2.003 Contracted Residential Staff
PURPOSE AND EFFECT: The period for completing annual in-service training for contracted residential staff is amended so that it corresponds with similar provisions elsewhere in the rule.
SUBJECT AREA TO BE ADDRESSED: The amendment requires annual in-service training for contracted residential staff each calendar year, rather than imposing the requirement on the anniversary of hire.
SPECIFIC AUTHORITY: 20.316(1), 985.601(8) FS.
LAW IMPLEMENTED: 985.02(3)(c), 985.601(8) FS.
A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:
DATE AND TIME: Friday, July 20, 2007, 10:00 a.m.
PLACE: DJJ Headquarters, 2737 Centerview Dr., General Counsel's Conference Room 312, Tallahassee, Florida
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Lydia Monroe, 2737 Centerview Dr., Ste. 312, Tallahassee, FL 32399-3100, e-mail: lydia.monroe@djj.state.fl.us

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE NO.: **RULE TITLE:**
 64B10-12.002 Application for Licensure
PURPOSE AND EFFECT: To delete application fee for initial licensure; to delete nonrefundable reference from description of application fee; and to add application fee for licensure by endorsement.
SUBJECT AREA TO BE ADDRESSED: Application for Licensure.
SPECIFIC AUTHORITY: 468.1685(1), 468.1695(2) FS.
LAW IMPLEMENTED: 456.013(2), 468.1685(4), 468.1705(1), 468.1735 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 WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joe Baker, Jr., Executive Director, Board of Nursing Home Administrators/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257

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

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE NO.: **RULE TITLE:**
 64B10-12.009 Initial Licensure Fee
PURPOSE AND EFFECT: To increase initial licensure fee for nursing home administrators.
SUBJECT AREA TO BE ADDRESSED: Initial Licensure Fee.
SPECIFIC AUTHORITY: 456.025, 468.1685(1) FS.
LAW IMPLEMENTED: 456.025 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 WEEKLY.
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Joe Baker, Jr., Executive Director, Board of Nursing Home Administrators/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.: **RULE TITLE:**
 69O-137.001 Annual and Quarterly Reporting Requirements
PURPOSE AND EFFECT: To adopt the 2007 NAIC Quarterly and Annual Statement Instructions and NAIC's Accounting Practices and Procedures Manual, as permitted by Section 624.424, F.S.
SUBJECT AREA TO BE ADDRESSED: Update NAIC Instructions and Manuals.
SPECIFIC AUTHORITY: 624.308(1), 624.424(1) FS.
LAW IMPLEMENTED: 624.424(1) 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: July 23, 2007, 9:30 a.m.

PLACE: Room 142, 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: Kerry Krantz, Life and Health Finance Oversight, Office of Insurance Regulation, E-mail Kerry.Krantz@fldfs.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kerry Krantz, Life and Health Finance Oversight, Office of Insurance Regulation, E-mail Kerry.Krantz@fldfs.com

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

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.: 690-138.001 RULE TITLE: NAIC Financial Condition Examiners Handbook Adopted

PURPOSE AND EFFECT: To adopt the 2007 NAIC Financial Condition Examiners Handbook as permitted by Section 624.316, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Update NAIC Handbook.

SPECIFIC AUTHORITY: 624.308(1), 624.316(1)(c) FS.

LAW IMPLEMENTED: 624.316(1)(c) 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: July 23, 2007, 9:30 a.m.

PLACE: Room 142, 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: Kerry Krantz, Life and Health Financial Oversight, Office of Insurance Regulation, E-mail kerry.krantz@fldfs.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, (800)955-8771 (TDD) or (800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Kerry Krantz, Life and Health Financial Oversight, Office of Insurance Regulation, E-mail kerry.krantz@fldfs.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 AGRICULTURE AND CONSUMER SERVICES

Division of Animal Industry

RULE NOS.:	RULE TITLES:
5C-24.001	Definitions
5C-24.002	General Requirements
5C-24.003	Official Certificate of Veterinary Inspection (OCVI)

PURPOSE AND EFFECT: The purpose and effect of this rule is to update references to the current code of federal regulations referenced in current rules, to revise the definition of official certificate of veterinary inspection (OCVI) to be consistent with Florida Statutes, to delete unnecessary language in current rules, and to clarify the OCVI required for the intrastate sale of dogs and cats in Florida. This rule also corrects an erroneous form number contained in the current rules. SUMMARY: Revises definitions relating to veterinarians and livestock to reference to the most current versions of the code of federal regulations. This rule deletes obsolete language relating to general requirements for the Department to provide certain forms, and this rule revises language to clarify the OCVI that is required to transfer the ownership of a dog or cat by sale within Florida.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 570.07(23) FS.

LAW IMPLEMENTED: 585.08, 585.145 FS.

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

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: Dr. William Jeter, Chief, Bureau of Animal Disease Control, Division of Animal Industry, Room 332, 407 S. Calhoun Street, Tallahassee, FL 32399-0800; Phone: (850)410-0900; FAX: (850)410-0957. 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: Dr. William Jeter, Chief, Bureau of Animal Disease Control, Division of Animal Industry, Room 332, 407 S. Calhoun Street, Tallahassee, FL 32399-0800; Phone: (850)410-0900; FAX: (850)410-0957

THE FULL TEXT OF THE PROPOSED RULE IS:

5C-24.001 Definitions.

(1) Accredited Veterinarian. A veterinarian licensed in the state of origin and approved by the Deputy Administrator, United States Department of Agriculture, Animal and Plant Health Inspection Service, to perform certain functions of federal and cooperative state-federal programs in accordance with the provisions of 9 CFR 160-162 (2006 +998).

(2) Cattle. Cattle shall include any bull, steer, ox, cow, heifer, calf, or any other bovine animal.

(3) Department. The Florida Department of Agriculture and Consumer Services.

(4) Division. The Division of Animal Industry of the Florida Department of Agriculture and Consumer Services.

(5) Domestic Animal. Any equine or bovine animal, goat, sheep, swine, domestic cat, dog, poultry, ostrich, rhea or emu, or other domesticated beast or bird. The term "animal" shall include wild or game animals whenever necessary to effectively control or eradicate dangerous transmissible diseases or pests which threaten the agricultural interests of the state.

(6) Domesticated Fowl. Any member of the Class Aves that is propagated or maintained under control of a person for commercial, exhibition or breeding purposes, or as pets.

(7) Horses. Any horse, mule, ass, zebra or other Equidae.

(8) Licensed Veterinarian. Any veterinarian who has a current license with the Florida Board of Veterinary Medicine.

(9) Livestock. Any grazing animals, such as cattle, horses (equidae), sheep, swine, goats, cervidae and other hoofed animals and ratites which are raised for private use or commercial purposes.

(10) National Poultry Improvement Plan (NPIP). A cooperative state-federal-industry program for prevention and control of certain hatchery disseminated diseases and for improvement of poultry and poultry products as provided in 9 CFR 145 and 147 (2007 +998).

(11) Official Certificate of Veterinary Inspection (OCVI). Official certificate of veterinary inspection means a legible certificate of veterinary inspection signed by the examining veterinarian licensed by the state of origin and accredited by the United States Department of Agriculture. An official form provided by the Division to licensed and accredited veterinarian for the purpose of certifying the identification, test

~~requirements, and health of specific animals for movement, exhibition, and other designated purposes for the species of animal.~~

(12) Ratites. Ostriches, emus, and rheas.

(13) Materials: Title 9 CFR 161-162 (2006), 145, and 147 (2007+998) are hereby incorporated by reference. Copies may be obtained from the United States Government Printing Office, Superintendent of Documents, Mail Stop SSOP, Washington, DC 20402-9328.

Specific Authority 585.002(4), 585.08(2)(a) FS. Law Implemented 585.08(2)(a), 585.145(1), (2), 828.29(3) FS. History—New 7-13-99, Amended.

5C-24.002 General Requirements.

(1) Forms Provided. The Division of Animal Industry, Department of Agriculture and Consumer Services will provide forms when required by statute or rule for certification of identification, required tests, and health as required for movement, exhibition, and other designated purposes for the species of animal.

~~(2) Request for Forms. The OCVI will be provided to licensed and accredited veterinarians only, unless otherwise provided in this rule. The forms may be obtained by written request to the Florida Department of Agriculture and Consumer Services, Health Form Request, Post Office Box 6710, Tallahassee, Florida 32314-6710. The form number and name, and the quantity of forms must be included in the written request.~~

~~(2)(3) Fees for Forms. A fee will be charged for the forms as provided in the specific section of this rule. The fee must be submitted with the request for forms, as a check or money order made payable to the Florida Department of Agriculture and Consumer Services.~~

~~(3)(4) Deposit of Fees. The fees collected shall be deposited in the Department's General Inspection Trust Fund.~~

Specific Authority 585.002(4), (5) FS. Law Implemented ch. 94-339, Laws of Florida., 585.002(5), 828.29(3)(b) FS. History—New 7-13-99, Amended.

5C-24.003 Official Certificate of Veterinary Inspection (OCVI).

(1) Horses.

(a) OCVI. The OCVI for horses is the Official Equine Certificate of Veterinary Inspection, DACS_09002 (SN 6001) (10/9705).

(b) The fee for the OCVI, DACS_09002 (SN 6001) (10/9705) is \$65 per book of 25.

(2) Livestock.

(a) The OCVI for cattle, goats, sheep, swine, cervidae, ratites, and other hoofed animals, excluding horses, is the Official Certificate of Veterinary Inspection, DACS_090040 (SN 6000) (407/9803).

(b) The fee for the OCVI, DACS-0900+ Q(SN 6000) (~~407/9803~~) is \$65 per book of 25.

(3) Domesticated Fowl.

(a) OCVI. The OCVI for domesticated fowl originating from other than NPIP participating flocks, hatcheries or dealers is the Official Certificate of Veterinary Inspection, DACS-0900+ Q(SN 6000) (~~407/9803~~).

1. The OCVI, DACS-0900+Q(SN 6000) (~~407/9803~~) will be provided to licensed and accredited veterinarians.

2. The fee for the OCVI, DACS-0900+Q(SN 6000) (~~407/9803~~) is \$65 per book of 25.

(b) NPIP Participating Flocks, Hatcheries, and Dealers. The certification of health status for interstate shipment of flocks, hatcheries, and dealers participating in the NPIP is the Report of Sales of Hatching Eggs, Chicks, and Poults, VS Form 9-3 (~~806/958~~).

1. The Report of Sales of Hatching Eggs, Chicks, and Poults, VS Form 9-3 (~~806/958~~) will be certified by a Division representative and provided to an NPIP participating flock, hatchery, or dealer.

2. The certification and processing fee for the Report of Sales of Hatching Eggs, Chicks, and Poults, VS Form 9-3 (~~806/958~~) is \$50 for 25 certified forms.

(c) Official Health Certificate Avian, DACS-09023 (~~809/9506~~). The Official Health Certificate Avian, DACS 09023 (~~809/9506~~) is the OCVI for NPIP participating flocks, hatcheries, and dealers which are required by the country or state of destination to provide an OCVI in addition to the Report of Sales of Hatching Eggs, Chicks, and Poults, VS Form 9-3 (~~806/958~~).

1. The Official Health Certificate Avian, DACS-09023 (~~809/9506~~) is certified by a Division veterinarian and is provided to the NPIP participating flock, hatchery or dealer.

2. The fee for the Official Health Certificate Avian, DACS-09023 (~~809/9506~~) is \$100 per 100 certificates.

3. Special Certifications. The fee for individual OCVI including, but not limited to, certificates requiring individual identification numbers of domesticated fowl, vaccination status, or the Florida Department of Agriculture seal, is \$30 for each certificate.

(4) Dogs, Cats and Other Non-Livestock Species.

(a) OCVI for Interstate Movement. The OCVI for dogs, cats and other non-livestock species, including but not limited to zoo animals and domesticated non-native wildlife, is Official Certificate of Veterinary Inspection for Interstate Movement of Dogs, Cats, and Other Non-livestock Species, DACS 09086 (SN 6002) (~~404/9806~~).

(b) OCVI for Sale of Dog or Cat. The OCVI required to transfer the ownership of a dog or cat by sale within Florida is the Official Certificate of Veterinary Inspection for Intrastate Sale of Dog or Cat, DACS-09085 (SN6003) (07/07). ~~DACS-09086 (SN 6003) (10/97) must accompany any dog or cat sold, or offered for sale, in the state of Florida.~~

(c) The fee for the OCVI, DACS-09086 (SN 60032) (~~4004/9706~~) or DACS 09085 (SN 60023) (~~407/9807~~) is \$65 per package of 25.

(5) Forms. The Official Equine Certificate of Veterinary Inspection, DACS-09002 (SN 6001) (~~10/9705~~); the Official Certificate of Veterinary Inspection, DACS-0900+Q (SN 6000) (~~407/9803~~); the Official Certificate of Veterinary Inspection for Interstate Movement of Dogs, Cats, and Other Non-Livestock Species, ~~DACS 09085 (SN 6002) (1/98); the Official Certificate of Veterinary Inspection for Sale of Dog or Cat, DACS-09086 (SN 60023) (4004/9706);~~ and the Official Health Certificate Avian, DACS-09023 (~~809/9506~~) are hereby incorporated by reference. Copies may be obtained from the Florida Department of Agriculture and Consumer Services, Division of Animal Industry, 407 South Calhoun Street, Room 323, Mayo Building, Tallahassee, Florida 32399-0800. The Report of Sales of Hatching Eggs, Chicks, and Poults, VS Form 9-3 (~~806/958~~) is hereby incorporated by reference. Copies may be obtained from the United States Government Printing Office, Superintendent of Documents, Mail Stop SSOP, Washington, DC 20402-9328.

Specific Authority 585.002(4), (5), 585.08(2)(a), 585.145(2), 585.15 FS. Law Implemented 585.002(5), 585.08(1), (2), 585.145(1), (2), (3), 585.155, 828.29 FS. History—New 7-13-99, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Dr. Thomas Holt, Director, Division of Animal Industry, 407 S. Calhoun Street, Tallahassee, FL 32399-0800; Phone: (850)410-0900; FAX: (850)410-0957

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Ms. Terry Rhodes, Chief of Staff, Florida Department of Agriculture and Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 27, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 27, 2007

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Animal Industry

RULE NO.: 5C-27.001 RULE TITLE: Dogs or Cats

PURPOSE AND EFFECT: The purpose and effect of this rule is to adopt a form for the Official Certificate of Veterinary Inspection (OCVI) required by Section 828.29, F.S., which is required to be provided by the Florida Department of Agriculture and Consumer Services.

SUMMARY: Section 828.29, F.S., mandates that an OCVI must be executed in connection with each dog or cat offered for sale in Florida. This statute sets forth the specific requirements and information for the examining veterinarian that must be included in the OCVI. This statute further provides that the Florida Department of Agriculture and Consumer Services shall supply the official intrastate

certificate of veterinarian inspection form. This rule is being promulgated to adopt the OCVI as a form that the Department is required to supply.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 570.07(23) FS.

LAW IMPLEMENTED: 828.29 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dr. William Jeter, Chief, Bureau of Animal Disease Control, Division of Animal Industry, Room 332, 407 S. Calhoun Street, Tallahassee, FL 32399-0800; Phone: (850)410-0900; FAX: (850)410-0957

THE FULL TEXT OF THE PROPOSED RULE IS:

5C-27.001 Dogs or Cats.

For purposes of Section 828.29, F.S., the veterinarian who executes an official intrastate certificate of veterinary inspection shall utilize form DACS-09085, Official Certificate of Veterinary Inspection For Intrastate Sale Of Dog Or Cat, Rev. 07/07, hereby incorporated by reference. Copies may be obtained from the Florida Department of Agriculture and Consumer Services, Division of Animal Industry, 407 South Calhoun Street, Room 323, Mayo Building, Tallahassee, Florida 32399-0800.

Specific Authority 570.07 (23) FS. Law Implemented 828.29 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Dr. Thomas J. Holt, State Veterinarian, Director, Department of Agriculture and Consumer Services, Division of Animal Industry, Room 330, 407 S. Calhoun St., Tallahassee, FL 32399-0800; (850)410-0900; Fax: (850)410-0915

NAME OF PERSON ORIGINATING PROPOSED RULE: Dr. Thomas Holt, Director, Division of Animal Industry, 407 S. Calhoun Street, Tallahassee, FL 32399-0800; Phone: (850)410-0900; FAX: (850)410-0957

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Ms. Terry Rhodes, Chief of Staff, Department of Agriculture and Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 27, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 27, 2007

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Animal Industry

RULE NO.: 5C-28.001
 RULE TITLE: Dog and Cats – Intrastate Transfer of Ownership

PURPOSE AND EFFECT: The purpose and effect of this rule is to adopt the requirements necessary to transfer the ownership of a dog or cat by sale within Florida.

SUMMARY: Section 585.145(2), Florida Statutes, provides that the Department shall specify by rule the health tests, official certificates of veterinary inspection, or other certificates and documents that must first be obtained prior to the owner, broker, or transferor transferring ownership of an animal by sale. This rule is being promulgated to adopt the specific official certificate of veterinary inspection (OCVI) that must be obtained before ownership of a dog or cat can be transferred by sale within Florida. This rule further provides that the original OCVI shall be provided to the person to whom ownership is transferred.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 585.002(4) FS.

LAW IMPLEMENTED: 585.145(2) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dr. William Jeter, Chief, Bureau of Animal Disease Control, Division of Animal Industry, Room 332, 407 S. Calhoun Street, Tallahassee, FL 32399-0800; phone (850)410-0900; FAX: (850)410-0957

THE FULL TEXT OF THE PROPOSED RULE IS:

5C-28.001 Dog and Cats – Intrastate Transfer of Ownership.

(1) Prior to the transfer of ownership by sale of a dog or cat within this state, the owner, broker or transferor of the dog or cat shall first obtain an official certificate of veterinary inspection which meets the requirements of Section 828.29, F.S., and utilizes the form DACS-09085, Official Certificate of Veterinary Inspection For Intrastate Sale Of Dog Or Cat, adopted in Rule 5C-27.001, F.A.C.

(2) As evidence of compliance with subsection (1) of this rule, the original of DACS-09085, Official Certificate of Veterinary Inspection For Intrastate Sale Of Dog Or Cat, shall be provided to the owner or agent to whom ownership is being transferred.

(3) County-operated or city-operated animal control agencies and registered nonprofit humane organizations are exempt from this rule.

Specific Authority 585.002(4) FS. Law Implemented 585.145(2) FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Dr. Thomas J. Holt, State Veterinarian, Director, Department of Agriculture and Consumer Services, Division of Animal Industry, Room 330, 407 S. Calhoun St., Tallahassee, FL 32399-0800; (850)410-0900; Fax: (850)410-0915

NAME OF PERSON ORIGINATING PROPOSED RULE: Dr. Thomas J. Holt, State Veterinarian, Director, Division of Animal Industry, Department of Agriculture and Consumer Services, Room 330, 407 S. Calhoun Street, Tallahassee, FL 32399-0800; Phone: (850)410-0900; FAX: (850)410-0915

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Ms. Terry Rhodes, Chief of Staff, Florida Department of Agriculture and Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 27, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 27, 2007

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Aquaculture

RULE NO.: 5L-1.003
 RULE TITLE: Shellfish Harvesting Area Standards
 PURPOSE AND EFFECT: This amendment proposes to reclassify the shellfish harvesting area #06 Choctawhatchee Bay. A sanitary survey has been conducted that evaluated current information on pollution sources and bacteriological water quality, and recommended reclassification of the Choctawhatchee Bay shellfish harvesting area.

SUMMARY: The proposed reclassification of the Choctawhatchee Bay shellfish harvesting area will decrease the size of the conditionally approved Central Section area by 2,426 acres, from 38,035 acres to 35,609 acres, decrease the size of the conditionally approved Eastern Section area by 216 acres, from 14,037 acres to 13,821 acres, and increase the size of the prohibited area by 4,049 acres, from 20,909 acres to 24,958 acres. The current management of the Choctawhatchee Bay shellfish harvesting area is based on local rainfall and river discharge. Proposed management of the Choctawhatchee Bay shellfish harvesting area is based on local rainfall or river stage. The average closure frequency of Choctawhatchee Bay Conditionally Approved Central or Eastern is not expected to

increase or decrease. A sanitary survey has been conducted that evaluated current information on pollution sources and bacteriological water quality, and recommends reclassification of the Choctawhatchee Bay shellfish harvesting area.

This amendment places descriptions, references to shellfish harvesting area map numbers and operating criteria for the Choctawhatchee Bay shellfish harvesting area #06 in the document Shellfish Harvesting Area Classification Boundaries and Management Plans. These documents are hereby incorporated in subsection 5L-1.003(1), F.A.C. Additionally, this amendment provides illustrations of the Choctawhatchee Bay shellfish harvesting area classification boundaries in the shellfish harvesting area map #06. This map is hereby incorporated by reference in subsection 5L-1.003(1), F.A.C.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 597.020 FS.

LAW IMPLEMENTED: 597.020 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: August 6, 2007, 5:00 p.m. – 6:00 p.m.
 PLACE: 1203 Governors Square Boulevard, 5th Floor, 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 7 days before the workshop/meeting by contacting: Chris Brooks, Division of Aquaculture, at (850)488-4033. 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: Chris Brooks, Division of Aquaculture, 1203 Governor’s Square Boulevard, 5th Floor, Tallahassee, Florida 32301, phone: (850)488-4033

THE FULL TEXT OF THE PROPOSED RULE IS:

5L-1.003 Shellfish Harvesting Area Standards.

(1) The Department shall describe and/or illustrate harvesting areas and provide harvesting area classifications as approved, conditionally approved, restricted, conditionally restricted, prohibited, or unclassified as defined herein, including criteria for opening and closing shellfish harvesting areas in accordance with Chapters II and IV of the National Shellfish Sanitation Program Model Ordinance. Copies of the

document Shellfish Harvesting Area Classification Maps, revised ~~March 11, 2007~~, and the document Shellfish Harvesting Area Classification Boundaries and Management Plans, revised ~~March 11, 2007~~, containing shellfish harvesting area descriptions, references to shellfish harvesting area map numbers, and operating criteria herein incorporated by reference may be obtained by writing to the Department at 1203 Governor's Square Boulevard, 5th Floor, Tallahassee, Florida 32301.

(2) through (10) No change.

Specific Authority 597.020 FS. Law Implemented 597.020 FS. History—New 1-4-87, Amended 8-10-88, 7-9-89, 12-23-91, Formerly 16R-7.004, Amended 7-3-95, 6-18-97, 7-1-97, 7-22-97, 10-12-97, 12-16-97, 12-28-97, 2-12-98, 2-25-98, 7-1-98, 7-20-98, 11-13-98, 12-28-98, 3-18-99, 7-1-99, Formerly 62R-7.004, Amended 6-19-00, 8-9-00, 10-14-01 (1), 10-14-01 (1), 8-17-04, 9-28-04, 9-5-05, 6-11-06, 3-11-07, _____.

AREA

NUMBER HARVEST AREA NAME

- 0212 Pensacola Bay Conditionally Approved
Escambia Bay Shellfish Aquaculture Lease
Areas managed during the Summer months
of Jul – Sep
- 0222 Pensacola Bay Conditionally Approved
Escambia Bay
- 0232 Pensacola Bay Conditionally Approved East
Bay
- 0216 Pensacola Bay Conditionally Restricted
Escambia Bay
- 0226 Pensacola Bay Conditionally Restricted East
Bay
- 0622 Choctawhatchee Bay Conditionally Approved
Central
- 0632 Choctawhatchee Bay Conditionally Approved
Eastern
- 0806 West Bay Conditionally Restricted Spring/Fall
Apr – Jun, Oct – Nov
- 0812 West Bay Conditionally Approved Winter Dec
– Mar
- 0822 West Bay Conditionally Approved Spring/Fall
Apr – Jun, Oct – Nov
- 1012 North Bay Conditionally Approved Western
- 1022 North Bay Conditionally Approved Eastern
- 1006 North Bay Conditionally Restricted Eastern
- 1206 East Bay Conditionally Restricted
- 1212 East Bay Conditionally Approved Section 1
- 1222 East Bay Conditionally Approved Section 2
- 1401 St. Joe Bay Approved
- 1506 Indian Lagoon Conditionally Restricted
- 1512 Indian Lagoon Conditionally Approved
Spring/Fall Mar – Jun, Oct

- 1542 Indian Lagoon Conditionally Approved Zone A
Winter Nov – Feb
- 1552 Indian Lagoon Conditionally Approved Zone B
Winter Nov – Feb
- 1572 Indian Lagoon Conditionally Approved
Summer Jul – Sep
- 1611 Apalachicola Bay Approved Winter Jan – May,
Sept – Dec
- 1621 Apalachicola Bay Approved Summer June –
Aug
- 1631 Apalachicola Bay Approved, Shellfish lease
numbers 525, 551, 551B, 580, 582, 609, 672,
and 981 Summer June – Aug
- 1612 Apalachicola Bay Conditionally Approved
West 1 Winter Jan – May, Sept – Dec
- 1622 Apalachicola Bay Conditionally Approved
West 2 Winter Jan – May, Sept – Dec
- 1632 Apalachicola Bay Conditionally Approved
West 3 Winter Jan – May, Sept – Dec
- 1642 Apalachicola Bay Conditionally Approved East
Winter Jan – May, Sept – Dec or Apalachicola
Bay Approved East Hole Summer June – Aug
- 1652 Apalachicola Bay Conditionally Approved
North Summer June – Aug
- 1662 Apalachicola Bay Conditionally Approved
South
Summer June – Aug
- 1606 Apalachicola Bay Conditionally Restricted
- 1802 Alligator Harbor Conditionally Approved
- 2002 Ochlockonee Bay Conditionally Approved
- 2006 Ochlockonee Bay Conditionally Restricted
- 2206 Wakulla County Conditionally Restricted
- 2212 Wakulla County Conditionally Approved
Zone 1 Winter
- 2222 Wakulla County Conditionally Approved
Zone 2 Winter
- 2232 Wakulla County Conditionally Approved Zone
1 Spring
- 2242 Wakulla County Conditionally Approved Zone 2
Spring
- 2501 Horseshoe Beach Approved Summer Apr – Sep
- 2502 Horseshoe Beach Conditionally Approved Winter
Oct – Mar
- 2506 Horseshoe Beach Conditionally Restricted
Winter Oct – Mar
- 2802 Suwannee Sound Conditionally Approved Spring
Summer Feb – May and Sept or Suwannee Sound
Conditionally Approved Winter Oct-Jan
- 2806 Suwannee Sound Conditionally Restricted Spring
Summer Feb – May and Sept or Suwannee Sound
Conditionally Restricted Winter Oct – Jan
- 3012 Cedar Key Conditionally Approved Zone A

3022 Cedar Key Conditionally Approved Zone B
 3006 Cedar Key Conditionally Restricted
 3202 Waccasassa Bay Conditionally Approved
 3206 Waccasassa Bay Conditionally Restricted
 3402 Withlacoochee Bay Conditionally Approved
 3406 Withlacoochee Bay Conditionally Restricted
 3702 Citrus County Conditionally Approved
 3706 Citrus County Conditionally Restricted
 4202 Boca Ciega Bay Conditionally Approved
 4802 Lower Tampa Bay Conditionally Approved
 5402 Sarasota Bay Conditionally Approved
 5602 Lemon Bay Conditionally Approved
 5802 Gasparilla Sound Conditionally Approved
 6002 Myakka River Conditionally Approved
 6006 Myakka River Conditionally Restricted
 6212 Pine Island Sound Conditionally Approved
 Western Section
 6222 Pine Island Sound Conditionally Approved
 Eastern Section
 6602 Ten Thousand Islands Conditionally Approved
 7001 Indian River/St. Lucie Approved
 7006 Indian River/St. Lucie Restricted
 7202 North Indian River Conditionally Approved
 7206 North Indian River Conditionally Restricted
 7412 Body F Conditionally Approved
 7416 Body F Conditionally Restricted
 7506 Body E Conditionally Restricted
 7602 Body D Conditionally Approved
 7606 Body D Conditionally Restricted
 7712 Body C Conditionally Approved Zone 1
 Spring/Summer/Fall Mar – Nov
 7722 Body C Conditionally Approved Zone 2
 Spring/Summer/Fall Mar – Nov
 7732 Body C Conditionally Approved Winter Dec –
 Feb
 7716 Body C Conditionally Restricted Winter Dec –
 Feb
 7726 Body C Conditionally Restricted
 Spring/Summer/Fall Mar – Nov
 7802 Body B Conditionally Approved
 7902 South Banana River Conditionally Approved
 7906 South Banana River Conditionally Restricted
 8001 Body A Approved
 8005 Body A Restricted
 8201 South Volusia Approved
 8212 South Volusia Conditionally Approved Zone 1
 8222 South Volusia Conditionally Approved Zone 2
 8206 South Volusia Conditionally Restricted

8802 St. Johns South Conditionally Approved
 8806 St. Johns South Conditionally Restricted
 9202 St. Johns North Conditionally Approved
 9206 St. Johns North Conditionally Restricted

INDEX OF SHELLFISH HARVESTING AREA
 CLASSIFICATION MAPS, BOUNDARIES AND
 MANAGEMENT PLANS

Revised March 11, 2007

Shellfish Harvesting Area			
Name	Area Number	Map Number(s)	Effective date
Apalachicola Bay System	16	16A, 16B	March 11, 2007
Alligator Harbor	18	18	October 14, 2001
Boca Ciega Bay	42	42	September 28, 2004
Body A	80	80	December 28, 1997
Body B	78	78	February 7, 1996
Body C	77	77A, 77B	January 1, 1994
Body D	76	76	August 1, 1996
Body E	75	75	January 1, 1994
Body F	74	74	April 5, 2000
Cedar Key	30	30	September 28, 2004
Choctawhatchee Bay	06	06	October 14, 2001
Citrus County	37	37	May 6, 1996
Duval County	96	96	January 31, 1996
East Bay	12	12	June 11, 2006
Gasparilla Sound	58	58	January 25, 1996
Horseshoe Beach	25	25A, 25B	September 28, 2004
Indian Lagoon	15	15A, 15B	September 5, 2005
Indian River/St. Lucie Counties	70	70	June 18, 1997
Lemon Bay	56	56	July 20, 1998
Lower Tampa Bay	48	48	September 28, 2004
Myakka River	60	60	October 28, 1998
North Bay	10	10	August 17, 2004
North Indian River	72	72	June 18, 1997
North St. Johns	92	92	March 11, 2007
Ochlockonee Bay	20	20	August 17, 2004
Pensacola Bay	02	02	August 17, 2004
Pine Island Sound	62	62	December 28, 1998
Sarasota Bay	54	54	September 28, 2004
South Banana River	79	79	July 22, 1997
South St. Johns	88	88	December 16, 1997
South Volusia	82	82A, 82B	August 9, 2000
St. Joseph Bay	14	14	November 1986
Suwannee Sound	28	28 A, 28 B	March 11, 2007
Ten Thousand Islands	66	66	September 28, 2004
Waccasassa Bay	32	32	September 28, 2004
Wakulla County	22	22A, 22B	August 17, 2004
West Bay	08	08A, 08B	December 28, 1998
Withlacoochee Bay	34	34	September 28, 2004

NAME OF PERSON ORIGINATING PROPOSED RULE:
Chris Brooks
NAME OF SUPERVISOR OR PERSON WHO APPROVED
THE PROPOSED RULE: Sherman Wilhelm, Director,
Division of Aquaculture
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: June 14, 2007
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: June 29, 2007

**BOARD OF TRUSTEES OF THE INTERNAL
IMPROVEMENT TRUST FUND**

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

PUBLIC SERVICE COMMISSION

RULE NO.: 25-4.036
RULE TITLE: Design and Construction of Plant
PURPOSE AND EFFECT: To amend the rule to reference the most recent edition of the National Electrical Safety Code. As Rule 25-4.036, F.A.C., is incorporated by reference into Rules 25-24.585, 25-24.740 and 25-24.835, F.A.C., the proposed amendments, in addition to incumbent local exchange carriers, also affect shared tenant service companies, alternative access vendor service companies and competitive local exchange companies. Docket No. 070303-TP
SUMMARY: Rule 25-4.036, F.A.C., requires that the plant and facilities of regulated companies be designed, constructed, installed, maintained, and operated in accordance with the provisions of the National Electrical Safety Code. The proposed amendments would update the rule to reflect the 2007 edition of the Code.
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The proposed rule amendment should not significantly impact the agency, the industry, cities, counties, or 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.
SPECIFIC AUTHORITY: 350.127(2) FS.
LAW IMPLEMENTED: 364.01(4), 364.03, 364.15 FS.
IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kira Scott, Office of General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6216

THE FULL TEXT OF THE PROPOSED RULE IS:

25-4.036 Design and Construction of Plant.

(1) The plant and facilities of the utility shall be designed, constructed, installed, maintained and operated in accordance with provisions of the National Electrical Safety Code (IEEE C2-~~2002~~ 2007) and the National Electrical Code (NFPA 70-2005), which is incorporated herein by reference, pertaining to the construction of telecommunications facilities.

(2) Compliance with these codes and accepted good practice is necessary to insure as far as reasonably possible continuity of service, uniformity in the quality of service furnished and the safety of persons and property.

Specific Authority 350.127(2) FS. Law Implemented 364.01(4), 364.03, 364.15 FS. History--Revised 12-1-68, Amended 4-19-77, Formerly 25-4.36, Amended 2-5-86, 3-26-91, 5-3-94, 12-23-02, 12-29-05, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Paul Vickery
NAME OF SUPERVISOR OR PERSON WHO APPROVED
THE PROPOSED RULE: Florida Public Service Commission
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: June 19, 2007
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: Vol. 33, No. 11, March 16, 2007

PUBLIC SERVICE COMMISSION

RULE NO.: 25-24.515
RULE TITLE: Pay Telephone Service
PURPOSE AND EFFECT: To amend the rule to reference the most recent edition of the National Electrical Safety Code. Docket No. 070303-TP.
SUMMARY: Rule 25-24.515, F.A.C., requires that the plant and facilities of regulated companies be designed, constructed, installed, maintained, and operated in accordance with the provisions of the National Electrical Safety Code. The proposed amendments would update the rule to reflect the 2007 edition of the Code.
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The proposed rule amendment should not significantly impact the agency, the industry, cities, counties, or 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.
SPECIFIC AUTHORITY: 350.127(2) FS.
LAW IMPLEMENTED: 364.03, 364.035, 364.063, 364.337, 364.3375, 364.345, 364.15 FS.
IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kira Scott, Office of General Counsel, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6216

THE FULL TEXT OF THE PROPOSED RULE IS:

25-24.515 Pay Telephone Service.

(1) through (22) No change.

(23) Pay telephone facilities shall be designed, constructed, installed, maintained and operated in accordance with provisions of the National Electrical Safety Code (IEEE C2-2002 2007) and the National Electrical Code (NEPA 70-2005), which are incorporated by reference.

Specific Authority 350.127(2) FS. Law Implemented 364.03, 364.035, 364.063, 364.337, 364.3375, 364.345, 364.15 FS. History—New 1-5-87, Amended 4-14-92, 12-21-92, 2-3-93, 10-10-94, 12-27-94, 9-5-95, 2-1-99, 12-23-02, 4-5-05, 12-29-05,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Paul Vickery

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Florida Public Service Commission
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 19, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: Vol. 33, No. 11, March 16, 2007

DEPARTMENT OF CORRECTIONS

RULE NO.: 33-103.019
RULE TITLE: Inmate Grievances – Forms

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to modify Form DC6-236, Inmate Request, to include a check box for requests to Mental Health.

SUMMARY: Form DC6-236, Inmate Request, is modified to include a check box for requests to Mental Health.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC 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 FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Perri King Dale, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-103.019 Inmate Grievances – Forms.

The following forms relevant to this chapter are hereby incorporated by reference. A copy of any of these forms is available from the Bureau of Inmate Grievance Appeals, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

(1) No change.

(2) Form DC6-236, Inmate Request, effective _____ 8-1-00.

(3) through (5) No change.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History—New 10-12-89, 4-10-95, 12-7-97, Formerly 33-29.018, Amended 8-1-00, 10-11-00, 2-9-05, 12-17-06,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Trisha Redd, Bureau Chief, Bureau of Policy Development

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Laura Bedard, Deputy Secretary
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 26, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 8, 2007

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.:	RULE TITLE:
40D-1.600	Permit Applications – General and Noticed General Permits

PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to revise Rule 40D-1.600, F.A.C., to state that a General Environmental Resource Permit with an associated proprietary authorization that is of heightened public concern must be approved by the Governing Board. The effect of this revision will allow the Governing Board an opportunity to gain an awareness of these projects and to provide staff with comment and direction prior to appearing before the Board of Trustees.

SUMMARY: General Environmental Resource Permits are issued by District staff, pursuant to authority delegated by the Governing Board. When a General Environmental Resource Permit involves activities on sovereign submerged lands a proprietary authorization is also required. District staff is authorized to issue the proprietary authorization except in certain cases prescribed by rule. One exception is for projects determined to be of heightened public concern according to subsection 18-21.005(4), F.A.C. A determination of heightened public concern is based on a project's potential effect on the environment or a project's controversial nature. When an application has been determined to be of heightened public concern, the decision to issue the proprietary authorization must be made by the Governor and Cabinet sitting as the Board of Trustees of the Internal Improvement Trust Fund (Board of Trustees). The proposed rule amendment revises Rule 40D-1.600, F.A.C., to state that a General Environmental

Resource Permit with an associated proprietary authorization that is of heightened public concern must be approved by the Governing Board. This revision will allow the Governing Board an opportunity to gain an awareness of these projects and to provide staff with comment and direction prior to appearing before the Board of Trustees.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.149, 373.171 FS.

LAW IMPLEMENTED: 373.118 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Karen E. West, Deputy General Counsel, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

THE FULL TEXT OF THE PROPOSED RULE IS:

40D-1.600 Permit Applications – General and Noticed General Permits.

(1) General Permits issued pursuant to Sections 373.118 and 373.414, F.S., under Chapters 40D-2, 40D-4, and 40D-40, F.A.C., are issued by staff except when the application is concurrently reviewed with an application for a proprietary authorization that is deemed to be of heightened public concern pursuant to subsection 18-21.0051(4), F.A.C., or denied in which case final action is taken by the Governing Board.

(2) No change.

Specific Authority 373.044, 373.113, 373.149, 373.171 FS. Law Implemented 373.118 FS. History--New 10-1-84, Amended 12-22-94, 7-2-98, 9-26-02,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Karen E. West, Deputy General Counsel, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Southwest Florida Water Management District Governing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 27, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 29, 2007

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: 40D-1.659
RULE TITLE: Forms and Instructions

PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to adopt a revised Water Well Contractor License Renewal Form to eliminate driver's license number and date of birth from the Form. The effect will be to retain confidentiality of personal information.

SUMMARY: Water well contractors are licensed by the Department of Environmental Protection and the water management districts. Water well contractors are required to renew their licenses every two years. License renewals occur during June/July of every odd-numbered year. As part of the District's new Water Management Information System (WMIS) initiative, all future applications for water well contractor licenses and renewal of licenses will be accessible to the public through WMIS. For this reason, changes to the existing license renewal form are necessary to remove certain information (driver's license number and date of birth) that should remain private. The well contractor license renewal form is further revised to include a certification of responsibility when acting as an agent for a property owner, thereby eliminating the need for a separate certification form. subsection 40D-1.659(2), F.A.C., is amended to reflect the date of adoption of the revised form.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.149, 373.171 FS.

LAW IMPLEMENTED: 373.116, 373.206, 373.207, 373.209, 373.216, 373.219, 373.229, 373.239, 373.306, 373.308, 373.309, 373.313, 373.323, 373.324, 373.339, 373.413, 373.414, 373.416, 373.419, 373.421 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Martha A. Moore, Senior Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

THE FULL TEXT OF THE PROPOSED RULE IS:

40D-1.659 Forms and Instructions.

The following forms and instructions have been approved by the Governing Board and are incorporated by reference into this chapter. Copies of these forms may be obtained from the District.

GROUND WATER

(1) No change.

(2) APPLICATION FOR RENEWAL OF A WATER WELL CONTRACTOR'S LICENSE FORM NO. ~~LEG-R.004.01 ()~~ ~~LEG-R004.00 (10/05)~~

(3) through (20) No change.

SURFACE WATER

Application for Permit – Used for Docks or Piers and Bulkheads

(1) through (14) No change.

Specific Authority 373.044, 373.113, 373.149, 373.171 FS. Law Implemented 373.116, 373.206, 373.207, 373.209, 373.216, 373.219, 373.229, 373.239, 373.306, 373.308, 373.309, 373.313, 373.323, 373.324, 373.339, 373.413, 373.414, 373.416, 373.419, 373.421 FS. History–New 12-31-74, Amended 10-24-76, Formerly 16J-0.40, 40D-1.901, Amended 12-22-94, 5-10-95, 10-19-95, 5-26-95, 7-23-96, 2-16-99, 7-12-99, 7-15-99, 12-2-99, 5-31-00, 10-26-00, 6-26-01, 11-4-01, 6-12-02, 8-25-02, 2-26-03, 9-14-03, 2-1-05, 6-5-05, 10-19-05, 2-6-07,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Martha A. Moore, Senior Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Southwest Florida Water Management District Governing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 24, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 29, 2007

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: 40D-1.659
 RULE TITLE: Forms and Instructions

PURPOSE AND EFFECT: The purpose of the rule amendment is to incorporate by reference revisions to the Environmental Resource Permit (ERP) Application, Form 547.27/ERP (2/05), that request information regarding applicants that are corporations, partnerships or trusts. The effect of the proposed revisions will help ensure that ERPs are issued to legal entities, in the correct name.

SUMMARY: Business entities such as corporations and partnerships are frequently applicants for Environmental Resource Permits (ERPs). Compliance difficulties can arise with permits issued to business entities if the permittee is not accurately identified. For example, a permit issued to an entity that is not properly incorporated, or in an incorrect name, may

not be enforceable. The revisions to the ERP Application, Form 542.27/ERP (2/05), request information on applicants who are corporations, partnerships or trusts. The requested information will ensure that ERPs are issued to legal entities, in the correct name. The amendment of Rule 40D-1.659, F.A.C., incorporates the revised form.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.149, 373.171 FS.

LAW IMPLEMENTED: 373.116, 373.206, 373.207, 373.209, 373.216, 373.219, 373.229, 373.239, 373.306, 373.308, 373.309, 373.313, 373.323, 373.324, 373.339, 373.413, 373.414, 373.416, 373.419, 373.421 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Karen E. West, Deputy General Counsel, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

THE FULL TEXT OF THE PROPOSED RULE IS:

40D-1.659 Forms and Instructions.

The following forms and instructions have been approved by the Governing Board and are incorporated by reference into this chapter. Copies of these forms may be obtained from the District.

GROUND WATER

(1) through (20) No change.

SURFACE WATER

Application for Permit – Used for Docks or Piers and Bulkheads

(1) JOINT APPLICATION FOR: ENVIRONMENTAL RESOURCE PERMIT/AUTHORIZATION TO USE STATE OWNED SUBMERGED LANDS/FEDERAL DREDGE AND FILL PERMIT

FORM 547.27 ERP (_____) ~~2/05~~

(2) through (14) No change.

Specific Authority 373.044, 373.113, 373.149, 373.171 FS. Law Implemented 373.116, 373.206, 373.207, 373.209, 373.216, 373.219, 373.229, 373.239, 373.306, 373.308, 373.309, 373.313, 373.323, 373.324, 373.339, 373.413, 373.414, 373.416, 373.419, 373.421 FS. History–New 12-31-74, Amended 10-24-76, Formerly 16J-0.40, 40D-1.901, 40D-1.1.901. Amended 12-22-94, 5-10-95, 10-19-95, 5-26-95, 7-23-96, 2-16-99, 7-12-99, 7-15-99, 12-2-99, 5-31-00, 9-3-00, 10-26-00, 6-26-01, 11-4-01, 6-12-02, 8-25-02, 2-26-03, 9-14-03, 9-30-04, 2-1-05, 6-5-05, 10-19-05, 2-6-07,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Karen E. West, Deputy General Counsel, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Southwest Florida Water Management District Governing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 27, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 29, 2007

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NOS.:	RULE TITLES:
40D-4.051	Exemptions
40D-4.091	Publications and Agreements Incorporated by Reference

PURPOSE AND EFFECT: The proposed amendments to Environmental Resource Permit (ERP) rules will exempt from permitting certain minor roadway safety-related activities pertaining to the construction of sidewalks, turn lanes, intersection improvements, road widening, shoulder paving and recreational trails located along roadways. The amendments will streamline the permitting process for minor roadway safety-related projects having no or minimal resource impacts.

SUMMARY: The proposed exemptions from ERP requirements are limited to certain specified safety-related roadway projects; provided such projects do not reduce the capacity of the existing surface water management system, are not located within wetlands or other surface waters and include best management practices for erosion and sedimentation control. The activities to be exempt are: sidewalks six feet or less in width constructed along roadways and which do not obstruct or impound surface waters; turnlanes less than 0.25 mile in length and other intersection improvements; road widening and shoulder paving projects which do not create additional traffic lanes; and recreational paths for nonmotorized vehicles located along roadways and limited to eight feet in width for unidirectional paths or 12 feet in width for bidirectional paths. Amendment of Environmental Resource Permitting Information Manual Part B, Basis of Review (BOR) Section 5.8 is also proposed to delete language that will be rendered unnecessary upon adoption of the proposed exemptions. Rule 40D-4.091, F.A.C., is amended to reference the adoption date of the proposed changes in the BOR and to correct the title of the document.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 373.044, 373.046, 373.113, 373.149, 373.171, 373.414(9) FS.

LAW IMPLEMENTED: 373.0361, 373.114, 373.171, 373.403, 373.406, 373.413, 373.414, 373.414(9), 373.416, 373.429, 373.441 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Martha A. Moore, Senior Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

THE FULL TEXT OF THE PROPOSED RULES IS:

40D-4.051 Exemptions.

The following activities are exempt from permitting under this chapter:

(1) through (11) No change.

(12) Minor Roadway Safety Projects. The construction of the following minor roadway safety projects, provided that the capacity of existing swales, ditches or other stormwater management systems is not reduced; the projects are not located within wetlands or other surface waters; and the projects include best management practices during construction to prevent secondary impacts in adjacent wetlands or other surface waters due to erosion and sedimentation:

(a) Sidewalks adjacent to new or existing roadways that have a width of six feet or less and do not obstruct or impound surface waters;

(b) Turnlanes less than 0.25 mile in length and other intersection improvements; and

(c) Road widening and shoulder paving projects which do not result in the creation of additional traffic lanes.

(13) Recreational Paths. Recreational paths adjacent to new or existing roadways, provided that the recreational paths are not located within wetlands or other surface waters; do not obstruct or impound surface waters; best management practices are used during construction to prevent secondary impacts in adjacent wetlands or other surface waters due to erosion or sedimentation; do not exceed eight feet in width for unidirectional paths and 12 feet in width for bidirectional paths; and do not allow motorized vehicles powered by internal combustion engines except for maintenance and emergency vehicles.

(14)(42) The performance of activities pursuant to the provisions of the exemptions described above does not relieve the person or persons who are using the exemption or who are

constructing or otherwise implementing the activity from meeting the permitting or performance requirements of other District rules.

Specific Authority 373.044, 373.113, 373.149, 373.171, 373.414(9) F.S. Law Implemented 373.406, 373.413, 373.414(9) FS. History—Readopted 10-5-74, Formerly 16J-4.05, Amended 10-1-84, 10-1-86, 3-1-88, 1-24-90, 10-3-95, 4-18-01, 5-17-01, 4-9-02, 2-19-04, 6-30-05,_____.

40D-4.091 Publications and Agreements Incorporated by Reference.

The following documents are hereby incorporated into this chapter and Chapters 40D-40 and 40D-400, F.A.C.:

(1) Environmental Resource Permitting Information Manual Part B, Basis of Review, ~~for~~ Environmental Resource Permit Applications within the Southwest Florida Water Management District, _____ ~~May 2, 2006~~. This document is available from the District upon request.

(2) through (5) No change.

Specific Authority 373.044, 373.046, 373.113, 373.171, 373.414 FS. Law Implemented 373.0361, 373.114, 373.171, 373.403, 373.413, 373.414, 373.416, 373.429, 373.441 FS. History—New 4-2-87, Amended 3-1-88, 9-11-88, 10-1-88, 4-1-91, 11-16-92, 1-30-94, 10-3-95, 12-26-95, 5-26-96, 7-23-96, 4-17-97, 4-12-98, 7-2-98, 12-3-98, 7-28-99, 8-3-00, 9-20-00, 6-12-01, 10-11-01, 2-27-02, 7-29-02, 3-26-03, 7-23-03, 8-3-03, 3-11-04, 6-7-04, 2-1-05, 6-30-05, 10-19-05, 2-8-06, 5-2-06,_____.

Environmental Resource Permitting Information Manual Part B, Basis of Review, Environmental Resource Permit Applications within the Southwest Florida Water Management District

5.8 Alterations to existing public roadway projects will be required to treat a volume equal to those specified in Section 5.2 and the contributing area according to the following options.

~~a. The following alterations will not require water quality treatment when the project involves:~~

~~1. Road widening and shoulder paving which do not create additional traffic lanes or displace existing treatment capacity and only discharge into Class III waters; the applicant must provide reasonable assurance that adequate erosion and turbidity control measures will be provided during construction.~~

~~2. Intersection improvements which do not result in a reduction in the treatment capacity of existing vegetated swales and which discharge only to Class III waters;~~

~~3. In-kind bridge replacements.~~

b. through d. renumbered a. through c. No change.

NAME OF PERSON ORIGINATING PROPOSED RULE: Martha A. Moore, Senior Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Southwest Florida Water Management District Governing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 27, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 29, 2007

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: 40D-4.091
 RULE TITLE: Publications and Agreements Incorporated by Reference

PURPOSE AND EFFECT: The purpose of the proposed amendment is to reference Chapter 62-345, F.A.C., which sets forth the Uniform Mitigation Assessment Method (UMAM). The proposed amendment also clarifies that for those projects for which the UMAM does not apply, the existing District rules for calculating wetland mitigation requirements continue to apply.

SUMMARY: The UMAM has been adopted statewide as the methodology for calculating mitigation requirements for projects which must offset adverse impacts to wetlands and other surface waters. The proposed amendments to the District's Environmental Resource Permitting Information Manual Part B, Basis of Review (BOR) Section 3.3.2 will reference the adopted UMAM rule and clarify that for those projects for which UMAM is not applicable, existing District rules for calculating mitigation requirements will continue to be applicable. The proposed amendment to Rule 40D-4.091, F.A.C., will reflect the date that the revision to the BOR is adopted and correct the title of the document.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 373.044, 373.046, 373.113, 373.171, 373.414 FS.

LAW IMPLEMENTED: 373.0361, 373.114, 373.171, 373.403, 373.413, 373.414, 373.416, 373.429, 373.441 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Martha A. Moore, Senior Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

THE FULL TEXT OF THE PROPOSED RULE IS:

40D-4.091 Publications and Agreements Incorporated by Reference.

The following documents are hereby incorporated into this chapter and Chapters 40D-40 and 40D-400, F.A.C.:

(1) Environmental Resource Permitting Information Manual Part B, Basis of Review, for Environmental Resource Permit Applications within the Southwest Florida Water Management District, _____ May 2, 2006. This document is available from the District upon request.

(2) through (5) No change.

Specific Authority 373.044, 373.046, 373.113, 373.171, 373.414 FS. Law Implemented 373.0361, 373.114, 373.171, 373.403, 373.413, 373.414, 373.416, 373.429, 373.441 FS. History--New 4-2-87, Amended 3-1-88, 9-11-88, 10-1-88, 4-1-91, 11-16-92, 1-30-94, 10-3-95, 12-26-95, 5-26-96, 7-23-96, 4-17-97, 4-12-98, 7-2-98, 12-3-98, 7-28-99, 8-3-00, 9-20-00, 6-12-01, 10-11-01, 2-27-02, 7-29-02, 3-26-03, 7-23-03, 8-3-03, 3-11-04, 6-7-04, 2-1-05, 6-30-05, 10-19-05, 2-8-06, 5-2-06, _____.

Environmental Resource Permitting Information Manual Part B, Basis of Review, Environmental Resource Permit Applications within the Southwest Florida Water Management District

3.3.2 Mitigation Ratio Guidelines

(a) Except as provided in Rule 62-345, F.A.C., subsections 3.3.2 through 3.3.2.3 are superceded by Rule 62-345, F.A.C.

(b) Subsections 3.3.2 through 3.3.2.2 establish ratios for the acreage of mitigation required compared to the acreage which is adversely impacted by regulated activities and are applicable as provided in Rule 62-345, F.A.C. Ranges of ratios are provided below for certain specific types of mitigation, including creation, restoration, enhancement and preservation. The difference between the ranges of ratios provided for mitigation types is based on the degree of improvement in ecological value expected from each type. Creation and restoration are assigned the lowest range of ratios as these activities, when successfully conducted, add new wetlands or other surface waters which provide the same or similar functions as the areas adversely impacted. The range of ratios established for enhancement is higher than that for creation and restoration, as the area being enhanced currently provides a degree of the desired functions, and this type of mitigation serves to increase, rather than create, those functions. Preservation differs from the other types of mitigation in that it does not serve to improve the existing ecological value of an area in the short term. However, preservation does provide benefits as it can ensure that the values of the preserved area are protected and maintained in the regulatory programs. Therefore, the range of ratios established for preservation is higher than those for other types of mitigation. These ratios are provided as guidelines for preliminary planning purposes only. The actual ratio needed to offset adverse impacts may be higher or lower based on a consideration of the factors listed in subsections 3.3.2.1 and 3.3.2.2. For example, in instances

where the proposed system results in only a small loss of ecological value in the impacted area, such as cases involving impacts to areas of low ecological value or cases where the proposed system results in a small reduction of ecological value of the impacted area, then the actual mitigation ratio would normally be in the lower end of or below the range. For other types of mitigation, ratios will be determined based upon the reduction in quality and relative value of the functions of the areas adversely impacted as compared to the expected improvement in quality and value of the functions of the mitigation area.

NAME OF PERSON ORIGINATING PROPOSED RULE: Martha A. Moore, Senior Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Southwest Florida Water Management District Governing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 24, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 29, 2007

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.:	RULE TITLE:
40D-4.091	Publications and Agreements Incorporated by Reference

PURPOSE AND EFFECT: The purpose of the proposed amendment is to repeal the 2000 agreement between the District and the Florida Department of Agriculture and Consumer Services (FDACS), entered into to facilitate the resolution of disputed claims under Section 373.406(2), Florida Statutes (F.S.). The effect will be the application of a new agreement entered into by the five water management districts and FDACS in compliance with Section 373.407, F.S., and which will replace this District's existing agreement with FDACS, proposed for repeal.

SUMMARY: In 2000 the District and the FDACS entered into an Agreement to facilitate the resolution of disputed claims under Section 373.406(2), F.S. In 2006, the Florida Legislature created Section 373.407, F.S., that requires FDACS and all the water management districts to enter into an agreement under which FDACS will conduct a nonbinding review of any existing or proposed activity to assist in a determination as to whether the activity qualifies for the exemption under Section 373.406(2), F.S. During the latter part of 2006 the five water management districts and FDACS negotiated an agreement that all parties agree complies with the requirements of Section 373.407, F.S. This new agreement will replace this District's existing agreement with FDACS, currently adopted by rule in Rule 40D-4.091, F.A.C. The proposed rule amendment repeals adoption of the 2000 agreement.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 373.044, 373.046, 373.113, 373.171, 373.414 FS.

LAW IMPLEMENTED: 373.0361, 373.114, 373.171, 373.403, 373.413, 373.414, 373.416, 373.429, 373.441 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Carrie N. Felice, Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

THE FULL TEXT OF THE PROPOSED RULE IS:

40D-4.091 Publications and Agreements Incorporated by Reference.

The following documents are hereby incorporated into this chapter and Chapters 40D-40 and 40D-400, F.A.C.:

(1) through (3) No change.

~~(4) Memorandum of Understanding Between the Southwest Florida Water Management District and the Florida Department of Agriculture and Consumer Services for the Non-Binding Review of Disputed Environmental Resource Permitting Exemption Claims Under Section 373.406(2), F.S., dated December 13, 2002. This document is available from the District upon request.~~

~~(4)(5) No change.~~

Specific Authority 373.044, 373.046, 373.113, 373.171, 373.414 FS. Law Implemented 373.0361, 373.114, 373.171, 373.403, 373.413, 373.414, 373.416, 373.429, 373.441 FS. History—New 4-2-87, Amended 3-1-88, 9-11-88, 10-1-88, 4-1-91, 11-16-92, 1-30-94, 10-3-95, 12-26-95, 5-26-96, 7-23-96, 4-17-97, 4-12-98, 7-2-98, 12-3-98, 7-28-99, 8-3-00, 9-20-00, 6-12-01, 10-11-01, 2-27-02, 7-29-02, 3-26-03, 7-23-03, 8-3-03, 3-11-04, 6-7-04, 2-1-05, 6-30-05, 10-19-05, 2-8-06, 5-2-06,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Carrie N. Felice, Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Southwest Florida Water Management District Governing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 27, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 29, 2007

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NO.: 40D-4.331 **RULE TITLE:** Modification of Permits

PURPOSE AND EFFECT: The purpose of the proposed rule amendments is to allow applications to extend the duration of an Environmental Resource Permit (ERP) to be made by letter. Rule amendments also clarify existing language.

SUMMARY: ERP rules currently allow permittees seeking certain minor modifications to their permits to apply by letter, provided the proposed modification does not: 1) substantially alter the permit authorization; 2) increase the authorized offsite discharge; 3) impact the environmental features of the project; 4) decrease the required retention/detention; 5) decrease the required flood control elevations for roads or buildings; 6) decrease pollution removal efficiency; or 7) renew or extend the permit duration. Letter modifications are processed without an application fee. Permittees seeking to extend their permit duration must submit a formal modification application and fee, and a determination must be made that any completed construction is in compliance with the current permit. The proposed rule amendments will allow applications to extend the duration of an ERP to be made by letter, and eliminate the requirement for a determination of construction compliance with the current permit. Rule amendments also eliminate use of the term “renewal” in favor of the term “extension” to avoid confusion.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.149, 373.171 FS.

LAW IMPLEMENTED: 373.413, 373.416(1), 373.429, 373.805 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Martha A. Moore, Senior Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

THE FULL TEXT OF THE PROPOSED RULE IS:

40D-4.331 Modification of Permits.

An application for modification of an Environmental Resource Permit shall be processed in accordance with this rule, unless the permit is revoked, suspended or expired.

(1) No change.

(2) Applications to modify a construction permit shall be made:

- (a) No change.
- (b) By letter, provided the requested modification does not:

- 1. through 4. No change.
- 5. Decrease the required flood control elevations for roads or buildings, or
- 6. Decrease pollution removal efficiency.
- ~~7. Renew or extend the existing permit duration.~~

(3) Applications for modifications of a site conditions assessment permit shall be made by formal application and reviewed using the same criteria as new applications:

- (a) through (b) No change.
- (c) For any ~~renewal~~ or extension of a current permit, or
- (d) No change.

(4) Application for permit modification to ~~renew or extend~~ the existing permit duration shall ~~occur by formal application and review, and such requests shall~~ be submitted no sooner than 180 days prior to the permit expiration date.

(a) A modification for construction permit extension ~~renewal~~ will be granted if it is reasonably assured by the applicant and determined that ~~any completed construction is in compliance with a currently valid permit, and~~ the proposed construction will be in compliance with the District's rules in effect at the time the application for modification to extend ~~renew~~ is filed.

(b) Applications for conceptual permit extension ~~renewal~~ and site conditions assessment permit ~~renewal~~ or extension must comply with the same criteria as new applications.

(c) Each modification to ~~renew or extend~~ can be granted for a duration as needed, up to five years for construction permits and site conditions assessment permits, and up to two years for conceptual permits.

Specific Authority 373.044, 373.113, 373.149, 373.171 FS. Law Implemented 373.413, 373.416(1), 373.429, 373.805 FS. History—Readopted 10-5-74, Formerly 16J-4.13, Amended 10-1-84, 3-1-88, 10-1-88, 6-29-93, 10-3-95, 7-23-96, 2-1-05, 2-6-07, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Martha A. Moore, Senior Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Southwest Florida Water Management District Governing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 24, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 29, 2007

WATER MANAGEMENT DISTRICTS

Southwest Florida Water Management District

RULE NOS.:	RULE TITLES:
40D-400.443	General Permit to the Florida Department of Transportation, Counties and Municipalities for Minor Bridge Alteration, Replacement, Maintenance and Operation
40D-400.447	General Permit to the Florida Department of Transportation, Counties and Municipalities for Minor Activities Within Existing Rights-of-Way or Easements

PURPOSE AND EFFECT: The purpose of the proposed amendments is to clarify when noticed general Environmental Resource Permits (ERPs) can be issued to state and local government agencies for minor activities associated with road bridges and for minor activities conducted within existing roadway rights-of-way or easements. The amendments make the rules more consistent with similar rules adopted by the Florida Department of Environmental Protection and other water management districts.

SUMMARY: Amendments are proposed to clarify what activities involving replacement, modification or maintenance of roadway bridges are appropriate for a noticed general permit. Rule 40D-400.443, F.A.C., is amended to provide that bridge replacements or modifications that involve changes in the configuration of the bridge or fill areas due to changes in materials, construction techniques or upgrades to meet current construction codes or safety standards will be authorized as noticed general permits. Rule 40D-400.447, F.A.C., amendments clarify that, for projects involving the extension of culverted crossings to accommodate roadway widening, the area from which material is excavated or to which material is deposited shall not exceed a total of 0.25 acre at any one culverted crossing.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.118 FS.

LAW IMPLEMENTED: 373.413, 373.416, 373.426 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Martha A. Moore, Senior Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

THE FULL TEXT OF THE PROPOSED RULE IS:

40D-400.443 General Permit to the Florida Department of Transportation, Counties and Municipalities for Minor Bridge Alteration, Replacement, Maintenance and Operation.

(1) A general permit is hereby granted to the Florida Department of Transportation, Counties and Municipalities to conduct the activities described below:

(a) The replacement, ~~or~~ modification or maintenance of bridges and approaches where the combined total of dredging and filling, both temporary and permanent, in wetlands and other surface waters does not exceed 0.5 acre.

(b) No change.

(2)(a) through (c) No change.

(d) all fill placed in wetlands other than fill ~~at~~ on which a bridge or approach described in paragraph (1)(a) is constructed, shall be regraded to the original wetland elevations and these filled wetland areas revegetated with native wetland species endemic to adjoining, undisturbed wetlands, within seven days of completion of construction. Within "Clear Zones" as described in Chapter Three, Roadside Design Manual, American Association of State Highway and Transportation Officials, dated October 1988, revegetation shall be with native herbaceous species endemic to adjoining undisturbed wetlands. These wetland areas shall be maintained and planted as necessary, to ensure that satisfactory revegetation occurs. For the purposes of this general permit, "satisfactory revegetation" means that the herbaceous wetlands, and forested wetlands within clear zones that are disturbed by fill shall have achieved not less than 33 percent cover of planted or naturally reestablished herbaceous wetland species within 18 months of completion of construction, and the forested wetlands other than the forested wetlands in clear zones that are disturbed by fill shall achieve a survival rate of not less than 400 wetland trees per acre within 18 months of completion of construction, and a maintenance plan must be developed and implemented to ensure the survival of the planted or naturally reestablishing wetland species. Within the revegetated wetland areas, non-native vegetation must be controlled such that it does not constitute more than 10 percent of the area cover in any stratum at any time for the five-year period following the initial planting or restoration of the site;

(e) through (k) No change.

(l) this general permit authorized dredging and filling for the replacement, ~~or~~ modification or maintenance of a bridge and approaches for a specific crossing of a wetland or other surface water. Replacement of a bridge or modification of a bridge that includes changes in the configuration of the bridge or fill areas due to changes in materials, construction techniques or for purposes of meeting current construction codes or safety standards are authorized under this Permit. Any connecting road expansion or alteration associated with such replacement or modification must be authorized by a separate

general or individual permit under chapter 40D-4 or 40D-40, or 40D-400, F.A.C., as applicable, before the start of construction; and

(m) No change.

Specific Authority 373.044, 373.113, 373.118 FS. Law Implemented 373.413, 373.416, 373.426 FS. History--New 10-3-95, Amended 2-19-04,_____.

40D-400.447 General Permit to the Florida Department of Transportation, Counties and Municipalities for Minor Activities Within Existing Rights-of-Way or Easements.

(1) A general permit is hereby granted to the Florida Department of Transportation, Counties and Municipalities to conduct the activities described below:

(a) The extension of existing culverts and crossing approaches to accommodate widening of the roadway where excavation or deposition of material shall not exceed 1000 cubic yards in wetlands and other surface waters and the area from which material is excavated or to which material is deposited shall not exceed a total of 0.25 acres at any one culverted crossing location ~~(project site)~~. The 1000 cubic yardage limitation shall be separately applied to excavation and deposition of material.

(b) through (f) No change.

(2) through (3) No change.

Specific Authority 373.044, 373.113, 373.118 FS. Law Implemented 373.413, 373.416, 373.426 FS. History--New 10-3-95, Amended_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Martha A, Moore, Senior Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Southwest Florida Water Management District Governing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 27, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 29, 2007

DEPARTMENT OF MANAGEMENT SERVICES

Personnel Management System

RULE NOS.:	RULE TITLES:
60L-35.001	Scope and Purpose
60L-35.002	Definitions
60L-35.003	Minimum Requirements
60L-35.004	Career Service
60L-35.005	Selected Exempt Service
60L-35.006	Senior Management Service

PURPOSE AND EFFECT: To establish minimum requirements and procedures for evaluating the performance of Career Service, Selected Exempt Service and Senior Management Service employees pursuant to Sections 110.224, 110.403 and 110.603, Florida Statutes.

SUMMARY: The rules outline the policies and procedures for employing agencies to use when assessing the performance of employees in the Career Service, Selected Exempt Service and Senior Management Service.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 110.1055, 110.224(3), 110.403(1), 110.605(3) FS.

LAW IMPLEMENTED: 110.1055, 110.224, 110.403(1)(b), 110.605(1)(b) 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: Tuesday, July 31, 2007, 10:00 a.m.

PLACE: Department of Management Services, Room 101, 4050 Esplanade Way, Tallahassee, Florida 32399-0950

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: see below. 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 RULES IS: Kimberly Kemp, Human Resource Consultant, Division of Human Resource Management, 4050 Esplanade Way, Tallahassee, Florida 32399-0950

THE FULL TEXT OF THE PROPOSED RULES IS:

60L-35.001 Scope and Purpose.

This chapter sets forth the rules governing the Performance Management System, which is the basis for reviewing and evaluating the job performance of employees in the state's Career Service, Selected Exempt Service, and Senior Management Service. The Performance Management System enables employees to receive feedback concerning performance of assigned duties and responsibilities. It informs them of their strengths and areas of needed improvement in job performance, identifies current and future training needs, and

provides documentation for awarding discretionary merit increases, and lump sum bonuses in accordance with Section 110.1245(2), Florida Statutes.

Specific Authority 110.1055, 110.224(3), 110.403, 110.605 FS. Law Implemented 110.1245(2)(b)5., 110.224 FS. History--New _____.

60L-35.002 Definitions.

For the purpose of administering this chapter, the following definitions shall apply:

(1) Agency Designated Evaluation Date – The date selected by an agency which begins the 60-day period within which all annual evaluations shall be conducted.

(2) Evaluation Period – The period of time covered by the performance plan, not to exceed one year.

(3) Overall Rating – The average of the individual ratings for each performance expectation reviewed that shall indicate the employee's level of performance for the evaluation period. In calculating this average, all digits four or more places to the right of the decimal shall be dropped.

(4) Performance Evaluation – An oral and written assessment of an employee's performance of assigned duties and responsibilities as reflected in the employee's performance expectations and documented on a performance evaluation form.

(5) Performance Expectation – A statement that describes satisfactory performance of a specific duty or responsibility as listed in the position description and the core missions of the agency.

(6) Performance Plan – An oral and written notification prepared by the rater in conjunction with the employee that identifies the performance expectations by which the employee will be evaluated at the end of the designated evaluation period.

(7) Rater – The employee's current immediate supervisor or a designated managerial employee who has knowledge of the employee's duties, responsibilities and job performance.

Specific Authority 110.1055, 110.224(3) FS. Law Implemented 110.1245(2)(b)5., 110.224 FS. History--New _____.

60L-35.003 Minimum Requirements.

(1) The rater shall conduct a performance planning session with the employee to identify the performance expectations by which an employee shall be evaluated and to review the performance expectations and rating scale. The rater shall also provide an opportunity for employee feedback regarding what is expected in the position. A performance plan shall be signed by the rater and the employee, indicating that the performance expectations have been discussed. A copy of the signed performance plan shall be made available to the employee. In the event an employee refuses to sign the performance plan, the rater shall make a signed and dated notation on the plan that the employee refused to sign.

(2) The rater shall manage performance by:

(a) Conducting written and oral performance evaluations of his/her employees at least annually. Such evaluations must be completed within sixty (60) calendar days following the agency designated evaluation date

(b) Providing employees with coaching and meaningful feedback regarding job performance throughout the evaluation period.

(c) Informing the employee orally and in writing, of performance deficiencies or areas where improvement is needed.

(3) At a minimum, a written performance evaluation shall include:

(a) A rating of the employee’s job performance during the evaluation period for each performance expectation identified in the performance plan. The performance expectations shall be measured using the following scale:

PERFORMANCE MANAGEMENT SYSTEM RATING SCALE

<u>RATING</u>	<u>numeric scale</u>	<u>definition and examples</u>
<u>Exceptional</u>	<u>5</u>	<u>Employee consistently exceeds the performance expectation(s) of the position. For example: The employee requires little or no supervision from management in accomplishing his/her tasks and seeks opportunities to enhance the organization. The employee possesses highly advanced job knowledge. The employee is relied upon to solve complex problems and applies creativity and innovative approaches in formulating solutions.</u>
<u>Above Expectations</u>	<u>4</u>	<u>Employee consistently meets and often exceeds the performance expectation(s) of the position. For example: The employee requires minimal supervision from management in accomplishing his/her tasks. The employee possesses a thorough knowledge of the job, and often solves or assists in solving complex problems.</u>
<u>Meets Expectations</u>	<u>3</u>	<u>Employee consistently meets and may occasionally exceed the performance expectation(s) of the position. For example: The employee requires moderate supervision from management in accomplishing his/her tasks. The employee possesses sufficient knowledge and/or initiative to execute his/her duties and responsibilities.</u>
<u>Below Expectations</u>	<u>2</u>	<u>Employee exhibits inconsistent job performance, but has the capacity to improve to meet the performance expectation(s) of the position. For example: At times the employee requires close supervision where he/she should be operating on his/her own. The employee sometimes lacks the initiative, and/or job knowledge to execute his/her duties and responsibilities.</u>

<u>Unacceptable</u>	<u>1</u>	<u>Employee consistently fails to meet the designated performance expectation(s). For example: the employee requires close supervision and his/her work requires continual correction. The employee’s job knowledge is insufficient to meet daily requirements.</u>
<u>N</u>	<u>None given</u>	<u>No longer applicable or unable to determine.</u>

(b) Comments relating to the employee’s job performance for each performance expectation rating of “Exceptional” and “Above Expectations”.

(c) Comments relating to the employee’s job performance for each performance expectation rating of “Below Expectations” and “Unacceptable”, as well as prescribed developmental activities and corrective action(s) for areas where improvement is required.

(d) An overall rating of the employee’s job performance during the evaluation period.

(e) At the agency’s discretion, performance plans and evaluations may be reviewed by a higher level authority. Completed performance plans and evaluations shall not be changed by a higher level authority.

(4) Employees with an overall rating of either “Below Expectations” or “Unacceptable” shall be considered to have not met their performance expectations for the position during that evaluation period.

(5) Employees who do not receive a performance evaluation within sixty (60) calendar days following the agency designated evaluation date shall be considered to have met their performance expectations as documented on their performance plan, and will receive a rating of “Meets Expectations” for each performance expectation and for the overall rating.

(6) A description of training and educational opportunities for the employee may be included as part of the performance planning/evaluation process. Training opportunities may include those available under Sections 110.1099 and 110.235, F.S.

(7) The performance evaluation shall be signed by the rater and the employee. The signature of the employee shall indicate only that the employee’s job performance has been discussed with the employee and does not imply that the employee agrees or disagrees with the rater’s assessment of his/her performance. The employee may attach written comments to the performance evaluation form in response to the evaluation. In the event an employee refuses to sign the performance evaluation, the rater shall make a signed and dated notation on the evaluation that the employee refused to sign.

(8) A performance evaluation is considered to be complete when it has been discussed with the employee and the employee has signed or refused to sign the evaluation. The evaluation shall then be included in the employee's personnel file, and a copy shall be made available to the employee.

(9) Agencies may develop additional internal performance evaluation policies that comply with this performance management rule. These policies may include:

(a) Provisions for conducting performance evaluations more frequently than designated in the rule.

(b) Instructions regarding when supervisors should take documented corrective action needed to improve an employee's performance level, and when to take further action in accordance with Rule 60L-36.005, F.A.C.

(10) An agency may use forms developed by the Department of Management Services or forms developed by their agency to evaluate and document their employee's performance.

Specific Authority 110.1055, 110.224(3) FS. Law Implemented 110.1245(2)(b), 110.224 FS. History—New _____.

60L-35.004 Career Service.

(1) Agencies shall comply with this performance management rule when reviewing and evaluating the performance of Career Service employees.

(2) Upon original appointment, promotion, demotion, or reassignment to a position with different job duties or responsibilities, and at the beginning of each evaluation period, the rater shall conduct a performance planning session with the employee.

(3) Career Service employees in probationary status shall have a performance evaluation completed within thirty (30) calendar days prior to the end of the probationary period provided that, if the probationary period is extended pursuant to agency policy, the extension shall be noted on the evaluation form and the employee shall have another performance evaluation completed within thirty (30) calendar days prior to the end of the extended probationary period.

Specific Authority 110.1055, 110.224(3) FS. Law Implemented 110.1245(2)(b), 110.224 FS. History—New _____.

60L-35.005 Selected Exempt Service.

(1) Agencies shall comply with this performance management rule when reviewing and evaluating the performance of Selected Exempt Service employees covered by collective bargaining agreements.

(a) Upon original appointment and at the beginning of each evaluation period, the rater shall conduct a performance planning session with the employee.

(b) Agencies may also incorporate any elements that the agency head deems appropriate for evaluating performance in relationship to the requirements of the position filled by the employee, so long as such elements do not conflict with this rule.

(2) Agencies shall develop their own respective performance management system for reviewing and evaluating the performance of all other Selected Exempt Service employees. Such agency performance management system shall incorporate performance expectations that, at a minimum, address the following:

(a) The efficiency, productivity and effectiveness of the individual employee; and

(b) The efficiency, productivity and effectiveness of the organizational unit(s) under the employee's direction, if applicable.

(3) An agency head may propose for Department approval an alternative performance management system for Selected Exempt Service employees. Provided, however, that performance plans developed for Selected Exempt Service employees who are covered by a collective bargaining agreement shall incorporate performance expectations that, at a minimum, address the following:

(a) The efficiency, productivity and effectiveness of the individual employee; and

(b) The efficiency, productivity and effectiveness of the organizational unit(s) under the employee's direction if applicable.

Specific Authority 110.1055, 110.605 FS. Law Implemented 110.1245(2)(b), 110.605 FS. History—New _____.

60L-35.006 Senior Management Service.

(1) Agencies shall comply with this performance management rule when reviewing and evaluating the performance of Senior Management Service employees.

(a) Upon original appointment and at the beginning of each evaluation period, the rater shall conduct a performance planning session with the employee.

(b) The performance plan of Senior Management Service employees shall incorporate performance expectations that, at a minimum, address the following:

1. The efficiency, productivity and effectiveness of the individual employee; and

2. The efficiency, productivity and effectiveness of the organizational unit(s) under the employee's direction.

(c) Agencies may also incorporate any elements that the agency head deems appropriate for evaluating performance in relationship to the requirements of the position filled by the employee, so long as such elements do not conflict with this rule.

(2) An agency head may propose for Department approval an alternative performance management system for Senior Management Service employees. Such agency systems shall incorporate, at a minimum, performance expectations that address the following:

(a) The efficiency, productivity and effectiveness of the individual employee; and

(b) The efficiency, productivity and effectiveness of the organizational unit(s) under the employee's direction.

Specific Authority 110.1055, 110.1099(5), 110.201, 110.224(3), 110.403, 110.605 FS. Law Implemented 110.1245(2)(b)5., 110.224, 110.227 FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Sharon D. Larson, Director, Human Resource Management, Department of Management Services

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: David Faulkenberry, Deputy Secretary, Department of Management Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: May 30, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 8, 2007

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

RULE NO.: 61G1-21.003
RULE TITLE: Continuing Education – Approval of Subjects and Providers

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to incorporate the updated Interior Design Continuing Education Handbook and related forms.

SUMMARY: The updated Interior Design Continuing Education handbook and related forms will be incorporated into the rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 481.215(5) FS.

LAW IMPLEMENTED: 481.215(5) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Juanita Chastain, Executive Director, Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G1-21.003 Continuing Education – Approval of Subjects and Providers.

The approval of continuing education courses and providers is covered in-depth by the Board's publication "Interior Design Continuing Education Handbook Instructions, Applications and General Information for Interior Design Continuing Education Providers and Courses" (2007) (~~1996~~) which is hereby incorporated by reference, effective _____, a copy of which may be obtained by the Board office. The "Interior Design Continuing Education Handbook" contains three forms for use with the handbook. The applicant shall submit the applicable form. (DBPR ID 4002/Revised 6/07), Interior Design Continuing Education Provider and Course Application, (DBPR ID 4002-Part A/Revised 6/07), Interior Design Education Course Evaluation Summary Form, or (DBPR ID 4002 – Part B/Revised 6/07), Provider Course Evaluation Summary Form, which are hereby incorporated by reference, effective _____, copies of which may be obtained by the Board office.

Specific Authority 481.215(5) FS. Law Implemented 481.215(5) FS. History--New 11-29-90, Formerly 21B-21.003, Amended 9-14-93, 6-22-95, 10-8-96,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Architecture and Interior Design

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Architecture and Interior Design

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 12, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 25, 2006

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Architecture and Interior Design

RULE NO.: 61G1-24.002
RULE TITLE: Continuing Education Approval of Subjects and Providers

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to incorporate the updated Architecture Continuing Education Handbook and related forms.

SUMMARY: The updated Architecture Continuing Education handbook and related forms will be incorporated into the rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 481.215(5) FS.
 LAW IMPLEMENTED: 481.215(5) FS.
 IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Juanita Chastain, Executive Director, Board of Architecture and Interior Design, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G1-24.002 Continuing Education Approval of Subjects and Providers.
 The approval of continuing education courses and providerships is covered in-depth by the Board's publication "Architecture Continuing Education Handbook Instructions, Applications and General Information for Architecture Continuing Education Providers and Courses & Forms" (2007) (1999) which is hereby incorporated by reference, effective _____, ~~1-11-00~~, a copy of which may be obtained by the Board office. The "Architecture Continuing Education Handbook" contains three ~~four~~ forms for use with the booklet. The applicant shall submit the applicable form, (DBPR AID 4003/Revised 6/07), (~~BPR/BOAID/AR/CE/APPLICATION/Revised 11/99~~), Architecture Continuing Education Provider/Course Program Application, (DBPR AID 4003-Part A/Revised 6/07), (~~BPR/BOAID/AR/CE/COURSE/SUMMARY/Revised 11/99~~), Architecture Continuing Education Course Evaluation Summary Form, or (DBPR AID 4003 - Part B/Revised 6/07), (~~BPR/BOAID/AR/CE/PROVIDERS/SUMMARY/Revised 11/99~~), Provider Course Evaluation Summary Form, (~~BPR/BOAID/AR/CE/CHECKLIST/Revised 11/99~~), ~~Checklist for Architecture Continuing Education Provider and Program~~, which are hereby incorporated by reference, effective _____, ~~1-11-00~~, copies of which may be obtained from the Board office.

Specific Authority 481.215(5) FS. Law Implemented 481.215(5) FS. History--New 1-17-96, Amended 10-8-96, 1-11-00, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Architecture and Interior Design
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Architecture and Interior Design
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 12, 2007
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 25, 2006

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: 61G4-15.033
 RULE TITLE: Certification of Marine Specialty Contractors

PURPOSE AND EFFECT: The Board proposes to promulgate the rule in order to create a marine specialty contractor.

SUMMARY: A marine specialty contractor will be created with the promulgation of the rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 455.213, 489.108, 489.113(6) FS.
 LAW IMPLEMENTED: 489.105(3)(q), 489.113(6) FS.
 IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN THE FAW.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: G. W. Harrell, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

THE FULL TEXT OF THE PROPOSED RULE IS:

61G4-15.033 Certification of Marine Specialty Contractors.

(1) Scope of Rule. The purpose of this rule is to provide for the certification of marine contractors.

(2) Definition. A marine contractor is a specialty contractor qualified and certified by the board to perform any work involving the construction, repair, alteration, extension and excavation for fixed docks, floating docks, boathouses, mooring devices, mooring fields, seawalls, bulkheads, piers, wharfs, boatlifts, boat ramps, revetments, cofferdams, wave attenuators, dune crossovers and other marine structures and activities, such as pile driving, framing, concrete, masonry, dredge and fill, and wood shingle, wood shakes, or asphalt or fiberglass shingle roofing on a new structure of his or her own construction. Nothing in this rule shall be deemed to restrict or limit in any manner the scope of work authorized by law of other contractor classification.

(3) Certified Marine Contractors must maintain applicable workers' compensation and general liability insurance as required by state and federal law, including but not limited to the provisions of the Longshoremen's and Harbor Worker's Compensation Act, and the Jones Act.

(4) Other certification procedures and fees for certified marine specialty contractors shall be the same as those provided for the certification of other contractors as defined and set forth in Sections 489.109, 489.111, 489.113, 489.114, 489.115, and 489.116 F.S., and related rules.

Specific Authority 455.213, 489.108, 489.113(6) FS. Law Implemented 489.105(3)(q), 489.113(6) FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Construction Industry Licensing Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Construction Industry Licensing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 13, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 27, 2007

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NOS.: RULE TITLES:
61J1-4.001 Education Requirements
61J1-4.003 Continuing Education

PURPOSE AND EFFECT: The Florida Real Estate Appraisal Board is amending Rules 61J1-4.001 and 61J1-4.003, F.A.C. to revise the required coursework for trainee appraisers and for all registered, licensed and certified appraisers.

SUMMARY: In Rules 61J1-4.001 and 61J1-4.003, F.A.C. the required coursework for trainee appraisers and for all registered, licensed and certified appraisers is revised.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 475.614 FS.

LAW IMPLEMENTED: 475.613, 475.615, 475.618, 475.617, 475.628 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Thomas O’Bryant, Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

THE FULL TEXT OF THE PROPOSED RULES IS:

61J1-4.001 Education Requirements.

(1) through (4) No change.

(5) Board approved pre-registration courses for trainee appraisers must include the following subject matter:

(a) through (m) No change.

(n) Effective January 1, 2008, Board approved pre-registration courses for trainee appraisers must include a minimum of three (3) hours of instruction and cover the following topics ~~coverage~~ regarding the roles and rules of supervisor and trainee appraisers:-

1. The definitions of direct supervision, registered trainee appraiser, supervisory appraiser, training and work file pursuant to Section 475.611, Florida Statutes.

2. Review of Chapter 475 Part II, Florida Statutes sections regarding the postlicensure education requirement for a registered trainee appraiser, displaying and disclosure of licensure, certification or registration, employment of and by registered trainee real estate appraiser, supervision and training of registered trainee appraisers, and retention of records.

3. Review of Chapter 61J1, Florida Administrative Code sections regarding postlicensing education for registered trainee appraisers, supervision of registered trainee appraisers, displaying and disclosure of registration, licensure or certification designation and advertising.

4. Review of applicable sections of the Uniform Standards of Professional Appraisal Practice and Advisory Opinions including signature and security of signature, competency rule, Standard Rule 2-3, Standards Rule 3-3 and Advisory Opinion 5, the Assistance in the preparation of an appraisal.

(6) Board approved pre-certification courses for certified residential appraisers must include the following subject matter:

(a) through (o) No change.

(p) Effective January 1, 2008, Board approved pre-certification courses for certified residential appraisers must include a minimum of three (3) hours of instruction and cover the following topics ~~coverage~~ regarding the roles and rules of supervisor and trainee appraisers:-

1. The definitions of direct supervision, registered trainee appraiser, supervisory appraiser, training and work file pursuant to Section 475.611, Florida Statutes.

2. Review of Chapter 475 Part II, Florida Statutes, sections regarding the postlicensure education requirement for a registered trainee appraiser, displaying and disclosure of licensure, certification or registration, employment of and by registered trainee real estate appraiser, supervision and training of registered trainee appraisers, and retention of records.

3. Review of Chapter 61J1, Florida Administrative Code, sections regarding postlicensing education for registered trainee appraisers, supervision of registered trainee appraisers, displaying and disclosure of registration, licensure or certification designation and advertising.

4. Review of applicable sections of the Uniform Standards of Professional Appraisal Practice and Advisory Opinions including signature and security of signature, competency rule, Standard Rule 2-3, Standards Rule 3-3 and Advisory Opinion 5, the Assistance in the preparation of an appraisal.

(7) Board approved pre-certification courses for certified general appraisers must include the following subject matter:

(a) through (f) No change.

(g) Effective January 1, 2008, Board approved pre-certification courses for certified general appraisers must include a minimum of three (3) hours of instruction and cover the following topics coverage regarding the roles and rules of supervisor and trainee appraisers:-

1. The definitions of direct supervision, registered trainee appraiser, supervisory appraiser, training and work file pursuant to Section 475.611, Florida Statutes.

2. Review of Chapter 475 Part II, Florida Statutes, sections regarding the postlicensure education requirement for a registered trainee appraiser, displaying and disclosure of licensure, certification or registration, employment of and by registered trainee real estate appraiser, supervision and training of registered trainee appraisers, and retention of records.

3. Review of Chapter 61J1, Florida Administrative Code, sections regarding postlicensing education for registered trainee appraisers, supervision of registered trainee appraisers, displaying and disclosure of registration, licensure or certification designation and advertising.

4. Review of applicable sections of the Uniform Standards of Professional Appraisal Practice and Advisory Opinions including signature and security of signature, competency rule, Standard Rule 2-3, Standards Rule 3-3 and Advisory Opinion 5, the Assistance in the preparation of an appraisal.

(8) through (14) No change.

Specific Authority 475.614 FS. Law Implemented 475.613, 475.615, 475.617 FS. History–New 10-15-91, Formerly 21VV-4.001, Amended 1-9-94, 3-10-98, 9-6-98, 10-10-99, 5-25-04, 5-15-05, 1-17-06, 2-6-07,_____.

61J1-4.003 Continuing Education.

(1) All registered, licensed and certified appraisers must satisfactorily complete a minimum of 30 hours of 50 minutes each of appraiser continuing education as prescribed or approved by the Florida Real Estate Appraisal Board, without duplication of material, during each renewal period as defined in Rule 61J1-2.002, F.A.C. The 30 hours shall include the 7-hour National USPAP update course or its equivalent and shall be taught by an AQB certified USPAP instructor, without significant duplication of material, as defined in Section 475.611(1)(p), F.S. A minimum of 3 hours shall be dedicated to a review and update of the Florida Real Estate Appraisal Law and Board Rules, and provide an introduction to other state and federal laws affecting real estate appraisals. As of December 1,

2006, the minimum 30 hours of continuing education shall contain at least three (3) hours reviewing and updating the roles and rules of supervisor and trainee appraisers.

1. The definitions of direct supervision, registered trainee appraiser, supervisory appraiser, training and work file pursuant to Section 475.611, Florida Statutes.

2. Review of Chapter 475 Part II, Florida Statutes, sections regarding the postlicensure education requirement for a registered trainee appraiser, displaying and disclosure of licensure, certification or registration, employment of and by registered trainee real estate appraiser, supervision and training of registered trainee appraisers, and retention of records.

3. Review of Chapter 61J1, Florida Administrative Code, sections regarding postlicensing education for registered trainee appraisers, supervision of registered trainee appraisers, displaying and disclosure of registration, licensure or certification designation and advertising.

4. Review of applicable sections of the Uniform Standards of Professional Appraisal Practice and Advisory Opinions including signature and security of signature, competency rule, Standard Rule 2-3, Standards Rule 3-3 and Advisory Opinion 5, the Assistance in the preparation of an appraisal.

A registered, licensed or certified appraiser is not required to complete the 30 hours of continuing education as a condition for initial registration, licensure or certification renewal if the time between the effective date on the initial registration, license or certificate and the beginning of the initial registration, licensure or certificate renewal is less than 6 months. Registered appraisers who comply with the Post Licensure requirements and Florida laws and rule update, as set forth in Rule 61J1-4.009, F.A.C., are not required to complete any additional continuing education for that renewal cycle.

(2) through (6) No change.

(7) A registrant, licensee, or certificate holder, including a Board member, may earn five (5) classroom hours by attending an entire meeting where the Board considers disciplinary cases, for a maximum of ~~seven (7)~~ ~~ten (10)~~ of the required thirty (30) hours; provided that, the individual is not appearing as a party to a disciplinary action and notifies the Division of Real Estate, Education Section, of the intent to attend at least seven (7) days prior to the meeting.

(8) No change.

Specific Authority 475.614 FS. Law Implemented 475.613, 475.618, 475.628 FS. History–New 10-15-91, Amended 4-21-92, 6-7-92, Formerly 21VV-4.003, Amended 11-3-94, 9-5-96, 4-6-98, 9-6-98, 9-14-00, 10-22-01, 3-31-02, 5-25-04, 5-15-05, 1-8-06, 12-4-06, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
 Florida Real Estate Appraisal Board
 NAME OF SUPERVISOR OR PERSON WHO APPROVED
 THE PROPOSED RULE: Florida Real Estate Appraisal Board
 DATE PROPOSED RULE APPROVED BY AGENCY
 HEAD: June 4, 2007
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT
 PUBLISHED IN FAW: April 20, 2007

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF JUVENILE JUSTICE

Residential Services

RULE NOS.:	RULE TITLES:
63E-7.006	Quality of Life and youth Grievance Process
63E-7.007	Youth Hygiene and Dress Code
63E-7.008	Facility and Food Services
63E-7.009	Behavior Management

PURPOSE AND EFFECT: The rule establishes requirements for the administration and operation of state operated and contracted residential commitment programs for juvenile offenders.

SUMMARY: The rule governs various conditions of confinement, including quality of life, youth grievances, visitation, mail and telephone access, hygiene, food services and behavior management.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 985.64, 985.601, 20.316 FS.

LAW IMPLEMENTED: 985.601, 985.03(44), 985.441 FS.

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

DATE AND TIME: Friday, July 27, 2007, 10:00 a.m.

PLACE: DJJ Headquarters, 2737 Centerview Dr., General Counsel's Conference Room 312, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Lydia Monroe, 2737 Centerview Dr., Ste. 312, Tallahassee, FL 32399-3100, e-mail: lydia.monroe@djj.state.fl.us

THE FULL TEXT OF THE PROPOSED RULES IS:

63E-7.006 Quality of Life and Youth Grievance Process.

(1) A residential commitment program shall establish the expectation that staff will treat youth with dignity and respect, and the program shall provide a positive quality of life for its youth by providing, at a minimum, the following:

(a) Shelter;

(b) Safety and security;

(c) Clothing;

(d) Food;

(e) Access to the Department of Children and Families' central abuse hotline addressed in Chapter 39, F.S., or if the youth is 18 years or older, the department's Central Communications Center that serves as the department's incident reporting hotline;

(f) Healthcare;

(g) Mental health and substance abuse services;

(h) Educational and prevocational or vocational services;

(i) Opportunities for recreation and large muscle exercise;

(k) Opportunities for expression of religious beliefs;

(l) Visitation;

(m) Access to incoming mail and opportunities to send outgoing mail; and

(n) Telephone access.

(2) A residential commitment program shall establish a visitation schedule that is readily available to persons interested in visiting youth. However, to facilitate family reunification, the program shall consider requests for alternate visitation arrangements from a youth's parent, legal guardian or grandparent unless such contact is specifically prohibited by a court order, against the youth's wishes, or poses a safety or security threat. Additionally, the program shall accommodate visitation by the youth's attorney of record, JPO and clergy.

(3) A residential commitment program shall provide opportunities for youth to send and receive mail and shall facilitate correspondence that fosters the youth's reunification with his or her family unless specifically prohibited by court order, a family member is the youth's victim, or it is determined not to be in the best interest of the youth. The program shall not allow the youth to directly correspond with his or her victim except through an apology letter whose content is approved by the program director or designee and sent to the youth's JPO to forward to the victim only if he or she expresses a willingness to receive it.

(4) A residential commitment program shall provide opportunities for youth to receive incoming emergency telephone calls from family members or his or her legal guardian and calls from the youth's JPO and attorney of record. The program shall allow each youth to make outgoing calls to the JPO and attorney of record. A written procedure that fosters family reunification and community reintegration shall specify youths' access to incoming calls from and outgoing calls to family and other persons.

(5) A residential commitment program shall establish written procedures specifying the process for youth to grieve actions of program staff and conditions or circumstances in the program related to the violation or denial of basic rights. These procedures shall establish each youth's right to grieve and ensure that all youth are treated fairly, respectfully, without discrimination, and that their rights are protected.

(a) The procedures shall address each of the following phases of the youth grievance process, specifying timeframes that promote timely feedback to youth and rectification of situations or conditions when grievances are determined to be valid or justified.

1. Informal phase wherein the youth attempts to resolve the complaint or condition with staff on duty at the time of the grieved situation;

2. Formal phase wherein the youth submits a written grievance that requires a written response from a supervisory staff person; and

3. Appeal phase wherein the youth may appeal the outcome of the formal phase to the program director or designee.

(b) Program staff shall be trained on the program's youth grievance process and procedures.

(c) Program staff shall explain the grievance process to youth during their program orientation and shall post the written procedures throughout the facility for easy access by youth.

(d) Program staff shall ensure that a youth requesting to file a grievance be given necessary forms and accompanying instructions and shall assist the youth in filing the grievance if needed.

(e) The program shall maintain documentation on each youth grievance and its outcome for at least one year.

Specific Authority 985.64, 985.601(3)(a), 20.316 FS. Law Implemented 985.601(3)(a), 985.03(44), 985.441(1)(b) FS. History--New _____.

63E-7.007 Youth Hygiene and Dress Code.

(1) A residential commitment program shall establish expectations for youth to engage in personal hygiene activities. At a minimum, the program shall allow time on the schedule for youth to:

(a) Practice dental hygiene twice daily;

(b) Bathe or shower and wash hair daily unless medically contraindicated;

(c) Style or comb their hair daily;

(d) Shave daily, if males, and twice weekly, if females, unless medically contraindicated; and

(e) Clean and trim their fingernails.

(2) Residential commitment program staff shall provide hygiene instruction and assistance to youth when necessary and shall accommodate the need for:

(a) Females to use the restroom or bathe more frequently during their menstrual cycles; and

(b) Youth to bathe more frequently when engaging in strenuous outdoor exercise or work projects during hot weather, if the program's schedule permits.

(3) A residential commitment program shall provide each youth with individual hygiene supplies to include, at a minimum, the following:

(a) Toothbrush and toothpaste;

(b) Soap;

(c) Shampoo;

(d) Combs or brushes;

(e) Shaving supplies;

(f) Body lotion; and

(g) Feminine hygiene supplies for females.

(4) Pursuant to Rules 64E-12.007 (6-18-87) and 64E-12.008 (6-18-87), F.A.C., a residential commitment program shall provide clean clothing, bedding and towels that are in good condition or repair, as well as storage space for hygiene supplies or toiletries.

(5) A residential commitment program shall establish and enforce a dress code for youth.

(a) The dress code shall be written to:

1. Promote a neat and well groomed appearance;

2. Foster pride in appearance;

3. Deter the transfer of attire or symbols associated with negative subcultures, such as gangs, into the program;

4. Promote safety and hygiene; and

5. Assist in differentiating youth from staff.

(b) The dress code shall require the program to provide youth with:

1. Clean, comfortable and modest attire that is in good repair, fits properly, is suitable for the climate, and does not compromise safety; and

2. At a minimum, clean underwear daily, four changes of clothes weekly, shoes, and sleeping attire.

(c) The dress code for youth shall:

1. Require youth to wear clothing as designed, such as pants or shorts pulled up and properly fastened so underwear is not revealed;

2. Prohibit attire with any messages, markings or designs that are gang-related, drug or alcohol-related, profane or vulgar;

3. Prohibit youth from going barefoot except when bathing, in their rooms resting or sleeping, or under other circumstances deemed warranted by program staff, such as during water related activities;

4. Prohibit jewelry except for a medical alert bracelet, or if authorized by the program, a watch;

5. Specify acceptable and prohibited hair styles in order to:

a. Promote a neat appearance, safety and hygiene, and

b. Prohibit lettering, gang signs, numbering or designs cut, dyed, painted or placed in the hair or on the scalp; and

6. Require males to maintain a clean-shaven appearance unless a medical exemption necessitates trimming facial hair with scissors or clippers rather than shaving.

Specific Authority 985.64, 985.601(3)(a), 20.316 FS. Law Implemented 985.601(3)(a), 985.03(44), 985.441(1)(b) FS. History—New _____.

63E-7.008 Facility and Food Services.

(1) A residential commitment program shall maintain its facility and grounds pursuant to the following provisions of the Florida Administrative Code:

(a) Water supply: Rule 64E-12.003, F.A.C., (8-7-96);

(b) Housing: Rule 64E-12.005, F.A.C. (8-7-96);

(c) Insect and Rodent Control: Rule 64E-12.006, F.A.C. (8-7-96);

(d) Laundry: Rule 64E-12.008, F.A.C. (6-18-87);

(e) Poisonous or Toxic Substances: Rule 64E-12.009, F.A.C. (6-18-87);

(f) Garbage and Rubbish: Rule 64E-12.010, F.A.C. (8-7-96); and

(g) Recreational Areas: subsections 64E-12.011(1)-(2), F.A.C. (8-7-96).

(2) A residential commitment program shall ensure that disposal of biohazardous waste is in accordance with Occupational Safety and Health Administration (OSHA) Standard 29 CFR 1910.1030. The program shall not allow youth to clean, handle, or dispose of any other person's biohazardous material, bodily fluids or human waste.

(3) A residential commitment program shall develop a site-specific plan addressing exposure to bloodborne pathogens.

(4) A residential commitment program shall pass annual inspections that address compliance with state health, sanitation and food service standards.

(5) A residential commitment program shall establish and implement cleaning schedules, a pest control system, a garbage removal system, and a facility maintenance system. At a minimum, the facility maintenance system shall include maintenance schedules and timely repairs based on visual and manual inspections of the facility structure, grounds and equipment.

(6) The siting of any new facility or structure for the purpose of operating a residential commitment program shall be in accordance with the following:

(a) Local zoning codes and ordinances per Section 125.01, F.S.;

(b) Provisions as specified in Rule Titles 62 and 17, F.A.C. pertaining to new construction and site development;

(c) Florida Building Code and Florida Fire Prevention Code pursuant to Section 125.56, F.S.;

(d) Office of State Fire Marshall requirements for new construction pursuant to Section 633.01, F.S.;

(e) Provisions as outlined in Section 985.03(44), F.S., based on the restrictiveness level of the program; and

(f) Additional minimum requirements to include:

1. Sleeping quarters.

a. 35 square feet unencumbered space, defined as usable space that is not encumbered by furnishings or fixtures, per youth in the sleeping quarters, with at least one dimension of the unencumbered space no less than seven feet;

b. One partition for every four youth in shared sleeping areas; and

c. A bed, mattress, pillow, desk, chair or stool, and personal storage space for every youth.

2. 35 square feet per youth for dayroom and multi-purpose room activities;

3. 50 square feet outdoor recreational space per youth;

4. 56.25 square feet per youth for rooms used for educational purposes, with a classroom size based on a maximum of 16 youth;

5. Natural and artificial light to accommodate daily activities of the program;

6. Temperatures in indoor living and work areas for summer and winter comfort zones;

7. Space to accommodate dining, individual counseling, group meetings and other activities involving youth and staff that are integral to the program design; and

8. A closed circuit television system that includes but is not limited to, a color digital recording device. The digital video recorder (DVR) must be capable of a minimum of 30 days recorded event storage within the hard drive, have a minimum setting of eight frames per second, have a minimum of 16 camera inputs, and be capable of remote viewing. All equipment must be surge protected and have a universal surge protector backup and be connected to an emergency power supply.

(7) Any facility, building or structure newly leased for the purpose of operating a residential commitment program or any facility or structure whose usage is being changed to house a residential commitment program shall be in accordance with paragraphs 63E-7.008(6)(a), 7.008(6)(c), and 7.008(6)(e)-(f), F.A.C. Additionally, newly leased facilities shall be in accordance with the Office of State Fire Marshall requirements for leased space as specified in Section 633.01, F.S.

(8) A residential commitment program shall not make any renovations or modifications to a facility owned by the department, including exterior features such as lighting, fencing and the sally port, without written permission from the department.

(9) A residential commitment program operated by the state or by a non-profit entity shall comply with all guidelines and maintain documentation as required by the USDA National School Lunch and School Breakfast Program.

(10) A residential commitment program shall provide each youth with at least three nutritionally balanced meals per day and shall:

(a) Serve at least two of the meals hot;

(b) Consider food flavor, texture, temperature, appearance and palatability when preparing and serving food;

(c) Provide youth special diets when prescribed for health reasons or when dictated by religious beliefs; and

(d) Not withhold food as a disciplinary measure.

(11) A residential commitment program that is a food service establishment or is included in a food service establishment as defined in Chapter 381, F.S., shall provide food services pursuant to Chapter 64E-11, Florida Administrative Code (F.A.C.):

(a) General: Rule 64E-11.001, F.A.C. (8-28-96).

(b) Definitions: Rule 64E-11.002, F.A.C. (7-14-03).

(c) Food Supplies: Rule 64E-11.003, F.A.C. (7-14-03).

(d) Food Protection: Rule 64E-11.004, F.A.C. (7-14-03).

(e) Personnel: Rule 64E-11.005, F.A.C. (7-14-03).

(f) Food Equipment and Utensils: Rule 64E-11.006, F.A.C. (7-14-03).

(g) Sanitary Facilities and Control: Rule 64E-11.007, F.A.C. (7-14-03).

(h) Other Facilities and Operations: Rule 64E-11.008, F.A.C. (3-15-98).

(j) Temporary Food Service Events: Rule 64E-11.009, F.A.C. (3-15-98).

(k) Procedure When Infection Is Suspected: Rule 64E-11.011, F.A.C. (2-21-91).

(l) Manager Certification: Rule 64E-11.012, F.A.C. (7-14-03).

(m) Certificates and Fees: Rule 64E-11.013, F.A.C. (7-14-03).

(12) A private home that serves as a residential commitment placement, such as a family home, shall provide food services pursuant to Rule 64E-12.004, F.A.C.

Specific Authority 985.64, 985.601(3)(a), 20.316 FS. Law Implemented 985.601(3)(a), 985.03(44), 985.441(1)(b) FS. History—New _____.

63E-7.009 Behavior Management.

(1) Consistent with its treatment approach, a residential commitment program shall establish a behavior management system, utilizing evidence-based techniques, that is responsive to the unique characteristics of the program's population. Only someone with training or experience in behavior management techniques or systems shall develop or modify a program's behavior management system. A program's behavior

management system shall foster accountability for behavior and compliance with the residential community's rules and expectations.

(2) A residential commitment program's behavior management system shall be described in writing and designed to:

(a) Maintain order and security;

(b) Promote safety, respect, fairness, and protection of rights within the residential community;

(c) Provide constructive discipline and a system of positive and negative consequences to encourage youth to meet expectations for behavior;

(d) Provide opportunities for positive reinforcement and recognition for accomplishments and positive behaviors;

(e) Promote socially acceptable means for youth to meet their needs;

(f) Include a process whereby:

1. Staff explain to the youth the reason for any sanction imposed;

2. The youth is given an opportunity to explain his or her behavior; and

3. Staff and the youth discuss the behavior's impact on others, reasonable reparations for harm caused to others, and alternative acceptable behaviors;

(g) Promote dialogue and peaceful conflict resolution;

(h) Minimize separation of youth from the general population; and

(j) Complement the performance planning process.

(3) A residential commitment program's behavior management system shall not:

(a) Be used solely to increase a youth's length of stay;

(b) Be used to deny a youth basic rights or services to include regular meals, clothing, sleep, physical or mental health services, educational services, exercise, correspondence, and contact with his or her parents or legal guardian, attorney of record, JPO, or clergy;

(c) Promote the use of group discipline;

(d) Allow youth to sanction other youth; or

(e) Include disciplinary confinement wherein a youth is isolated in a locked room as discipline for misbehavior.

(4) Consistent with the following provisions, a residential commitment program may use room restriction for major infractions as part of its behavior management system, temporarily restricting the youth's participation in routine activities by requiring the youth to remain in his or her sleeping quarters:

(a) Room restriction shall not be used for a youth who is out of control or a suicide risk.

(b) A supervisor shall give prior approval for each use of room restriction.

(c) Room restriction shall not exceed four hours and the door to the room shall remain open to facilitate staff supervision.

(d) Staff shall engage, or attempt to engage, the youth in productive interactions at least every thirty minutes while on room restriction status.

(e) The program shall not deny a youth basic services, such as regular meals and physical or mental health services.

(f) Program staff shall use strategies, such as conflict resolution and constructive dialogue, to facilitate the youth's reintegration into the general population when released from room restriction.

(g) For each use of room restriction, the program shall document the following:

1. A description of the behavior that resulted in room restriction;

2. The date and time room restriction was implemented;

3. The name of the staff person who recommended the use of room restriction and the name of the approving supervisor;

4. The name of the staff person removing the youth from room restriction;

5. The date and time of removal and a description of the youth's behavior and attitude upon removal; and

6. Follow-up actions taken or attempted to help re-integrate the youth back into the general population when released from room restriction.

(5) A moderate-risk, high-risk, or maximum-risk residential commitment program with a bed capacity of 50 beds or more may establish a behavior management unit to deal with a youth's misbehavior when less restrictive interventions have proven ineffective or are deemed unreasonable for the circumstances. For purposes of this rule, a behavior management unit is a designated living area within the facility that enables the program to separate from the general population those youth whose inappropriate behavior significantly disrupts the program's residential community, endangers the safety of staff and other youth, or threatens major destruction of property. The behavior management unit may be secure with locking exit doors, but shall not be comprised of secure rooms wherein youth are kept in lock-down status.

(a) If a youth is assessed and it is determined that he or she is not a danger to self and there are no identified mental health, physical health or other contraindicating factors, a supervisor may approve placing a youth in the behavior management unit as a result of one or more of the following serious behavioral problems:

1. Physically assaulting another youth or staff member;

2. Leading, directing, or inciting other youth to riot or escape;

3. Attempting to escape (or escaped and is returned to the program);

4. Inflicting major property destruction; and

5. Repeatedly violating rules of the program.

(b) A behavior management unit's bed capacity shall not exceed 15.

(c) The staff-to-youth ratio in a behavior management unit shall be at least that provided in the general population and sufficient to operate the unit safely and securely. Staff assigned to the unit shall have specialty training in behavior management and behavior modification techniques.

(d) Sleeping rooms for youth shall have a minimum of 35 square feet of unencumbered space and shall meet the following specifications:

1. Solid core hardwood or metal door with a shatter-resistant observation window;

2. Vents not easily accessible from the toilet, sink or bed that are covered with small mesh or a metal plate (holes no larger than 3/16 inch) with no edges exposed;

3. A security-rated, fire-retardant plastic mattress suitable for use on the floor or a suicide-resistant bed;

4. Recessed light fixtures covered with shatter-resistant material or alternative lighting reviewed and approved by the department;

5. Shatter-resistant windows or, if glass windows that are not shatter resistant, covered with security-rated screens or other materials that prevent access to the glass;

6. No electrical outlets; and

7. Electrical switches located outside the sleeping rooms or covered and secured if located inside the rooms.

(e) Staff shall explain to the youth the reasons for placement in the behavior management unit and discuss with the youth consequences of repetition of the maladaptive behavior, alternative acceptable behaviors, harm caused to others as a result of the maladaptive behavior and possible reparations.

(f) Staff shall advise the youth of criteria for release from the behavior management unit, including achievement of short-term goals established by the treatment team to address maladaptive behaviors.

(g) At a minimum, the program shall provide youth with the following while they are placed in the behavior management unit:

1. Regular meals;

2. Clean clothing and linen;

3. Personal hygiene;

4. Educational services and other treatment activities associated with attainment of short-term goals for release from the unit;

5. At least one hour of large muscle physical exercise daily; and

6. Telephone, correspondence, and visitation contact with the attorney of record, JPO, clergy and parents or guardian.

(h) Reviews.

1. The youth's treatment team shall review the case within 72 hours of the youth being placed in a behavior management unit. If the treatment team decides to continue the youth's placement in the unit, the team shall develop short-term goals to assist the youth with accountability for behavior and changing or controlling maladaptive behaviors. The youth shall be present when the treatment team meets and given an opportunity to give input.

2. If the youth remains in the behavior management unit for 14 days, the treatment team shall review the youth's progress in attaining the short-term goals and determine whether the youth is to be released or placement continued.

3. Every 72 hours that the youth remains in the behavior management unit after the 14-day review, the treatment team shall review the youth's progress and recommend continued placement or release. At this stage, continued placement requires approval of the program director or his or her designee.

4. If possible, the youth shall participate in all treatment team reviews, but if not, a representative of the treatment team shall discuss review findings with the youth.

(j) The program shall release a youth from the behavior management unit at any time it is determined that continued placement would be detrimental to the youth's well being or at the discretion of the program director or his or her designee.

(k) Mechanical restraints may be used in the behavior management unit only as a last resort and any use shall be pursuant to Rule 63H-1.005, F.A.C., and documented pursuant to Rule 63H-1.007, F.A.C.

(l) A program with a behavior management unit shall establish a system of documentation and record maintenance to include, at a minimum, the following:

1. Ongoing log of placements, including the name of each youth placed, date of placement, date of release, and the name of the approving supervisor;

2. Documentation of treatment team meetings and reviews while the youth is in the behavior management unit, including initial short-term goals and any subsequent modifications, review date and signatures of participants, description of the youth's progress, and recommendations; and

3. Documentation of the program director's or his or her designee's approval of a recommendation for continued placement resulting from any 72-hour review conducted after the youth's 14th day in the unit.

(6) A residential commitment program shall provide training on implementation of its behavior management system to staff and other service providers having direct contact with youth in the program.

Specific Authority 985.64, 985.601(3)(a), 20.316 FS. Law Implemented 985.601(3)(a), 985.03(44), 985.441(1)(b) FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Joan Wimmer, DJJ Residential Services Policy Development & Planning Coordinator

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rex Uberman, DJJ Assistant Secretary for Residential Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 25, 2007

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NOS.:	RULE TITLES:
64E-2.007	Vehicle Permits
64E-2.008	Emergency Medical Technician
64E-2.009	Paramedic
64E-2.0094	Voluntary Inactive Certification
64E-2.036	Training Programs

PURPOSE AND EFFECT: Currently, Section 401.23(5), F.S. includes the term water vehicle in the definition of ambulance. The rule change for Rule 64E-2007, F.A.C. clarifies the definition of water vehicles and outlines the reasons that they are not transport vehicles or advanced life support transport vehicles.

Currently, Emergency Medical Technicians and Paramedics have to submit separate applications to the Department in order to take the examination. The amended rule will combine the Emergency Medical Technician application for examination and the Paramedic application for examination into one application. Revisions have been made to facilitate online applications. Online applications will streamline the application process and allow these individuals to obtain their approvals in a more efficient manner.

The application for approval of an Emergency Medical Services Training Program has been revised to correct grammatical errors and allow for the standardization with the National Standard Curricula.

SUMMARY: The amended rule offers clarification to the term "water vehicle" as it relates to vehicle permits. The amended rule includes reference to current forms with revision dates.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 381.0011, 381.0034, 381.0035, 401.23, 401.27, 401.2715, 401.35 FS.

LAW IMPLEMENTED: 381.001, 381.0205, 401.23, 401.24, 401.25, 401.251, 401.26, 401.27, 401.2715, 401.30, 401.31, 401.34, 401.35, 401.41, 401.411, 401.414 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: July 31, 2007, 2:00 p.m. and ending no later than 4:00 p.m. if deemed necessary

PLACE: Florida Department of Health, 4025 Esplanade Way, Room 301, Tallahassee, FL 32311

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: Alexander Macy, 4052 Bald Cypress Way, Bin C-18, Tallahassee, FL 32399, Alexander_Macy@doh.state.fl.us, (850)245-4440, ext. 2735 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 RULES IS: Lisa Walker, Government Analyst, 4052 Bald Cypress Way, Bin C-18, Tallahassee, FL 32399, Lisa_Walker2@doh.state.fl.us, (850)245-4440 ext. 2733, fax: (850)488-9408

THE FULL TEXT OF THE PROPOSED RULES IS:

64E-2.007 Vehicle Permits.

(1) through (4) No change.

(5) For purposes of Section 401.26(1), F.S.:

(a) Water vehicles with a total capacity of two persons or less are neither transport vehicles nor advanced life support transport vehicles.

(b) Water vehicles with a total capacity of three or more persons are neither transport vehicles nor advanced life support transport vehicles, if:

1. Staffed and equipped per the Licensee Medical Director's protocols consistent with the certification requirements of Chapter 401, F.S.; and

2. Reported to the Bureau with sufficient information to identify the water vehicle and to document compliance with (b)1. Such report shall be updated with each license renewal.

(c) A transport vehicle or advanced life support transport vehicle that has explicit staffing, equipment and permitting requirements under statute and other rules of the department cannot fall under paragraph (a) or (b).

Specific Authority 381.0011, 401.23, 401.26, 401.35 FS. Law Implemented 381.001, 381.0205, 401.23, 401.24, 401.25, 401.251, 401.26, 401.27, 401.30, 401.31, 401.34, 401.35, 401.41, 401.411, 401.414 FS. History--New 11-29-82, Amended 4-26-84, 3-11-85, Formerly 10D-66.53, Amended 4-12-88, 12-10-92, 11-30-93, 1-26-97. Formerly 10D-66.053, Amended 1-3-99, 12-18-06,_____.

64E-2.008 Emergency Medical Technician.

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

(b) apply for and pass Florida EMT certification examination on DH Form 1583, August 05 ~~April 05~~, Application for Examination for Emergency Medical Technicians (EMT) & Paramedic Initial Certification Application which is incorporated by reference and available from the department, as defined by subsection 64E-2.001(8), F.A.C., and

(c) through (2)(a) No change.

(b) Successfully pass the EMT certification examination during the current certification cycle; and complete 2 hours of HIV AIDS refresher training, in accordance with Section 381.0034, F.S.; and maintain a current CPR BLS card for the professional rescuer. Prior to taking the examination, a candidate shall submit DH Form 1583, August 05 ~~April 05~~, Application for Examination for Emergency Medical Technicians (EMT) & Paramedic Initial Certification Application to the department so as to be received by the department in accordance with the published examination application deadlines which may be obtained by contacting the department, as defined by subsection 64E-2.001(8), F.A.C., and pay the required fees.

Specific Authority 381.0011, 381.0034, 381.0035, 401.23, 401.27, 401.35 FS. Law Implemented 381.001, 401.23, 401.27, 401.34, 401.41, 401.35, 401.411, 401.414 FS. History--New 11-29-82, Amended 4-26-84, 3-11-85, Formerly 10D-66.56, Amended 11-2-86, 4-12-88, 8-3-88, 12-10-92, 11-30-93, 12-10-95, 1-26-97. Formerly 10D-66.056, Amended 8-4-98, 1-3-99, 9-3-00, 4-15-01, 6-3-02, 11-03-02, 10-24-05, 1-11-06, 1-23-07,_____.

64E-2.009 Paramedic.

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

(b) apply for and pass Florida paramedic certification examination in accordance with the published examination application deadlines located on the department's website on DH Form 1583, August 05, Application for Examination for Emergency Medical Technician (EMT) & Paramedic Certification DH Form 1977, April 05, Paramedics Initial Certification Application which is incorporated by reference in Rule 64E-2.008, F.A.C.; and

(c) through (2)(a) No change.

(b) Successfully pass the paramedic certification examination during the current certification cycle; complete 2 hours of HIV AIDS refresher training in accordance with Section 381.0034, F.S.; and also maintain a current ACLS card. Prior to taking the examination, a candidate shall submit DH Form 1583, August 05, Application for Examination for Emergency Medical Technician (EMT) & Paramedic Certification DH Form 1977, April 05, Paramedics Initial Certification Application to the department so as to be received by the department in accordance with the published examination application deadlines located on the department's website, and pay the required fees.

Specific Authority 381.0011, 381.0034, 381.0035, 401.27, 401.35 FS. Law Implemented 381.001, 401.23, 401.27, 401.34, 401.35, 401.41, 401.411, 401.414 FS. History—New 11-29-82, Amended 4-26-84, 3-11-85, Formerly 10D-66.57, Amended 4-12-88, 8-3-88, 12-10-92, 11-30-93, 12-10-95, 1-26-97, Formerly 10D-66.057, Amended 8-4-98, 1-3-99, 9-3-00, 4-15-01, 6-3-02, 11-03-02, 10-24-05, 1-23-07,_____.

64E-2.0094 Voluntary Inactive Certification.

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

2. DH Form 1583, August 07 ~~April 05~~, August 05, Application for Examination for Emergency Medical Technician (EMT) & Paramedic Certification ~~Emergency Medical Technicians Initial Certification Application~~, which is incorporated by reference in Rule 64E-2.008, F.A.C.

Specific Authority 401.27, 401.35 FS. Law Implemented 401.27, 401.34, 401.35 FS. History—New 8-4-98, Amended 1-3-99, 9-3-00, 4-21-02, 6-3-02, 11-3-02, 10-24-05, 1-23-07,_____.

64E-2.036 Training Programs.

(1) through (1)(d) No change.

(2) To be approved as an EMT Training Program, an entity shall submit a completed DH Form 1698, August 07 ~~October 05~~, Application for Approval of an Emergency Medical Services (EMS) Technician ~~Basic (EMT-B)~~ Training Program, which is incorporated by reference and available from the department.

(3) To be approved as a Paramedic Training Program, an entity shall submit a completed DH Form 1698, August 07 ~~October 05~~, Application for Approval of an Emergency Medical Services (EMS) Technician-Paramedic (EMT-P) Training Program, which is incorporated by reference and available from the department.

Specific Authority 401.27, 401.2715 FS. Law Implemented 401.27, 401.2715 FS. History—New 9-3-00, Amended 4-15-01, 4-21-02, 11-3-02, 12-18-06,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Lisa M. Walker

NAME OF SUPERVISOR OR PERSON WHO APPROVED

THE PROPOSED RULE: John C. Bixler

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: June 26, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAW: April 27, 2007

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.: RULE TITLE:

690-142.200 Military Sales Practices

PURPOSE AND EFFECT: The purpose of this rule is to set forth standards to protect active duty service members of the United States Armed Forces from dishonest and predatory insurance sales practices by declaring certain identified practices to be false, misleading, deceptive or unfair.

SUMMARY: The rule provides definitions and declares specified acts and practices to constitute violations of Sections 626.9541 and 626.9551, Florida Statutes.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.

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.

SPECIFIC AUTHORITY: 624.308(1), 626.9541(1), 626.6911 FS.

LAW IMPLEMENTED: 624.307(1), 626.951, 626.9521, 626.9541(1), 626.9611 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: August 2, 2007, 9:30 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: Sam Binnun, Office of Insurance Regulation, E-mail sam.binnun@fldfs.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: Sam Binnun, Office of Insurance Regulation, E-mail sam.binnun@fldfs.com

THE FULL TEXT OF THE PROPOSED RULE IS:

690-142.200 Military Sales Practices.

(1) The purpose of this regulation is to set forth standards to protect active duty service members of the United States Armed Forces from dishonest and predatory insurance sales practices by declaring certain identified practices to be false, misleading, deceptive or unfair.

(2) Scope – This regulation shall apply only to the solicitation or sale of any life insurance or annuity product by an insurer to an active duty service member of the United States Armed Forces.

(3) Exemptions – This regulation shall not apply to solicitations or sales involving:

(a) Credit insurance;

(b) Group life insurance or group annuities where there is no in-person, face-to-face solicitation of individuals by an insurance producer or where the contract or certificate does not include a side fund;

(c) An application to the existing insurer that issued the existing policy or contract when a contractual change or a conversion privilege is being exercised; or, when the existing policy or contract is being replaced by the same insurer pursuant to a program filed with and approved by the commissioner; or, when a term conversion privilege is exercised among corporate affiliates;

(d) Individual stand-alone health policies, including disability income policies;

(e) Contracts offered by Servicemembers' Group Life Insurance (SGLI) or Veterans' Group Life Insurance (VGLI), as authorized by 38 U.S.C. Section 1965 et seq.;

(f) Life insurance contracts offered through or by a non-profit military association, qualifying under Section 501(c)(23) of the Internal Revenue Code (IRC), and which are not underwritten by an insurer; or

(g) Contracts used to fund:

1. An employee pension or welfare benefit plan that is covered by the Employee Retirement and Income Security Act (ERISA);

2. A plan described by Sections 401(a), 401(k), 403(b), 408(k) or 408(p) of the IRC, as amended, if established or maintained by an employer;

3. A government or church plan defined in Section 414 of the IRC, a government or church welfare benefit plan, or a deferred compensation plan of a state or local government or tax exempt organization under Section 457 of the IRC;

4. A nonqualified deferred compensation arrangement established or maintained by an employer or plan sponsor;

5. Settlements of or assumptions of liabilities associated with personal injury litigation or any dispute or claim resolution process; or

6. Prearranged funeral contracts.

(h) Nothing herein shall be construed to abrogate the ability of nonprofit organizations (and/or other organizations) to educate members of the United States Armed Forces in accordance with Department of Defense DoD Instruction 1344.07 – PERSONAL COMMERCIAL SOLICITATION ON DOD INSTALLATIONS or successor directive.

(i) For purposes of this regulation, general advertisements, direct mail and internet marketing shall not constitute "solicitation." Telephone marketing shall not constitute "solicitation" provided the caller explicitly and conspicuously discloses that the product concerned is life insurance and makes no statements that avoid a clear and unequivocal statement that life insurance is the subject matter of the solicitation. Provided however, nothing in this subsection shall be construed to exempt an insurer from this regulation in any in-person, face-to-face meeting established as a result of the "solicitation" exemptions identified in this subsection.

(4) Definitions.

(a) "Active Duty" means full-time duty in the active military service of the United States and includes members of the reserve component (National Guard and Reserve) while serving under published orders for active duty or full-time training or in a drill status in the National Guard or United States Armed Forces Reserve.

(b) "Department of Defense (DoD) Personnel" means all active duty service members and all civilian employees, including nonappropriated fund employees and special government employees, of the Department of Defense.

(c) "Door to Door" means a solicitation or sales method whereby an insurance producer proceeds randomly or selectively from household to household without prior specific appointment.

(d) "General Advertisement" means an advertisement having as its sole purpose the promotion of the reader's or viewer's interest in the concept of insurance, or the promotion of the insurer or the insurance producer.

(e) "Insurer" means an insurance company required to be licensed under the laws of this state to provide life insurance products, including annuities.

(f) "Insurance producer" means a person required to be licensed under the laws of this state to sell, solicit or negotiate life insurance, including annuities.

(g) "Known" or "Knowingly" means, depending on its use herein, the insurance producer or insurer had actual awareness, or in the exercise of ordinary care should have known, at the time of the act or practice complained of, that the person solicited is a service member.

(h) "Life Insurance" means insurance coverage on human lives including benefits of endowment and annuities, and may include benefits in the event of death or dismemberment by accident and benefits for disability income and unless otherwise specifically excluded, includes individually issued annuities.

(i) "Military Installation" means any federally owned, leased, or operated base, reservation, post, camp, building, or other facility to which service members are assigned for duty, including barracks, transient housing, and family quarters.

(j) "MyPay" is a Defense Finance and Accounting Service (DFAS) web-based system that enables service members to process certain discretionary pay transactions or provide updates to personal information data elements without using paper forms.

(k) "Service Member" means any active duty officer (commissioned and warrant) or enlisted member of the United States Armed Forces.

(l) "Side Fund" means a fund or reserve that is part of or otherwise attached to a life insurance policy (excluding individually issued annuities) by rider, endorsement or other mechanism which accumulates premium or deposits with interest or by other means. The term does not include:

1. Accumulated value or cash value or secondary guarantees provided by a universal life policy;

2. Cash values provided by a whole life policy which are subject to standard nonforfeiture law for life insurance; or

3. A premium deposit fund which:

a. Contains only premiums paid in advance which accumulate at interest;

b. Imposes no penalty for withdrawal;

c. Does not permit funding beyond future required premiums;

d. Is not marketed or intended as an investment; and

e. Does not carry a commission, either paid or calculated.

(m) "Specific Appointment" means a prearranged appointment agreed upon by both parties and definite as to place and time.

(n) "United States Armed Forces" means all components of the Army, Navy, Air Force, Marine Corps, and Coast Guard.

(5) The following acts or practices when committed on a military installation by an insurer with respect to the in-person, face-to-face solicitation of life insurance are declared to be unfair or deceptive acts or practices by Section 626.9541 or 626.9551, F.S.

(a) Knowingly soliciting the purchase of any life insurance product "door to door" or without first establishing a specific appointment for each meeting with the prospective purchaser.

(b) Soliciting service members in a group or "mass" audience or in a "captive" audience where attendance is not voluntary.

(c) Knowingly making appointments with or soliciting service members during their normally scheduled duty hours.

(d) Making appointments with or soliciting service members in barracks, day rooms, unit areas, or transient personnel housing or other areas where the installation commander has prohibited solicitation.

(e) Soliciting the sale of life insurance without first obtaining permission from the installation commander or the commander's designee.

(f) Posting unauthorized bulletins, notices or advertisements.

(g) Failing to present DD Form 2885, Personal Commercial Solicitation Evaluation, to service members solicited or encouraging service members solicited not to complete or submit a DD Form 2885.

(h) Knowingly accepting an application for life insurance or issuing a policy of life insurance on the life of an enlisted member of the United States Armed Forces without first obtaining for the insurer's files a completed copy of any required form which confirms that the applicant has received counseling or fulfilled any other similar requirement for the sale of life insurance established by regulations, directives or rules of the DoD or any branch of the Armed Forces.

(i) Using DoD personnel, directly or indirectly, as a representative or agent in any official or business capacity with or without compensation with respect to the solicitation or sale of life insurance to service members.

(j) Using an insurance producer to participate in any United States Armed Forces sponsored education or orientation program.

(6) The following acts or practices by an insurer constitute corrupt practices, improper influences or inducements and are declared to be unfair or deceptive acts or practices prohibited by Section 626.9541, F.S. or Section 626.9551, F.S., regardless of location:

(a) Submitting, processing or assisting in the submission or processing of any allotment form or similar device used by the United States Armed Forces to direct a service member's pay to a third party for the purchase of life insurance. The foregoing includes, but is not limited to, using or assisting in using a service member's "MyPay" account or other similar internet or electronic medium for such purposes. This subsection does not prohibit assisting a service member by providing insurer or premium information necessary to complete any allotment form.

(b) Knowingly receiving funds from a service member for the payment of premium from a depository institution with which the service member has no formal banking relationship. For purposes of this section, a formal banking relationship is established when the depository institution:

1. Provides the service member a deposit agreement and periodic statements and makes the disclosures required by the Truth in Savings Act, 12 U.S.C. § 4301 et seq. and the regulations promulgated thereunder; and

2. Permits the service member to make deposits and withdrawals unrelated to the payment or processing of insurance premiums.

(c) Employing any device or method or entering into any agreement whereby funds received from a service member by allotment for the payment of insurance premiums are identified on the service member's Leave and Earnings Statement or equivalent or successor form as "Savings" or "Checking" and where the service member has no formal banking relationship as defined in paragraph (6)(b).

(d) Entering into any agreement with a depository institution for the purpose of receiving funds from a service member whereby the depository institution, with or without compensation, agrees to accept direct deposits from a service member with whom it has no formal banking relationship.

(e) Using DoD personnel, directly or indirectly, as a representative or agent in any official or unofficial capacity with or without compensation with respect to the solicitation or sale of life insurance to service members, or to the family members of such personnel.

(f) Offering or giving anything of value, directly or indirectly, to DoD personnel to procure their assistance in encouraging, assisting or facilitating the solicitation or sale of life insurance to another service member.

(g) Knowingly offering or giving anything of value to a service member for his or her attendance at any event where an application for life insurance is solicited.

(h) Advising a service member to change his or her income tax withholding or State of legal residence for the sole purpose of increasing disposable income to purchase life insurance.

(i)1. Making any representation, or using any device, title, descriptive name or identifier that has the tendency or capacity to confuse or mislead a service member into believing that the insurer, insurance producer or product offered is affiliated, connected or associated with, endorsed, sponsored, sanctioned or recommended by the U.S. Government, the United States Armed Forces, or any state or federal agency or government entity. Examples of prohibited insurance producer titles include, but are not limited to, "Battalion Insurance Counselor," "Unit Insurance Advisor," "Servicemen's Group Life Insurance Conversion Consultant" or "Veteran's Benefits Counselor."

2. Nothing herein shall be construed to prohibit a person from using a professional designation awarded after the successful completion of a course of instruction in the business of insurance by an accredited institution of higher learning. Such designations include, but are not limited to, Chartered Life Underwriter (CLU), Chartered Financial Consultant (ChFC), Certified Financial Planner (CFP), Master of Science In Financial Services (MSFS), or Masters of Science Financial Planning (MS).

(j) Soliciting the purchase of any life insurance product through the use of or in conjunction with any third party organization that promotes the welfare of or assists members of the United States Armed Forces in a manner that has the tendency or capacity to confuse or mislead a service member into believing that either the insurer, insurance producer or insurance product is affiliated, connected or associated with, endorsed, sponsored, sanctioned or recommended by the U.S. Government, or the United States Armed Forces.

(k) Using or describing the credited interest rate on a life insurance policy in a manner that implies that the credited interest rate is a net return on premium paid.

(l) Excluding individually issued annuities, misrepresenting the mortality costs of a life insurance product, including stating or implying that the product "costs nothing" or is "free."

(m) Making any representation regarding the availability, suitability, amount, cost, exclusions or limitations to coverage provided to a service member or dependents by SGLI or VGLI, which is false, misleading or deceptive.

(n) Making any representation regarding conversion requirements, including the costs of coverage, or exclusions or limitations to coverage of SGLI or VGLI to private insurers which is false, misleading or deceptive.

(o) Suggesting, recommending or encouraging a service member to cancel or terminate his or her SGLI policy or issuing a life insurance policy which replaces an existing SGLI policy unless the replacement shall take effect upon or after the service member's separation from the United States Armed Forces.

(p) Deploying, using or contracting for any lead generating materials designed exclusively for use with service members that do not clearly and conspicuously disclose that the recipient will be contacted by an insurance producer, if that is the case, for the purpose of soliciting the purchase of life insurance.

(q) Failing to disclose that a solicitation for the sale of life insurance will be made when establishing a specific appointment for an in-person, face-to-face meeting with a prospective purchaser.

(r) Excluding individually issued annuities, failing to clearly and conspicuously disclose the fact that the product being sold is life insurance.

(s) Failing to make, at the time of sale or offer to an individual known to be a service member, the written disclosures required by Section 10 of the "Military Personnel Financial Services Protection Act," Pub. L. No. 109-290, p.16.

(t) Excluding individually issued annuities, when the sale is conducted in-person face-to-face with an individual known to be a service member, failing to provide the applicant at the time the application is taken:

1. An explanation of any free look period with instructions on how to cancel if a policy is issued; and

2. Either a copy of the application or a written disclosure. The copy of the application or the written disclosure shall clearly and concisely set out the type of life insurance, the death benefit applied for and its expected first year cost. A basic illustration that meets the requirements of Section 626.99, F.S. shall be deemed sufficient to meet this requirement for a written disclosure.

(u) Excluding individually issued annuities, recommending the purchase of any life insurance product which includes a side fund to a service member unless the insurer has reasonable grounds for believing that the life insurance death benefit, standing alone, is suitable.

(v) Offering for sale or selling a life insurance product which includes a side fund to a service member who is currently enrolled in SGLI, is presumed unsuitable unless, after the completion of a needs assessment, the insurer demonstrates that the applicant's SGLI death benefit, together with any other military survivor benefits, savings and investments, survivor income, and other life insurance are insufficient to meet the applicant's insurable needs for life insurance.

1. "Insurable needs" are the risks associated with premature death taking into consideration the financial obligations and immediate and future cash needs of the applicant's estate and/or survivors or dependents.

2. "Other military survivor benefits" include, but are not limited to: the Death Gratuity, Funeral Reimbursement, Transition Assistance, Survivor and Dependents' Educational Assistance, Dependency and Indemnity Compensation, TRICARE Healthcare benefits, Survivor Housing Benefits and Allowances, Federal Income Tax Forgiveness, and Social Security Survivor Benefits.

(w) Excluding individually issued annuities, offering for sale or selling any life insurance contract which includes a side fund:

1. Unless interest credited accrues from the date of deposit to the date of withdrawal and permits withdrawals without limit or penalty;

2. Unless the applicant has been provided with a schedule of effective rates of return based upon cash flows of the combined product. For this disclosure, the effective rate of return will consider all premiums and cash contributions made by the policyholder and all cash accumulations and cash surrender values available to the policyholder in addition to life insurance coverage. This schedule will be provided for at least each policy year from one (1) to ten (10) and for every fifth policy year thereafter ending at age 100, policy maturity or final expiration; and

3. Which by default diverts or transfers funds accumulated in the side fund to pay, reduce or offset any premiums due.

(x) Excluding individually issued annuities, offering for sale or selling any life insurance contract which after considering all policy benefits, including but not limited to endowment, return of premium or persistency, does not comply with standard nonforfeiture law for life insurance.

(y) Selling any life insurance product to an individual known to be a service member that excludes coverage if the insured's death is related to war, declared or undeclared, or any act related to military service except for an accidental death coverage, e.g., double indemnity, which may be excluded.

Specific Authority 626.308(1), 626.9541(1), 626.6911 FS. Law Implemented 626.307(1), 626.951, 626.9521, 626.9541(1), 626.9611 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Sam Binnun, Director, Market Investigations, Office of Insurance Regulation

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Jim Bennett, Executive Senior Attorney, Office of Insurance Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 17, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 13, 2007

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

RULE NO.: RULE TITLE:
5E-1.003 Labels or Tags

NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with paragraph 120.54(3)(d)1., F.S., published in Vol. 33, No. 18, May 4, 2007 issue of Florida Administrative Weekly.

Rule 5E-1.003(2) Labeling Requirements for Urban Turf Fertilizers.

The original intent of this rule was to establish phosphorous application rate labeling criteria for urban lawn and turf fertilizer products. Following publication of the proposed rule on March 2, 2007 (FAW Vol. 33, No. 9), a rule hearing was held on March 29, 2007 at the Plant Science Research and Education Building, Citra, Florida. After input from members of the industry and the water management districts rule modifications were made to address the application rates of nitrogen as well as phosphorus. A Notice of Change was published on May 4, 2007 (FAW Vol. 33, No. 18), and a second hearing was scheduled for May 25, 2007 in Tallahassee.

At this hearing, stakeholders from governmental interests and the industry provided testimonials and additional information regarding the proposed application rate of 0.5 lbs of readily available nitrogen per 1,000ft². In sum, there was continued opposition to the proposed application rate of nitrogen resulting from the lack of current scientific data supporting 0.5 lbs of readily available nitrogen per 1,000ft². Therefore the rule language has been modified so that when adopted the rule will reflect current scientific data and implement an acceptable application rate of 0.70 lbs. of readily available nitrogen per 1,000 ft², not to exceed 1lb of total nitrogen per application and not to exceed the annual nitrogen amounts set forth in the rule table entitled "Fertilization Guidelines for Established Turfgrass Lawns in Three Regions of Florida."

When adopted the rule will read as follows:

FINAL TEXT – AMENDMENTS TO RULE 5E-1.003

5E 1.003 Labels or Tags.

(1) LABEL REQUIREMENTS FOR ALL FERTILIZER PRODUCTS.

(a) Labels setting forth the information specified in this section shall be attached to or accompany any fertilizer distributed in the state. For packaged products, this information shall either (1) appear on the front or back of the package, (2) occupy at least one third of a side of the package, or (3) be printed on a tag and attached to the package. This information shall be in a readable and conspicuous form. For bulk products, this information in printed form shall accompany delivery and five analysis tags attached to the delivery ticket shall be supplied to the purchaser at time of delivery. The following information is required on labels for all fertilizer products.

- 1. Brand name
- 2. The grade (Provided that the grade shall not be required when no primary nutrients are claimed)
- 3. Guaranteed analysis, in the following format
 - Total Nitrogen (N)..... %
 - percent Nitrate Nitrogen
 - percent Ammoniacal Nitrogen
 - percent Other Water Soluble Nitrogen
 - percent Urea Nitrogen
 - percent Water Insoluble Nitrogen
 - Available Phosphorus (P2O5)..... %
 - Soluble Potassium (K2O)..... %

Secondary and Micro Plant Nutrients (list all claimed or advertised)..... %

Derived From:

- 4. Name and address of licensee
- 5. The net weight (The term “Bulk” shall suffice for bulk products)

(b) The nitrogen breakdown shall be equal to the total nitrogen guarantee. When urea is present it may be guaranteed as other water soluble nitrogen, or urea nitrogen at the option of the licensee. When urea formaldehyde is present, not more than 40 percent of the total nitrogen from this source may be claimed as other water soluble nitrogen, or urea nitrogen at the option of the licensee. When the term “organic” is used in the label, labeling, or advertisement of any fertilizer, the water insoluble nitrogen must not be less than 60% of the total guaranteed nitrogen so designated. .

(c) The terms “Available Phosphoric Acid” or “Available Phosphate” and “Soluble Potash” may be used instead of “Available Phosphorus” and “Soluble Potassium”, respectively.

(d) Unacidulated mineral phosphatic materials, basic slag, bone meal, and other phosphatic materials shall be guaranteed as to both the total and available phosphorus (P2O5), and, in addition thereto, unacidulated mineral phosphatic materials and basic slag shall be guaranteed as to degree of fineness.

(e) Only those materials which actually constitute sources of primary, secondary plant and micro nutrients shall be shown on the application for registration and the label under the statement “Derived from: _____”. Commercial, registered or copyrighted brand or trade names shall not be permitted in guarantees or listing of source materials and only in the product name or advertising claims of fertilizer produced by or for the firm holding or licensing the rights to such a name.

(f) When a chelated form of a plant nutrient is claimed in addition to another form of the same element, the chelated portion shall be guaranteed and the specific chelated nutrient shall be listed as a source in the “Derived from” statement. The chelated guarantee shall be equal to or less than the “Soluble” or “Water Soluble” element guarantee.

(g) Guarantees for secondary or micro plant nutrients except chelated forms of secondary or micro plant nutrients shall be as follows:

1. Magnesium (Mg) shall be expressed as “Total Magnesium” if derived from insoluble compounds; “Soluble Magnesium” or “Water Soluble Magnesium” if derived from magnesium sulfate or other soluble compounds”; or both if derived from combinations of soluble and insoluble sources.

2. When sulfur (S) is claimed as a plant nutrient, it shall be specified as to the form present, either “free” or “combined”, or both. “Specialty Fertilizer” defined in Section 576.011(36), F.S., shall be exempt from Sulfur guarantees.

3. Manganese (Mn) shall be expressed as “Total Manganese” if derived from insoluble compounds; “Soluble Manganese” or “Water Soluble Manganese” if derived from manganese sulfate, manganese nitrate, manganese chloride or other soluble compounds; or both Total and Soluble or Water Soluble if derived from combinations of soluble and insoluble sources.

4. Iron (Fe) shall be expressed as “Total Iron” if derived from insoluble compounds; “Soluble Iron” or “Water Soluble Iron” derived from iron sulfate, iron nitrate, iron chloride or other soluble compounds; or both Total and Soluble or Water Soluble if derived from combinations of soluble and insoluble sources.

5. Zinc (Zn) shall be expressed as “Total Zinc” if derived from insoluble compounds. “Soluble Zinc” or “Water Soluble Zinc” derived from zinc sulfate, zinc nitrate, zinc chloride or other soluble compounds; or both Total and Soluble or Water Soluble if derived from combinations of soluble and insoluble sources.

6. Copper (Cu) shall be expressed as “Total Copper” if derived from insoluble compounds. “Soluble Copper” or “Water Soluble Copper” derived from copper sulfate, copper

nitrate, copper chloride or other soluble compounds; or both Total and Soluble or Water Soluble if derived from combinations of soluble and insoluble sources.

7. Boron (B) shall be guaranteed as to soluble boron, expressed as "boron".

8. Other secondary or micro plant nutrients shall be guaranteed as to the total element, expressed as the element.

9. Minimum secondary or micro plant nutrient guarantees for specialty fertilizer shall be as follows, except guarantees for those water soluble nutrients labeled for ready to use foliar fertilizers, ready to use specialty liquid fertilizers, hydroponic or continuous liquid feed programs and guarantees for potting soils.

Aluminum(Al)	.10%	Magnesium (Mg)	.10%
Boron(B)	.02%	Manganese (Mn)	.02%
Calcium(Ca)	.50%	Molybdenum (Mo)	.0005%
Cobalt(Co)	.0005%	Sulfur (S)	1.00%
Copper(Cu)	.02%	Zinc (Zn)	.02%
Iron(Fe)	.02%		

(2) FERTILIZER LABEL REQUIREMENTS FOR URBAN TURF, SPORTS TURF OR LAWNS.

(a) Definitions

1. "Urban Turf" or "Lawns" means non agricultural land planted in closely mowed, managed grasses except golf courses, parks and athletic fields.

2. "Sports Turf" means non agricultural land planted exclusively for golf courses, parks and athletic fields.

3. "No Phosphate Fertilizer" means fertilizer products with phosphate levels below 0.5% intended for established urban turf or lawns.

4. "Low Phosphate Fertilizer" means fertilizer products intended for new or established urban turf or lawns, with phosphate levels equal to or above 0.5% or as provided in paragraph (2)(b).

5. "Starter Fertilizer" means a fertilizer formulated for a one-time application at planting or near that time to encourage root growth and enhance the initial establishment.

6. "Established Urban Turf" means urban turf older than 12 months.

7. "New Urban Turf" means urban turf established less than 12 months.

(b) Fertilizer products labeled for use on sports turf, urban turf or lawns shall be no phosphate or low phosphate and have labeling that meets the restrictions set forth in this rule for the application of nitrogen.

1. No phosphate fertilizers shall not contain more than 0.5% of available phosphate expressed as P2O5. The "grade" shall indicate a zero guarantee.

2. Fertilizers labeled as Low phosphate shall have use directions that do not exceed an application rate of 0.25 lbs P2O5/1000ft2 per application and not to exceed 0.50 lbs

P2O5/1000ft2 per year. Label use directions may be included that allow higher rates if an annual soil sample representative for the site shows the need for a higher application rate.

3. Fertilizers labeled as, or formulated for use as, starter fertilizer shall have use directions that do not exceed an application rate of 1.0 lb of P2O5/1,000 ft2 and that subsequent applications shall be made with products meeting the definition of Low or No Phosphate fertilizers. The term "Starter Fertilizer" shall be part of the brand name.

4. Fertilizers labeled as urban turf, sports turf, or lawn fertilizer shall have directions for use for nitrogen that:

a. Are consistent with the recommendations in the following table:

Fertilization Guidelines for Established Turfgrass Lawns in Three Regions of Florida
Nitrogen recommendations
(lbs N / 1000 ft² / year)*

Species	North	Central	South
Bahia grass	2-3	2-4	2-4
Bermuda grass	3-5	4-6	5-7
Centipede grass	1-2	2-3	2-3
St. Augustine grass	2-4	2-5	4-6
Zoysiagrass	3-5	3-6	4-6

North Florida is north of Ocala. Central Florida is defined as south of Ocala to a line extending from Vero Beach to Tampa. South Florida includes the remaining southern portion of the state.

b. Nitrogen shall not be applied at an application rate greater than 0.7 lbs of readily available nitrogen per 1000 ft2 at any one time based on the soluble fraction of formulated fertilizer, with no more that 1 lb total N per 1000 ft2 to be applied at any one time and not to exceed the annual nitrogen recommendations in the Fertilization Guidelines for Established Turfgrass Lawns in Three Regions of Florida, set forth herein. Use directions for nitrogen may be included that allow higher rates if an annual tissue sample representative of the site shows the need for a higher application rate.

5. The following language shall appear conspicuously on bags of fertilizer sold at retail: "Do not apply near water, storm drains or drainage ditches. Do not apply if heavy rain is expected. Apply this product only to your lawn/garden, and sweep any product that lands on the driveway, sidewalk, or street, back onto your lawn/garden."

(c) Specialty fertilizers labeled for urban turf or lawns shall have directions for use that include:

1. Application rates for phosphorous shall not exceed 0.25 lbs. P₂O₅/1000 ft² per application and not exceed 0.50 lbs. P₂O₅/1000 ft² per year. Label use directions may be included that allow higher rates if an annual soil sample representative for the site shows the need for a higher application rate.

2. Application rates for nitrogen shall not exceed 0.7 lbs of readily available nitrogen per 1000 ft² at any one time based on the soluble fraction of formulated fertilizer, with no more than 1 lb total N per 1000 ft² to be applied at any one time and not to exceed the annual nitrogen recommendations in the Fertilization Guidelines for Established Turfgrass Lawns in Three Regions of Florida. Use directions for nitrogen may be included that allow higher rates if an annual tissue sample representative of the site shows the need for a higher application rate.

3. Rates shall be expressed in units of weight or volume per unit of area coverage (where application rates are given in volume, the label shall provide sufficient information to calculate the application rates by weight).

4. Rates shall be expressed per 1000 square feet.

5. Maximum coverage area per container or bag shall be displayed prominently on the front of the container or bag. (i.e. This product covers 5000 square feet; This bag feeds 4000 square feet).

(d) Fertilizers labeled for sports turf at golf courses, parks and athletic fields shall:

1. Have directions for use not to exceed rates recommended in the document titled SL191 "Recommendations for N, P, K and Mg for Golf Course and Athletic Field Fertilization Based on Mehlich I Extractant", dated March 2007, which is hereby adopted and incorporated by reference into this rule. Copies may be obtained from the Soil and Water Science Department, Florida Cooperative Extension Service, Institute of Food and Agricultural Sciences, University of Florida, Gainesville, FL 32611 or the following website: <http://edis.ifas.ufl.edu/SS404>.

2. Have directions for use in accordance with the recommendations in "BMP's for the Enhancement of Environmental Quality on Florida Golf Courses", published by the Florida Department of Environmental Protection, dated January 2007. Copies may be downloaded from <http://www.dep.state.fl.us/water/nonpoint/pubs.htm>.

(e) Fertilizers other than specialty fertilizers labeled for urban turf shall:

1. Have directions for use not to exceed rates recommended in the document titled Best Management Practices for Protection of Water Resources in Florida, June 2002, Florida Green Industries., which is hereby adopted and incorporated by reference into this rule. Copies may be obtained from http://www.dep.state.fl.us/water/nonpoint/docs/nonpoint/BMP_Book.

(f) Existing Stock – Licensees are permitted to sell or distribute products that do not meet the label requirements of the rule for one and one-half years after the effective date of the rule. Products at the retail level on or after the effective date of the rule are permitted to be offered for sale.

(3) SOIL ADDITIVES, SOIL AMENDMENTS AND SOIL CONDITIONERS.

The following information shall appear on the product label in a conspicuous and readable form:

(a) Guaranteed analysis, in the following format.

Soil Amending Ingredients:

"Name of ingredient" _____%

(Identify and list all soil amending ingredients)

Total Other Ingredients _____%

(b) Purpose of product.

(c) Directions for application.

(d) Net volume, in lieu of net weight, may be used for labeling mulch products or materials sold for primary use as above ground dressing.

(4) SLOW OR CONTROLLED RELEASE, STABILIZED NITROGEN AND ENHANCED EFFICIENCY FERTILIZERS.

(a) Definitions,

1. Slow or controlled release fertilizer means a fertilizer containing a plant nutrient in a form which delays its availability for plant uptake and use after application, or which extends its availability to the plant significantly longer than a referenced "rapidly available nutrient fertilizer" such as ammonium nitrate or urea, ammonium phosphate or potassium chloride.

2. Stabilized Nitrogen Fertilizer means a fertilizer to which a nitrogen stabilizer has been added.

3. Nitrogen stabilizer means a substance added to a fertilizer which extends the time the nitrogen component of the fertilizer remains in the soil in the urea or ammoniacal form. Urease inhibitors and nitrification inhibitors are nitrogen stabilizers.

4. Urease Inhibitor means a substance which inhibits hydrolytic action on urea by the urease enzyme. When applied to soils the effect of the urease inhibitor is less urea nitrogen lost by ammonia volatilization.

5. N-(n-butyl) thiophosphoric triamide (NBPT) means a compound that is the normal butyl derivative of thiophosphoric triamide and is a urease inhibitor (CAS No. 94317-64-3).

6. Nitrification Inhibitor means a substance that inhibits the biological oxidation of ammoniacal nitrogen to nitrate nitrogen.

7. Cyanamide means a commercial product consisting principally of calcium cyanamide (CaNCN). It is a nitrification inhibitor.

8. Dicyandiamide means a water soluble organic compound of formula C₂H₄N₄ which contains at least sixty-five percent 65% nitrogen. It is a source of slowly available nitrogen. It is a nitrification inhibitor.

9. Ammonium Thiosulfate means a commercial product composed principally of (NH₄)₂S₂O₃. It is a nitrification inhibitor.

10. Enhanced Efficiency Fertilizer means a fertilizer product with characteristics that minimize the potential of nutrient losses to the environment, as compared to a "reference soluble" product.

(b) When one or more slow or controlled release, stabilized nitrogen or enhanced efficiency fertilizers are claimed or advertised, the guarantees for such nutrients shall be shown as a footnote following the listing of source materials and shall be expressed as percent of actual nutrient.

(c) Listing of source materials providing slow or controlled release characteristics by controlling the water solubility of a naturally soluble material (as by coating or occlusion) shall constitute a claim of controlled release nutrient, and a guarantee for such nutrient shall be required.

(d) Listing of source materials in which availability of nitrogen is controlled through slow hydrolysis of water soluble organic nitrogen compounds shall constitute a claim of slow release or controlled release nutrient and a guarantee for such nutrient shall be required. The reference for such availability shall be the enzymatic hydrolysis of urea.

(e) No guarantee, claim or advertisement shall be made or required when a slow or controlled release, stabilized nitrogen or enhanced efficiency nutrient is less than 15 percent of the total guarantee for that nutrient.

(5) CHLORINE GUARANTEE.

(a) Chlorine shall be guaranteed as to maximum percentage content, when applicable, in agricultural fertilizer. "Specialty Fertilizer" defined in Section 576.011(36), F.S., shall be exempt from chlorine guarantees.

(b) Maximum chlorine shall be guaranteed in all brands which contain one percent (1%) or more, or in which potassium chloride or other materials bearing substantial amounts of chlorine are present.

(c) The maximum chlorine shall be guaranteed in all brands intended for use on tobacco.

(d) Maximum chlorine guarantees shall be reasonably accurate and not misleading, and consistent with source materials present. Two percent (2%) shall be the maximum permissible guarantee in fertilizers, except where potassium chloride, fish emulsion, or other high chlorine materials are present.

(6) DECLARATION OF FLORIDA LICENSEE NUMBER.

(a) The Florida Licensee Number, shall appear and be clearly identified on all fertilizer labels with a capital "F" preceding the license number.

(b) The number must be clear, legible and appear prominently and conspicuously on the label in proximity to the brand name or guaranteed analysis. The number must be placed in such a manner as to avoid any misinterpretation or confusion with percentages, pounds, or figures, statements, and in no way be misleading.

(7) REGISTRATION OF SPECIALTY FERTILIZER PRODUCTS. All specialty fertilizers to be sold within the state must be registered with the Bureau of Compliance Monitoring prior to any sale. Each product will be registered by filing the properly completed appropriate form with the Bureau. Only one form will be submitted for each product. Specialty fertilizer packaged, marketed, and distributed for home and garden use and packaged in quantities of forty-nine pounds or less (Specialty Fertilizer) will be registered upon the filing of properly completed Application for Specialty Fertilizer Registration (Fertilizer Form DACS-13220, Rev. 06/07) and (Fertilizer Form DACS-13203, Rev. 6/01) which is hereby incorporated by reference. Copies may be obtained from the Division of Agricultural Environmental Services, Bureau of Compliance Monitoring, 3125 Conner Boulevard, Building 8, Tallahassee, Florida 32399-1650.

(8) LICENSEE.

(a) Any person whose name is on a fertilizer label and who guarantees the fertilizer must obtain a license prior to distribution of that fertilizer to a non-licensee.

(b) A license will be granted upon receipt of a properly executed Application for Fertilizer License (Fertilizer Form DACS-13222, Rev. 5/03), which is hereby incorporated by reference. Copies may be obtained from the Division of Agricultural Environmental Services, Bureau of Compliance Monitoring, 3125 Conner Boulevard, Building 8, Tallahassee, Florida 32399-1650.

(9) EFFECTIVE DATE. The rule will become effective December 31, 2007.

Specific Authority 576.181 FS. Law Implemented 576.021, 576.181, 576.03 FS. History—Revised 1-23-67, Amended 10-22-68, 1-1-77, 3-27-77, Formerly 5E-1.03, Amended 8-3-93, 7-9-95, 10-25-98,_____.

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.:	RULE TITLE:
6A-14.080	Dr. Philip Benjamin Matching Program for Community Colleges

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 33, No. 15, April 13, 2007 issue of the Florida Administrative Weekly.

Subsection (6) is amended to read:

(6) Expenditures. Uses of proceeds under this program shall be in accordance with Section 1011.85(11), Florida Statutes. A foundation may spend the contributions after the

use is approved by their board of trustees and before the state matching funds are received. ~~Funds for the First Generation in College scholarships shall not be endowed.~~

DEPARTMENT OF EDUCATION

Commission for Independent Education

RULE NO.: RULE TITLE:
6E-2.002 Institutional Licensure
NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 33, No. 13, March 30, 2007 issue of the Florida Administrative Weekly has been withdrawn.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: RULE TITLE:
40E-4.051 Exemptions From Permitting
NOTICE OF PUBLIC HEARING

The South Florida Water Management District announces a change of hearing regarding the above rule, as noticed in Vol. 33, No. 21, May 25, 2007 Florida Administrative Weekly.

DATE AND TIME: July 11, 2007, 9:00 a.m.

PLACE: South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adopt amendments to Rules 40E-4.051, 40E-400.443 and 40E-400.447, F.A.C., to establish Exemptions for minor roadway safety projects and recreational paths, and to modify activities to be granted Noticed General Permits to the Florida Department of Transportation, Counties and Municipalities, and the Florida Turnpike Enterprise and various transportation authorities, for minor bridge alteration, replacement, maintenance and operation and for minor activities within existing Rights-of Way or Easements.

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: Clerk of the South Florida Water Management District, (800)432-2045, ext. 2087 or (561)682-2087. 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).

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NOS.:	RULE TITLES:
40E-400.443	General Permit to the Florida Department of Transportation, Counties and Municipalities for Minor Bridge Alteration, Replacement, Maintenance and Operation
40E-400.447	General Permit to the Florida Department of Transportation, Counties and Municipalities for Minor Activities Within Existing FDOT Rights-of-Way or Easements

NOTICE OF PUBLIC HEARING

The South Florida Water Management District announces a change of hearing regarding the above rule, as noticed in Vol. 33, No. 21, May 25, 2007 Florida Administrative Weekly.

DATE AND TIME: July 11, 2007, 9:00 a.m.

PLACE: South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adopt amendments to Rules 40E-4.051, 40E-400.443 and 40E-400.447, F.A.C., to establish Exemptions for minor roadway safety projects and recreational paths, and to modify activities to be granted Noticed General Permits to the Florida Department of Transportation, Counties and Municipalities, and the Florida Turnpike Enterprise and various transportation authorities, for minor bridge alteration, replacement, maintenance and operation and for minor activities within existing Rights-of Way or Easements.

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: Clerk of the South Florida Water Management District, (800)432-2045, ext. 2087 or (561)682-2087. 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 BUSINESS AND PROFESSIONAL REGULATION

Division of Alcoholic Beverages and Tobacco

RULE NO.: RULE TITLE:
61A-1.010 Approved Advertising and Promotional Gifts

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 33, No. 12, March 23, 2007 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF HEALTH

Division of Environmental Health

RULE NO.: RULE TITLE:
 64E-5.1003 Monitoring Fees
NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 33, No. 22, June 1, 2007 issue of the Florida Administrative Weekly has been withdrawn.

DEPARTMENT OF HEALTH

Division of Family Health Services

RULE NO.: RULE TITLE:
 64F-12.018 Fees

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. 33, No. 15, April 13, 2007 issue of the Florida Administrative Weekly.

The Program intends through this rule promulgation to raise permit fees in this section to the maximum allowed by Section 499.041, F.S., in order to comply with the funding requirements of Section 499.04, F.S. The proposed rule will also provide the fee for the limited prescription drug veterinary wholesaler permit authorized by Florida Laws section 2006-92. The proposed rule will clarify the circumstances when a reinspection fee for a new permit application will be assessed.

(1) Biennial fees for a manufacturer's permit are as follows:

Permit	Biennial Fee
Prescription Drug Manufacturer	\$1500
Prescription Drug Repackager	\$1500
Device Manufacturer	\$1200
Cosmetic Manufacturer	\$ 800
Over-the Counter Drug Manufacturer	\$ 800
Compressed Medical Gas Manufacturer	\$1000
Non-resident Prescription Drug Manufacturer	\$1000

No manufacturer shall be required to pay more than one fee per establishment to obtain an additional manufacturing permit; but the manufacturer must pay the highest fee applicable to the operations in each establishment.

(2)(a) No change.

(b) Annual fees for a wholesaler's permit that is issued on an annual basis are as follows:

Permit	Biennial Fee
Prescription Drug Wholesaler (including Broker Only)	\$800

Out-of-State Prescription Drug Wholesaler \$800

(3) through (5) No change.

Specific Authority 499.01, 499.012, 499.015, 499.04, 499.041, 499.05 FS. Law Implemented 499.01, 499.012, 499.015, 499.04, 499.041 FS. History—New 7-1-96, Formerly 10D-45.0544, Amended 4-17-01, 7-6-03, 1-1-04, 9-13-04, 2-14-06,_____.

DEPARTMENT OF HEALTH

Division of Family Health Services

RULE NO.: RULE TITLE:
 64F-12.025 Certification Authority and Digital Signatures for Self-Authenticating Pedigree

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. 33, No. 15, April 13, 2007 issue of the Florida Administrative Weekly.

The Department proposed to amend the rule to clarify the difference between a digital certificate and a digital signature, as well as correct some citations and term names within the rule.

(1) through (9) No change.

(10) Until a Certification Authority can submit the audit required in paragraph (2)(d) or June 30, 2007, whichever is earlier, the Department will provisionally list a Certification Authority requesting to be listed on the Department's website www.doh.state.fl.us/mqa as a Certification Authority, provided that the Certification authority submits the audit required by paragraph (2)(d) by June 15, 2007, and otherwise operates in accordance with the requirements of this rule. A digital certification issued by a provisionally listed Certification Authority must expire and be revoked on or before June 30, 2007. Any provisionally listed Certification Authority that has not submitted the audit required in paragraph (2)(d) by June 15, 2007, will be removed from the provisional list and may not operate as a Certification Authority under this section. Upon submission of the audit required by paragraph (2)(d), the Certification Authority will be listed without the provisional designation. Upon removal of the provisional designation, a Certification Authority must reissue all existing digital certificates.

Specific Authority 499.003, 499.0121, 499.0122, 499.013, 499.014, 499.05 FS. Law Implemented 499.003, 499.012, 499.0121, 499.0122, 499.013, 499.014, 499.051, 499.052 FS. History—New 8-6-06.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NO.: RULE TITLE:
 68B-45.004 Regulation and Prohibition of Certain Harvesting Gear

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 33, No. 19, May 11, 2007 issue of the Florida Administrative Weekly has been withdrawn.

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NO.: 68B-45.007
 RULE TITLE: Blue Crab Effort Management Program

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. 33, No. 19, May 11, 2007 issue of the Florida Administrative Weekly.

68B-45.007 Blue Crab Effort Management Program.

(1) through (2) No change.

(3)(a) Except for those qualifying for a non-transferable blue crab effort management endorsement as specified in subsection (6), the Blue Crab Effort Management Endorsement Application must be received by the Commission no later than September 30, ~~2007~~ 2006. An applicant may be a person, firm, or corporation.

(b) through (c) No change.

(4) through (5) No change.

(6)(a) through (e) No change.

(f) Applicants initially denied a V-N endorsement number may appeal their denial by submitting a completed appeals application form (DMF-4580, Application for Appeal of the Non-Transferable Blue Crab Limited Entry Endorsement (09-06), hereby incorporated by reference), to the Director of the Division of Marine Fisheries Management by September 30 ~~March 31~~, 2007.

(g) through (n) No change.

(7) through (18) No change.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 5-26-05, Amended 3-30-06, 9-21-06, _____.

**Section IV
 Emergency Rules**

DEPARTMENT OF REVENUE

Property Tax Administration Program

RULE NO.: 12DER07-05
 RULE TITLE: Forms for Use in Administering House Bill 1B

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: Enrolled HB 1B, as signed by the Governor on

June 21, 2007, authorizes the Department of Revenue to adopt emergency rules that remain in effect for 18 months and that may be renewed. This act further provides that all conditions imposed by Chapter 120, Florida Statutes, are deemed to be met.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: The Legislature expressly authorized the Department of Revenue to adopt emergency rules that implement the provisions of Enrolled HB 1B, as signed by the Governor on June 21, 2007. The law provides that these emergency rules remain in effect for a period of 18 months and that they may be renewed. The forms included here relate to actions required by law to be taken on or before July 1, 2007 and July 2, 2007. The Department of Revenue has taken several actions to inform interested parties about the forms, procedures, and emergency rules that are being developed to implement this new law, and to give such parties an opportunity, to review and comment. These interested parties include Property Appraisers and the professional associations that represent them, counties, municipalities, and independent districts, and their associations, and practitioners who have told the Department that they want to receive all information associated with property tax rulemaking. The actions that the Department has taken include: testing the email addresses and fax numbers of interested parties to ensure the Department’s communications are successfully received; requesting the assistance of other state agencies and professional associations in obtaining correct email and mail addresses; establishing several new Department email addresses to make it easier for interested parties to submit comments and questions to the agency; establishing a new website on which to post information, forms, and procedures associated with implementation of this act; emailing and/or mailing copies of the draft forms to interested parties; and, the public circulation of the Form DR-420 and comments received in response, were used in the development of Form DR-420S that is substantially similar to Form DR-420.

SUMMARY: Emergency Rule 12DER07-05 (Forms for Use in Administering House Bill 1B) adopts by reference six forms: A) Three Truth in Millage forms-1) Revised form DR-420 (Certification of Taxable Value; R. 06/07); this form is used by each Property Appraiser to certify taxable value and used by each local taxing authority to certify property tax millages and rates. 2) New form DR-420TIF (Tax Increment Adjustment Worksheet; N. 06/07); this form is used by each Property Appraiser to determine and certify tax increment values for the applicable local taxing authorities in the county; 3) Revised form DR-420S (Certification of School Taxable Value; R. 06/07); this form is used by each Property Appraiser to certify taxable value and to be used by each district school board to certify property tax millages and rates. B) Two forms to be used by Property Appraisers and Chairs of local governing bodies for reporting purposes (on or before July 2, 2007)-1)

New Form DR-426 (For Use by Property Appraisers; Report on the Correctness of Total Tax Levies; N. 06/07); This form is used by each property appraiser to report on the correctness of the amount of the property taxes levied that will be used by the Department to calculate each jurisdiction's compound annual growth rate. 2) New Form DR-427 (For Use by Chair of Local Governing Body; Report on the Correctness of Total Tax Levies; N. 06/07); this form is used by each chair of the local governing body to report on the correctness of the amount of the property taxes levied that will be used by the Department to calculate each jurisdiction's compound annual growth rate. C) Informational material – New form DR-425 (Steps for Reviewing Taxes Levied Used in Determining Fiscal Year 2007-08 Maximum Millage Levies Under HB 1B; N. 6/2007); this form discusses certain actions to be taken by local governing bodies and officials under House Bill 1B.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Sharon Gallops, Department of Revenue, Property Tax Technical Unit, 725 S. Calhoun Street, Tallahassee, Florida 32399-0100; telephone (850)414-6108; Fax (850)488-9482; email address gallops@dor.state.fl.us

THE FULL TEXT OF THE EMERGENCY RULE IS:

12DER07-05 Forms for Use in Administering House Bill 1B.

(1)(a) Emergency Rule 12DER07-05 applies to the property tax administered under Chapters 192 through 197, 200, and 218, F.S., and House Bill 1B relating to certain actions to be taken by local governments and officials under House Bill 1B.

(2) This rule subsection adopts and incorporates by reference the following truth in millage forms:

(a) Form DR-420, Certification of Taxable Value (R. 06/07, hereby incorporated by reference), is the form to be used by each Property Appraiser to certify taxable value and to be used by each local taxing authority to certify property tax millages and rates.

(b) Form DR-420TIF, Tax Increment Adjustment Worksheet (N. 06/07, hereby incorporated by reference) is the form to be used by each Property Appraiser to determine and certify tax increment values for the applicable local taxing authorities in the county.

(c) Form DR-420S, Certification of School Taxable Value (R. 06/07, hereby incorporated by reference) is the form to be used by each Property Appraiser to certify school taxable value and to be used by each district school board to certify property tax millages and rates.

(3) This rule subsection adopts and incorporates by reference the following forms:

(a) Form DR-426, For Use by Property Appraisers; Report on the Correctness of Total Tax Levies (N. 06/07, hereby incorporated by reference) is the form to be used by each property appraiser to report on the correctness of the amount of the property taxes levied that will be used by the Department to calculate each jurisdiction's compound annual growth rate.

(b) Form DR-427, For Use by Chair of Local Governing Body; Report on the Correctness of Total Tax Levies (N. 06/07, hereby incorporated by reference) is the form to be used by each chair of a local governing body to report on the correctness of the amount of the property taxes levied that will be used by the Department to calculate each jurisdiction's compound annual growth rate.

(4) Steps for Reviewing Taxes Levied Used in Determining Fiscal Year 2007-08 Maximum Millage Levies Under House Bill 1B – this rule subsection adopts and incorporates by reference form DR-425, Steps for Reviewing Taxes Levied Used in Determining Fiscal Year 2007-08 Maximum Millage Levies Under House Bill 1B (N. 06/07, hereby incorporated by reference). It is informational material relating to actions to be taken by local governments and officials under House Bill 1B, signed by the Governor June 21, 2007.

(5) Copies of these forms are available, without cost, by one or more of the following methods: 1) downloading selected forms from the Department's Internet site at www.myflorida.com/dor; or, 2) faxing a forms request to the Distribution Center at (850)922-2208; or, 3) calling the Distribution Center at (850)488-8422; or, 4) writing the Florida Department of Revenue, Distribution Center, 168A Blountstown Highway, Tallahassee, Florida 32304; or, 5) visiting any local Department of Revenue Service Center to personally obtain a copy. Persons with hearing or speech impairments may call the Department's TDD at (800)367-8331.

Specific Authority Section 9 of House Bill 1B as signed by the Governor on June 21, 2007. Law Implemented Sections 1 through 11 of House Bill 1B as signed by the Governor on June 21, 2007. History–New 6-27-07.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: June 27, 2007

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE NO.:
68BER07-1

RULE TITLE:
Emergency Reinstatement of Blue Crab Endorsement Moratorium and Suspension of Implementation of the Blue Crab Limited Entry Endorsement Program

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: The 1998 Florida Legislature imposed a moratorium on new blue crab endorsements at the request of the commercial blue crab industry, with the support of the Florida Marine Fisheries Commission, while an effort management or limited entry program was being developed by the Commission and the industry. That moratorium was extended by the new Florida Fish and Wildlife Conservation Commission in 2002, 2005, and 2007, as the new program approached completion and legislation to authorize fees and set penalties was sought. The original and continuing purpose of the endorsement moratorium was to stabilize the fishery by not allowing new entrants prior to implementation of an effort management plan. Pursuant to the provisions of paragraph 68B-45.004(9)(a), F.A.C., the moratorium is scheduled to expire July 1, 2007.

The Fish and Wildlife Conservation Commission has adopted rules that would implement the final effort management plan for the commercial blue crab fishery that would take effect July 1, 2007. Indispensable to the program are the penalties applicable to specific requirements and prohibitions in the implementing rules of the Commission and fees to be charged by the Commission under the program. These penalties and fees are not within the authority of the Commission to set, but rather are constitutionally the responsibility of the Florida Legislature. In the recently-concluded legislative session, the bill that would have set those penalties and fees passed, but has yet to be acted upon by the Governor.

Without the penalties and fees necessary to the program, the Commission finds that implementation of the blue crab effort management program would be detrimental to the commercial blue crab fishery and imperil any success that might be expected from immediate implementation of the program. Therefore, the Commission also finds that there is an immediate danger to the public welfare if immediate action is not taken to extend the moratorium on issuance of new commercial blue crab endorsements until it is known whether the Governor will sign the legislation or allow it to become law.

The Commission is already engaged in regular rulemaking to extend the moratorium on issuance of new blue crab endorsements, and delay the start of the new effort management program for this fishery, for one year, if the legislation to establish appropriate penalties and fees does not become effective. Part of the Commission's current regular rulemaking effort would also provide for smooth implementation of the new program if the legislation does become effective. This emergency action will provide the opportunity to make sure that all parts of this important plan are implemented at the same time, to avoid confusion among the participants in the fishery.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: On May 1, 2007, the Florida Legislature enacted legislation adopting penalties and fees for the blue crab effort management program. An agenda for the June 13-14, 2007, meeting of the Fish and Wildlife Conservation Commission was published which included notice to the public that an emergency rule might be necessary to deal with the contingencies surrounding the legislative process. A similar emergency rule was adopted at the June 2006 Commission meeting, after legislation adopting fees and penalties for the blue crab program failed to pass during the 2006 session. Extension of the moratorium on issuance of new blue crab endorsements has occurred a number of times over the years and is not an unusual event for participants in the fishery. This emergency rule was approved at the Commission's meeting on June 14, 2007, at which meeting appeared participants in the blue crab commercial fishery. Notice of this action was provided by press release to the news media immediately upon conclusion of the meeting.

The entire text of this emergency rule, including the findings required by Section 120.54(4), Florida Statutes, is to be published in the Florida Administrative Weekly and distributed to the Joint Administrative Procedures Committee of the Florida Legislature.

The Florida Fish and Wildlife Conservation Commission hereby finds that the procedures used to promulgate this emergency rule are fair under the circumstances.

SUMMARY: Emergency Rule 68BER07-1 extends the moratorium on issuance of new blue crab endorsements as it exists in paragraph 68B-45.004(9)(b), F.A.C., for the pendency

of the emergency rule, which will be for 90 days or upon the effectiveness of permanent rule amendments, whichever occurs sooner.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: James V. Antista, General Counsel, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)487-1764

THE FULL TEXT OF THE EMERGENCY RULE IS:

Beginning July 1, 2007, and ending 90 days later or when a permanent rule amendment becomes effective to replace this emergency rule, whichever occurs first, paragraph (9)(b) of Rule 68B-45.004, F.A.C., is amended to read:

68BER07-1 (68B-45.004) Emergency Reinstatement of Blue Crab Endorsement Moratorium and Suspension of Implementation of the Blue Crab Limited Entry Endorsement Program Regulation and Prohibition of Certain Harvesting Gear.

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

(b) Notwithstanding Section 370.135(2)(a), F.S., effective July 1, ~~2007~~ ~~2006~~, and until July 1, ~~2008~~ ~~2007~~, no blue crab endorsements, except those endorsements that were active during the ~~2006-2007~~ ~~2005-2006~~ fiscal year, shall be renewed or replaced. Persons or corporations holding a blue crab endorsement that was active in the ~~2006-2007~~ ~~2005-2006~~ fiscal year or an immediate family member of that person must request renewal of the blue crab endorsement before September 30, ~~2007~~ ~~2006~~. All provisions of Sections 370.135(2)(c)-(e), F.S., shall continue to apply to the issuance and renewal of blue crab endorsements with the applicable dates specified in this paragraph.

(c) through (10) No change.

EFFECTIVE DATE JULY 1, 2007.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History--New 12-14-93, Amended 6-1-94, 1-1-95, 10-4-95, 9-30-96, 1-1-98, 6-1-99, Formerly 46-45.004, Amended 2-28-02, 10-21-04, 3-1-05, 3-30-06, 9-21-06, ~~7-1-07~~.

THIS RULE TAKE EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE ARE SPECIFIED IN THIS RULE.

EFFECTIVE DATE: July 1, 2007

Section V Petitions and Dispositions Regarding Rule Variance or Waiver

DEPARTMENT OF LAW ENFORCEMENT

NOTICE IS HEREBY GIVEN THAT on May 10, 2007, the Criminal Justice Standards and Training Commission has issued an order. The Criminal Justice Standards and Training Commission (CJSTC) received on April 26, 2007, a petition for waiver of Rule 11B-27.002, F.A.C., from Sean Michael O’Flannery. The Petitioner requested that he be given more than four years from the date he began basic recruit training to pass the State Officer Certification Examination (SOCE) and find employment. Notice of the petition was published in the F.A.W., Vol. 33, No. 20, May 18, 2007. The CJSTC granted the requested waiver on May 10, 2007, at its regularly scheduled business agenda meeting in Naples, Florida. The order grants the Petitioner six months from the date of the order to pass the SOCE and become employed.

A copy of the Order may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32302-1489.

NOTICE IS HEREBY GIVEN THAT on May 11, 2007, the Criminal Justice Standards and Training Commission has issued an order. The Criminal Justice Standards and Training Commission (CJSTC) received from Chipola Community College on March 30, 2007, a petition for waiver of Rule 11B-35.001, F.A.C. Petitioner requested that the CJSTC waive the rules regulating the certification of instructors for one of its instructors who met all of the requirements to be a certified instructor, but whose information was never sent in by Petitioner to be processed by Commission staff. Notice of this petition was published in the F.A.W., Vol. 33, No. 15, April 13, 2007. The CJSTC took action on this petition at its regularly scheduled business agenda meeting in Naples, Florida, May 10, 2007. The CJSTC voted to grant the petition.

A copy of the Order may be obtained by contacting: Grace A. Jaye, Assistant General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, FL 32302-1489.

NOTICE IS HEREBY GIVEN THAT on June 19, 2007, the Criminal Justice Standards and Training Commission, received a petition for waiver of subsection 11B-20.0017(1), F.A.C., from Kimberley Nolle. Petitioner wishes to waive the requirement that she complete the General Instructor Refresher Course before her lapsed instructor certification can be renewed.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Grace A. Jaye, Office of the General Counsel, Florida Department of Law Enforcement, P. O. Box 1489 Tallahassee, FL 32302-1489, (850)410-7676. Comments on the Petition may be sent to the above address.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN THAT on June 14, 2007, the Suwannee River Water Management District, received a petition for variance from Lawrence & Beverly Diaz, 2239 S. W. 77th Ave., Bell, FL 32619, pursuant to Section 120.542, F.S. Petitioner is seeking a variance from subsections 40B-4.3030(9), F.A.C., to the zero-rise certification requirement, and paragraph 40B-4.3030(11)(b), F.A.C., to the 75-foot setback requirement. The permit applicant is proposing to reconstruct an existing home in Gilchrist County, Township 9 South, Range 14 East, Section 17, partially within the 75-foot setback of the Suwannee River. These rules are intended to set forth criteria for development activities within a Work of the District.

Comments on this petition should be filed with: Jon Dinges, District Clerk, SRWMD, 9225 CR 49, Live Oak, FL 32060, within 14 days of publication of this notice. The petition has been assigned ERP Number 07-0204. A copy of the Petition for Variance or Waiver may be obtained by contacting: Robin Lamm, Administrative Assistant, Suwannee River Water Management District, 9225 CR 49, Live Oak, FL 32060, (386)362-1001 or (800)226-1066 in Florida only.

NOTICE IS HEREBY GIVEN THAT on June 26, 2007, South Florida Water Management District (District) received request for Withdrawal of Petition for Waiver from Steve Cates, Authorized Representative, on behalf of Fred and Pat Morris, Application No. 07-0327-1M, for utilization of Works or Lands of the District known as the L-47 Levee Canal, Section 15, Township 38S, Range 36E, Okeechobee County. Notice of receipt of petition requesting waiver was published in the F.A.W., Vol 33, No. 24, on June 15, 2007.

No public comment was received. A copy of the withdrawal request may be obtained from Kathie Ruff, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680, (561)682-6320 or e-mail at kruff@sfwmd.gov.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT on May 1, 2007, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.0101(1) and 61C-4.010(6), Florida Administrative Code, from George's Canteen located in Clearwater. The above referenced F.A.C. addresses food supplies, food protection, and physical facilities-except as specifically provided in this rule, public food service establishments shall be subject to the provisions of chapter three and chapter six of the FDA Food Code. They are requesting to do open air food service on a Mobile Food Dispensing Vehicle.

This variance request was approved June 11, 2007, and is contingent upon the Petitioner's use of open-air steam table properly covered and air curtain operating properly according to manufacturer's specifications and Section 6-202-15(D)(2), 2001 FDA Food Code, as to expel possible contaminants and vermin. Approval is also contingent upon Petitioner conducting all re-heating for hot holding at approved commissaries to the proper temperature per Section 3-403.11, 2001 FDA Food Code; and potentially hazardous food is held at proper temperatures according to Section 3-501.16, 2001 FDA Food Code.

The Petitioner shall strictly adhere to paragraph 61C-4.0161(2)(c), Florida Administrative Code, and report to the commissary at least once daily when operating. All warewashing is to be conducted at the commissary and strict adherence to employee health guidelines as specified in the Section 2-201, 2001 FDA Food Code, are to be followed. Petitioner shall also use a potable water tank and utilize a wastewater holding tank that is at least 15% larger than the potable water holding tank; and sloped to a drain that is 1 inch in inner diameter or greater, equipped with a shut-off valve. Petitioner must receive potable water from an approved source with written documentation provided and sanitize the fresh water and wastewater tanks at least once every 24 hours.

Copies of the variance and operating procedures are to be present on the MFDV at all times of operation and shall be adhered to as approved by the Division. This variance is not transferable under any conditions. All provisos must be complied prior to final approval and licensing. Any violation of the variance is the equivalent of a violation of the Rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, Florida Statutes. To obtain a copy of the approved variance you may contact David.Fountain@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN THAT on May 3, 2007, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from Luigi's Trattoria located in Fernandina Beach. The above referenced F.A.C. states ...each

public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated.....The proposed establishment has one bathroom facility for patrons and they are requesting a variance to have a seating capacity of forty-two (42).

A copy of the Petition can be obtained from: Xenia Bailey, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

NOTICE IS HEREBY GIVEN THAT on May 22, 2007, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from El Tamaulipeco located in Quincy. The above referenced F.A.C. states...each public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated....The proposed establishment has one bathroom facility for patrons and they are requesting a variance to have a seating capacity of twenty (20).

This variance request was approved June 15, 2007, and is contingent upon the Petitioner ensuring the public bathroom is functional, has hot and cold running water at all times, provided with soap and an approved method to dry hands, and kept in a clean and sanitary manner. Seating shall not exceed (20) which includes inside and outside seating. Any violation of the variance is the equivalent of a violation of the Rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, Florida Statutes. To obtain a copy of the approved variance you may contact David.Fountain@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN THAT on May 25, 2007, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from New York Pizza located in Orlando. The above referenced F.A.C., states that all bathrooms shall be of easy and convenient access to both patrons and employees...They are requesting a variance to not have bathroom facilities in their facility, but use centrally located bathroom facilities.

This variance request was approved June 15, 2007, and is contingent upon the Petitioner ensuring the centrally located bathrooms are functional, has hot and cold running water at all times, provided with soap and an approved method to dry hands, kept in a clean and sanitary manner, and available during all hours of operation. The Petitioner shall also ensure directional signage is installed within or outside the establishment clearly stating the location of the bathrooms. Seating shall not exceed twenty (20) which includes inside and

outside seating. All provisos shall be met prior to licensing. Any violation of the variance is the equivalent of a violation of the Rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, Florida Statutes. To obtain a copy of the approved variance you may contact David.Fountain@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN THAT on June 1, 2007, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from Gelateria Adria located in Pinellas Park. The above referenced F.A.C. states...each public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated.....The proposed establishment has one bathroom facility for patrons and they are requesting a variance to have a seating capacity of twenty (20).

This variance request was approved June 15, 2007, and is contingent upon the Petitioner ensuring the public bathroom is functional, has hot and cold running water at all times, provided with soap and an approved method to dry hands, and kept in a clean and sanitary manner. Seating shall not exceed (20) which includes inside and outside seating. Any violation of the variance is the equivalent of a violation of the Rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, Florida Statutes. To obtain a copy of the approved variance you may contact David.Fountain@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN THAT on June 1, 2007, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from Saladworks located in Miami. The above referenced F.A.C. states...each public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated.....The proposed establishment has one bathroom facility for patrons and they are requesting a variance to have a seating capacity of twenty (20).

This variance request was approved June 15, 2007, and is contingent upon the Petitioner ensuring the public bathroom is functional, has hot and cold running water at all times, provided with soap and an approved method to dry hands, and kept in a clean and sanitary manner. Seating shall not exceed (20) which includes inside and outside seating. Any violation of the variance is the equivalent of a violation of the Rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, Florida Statutes. To obtain a copy of the approved variance you may contact David.Fountain@dbpr.state.fl.us.

NOTICE IS HEREBY GIVEN that on June 15, 2007, the Division of Hotels and Restaurants received a second Petition for an Emergency Variance for subsections 61C-4.0101(1) and 61C-4.010(6), Florida Administrative Code, from RC Catering located in Orlando. The above referenced F.A.C. addresses food supplies, food protection, and physical facilities-except as specifically provided in this rule, public food service establishments shall be subject to the provisions of chapter three and chapter six of the FDA Food Code. They are requesting to do open air food service on a Mobile Food Dispensing Vehicle.

A copy of the Petition can be obtained from: Xenia Bailey, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

NOTICE IS HEREBY GIVEN that on June 18, 2007, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsections 61C-4.0101(1) and 61C-4.010(6), Florida Administrative Code, from El Cubanito located in Orlando. The above referenced F.A.C. addresses food supplies, food protection, and physical facilities-except as specifically provided in this rule, public food service establishments shall be subject to the provisions of chapter three and chapter six of the FDA Food Code. They are requesting to do open air food service on a Mobile Food Dispensing Vehicle.

A copy of the Petition can be obtained from: Xenia Bailey, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

NOTICE IS HEREBY GIVEN THAT on June 19, 2007, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsection 61C-4.010(7), Florida Administrative Code, from Lyn's Ice Cream and Sandwiches located in Clermont. The above referenced F.A.C. states...each public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated....The proposed establishment has one bathroom facility for patrons and they are requesting a variance to have a seating capacity of twenty-eight (28).

A copy of the Petition can be obtained from: Xenia Bailey, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

NOTICE IS HEREBY GIVEN THAT on April 24, 2007, the Construction Industry Licensing Board has issued an order.

The Order is regarding the Petition for Waiver or Variance, filed on October 27, 2006, by James Maddox. The Notice of Petition for Waiver or Variance was published in Vol. 33, No. 6, of the February 9, 2007, F.A.W. The Petitioner sought a waiver or variance of Rule 61G4-16.005, F.A.C., entitled "Duration of Validity" which requires that for the purposes of certification, a passing grade shall be valid only for a period of three (3) years from the date the list of successful candidates is approved by the Board. The Board considered the instant Petition at a duly-noticed public meeting, held February 16, 2007, in Orlando, Florida. Since the petition was not heard by the Board until February 16, 2007, the petition was not considered within a 90 day period as required by Section 120.542(8), F.S., therefore the petition was granted.

A copy of the Order may be obtained by contacting: G. W. Harrell, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750.

NOTICE IS HEREBY GIVEN that on April 24, 2007, the Board of Accountancy has issued an order.

The Order is regarding the Petition for Waiver or Variance, filed on October 16, 2006, by Juliette Demma. The Notice of Petition for Waiver or Variance was published in Vol. 32, No. 45, of the November 9, 2006, F.A.W. Petitioner sought a waiver or variance of subsection 61H1-27.002(3), F.A.C., entitled "Concentrations in Accounting and Business" with regard to the requirement that all accounting courses and not less than 21 semester hours of general business courses required for licensure as a C.P.A. be at the upper division level. The Board considered the instant Petition at a duly-noticed public meeting, held December 8, 2006, in Tallahassee, Florida.

The Board's Order denied the petition finding that Petitioner had not established that the purpose of the underlying statute, Section 473.306(2)(b), Florida Statutes, would be met by granting a variance or waiver from subsection 61H1-27.002(3), F.A.C. The Board further found that Petitioner had failed to establish that applying the requirements of the aforementioned Rule to her circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Order may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607.

NOTICE IS HEREBY GIVEN THAT on April 24, 2007, the Board of Accountancy has issued an order.

The Order is regarding the Petition for Waiver or Variance, filed on December 16, 2006, by Justin Gwin. The Notice of Petition for Waiver or Variance was published in Vol. 33, No. 3, of the January 19, 2007, F.A.W. Petitioner sought a waiver or variance of paragraph 61H1-28.0052(1)(b), F.A.C., entitled "Number of Sittings, and Granting of Credit, Release of Grades and Completion of Examination, Transition Rules" with regard to allowing an extension of time for passing all four sections of the CPA examination. The Board considered the instant Petition at a duly-noticed public meeting, held February 9, 2007, in Gainesville, Florida.

The Board's Order granted the petition finding that Petitioner established that the purpose of the underlying statute, Section 473.306, Florida Statutes, would be met by granting a variance or waiver from paragraph 61H1-28.0052(1)(b), F.A.C. The Board further found that Petitioner had established that applying the requirements of the aforementioned Rule to his circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Order may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607.

NOTICE IS HEREBY GIVEN THAT on May 31, 2007, the Board of Accountancy has issued an order.

The Order is regarding the Petition for Waiver or Variance, filed on February 21, 2007, by Camille Douglin. The Notice of Petition for Waiver or Variance was published in Vol. 33, No. 10, of the March 9, 2007, F.A.W. Petitioner sought a waiver or variance of paragraph 61H1-28.0052(1)(b), F.A.C., entitled "Number of Sittings, and Granting of Credit, Release of Grades and Completion of Examination, Transition Rules" with regard to allowing an extension of time for passing all four sections of the CPA examination. The Board considered the instant Petition at a duly-noticed public meeting, held March 30, 2007, in Tampa, Florida.

The Board's Order granted the petition finding that Petitioner established that the purpose of the underlying statute, Section 473.306, Florida Statutes, would be met by granting a variance or waiver from paragraph 61H1-28.0052(1)(b), F.A.C. The Board further found that Petitioner had established that applying the requirements of the aforementioned Rule to her circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Order may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607.

NOTICE IS HEREBY GIVEN THAT on June 13, 2007, the Board of Accountancy, received a petition for Mark Kekich, seeking a variance or waiver of paragraph

61H1-28.0052(1)(b), F.A.C., which requires that candidates must pass all four test sections of the CPA Examination within a rolling eighteen-month period, which begins on the date that the first test section passed is taken.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607, (352)333-2505. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

NOTICE IS HEREBY GIVEN THAT on June 15, 2007, the Department of Environmental Protection, received a petition for variance from certain Department rules regarding a permitted construction and demolition debris disposal and recycling facility located in Polk County, Florida. The petitioner, Lawrence M. Calhoun on behalf of C.C. Calhoun, Inc., has requested a variance from subsection 62-701.730(11), Florida Administrative Code, which requires that escrow accounts established to provide financial assurance for closure be funded annually.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Richard Tedder, Program Administrator, Department of Environmental Protection, Solid Waste Section, 2600 Blair Stone Road, Tallahassee, Florida 32399-2400.

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT on May 28, 2007, the Board of Clinical Laboratory Personnel, received a petition for variance or waiver from Uyen Diem Phan, who seeks a waiver of subsection 64B3-5.008(3), Florida Administrative Code, and Section 483.812(3)(c), Florida Statutes, with respect to the qualifications requirements.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Board of Clinical Laboratory Personnel, 4052 Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257.

NOTICE IS HEREBY GIVEN THAT on June 22, 2007, the Board of Hearing Aid Specialists, received a petition for Randy Massey, seeking a waiver or variance of subsections 64B6-8.003(6), (7), (8), Florida Administrative Code, with respect to the minimum training requirements and training programs. The applicant wants the opportunity to be retested and to take another training program.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sue Foster, Board of Hearing Aid Specialists, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3253.

NOTICE OF AMENDMENT – The Board of Opticianry hereby gives notice that it has issued an Order of Intent to Grant Petition for Waiver or Variance of Rule 64B12-9.016, F.A.C., filed by the Office of the Deputy Clerk on May 23, 2007. Petitioner William L. Burger filed a Petition for Variance or Waiver of Rule 64B12-9.016, F.A.C., on February 23, 2007. The Board reviewed the Petition at its meeting held on March 5, 2007, in Jacksonville, Florida. The Board's Order of Intent to Grant Petition for Waiver or Variance determined that the Petition for Variance or Waiver should be granted on the following grounds:

1. The Petitioner seeks a waiver of Rule 64B12-9.016, Florida Administrative Code. Specifically, Petitioner seeks waiver of the rule that states that applicants, who practiced out of state, can only apply for examination within two years of ceasing to practice.
2. Section 120.542(2), Florida Statutes, provides that a petitioner seeking a variance or waiver from a particular administrative rule must show that he or she has met the purpose of the statute underlying the rule from which waiver is sought by some other means and that the application of the rule in question creates a substantial hardship or violates principles of fairness before the agency can grant such petition.
3. The Petitioner has demonstrated that he is entitled to sit for the examination due to family illness, which the Board considered an extenuating circumstance.

A copy of the Petition and the Board's Order of Intent to Grant Petition for Waiver or Variance may be obtained by contacting the Board of Opticianry, Sue Foster, Executive Director, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

NOTICE IS HEREBY GIVEN THAT on May 30, 2007, the Board of Opticianry, received a petition for Cindy Hopkins, seeking a waiver or variance of subsection 64B12-16.008(3), Florida Administrative Code, with respect to enforcement, the information required to be supplied to the Board, and the time by which it must be supplied.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sue Foster, Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

NOTICE OF AMENDMENT – The Board of Opticianry hereby gives notice that it has issued an Order of Intent to Grant Petition for Waiver or Variance of Rule 64B12-9.016, F.A.C., filed by the Office of the Deputy Clerk on May 23, 2007. Petitioner Scott K. Seiler filed a Petition for Variance or Waiver of Rule 64B12-9.016, F.A.C., on February 19, 2007.

The Board reviewed the Petition at its meeting held on March 5, 2007, in Jacksonville, Florida. The Board's Order of Intent to Grant Petition for Waiver or Variance, filed in this cause determined that the Petition for Variance or Waiver should be granted on the following grounds:

1. The Petitioner seeks a waiver of Rule 64B12-9.016, Florida Administrative Code. Specifically, Petitioner seeks waiver of the rule that states that applicants, who practiced out of state, can only apply for examination within two years of ceasing to practice.
2. Section 120.542(2), Florida Statutes, provides that a petitioner seeking a variance or waiver from a particular administrative rule must show that he or she has met the purpose of the statute underlying the rule from which waiver is sought by some other means and that the application of the rule in question creates a substantial hardship or violates principles of fairness before the agency can grant such petition.
3. The Petitioner has demonstrated that he is entitled to sit for the examination due to family illness, which the Board considered an extenuating circumstance.

A copy of the Petition and the Board's Order of Intent to Grant Petition for Waiver or Variance may be obtained by contacting the Board of Opticianry, Sue Foster, Executive Director, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE IS HEREBY GIVEN THAT on May 25, 2007, the Department of Children and Family Services, received a petition for Waiver of Rule 65C-15.017, F.A.C. The Petition was received by the Agency Clerk on May 25, 2007, from 4 Kids of South Florida and Joan Englert, assigned Case No. 07-009W. Rule 65C-15.017, F.A.C., governs the educational and work experience requirements of Persons operating or employed by a licenses child-placing agency.

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

FLORIDA HOUSING FINANCE CORPORATION

NOTICE IS HEREBY GIVEN THAT on June 25, 2007, the Florida Housing Finance Corporation, received a petition for Variance of paragraph 67-21.008(1)(b), Florida Administrative Code, from Clear Harbor, Ltd. ("Petition"). The Petition is seeking a variance of the rule which imposes certain conditions on mortgage loans issued by the Corporation under its Multi-Family Mortgage Revenue Bond Program.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street,

Suite 5000, Tallahassee, Florida 32399-1329. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m. (Eastern Standard Time), on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN THAT on June 26, 2007, the Florida Housing Finance Corporation, received a petition for Waiver of paragraphs 67-21.003(14)(j) and 67-48.004(14)(j), Florida Administrative Code, from Fox Hollow Associates, Ltd. ("Petition"). The Petition is seeking a waiver of the rule which prohibits changing the total number of units of a proposed development after submission of an application for funding.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m. (Eastern Standard Time), on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

Section VI

Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF LEGAL AFFAIRS

The **Florida Commission on the Status of Women** announces a telephone conference call to which all persons are invited.

DATE AND TIME: July 10, 2007, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Legislative Committee.

NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

A copy of the agenda may be obtained by contacting: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax (850)921-4131.

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: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax (850)921-4131. 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: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax (850)921-4131.

The Florida **Commission on the Status of Women** announces a telephone conference call to which all persons are invited.

DATE AND TIME: July 10, 2007, 11:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Awards and Recognition Committee NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

DATE AND TIME: July 11, 2007, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual Report Committee.

NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

DATE AND TIME: July 18, 2007, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Women's Hall of Fame Committee.

NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

DATE AND TIME: July 19, 2007, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Committee.

NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

DATE AND TIME: July 25, 2007, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Outreach Task Force.

NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

DATE AND TIME: July 26, 2007, 11:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Commission on the Status of Women Foundation, Inc.

NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

A copy of the agenda may be obtained by contacting: Florida Commission on the Status of Women at the Office, Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax (850)921-4131.

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.

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: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax (850)921-4131. 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: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax (850)921-4131.

The **Department of Legal Affairs** announces a meeting of the Florida New Motor Vehicle Arbitration Board to which all persons are invited.

DATES AND TIME: July 26-27, 2007, 8:15 a.m.

PLACE: Rosen Centre Hotel, 9840 International Drive, Orlando, FL 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED: Arbitrator Training

A copy of the agenda may be obtained by writing: Department of Legal Affairs, Lemon Law Arbitration Program, PL-01, The Capitol, Tallahassee, FL 32399-1050, or by telephoning (850)414-3500, ext. 4494, five days before the meeting.

Any person requiring a special accommodation to attend this meeting because of a disability or physical impairment should contact Ms. Carol Howell of the Lemon Law Arbitration Program at the number above, or if hearing or speech impaired, via the Florida Dual Relay System at 711, seven days before the meeting.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Pesticide Registration Evaluation Committee (PREC)** announces a public meeting to which all persons are invited.

DATE AND TIME: August 2, 2007, 9:00 a.m.

PLACE: Bureau of Pesticides Conference Room, 3125 Conner Boulevard, Building 6, Room 606, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee discusses and makes recommendations on pesticide registration issues impacting human health and safety and the environment.

A copy of the agenda may be obtained by contacting the Pesticide Registration Section at (850)487-2130 or from the PREC website: http://www.flaes.org/pesticide/pesticide_registration.html.

For more information, you may contact: Mr. Charlie L. Clark, Administrator, Pesticide Registration Section, 3125 Conner Boulevard, Building 6, Room 601, Tallahassee, Florida 32399-1650, (850)487-2130.

The Florida **Department of Agriculture and Consumer Services** announces a public meeting to which all persons are invited.

DATE AND TIME: August 9, 2007, 10:00 a.m. – 2:00 p.m.

PLACE: Florida Nursery, Growers and Landscape Association, 1533 Park Center Drive, Orlando, Florida 32835

GENERAL SUBJECT MATTER TO BE CONSIDERED:

- Brief Overview of the FDACS-DPI Current Initiatives
- Pest Exclusion Programs Update
- Custom Border Protection Agricultural Quarantine Inspection

A copy of the agenda may be obtained by contacting: Denise Hamm, FDACS-DPI; hammd1@doacs.state.fl.us or call (352)372-3505, ext. 107.

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 Hamm, (352)372-3505, ext. 107.

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 Denise Hamm, hammd1@doacs.state.fl.us or phone (352)372-3505, ext. 107.

The **Florida Propane Gas Safety**, Education and Research Council announces a public meeting to which all persons are invited.

DATE AND TIME: July 27, 2007, 2:30 p.m. – 4:00 p.m.

PLACE: South Seas Island Resort, Captiva Island, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Florida Propane Education, Safety and Research Council and representatives of the Florida Department of Agriculture and Consumer Services to discuss and review Council programs and budget issues.

A copy of the agenda may be obtained by contacting: Vicki O'Neil, Bureau Chief, Bureau of LP Gas Inspections, 3125 Conner Blvd., Suite N, Tallahassee, FL 32399-1650, (850)921-8001.

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.

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: Vicki O'Neil, Bureau Chief, Bureau of LP Gas Inspections, 3125 Conner Blvd., Suite N, Tallahassee, FL 32399-1650, (850)921-8001. 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: Vicki O'Neil, Bureau Chief, Bureau of LP Gas Inspections, 3125 Conner Blvd., Suite N, Tallahassee, FL 32399-1650, (850)921-8001.

DEPARTMENT OF EDUCATION

The **Florida Education Foundation** announces a public meeting to which all persons are invited.

DATE AND TIME: July 12, 2007, 8:30 a.m. – 1:00 p.m. (Or upon adjournment)

PLACE: Grand Bohemian Orlando, 325 South Orange Avenue, Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consideration of Foundation including but not limited to: Approval of minutes from April 20, 2007 meeting; Committee reports; Executive Director's report; Commissioner's report; Program updates; Math and Science Partnership for Excellence; Financial report; Revision/update of Foundation policies and procedures; and general discussion of Foundation.

A copy of the agenda may be obtained by contacting the Foundation office at (850)245-9671.

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: Office of Access and Equity at (850)245-9531 (Voice). 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 the Foundation office at (850)245-9671.

The **Florida Schools of Excellence Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: July 12, 2007, 2:00 p.m. – Completion

PLACE: Nova Southeastern University, Orlando Campus, 4850 Millenia Blvd., Room 334, Orlando, Florida 32839

GENERAL SUBJECT MATTER TO BE CONSIDERED: Per Section 1002.335(3)(c), F.S., The Florida Schools of Excellence Commission shall meet each month at the call of the chair.

A copy of the agenda may be obtained by contacting: Florida Department of Education, Attn: Jacqueline Hitchcock, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399-0400 or by calling (850)245-0502.

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: Florida Department of Education, Attn: Jacqueline Hitchcock, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399-0400 or by calling (850)245-0502. 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: Florida Department of Education, Attn: Jacqueline Hitchcock, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399-0400, (850)245-0502.

The **Florida Conflict Resolution Consortium** and the Committee for a Sustainable Emerald Coast announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, July 10, 2007, 2:00 p.m. – 3:30 p.m. (CST)

PLACE: Beach Community Bank, 17 S. E. Eglin Pkwy., Ft. Walton Beach, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Economic Diversity and Prosperity subcommittee to Refine draft principles and recommendations and review toolbox assignments.

A copy of the agenda may be obtained by contacting Lisa Fowler at (850)644-7063.

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 Lisa Fowler at (850)644-7063. 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 **Department of Education, Division of Blind Services**, Business Enterprises Program re-announces a Grievance Board meeting: all persons are invited.

DATE AND TIME: July 19, 2007, 10:00 a.m. – Until all business is concluded

PLACE: The Division of Blind Services, District Office (Conference Room), 1809 Art Museum Drive, Room 201, Jacksonville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Disagreement regarding Division's decision to cancel a Licensed Operator Facility Agreement for Material Breach.

The **Division of Blind Services**, Florida Rehab Council for the Blind announces a public meeting to which all persons are invited.

DATE AND TIME: July 19, 2007, 4:00 p.m. – 6:00 p.m.

PLACE: Hilton Garden Inn, 3333 Thomasville Rd., Tallahassee, FL 32312

GENERAL SUBJECT MATTER TO BE CONSIDERED: For consumer input on the effectiveness of services provided by the Florida Division of Blind Services in assisting individuals with visual impairments achieving employment and independence under Title I of the Rehab Act.

A copy of the agenda may be obtained by contacting: Phyllis Dill, Division of Blind Services, 14 West Jordan Street, Suite 2G, Pensacola, FL 32501, (850)595-5282, ext. 11, Phyllis.dill@dbs.fldoe.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting the local DBS office at 1(800)672-7038. 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 **Division of Blind Services**, Florida Rehab Council for the Blind announces a public meeting to which all persons are invited.

DATES AND TIMES: July 20, 2007, 8:30 a.m. – 5:00 p.m.; July 21, 2007, 8:30 a.m. – 12:00 Noon

PLACE: Hilton Garden Inn, 3333 Thomasville Road, Tallahassee, FL 32312

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting of the Florida Rehabilitation Council for the Blind.

A copy of the agenda may be obtained by contacting: Phyllis Dill, the Division of Blind Services, 14 W. Jordan St., Pensacola, FL 32501 or (850)595-5282, ext. 11.

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 Phyllis Dill at (850)595-5282, ext. 11. 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 **Gulf Coast Community College**, District Board of Trustees will hold its monthly meeting as follows: Contact person for the meeting is: Dr. Jim Kerley, President.

DATE AND TIME: July 12, 2007, 10:00 a.m.

PLACE: Gulf Coast Community College, Student Union West, Room 306

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Meeting.

DEPARTMENT OF LAW ENFORCEMENT

The **Department of Law Enforcement**, Medical Examiners Commission announces a Medical Examiners Commission Meeting announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 15, 2007, 2:00 p.m.

PLACE: Renaissance Vinoy Resort and Golf Club, 501 Fifth Avenue, N.E., St. Petersburg, Florida, 33701, (727)894-1000

GENERAL SUBJECT MATTER TO BE CONSIDERED: Medical Examiners Commission Meeting.

A copy of the agenda may be obtained by contacting: Mrs. Victoria G. Marsey, Bureau Chief, Bureau of Standards, Criminal Justice Professionalism Services, Medical Examiners Commission, Post Office Box 1489, Tallahassee, Florida 32302, (850)410-8600.

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.

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 Medical Examiners Commission Office at

(850)410-8600. 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: Mrs. Victoria G. Marsey, Bureau Chief, Bureau of Standards, Criminal Justice Professionalism Services, Medical Examiners Commission, Post Office Box 1489, Tallahassee, Florida 32302, (850)410-8600.

DEPARTMENT OF TRANSPORTATION

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

DATE AND TIME: July 25, 2007, 10:00 a.m. – Conclusion of business

PLACE: Hyatt Regency Orlando International Airport, 9300 Airport Boulevard, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Transportation Commission's Development of Performance Measures for Expressway and Transportation Authorities created under Chapters 343 and 348, Florida Statutes.

A copy of the agenda may be obtained by contacting Cathy Goodman at (850)414-4105.

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 Cathy Goodman at (850)414-4105. 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: Florida Transportation Commission, Room 176, M.S. 9, 605 Suwannee Street, Tallahassee, Florida, 32399-0450, (850)414-4105.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

The **Department of Environmental Protection**, Office of Coastal and Aquatic Managed Areas, acting as staff to the **Board of Trustees of the Internal Improvement Trust Fund** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 14, 2007, 6:30 p.m.

PLACE: New Smyrna Beach Regional Library, 1001 S. Dixie Freeway, New Smyrna Beach, FL 32168

GENERAL SUBJECT MATTER TO BE CONSIDERED: To inform the public on the management plan review process and to solicit input on issues they are interested in seeing addressed in the Mosquito Lagoon Aquatic Preserve management plan. The Mosquito Lagoon Aquatic Preserve Advisory Committee meeting will be participating.

A copy of the agenda may be obtained by contacting Mayra Ashton at (321)634-6148.

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 Mayra Ashton at (321)634-6148. 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 CITRUS

The Florida **Department of Citrus**, Florida Citrus Commission announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 18, 2007, 9:00 a.m.

PLACE: Florida Department of Citrus, 1115 East Memorial Blvd., Lakeland, Florida 33801

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will convene for the purpose of standing committee meetings, the regular monthly meeting of the Florida Citrus Commission, and may also include the annual reorganization meeting. The Commission will address issues pertaining to budget items and revisions, contracts, advertising programs, program evaluation measurements, licensing, rulemaking, and other matters addressed during monthly meetings of the Commission. The Commission may also go into closed session pursuant to the provisions of Section 286.011(8), F.S., to discuss *Citrusuco, et al v. Department of Citrus, et al.* The parties attending the closed session will be Benny W. Albritton, Jr., Robert M. Behr, Wesley W. Brumback, Michael L. Carrere, W. Cody Estes, Sr., William J. Ferrari, George T. Pantuso, Virginia S. Pena, Stephen W. Ryan, Steven M. Smith, George H. Streetman, David P. Wheeler, Ken Keck, Executive Director, Hank B. Campbell, Esq., and Edwin A. Scales, III, Esq., and may also include new commission appointees.

A copy of the agenda may be obtained by contacting Linda Gurney at (863)499-2500 or lgurney@citrus.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Bill Jones at (863)499-2500. 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 Linda Gurney at (863)499-2500 or lgurney@citrus.state.fl.us.

FLORIDA PAROLE COMMISSION

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: July 25, 2007, 8:30 a.m.

PLACE: Juvenile Regional Office, 1419 North Palafox Street, Pensacola, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery and Control Release matters as well as other Commission meeting.

A copy of the agenda may be obtained by contacting: Florida Parole Commission, 2601 Blair Stone Road, Bldg. C, Tallahassee, Florida 32399-2450.

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: Florida Parole Commission, 2601 Blair Stone Road, Bldg. C, Tallahassee, Florida 32399-2450. 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: Florida Parole Commission, 2601 Blair Stone Road, Bldg. C, Tallahassee, Florida 32399-2450.

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces a workshop to which all persons are invited.

DATE AND TIME: Wednesday, July 18, 2007, 9:30 a.m.

PLACE: Betty Easley Conference Center, Room 140, 4075 Esplanade Way, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the workshop is to discuss the Storm Hardening Plans filed with the Commission by each investor-owned utility pursuant to Rule 25-6.0342, Florida Administrative Code. The objective of this workshop is to allow parties,

interested persons, and staff to identify disputed issues and potential areas for stipulation in Docket Nos. 070297-EI, 070298-EI, 070299-EI, 070301-EI.

If you wish to comment but cannot attend the workshop, please file written workshop comments with: Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850. All comments should be filed on or before July 11, 2007 and should specifically reference Electric Storm Hardening Plan Workshop.

Emergency Cancellation of Customer Meeting.

If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the meeting will also be provided on the Commission's website <http://www.psc.state.fl.us> under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

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: Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6770. 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: Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6770.

The Florida **Public Service Commission** announces a hearing to which all persons are invited.

DATE AND TIME: Monday, July 23, 2007, 9:30 a.m.

PLACE: Betty Easley Conference Center, Room 148, 4075 Esplanade Way, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this prehearing conference is to (1) simplify the issues; (2) identify the positions of the parties on the issues; (3) consider the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) identify exhibits; (5) establish an order of witnesses; and (6) consider such other matters as may aid in the disposition of the action. Docket No. 070052-EI.

Emergency Cancellation of Customer Meeting.

If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the meeting will also be provided on the Commission's website <http://www.psc.state.fl.us> under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

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: Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6770. 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 Florida **Public Service Commission** announces a hearing to be held in the following docket, to which all interested persons are invited.

Docket No. 060822-TL – Petition for relief from carrier-of-last-resort (COLR) obligations pursuant to Section 364.025(6)(d), F.S., for two private subdivisions in Nocatee development, by BellSouth Telecommunications, Inc.

DATE AND TIME: July 24, 2007, 9:30 a.m.

PLACE: Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To permit parties to present testimony and exhibits relative to the petition for relief from carrier-of-last-resort (COLR) obligations pursuant to Section 364.025(6)(d), F.S., for two private subdivisions in Nocatee development, by BellSouth Telecommunications, Inc., and for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony on the issues identified by the parties at the prehearing conference held on July 9, 2007. The proceedings will be governed by the provisions of Chapter 120, F.S., and Chapter 25-28, F.A.C. In accordance with the Americans with Disabilities Act, persons needing a special accommodation at this conference should contact the Office of Commission Clerk no later than 48 hours prior to the conference at (850)413-6770 or via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service. Assistive Listening Devices are available at the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

The Florida **Public Service Commission**, announces a workshop to which all persons are invited.

DATE AND TIME: Wednesday, July 25, 2007, 9:30 a.m.

PLACE: Betty Easley Conference Center, Room 140, 4075 Esplanade Way, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the workshop is to discuss the Storm Hardening Plan filed with the Commission by each Investor-Owned Utility (IOU) pursuant to Rule 25-6.0342, Florida Administrative Code. The objective of this workshop is to allow parties, all interested persons and staff to identify disputes issues and potential areas for stipulation in Docket Nos. 070297-EI, 070298-EI, 070299-EI and 070301-EI.

If you wish to comment but cannot attend the workshop, please file written workshop comments with: Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850. All comments should be filed on or before July 23, 2007 and should specifically reference Electric Storm Hardening Plan Workshop.

Emergency Cancellation of Customer Meeting.

If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the meeting will also be provided on the Commission's website <http://www.psc.state.fl.us> under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

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: Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6770. 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: Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850 (850) 413-6770.

The Florida **Public Service Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 25, 2007, 6:00 p.m.

PLACE: Vantage Development Corporation Club House, 4071 Southeast 24th Street, Okeechobee, FL 34974

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this customer meeting is to give customers and other interested persons an opportunity to offer comments regarding the quality of service the utility provides, the proposed rate increase, and to ask questions and comment on other issues. Docket No. 070074-SU.

One or more of the Commissioners of the Florida Public Service Commission may attend and participate in this meeting.

Emergency Cancellation of Customer Meeting.

If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the meeting will also be provided on the Commission's website <http://www.psc.state.fl.us> under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

A copy of the agenda may be obtained by contacting: Troy Rendell, Division of Economic Regulation, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6934.

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: Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6770. 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 Florida **Public Service Commission** announces a workshop to which all persons are invited.

DATE AND TIME: Thursday, July 26, 2007, 9:30 a.m. – 5:00 p.m.

PLACE: Commission Hearing Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL 32399-0862

GENERAL SUBJECT MATTER TO BE CONSIDERED: Renewable Portfolio Standards. The purpose of the Commission workshop is to provide the Commissioners and participants a forum in which to obtain further familiarization with the issues related to renewable portfolio standards, to collect relevant data, and to discuss existing and new renewable energy options, and how best to encourage development of additional renewable energy generation. Among other things, the expected results of the workshop include identification of costs of renewable energy development and the impact on electric rates associated with establishing a renewable portfolio standard for the State of Florida.

Emergency Cancellation of Workshop.

If a named storm or other disaster requires cancellation of the workshop, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the workshop will also be provided on the Commission's website <http://www.psc.state.fl.us> under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

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: Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6770. 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: Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850 (850)413-6770.

The Florida **Public Service Commission** announces a hearing to which all persons are invited.

DATE AND TIME: Tuesday, August 7, 2007, 9:30 a.m.

PLACE: Betty Easley Conference Center, Room 148, 4075 Esplanade Way, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the hearing is to take final action on Progress Energy Florida, Inc.'s Petition to recover costs of Crystal River Unit 3 uprate through the fuel clause, and to take action on any motions or other matters that may be pending at the time of hearing. The Commission may rule on any such motions from the bench or may take the matters under advisement. Docket No. 070052-EI.

Emergency Cancellation of Customer Meeting.

If a named storm or other disaster requires cancellation of the meeting, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the meeting will also be provided on the Commission's website <http://www.psc.state.fl.us> under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

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: Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6770. 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).

REGIONAL PLANNING COUNCILS

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

DATE AND TIMES: July 16, 2007, Executive Committee, 3:00 p.m.; Regular Business Meeting, 4:00 p.m.

PLACE: Okaloosa Water and Sewer Building, 1804 Lewis Turner Blvd., Fort Walton Beach, Florida 32547

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

A copy of the agenda may be obtained by contacting www.wfrpc.org.

For more information, you may contact www.wfrpc.org or (850)332-7976.

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

DATE AND TIME: July 16, 2007, 2:00 p.m.

PLACE: Charles F. Justice Conference Room, North Central Florida Regional Planning Council offices, 2009 N. W. 67 Place, Gainesville, FL 32653-1603

GENERAL SUBJECT MATTER TO BE CONSIDERED: To hold the fourth in a series of the region's Comprehensive Economic Development Strategy (CEDS) Committee meetings

to set economic development priorities for the next five years. Information will be available upon request from the business address listed at the end of this notice. This is a re-advertisement to change the scheduling of the July meeting. A copy of the agenda may be obtained by contacting: Jayne Moraski, Economic Development Director, North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida 32653-1603 or by emailing moraski@ncfrpc.org.

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by calling (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The District 5, **Local Emergency Planning Committee** announces a public meeting to which all persons are invited.

Training Subcommittee

DATE AND TIME: Wednesday, July 18, 2007, 9:30 a.m.

Local Emergency Planning Committee

DATE AND TIME: Wednesday, July 18, 2007, 10:30 a.m.

PLACE: Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34471-0323

GENERAL SUBJECT MATTER TO BE CONSIDERED: Chairman report, Committee updates, and other organizational matters regarding the committees.

A copy of the agenda may be obtained by contacting Michael Arnold at (352)732-1315, ext. 228.

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.

The **Withlacoochee Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: July 19, 2007, 7:00 p.m.

PLACE: Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34471-0323

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Council, including the 2007-2008 Budget.

A copy of the agenda may be obtained by contacting: Executive Director, Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34471-0323.

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.

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

DATE AND TIME: July 20, 2007, 9:30 a.m.

PLACE: Wolf High Technology Center, Indian River Community College Chastain Campus, 2400 S. E. Salerno Road, Stuart, FL 34997

GENERAL SUBJECT MATTER TO BE CONSIDERED: The conduct the monthly meeting of the Council.

A copy of the agenda may be obtained by contacting Liz Gulick at (772)221-4060.

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.

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. 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 Liz Gulick at (772)221-4060.

REGIONAL TRANSPORTATION AUTHORITIES

The **South Florida Regional Transportation Authority** announces a workshop to which all persons are invited.

DATE AND TIME: Friday, July 13, 2007, 9:30 a.m.

PLACE: Rooms 1110A-B, Florida Atlantic University's Higher Education Building, 111 East Las Olas Boulevard, 11th Floor, Fort Lauderdale, Florida 33301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Strategic Planning Session.

A copy of the agenda may be obtained by contacting the Executive Office at (954)788-7915.

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.

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: Executive Office, 800 N. W. 33rd Street, Suite 100,

Pompano Beach, Florida 33064. 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 **South Florida Regional Transportation Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, July 13, 2007, 10:00 a.m.

PLACE: Board Room of SFRTA's Administrative Offices, 800 N. W. 33rd Street, Pompano Beach, FL 33064

GENERAL SUBJECT MATTER TO BE CONSIDERED: Citizen's Advisory Committee.

A copy of the agenda may be obtained by contacting the SFRTA Executive Office at (954)788-7915.

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.

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 SFRTA Executive Office at (954)788-7915. 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 **South Florida Regional Transportation Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 18, 2007, 10:00 a.m.

PLACE: Board Room, SFRTA's Administrative Offices, 800 N. W. 33rd Street, Pompano Beach, FL 33064

GENERAL SUBJECT MATTER TO BE CONSIDERED: Planning Technical Advisory Committee Meeting.

A copy of the agenda may be obtained by contacting the SFRTA Planning Office at (954)788-7928.

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.

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: Executive Office, 800 N. W. 33rd Street, Suite 100, Pompano Beach, Florida 33064. 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).

WATER MANAGEMENT DISTRICTS

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

DATES AND TIME: July 12-13, 2007, 7:00 a.m.

PLACE: Intercontinental Miami Hotel, 2505 N. W. 87th Avenue, Miami, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: FLORIDA SUMMIT GLOBAL CLIMATE CHANGE CONFERENCE: To discuss the impact of climate change in Florida, develop best practices related to alternative fuels and emission standards and help shape procedures for state agencies and future legislation. Ad 20336.

A copy of the agenda may be obtained by contacting: SWFWMD Executive Department, 2379 Broad Street, Brooksville, Florida 34604, 1(800)423-1476 (Florida) or (352)796-7211, extension 4606.

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.

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 General Services Department at 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only 1(800)231-6103. 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 SWFWMD Executive Department at the address above.

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

DATE AND TIME: Thursday, July 12, 2007, 9:00 a.m.

PLACE: TECO Center, Nature Classroom, 13100 Verges Road, Thonotosassa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: CANCELLATION: The budget session will occur at the regular July 31, 2007, Governing Board Meeting. Ad 20336.

A copy of the agenda may be obtained by contacting: SWFWMD Executive Department, 2379 Broad Street, Brooksville, Florida 34604, 1(800)423-1476 (Florida) or (352)796-7211, extension 4606.

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.

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 General Services Department at 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only 1(800)231-6103. 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 the SWFWMD Executive Department at the address above.

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

DATES AND TIME: July 18-20, 2007, 8:00 a.m.

PLACE: Marriott Resort and Golf Club, 400 South Collier Boulevard, Marco Island, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: ENVIRONMENTAL PERMITTING 2007 PRE-SCHOOL AND SUMMER SCHOOL: Advanced instruction on Florida's environmental permitting programs.

A copy of the agenda may be obtained by contacting: SWFWMD Executive Department, 2379 Broad Street, Brooksville, Florida 34604, 1(800)423-1476 (Florida) or (352)796-7211, extension 4606.

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.

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 General Services Department at 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only 1(800)231-6103. 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 the SWFWMD Executive Department at the address above.

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

Peer Review Workshop for the Kissimmee Chain of Lakes Long Term Management Plan

DATE AND TIME: Friday, July 20, 2007, 10:00 a.m. – 5:00 p.m.

PLACE: Osceola County Extension Services, Osceola Heritage Park, 1921 Kissimmee Valley Lane, Kissimmee, FL 34744

GENERAL SUBJECT MATTER TO BE CONSIDERED: The South Florida Water Management District has selected three experts with backgrounds in ecology, biology, and water resource management to participate in a peer review panel to evaluate the scientific and technical information compiled for the Kissimmee Chain of Lakes Long-Term Management Plan (KCOL LTMP). The peer review panel will be judging the quality and credibility of the science and assumptions used to develop the plan.

A copy of the agenda may be obtained by contacting Bridgett Tolley at 1(800)250-4250, ext. 3806, seven (7) days before the meeting.

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.

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 District Clerk's office at (561)682-2087. 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 District Clerk's office at (561)682-2087.

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

DATE AND TIME: August 14, 2007, 10:00 a.m. – 4:00 p.m.

PLACE: Westgate River Ranch Resort, Lodge (SR 60, 30 miles west of YeeHaw Junction)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Identify key issues regarding public use on SFWMD owned lands on the Lower Kissimmee Chain of Lakes.

A copy of the agenda may be obtained by website <http://consensus.fsu.edu/FWC/kcl.html> or by contacting: Florida Conflict Resolution Consortium, Florida State University, Shaw Bldg., Suite 132, 2031 E. Paul Dirac Dr., Tallahassee, FL 32310.

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 District Clerk's office at (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact the District Clerk's office at (561)682-2087.

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

Lake Belt Mitigation Committee

DATE AND TIME: September 20, 2007, 9:00 a.m.

PLACE: SFWMD, Kissimmee River Conference Room B2, 3rd Floor East, 3301 Gun Club Road, West Palm Beach, FL 33406. Teleconference information: Local SFWMD (561)682-6700, Nationwide Toll Free: 1(866)433-6299, Meeting ID #: 9235.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Lake Belt Mitigation Committee (LBMC), created pursuant to Section 373.41492, Florida Statutes, to discuss a variety of Lake Belt issues.

A copy of the agenda may be obtained by contacting Susan Brown at (561)682-2743, <http://www.sfwmd.gov/org/pld/proj/lakebelt/mitigcom.html>

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.

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 days before the workshop/meeting by contacting the District Clerk's office at (561)682-2087. 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 District Clerk's office at (561)682-2087.

COMMISSION FOR THE TRANSPORTATION DISADVANTAGED

The Florida **Commission for the Transportation Disadvantaged** held an emergency Commission meeting on:

DATE: June 14, 2007

GENERAL SUBJECT MATTER TO BE CONSIDERED: Due to the discontinuation of Medicaid transportation services in Palm Beach County. The discontinuation of transportation services to the transportation disadvantaged is an immediate danger to the health, safety, and welfare of those persons.

Action Taken: The Commission moved and accepted a motion to order a declaration of emergency in Palm Beach County.

The Commission moved and accepted a motion to designate MV Transportation as the Subcontracted Transportation Provider in Palm Beach County effective July 1, 2007.

REGIONAL UTILITY AUTHORITIES

The **Withlacoochee Regional Water Supply Authority** announces a public meeting on Rule 49C-1.011, Meetings, F.A.C., to which all persons are invited.

DATE AND TIME: Wednesday, July 18, 2007, 4:30 p.m.

PLACE: City Commission Chambers, City Hall, 151 S. E. Osceola Avenue, 2nd Floor, Ocala, FL 34471

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct regular business of the Authority.

A copy of the agenda may be obtained by contacting: Withlacoochee Regional Water Supply Authority at P. O. Drawer 190, Tallahassee, FL 32302 or at www.WRWSA.org under "minutes and notices," "current agenda."

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 Jackson Sullivan at (850)513-3605.

The **Peace River/Manasota Regional Water Supply Authority** announces the following public hearing to which the public is invited.

DATE AND TIME: Wednesday, July 25, 2007, 9:30 a.m.

PLACE: Bradenton City Hall, City Council Chambers, 101 Old Main Street, Bradenton, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct regular business of the Authority and Public Hearing for adoption of the Authority's FY-08 Final Budget.

A copy of the agenda may be obtained by writing to: Peace River/Manasota Regional Water Supply Authority, 6311 Atrium Drive, Suite 100, Bradenton, Florida 34202.

Although Authority board meetings are normally recorded, affected persons are advised it may be necessary for them to ensure a verbatim record of the meeting is made, including testimony and evidence upon which an appeal is to be based.

Persons with disabilities who need assistance may call (941)316-1776, at least two business days in advance to make appropriate arrangements.

DEPARTMENT OF MANAGEMENT SERVICES

The **Agency for Workforce Innovation, Office of Early Learning** announces a workshop on Rules 60BB-4.100, Definitions, 60BB-4.610, School Readiness Education Standards; 60BB-4.611, Child Performance Standards, 60BB-4.612, Developmentally Appropriate Curricula and

Character Development Programs, 60BB-4.613, Developmental Screening; 60BB-4.614, Referral of Children With Suspected Developmental Delays or Disabilities for Formal Evaluation; 60BB-4.615, Instructional Assessments; 60BB-4.616, Accountability Assessments, F.A.C., to which all persons are invited.

DATE AND TIME: July 20, 2007, 3:30 p.m. – 5:30 p.m. or until close of business

PLACE: Hyatt Regency Hotel, 211 North Tampa Street, Tampa, Florida, (813)225-1234

GENERAL SUBJECT MATTER TO BE CONSIDERED: School readiness programs' performance standards and outcome measures which include, but are not limited to, educational requirements such as developmentally appropriate curricula, character development programs, age-appropriate assessments of children's development and pretests administered to children when they enter a program and posttests administered to children when they leave the program.

A copy of the agenda will be available at the Workshop.

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: Veronica Moss at (850)245-7150. 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 Kelley Cramer at (850)245-7150.

State of Florida, **State Technology Office** announces a Chief Information Officers (CIO) Council meeting to which all persons are invited.

DATE AND TIME: Monday, July 16, 2007, 10:00 a.m. – 12:00 Noon

PLACE: Betty Easley Conference Center, Room 180, 4075 Esplanade Way, Tallahassee, FL 32399-0850

GENERAL SUBJECT MATTER TO BE CONSIDERED: To enhance communication among the Chief Information Officers of all state agencies and assist in identifying critical statewide information technology issues.

If you would like an agenda for this meeting or require special accommodations due to disability or physical impairment, please contact Jeff Griffin at griffij@doacs.state.fl.us, (850)922-2931.

The **Commission on Human Relations** announces a public meeting to which all persons are invited.

DATES AND TIME: July 23-24, 8:30 a.m.

PLACE: Broward County Courthouse/Public Defender's Office, 201 S. E. 6th Street, Ft. Lauderdale, FL 33301

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will be held to discuss the daily functions and activities of the Commission.

A copy of the agenda may be obtained by contacting Alicia Maxwell at (850)488-7082, ext. 1001.

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.

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 Alicia Maxwell at (850)488-7082, ext. 1001. 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 Alicia Maxwell at (850)488-7082, ext. 1001.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The **Construction Industry Licensing Board** announces a public meeting to which all persons are invited.

DATES AND TIME: Wednesday, November 14, 2007; Thursday, November 15, 2007; Friday, November 16, 2007, 8:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Committee, Disciplinary Actions, and General Session meetings of the Board.

A copy of the agenda may be obtained by contacting: Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-1039.

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.

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 Andy Janecek at (850)922-2701. 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 **Board of Cosmetology** announces a public meeting to which all persons are invited.

DATES AND TIME: Monday, July 23, 2007; Tuesday, July 24, 2007, 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: General meeting of the board to conduct regular business.

A copy of the agenda may be obtained by contacting: Florida Board of Cosmetology, 1940 North Monroe Street, Tallahassee, FL 32399-0790.

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.

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. 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).

NOTICE OF CANCELLATION – The Florida **Board of Professional Engineers** and the Florida Engineers Management Corporation announces a public meeting by conference call to which all persons are invited.

DATE AND TIME: Wednesday, June 27, 2007, 10:00 a.m. – Conclusion of meeting

PLACE: Conference Call In: 1(866)895-8146, Pass Code 5210500

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the 2007-2008 Contract.

A copy of the agenda may be obtained by writing: Florida Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32303.

If any person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, they will need a record of the proceedings, and for such purposes they may need to ensure that a verbatim record of the proceedings is made, which record will include the testimony and evidence upon which the appeal is to be made.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Board at least forty-eight (48) hours before the meeting by contacting Carrie A. Flynn at (850)521-0500.

NOTICE OF CANCELLATION – The **Florida Engineers Management Corporation** announces a public meeting to which all persons are invited.

MEETING: FEMC Board Operations Management Report Sub-Committee

DATE AND TIME: Wednesday, June 27, 2007, 10:00 a.m. – Conclusion of meeting

PLACE: 2507 Callaway Road, Suite 200, Tallahassee, Florida, 1(866)895-8146, Passcode 5210500

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of job description and operations of FEMC Corporation.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Board at least forty-eight (48) hours before the meeting by contacting Paul J. Martin at (850)521-0500.

The **Florida Engineers Management Corporation** and the Florida **Board of Professional Engineers** announces a public meeting by conference call to which all persons are invited.

DATE AND TIME: Wednesday, July 11, 2007, 9:00 a.m.

PLACE: 2507 Callaway Road, Suite 200, Tallahassee, Florida, 1(866)895-8146, Passcode 5210500

GENERAL SUBJECT MATTER TO BE CONSIDERED: Operations of the FEMC Corporation and the 2007-2008 Contract.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Board at least forty-eight (48) hours before the meeting by contacting Carrie A. Flynn at (850)521-0500.

The **Florida Engineers Management Corporation** announces a public meeting, to which all persons are invited.

DATE AND TIME: Tuesday, July 31, 2007, 9:00 a.m.

PLACE: 2507 Callaway Road, Suite 200, Tallahassee, Florida, 1(866)895-8146, Passcode 5210500

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review of the resumes that were received for the President/Executive Director position.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Board at least forty-eight (48) hours before the meeting by contacting Carrie A. Flynn at (850)521-0500.

The **Florida Engineers Management Corporation** announces a public meeting by conference call to which all persons are invited.

DATE AND TIME: Thursday, August 9, 2007, 9:00 a.m.

PLACE: Conference Call In: 1(866)895-8146, Passcode 5210500

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the resumes received for the President/Executive Director position.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Board at least forty-eight (48) hours before the meeting by contacting Carrie A. Flynn at (850)521-0500.

The **Florida Engineers Management Corporation** and the Florida **Board of Professional Engineers** announces a public meeting by conference call to which all persons are invited.

DATE AND TIME: Thursday, August 30, 2007, 9:00 a.m.

PLACE: Conference Call In: 1(866)895-8146, Passcode 5210500

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the 2007-2008 Contract.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Board at least forty-eight (48) hours before the meeting by contacting Carrie A. Flynn at (850)521-0500.

The **Board of Professional Geologists** announces a public meeting to which all persons are invited.

DATES AND TIME: July 25, 2007, 1:00 p.m.; July 26, 2007, 9:00 a.m.

PLACE: Grand Hyatt Tampa Bay, 2900 Bayport Drive, Tampa, Florida 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business of the Board.

A copy of the agenda may be obtained by contacting: Richard Morrison, Executive Director, Board of Professional Geologists, 1940 North Monroe Street, Tallahassee, Florida 32399-0756.

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.

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 Richard Morrison at (850)487-1395. 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: Richard Morrison, Executive Director, Board of Professional Geologists, 1940 North Monroe Street, Tallahassee, Florida 32399-0756.

The Probable Cause Panel of the **Florida Real Estate Commission** announces a meeting to which all interested persons are invited. Portions of the probable cause proceedings are not open to the public.

DATE AND TIME: Monday, July 16, 2007, 2:00 p.m. or the soonest thereafter

PLACE: Zora Neale Hurston Building, North Tower, Suite 901N, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases to determine probable cause and to conduct a public meeting to review cases where probable cause was previously found.

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.

Any person who desires a special accommodation at this meeting because of a disability or physical impairment should contact the Division of Real Estate at (407)245-0800 (between the hours of 8:30 a.m. – 4:00 p.m.) at least five calendar days prior to the meeting. If you are hearing or speech impaired, please call the Real Estate Division using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

DATES AND TIME: Tuesday, July 17, 2007; Wednesday, July 18, 2007, 8:30 a.m.

PLACE: Division of Real Estate, Conference Room N901, North Tower, 400 West Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of Commission – among topics included, but not limited to, are proposed legislation affecting Chapter 475, Part I, F.S., rule development workshops, Florida Administrative Code 61J2 rule amendments, budget discussions, escrow disbursement requests, recovery fund claims, education issues, petitions for declaratory statement, petitions for rule variance/waiver, and disciplinary actions.

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 writing to: Deputy Clerk, Florida Real Estate Commission, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

If a person decides to appeal a decision made by the Commission, with respect to any matter considered at this meeting or hearing, a record of the proceedings for such purpose, upon which the appeal is based, may be required.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Department of Business and Professional Regulation at (407)245-0800, at least five (5) calendar days prior to the

meeting. If you are hearing or speech impaired, please call the Division of Real Estate using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Florida Real Estate Commission** announces a public workshop regarding Rule 61J2-14.008, F.A.C., Definitions, to which all persons are invited.

DATE AND TIME: July 17, 2007, 8:30 a.m. or soonest thereafter

PLACE: Department of Business and Professional Regulation, Division of Real Estate, Room N901, 400 W. Robinson Street, Hurston Building, North Tower, Orlando, Florida 32801, (407)245-0800

GENERAL SUBJECT MATTER TO BE CONSIDERED: To clarify the Division's lack of jurisdiction over escrow funds placed with a title company or attorney and not held by a licensed real estate broker.

A copy of the agenda may be obtained by writing to: Lori Crawford, Deputy Clerk, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite 801N, Orlando, Florida 32801.

Any person requiring a special accommodation at this workshop because of a disability or physical impairment should contact the Division of Real Estate at (407)481-5632 (between the hours of 9:00 a.m. and 4:00 p.m.) at least five calendar days prior to the workshop. If you are hearing or speech impaired, please call the Florida Real Estate Commission using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

The **Department of Environmental Protection**, Clean Boating Partnership announces a public meeting to which all persons are invited.

DATES AND TIME: Thursday, July 26, 2007; Friday, July 27, 2007, 8:30 a.m. – 12:00 Noon

PLACE: Crowne Plaza Pensacola Grand Hotel, 200 East Gregory Street, Pensacola, Florida 32501

GENERAL SUBJECT MATTER TO BE CONSIDERED: This third quarterly meeting for 2007 is to review discussion items and recommendations concerning the Department of Environmental Protection's Clean Marina and Clean Vessel Act Programs.

A copy of the agenda may be obtained by contacting: Brenda Leonard, (850)245-2847, Florida Department of Environmental Protection, Division of Law Enforcement, 3900 Commonwealth Blvd., MS 665, Tallahassee, FL 32399-3000.

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 Brenda Leonard at (850)245-2847. 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 **Department of Environmental Protection**, Office of Greenways and Trails announces a telephone conference call to which all persons are invited.

DATE AND TIME: July 13, 2007, 9:00 a.m.

PLACE: Please call (850)245-2065 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a public meeting by telephone conference call of the Recreational Trails Program Advisory Committee. The committee will discuss the priority list for the 2007 submission cycle.

A copy of the agenda may be obtained by contacting: Alexandra Weiss, Office of Greenways and Trails, State of Florida Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station 795, Tallahassee, Florida 32399-3000, (850)245-2065.

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 Alexandra Weiss. 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 Alexandra Weiss.

DEPARTMENT OF HEALTH

The **Correctional Medical Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: July 19, 2007, 1:00 p.m. – 4:00 p.m.

PLACE: 4030 Esplanade Way, Building 4030, Room 258, Tallahassee, FL 32399, 1(888)808-6959 (Toll Free), Conference Code: 2454583

GENERAL SUBJECT MATTER TO BE CONSIDERED: Continued discussion of issues relating to correctional health care in the Florida Department of Corrections.

A copy of the agenda may be obtained by contacting: Correctional Medical Authority, Executive Director, 4052 Bald Cypress Way, Bin B-04, Tallahassee, FL 32399-1732, (850)245-4557.

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

calling Suzanne Wieczorek at (850)245-4557. 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 Suzanne Wieczorek at (850)245-4557.

The **Board of Clinical Laboratory Personnel** announces a workshop to which all persons are invited.

DATE AND TIME: Friday, July 20, 2007, 9:00 a.m.

PLACE: Sheraton Suites Plantation, 311 N. University Drive, Plantation, Florida 33324, (954)424-3300

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of Rule Chapter 64B3, Florida Administrative Code.

A copy of the agenda may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257 or accessing www.doh.state.fl.us/mqa/ClinLab/index.html.

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.

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. 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 **Board of Clinical Laboratory Personnel** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, July 20, 2007, 10:00 a.m.

PLACE: Sheraton Suites Plantation, 311 N. University Drive, Plantation, Florida 33324, (954)424-3300

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board business.

A copy of the agenda may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257 or accessing www.doh.state.fl.us/mqa/ClinLab/index.html.

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.

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. 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 Probable Cause Panel of the **Board of Massage Therapy** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 25, 2007, 6:00 p.m. or soon thereafter

PLACE: Crowne Plaza, 7800 Universal Blvd., Orlando, FL 32819

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

A copy of the PUBLIC portion of the agenda may be obtained by writing to: Samantha DiConcilio, Department of Health, Prosecution Services, 4052 Bald Cypress Way, Bin #C-65, Tallahassee, FL 32399.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Practitioner Regulation Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required.

The Practitioner Regulation Section may be contacted at: 4052 Bald Cypress Way, #C-06, Tallahassee, FL 32399, 1(800)955-8771 (TDD) or 1(800)955-8770 via Florida Relay Service.

The Florida **Board of Massage Therapy** announces a public meeting to which all persons are invited.

DATES AND TIME: Thursday, July 26, 2007; Friday, July 27, 2007, 9:00 a.m., or shortly thereafter

PLACE: Crowne Plaza, 7800 Universal Blvd., Orlando, FL 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board business.

A copy of any item on the agenda may be obtained by writing: Pamela King, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, or you may call (850)488-0595. You will be charged seventeen cents per page for the number of copies desired.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he may need to ensure that a verbatim record of the proceedings is made, which records includes the testimony and evidence upon which the appeal is to be based.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Christy Robinson, (850)488-0595, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Christy Robinson using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Board of Medicine**, Credentials Committee announces a meeting to which all persons are invited.

DATE AND TIME: Friday, July 20, 2007, 1:00 p.m. or soon thereafter

PLACE: Amelia Island Plantation, Amelia Island, 6800 First Coast Hwy., A1A South, Amelia Island, FL 32034, (904)261-6161

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Committee.

A copy of the agenda may be obtained by writing to: Larry McPherson, Board Director, Medical Quality Assurance, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

Please note that if a person decides to appeal any decision made by the committee with respect to any matter considered at the above cited meeting or hearing, he will need a record of the proceedings, and for such purpose, he may need to insure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, (850)245-4131, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Florida Board of Medicine using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Board of Medicine**, Expert Witness Committee, announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 1, 2007, 12:30 p.m.

PLACE: Meet Me Number: 1(888)808-6959, Conference Code: 2454131

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Board.

A copy of the agenda may be obtained by contacting: Gwyn Willis at (850)245-4131, ext. 3532 or www.Gwyn_Willis@doh.state.fl.us.

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.

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 Gwyn Willis at (850)245-4131 or www.Gwyn_Willis@doh.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 Florida **Board of Medicine**, Dietetics-Nutrition/Electrolysis Committee announces a meeting to which all persons are invited.

DATE AND TIME: Friday, August 10, 2007, immediately following the Board Meeting

PLACE: Embassy Suites, 1100 S. E. 17th Street, Ft. Lauderdale, FL 33316, (954)527-2700

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Board.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, (850)245-4131, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Florida Board of Medicine using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing to: Larry McPherson, Board Director, Medical Quality Assurance, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above cited meeting or hearing, he will need a record of the proceedings, and for such purpose, may need to insure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based. A verbatim tape record of the proceeding may be obtained from a court reporter, if present, or an audio record from the Board Director.

The **Department of Health, Board of Psychology** announces a public meeting to which all persons are invited.

DATES AND TIMES: July 26, 2007, 3:00 p.m. or soon thereafter; July 27, 2007, 9:00 a.m. or soon thereafter

PLACE: The Hyatt Regency Hotel, 9300 Airport Blvd., Orlando, FL 32827

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel Meeting and General Business Meeting.

A copy of the agenda may be obtained by contacting: Department of Health, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, FL 32399-3255 or by calling the board office at (850)245-4373, ext. 3467.

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting the board office at (850)488-0595. 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 CHILDREN AND FAMILY SERVICES

The **Council on Homelessness** announces a meeting of the statewide Council on Homelessness to which all interested persons are invited.

DATE AND TIME: July 24, 2007, 9:00 a.m. – 2:00 p.m.

PLACE: Department of Children and Family Services, 1317 Winewood Boulevard, Building 4, Tallahassee, Florida. For those who are unable to attend in person, access via a conference call is available by calling 1(888)808-6353, conference code number 9229760.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Council will discuss agenda items deferred from the June 4, 2007 statewide Council on Homelessness Meeting.

A copy of the agenda for the meeting can be obtained from the Office on Homelessness, by calling (850)922-4691.

Pursuant to Section 286.26, Florida Statutes, any disabled person wishing to access this meeting, who may be in need of special assistance, should contact the Office on Homelessness at (850)922-4691, at least 48 hours in advance of the meeting.

The **Council on Homelessness** announces a series of conference call meetings of its Barriers & Support Services, Data Collections, Supportive Housing Development, Discharge Planning, Continuum of Care Capacity, Education and Executive Committees, to which all persons are invited.

COMMITTEE: Barriers & Support Services
 DATE AND TIME: Tuesday, August 7, 2007, 2:00 p.m. – 3:00 p.m.

PLACE: Conference Call 1(888)808-6959, Conference Code 9229760

COMMITTEE: Continuum of Care Capacity
 DATE AND TIME: Wednesday, August 1, 2007, 10:00 a.m. – 11:00 a.m.

PLACE: Conference Call 1(888)808-6959, Conference Code 9229760

COMMITTEE: Planning/Executive
 DATE AND TIME: Monday, August 6, 2007, 3:00 p.m. – 4:00 p.m.

PLACE: Conference Call 1(888)808-6959, Conference Code 9229760

COMMITTEE: Supportive Housing
 DATE AND TIME: Thursday, August 9, 2007, 2:00 p.m. – 3:00 p.m.

PLACE: Conference Call 1(888)808-6959, Conference Code 9229760

COMMITTEE: Education
 DATES AND TIME: Thursday, July 19, 2007; Thursday, August 16, 2007, 2:00 p.m. – 3:00 p.m.

PLACE: Conference Call 1(888)808-6959, Conference Code 9229760

COMMITTEE: Discharge Planning
 DATES AND TIME: July 20, 2007; August 17, 2007, 10:00 a.m. – 11:00 a.m.

PLACE: Conference Call 1(888)808-6959, Conference Code 9229760

GENERAL SUBJECT MATTER TO BE CONSIDERED: These conference calls will address the committees' continued development of policy recommendations and work tasks to address the Council's Strategic Plan to reduce the number of persons who may be facing homelessness in Florida.

A copy of the agenda for the conference calls may be obtained by contacting: Tom Pierce, State Office on Homelessness, 1317 Winewood Boulevard, Tallahassee, FL 32399-0700, (850)922-9850, Tom_Pierce@dcf.state.fl.us.

Pursuant to Section 286.26, Florida Statutes, any disabled person wishing to access this meeting who may be in need of special assistance should contact the Office on Homelessness at (850)922-4691, at least 48 hours in advance of this meeting.

FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: July 26, 2007, 4:00 p.m.
 PLACE: Florida Housing Finance Corporation, Seltzer Room, 227 North Bronough Street, Suite 5000, Tallahassee, FL 32301-1399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the 2006 Audited Financial Statements of Florida Housing Finance Corporation with the Board of Directors and respond to any comments or questions from the Florida Housing Finance Corporation Board of Directors.

A copy of the agenda may be obtained by contacting Juanita Boothe-Thompson at (850)488-4197.

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

agency at least 5 days before the workshop/meeting by contacting Juanita Boothe-Thompson at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DATE AND TIME: July 27, 2007, 9:00 a.m. – Until adjourned

PLACE: Tallahassee City Hall Commission Chambers, 300 Adams Street, Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED:

1. Consider financing and acknowledgement resolutions for various multifamily developments, under any multifamily program, including the ranking of developments.
2. Consider appointment of professionals including but not limited to trustee and/or originator/servicer for upcoming and/or past multifamily programs and single-family programs.
3. Consider approval of all bond documents for and terms of all upcoming single-family and multifamily bond sales, including those secured by third-party guarantors, letters-of-credit, insurance or other mechanisms.
4. Consider adopting resolutions authorizing negotiated or competitive sale of bonds on various single-family and multifamily issues.
5. Consider directing Staff to submit summaries of various TEFRA/Public Hearings to the Governor.
6. Consideration of policy issues concerning ongoing and upcoming single-family bond issues including initiation of request for proposals on an emergency basis, and structuring new issues.
7. Consideration of all necessary actions with regard to the Multifamily Bond Program.
8. Consideration of approval of underwriters for inclusion on approved master list and teams.
9. Consideration of all necessary actions with regard to the HOME Rental Program.
10. Consideration of all necessary actions with regard to the HC (Housing Credits) Program.
11. Consideration of all necessary actions with regard to the SAIL (State Apartment Incentive Loan) Program.
12. Consideration of all necessary actions with regard to the SHIP (State Housing Initiatives Partnership) Program.
13. Consideration of all necessary actions with regard to the PLP (Predevelopment Loan) Program.
14. Consideration of all necessary actions with regard to the Homeownership Programs.
15. Consideration of all necessary actions for initiating new rules or rule amendments on an emergency or non-emergency basis.

16. Consideration of Appeals from Universal Cycle ranking and grading with entry of final orders.
17. Consideration of workouts or modifications for existing projects funded by the Corporation.
18. Consideration of matters relating to the stated purpose of the Corporation to provide safe and sanitary housing that is affordable for the residents of Florida.
19. Consideration of funding additional reserves for the Guarantee Fund.
20. Consideration of audit issues.
21. Evaluation of professional and consultant performance.
22. Such other matters as may be included on the Agenda for the July 27, 2007, Board Meeting.

A copy of the agenda may be obtained by contacting: Sheila Freaney, Board Liaison, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197, or by visiting the Corporation's website at www.floridahousing.org.

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.

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 Sheila Freaney at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FINANCIAL SERVICES COMMISSION

The **Financial Services Commission** announces a public hearing to which all persons are invited:

DATE AND TIME: July 31, 2007, during a regular meeting of the Financial Services Commission.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rule 69O-170; Part I, Florida Administrative Code, published on July 1, 2007 in Vol. 31, No. 26, of the *Florida Administrative Weekly*. A notice of change was published on May 25, 2007 in Vol. 33, No. 21.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the contact person at least 5 calendar days before the program by contacting Michael Milnes at E-mail Michael.milnes@fldfs.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 FULL TEXT OF THE PROPOSED RULES IS:

690-170.005 Use of Filed Rates.

(1) This rule applies to all property and casualty insurance to which Section 627.062 or 627.0651, F.S., applies.

(a) Section 627.062, F.S., applies to property, casualty and surety insurance on subjects of insurance resident, located, or to be performed in Florida.

(b) Section 627.062 does not apply to the following:

1. Reinsurance, except joint reinsurance as provided in Section 627.311, F.S.

2. Insurance against loss of or damage to aircraft, their hulls, accessories, or equipment.

3. Liability arising out of the ownership, maintenance, or use of aircraft, other than workers' compensation and employer's liability.

4. Insurance of vessels or craft, their cargoes, marine builders' risks, marine protection and indemnity, or other risks commonly insured under ocean marine coverages.

5. Surplus lines insurance placed under the provisions of Sections 626.913-626.937, F.S.

6. Health insurance.

(2) ~~Any~~ Each insurer making a rate filing made with the Office shall pursuant to Section 627.062, F.S., for all applicable classes, may elect whether to file rates are filed as "file and use" or "use and file;" as defined in Section 627.062(2) or 627.0651(1), F.S.

(a) "File and use" is defined as a rate filing made at least 60 days before the proposed effective date and which filing is not implemented during the Office's review of the filing and any proceeding or judicial review.

(b) "Use and file" is defined as rate filing made less than 60 days before the proposed effective date or no later than 30 days after the effective date.

(3) The filing of rates as ~~required in Section 627.062(2)(a)1. and 2., F.S.,~~ requires that specific rates be filed and precludes the filing of ranges of rates.

(4) ~~All rate filings shall be submitted pursuant to Rule 690-170.013, F.A.C. Each insurer making rate filings pursuant to Section 627.062 F.S., shall state in a cover letter or filing memorandum whether the filing is submitted as "file and use" or "use and file."~~

(5) ~~If "file and Use" is selected, the insurer shall include, as part of the filing, the proposed effective date for new and renewal business.~~

(5)(6) For If "use and file" filings, any filing which is not made within the timelines provided by statute, e.g., the filing is received by the Office more than 30 days after the effective date, shall result in the Office's issuance of a Notice of Intent to

~~disapprove is selected, the insurer shall include, as part of the filing, final printed manual pages and effective dates for new and renewal business.~~

(6)(a) Changing the filing designation during the review of the filing from "file and use" to "use and file" or from "use and file" to "file and use", shall constitute a withdrawal of the filing and require a timely resubmission under the revised filing type as a new filing.

(b) Notwithstanding the above and following the approval of the filing by the Office, pursuant to Section 627.062 or 627.0651, F.S., the filer may amend the effective date for a "file and use" filing to be shorter than the 90 or 60 days indicated in Section 627.062 or 627.0651, F.S., as long as the amended effective date is subsequent to the approval of the Office and provides the required statutory policyholder notice.

Specific Authority 624.308(1) FS. Law Implemented 624.307(4), 627.062, 627.0651 FS. History—New 10-21-87, Formerly 4-72.005, Amended 1-27-92, Formerly 4-170.005, Amended _____.

690-170.006 Rate Manual Filings and Revisions.

~~(1) All companies authorized to write property, casualty, surety and private passenger automobile lines of insurance excluding worker's compensation, who have filings in force in the State of Florida, shall provide the Department of Insurance with a complete manual, for each applicable line which such insurer is authorized to write, concurrent with the insurer's next base rate filing made on or after March 1, 1989, or if no rate filing is made, no later than January 1, 1990. Each manual filed with the Department shall include all currently applicable rates, rules, definitions and symbol pages. In addition, private passenger automobile and homeowners manuals shall include all currently applicable underwriting rules. Each manual page shall reflect the Department stamp, or the insurer shall submit a letter signed by an officer certifying that the manual pages being submitting represent all pages which are current and on file with the Department. Each manual shall be supplied in paper form in a binder.~~

(1)(2) Thereafter, Each insurer shall submit revised manual pages and a checklist page or manual revision notice specifying the rule of application, effective date and the page number of:

(a) through (d) No change.

(2)(3) In order to enable the Office to maintain complete and up-to-date rate manuals, The following shall be included on each manual page:

(a) Insurer Company Name(s);

(b) Line of Business and Program Name (if applicable);

(c) Page Number (each page should have a unique number); and

(d) Revision Date or other Date connected with the filing, e.g., filing date, effective date, editing date, etc. (specify the type of date used).

~~(3)(4)(a)~~ Insurers Companies shall include a separate cover letter and manual for each line of business, as designated in paragraph ~~(c)(d)~~ below, and by program within each line. For every filing submit three copies of each manual page for each company. If the initial submission, as required by subsection (1), is not a filing but a complete unchanged manual, submit one copy of each manual for each company. These manuals shall be supplied in paper form.

~~(b)~~ All filings and manual pages shall be filed on 8-1/2" by 11" paper or smaller.

~~(b)(e)~~ Except for private passenger automobile insurance, homeowners and dwelling fire and liability, insurers authorized by a rating organization to utilize the rating organization's loss costs and rules, after those loss costs and rules have been approved for use by the Office, need only file the loss cost multiplier to be used with those loss costs companies that utilize rates and rules from a rating organization such as Insurance Services Office and Surety Association of America, etc., need only to file the rates, rules, deviations or effective dates, which are the exceptions to those filed on behalf of the company by the rating organization.

~~(c)(d)~~ For purposes of identifying filings submitted to the Office, a line of business shall be identified by one of the following. Additional identification may be used as needed. Filings for types of insurance not on this list should contain appropriate identification.

1. through 9. No change.

10. Other General Liability (including Excess and Umbrella Coverage).

11. No change.

12. Mobile Homeowners.

13. through 17. No change.

18. Dwelling Fire and Liability.

~~(d)(e)~~ Insurers Companies that submit filings on a group basis may submit manual pages on a group basis, provided each manual page identifies the insurers companies to which it is applicable.

~~(5)~~ If available on microfilm, manuals shall also be supplied in this form with a computer tape index. This is in addition to the paper manuals required above. The specifications for microfilm and computer tape are as follows:

Microfilm Specifications

~~(a)1.~~ Reduction Ratio: 24:1 through 40:1

2. Indexing: 1 level

Each document receives an image mark, all image marks are same size either small or medium, for example: 2 level

Each key document (i.e., first page of each rate section) receives a medium sized image mark. Each attachment receives a small image mark.

3. Film: 16 mm silver based (Ester base) microfilm — 100 ft. 2.5 mil Kodak 100 ft., 1460 Ester base, or — 215 ft. 5.0 mil Kodak 215 ft., 3460 Ester base

Note: Thin base (215 ft.) film is preferred.

~~4.~~ Film must be processed and stored in industry standard (ANSI cartridge) return reel.

Kodak solid flange return reel, cat. # 144 2193

No Leader

No Trailer

No Cartridge Film

Each Roll Must Have a Trail Holder

Data Tape Specifications

~~(b)1.~~ Input Tape

a. 1600 Bpi

b. 9 Track, 600-2400 foot lengths

c. ASCII or EBCDIC

d. Fixed length fields (identify field size & starting point)

e. Fixed length records (identify record size)

f. Fixed length blocks (identify block size & number of blocks) (maximum block size 4,000 bytes)

g. Labels allowed if verification positions are identified

h. Must identify if label exists

i. No stacked files

~~j.~~ Additional data fields may reside on tape but each field must have a beginning and ending point.

2. Fields Required

a. State insurance identification # Company code

b. Form numbers

c. Line of business code (supply code)

d. File date

e. New date — renew date

f. Form _ Rate _ Both _

~~(4)(6)(a)~~ All private passenger automobile and homeowners insurance underwriting guidelines, for both new and renewal business, are subject to filing requirements.

(b) For filings involving base rate adjustments other than private passenger automobile and homeowners, insurers shall describe in sufficient detail in writing all changes to the underwriting guidelines since the inception of the submitted experience period in order that the Office may ascertain the actuarial impact upon proposed rates pursuant to ~~s. Section~~ 627.062, F.S.

(c) For the purpose of paragraph ~~(4)(6)(b);~~

1. Underwriting guidelines shall mean qualitative standards affecting the eligibility of risks for insurance, but do not include procedures for determining eligibility (such as delegations of binding authority).

2. Qualitative standards shall mean standards affecting the quality of risk such as loss history, credit scoring, acceptable number of claims or claim frequencies, required loss control, or violation points or prior accidents in the case of motor vehicles; and does not include quantitative standards that relate to the size of risks (such as square footage, number of vehicles, or gross receipts) or standards that relate to the amount of

coverage that will be provided. ~~paragraphs (6)(b) and (6)(c) do not require the descriptions of such underwriting guidelines which were effectuated prior to the end of the experience period preceding the effective date of this rule. Furthermore, paragraphs (6)(b) and (6)(c) shall not be construed to require the filing of underwriting guidelines. The provisions of this paragraph shall not affect the ability of the Office to request guidelines or filings of such guidelines where otherwise allowed by law.~~

Specific Authority 624.308(1) FS. Law Implemented 624.307(+), 627.062(2), 627.331 FS. History—New 3-1-89, Formerly 4-72.006, 4-170.006, Amended.

69O-170.007 Annual Rate Filings.

(1)(a) This rule applies to each insurer or rating organization subject to Section 627.0645, F.S. ~~or duly authorized rating organization filing rates for, any line of property and/or casualty insurance to which Part I of Chapter 627, F.S., applies, as set forth in Section 627.021, F.S., and as defined in Sections 624.604 and 624.605, F.S., except workers' compensation and employer's liability insurance, and commercial property and casualty insurance, as defined in Section 627.0625(1), F.S., other than commercial multiple line and commercial motor vehicle.~~

(b)1. Commercial Multiple Line insurance, for purposes of this rule, is defined as insurance that includes a combination of one or more property lines of insurance, e.g., fire and allied lines, and one or more casualty lines of insurance, e.g., general liability, burglary and theft.

2. Commercial Multiple Line insurance shall be interpreted as being the same as Commercial Multiple Peril insurance.

3. Commercial Multiple Line insurance or Commercial Multiple Peril insurance which is written on an indivisible premium basis is subject to this rule.

4. Divisible premium Commercial Multiple Peril policies shall not be subject to this rule.

(c) A base rate filing considers the overall rate level and individual components of a line or subline being reviewed, although all are not necessarily revised in a base rate filing. A base rate filing may include, for example but is not limited to, a package modification factor.

(d) For purposes of identifying filings submitted to the Office Department, a line of business shall be identified by one of the following, although additional identification may be used as needed:—

1. Commercial Automobile; ~~Commercial Motor Vehicle~~
2. Commercial Multiple Peril Policy (with indivisible premium); Line Packages
3. Dwelling Fire and Liability;
4. Homeowners;
5. Mobile Homeowners;
6. Motor Home and Motorcycle;

7. Personal Inland Marine;
8. Personal Liability; and
- Personal Umbrella

9. Private Passenger Automobile.

(b) This rule does not apply to risk retention groups as defined in Sections 627.943-944, F.S.; professional liability self insurance trust funds as defined in Section 627.356, F.S.; medical malpractice self insurance trust funds as defined in Section 627.357, F.S.; or commercial self insurance trust funds as defined in Section 624.462, F.S.

(2) Each ~~such~~ insurer or each ~~such~~ rating organization filing rates for ~~on behalf of~~ one or more insurers shall make annual base rate filings with the Office department for each line or subline of insurance no later than 12 months after its previous certification or base rate filing effective date for new business.

(a) In all cases, the new business effective date or dates as supplied to and as approved by the Office will be the applicable current effective date or dates.

(b) All annual base rate filings are to be received by the Office no later than 12 months after the current effective date of the last base rate or certification filing. A filing will be considered received by the Office if it is physically in the possession of Insurance Regulation personnel at Tallahassee, Florida 32314 5320.

(3)(a) Filings shall be submitted in accordance with the requirements of this rule, and, for

1. Filings submitted in accordance with paragraph subsections (4)(a) and (4)(b), below, shall demonstrate that the rates filed are not excessive, inadequate, or unfairly discriminatory, and for

2. Filings submitted in accordance with paragraph subsection (4)(b) ~~(4)(c),~~ below, shall demonstrate that the rates filings are actuarially sound and not inadequate.

(b)1. The filings required by this rule shall be on an individual insurer company basis unless the rates for insurers companies within a group are derived from the pooled experience of those insurers companies.

2. If the rates for more than one insurer company within a group are derived from pooled experience, then the filing may be made on a multiple insurer company basis but the cover letter for the filing shall explicitly state what the rates are and what insurers companies are included in the group. Insurers may submit a filing on behalf of any combination of insurers within the insurers' group, provided the effective dates are identical for every insurer and program identified in the filing.

(c)1. The insurer shall submit all filings to the Office at <https://portal.fldfs.com>, the industry portal to the Office's I-File System, as adopted in Rule 69O-170.0155, F.A.C. ~~affix~~ the bar code labels to the upper right hand corner of the required forms, and shall submit the forms to the Department at the following address: Office of Insurance Regulation, Post Office Box 5320, Tallahassee, Florida 32314 5320. Questions

concerning bar code labels shall be directed to the Bureau of Data Control at (850)922-3149, ext. 2626. For additional bar code labels, the insurer shall submit a written request, which shall include the company's most current FEIN number, and which shall be accompanied by payment in the amount of \$30 per company, to the Bureau of Data Control at the post office box indicated above.

2. A filing shall be considered received by the Office on business days between the hours of 8:00 a.m. and 5:00 p.m. eastern time. Filings received after 5:00 p.m. shall be considered to be received the next business day.

~~(d) Group Filings. For group filings, the insurer shall affix a bar code label for each company to the form. If the form is not large enough for all the bar code labels for the companies involved, the insurer shall use the back of the transmittal form. Original transmittal forms with bar codes may be copied for use with future filings. The insurer is encouraged to keep the original bar code transmittal form for future copying and mail only the copies. Companies shall submit only three copies of a group filing, provided the information for each company is identical. Three copies of each filing for each company in the group are not required when the information is identical.~~

~~(4) The filing required by this rule shall be satisfied by either paragraph (a) or (b) below, one of the following methods:~~

~~(a) A new or revised base rate filing prepared by or under the direct supervision of and signed by an actuary. The filing shall be signed by the actuary and shall which contains documentation demonstrating that the proposed rates are not excessive, inadequate, or unfairly discriminatory, and be submitted pursuant to the applicable rating laws and in compliance with Rule 690-170.013, F.A.C. For purposes of this rule, "actuary" means an individual who is a member of the Casualty Actuarial Society.~~

~~(b) By having new or revised base rate filings prepared and signed by the company ratemaker or by consultants, either of which shall have a minimum of 5 years' experience in insurance ratemaking and by complying with Rule 690-170.013, F.A.C.~~

~~(b)1.(e) If no rate change is proposed, a filing which consists of a certification by an actuary or by an experienced company ratemaker or by a consultant that the existing base rate level produces rates which are actuarially sound and which are not inadequate, as defined in Section 627.062 or Section 627.0651, F.S., whichever is applicable.~~

2. Form OIR-B1-582, "Universal Standardized Data Letter," as adopted in Rule 690-170.0155, F.A.C.

3. Form OIR-B1-586, "Florida Property and Casualty - Annual Rate Filings Certification," rev. 10/92, which is hereby as adopted in Rule 690-170.0155, F.A.C.; and incorporated by reference shall be completed in triplicate, including a properly affixed bar code, and accompanied by a stamped self-addressed envelope.

~~4. The data shall be on a direct basis. Identify whether the loss data includes LAE and/or IBNR. Certification of an existing rate level does not preclude making a base rate filing during the following 12 months.~~

(c) If an insurer does not employ or otherwise retain the services of an actuary, as defined by Section 627.0645(8), F.S., the filing under paragraph (a) or (b) above shall:

1. Be prepared by a person meeting the requirements of Section 627.0645(5), F.S., herein referred to as a qualified ratemaker.

2. Be reviewed and signed by an employee of the insurer who is authorized to approve rate filings.

3. Include detailed information on the preparer's experience to demonstrate compliance with Section 627.0645(5), F.S.

4. Include a certification of an officer of the insurer that the insurer does not employ or otherwise retain the services of an actuary.

5. If the submission does not contain the material required by this paragraph (c), it will result in the Office's issuance of a Notice of Intent to disapprove.

~~(d) By being a member or subscriber of a licensed rating organization to which the insurer has given rate filing authorization and which complies with the requirements of Section 627.0645, F.S. Deviations filed by an authorized insurer to any rating organization's base rate filing shall not be subject to this rule.~~

~~(d)1.(e) For purposes of this rule, a prospective loss cost filing, using the most recently approved loss costs, submitted to the Office by a duly authorized rating organization, may be considered as part of a base rate filing.~~

2. The factors for converting loss costs to rates shall be filed by the submitting insurer and approved by the Office.

3. All deviations from a rating or advisory organization's loss costs are to be certified or adequately supported.

4. An insurer may choose either:
a. To file and distribute final rate pages; or
b. To file or reference loss cost pages filed and distributed by a rating organization; or

c. To file loss cost pages distributed by an advisory organization plus the insurer's company's factors used to convert the prospective loss costs to rates.

5. An insurer shall use Form OIR-B1-583, "Florida Expense Supplement Calculation of Insurer Loss Cost Multiplier," as adopted in Rule 690-170.0155, F.A.C., the following form, which is hereby adopted and incorporated by reference; in filing the factors to convert a rating or advisory organization's prospective loss costs to rates and shall comply with Rule 690-170.013, F.A.C.: Form OIR583, "Florida Expense Supplement Calculation of Company Loss Cost Multiplier," rev. 10/92.

~~(f) An insurer must be authorized by a rating or advisory organization to use its loss costs before it bases its rates on the rating or advisory organizations' loss costs. When a rating organization converts from rates to loss costs for a particular line of business, the rating organization will cease filing rates on behalf of authorized insurers. When this happens, the insurer may have an annual base rate filing requirement for each line of business defined in this rule and these annual base rate filings shall be received by the Office no later than 12 months after the current effective date of the insurer's or rating organization's last base rate filing. Insurers shall keep in contact with their rating or advisory organizations and with the Office to determine when their annual filing requirement begins.~~

~~(e)1.(g) A request for exemption pursuant to Section 627.0645(2)(b), F.S., shall include Form OIR-B1-584, "Florida Property and Casualty – Annual Rate Filing-Exemption," as adopted in Rule 69O-170.0155, F.A.C. and shall be submitted through <https://iportal.fldfs.com>. After receiving a request to be exempt from the requirements of this rule, the Office shall, for good cause due to insignificant numbers of policies in force or to an insignificant premium volume, exempt a company, by line of coverage. A company shall submit in triplicate, including a properly affixed bar code, accompanied by a stamped, self addressed envelope an exemption request on Form OIR-584, "Florida Property and Casualty – Annual Rate Filing-Exemption," rev. 10/92, which is hereby adopted and incorporated by reference.~~

~~2. The exemption shall remain in effect for as long as there is not an increase in premium volume.~~

~~(h) All forms adopted in this rule may be obtained from the Bureau of Property/Casualty Forms & Rates, Post Office Box 5320, Tallahassee, FL 32314 5320, and may be reproduced at will. All filings shall be sent to the Bureau of Property/Casualty Forms & Rates, Division of Insurer Services, Office of Insurance Regulation, Post Office Box 5320, Tallahassee, Florida 32314 5320.~~

~~(5) A request for extension meeting the conditions of Section 627.0645(6), F.S., if a filing is still being prepared on the date it is required to be filed, the insurer may apply to the Office in writing for an extension of up to an additional 30 days in which to submit the filing. The request for an extension shall be received by the Office no later than 5:00 PM on the date the filing is due. The request for extension will be approved automatically upon receipt.~~

~~(6) Nothing in this rule shall limit the Office's authority to review rates at any time or to find that a rate or rate change is excessive, inadequate, or unfairly discriminatory pursuant to Section 627.062 or Section 627.0651, F.S.~~

~~(7) In addition to the provisions regarding discontinuance of use of a policy policies form in Section 627.0645(1)(h), F.S., the Office is authorized to suspend or revoke an insurer's~~

~~certificate pursuant to Section 624.418, F.S., or to impose a fine pursuant to Section 624.4211, F.S., for failure to comply with this rule.~~

~~(8) Each filing shall include a completed Form OIR-1436 (rev. 2/98), Annual Rate Filing Form, which is hereby adopted and incorporated by reference, and is available from the address in paragraph (4)(h).~~

~~Specific Authority 624.308, 624.424(1)(c) FS. Law Implemented 624.307(4), 624.418(2), 624.4211, 624.424(1)(c), 627.021, 627.062, 627.0645, 627.0651, 627.221, 627.301 FS. History–New 12-25-90, Formerly 4-72.007, Amended 1-27-92, 3-9-93, 9-7-93, 12-17-00, Formerly 4-170.009, Amended _____.~~

~~69O-170.013 Filing Procedures for Property and Casualty Insurance Rates, Rules, Underwriting Guidelines, and Forms.~~

~~(1)(a) The procedures in this rule apply to all insurance rate, rule, underwriting guidelines or form filings for property and casualty insurance as defined in Sections 624.604, 624.605, 634.011(8), 634.301(4), 634.401(14), 642.015(3)(5), 648.25(1), 635.011(1), and 627.826(1), F.S.~~

~~(b) Underwriting guidelines for private passenger automobile, homeowners' and mobile homeowners' insurance, for both new and renewal business, shall be filed pursuant to this rule.~~

~~(2)(a) A "rate filing" contains all the information submitted in the filing made by the insurer, plus any supplemental information received during the course of the Office's review, for all purposes of the filing made under Section 627.062(2)(a) or 627.0651, F.S. The procedures in this rule supersede any other procedures relating to filing procedures and actuarial memoranda. All material submitted shall be legible.~~

~~(3) Filing Submittal Requirements.~~

~~(a) Complete rate, rule, underwriting guidelines for both new and renewal business, and form filings shall be submitted with the following information:~~

~~1. Form OIR-B1-582, "Universal Standardized Data Letter," as adopted in Rule 69O-170.0155, F.A.C.~~

~~2. Cover letter that shall include, at a minimum: and~~

~~a. The purpose of the filing;~~

~~b. For rate and rule filings, an identification as to whether the filing is made under "file and use" or "use and file", including the proposed effective date of the rates or the date the rates were implemented;~~

~~c. If this is a resubmission of a previous file, a brief explanation of the prior filing, including reference to the corresponding Florida filing log number shall be provided;~~

~~d. For a rate filing for which a form is also being filed, identification of the corresponding filing log number for the form or when the form will be submitted; and~~

~~3. Explanatory memorandum which shall:-~~

~~a. Explain the organization of the components of the filing;~~

b. Identify and highlight the changes from the current situation;

c. Include any explanation required by Rule 690-170.006, F.A.C.;

d. If there is no rate effect, a detailed explanation of how it was so determined or why it is believed that there is no rate effect.

4. For filings with a rate effect, an actuarial opinion and supporting memorandum prepared pursuant to Rule 690-170.0135, F.A.C.

5. Filing procedures and content required for specific lines of business as delineated in the following rules:

a. Rule 690-170.014, F.A.C., (Homeowners and Mobile Homes);

b. Rule 690-175.003, F.A.C., (Private Passenger Auto);

c. Rule 690-170.0141, F.A.C., (Dwelling);

d. Rule 690-170.0142, F.A.C., (Commercial Residential/All Other Property & Casualty);

e. Rule 690-170.0143, F.A.C. (Professional Liability for Medical Malpractice); and

6. Manual pages formatted in compliance with subsection 690-170.006(2), F.A.C. Subsequent to the initial filing, the insurer may defer submitting final amended manual pages until the Office concludes its analysis. Final approval will not occur until final manual pages have been submitted.

(b) All filings shall:

1. Be submitted in the above order with the Universal Standardized Data Letter serving as a cover sheet;

1.2. Be separated into either rate/rule only or form only filings; and

2.3. Be separated by line of business in accordance with Rule 690-170.006, F.A.C.

(c) Group Filings. Insurers may submit a filing on behalf of any combination of insurers within the insurers' group, provided the effective dates are identical for every insurer and the program is identified in the filing the information submitted in the filing is identical for every insurer identified in the filing and.

(4) The following rules also apply to the specific rate/rule filing procedures:

(a) Rule 690-170.014, F.A.C., (Homeowners);

(b) Rule 690-175.003, F.A.C., (Private Passenger Auto);-

(c) Rule 690-170.0141, F.A.C., (Dwelling);

(d) Rule 690-170.0142, F.A.C., (Commercial Residential/All Other Property & Casualty);

(5) The Office maintains voluntary checklists for insurers' information in properly complying with relevant statutes and rules. The completion of checklists does not preclude the Office from requiring additional information or further explanation of data. Filing checklists are for insurer information only.

~~(4)(6)(a) All filings sent by U.S. Postal Service shall be addressed to: Property and Casualty Forms and Rates, Post Office Box 7700, Tallahassee, FL 32314-7700.~~

~~(b) For delivery other than U.S. Postal Service or hand delivery, filings shall be addressed to: Bureau of Property and Casualty Forms and Rates, Room 233-A, Larson Building, 200 East Gaines Street, Tallahassee, FL 32399-0330.~~

~~(e) Subsequent to July 1, 2003, All filings shall be submitted electronically to <https://portal.fldfs.com>, the industry portal to the Office's I-File System, as adopted in Rule 690-170.0155, F.A.C. or by computer diskette meeting the compatibility requirements mandated by Section 624.424(1)(e), F.S. Deadlines for filing will not be extended due to shipping delays, format incompatibility, data corruption, or any other impediment which results from an election to file by diskette.~~

(b) A filing shall be considered received by the Office on business days between the hours of 8:00 a.m. and 5:00 p.m. eastern time. Filings received after 5:00 p.m. shall be considered to be received the next business day.

(5)(a) A rate filing shall contain documentation demonstrating that the proposed rates meet the standards and conditions of Section 627.062 or 627.0651, F.S., as applicable.

(b) It is the responsibility of the insurer to ensure that the filing contains all the information and documentation the insurer wants considered that supports the rate requested.

(c) A rate filing shall contain information and documentation sufficient for an actuary practicing in the same field to evaluate the work.

(d) Any submission that does not contain the information and documentation required by subsection (3) above, or for which required filing forms have not been completed in their entirety, will result in the Office's issuance of a Notice of Intent to disapprove.

(6)(a) The Office may request additional information or clarification to evaluate the filing for compliance with applicable statutory provisions.

(b) To allow the Office sufficient time to perform a proper review, the insurer shall submit by a date certain stated in a clarification letter any required additional information, explanation of data, or justification of assumptions.

(c) Unless the date is extended by the Office, failure to adequately address the issues by the date stated in the clarification letter will result in a notice of intent to disapprove the filing by the Office.

Specific Authority 624.308, 624.424(1)(c) FS. Law Implemented 624.307(4), 624.424(1)(c), 624.604, 624.605, 627.062, 627.0645, 627.0651 FS. History-New 3-30-92, Amended 3-9-93, 8-23-93, 10-3-94, 8-3-95, 10-2-96, 6-19-03, Formerly 4-170.013, Amended

69O-170.0135 Actuarial Memorandum.

(1) (a) An actuarial opinion and memorandum supporting the opinion shall state that the rates are not excessive, inadequate, or unfairly discriminatory and comply with the laws of this state.

(b) If the opinion cannot be given, a complete explanation of the reason or qualifications shall be provided.

(c) If the opinion and memorandum are prepared by a different individual from the person who prepared the prior filing, an explanation of the reason for this change shall be provided.

(2)(a) The memorandum, along with any required online data and rate submission material, shall support and document the basis of the opinion.

(b) It is not necessary to repeat, within the memorandum, any data that has been submitted through the online collection system; however, the memorandum shall so indicate and shall provide any necessary explanation.

(c) If an insurer, in addition to the completion of the required rate indications component of the I-File System, chooses to develop the proposed rates by using data or a method that is different from that which underlies the rate indications component of the I-File System, the memorandum shall contain detailed documentation and development of the method, assumptions and proposed rates, detailed documentation that the method is consistent with generally accepted and reasonable actuarial techniques, and that the resulting rates are not excessive, inadequate or unfairly discriminatory. The insurer may also provide any explanation for the Office to consider in the review of the filing pursuant to Section 627.062 or 627.0651, F.S., as to why it believes that the methodology or technique used in the filing is more appropriate for the filing than the methodology or technique used in the I-File System indications. The use of different data or method does not create a presumption of the appropriateness or inappropriateness of either method.

(d) The memorandum shall be such that an actuary qualified in the same practice area in which the filing is made could evaluate the reasonableness of the work.

(e) Each of the following items that are pertinent to the filing shall be identified and discussed:

1. The source and description of the experience data used, including homogeneity and reasonableness of the data used as a statistical basis to measure the expected claim costs over the rating period;

2. Verification that the data used does not include punitive damage awards;

3. Operational issues, including changes in underwriting guidelines as indicated in paragraph 69O-170.006(4)(b), F.A.C., and other influences on the experience data that will impact the expected experience during the rating period, including large non-recurring claims and loss experience

pertaining to actual catastrophic events, how these compare to expected, and how they are incorporated into the rate development;

4. Premium and loss trends;

5. Basis of the credibility standard for complementing the experience data, along with support for the selection of that standard whenever the standard has changed from the previous filing;

6. Average statewide rate change, and an exhibit showing the ranges of impact on policyholders of the changes proposed in the current filing and the factors affecting the range of impact;

7. The effect of reinsurance or any other method of smoothing claim volatility and how it was included in the rate development;

8. Expense experience and anticipated expense needs for the rating period;

9. Analysis of investment income and return on surplus and how it was included in the rate analysis, including demonstration of compliance with the provisions of Rule 69O-170.003 or 69O-175.001, F.A.C.;

10. Disclosure and explanation of the basis of judgment made on assumptions or resulting rates; and

11. The expense factors in each rate filing, which shall be divided into the following categories:

a. Commissions and brokerage;

b. Other acquisition expenses;

c. General expenses;

d. Premium taxes;

e. Miscellaneous licenses and fees;

f. Profit and contingencies;

g. Reinsurance costs; and

h. Other expenses.

(3) Standards.

(a) Premium on-leveling methodology and calculations shall be clearly documented. An overall rate level history for the pertinent past shall be provided. Insurers not using this history in their calculations shall fully describe the method used. The insurer shall provide the policy term distribution, e.g., what percentage of the policies have been annual policies versus six-month policies.

(b) If a model accepted by the Florida Commission on Hurricane Loss Projection Methodology is used, it shall be the current version of the model, however, the immediate prior version of the model accepted by the Commission of the model may be used if the filing is submitted no more than three months after the date the current version is accepted by the Commission.

(c) The use of contingent commissions as supporting data for rate changes is prohibited unless:

1. There is a contractual arrangement between the insurer and its agents concerning the payment of contingent commissions; and

2. The insurer demonstrates that it is not paying contingent commissions from profits higher than anticipated in its filings.

(d) The ultimate incurred losses shall be based on best estimate assumptions, i.e., the assumptions the actuary expects to be realized over the period for which the rates are anticipated to be in effect.

Specific Authority 624.308(1) FS. Law Implemented 624.307, 627.062, 627.0651 FS. History—New _____.

690-170.014 Homeowners Insurance Ratemaking and Rate Filing Procedures.

(1)(a) This rule shall apply to all homeowners insurance rates filed pursuant to Section 627.062, F.S.

(b) For purposes of this rule, reference to homeowners insurance shall include mobile homeowners insurance written on homeowners type policies and mobile homeowners insurance written on auto physical damage type policies.

(c) The information required by this rule shall be included as a required component of the filing made pursuant to subsection 690-170.013(3), F.A.C.

(2) ~~Homeowners and Mobile Homeowners Filing Submittal Requirements:~~

~~(a) Complete rate, rule, rate/rule and underwriting guidelines shall be submitted with the following information:~~

- ~~1. Form OIR B1 582, "Universal Standardized Data Letter," as adopted in Rule 690-170.015, F.A.C.;~~
- ~~2. Cover letter; and~~
- ~~3. Explanatory memorandum.~~

~~(a)(b)1. Each insurer writing homeowners insurance, including mobile homeowners insurance written on homeowners type policies and mobile homeowners insurance written on auto physical damage type policies, in Florida shall file electronically the information with the Office such information as required by the I-File System and the Homeowners' Rate Collection System (HRCS) as adopted in Rule 690-170.0155, F.A.C., at <https://iportal.fldfs.com> the Office by using the computer software provided to insurers by the Office.~~

(b) Required supporting documentation referenced in the I-File System and HRCS shall be provided.

(c) Accurate entry of information into the rate indications workbook component of the I-File System will result in an aggregate average statewide rate indication. The accuracy and integrity of the information provided shall be the responsibility of the insurer.

~~2. Insurers may electronically submit their rating data by completing their filing on line through the Office's Internet Filing System (IFS) and the Rate Collection System (RCS) at~~

~~<https://iportal.fldfs.com> or by utilizing the Homeowners Rate Collection System (HRCS) software provided to insurers by the Office on its web site.~~

~~(e) All filings sent by U.S. Postal Service shall be addressed to: Property and Casualty Forms and Rates, Post Office Box 7700, Tallahassee, FL 32314 7700.~~

~~(d) For delivery other than U.S. Postal Service or hand delivery, filings shall be addressed to: Bureau of Property and Casualty Forms and Rates, Room 233 A Larson Building, 200 East Gaines Street, Tallahassee, FL 32399-0330.~~

~~(e) Subsequent to July 1, 2003, all filings shall be submitted electronically to <https://iportal.fldfs.com> or by computer diskette meeting the compatibility requirements mandated by Section 624.424(1)(c), F.S. Deadlines for filing will not be extended due to shipping delays, format incompatibility, data corruption, or any other impediment which results from an election to file by diskette.~~

~~(f) All filings shall be separated by line of business in accordance with Rule 690-170.006, F.A.C.~~

~~(g) All manual pages shall be formatted in compliance with subsection 690-170.006(3), F.A.C.~~

~~(3) Any submission which is not completed according to the above referenced instructions, or is missing any of the properly completed forms, including supporting documentation, shall not constitute a filing pursuant to Section 627.062, F.S., and shall be returned to the insurer as "incomplete".~~

~~(4) Group Filings. Insurers may submit a filing on behalf of any combination of insurers within the insurers' group provided the information submitted in the filing is identical for every insurer identified in the filing.~~

~~(5)(a) The submission of data outlined on the homeowners and mobile homeowners checklist does not preclude the Office from requiring additional information or further explanation of data.~~

~~(b) The insurer shall submit any required additional information or further explanation of data by a date certain stated in a clarification letter, to allow the Office sufficient time to perform a proper review.~~

~~(c) Failure to correct the deficiencies by the date stated in the clarification letter will result in a notice of intent to disapprove the filing by the Office.~~

(3) The information identified in subsections (4) through (9) below is submitted within the I-File System and HRCS collection indicated in subparagraph (2)(a)1. above.

~~(4)(6)(a) Each rate filing shall contain either:~~

~~1. through 2. No change.~~

~~(b)1. No change.~~

~~2. This subsection shall not apply if:~~

~~a. a rate change is filed in response to law changes which relate to specific types of policies; or~~

~~b. A rate change is filed in response to specific factual developments or circumstances that are reasonably expected to affect only certain types of policies for which the changes are filed.~~

~~(5)(7)(a) Each rate filing which proposes changes to base rates as to any policy for which rates vary by territory shall contain either:~~

- ~~1. through 2. No change.~~
- ~~(b) No change.~~

~~(6)(8) The earned premiums and incurred losses included in the rate level indications shall be direct calendar/accident year or direct fiscal/accident year, Florida-only data. Any other data which the insurer believes to be pertinent to the filing may also be provided.~~

~~(9) The following forms, as adopted in Rule 69O-170.015, F.A.C., are included in the Homeowners Rate Filing Collection Systems provided by the Office:~~

- ~~(a) Form OIR-B1-1102, "Florida Homeowners Rating Examples/Annual Rates";~~
- ~~(b) Form OIR-B1-1103, "Florida — Statewide Rate Level Effect/Homeowners", with its instructions; and~~
- ~~(c) Form OIR-B1-1104, "Florida — Rate Level Effect by Type by Territory/ Homeowners", with its instructions.~~

~~(10) through (12) renumbered (7) through (9) No change.~~

~~Specific Authority 624.308(1) FS. Law Implemented 624.307(+), 624.424, 627.062, 627.0645 FS. History—New 8-23-93, Amended 10-3-94, 10-2-96, 3-31-98, 1-25-99, 6-19-03, Formerly 4-170.014, Amended _____.~~

~~69O-170.0141 Dwelling Insurance Ratemaking and Rate Filing Procedures.~~

~~(1)(a) This rule shall apply to all dwelling fire and extended coverage insurance rates filed pursuant to s. Section 627.062, F.S.~~

~~(b) For purposes of this rule, reference to dwelling fire insurance shall include mobile home dwelling insurance written on dwelling fire type policies.~~

~~(c) The information required by this rule shall be included as a required component of the filing made pursuant to subsection 69O-170.013(3), F.A.C.~~

~~(2) Dwelling Fire and Extended Coverage Insurance Filing Submittal Requirements:~~

~~(a) Complete rate, rule, rate/rule and underwriting guidelines shall be submitted with the following information:~~

- ~~1. Form OIR-B1-582, "Universal Standardized Data Letter," as adopted in Rule 69O-170.015, F.A.C.;~~
- ~~2. Cover letter; and~~
- ~~3. Explanatory memorandum.~~

~~(a)(b)H. Each insurer writing dwelling fire and extended coverage in Florida shall file electronically with the Office such information as required by the Office by the I-File System~~

and the Dwelling Rate Collection System (DRCS), as adopted in Rule 69O-170.0155, F.A.C., at <https://iportal.fldfs.com>, using the computer software provided to insurers by the Office.

(b) Required supporting documentation referenced in the I-File System and DRCS shall be provided.

(c) Accurate entry of information into the rate indications workbook component of the I-File System will result in an aggregate average statewide rate indication. The accuracy and integrity of the information provided shall be the responsibility of the insurer.

~~2. Insurers may electronically submit their rating data by completing their filing on-line through the Office's Internet Filing System (IFS) and the Rate Collection System (RCS) at <https://iportal.fldfs.com> or by utilizing the Dwelling Rate Collection System (DRCS) software provided to insurers by the Office on its web site.~~

~~(e) All filings sent by U.S. Postal Service shall be addressed to: Property and Casualty Forms and Rates, Post Office Box 7700, Tallahassee, FL 32314 7700.~~

~~(d) For delivery other than U.S. Postal Service or hand delivery, filings shall be addressed to: Bureau of Property and Casualty Forms and Rates, Room 233-A, Larson Building, 200 East Gaines Street, Tallahassee, FL 32399-0330.~~

~~(e) Subsequent to July 1, 2003, all filings shall be submitted electronically to <https://iportal.fldfs.com> or by computer diskette meeting the compatibility requirements mandated by Section 624.424(1)(e), F.S. Deadlines for filing will not be extended due to shipping delays, format incompatibility, data corruption, or any other impediment which results from an election to file by diskette.~~

~~(f) All filings shall be separated by line of business in accordance with Rule 69O-170.006, F.A.C.~~

~~(g) All manual pages shall be formatted in compliance with subsection 69O-170.006(3), F.A.C.~~

~~(3) Any submission which is not completed according to the above referenced instructions, or is missing any of the properly completed forms, including supporting documentation, shall not constitute a filing pursuant to Section 627.062, F.S., and shall be returned to the insurer as "incomplete."~~

~~(4) Group Filings. Insurers may submit a filing on behalf of any combination of insurers within the insurers' group provided the information submitted in the filing is identical for every insurer identified in the filing.~~

~~(5)(a) The submission of data outlined on dwelling fire and extended coverage checklists does not preclude the Office from requiring additional information or further explanation of data.~~

~~(b) The insurer shall submit the required additional information or further explanation of data by a date certain stated in a clarification letter, to allow the Office sufficient time to perform a proper review.~~

~~(e) Failure to correct the deficiencies by the date stated in the clarification letter will result in a notice of intent to disapprove the filing by the Office.~~

(3) The information identified in subsections (4) through (9) below is submitted within the I-File System and DRCS collection indicated in paragraph (2)(a) above.

~~(4)(6)(a)~~ Each rate filing shall contain either:

1. through 2. No change.

(b)1. No change.

2. This subsection shall not apply if:

~~a. a rate change is filed in response to law changes which relate to specific types of policies; or~~

~~b. A rate change is filed in response to specific factual developments or circumstances that are reasonably expected to affect only certain types of policies for which the changes are filed.~~

~~(5)(7)~~ No change.

~~(6)(8)~~ The earned premiums and incurred losses included in the rate level indications shall be direct calendar/accident year or direct fiscal/accident year, Florida-only data. ~~Any other data which the insurer believes to be pertinent to the filing may also be provided.~~

~~(9) The following forms, as adopted in Rule 690-170.015, F.A.C., are included in the Dwelling Rate Collection Systems provided by the Office:~~

~~(a) Form OIR-B1-1193, "Florida Dwelling Rating Examples/Annual Rates";~~

~~(b) Form OIR-B1-1194, "Florida Statewide Rate Level Effect/Dwelling", with its instructions; and~~

~~(c) Form OIR-B1-1195, "Florida Rate Level Effect by Type by Territory/Dwellings", with its instructions.~~

~~(10) through (12) renumbered (7) through (9) No change.~~

Specific Authority 624.308(1) FS. Law Implemented 624.307(4), 627.062 FS. History—New 10-2-96, Amended 3-31-98, 1-25-99, 6-19-03, Formerly 4-170.0141, Amended.

690-170.0142 Ratemaking and Rate Filing Procedures for Commercial Residential Insurance and All Other Lines.

(1)(a) The procedures in this rule apply to all commercial residential insurance rates filed pursuant to Section 627.062, F.S., and all other lines of property and casualty insurance as defined in Section 624.604 and 624.605, F.S.; ~~except that this rule does not apply to workers' compensation insurance as defined in Section 624.605(1)(c), Florida Statutes.~~

(b) This rule does not apply to medical malpractice coverage which is subject to Rule 690-170.0143, F.A.C., or workers' compensation insurance as defined in Section 624.605(1)(c), F.S.

~~(c)(b)~~ No change.

(2) The Filing Submission Requirements in this rule are in addition to the information required by subsection 690-170.013(3), F.A.C., and shall be included as a required component of the filing made pursuant to subsection 690-170.013(3), F.A.C.

(a) Complete rate, rule, underwriting guidelines, and form filings shall be submitted with the following information:

1. ~~Form OIR-B1-582, "Universal Standardized Data Letter," as adopted in Rule 690-170.0155, F.A.C.~~

2. ~~Cover letter; and~~

3. ~~Explanatory memo.~~

(b) All filings shall:

1. Be submitted in the above order with the Universal Standardized Data Letter serving as a cover sheet;

2. Be separated into either rate/rule only or form only filings;

3. Be separated by line of business in accordance with Rule 690-170.006, F.A.C.; and

4. All manual pages shall be formatted in compliance with subsection 690-170.006(2),(3), F.A.C.

(c) Group Filings. Insurers may submit a filing on behalf of any combination of insurers within the insurers' group; provided the information submitted in the filing is identical for every insurer identified in the filing.

(3) Any submission which is not completed according to the above referenced instructions or is missing any of the properly completed forms, including supporting documentation, shall not constitute a filing pursuant to Section 627.062, F.S., and shall be returned to the insurer as "incomplete".

~~(4)(a) The submission of data outlined on the property and casualty commercial lines checklist does not preclude the Office from requiring additional information or further explanation of data.~~

~~(b) The insurer shall submit the required additional information or further explanation of data by a date certain stated in a clarification letter, to allow the Office sufficient time to perform a proper review.~~

~~(c) Failure to correct the deficiencies by the date stated in the clarification letter will result in a notice of intent to disapprove the filing by the Office.~~

~~(5)(a) All filings sent by U.S. Postal Service shall be addressed to: Property and Casualty Forms and Rates, Post Office Box 7700, Tallahassee, FL 32314-7700.~~

~~(b) For delivery other than U.S. Postal Service or hand delivery, filings shall be addressed to: Bureau of Property and Casualty Forms and Rates, Room 233-A Larson Building, 200 East Gaines Street, Tallahassee, FL 32399-0330.~~

~~(c) Subsequent to July 1, 2003, all filings shall be submitted electronically to <https://iportal.fldfs.com> or by computer diskette meeting the compatibility requirements mandated by Section 624.424(1)(c), F.S. Deadlines for filing~~

~~will not be extended due to shipping delays, format incompatibility, data corruption, or any other impediment which results from an election to file by diskette.~~

~~(3)(6)(a)~~ Each rate filing shall contain either:

1. through 2. No change.

~~(b)1.~~ No change.

2. This subsection shall not apply if a rate change is filed in response to law changes which relate to specific types of policies ~~or if a rate change is filed in response to specific factual developments or circumstances that are reasonably expected to affect only certain types of policies for which the changes are filed.~~

~~(4)(7)(a)~~ If the filing adopts a rating organization's prospective loss costs, the filing shall include Form OIR-B1-583 (pages 1 and 2), "Florida Expense Supplement Calculation of ~~Insurer Company~~ Loss Cost Multiplier" as adopted in Rule 690-170.0155, F.A.C.

~~(b)~~ through ~~(c)~~ No change.

~~(d)~~ The data shall identify whether the loss data includes LAE (Loss Adjustment Expense) and/or IBNR (Incurred But Not Reported).

~~(5)(8)~~ No change.

~~(6)(a)(9)~~ The earned premiums and incurred losses included in the rate level indications shall include Florida-only data.

~~(b)~~ An insurer shall prepare separate indications for those policies on an occurrence basis and for those policies on a claims-made basis.

~~(c)~~ The premium and loss data supporting a rate level indication for policies on an occurrence basis shall be stated on an accident year basis.

~~(d)~~ The premium and loss data supporting a rate level indication for policies on a claims-made basis shall be stated on a report year basis. ~~be accident year, Florida-only data. Any other data which the insurer believes to be pertinent to the filing may also be provided. The insurer shall provide the logical connection between such other data and the subject matter of the filing.~~

~~(10)~~ through ~~(11)~~ renumbered ~~(7)~~ through ~~(8)~~ No change.

~~(12)~~ Each insurer shall include in its rate filings:

~~(a)~~ A separate exhibit listing that portion of the final rates/premium allocated to conflagration, hurricane, or other catastrophe hazards:

~~(b)~~ An estimate of the total dollar amount allocated to such conflagration, hurricane, or other catastrophe hazards for the 12-month period beginning with the effective date of the applicable filing.

~~(c)~~ A rate filing for residential property insurance shall be separated into 2 components, rates for:

1. Hurricane coverage; and

2. All other coverages.

~~(13)~~ renumbered ~~(9)~~ No change.

Specific Authority 624.308(1) FS. Law Implemented 624.307(4), 627.062, 624.604, 624.605 FS. History—New 10-2-96, Formerly 4-170.0142, Amended _____.

690-170.0143 Ratemaking and Rate Filing Procedures for Liability Insurance for Medical Malpractice.

(1)(a) This rule shall apply to all medical malpractice insurance rates filed pursuant to Section 627.062, F.S.,

(b) The information required by this rule shall be included as a required component of the filing made pursuant to subsection 690-170.013(3), F.A.C.

(c) For purposes of this rule, reference to liability insurance for medical malpractice shall include insurance on the following types of risks:

1. Hospitals licensed under Chapter 395, F.S.;

2. Physicians licensed under Chapter 458, F.S.;

3. Osteopathic physicians licensed under Chapter 459, F.S.;

4. Podiatric physicians licensed under Chapter 461, F.S.;

5. Dentists licensed under Chapter 466, F.S.;

6. Chiropractic physicians licensed under Chapter 460, F.S.;

7. Naturopaths licensed under Chapter 462, F.S.;

8. Nurses licensed under Chapter 464, F.S.;

9. Midwives licensed under Chapter 467, F.S.;

10. Clinical laboratories registered under Chapter 483, F.S.;

11. Physician assistants licensed under Chapters 458, F.S., or 459, F.S.;

12. Physical therapists and physical therapist assistants licensed under Chapter 486, F.S.;

13. Health maintenance organizations certificated under part I of Chapter 641, F.S.;

14. Ambulatory surgical centers licensed under Chapter 395, F.S.;

15. Other medical facilities as defined in subparagraph 627.351(4)(h)2., F.S.;

16. Individuals or facilities licensed under Chapter 400, F.S.;

17.a. Blood banks,

b. Plasma centers,

c. Industrial clinics, and

d. Renal dialysis facilities;

18.a. Professional associations,

b. Partnerships,

c. Corporations,

d. Joint ventures, or

e. Other associations for professional activity by health care providers; or

19. Any other liability insurance covering errors or omissions which may result in bodily injury.

(2) All filings shall contain:

(a) Either Form OIR-B1-583 (pages 1 and 2) or Form OIR-B1-595 as adopted in Rule 69O-170.0155, F.A.C., as applicable.

(b)1. A list of each of the insurer's programs or types of policies within the Medical Malpractice line of business and whether each program or policy type is provided on an occurrence basis, a claim-made basis, or on both bases.

2. A statement by the insurer as to:

a. Whether each program or policy type is subject to the annual rate filing required under Section 627.062(7)(f), F.S.; and

b. Whether that annual rate filing is being made under the current rate filing or has been made under a prior submission.

3. A list of the insurer's programs or types of policies which are rated based on exposure units expressed in Physician Years.

(c) Adoption of Loss Costs Filed by a Rating Organization. A filing which adopts the prospective loss costs promulgated by a rating organization and approved for use by the Office shall include Form OIR-B1-583 (pages 1 and 2), "Florida Expense Supplement Calculation of Insurer Loss Cost Multiplier" as adopted in Rule 69O-170.0155, F.A.C.

(d) Rate Filings not involving the adoption of Loss Costs. Insurers shall provide the following:

1. Ratemaking Methodology:

a. The actuarial memorandum and the supporting exhibits define a standard ratemaking methodology. The proposed rates and/or rate changes should be the result of the ratemaking methodology operating on the insurer's data.

b. An insurer shall establish a standard ratemaking methodology and utilize it consistently over time. However, an insurer may elect to change its standard ratemaking methodology. If an insurer does so, it shall thoroughly document the reasons for the change.

2. Judgment: An insurer may employ its judgment and elect to depart from its ratemaking methodology. If an insurer does so, it shall thoroughly document the reasons for the departure from its standard ratemaking methodology.

3. Loss Data:

a. Programs or policy types written on an occurrence basis shall present the following loss data on an accident year basis:

(I) Direct losses paid to date on reported claims;

(II) Case basis estimates of unpaid direct losses on reported claims;

(III) The total number of reported claims.

b. Programs or policy types written on a claims-made basis shall present the following loss data on a report year basis:

(I) Direct losses paid to date on reported claims.

(II) Case basis estimates of unpaid direct losses on reported claims.

(III) The total number of reported claims.

4. Allocated Loss Adjustment Expense Data: An insurer may, at its option:

a. Include direct paid and unpaid allocated loss adjustment expenses with direct paid and unpaid losses and indicate that the data includes both direct losses and direct allocated loss adjustment expenses; or

b. Present direct paid and unpaid allocated loss adjustment expenses separately from direct paid and unpaid losses.

5. Actuarial Adjustments to Losses and Allocated Loss Adjustment Expenses. Filings shall consider the following adjustments to losses and allocated loss adjustment expenses:

a. Loss Development;

b. Adjustment for known changes in claim costs and claim frequency;

d. Unallocated Loss Adjustment Expenses.c. Adjustment for anticipated future changes in claim costs and/or claim frequency;

6. Premium and Exposure Data:

a. Filings which utilize a Loss Ratio approach to ratemaking shall provide collected direct written premium and collected direct earned premium;

b. Filings which utilize a Pure Premium approach to ratemaking shall provide direct earned exposure measured in Physician Years;

c. An insurer may also utilize other direct earned exposure units the insurer believes will support its proposed rate change.

7. Actuarial Adjustments to Premium and Exposure Data

a. Filings based on a Loss Ratio approach shall clearly demonstrate:

(I) How collected premium has been adjusted to the current rate level.

(II) That the losses utilized in the filing were generated by the earned premium considered in the filing.

b. Filings based on a Pure Premium approach shall clearly demonstrate:

(I) That base-equivalent exposures, if utilized, have been determined using the current rating plan.

(II) That the losses utilized in the filing were generated by the earned exposure utilized in the filing.

8. Expense (other than loss adjustment expenses) Data:

a. A rate filing, other than the adoption of loss costs, shall include Form OIR-B1-595, "Florida Expense Supplement for Independent Rate Filings" as adopted in Rule 69O-170.0155, F.A.C.

b. All expense data shall be presented on a direct basis:

(I) Commission/Brokerage expense ratios, Premium Tax ratios, and Other Tax ratios shall be determined as ratios to direct written premium.

(II) General Expense ratios and Other Acquisition Expense ratios shall be determined as ratios to direct earned premium.

9. Credibility: The filing shall contain a thorough explanation of how the concept of credibility, including the use of accident-year weights or report-year weights, has been incorporated into the filing.

(e)1. In addition to the direct ratemaking approach in subsection (5), an insurer may elect to include the costs of reinsurance in a rate filing.

2. Where the insurer elects to do so, the cost of reinsurance shall consider:

a. All reinsurance contracts related to the subject matter of the filing;

b. The amount to be paid to the reinsurer;

c. Ceding commissions to be paid to the insurer by the reinsurer;

d. Expected reinsurance recoveries; and

e. Other relevant information specifically relating to cost such as a retrospective profit sharing agreement between the insurer and the reinsurer.

(f) Actuarial Documentation Required.

1. The actuarial memorandum contained in the filing shall describe in detail how the proposed rates have been derived from the experience presented.

2. The filing shall also contain actuarial exhibits that provide the details of all the calculations involved. The exhibits shall provide adequate documentation and footnotes to facilitate a thorough review of the calculations by the Office.

Specific Authority 624.308(1) FS. Law Implemented 624.307, 627.062, 624.604, 624.605 FS. History—New _____.

690-170.0155 Forms.

The following forms are hereby adopted and incorporated by reference:

(1)(a) OIR-B1-582, “Universal Standardized Data Letter,” (Rev. 10/04 07/03).

(b) ~~Form~~ OIR-B1-583, “Florida Expense Supplement Calculation of Insurer Company Loss Cost Multiplier,” (Rev. 04/04 07/03).

(c) OIR-B1-584, “Florida Property and Casualty – Annual Rate Filing-Exemption,” (Rev. 07/03).

(d) ~~OIR-B1-586, “Florida Property and Casualty – Annual Rate Filing Certification,” (Rev. 07/03).~~

(e)(e) ~~Form~~ OIR-B1-595, “Florida Expense Supplement for Independent Rate Filings,” (Rev. 07/03).

(f) OIR-B1-HRCS, “Homeowners’ Rate Collection System (HRCS),” (07/03).

(g) OIR-B1-DRCS, “Dwelling Rate Collection System (DRCS),” (07/03).

(h) OIR-B1-ARCS, “Automobile Rate Collection System (ARCS),” (07/03).

(i) OIR-B1-RIWBK, “Personal Lines Standardized Rate Indications Workbook,” (07/04).

(j) OIR-B1-IFILE, “I-File,” (11/04).

~~(d) Form OIR-B1-1102, “Florida Homeowners Rating Examples/Annual Rates,” (Rev. 07/03).~~

~~(e) Form OIR-B1-1103, “Florida Statewide Rate Level Effect/Homeowners,” with its instructions, (Rev. 07/03).~~

~~(f) Form OIR-B1-1104, “Florida Rate Level Effect by Type by Territory/ Homeowners,” with its instructions, (Rev. 07/03).~~

~~(g) Form OIR-B1-1193, “Florida Dwelling Rating Examples/Annual Rates,” (Rev. 07/03).~~

~~(h) Form OIR-B1-1194, “Florida Statewide Rate Level Effect/Dwelling,” with its instructions, (Rev. 07/03).~~

~~(i) Form OIR-B1-1195, “Florida Rate Level Effect by Type by Territory/Dwellings,” with its instructions, (Rev. 07/03).~~

~~(k)(j) Effective March 1, 2007, OIR-B1-1655, “Notice of Premium Discounts for Hurricane Loss Mitigation,” (Rev. 3/07) is adopted and incorporated herein by reference.~~

(2) All Office of Insurance Regulation forms may be obtained from:

(a) The ~~Office’s Department of Financial Service’s~~ web site located at ~~https://www.flor.com https://www.fldfs.com~~;

(b) ~~The Bureau of Property and Casualty Product Review Forms and Rates~~, Office of Insurance Regulation, Larson Building, Tallahassee, FL 32399-0330, (850)413-3146.

Specific Authority 624.308(1), 627.711 FS. Law Implemented 624.307(1), 624.424, 627.062, 627.0645, 627.711 FS. History—New 6-19-03, Formerly 4-170.0155, Amended 2-23-06, _____.

A copy of the agenda may be obtained by contacting: The Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>. The agenda should be available approximately one week before the cabinet meeting.

WATER CONSERVATION DISTRICTS

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

DATES AND TIME: July 3 2007; August 7, 2007; September 4, 2007; October 2, 2007; November 6, 2007; December 4, 2007, 6:30 p.m.

PLACE: USDA Service Center, Bronson, Florida 32621

GENERAL SUBJECT MATTER TO BE CONSIDERED:

- I. Call To Order
- II. Adoption of Minutes
- III. Budget Report
- IV. Administrative Report
- V. Partner Report
- VI. New Business
- VII. Adjourn

A copy of the agenda may be obtained by calling (352)486-2672, ext. 3.

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.

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 calling (352)486-2672, ext. 3. 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 call (352)486-2672, ext. 3.

The **Ag Sub-Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: July 10, 2007, 10:00 a.m. – 12:00 Noon

PLACE: Volusia Ag Center, 3100 E. State Road 44, Deland, Florida

A copy of the agenda may be obtained by contacting vswcdsectry@earthlink.net. For more information, you may contact Mindy McCracken at VSWCD District Secretary.

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

DATE AND TIME: July 10, 2007, 3:00 p.m.

PLACE: Volusia Ag Center, 3100 E. New York Avenue, Deland, FL

A copy of the agenda may be obtained by contacting vswcdsectry@earthlink.net. For more information, you may contact Mindy McCracken at VSWCD District Secretary.

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

DATES AND TIME: July 10 2007; August 14, 2007; September 11, 2007; October 9, 2007; November 13, 2007; December 11, 2007, 6:30 p.m.

PLACE: Cypress Inn Restaurant, Cross City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

- I. Call To Order
- II. Adoption of Minutes
- III. Budget Report
- IV. Administrative Report
- V. Partner Reports
- VI. New Business
- VII. Adjourn

A copy of the agenda may be obtained by calling (352)486-2672, ext. 3.

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.

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 calling (352)486-2672, ext. 3. 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 call (352)486-2672, ext. 3.

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

DATE AND TIME: July 16, 2007, 8:15 a.m.

PLACE: USDA-NRCS Office, 1416 U.S. 90 E., Madison, FL 32340

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting Doris Newman at (850)973-6595.

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

DATES AND TIME: July 17, 2007; August 21, 2007; September 18, 2007; October 16, 2007; November 20, 2007; December 18, 2007, 7:00 p.m.

PLACE: Akins BBQ Restaurant, Bell, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

- I. Call To Order
- II. Adoption of Minutes
- III. Budget Report
- IV. Administrative Report
- V. Partner Reports
- VI. New Business
- VII. Adjourn

A copy of the agenda may be obtained by calling (352)486-2672, ext. 3.

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.

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 calling (352)486-2672, ext. 3. 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 call (352)486-2672, ext. 3.

FLORIDA PATIENT SAFETY CORPORATION

The **Florida Patient Safety Corporation** announces a Scientific Research Advisory Committee public teleconference to which all persons are invited to participate.

DATE AND TIME: Tuesday, July 10, 2007, 6:15 p.m.

PLACE: ACCESS: To access the call, dial 1(800)882-3610, PIN Code: 0054484# at the above date and time

For further information contact: Florida Patient Safety Corporation, 2722 Waterford Glen Court, Tallahassee, Florida 32312, or call Susan Moore at (850)893-8936, or via email at susan.a.moore@comcast.net.

The **Florida Patient Safety Corporation** announces a public telephonic conference call to which all persons are invited to participate.

DATE AND TIME: Thursday, August 2, 2007, 10:00 a.m.

CALL IN INSTRUCTIONS: Step 1: Dial the Conference Access Number: 1(866)200-9760 Step 2: When prompted, enter the PIN Code: 8938936#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Patient Safety Corporation, Board of Directors Meeting.

A copy of the agenda and resource materials may be obtained one week prior to the meeting by visiting the website at www.floridapatientssafetycorp.com. Agendas can also be requested via e-mail at susan.a.moore@comcast.net. To be included in e-mail notices of the Florida Patient Safety Corporation Board, please mail/e-mail your address to the address above or fax your e-mail address to (850)893-4259.

PRIDE ENTERPRISES

The **PRIDE Enterprises**, Board of Directors announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, July 11, 2007, 11:00 a.m. – 12:00 Noon (ET)

PLACE: Call-in number: 1(800)371-8200, Participation Code 83453

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governance Committee.

A copy of the agenda may be obtained by contacting: Dee Kiminki at (727)556-3304.

For more information, you may contact: Dee Kiminki 727-556-3304.

TREASURE COAST EDUCATION, RESEARCH AND DEVELOPMENT AUTHORITY

The **Treasure Coast Education, Research and Development Authority** announces a public meeting to which all interested persons are invited.

DATE AND TIME: Tuesday, July 11, 2006, 1:00 p.m.

PLACE: University of Florida Indian River Research and Education Center, 2199 South Rock Road, Fort Pierce, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Research Park Manager position, land lease status, master plan, and such other business as the Authority may deem appropriate.

Those who desire a copy of the agenda or more information should contact Linda W. Cox, Chairman at (772)595-9999.

Anyone with a disability requiring accommodation to attend this meeting should contact Velma Spencer, IRREC Office Manager, (772)468-3922, ext. 113, at least forty-eight (48) hours prior to the meeting.

FLORIDA HEALTH INSURANCE ADVISORY BOARD

The **Florida Health Advisory Board** announces a meeting of its Board of Directors to which all interested persons are invited.

DATE AND TIME: July 19, 2007, 10:00 a.m. – 4:00 p.m.

PLACE: Senate Office Building Room 401, 404 South Monroe Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The board will conduct regular business of the Program, hear reports and plan meetings for the year.

A copy of the agenda may be obtained by calling (850)422-7766.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in the meeting should call (850)422-7766, at least five working days prior to the meeting.

FLORIDA MEDICAL MALPRACTICE JOINT UNDERWRITING ASSOCIATION

The **Florida Medical Malpractice Joint Underwriting Association** announces a Refund Committee meeting to which all persons are invited.

DATE AND TIME: Tuesday, July 24, 2007, 2:00 p.m.

PLACE: Sawgrass Marriott, Jacksonville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will receive and consider issues involving establishment of the Prospective Deficiency Fund, and such other business properly brought before the Committee.

A copy of the agenda may be obtained two weeks prior to the meeting by writing: FMMJUA, 1836 Hermitage Blvd., Suite 201, Tallahassee, FL 32308.

The **Florida Medical Malpractice Joint Underwriting Association** announces a Claims and Underwriting Committee meeting to which all persons are invited.

DATE AND TIME: Tuesday, July 24, 2007, 4:00 p.m.

PLACE: Sawgrass Marriott, Jacksonville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will receive and consider reports from the Association's General Counsel, General Manager, Servicing Carrier, and such other business properly brought before the Committee.

A copy of the agenda may be obtained two weeks prior to the meeting by writing: FMMJUA, 1836 Hermitage Blvd., Suite 201, Tallahassee, FL 32308.

The **Florida Medical Malpractice Joint Underwriting Association** announces a Board of Governors meeting to which all persons are invited.

DATE AND TIME: Wednesday, July 25, 2007, 9:00 a.m.

PLACE: Sawgrass Marriott, Jacksonville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will receive and consider quarterly reports from the Association's Investment Counsel, General Counsel, Servicing Carrier, Claims Committee, Refund Committee, General Manager, and such other business properly brought before the Board.

A copy of the agenda may be obtained two weeks prior to the meeting by writing: FMMJUA, 1836 Hermitage Blvd., Suite 201, Tallahassee, FL 32308.

CITIZENS PROPERTY INSURANCE CORPORATION

The **Citizens Property Insurance Corporation** announces an Agents Roundtable Meeting to which all interested persons are invited.

DATE AND TIME: Monday, August 6, 2007, 10:00 a.m. (EDT)

PLACE: Hyatt Regency Orlando International Airport

GENERAL SUBJECT MATTER TO BE CONSIDERED: Item of discussion includes, but is not limited to, a progress report on ongoing projects.

For additional information, please call Barbara Walker at 1(800)807-7647, extension 3744.

Special Accommodations: In accordance with the Americans with Disabilities Act, people with disabilities or physical impairments who require assistance to participate in this meeting are requested to contact Barbara Walker at least five days prior to the meeting.

AREA AGENCY ON AGING OF PASCO-PINELLAS, INC.

The **Area Agency on Aging of Pasco-Pinellas, Inc.** for Planning and Service Area 5, of the Florida Department of Elder Affairs, will present its 2008 Area Plan for the distribution of funds under the federal Older Americans Act of 1965, as amended, to projects providing services to the elderly residents of Pasco and Pinellas Counties at the following public hearings:

PINELLAS COUNTY PUBLIC HEARING

DATE AND TIME: Thursday, August 9, 2007, 9:30 a.m. – 11:00 a.m.

PLACE: St. Paul's Lutheran Church Dining Center, 407 Saturn Avenue, South, Clearwater, Florida 33755

GUEST SPEAKER: Representative Ed Hooper and

PASCO COUNTY PUBLIC HEARING

DATE AND TIME: Monday, August 13, 2007, 9:30 a.m. – 11:00 a.m.

PLACE: Pasco County Community Services Nutrition Center, 13853 15th Street, Dade City, FL 33525

GUEST SPEAKER: Representative Will Weatherford

To request more information or accommodations for persons with disabilities, contact Marilyn Rupp, no later than August 1, 2007, at: Area Agency on Aging, 9887 4th Street North, Suite 100, St. Petersburg, Florida 33702, or call (727)570-9696, ext. 230, or for Florida Relay Service call 711.

FLORIDA HEALTHY KIDS CORPORATION

The **Florida Healthy Kids Corporation** announces its Board of Directors meeting to which all persons are invited to attend.

DATE AND TIME: August 9, 2007, 10:00 a.m.

PLACE: Marriott Hollywood Beach, 2501 North Ocean Drive, Hollywood, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Board of Directors.

Please contact Amber Floyd at floyda@healthykids.org or (850)224-5437, to confirm your attendance or for additional meeting information.

Section VII Notices of Petitions and Dispositions Regarding Declaratory Statements

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission has received a petition for declaratory statement from Leonard F. Devine, on behalf of Palm Beach County Building Department, regarding what type of lighting control is required

by section 13-415.1.ABC.1.2, Florida Building Code, Building Volume (2004 as amended 12/05 and 12/06) in an 11,000 square foot office building where the interior of the building has been removed to the bare walls except for the bathrooms, elevator equipment rooms, electrical and equipment rooms, and offices that are enclosed by ceiling-height partitions. It has been assigned the number DCA07-DEC-105.

A copy of the request may be obtained by writing: Paula P. Ford, Clerk, Department of Community Affairs, Florida Building Commission, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT the Division of Florida Land Sales, Condominiums, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has issued an order disposing of the petition for declaratory statement filed by Gulf and Bay Club Condominium Association, Docket No. 2007028049 on May 11, 2007. The following is a summary of the agency's disposition of the petition:

The Division ordered that Gulf and Bay may not adopt a proposed amendment to the bylaws limiting a director's right to seek re-election as such a bylaw would be inconsistent with Section 718.112(2)(d),(3), Florida Statutes, which provides that all unit owners, except convicted felons whose right to vote has not been restored, are eligible to run for election to the board.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Land Sales, Condominiums, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Sanctuary

at Blue Heron Association, Inc.; Docket No. 2007034667. The petition seeks the agency's opinion as to the applicability of Section 718.115, Florida Statutes, as it applies to the petitioner. Whether BPR-2007-01389 Final Order entered in The Sanctuary at Blue Heron Association, Inc., DS 2006-050, Docket No. 2006056833, finding that water and sewer charges are not common expenses under Section 718.115, Florida Statutes, continues to be applicable based on new facts and legal arguments presented.

A copy of the Petition for Declaratory Statement may be obtained by contacting: the Division Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Land Sales, Condominiums, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from In Re: Remington Reserve Condominium Association, Docket No. 2007031948. The petition seeks the agency's opinion as to the applicability of Section 718.503(a)(1), Florida Statutes, and Rules 61B-18.001 and 61B-22.004, Florida Administrative Code, as it applies to the petitioner.

Whether petitioner may rescind his contract to purchase a condominium unit based on the developer's adverse and material increases of petitioner's guaranteed quarterly maintenance fees to cover the developer's increased cost of insurance under Section 718.503(a)(1), Florida Statutes and Rules 61B-18.001 and 61B-22.004, Florida Administrative Code.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT on May 30, 2007, the Construction Industry Licensing Board has received the petition for declaratory statement from Wayne Eseltine, CBO. The petition seeks the agency's opinion as to the applicability of Chapter 489, Florida Statutes, as it applies to the petitioner. The petition seeks the Board's interpretation of Chapter 489, Florida Statutes, and whether a person that engages in the business of changing out plumbing fixtures, such as faucets and toilets, and cleans out clogged drains, must be licensed as a plumbing contractor.

A copy of the Petition for Declaratory Statement may be obtained by contacting: G. W. Harrell, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, FL 32399-0783.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN THAT on June 21, 2007, the Board of Psychology has issued an order disposing of the petition for declaratory statement filed by Demara Bennett, Psy.D. on April 5, 2007. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 33, No. 17, of the April 27, 2007, F.A.W. Petitioner sought the Board's interpretation of subsection 64B19-18.004(5), F.A.C., entitled "Use of Test Instruments" when an evaluation is completed as part of a research program, a licensed psychologist may sign the reports conjointly with licensed professionals from other disciplines, provided the report clearly identifies which professions completed specific portions of the of the evaluation. Petitioner's 2nd question requested the Board's alternative for the evaluations if psychologists were not to be permitted to co-sign reports. Petitioner's 3rd question requested the Board's suggestion regarding an appropriate title for the report. The Board of Psychology considered the Petition at its meeting held on June 15, 2007, by telephone conference call. The Board's Order answered the first question in the Petition in the affirmative, finding that when an evaluation is completed as part of a research program, a license psychologist may sign the reports conjointly with licensed professionals from other disciplines, provided the report clearly identifies which professional completed specific portions of the evaluation and specifically identifies the licensed psychologist's contributions and impressions. The Board found Petitioner's 2nd question was moot and thus declined to answer. The Board declined to answer Petition's 3rd question on the basis that it did not ask for an interpretation of a specific law or rule under the jurisdiction of the Board.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Susan Love, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

Section VIII Notices of Petitions and Dispositions Regarding the Validity of Rules

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

La Quinta Motor Inns, Inc. vs. Department of Transportation; Case No.: 07-2572RX; Rule No.: 14-85.004(11)(e), (3)

James R. Demick vs. Florida Civil Commitment Center, The Geo Group, Inc., Timothy J. Budz, Herbert T. Caskey and Department of Children and Families Services; Case No.: 07-2602RU

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

Miguel Mora Rodriguez, by and through his best friend and guardian Maria Melendez vs. Department of Health; Case No.: 07-0689RX; Rule No.: 64I-1.001(1)(c); Invalid

Carole Cook Kelly vs. Department of Management Services; Case No.: 07-1609RU; Voluntarily Dismissed

Donald Chewning, Dennis Dodge, Leigha Rae Feyen, Leonard Paul Hebb, Christina Inserillo, Janice Overturf, Laura Deagle, Sunny Wood, Clifton Jones, Richard Lucas, and Robert Klapproth, Jr. vs. Department of Law Enforcement; Case No.: 05-4068RU; Dismissed

Frank M. Bafford vs. Florida Commission on Human Relations; Case Nos.: 05-4681RU, 05-4688RU; Dismissed

Florida Professional Firefighters, Inc. vs. Department of Health; Case No.: 04-2273RU; Dismissed

Section IX
Notices of Petitions and Dispositions
Regarding Non-rule Policy Challenges

NONE

Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

INVITATION TO BID

As a Contractor, you are invited to submit a bid to the FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, DIVISION OF FORESTRY, hereinafter referred to as Owner, for the construction of building facilities at the Indian River County Forestry Station, located at 5245 41st Street in Vero Beach Florida. The Project Budget is estimated to be: \$700,000.00. This project is being rebid, as previous bids received were rejected as over budget. The specifications have been amended.

The Department is seeking a Contractor for the construction of building facilities for the Indian River County Forestry Station and the School District of Indian River County Agricultural Facility. The contractor shall provide all materials, labor, equipment and inspection fees necessary for the construction of building facilities in accordance with the terms and conditions of the Invitation to Bid.

PROJECT NAME AND LOCATION: Construction of building facilities for the Indian River County Forestry Station and the School District of Indian River County Agricultural Facility located at 5245 41st Street in Vero Beach, Florida.

SOLICITATION DOCUMENT: The entire solicitation document, which includes amended specifications, may be viewed and downloaded from the Vendor Bid System at <http://myflorida.com>, click on Business, Doing Business with the State of Florida, Everything for Vendors and Customers, Vendor Bid System, Search Advertisements, Bid Number ITB/DF-06/07-110-REBID, or by calling the Purchasing Office at (850)487-3727.

MANDATORY PRE-BID CONFERENCE/SITE VISIT: Each bidder must, before submitting a bid, attend the mandatory pre-bid conference/site visit. The pre-bid conference/site visit will be held on July 17, 2007, 10:30 a.m., at 5245 41st Street, Vero Beach, Florida 32960. During the pre-bid conference a site visit will be held for prospective bidders. It is the bidders' responsibility to consider any and all site conditions or requirements for the project. Amended specifications shall be available at the mandatory pre-bid conference/site visit.

PUBLIC ENTITY CRIME INFORMATION STATEMENT: A person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity in excess of the threshold amount provided in Section 287.017, Florida Statutes, for Category Two for a period of 36 months from the date of being placed on the convicted vendor list.

DISCRIMINATION; DENIAL OR REVOCATION FOR THE RIGHT TO TRANACT BUSINESS WITH PUBLIC ENTITIES: An entity or affiliate who had been placed on the discriminatory vendor list may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity.

PERFORMANCE BOND AND LABOR AND MATERIAL PAYMENT BOND: If the construction contract award amount is \$100,000.00 or less, a Performance Bond and a Labor and Material Payment Bond are not required.

Sealed bids will be received, publicly opened and read aloud on:

DATE AND TIME: August 7, 2007, 2:00 p.m.

PLACE: Department of Agriculture and Consumer Services, 407 S. Calhoun Street, Room SB8, Mayo Building, Tallahassee, Florida 32399, (850)487-3727.

CONTRACT AWARD: The official Notice of Award Recommendation will be by electronic posting at http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu.

Failure to file a protest within the time prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. If no protest

is filed the contract will be awarded to the qualified, responsive low bidder in accordance with Chapter 60D-5, F.A.C., by the Owner.

DEPARTMENT OF EDUCATION

NOTICE OF CHANGE – CALL FOR BIDS

made by the University of Central Florida

PROJECT NAME, NUMBER AND LOCATION: Ampac laboratory office Building, single story 8,000 gsf to be placed on an existing slab, University of Central Florida, Main Campus Bid No. 06ZN4007

Notice is hereby given that the following changes have been made to the bid due date.

QUALIFICATION: All Bidders must be qualified at the time of bid opening in accordance with the Instructions to Bidders.

Sealed bids will be received on:

DATES AND TIME: July 23, 2007, until 2:00 p.m. (Local Time)

PLACE: Physical Plant Complex, 4000 Central Florida Blvd., Building 16, Libra Drive, at which time and place they will be publicly opened and read aloud.

Contract award will be made subject to the availability of funds.

PROPOSAL: Bids must be submitted in full and in accordance with the requirements of the drawings and Project Manual, information may be obtained at the office of the Architect/Engineer at KZF Architects, 2101 Park Center Drive, Suite 290, Orlando, FL 32835, (407)298-1988

PRE-SOLICITATION/PRE-BID MEETING: The Bidder is encouraged to attend the pre-solicitation/pre-bid meeting. Minority Business Enterprise firms are invited to attend to become familiar with the project specifications and to become acquainted with contractors interested in bidding the project. The meeting has been scheduled for:

DATE AND TIME: Wednesday, June 27, 2007, 10:00 a.m. (Local Time)

PLACE: Physical Plant Complex, 4000 Central Florida Blvd., Building 16, Libra Drive.

PURCHASE: Full sets of bidding documents may be at the local plan rooms. Full sets may be purchased through NGI's Orlando Office at (407)898-3881 or Metro West Office at (407)290-6381, at standard printing and handling cost.

PUBLIC ENTITY CRIMES: As required by Section 287.133, Florida Statutes, a contractor may not submit a bid for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The successful contractor must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant

in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

CALL FOR BIDS

made by the STATE OF FLORIDA, UNIVERSITY OF CENTRAL FLORIDA

PROJECT: UCF AA – Women's Rowing Center No. BR-505
FOR: University of Central Florida

QUALIFICATION: All Bidders must be qualified at the time of bid opening in accordance with the Instructions to Bidders, Article B-2.

Sealed bids will be received on:

DATE AND TIME: August 3, 2007, until 2:00 p.m. (Local Time)

PLACE: Physical Plant Complex, 4000 Central Florida Blvd., Building 16, Libra Drive at which time and place they will be publicly opened and read aloud. Contract award will be made subject to the availability of funds.

PROPOSAL: Bids must be submitted in full and in accordance with the requirements of the drawings and Project Manual, which may be obtained or examined at the office of the Architect/Engineer at HOK Architects

One Tampa City Center, Suite 1800, Tampa, FL 33602

TELEPHONE: Brent Cutshall at (813)229-0300

PRE-SOLICITATION/PRE-BID MEETING: The Bidder is encouraged to attend the pre-solicitation/pre-bid meeting. Minority Business Enterprise firms are invited to attend to become familiar with the project specifications and to become acquainted with contractors interested in bidding the project. The meeting has been scheduled for:

DATE AND TIME: Wednesday July 18, 2007, 2:00 p.m. (Local Time)

PLACE: Physical Plant Complex, 4000 Central Florida Blvd., Building 16, Libra Drive.

PURCHASE: Full sets of bidding documents may be at the local plan rooms. Full sets may be purchased through NGI's Orlando Office at (407)898-3881 or Metro West Office at (407)290-6381. When ordering reference quotation number 07-166-02. Cost for documents has been set at \$68.41 per set of specifications and \$266.85 per set of drawings, not including sales tax and handling cost.

PUBLIC ENTITY CRIMES: As required by Section 287.133, Florida Statutes, a contractor may not submit a bid for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The successful contractor must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant

in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

CALL FOR PREQUALIFICATION AND BID

UNIVERSITY OF NORTH FLORIDA, STUDENT UNION
Elkins Constructors, Inc., Jacksonville, Florida, as Construction Manager, is pre-qualifying suppliers and trade contractors for construction for all work relating to Div. 4 – Masonry, Div. 5 – Ornamental Metals, Div. 6 – Wood, Plastic and Composites, Div. 7 – Thermal /Moisture Protection, Div. 8 – Doors/Frames and Hardware, Div. 9 – Finishes and Div. 10 – Specialties at the University of North Florida. Qualified trade contractors are needed to complete a corresponding bid package. We will also be re-bidding Div. 8 – Glass and Glazing.

Interested parties should request a pre-qualification form by mail, e-mail, or by faxing a letter of interest to:

David Birkelbach
Elkins Constructors, Inc.
701 W. Adams Street
Jacksonville, FL 32204
Fax: (904)387-1303
e-mail: davidb@elkinsconstructors.com

Pre-qualified parties may pick up bid packages from Elkins Constructors main office.

Bids are due in Elkins' office by: Tuesday, July 31, 2007, 2:00 p.m.

There will be a pre-bid meeting on: Thursday, July 19, 2007, 2:00 p.m., at UNF, location TBD.

Elkins Constructors Inc., highly encourages participation by all minority subcontractors, suppliers, vendors, and manufacturers.

NOTICE TO CONSTRUCTION MANAGERS

Florida Gulf Coast University Board of Trustees, announces that Construction Management Services will be required for the project listed below:

Project No. BR-1043, Project and Location: Classroom & Laboratory Building, Naples, Florida

Florida Gulf Coast University and the Naples Botanical Garden will collaborate on a new classroom and laboratory building, which will be built at the existing site of the NBG in Naples, Florida.

The new building will provide a common place for both FGCU and NBG instructional programs in addition to providing office space for FGCU faculty. In general, the building will be approximately 15,000 gross square feet and will be one story in height. The design of the building will be complimentary to other NBG buildings, and yet have a special and distinct character and appearance of its own because of its prominent site location within the NBG property.

The total project budget is \$5,000,000 and construction budget is \$3,900,000.

The contract for construction management services shall consist of two phases. Phase one of the contract is for pre-construction services for which the construction manager will be paid a fixed fee. Phase one services include value engineering, constructability analysis, development of a cost model, estimating, and the development of a Guaranteed Maximum Price (GMP) at 50% Construction Document phase. If the GMP is accepted, phase two, the construction phase, may be implemented. In phase two of the contract, the construction manager shall become the single point of responsibility for performance of the construction contract for the project and shall publicly bid trade contracts. Failure to negotiate an acceptable fixed fee for phase one of the contract, or to arrive at an acceptable GMP within the time provided in the agreement may result in the termination of the construction manager's contract.

Selection will be made on the basis of construction manager's qualifications, including experience and ability; past experience; bonding capacity; record-keeping/administrative ability, critical path scheduling expertise; cost estimating; cost control ability; quality control capability and qualification of the firm's personnel, staff and consultants.

The Selection Committee may reject all proposals and stop the selection process at any time. The construction manager shall have no ownership, entrepreneurial or financial affiliation with the selected architect/engineer involved with this project.

Firms desiring to provide construction management services for the project shall submit a letter of application and a completed Board of Regents "Construction Manager Qualifications Supplement". Proposals must not exceed 80 pages, including the Construction Manager Qualifications Supplement and letter of application. Pages should be numbered consecutively. Submittals, which do not comply with these requirements or do not include the requested data, will not be considered. No submittal information will be returned.

All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, F.S., a construction management firm may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected construction management firm must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

The Board of Regents Construction Manager Qualifications Supplement forms and the Project Fact Sheet may be obtained by contacting: Mr. Jack Fenwick, Director of Facilities Planning, Florida Gulf Coast University, 10501 FGCU Blvd., South, Ft. Myers, Florida 33965-6565, (239)590-1500, Fax (239)590-1505

Five (5) bound copies of the required proposal data shall be submitted to: Mr. Jack Fenwick, Director of Facilities Planning, Florida Gulf Coast University, 10501 FGCU Blvd., South, Ft. Myers, Florida 33965-6565.

Submittals must be received in the Facilities Planning Office by 2:00 p.m. (Local Time), on August 6, 2007. Facsimile (FAX) submittals are not acceptable and will not be considered.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF CORRECTIONS

Presentations/Interviews – CM004

CONSTRUCTION MANAGEMENT SERVICES

For **LOWELL CORRECTIONAL INSTITUTION – Main Unit and Annex-Expansion and Renovation**

The Department of Corrections has completed its evaluation of submittals, received in response to the above referenced project and will be conducting Presentations/Interviews with the top ranked firms.

The following are the three top rated firms, in order of ranking:

1. Balfour Beatty Construction, LLC
2. A.D. Morgan Corporation
3. Turner Construction Company

Presentations/Interviews will be held in Room B356 at 2601 Blair Stone Road, Tallahassee, Florida on Tuesday, July 10, 2007.

Presentation times are as follows:

- | | |
|-------------------------------------|---|
| 1. A.D. Morgan Corporation | 10:30 a.m. – 11:30 a.m.
(Local time) |
| 2. Turner Construction Company | 1:00 p.m. – 2:00 p.m.
(Local time) |
| 3. Balfour Beatty Construction, LLC | 2:30 p.m. – 3:30 p.m.
(Local time) |

Persons planning to attend, not affiliated with the shortlisted firms, should contact Julyn Hussey at (850)410-4049 or Sandra Rogers at (850)922-8855, no later than Monday, July 9, 2007 by 12:00 Noon. If attending, be prepared to sign in at the security desk, surrender your driver's license, and receive a

visitor's identification badge. Upon arrival, request the security desk official contact Sandra Rogers or Julyn Hussey and you will be escorted to the room.

There will be No admittance after a Presentation/Interview has begun.

Be advised no interaction with the presenting firms or the committee members will be allowed.

Although this is a publicly noticed meeting, the public is not invited to and may not participate in any discussions held.

EXPRESSWAY AUTHORITIES

INVITATION TO BID

**MDX PROCUREMENT/CONTRACT NO.: ITB-07-08
SYSTEM-WIDE MISCELLANEOUS CONCRETE
INSTALLATIONS AND IMPROVEMENTS**

The Miami-Dade Expressway Authority (MDX) is requesting individual sealed bids for System-Wide Miscellaneous Concrete Installations and Improvements. The Work consists of, but is not limited to, providing all labor, maintenance of traffic schemes, materials, equipment and incidentals necessary for system-wide installations of concrete drainage structures, sidewalk and ADA ramps, curbing and traffic separators, stucco fascia and block wall repairs, grout pads under sign and light structures, and other concrete and structural installations and improvements as needed, at various locations of the MDX System. All bidders shall be certified as a Community Small Business Enterprise (CSBE) under the Concrete Contractor category or the Highway and Street Construction category. MDX notifies all Bidders and individuals that it requires and encourages small, minority and women-owned businesses to have full opportunity to submit a response to any solicitation document issued by MDX. For copies of the ITB with complete information on the scope of services as well as submittal requirements, please log onto our web site www.mdx-way.com or call MDX Procurement Office at (305)637-3277. Please note: In order to download any MDX solicitations, you must register as a vendor. The vendor registration can only be done through MDX's website. Deadline for submitting a Bid Package is July 31, 2007, by 2:00 p.m. (Eastern Time). A Pre-bid conference is scheduled for July 10, 2007, 10:00 a.m. Attendance to the Pre-bid conference is NOT mandatory however, everyone is encouraged to attend.

DEPARTMENT OF MANAGEMENT SERVICES

Notice of Bid/Request for Proposal

**PROFESSIONAL CONSULTANTS FOR ARCHITECTURE
AND ENGINEERING SERVICES**

The Department of Management Services (DMS), Division of Real Estate Development and Management, announces that professional services are required for the project(s) listed below.

PROJECT NUMBER: JB-27015000
 PROJECT NAME: Water Intrusion – Supreme Court
 PROJECT LOCATION: Tallahassee, Florida
 APPROXIMATE CONSTRUCTION
 BUDGET: \$2,700,000.00

For details please visit the Department’s website listed below and click on “Search Advertisement – Division of Real Estate Development and Management.” http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu.

Notice of Bid/Request for Proposal
 EITS-26020000 CM

FOR CONSTRUCTION CONTRACTORS TO PROVIDE CONSTRUCTION MANAGEMENT AT RISK SERVICES REQUEST FOR QUALIFICATIONS (RFQ): The Department of Management Services, Division of Real Estate Development and Management, requests qualifications for licensed general contractors, to submit for Construction Management at Risk services on the following project:

PROJECT NUMBER: EITS 26020000
 PROJECT NAME: Backup Chiller Installation, Shared Resource Center, Capital Circle Office Center
 ESTIMATED CONSTRUCTION BUDGET: \$430,000.00

The award will be made in accordance with Section 255.29, F.S., and the procedures and criteria of the Departments Division of Real Estate Development and Management. For details please visit the Department’s website listed below and click on “Search Advertisement – Division of Real Estate Development and Management.” http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

Section XII
 Miscellaneous

DEPARTMENT OF TRANSPORTATION

The Florida Department of Transportation intends to issue an “Airport Site Approval Order,” in accordance with Chapter 330, Florida Statutes, “Regulation of Aircraft, Pilots, and Airports” and Chapter 14-60, Florida Administrative Code, “Airport Licensing, Registration, and Airspace Protection” for the following site:

Fort Atkinson Plantation Airpark Community, a private airport, in Lafayette County, at Latitude 30° 11' 47" and Longitude 83° 18' 23", to be owned and operated by Mr. Marvin Buchanan, Post Office Box 219, Day, FL 32013.

A copy of the Airport Site Approval Order, the Airport’s application, the applicable rules, and other pertinent information may be obtained by contacting: Mr. William J. Ashbaker, P.E., State Aviation Manager, Florida Department of Transportation, Aviation Office, 605 Suwannee Street, Mail Station 46, Tallahassee, Florida 32399-0450, (850)414-4500; aviation.fdot@dot.state.fl.us, Website: <http://www.dot.state.fl.us/aviation>.

ADMINISTRATIVE HEARING RIGHTS: Any person whose substantial interests will be determined or affected by this Airport Site Approval Order has the right, pursuant to Section 120.57, Florida Statutes, to petition for an administrative hearing. The petition for an administrative hearing must conform to the requirements of Rule Chapter 28-106, Florida Administrative Code, and must be filed, in writing, within twenty-one days of the publication of this notice, with the Clerk of Agency Proceedings, Office of General Counsel, Florida Department of Transportation, 605 Suwannee Street, Mail Station 58, Room 550, Tallahassee, Florida 32399-0450. Failure to file a petition within the allowed time constitutes a waiver of any right such person has to request a hearing under Chapter 120, Florida Statutes.

The Florida Department of Transportation intends to issue an “Airport Site Approval Order,” in accordance with Chapter 330, Florida Statutes, “Regulation of Aircraft, Pilots, and Airports” and Chapter 14-60, Florida Administrative Code, “Airport Licensing, Registration, and Airspace Protection” for the following site:

Thomas Contracting, a private airport, in Duval County, at Latitude 30° 09' 28" and Longitude 81° 32' 16", to be owned and operated by Mr. Guy Thomas, 6690-2 Columbia Park Drive, Jacksonville, FL 32258.

A copy of the Airport Site Approval Order, the Airport’s application, the applicable rules, and other pertinent information may be obtained by contacting Mr. William J. Ashbaker, P.E., State Aviation Manager, Florida Department of Transportation, Aviation Office, 605 Suwannee Street, Mail Station 46, Tallahassee, Florida 32399-0450, (850)414-4500, aviation.fdot@dot.state.fl.us, Website: <http://www.dot.state.fl.us/aviation>.

ADMINISTRATIVE HEARING RIGHTS: Any person whose substantial interests will be determined or affected by this Airport Site Approval Order has the right, pursuant to Section 120.57, Florida Statutes, to petition for an administrative hearing. The petition for an administrative hearing must conform to the requirements of Rule Chapter 28-106, Florida Administrative Code, and must be filed, in writing, within twenty-one days of the publication of this notice, with the

Clerk of Agency Proceedings, Office of General Counsel, Florida Department of Transportation, 605 Suwannee Street, Mail Station 58, Room 550, Tallahassee, Florida 32399-0450. Failure to file a petition within the allowed time constitutes a waiver of any right such person has to request a hearing under Chapter 120, Florida Statutes.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

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 Feel Good Cars, Inc. d/b/a ZENN Motor Company, intends to allow the establishment of Custom Carriages, Inc. d/b/a Golf & Electric Vehicles, Inc., as a dealership for the sale of ZENN Neighborhood electric vehicles (FGCI) NEV at 18754 East Colonial Drive, Orange Park (Clay County), Florida 32820, on or after May 8, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Custom Carriages, Inc. d/b/a Golf & Electric Vehicles, Inc. are dealer operator(s): Roger Brownell, 17051 Jean Street, Unit 1, Fort Myers, Florida 33912; principal investor(s): Roger Brownell, 17051 Jean Street, Unit 1, Fort Myers, Florida 33912.

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, as amended by Chapter 88-395, Laws of Florida, 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 U.S. Mail to: Sherry B. Good, Sales Assistant, ZENN Motor Company, 85 Scarsdale Road, Suite 100, Toronto, Ontario, Canada M3B2R2.

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.

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 KTM North America, intends to allow the establishment of D & D Cycles, Inc., as a dealership for the sale of KTM motorcycles at 2400 Fernwood Avenue, Pensacola (Escambia County), Florida 32505, on or after April 16, 2007.

The name and address of the dealer operator(s) and principal investor(s) of D & D Cycles, Inc. are dealer operator(s): Robert D. McLendon, Jr., 1174 Harrison Avenue, Gulf Breeze, Florida 32563; principal investor(s): Robert D. McLendon, Jr., 1174 Harrison Avenue, Gulf Breeze, Florida 32563.

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 U.S. Mail to: Jon-Erik Burlison, President, 1119 Milan Avenue, Amherst, Ohio 44001.

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.

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 Piaggio Group Americas, Inc., intends to allow the establishment of Dorsch, Inc. d/b/a Fun Bike Center, as a dealership for the sale of Aprilia motorcycles (APRI) at 1845 East Memorial Boulevard, Lakeland (Polk County), Florida 33801, on or after June 21, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Dorsch, Inc. d/b/a Fun Bike Center are dealer operator(s): David Dorsch, 1845 East Memorial

Boulevard, Lakeland, Florida 33801; principal investor(s): David Dorsch, 1845 East Memorial Boulevard, Lakeland, Florida 33801.

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 U.S. Mail to: Angellina Fraser-Lubin, Piaggio Group Americas, Inc., 140 East 45th Street, 17th Floor, New York, New York 10017.

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.

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 Feel Good Cars, Inc. d/b/a ZENN Motor Company, intends to allow the establishment of Golf & Electric Vehicles, Inc., as a dealership for the sale of ZENN Neighborhood electric vehicles (FGCI) NEV at 17051 Jean Street, Unit #1, Fort Myers (Lee County), Florida 33967, on or after May 8, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Golf & Electric Vehicles, Inc. are dealer operator(s): Roger Brownell, 17051 Jean Street, Unit 1, Fort Myers, Florida 33912; principal investor(s): Roger Brownell, 17051 Jean Street, Unit 1, Fort Myers, Florida 33912.

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 U.S. Mail to: Sherry B. Good, Sales Assistant, ZENN Motor Company, 85 Scarsdale Road, Suite 100, Toronto, Ontario, Canada M3B2R2.

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.

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 Carter Brothers Manufacturing, intends to allow the establishment of Scooter Pro, LLC, as a dealership for the sale of motorcycles manufactured by Sanyang Industry Co. Ltd. (SANY) at 551 Anastasia Boulevard, St. Augustine (St. Johns County), Florida 32080, on or after June 18, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Scooter Pro, LLC are dealer operator(s): Joe Homann, 24 Mickler, St. Augustine, Florida 32080; principal investor(s): Joe Homann, 24 Mickler, St. Augustine, Florida 32080.

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, as amended by Chapter 88-395, Laws of Florida, 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 U.S. Mail to: Jack Mullinax, Sale Manager, Carter Brothers Manufacturing, 1871 U.S. Highway 231 South, Brundidge, Alabama 36010.

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.

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 APC Holdings Group, LLC d/b/a American Performance Cycle, intends to allow the establishment of Two Wheeled Dreams, LLC, as a dealership for the sale of American Performance Cycle (AMPF) motorcycles at 3388 Fowler Street, Fort Myers (Lee County), Florida 33901, on or after June 15, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Two Wheeled Dreams, LLC are dealer operator(s): Douglas J. Cahn, 4826 Regal Drive, Bonita Springs, Florida 34134; principal investor(s): Thomas Hay, 995 Westshore Drive, Fox Lake, Illinois 60020.

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 U.S. Mail to: Michael E. Sample, President, American Performance Cycle, 6895 Speedway Boulevard #Z101, Las Vegas, Nevada 89115.

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.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Notices for the Board of Trustees of the Internal Improvement Trust Fund between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE OF QUOTA LIQUOR LICENSE DRAWINGS

The Division of Alcoholic Beverages and Tobacco, Department of Business and Professional Regulation announces Quota Liquor License Drawings to which all persons are invited for the following counties: ALACHUA(1), BREVARD(1), BROWARD(2), CITRUS(1), CLAY(1), COLLIER(2), DADE(10), DUVAL(4), FLAGLER(1), HENDRY(1), HERNANDO(1), HILLSBOROUGH(3), LEE(3), LEON(2), MANATEE(1), MARION(2), MARTIN(1), OKALOOSA(1), ORANGE(4), OSCEOLA (1), PALM BEACH(3), PASCO (2), PINELLAS(1), POLK(3), ST. JOHNS(1), ST. LUCIE(2), SANTA ROSA (1), SARASOTA (2), SEMINOLE (1), SUMTER (1), VOLUSIA (2).

DATE AND TIME: July 12, 2007, 9:00 a.m.

PLACE: Department of Business and Professional Regulation, Northwood Centre, Alcoholic Beverages and Tobacco Conference Room, 1940 North Monroe Street, Tallahassee, FL

PURPOSE: To conduct double random computer drawings from the pool of qualified applicants for new quota liquor licenses in each of the above referenced counties and establish each qualified applicant's standing to receive one of the new licenses. Those applicants chosen in the drawings will be notified by certified mail of their eligibility to apply for a license.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

The Department of Environmental Protection (Department) gives notice of its intent to issue a variance (File No. 0144913-006) to PCS Phosphate – White Springs (PCS), Post Office Box 300, White Springs, Florida 32096 under Section 378.212(1)(b), Florida Statutes (F.S.) from posting of security on the number of acres that PCS must reclaim during the 2006-2010 five-year period required by portions of Section 378.208(2)(f), F.S. and paragraph 62C-16.0075(1)(b), F.A.C. The variance is requested for a five-year period ending December 31, 2010.

A reduction in the rate of mining during 2001 and 2002 coupled with PCS' decision to utilize existing clay storage capacity in its SA4 Clay Settling Area significantly reduced the amount of land available for reclamation during the 2001-2005 five-year period. Section 378.209(1)(e), F.S., and paragraph 62C-16.0075(5)(e), F.A.C., require that for the fifth five-year period of mining for new mines, and each five-year period thereafter, reclamation of acres mined shall be completed at the rate of an acreage equivalent of 100 percent of the acres mined during the immediately preceding five-year period. Section 378.208(2), F.S., and paragraph 62C-16.0075(1)(a), F.A.C., require that if the Department determines that an operator is not in compliance with the rate of reclamation, the Department shall notify the operator in writing that the operator shall have 30 days to post one or more of the forms of security specified in Sections 378.208(2)(a)-(c), F.S., and subparagraphs 62C-16.0075(1)(a)1.-5., F.A.C., Section 378.208(2)(f), F.S., and paragraph 62C-16.0075(1)(b), F.A.C., require that the security posted shall cover the number of acres that the operator is delinquent in reclaiming in the required time period as well as the number of acres that the operator must reclaim in the current five-year period. Based on the information in PCS' 2006 annual report, the Department has determined that PCS is delinquent in reclaiming 453 acres during the required (2001-2005) time period and the number of acres that PCS must reclaim during the current (2006-2010) time period totals 2,824 acres.

As it is an objective of both PCS and the Department to minimize the acreage committed to clay settling areas, and since PCS delayed reclamation of SA4 in order to utilize existing clay storage capacity within the existing SA4 clay settling area, and the delay in reclamation of SA4 is related to the deficiency in the rate of reclamation, the Department has determined that there exists sufficient justification for granting approval of a variance from the posting of security on the number of acres that PCS must reclaim during the current (2006-2010) five-year period. The term of the variance will be until December 31, 2010, unless a later date is approved in writing by the Department.

Normally, PCS would be required to post security on the 453 acres for which it is delinquent in reclaiming during the required (2001-2005) five-year period. However, since becoming out of compliance with the rate of reclamation for the five-year period ending December 31, 2005, PCS also sought approval of a variance (File No. 0144913-009) from reclamation standards required by Rule 62C-16.0051, F.A.C., on approximately 376 acres of mandatory lands associated with its Swift Creek phosphogypsum stack (GypStack) complex. The variance from reclamation standards on the 376 acres of GypStack complex will allow PCS to immediately reclaim 55 mandatory mined acres within reclamation program SC-SP(3) and 241 mandatory mined acres within reclamation program SC-84(1) (296 mandatory mined acres in total) to

industrial use and apply the completed reclamation towards its rate of reclamation obligation for the five-year period ending December 31, 2010. Since reclamation of the 296 mandatory mined acres within programs SC-SP(3) and SC-84(1) is immediate and in addition to the normal schedule for reclamation at the Hamilton County Mine, the Department has agreed to reduce the acreage for which PCS will be required to post security for the required (2001-2005) five-year period by 296 acres. Therefore, the number of acres for which PCS will be required to post security for the required (2001-2005) five-year period is 157 acres.

PCS will be required to post security at a rate of \$7,502 per acre to cover the remaining 157-acre deficiency in the rate of reclamation during the required (2001-2005) time period. The security required per acre is based on paragraph 62C-16.0075(2)(e), F.A.C., and on the first issue of the December 2006 Engineering News Record. The security shall be posted by August 31, 2007, unless another date is approved in writing by the Department. The full amount of security shall remain in place until PCS provides demonstration that all delinquent acres have been reclaimed within the 2006-2010 five-year period. Demonstration that all delinquent acres have been reclaimed shall be achieved by PCS meeting the rate of reclamation for the 2006-2010 five-year period or by equaling or exceeding the average rate of reclamation required to comply with the overall rate of reclamation required during the 2006-2010 five-year period over at least two consecutive years, whichever occurs first. The average rate of reclamation for the 2006-2010 five-year period shall be based on the information contained in PCS' completed annual reports. Failure to reclaim all delinquent acres by December 31, 2010, shall result in forfeiture of the security.

The Department's file on this matter is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Florida Department of Environmental Protection, Bureau of Mine Reclamation, 2051 East Dirac Drive, Tallahassee, Florida 32310-3760, (850)488-8217.

Under this intent to issue, this variance is hereby granted subject to the applicant's compliance with any requirement in this intent to publish notice of this intent in a newspaper of general circulation and to provide proof of such publication in accordance with Section 50.051, F.S. This action is final and effective on the date filed with the Clerk of the Department unless a sufficient petition for an administrative hearing is timely filed under Sections 120.569 and 120.57, F.S., as provided below. If a sufficient petition for an administrative hearing is timely filed, this intent to issue automatically becomes only proposed agency action on the application, subject to the result of the administrative review process. Therefore, on the filing of a timely and sufficient petition, this action will not be final and effective until further order of the Department. When proof of publication is provided, if required

by this intent, and if a sufficient petition is not timely filed, the variance will be issued as a ministerial action. Because an administrative hearing may result in the reversal or substantial modification of this action, the applicant is advised not to commence construction or other activities until the deadlines noted below for filing a petition for an administrative hearing or request for an extension of time have expired and until the variance has been executed and delivered. Mediation is not available.

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received by the clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

Under subsection 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, before the applicable deadline. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon. If a request is filed late, the Department may still grant it upon a motion by the requesting party showing that the failure to file a request for an extension of time before the deadline was the result of excusable neglect.

If a timely and sufficient petition for an administrative hearing is filed, other persons whose substantial interests will be affected by the outcome of the administrative process have the right to petition to intervene in the proceeding. Intervention will be permitted only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

In accordance with Section 378.212, F.S., petitions for an administrative hearing by the applicant must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first. Under Section 120.60(3), F.S., however, any person who has asked the Department for notice of agency action may file a petition within 14 days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a

waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S.

A petition that disputes the material facts on which the Department's action is based must contain the following information:

- (a) The name and address of each agency affected and each agency's file or identification number, if known;
- (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination;
- (c) A statement of when and how the petitioner received notice of the agency decision;
- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action;
- (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C. Under Sections 120.569(2)(c) and (d), F.S., a petition for administrative hearing must be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed.

This intent to issue a variance constitutes an order of the Department. Subject to the provisions of Section 120.68(7)(a), F.S., which may require a remand for an administrative hearing, the applicant has the right to seek judicial review of the order under Section 120.68, F.S., by the filing of a notice of appeal under rule 9.110 of the Florida Rules of Appellate Procedure with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000; and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when the order is filed with the Clerk of the Department.

The Department of Environmental Protection (Department) gives notice of its intent to issue a variance (File No. 0144913-009) to PCS Phosphate – White Springs (PCS), Post Office Box 300, White Springs, Florida 32096 under Section 378.212, Florida Statutes (F.S.) from the provisions of Rule 62C-16.0051, Florida Administrative Code (F.A.C.), which provides minimum standards for mandatory phosphate mine reclamation, in order to allow reclamation of approximately 376 acres of its Swift Creek phosphogypsum stack (Gypstack) to industrial use. The variance will be permanent.

The Swift Creek Gypstack is located off United States Highway 41 at PCS' Hamilton County Mine in Hamilton County, Florida. Mandatory phosphate mine reclamation programs SC-SP(3) and SC-84(1) are located within the limits of the Swift Creek Gypstack property in Sections 25, 26, 35, and 36, Township 1 North, Range 14 East in the Suwannee River Watershed, Class III waters.

Reclamation programs SC-SP(3) and SC-84(1) are subject to mandatory reclamation requirements under Chapter 62C-16, F.A.C. However, the Swift Creek Gypstack will be the permanent repository for phosphogypsum material produced as a byproduct of PCS' chemical plant operation and there is no known or practicable means to reclaim the Swift Creek Gypstack site to mandatory phosphate reclamation requirements. Therefore it is in the public interest that a variance be granted from mandatory phosphate mine reclamation standards on reclamation programs SC-SP(3) and SC-84(1) such that the Swift Creek Gypstack may continue to be used, operated, and closed using best engineering practices and institutional controls in accordance with the conditions of the closure plan for the Swift Creek Gypstack (DEP Wastewater Facility ID No. 0036226). Details related to the closure of the phosphogypsum stack can be found in the General Closure Plan and Closure Cost Estimate on file with the Department's Northeast District Office Industrial Wastewater Program.

The approved reclamation plans for programs SC-SP(3) and SC-84(1) originally required reclamation of nine acres and 52 acres of forested wetlands, respectively. Issuance of this variance will allow PCS to reclaim programs SC-SP(3) and SC-84(1) to industrial use, thereby reducing required wetland reclamation in the approved programs by 61 acres. As a consideration for the granting of this variance, PCS has agreed to transfer fee-simple ownership of the Cabbage Head mitigation wetland area (132 acres, of which 123 are wetland) and the connection channel to Four Mile Branch (25 acres, of which 17 acres are wetland) to the Board of Trustees of the Internal Improvement Trust Fund by December 31, 2007, unless a later date is approved in writing by the Department. Conveyance of the Cabbage Head mitigation wetland and the Four Mile Branch connection channel to the Board of Trustees of the Internal Improvement Trust Fund will satisfy the

wetland reclamation requirement for reclamation programs SC-SP(3) and SC-84(1) and will also provide 79 acres of credit toward PCS' obligations in Specific Condition 22a of Wetland Resource Permit (WRP) No. 0144913-003, and will also satisfy Specific Condition 3 of WRP No. 0144913-003. This variance does not limit or otherwise alter the requirement for acre-for-acre, type-for-type wetland reclamation within the conceptual reclamation plan boundary of the Hamilton County Mine.

The Department's file on this matter is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Florida Department of Environmental Protection, Bureau of Mine Reclamation, 2051 East Dirac Drive, Tallahassee, Florida 32310-3760, (850)488-8217.

Under this intent to issue, this variance is hereby granted subject to the applicant's compliance with any requirement in this intent to publish notice of this intent in a newspaper of general circulation and to provide proof of such publication in accordance with Section 50.051, F.S. This action is final and effective on the date filed with the Clerk of the Department unless a sufficient petition for an administrative hearing is timely filed under Sections 120.569 and 120.57, F.S., as provided below. If a sufficient petition for an administrative hearing is timely filed, this intent to issue automatically becomes only proposed agency action on the application, subject to the result of the administrative review process. Therefore, on the filing of a timely and sufficient petition, this action will not be final and effective until further order of the Department. When proof of publication is provided, if required by this intent, and if a sufficient petition is not timely filed, the variance will be issued as a ministerial action. Because an administrative hearing may result in the reversal or substantial modification of this action, the applicant is advised not to commence construction or other activities until the deadlines noted below for filing a petition for an administrative hearing or request for an extension of time have expired and until the variance has been executed and delivered. Mediation is not available.

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received by the clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

Under subsection 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard,

Mail Station 35, Tallahassee, Florida 32399-3000, before the applicable deadline. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon. If a request is filed late, the Department may still grant it upon a motion by the requesting party showing that the failure to file a request for an extension of time before the deadline was the result of excusable neglect.

If a timely and sufficient petition for an administrative hearing is filed, other persons whose substantial interests will be affected by the outcome of the administrative process have the right to petition to intervene in the proceeding. Intervention will be permitted only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

In accordance with Section 378.212, F.S., petitions for an administrative hearing by the applicant must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first. Under Section 120.60(3), F.S., however, any person who has asked the Department for notice of agency action may file a petition within 14 days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S.

A petition that disputes the material facts on which the Department's action is based must contain the following information:

- (a) The name and address of each agency affected and each agency's file or identification number, if known;
- (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination;
- (c) A statement of when and how the petitioner received notice of the agency decision;
- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action;
- (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action; and

(g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C. Under Sections 120.569(2)(c) and (d), F.S., a petition for administrative hearing must be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed.

This intent to issue a variance constitutes an order of the Department. Subject to the provisions of Section 120.68(7)(a), F.S., which may require a remand for an administrative hearing, the applicant has the right to seek judicial review of the order under Section 120.68, F.S., by the filing of a notice of appeal under rule 9.110 of the Florida Rules of Appellate Procedure with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000; and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when the order is filed with the Clerk of the Department.

FLORIDA STATE CLEARINGHOUSE

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. A list of projects is available at: http://www.dep.state.fl.us/secretary/oip/state_clearinghouse/ ("Current Project Information") or call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

DEPARTMENT OF HEALTH

On June 22, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Emergency Suspension Order with regard to the license of Jacqueline M. Buell, R.N., license number RN 9253828. This Emergency Suspension Order was predicated upon the Secretary'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. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On June 22, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Emergency Suspension Order with regard to the license of Brenda L. Crumity, C.N.A., license number CNA 83564. This Emergency Suspension Order was predicated upon the Secretary'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. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On June 22, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Emergency Suspension Order with regard to the license of Rose Fenelon, R.N., license number RN 9256909. This Emergency Suspension Order was predicated upon the Secretary'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. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On June 22, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Emergency Suspension Order with regard to the license of Aliette Julien, L.P.N., license number PN 5174382. This Emergency Suspension Order was predicated upon the Secretary'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. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On June 22, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Emergency Suspension Order with regard to the license of Rosaline Sejour, R.N., license number RN 9252183. This Emergency Suspension Order was predicated upon the Secretary'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. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

On June 25, 2007, Ana M. Viamonte Ros, M.D., M.P.H., Secretary of the Department of Health, issued an Emergency Suspension Order with regard to the license of Beverly L. Robinson, R.N., license number RN 9255935. This Emergency Suspension Order was predicated upon the Secretary'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. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

FINANCIAL SERVICES COMMISSION

NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following applications. Comments may be submitted to the 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 Clerk, Legal Services Office, Office of Financial Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-0379. The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., July 27, 2007):

APPLICATION FOR A NEW FINANCIAL INSTITUTION

Applicant and Proposed Location: Gateway Bank of Southwest Florida, 2033 Main Street, Suite 200, Sarasota, Sarasota County, Florida 34236

Correspondent: John P. Greeley, 255 South Orange Avenue, Suite 800, Orlando, Florida 32801

Received: June 21, 2007

APPLICATION TO ACQUIRE CONTROL

Financial Institutions to be Acquired: Cygnet Private Bank, (Cygnet Financial Corporation), Ponte Vedra Beach, Florida
Proposed Purchaser: Florida Bank Group, Tampa, Florida

Received: June 21, 2007

EXPANDED FIELD OF MEMBERSHIP

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received a request by a credit union to expand its field of membership. Specific information regarding the expansion can be found at <http://www.fldfs.com/ofr/banking/cufm.asp>

Name and Address of Applicant: University Credit Union, Post Office Box 248133, Coral Gables, Florida 33124

Expansion Includes: Geographic area

Received: June 21, 2007

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN June 18, 2007
 and June 22, 2007

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
----------	-----------	----------------	-------------------	------------------

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Plant Industry

5B-44.001	6/20/07	7/10/07	33/16	
5B-44.002	6/20/07	7/10/07	33/16	
5B-44.003	6/20/07	7/10/07	33/16	
5B-44.004	6/20/07	7/10/07	33/16	
5B-44.008	6/20/07	7/10/07	33/16	
5B-44.0113	6/20/07	7/10/07	33/16	
5B-44.0116	6/20/07	7/10/07	33/16	
5B-44.0118	6/20/07	7/10/07	33/16	
5B-44.0125	6/20/07	7/10/07	33/16	
5B-44.0135	6/20/07	7/10/07	33/16	
5B-60.001	6/20/07	7/10/07	33/16	
5B-60.002	6/20/07	7/10/07	33/16	
5B-60.003	6/20/07	7/10/07	33/16	
5B-60.004	6/20/07	7/10/07	33/16	
5B-60.005	6/20/07	7/10/07	33/16	
5B-60.006	6/20/07	7/10/07	33/16	
5B-60.007	6/20/07	7/10/07	33/16	
5B-60.008	6/20/07	7/10/07	33/16	
5B-60.009	6/20/07	7/10/07	33/16	
5B-60.010	6/20/07	7/10/07	33/16	
5B-60.011	6/20/07	7/10/07	33/16	
5B-60.012	6/20/07	7/10/07	33/16	
5B-60.013	6/20/07	7/10/07	33/16	
5B-60.014	6/20/07	7/10/07	33/16	
5B-60.015	6/20/07	7/10/07	33/16	
5B-60.016	6/20/07	7/10/07	33/16	

Division of Agricultural Environmental Services

5E-14.106	6/21/07	7/11/07	33/12	
5E-14.117	6/21/07	7/11/07	33/12	
5E-14.149	6/21/07	7/11/07	33/12	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
----------	-----------	----------------	-------------------	------------------

DEPARTMENT OF MANAGEMENT SERVICES

Division of Facilities Management

60H-1.003	6/22/07	7/12/07	33/15	
60H-1.015	6/22/07	7/12/07	33/15	
60H-1.017	6/22/07	7/12/07	33/15	
60H-1.022	6/22/07	7/12/07	33/15	

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Pilot Commissioners

61G14-19.001	6/18/07	8/1/07	33/20	
--------------	---------	--------	-------	--

DEPARTMENT OF ENVIRONMENTAL PROTECTION

62-204.800	6/20/07	7/2/07	33/21	
------------	---------	--------	-------	--

DEPARTMENT OF JUVENILE JUSTICE

Division of Commitment

63E-4.001	6/21/07	7/11/07	33/3	
63E-4.002	6/21/07	7/11/07	33/3	33/17
63E-4.003	6/21/07	7/11/07	33/3	
63E-4.004	6/21/07	7/11/07	33/3	
63E-4.005	6/21/07	7/11/07	33/3	33/17
63E-4.006	6/21/07	7/11/07	33/3	
63E-4.007	6/21/07	7/11/07	33/3	
63E-4.008	6/21/07	7/11/07	33/3	33/17
63E-4.009	6/21/07	7/11/07	33/3	33/17
63E-4.010	6/21/07	7/11/07	33/3	33/17
63E-4.011	6/21/07	7/11/07	33/3	33/17
63E-4.012	6/21/07	7/11/07	33/3	
63E-4.013	6/21/07	7/11/07	33/3	33/17
63E-4.014	6/21/07	7/11/07	33/3	33/17

DEPARTMENT OF HEALTH

Board of Chiropractic

64B2-12.017	6/21/07	7/11/07	33/20	
64B2-18.002	6/21/07	7/11/07	33/20	
64B2-18.005	6/21/07	7/11/07	33/20	

Board of Clinical Laboratory Personnel

64B3-5.002	6/19/07	7/9/07	33/10	33/17
64B3-5.003	6/19/07	7/9/07	33/10	33/17

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.	Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
Board of Medicine					FISH AND WILDLIFE CONSERVATION COMMISSION				
64B8-30.011	6/21/07	7/11/07	33/19		Marine Fisheries				
64B8-30.0111	6/21/07	7/11/07	33/19		68B-21.0015	6/22/07	7/12/07	33/19	33/20
Board of Opticianry					68B-21.003	6/22/07	7/12/07	33/19	33/20
64B12-8.008	6/18/07	7/8/07	33/19		68B-21.004	6/22/07	7/12/07	33/19	33/20
64B12-9.001	6/22/07	7/12/07	33/19		68B-21.005	6/22/07	7/12/07	33/19	33/20
Board of Osteopathic Medicine					68B-21.006	6/22/07	7/12/07	33/19	33/20
64B15-6.015	6/21/07	7/11/07	33/19		68B-21.007	6/22/07	7/12/07	33/19	33/20

**Section XIV
List of Rules Affected**

				Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
This "List of Rules Affected" is a cumulative list of all rules which have been proposed but not filed for adoption. Beginning with the February 2, 1996 issue, the list will be published monthly for the period covering the last eight weeks.				5B-60.007	33/16		33/27
w – Signifies Withdrawal of Proposed Rule(s)				5B-60.008	33/16		33/27
c – Rule Challenge Filed				5B-60.009	33/16		33/27
v – Rule Declared Valid				5B-60.010	33/16		33/27
x – Rule Declared Invalid				5B-60.011	33/16		33/27
d – Rule Challenge Dismissed				5B-60.012	33/16		33/27
dw – Dismissed Upon Withdrawal				5B-60.013	33/16		33/27
				5B-60.014	33/16		33/27
				5B-60.015	33/16		33/27
				5B-60.016	33/16		33/27
				5B-63.001	32/48	33/22	
						33/26	
				5C-24.001	33/27		
Rule No.	Proposed	Amended	Adopted	5C-24.002	33/27		
	Vol./No.	Vol./No.	Vol./No.	5C-24.003	33/27		
STATE				5C-27.001	33/27		
				5C-28.001	33/27		
1A-33.005	33/22			5E-1.003	33/9	33/18	
1S-2.030	33/25					33/27	
1S-2.042	32/8			5E-14.106	33/7		
1S-5.002	33/16				33/12		33/27
1T-1.001	33/26			5E-14.117	33/7		
	33/26				33/12		33/27
				5E-14.149	33/7		
BANKING AND FINANCE					33/12		33/21
				5F-5.001	33/21		
3E-48.005	28/42			5F-8.0011	33/21		
				5F-8.0012	33/21		
INSURANCE				5F-8.003	33/21		
				5F-11.002	33/18		
4-138.047	28/41			5F-11.027	33/18		
4-154.525	29/16	29/25		5F-11.050	33/18		
4-211.031	27/44			5I-4.002	32/49		
4-228.055	26/35			5I-4.006	32/49		
4A-62.001	29/44	29/46		5L-1.003	33/27		
4A-62.002	29/44	29/46		5M-2.004	33/9		33/20
				5M-5.004	33/9		33/20
AGRICULTURE AND CONSUMER SERVICES				5M-6.001	33/22		
				5M-6.002	33/22		
5B-44.001	33/16		33/27	5M-6.003	33/22		
5B-44.002	33/16		33/27	5M-6.004	33/22		
5B-44.003	33/16		33/27	5M-6.005	33/22		
5B-44.004	33/16		33/27	5M-6.006	33/22		
5B-44.008	33/16		33/27	5M-7.002	33/9		33/20
5B-44.0113	33/16		33/27	5M-7.004	33/9		33/20
5B-44.0116	33/16		33/27	5M-8.004	33/9		33/20
5B-44.0118	33/16		33/27	EDUCATION			
5B-44.0125	33/16		33/27	6A-1.09401	33/21		
5B-44.0135	33/16		33/27	6A-1.099821	33/8	33/13	33/22
5B-58.001	27/29			6A-1.099823	33/20		
5B-60.001	33/16		33/27	6A-2.0010	33/11		
5B-60.002	33/16		33/27	6A-4.0021	33/11		33/20
5B-60.003	33/16		33/27	6A-4.0081	33/15		33/24
5B-60.004	33/16		33/27	6A-4.0082	33/15		33/24
5B-60.005	33/16		33/27				
5B-60.006	33/16		33/27				

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
6A-4.0083	33/15		33/24	12BER07-2			33/25
6A-4.0084	33/15		33/24	12BER07-3			33/25
6A-4.0243	33/15		33/24	12BER07-4			33/25
6A-4.0251	32/3	32/5		12DER07-5			33/27
6A-5.081	33/16		33/24	12D-3.001	33/26		
6A-6.0783	33/20	33/23		12D-3.003	33/26		
6A-14.030	33/15		33/24	12D-7.003	33/26		
6A-14.0716	33/15		33/24	12D-7.013	33/26		
6A-14.072	33/15		33/24	12D-8.0061	33/26		
6A-14.0734	33/15		33/24	12D-8.011	33/26		
6A-14.080	33/15	33/27		12D-13.031	33/26		
6A-20.019	33/11		33/20	12D-16.002	33/26		
6B-4.010	33/10			12E-1.032	32/52	33/14	33/21
6E-1.003	33/13					33/15	33/21
	33/19						
6E-1.0032	33/13			TRANSPORTATION			
	33/19						
6E-2.002	33/13		33/27w	14-1	31/32c		
	33/20				32/2c		
6E-2.004	33/13				32/2c		
	33/20			14-85.004(11)(e),(3)	33/27c		
6E-2.0041	33/13			HIGHWAY SAFETY AND MOTOR VEHICLES			
	33/20						
6L-1.001	28/12			15C-7.005	33/8c		
6L-1.002	28/12			BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND			
6L-1.004	28/12						
6L-1.005	28/12						
6L-1.006	28/12						
6L-1.007	28/12			18-2.017	33/22		
6L-1.008	28/12			18-2.018	33/22		
6L-1.009	28/12			18-2.021	33/22		
6L-1.010	28/12			18-24.005	33/22		
6L-1.011	28/12			STATE BOARD OF ADMINISTRATION			
6L-1.012	28/12						
6L-1.013	28/12			19ER07-1			33/25
6M-7.0055	30/26			19-8.010	33/25		
				19-8.030	33/25		
				19-15.001	33/15		33/22
					33/25		
COMMUNITY AFFAIRS							
9B-3.004	33/22						
9B-3.047	33/9		33/20				
9B-3.050	33/22			CITRUS			
9B-3.053	31/45						
9B-7.0042	33/22			20-3.002	33/23		
9B-72.010	33/22			20-100.004	33/23		
9B-72.070	33/22			PUBLIC SERVICE COMMISSION			
9B-72.080	33/22						
9B-72.100	33/22			25-4.036	33/27		
9B-72.130	33/22			25-6.0143	33/16		33/23
9J-5	32/32c			25-24.515	33/27		
				25-30.4325	33/23		
				25-40.001	33/1		33/23
				25-56.034	32/32c		
12-26.008	32/52	33/12		25-56.0341	32/32c		
		33/15		25-56.0342	32/32c		
12A-17.005	32/2	32/31		25-56.0343	32/32c		
12BER07-1			33/25				

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
25-56.064	32/32c			40D-400.447	33/27		
25-56.078	32/32c			40E-1.659	33/21		
25-56.115	32/32c			40E-4.041	33/21		
CORRECTIONS				40E-4.042	33/21		
33-103.019	33/15		33/24	40E-4.051	33/21		
	33/27			40E-4.091	33/9		33/26
33-208.003	33/22			33/21	33/21		
33-210.101	30/43			40E-4.301	33/21		
33-302.1031	33/25			40E-4.302	33/9		33/26
33-501.302	33/17	33/24		33/21	33/21		
33-601.725	32/47	33/4	33/23	40E-4.361	33/21		
33-601.727	33/3		33/23	40E-4.381	33/21		
33-601.731	33/19	33/22		40E-7.669	33/21		
33-601.737	32/47	33/4	33/23	40E-7.670	33/21		
	33/24			40E-7.674	33/21		
33-601.800	33/24			40E-40.051	33/21		
33-602.203	33/17		33/25	40E-40.061	33/21		
33-602.210	33/21			40E-63.432	33/13		33/24
				40E-63.434	33/13		33/24
WATER MANAGEMENT DISTRICTS				40E-400.443	33/21		
				40E-400.447	33/21		
				REGIONAL UTILITY AUTHORITIES			
40B-3.3020	33/16			49B-1.008	33/10		33/20
40B-3.3030	33/16			49B-1.011	33/10		33/20
40B-3.3040	33/16			49B-1.0131	33/10		33/20
40B-4.3020	33/16	33/25		49B-2.038	33/10		33/20
40B-4.3030	33/16	33/25		49B-3.001	33/10		33/20
40B-4.3040	33/16	33/25		49B-3.002	33/10		33/20
40B-8.021	33/21			49B-3.003	33/10		33/20
40B-8.051	33/21			49B-3.004	33/10		33/20
40B-400.091	33/9		33/24	LOTTERY			
40B-400.443	33/25			53ER07-0.36			33/23
40B-400.447	33/25			53ER07-0.37			33/23
40C-1.106	33/8	33/16	33/24	53ER07-10			33/11
40C-2.091	33/23			53ER07-11			33/11
40C-2.231	33/23			53ER07-12			33/11
40C-3.035	33/14		33/20	53ER07-13			33/11
40C-4.091	33/8	33/16	33/24	53ER07-14			33/11
40C-4.302	33/8	33/16	33/24	53ER07-15			33/13
40C-8.031	33/14		33/20	53ER07-16			33/13
40D-1.600	33/27			53ER07-17			33/13
40D-1.659	33/27			53ER07-18			33/13
	33/27			53ER07-19			33/13
40D-2.091	22/48			53ER07-20			33/13
	33/23			53ER07-21			33/13
40D-2.301	22/48			53ER07-22			33/15
40D-2.331	33/23			53ER07-23			33/15
40D-4.051	33/27			53ER07-24			33/15
40D-4.091	22/48			53ER07-25			33/17
	33/27			53ER07-26			33/17
	33/27			53ER07-27			33/19
40D-4.331	33/27			53ER07-28			33/19
40D-8.041	32/1			53ER07-29			33/19
40D-8.624	33/14			53ER07-30			33/20
40D-400.443	33/27						

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
53ER07-31			33/20	60BB-3.018	32/50	33/23	
53ER07-32			33/21	60BB-3.019	32/50	33/23	
53ER07-33			33/21	60BB-3.020	32/50	33/23	
53ER07-34			33/21	60BB-3.021	32/50	33/23	
53ER07-35			33/21	60BB-3.022	32/50	33/23	
53ER07-36			33/23	60BB-3.024	32/50	33/23	
53ER07-37			33/23	60BB-3.028	32/50	33/23	
53ER07-38			33/25	60BB-3.029	32/50	33/23	
53ER07-39			33/25	60BB-8.100	32/38	33/14	33/20
53ER07-40			33/26	60BB-8.200	32/38	33/14	33/20
53ER07-41			33/26	60BB-8.201	32/38	33/14	33/20
53ER07-42			33/28	60BB-8.2015	32/38	33/14	33/20
53ER07-43			33/28	60BB-8.202	32/38	33/14	33/20
53ER07-44			33/28	60BB-8.204	32/38	33/14	33/20
				60BB-8.300	32/38	33/14	33/20
AGENCY FOR HEALTH CARE ADMINISTRATION				60BB-8.301	32/38	33/14	33/20
59-1	29/35c			60BB-8.305	32/38	33/14	33/20
59A-3.2085	33/11			60BB-8.400	32/38	33/14	33/20
	33/22c		33/22w	60BB-8.451	32/38	33/14	33/20
59A-8.002	32/52		33/23	60BB-8.700	33/26		
59A-8.003	32/52		33/23	60BB-8.900	32/38	33/14	33/20
59A-8.004	32/52		33/23	60H-1.003	33/15		33/27
59A-8.0086	32/52		33/23	60H-1.015	33/15		33/27
59A-8.022	32/52		33/23	60H-1.017	33/15		33/27
59A-8.027	32/52		33/23	60H-1.022	33/15		33/27
59C-1.002	33/23			60L-35.001	33/27		
59E-7.012	33/6		33/20	60L-35.002	33/27		
59E-7.014	33/6		33/20	60L-35.003	33/27		
59G-4.002	33/2		33/23	60L-35.004	33/27		
	33/17			60L-35.005	33/27		
59G-4.003	33/24			60L-35.006	33/27		
59G-4.016	32/19			60S-9.001	33/23		
59G-4.060	33/5	33/13	33/20	60U-1.006	33/23		
59G-4.140	33/26			60V-1.007	33/23		
59G-4.197	33/14	33/24		60W-8.001	33/23		
		33/25		60Y-1	32/2c		
59G-4.230	33/16		33/26		32/2c		
59G-5.020	33/8	33/14	33/20	BUSINESS AND PROFESSIONAL REGULATION			
59G-6.010	32/45c		33/22x	61-20.002	33/10	33/22	
	33/13	33/18		61A-1.010	33/12		33/27w
		33/24			33/22c		
		33/26		61A-1.010(1)	33/2c		
MANAGEMENT SERVICES				61A-2.019	31/50		
60A-1.001	30/17		33/21w	61A-10.001	32/3		
60A-1.041	32/32	32/44	33/23	61A-10.002	32/3		
		33/5	33/23	61A-10.0021	32/3		
60BB-0.8700	33/26			61A-10.0022	32/3		
60BB-3.011	32/50	33/23		61A-10.005	32/3		
60BB-3.012	32/50	33/23		61A-10.006	32/3		
60BB-3.013	32/50	33/23		61A-10.007	32/3		
60BB-3.015	32/50	33/23		61A-10.008	32/3		
60BB-3.016	32/50	33/23		61A-10.009	32/3		
60BB-3.017	32/50	33/23		61A-10.0091	32/3		
				61A-10.010	32/3		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
61A-10.011	32/3			61G4-15.0021	33/16		
61A-10.0111	32/3			61G4-15.033	33/27		
61A-10.0112	32/3			61G6-5.001	33/5		33/23
61A-10.012	32/3			61G6-5.002	33/15		33/22
61A-10.013	32/3			61G7-10.0014	32/21		
61A-10.014	32/3			61G7-33.0065	30/16		
61A-10.015	32/3			61G9-9.001	31/6		
61A-10.016	32/3			61G14-11.007	33/22		
61A-10.017	32/3			61G14-15.003	33/26		
61A-10.018	32/3			61G14-19.001	33/20		33/27
61A-10.020	32/3			61G15-20.006	32/30	32/39	
61A-10.021	32/3					32/48	
61A-10.026	32/3			61G15-21.007	32/32		
61A-10.027	32/3			61G15-22.005	33/15		33/22
61A-10.031	32/3			61G15-22.011	33/15		33/22
61A-10.050	32/3			61G15-31.010	33/3	33/20	
61A-10.051	32/3				33/8c		
61A-10.052	32/3				33/22c		
61A-10.053	32/3			61G16-4.004	32/46		
61A-10.054	32/3			61G16-5.004	33/11		
61A-10.055	32/3			61G17-9.004	33/6	33/17	33/23
61A-10.080	32/3			61G18-11.002	33/16		33/25
61A-10.081	32/3			61G18-12.019	33/16		33/25
61A-10.082	32/3			61G19-5.007	33/13		33/20
61A-10.083	32/3			61G19-6.016	33/16		33/23
61A-10.084	32/3			61G19-9.003	33/16		33/23
61A-10.085	32/3			61G19-9.006	33/16	33/20	33/25
61B-79.001	33/11	33/17	33/23	61G19-9.011	33/16		33/23
61C-1.004	33/18			61G19-10.003	32/41		33/23
61C-4.0161	33/18		33/26w	61H1-22.0086	33/13		33/20
61C-5.006	33/26			61H1-27.002	33/13		33/20
61D-6.008	33/17			61H1-33.001	33/13		33/20
61D-11.019	32/48		33/26w	61J1-3.001	28/41	28/43	
61D-14.021	32/17					28/46	
61D-14.091	32/48			61J1-3.002	28/41	28/43	
61D-14.092	32/48					28/46	
61D-14.093	32/48			61J1-4.001	33/27		
61D-14.094	32/48			61J1-4.003	33/27		
61D-14.095	32/48			61J1-4.005	28/41	28/43	
61G1-21.003	33/27			61J1-4.010	33/25		
61G1-22.003	33/23			61J1-7.004	28/41	28/43	
61G1-24.002	33/27			61J1-7.005	28/41	28/43	
61G2-3.001	33/26					28/46	
61G2-3.002	33/26			61J1-11.009	32/37		
61G2-3.003	33/26			61J2-5.014	32/14	33/2	
61G2-3.004	33/26					33/12	
61G2-3.0041	33/26			61J2-17.012	28/3	28/17	
61G2-3.005	33/26						
61G2-3.006	33/26						
61G2-3.007	33/26						
61G2-3.008	33/26			62-4.001	33/10		33/24
61G2-3.010	33/26			62-4.200	33/10		33/24
61G2-3.011	33/26			62-4.510	33/10		33/24
61G2-3.012	33/26			62-16.100	33/6	33/22	
61G3-16.005	33/14		33/21	62-16.200	33/6	33/22	
61G4-15.001	33/17		33/24	62-16.300	33/6	33/22	

ENVIRONMENTAL PROTECTION

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
62-16.400	33/6	33/22		62-346.301	33/10		
62-16.500	33/6	33/22		62-346.381	33/10		
62-16.600	33/6	33/22		62-346.451	33/10		
62-16.700	33/6	33/22		62-346.900	33/10		
62-16.900	33/6	33/22		62-505.200	33/23		
62-113.100	33/17		33/26	62-505.300	33/23		
62-204.800	33/14		33/21	62-505.350	33/23		
	33/21		33/27	62-505.600	33/23		
62-296.470	32/45c			62-531.300	33/1		
62-302.800	33/8			62-531.330	33/1		
62-303.360	33/21			62-531.340	33/1		
62-303.370	33/21			62-531.350	33/1		
62-303.380	33/21			62-531.450	33/1		
62-303.460	33/21			62-602.200	33/20		
62-303.470	33/21			62-602.230	33/20		
62-303.480	33/21			62-602.250	33/20		
62-303.720	33/21			62-602.270	33/20		
62-304.510	29/25			62-602.300	33/20		
62-304.600	31/27c			62-602.350	33/20		
	31/28c			62-602.360	33/20		
	31/28c			62-602.410	33/20		
62-341.021	33/10		33/24	62-602.420	33/20		
62-341.201	33/10		33/24	62-602.430	33/20		
62-341.215	33/10		33/24	62-602.450	33/20		
62-341.443	33/10		33/24	62-602.500	33/20		
62-341.447	33/10		33/24	62-602.560	33/20		
62-341.448	33/10		33/24	62-602.570	33/20		
62-341.483	33/10		33/24	62-602.580	33/20		
62-341.485	33/10		33/24	62-602.600	33/20		
62-341.487	33/10		33/24	62-602.650	33/20		
62-341.601	33/10		33/24	62-602.660	33/20		
62-341.900	33/10		33/24	62-602.700	33/20		
62-343.110	33/25			62-602.720	33/20		
62-345.300	33/21			62-602.800	33/20		
62-345.400	33/21			62-602.850	33/20		
62-345.500	33/21			62-602.870	33/20		
62-345.600	33/21			62-602.880	33/20		
62-345.900	33/21			62-602.900	33/20		
62-346.010	33/10			62-699.200	33/20		
62-346.020	33/10			62-699.310	33/20		
62-346.030	33/10			62-699.311	33/20		
62-346.040	33/10			62-730.020	33/7		33/20
62-346.050	33/10			62-730.021	33/7		33/20
62-346.051	33/10			62-730.030	33/7		33/20
62-346.060	33/10			62-730.160	33/7		33/20
62-346.070	33/10			62-730.170	33/7		33/20
62-346.071	33/10			62-730.180	33/7		33/20
62-346.080	33/10			62-730.181	33/7		33/20
62-346.090	33/10			62-730.183	33/7		33/20
62-346.091	33/10			62-730.185	33/7		33/20
62-346.095	33/10			62-730.200	33/7		33/20
62-346.100	33/10			62-730.220	33/7		33/20
62-346.110	33/10			62B-33.002	32/49		33/21
62-346.120	33/10			62B-33.004	32/49	33/9	33/21
62-346.130	33/10					33/13	
62-346.140	33/10			62B-33.005	32/49	33/9	33/21

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
62B-33.0051	32/49		33/21	63E-7.005	33/23		
62B-33.007	32/49		33/21	63E-7.006	33/27		
62B-33.008	32/49	33/9 33/13	33/21	63E-7.007	33/27		
62B-33.0081	32/49		33/21	63E-7.008	33/27		
62B-33.013	32/49		33/21	63E-7.009	33/27		
62B-33.014	32/49	33/13	33/21	63H-2.001	33/4		33/23
62B-33.0155	32/49		33/21	63H-2.002	33/4	33/17	33/23
62B-33.024	32/49		33/21	63H-2.003	33/4	33/17	33/23
				63H-2.004	33/4	33/17	33/23
				63H-2.005	33/4	33/17	33/23
				63H-2.006	33/4	33/17	33/23
				63H-2.007	33/4	33/17	33/23
				63H-2.008	33/4		33/23
				63L-1.001	33/8		33/22w
				63L-1.002	33/8		33/22w
				63L-1.003	33/8		33/22w
				63L-1.004	33/8		33/22w
				63L-1.005	33/8		33/22w
				63L-1.006	33/8		33/22w
				63L-1.007	33/8		33/22w
				63L-1.008	33/8		33/22w
				63L-1.009	33/8		33/22w
				63L-1.010	33/8		33/22w
				63L-1.011	33/8		33/22w
JUVENILE JUSTICE							
63D-5.001	33/20			HEALTH			
63D-5.002	33/20			64-1	30/29c		
63D-5.003	33/20			64-3.010	33/11		
63D-5.004	33/20			64-3.020	33/11		
63D-5.005	33/20			64-3.030	33/11		
63D-5.006	33/20			64-3.040	33/11		
63D-5.007	33/20			64-3.050	33/11		
63D-6.001	33/25			64-3.060	33/11		
63D-6.002	33/25			64-3.070	33/11		
63D-6.003	33/25			64-3.080	33/11		
63D-6.004	33/25			64A-1.205	33/22c		
63D-6.005	33/25			64B-1.003	33/4		33/23
63D-6.006	33/25			64B-1.009	25/39	26/1	
63D-6.007	33/25			64B-5.003	31/21	32/21	
63D-6.008	33/25			64B1-4.001	33/14		33/21
63D-7.001	33/26			64B1-7.001	33/14		33/21
63D-7.002	33/26			64B1-7.0015	33/14		33/21
63D-7.003	33/26			64B2-11.001	33/20		
63D-7.004	33/26			64B2-12.009	33/23		
63D-7.005	33/26			64B2-12.017	33/20		33/27
63D-7.006	33/26			64B2-15.002	31/49		
63D-7.007	33/26			64B2-18.002	33/20		33/27
63D-7.008	33/26			64B2-18.005	33/20		33/27
63D-7.009	33/26			64B3-5.002	33/10	33/17	33/27
63E-4.001	33/3		33/27			33/19	
63E-4.002	33/3	33/17 33/21	33/27	64B3-5.003	33/10	33/17	33/27
63E-4.003	33/3		33/27			33/20	
63E-4.004	33/3		33/27	64B3-11.001	33/10		
63E-4.005	33/3	33/17	33/27	64B3-11.005	33/10		
63E-4.006	33/3		33/27	64B3-12.002	33/10		
63E-4.007	33/3		33/27				
63E-4.008	33/3	33/17	33/27				
63E-4.009	33/3	33/17	33/27				
63E-4.010	33/3	33/17	33/27				
63E-4.011	33/3	33/17	33/27				
63E-4.012	33/3		33/27				
63E-4.013	33/3	33/17	33/27				
63E-4.014	33/3	33/17	33/27				
63E-6.003	33/25						
63E-7.001	33/23						
63E-7.002	33/23						
63E-7.003	33/23						
63E-7.004	33/23						

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
64B3-13.001	33/10		33/20	64B15-7.012	33/14		33/22
64B4-6.001	33/15		33/23	64B15-7.013	33/22		
64B4-9.001	33/15		33/23	64B15-9.007	32/47		33/26w
64B4-11.007	33/15	33/26			33/26		
64B4-21.007	33/15	33/26		64B15-14.011	33/17		33/24
64B4-31.007	33/15	33/26		64B15-19.009	32/42		33/24w
64B5-13.005	33/14		33/23		33/14	33/24	
64B5-14.001	33/14		33/23	64B16-26.103	33/21		
64B5-14.003	33/14		33/23	64B16-26.2031	33/21		
64B5-14.005	33/14		33/25	64B16-26.402	30/52		
64B5-14.007	33/14		33/23	64B16-26.600	33/21		
64B5-15.006	33/14		33/23	64B16-26.601	33/21		
64B5-15.008	33/14	33/20	33/24	64B16-26.6011	30/52		
64B5-15.009	33/14	33/20	33/24	64B16-27.100	30/50	31/20	
64B5-15.010	27/30			64B16-27.1001	30/50	32/52	
64B5-15.012	33/14		33/23	64B16-27.1003	30/50	31/20	
64B5-15.0121	33/14		33/23			32/52	
64B5-15.015	33/14		33/23	64B16-27.103	30/50	32/52	
64B5-15.022	33/14		33/23	64B16-27.104	30/50	31/20	
64B5-16.007	33/14		33/23	64B16-27.210	30/50	31/20	
64B5-16.0075	33/14		33/23	64B16-27.211	30/50		
64B5-17.011	33/14		33/23	64B16-27.220	30/50	31/2	
64B8-3.003	33/19		33/26	64B16-27.300	30/50		
64B8-9.009	33/26			64B16-27.410	30/50		
64B8-30.011	33/19		33/27	64B16-27.530	30/50		
64B8-30.0111	33/19		33/27	64B16-27.615	30/50		
64B8-31.0051	33/22			64B16-27.700	30/50		
64B8-31.007	33/13		33/22	64B16-27.797	33/15		
64B8-31.012	33/14		33/22	64B16-27.831	30/50		
64B9-2.002	32/19			64B16-28.451	32/45	33/15	
64B9-5.007	32/42			64B16-28.900	31/23	31/30	
64B9-7.001	33/12		33/20	64B16-28.902	31/23	31/30	
64B9-8.009	32/23			64B17-3.002	33/18		33/25
64B9-9.015	32/24	32/51		64B17-4.002	33/18		33/25
64B9-15.003	31/44			64B17-7.001	33/18		33/25
64B9-15.004	31/44			64B19-18.008	33/13	33/17	
64B9-15.009	32/20	32/26		64B20-7.001	33/26		
64B9-17.001	33/8c			64B20-7.004	33/26		
64B9-17.002	33/8c			64B23-6.001	33/11	33/23	
64B9-17.003	33/8c			64B23-7.001	33/16		
64B10-16.001	33/4	33/14	33/22	64B32-2.001	32/50	33/3	33/23
64B10-16.002	33/4	33/14	33/22			33/4	
64B11-2.011	33/14		33/22	64B32-5.001	33/4		33/23
64B11-3.010	33/14		33/22	64B32-6.001	33/9		
64B11-5.001	33/14		33/22	64B32-6.006	33/15		33/24
64B12-8.008	33/19		33/27	64B32-6.007	33/18		33/24
64B12-9.001	33/19		33/27	64E-2.007	33/27		
64B12-9.016	32/50	33/14	33/20	64E-2.008	33/27		
64B12-9.017	33/16		33/26	64E-2.009	33/27		
64B14-1.004	32/45			64E-2.0094	33/27		
64B14-3.001	31/35		33/20	64E-2.036	33/27		
	33/19			64E-5.1003	33/22		33/27w
64B14-4.100	33/19		33/26	64E-5.101	33/22		
64B15-6.015	33/19		33/27	64E-5.1508	33/22		
64B15-7.007	33/13		33/22	64E-5.204	33/22		

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
64E-5.210	33/22			65C-13.008	32/48		
64E-5.502	33/22			65C-13.009	32/48		
64E-5.506	33/22			65C-13.010	32/48		
64E-5.511	33/22			65C-13.011	32/48		
64E-15.005	33/9		33/22	65C-13.012	32/48		
64F-12.011	33/7			65C-13.013	32/48		
64F-12.018	33/15	33/27		65C-13.014	32/48		
64F-12.025	33/15	33/27		65C-13.015	32/48		
64F-12.026	33/13	33/25		65C-13.016	32/48		
64F-20.001	33/20			65C-13.017	32/48		
64F-20.002	33/20			65C-13.018	32/48		
64I-1.001(1)(c)	33/13c		33/27x	65C-13.019	32/48		
CHILDREN AND FAMILY SERVICES				65C-13.020	32/48		
				65C-13.021	32/48		
65-1	30/6c			65C-13.022	32/48	33/20	
	30/9c			65C-13.023	32/48	33/20	
	30/15c			65C-13.024	32/48	33/20	
	32/2c			65C-13.025	32/48	33/20	
	32/2c			65C-13.026	32/48	33/20	
65A-1.205	33/5	33/15	33/23w	65C-13.027	32/48	33/20	
	33/24c			65C-13.028	32/48	33/20	
65A-1.400	31/27c			65C-13.029	32/48	33/20	
65A-1.601	28/11	28/23		65C-13.030	32/48	33/20	
		28/31		65C-13.031	32/48	33/20	
		28/41		65C-13.032	32/48	33/20	
65A-1.708	33/26			65C-13.033	32/48	33/20	
65A-1.712	33/8	33/18		65C-13.034	32/48	33/20	
		33/24		65C-15.001	32/48	33/20	
65A-1.713	33/26			65C-15.002	32/48	33/20	
65A-4.203	33/20			65C-15.003	32/48	33/20	
65A-4.213	25/32			65C-15.0035	32/48	33/20	
65A-4.2131	33/20			65C-15.004	32/48	33/20	
65A-4.216	25/32			65C-15.005	32/48	33/20	
65A-15.005	32/9			65C-15.006	32/48		
65A-15.0095	26/4			65C-15.010	32/48	33/20	
65A-15.062	32/9			65C-15.011	32/48	33/20	
65B-27.017	32/9			65C-15.012	32/48	33/20	
65C-5.001	32/29	32/37		65C-15.013	32/48	33/20	
65C-5.002	32/29	32/37		65C-15.014	32/48	33/20	
65C-5.003	32/29	32/37		65C-15.015	32/48	33/20	
65C-5.004	32/29	32/37		65C-15.016	32/48	33/20	
65C-5.005	32/29	32/37		65C-15.017	32/48	33/20	
65C-5.006	32/29	32/37		65C-15.018	32/48	33/20	
65C-5.007	32/29	32/37		65C-15.019	32/48	33/20	
65C-5.008	32/29	32/37		65C-15.020	32/48	33/20	
65C-5.009	32/29	32/37		65C-15.021	32/48	33/20	
65C-5.010	32/29	32/37		65C-15.022	32/48		
65C-5.011	32/29	32/37		65C-15.023	32/48		
65C-13.001	32/48			65C-15.024	32/48		
65C-13.002	32/48			65C-15.025	32/48		
65C-13.003	32/48			65C-15.026	32/48		
65C-13.004	32/48			65C-15.027	32/48	33/20	
65C-13.005	32/48			65C-15.028	32/48		
65C-13.006	32/48			65C-15.029	32/48	33/20	
65C-13.007	32/48			65C-15.030	32/48		
				65C-15.031	32/48	33/20	

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
65C-15.032	32/48	33/20		68A-15.062	33/10		33/20
65C-15.033	32/48	33/20		68A-17.004	33/19		
65C-15.034	32/48	33/20		68A-20.004	33/19		
65C-15.035	32/48			68A-23.005	30/1		
65C-15.036	32/48	33/20		68A-23.008	33/10	33/17	33/22
65C-15.037	32/48	33/20		68A-24.003	28/17		
65C-15.038	32/48	33/20		68A-24.004	28/17		
65C-16.008	32/4			68A-24.0055	30/1		
65C-21.001	23/20			68A-24.006	28/17		
65C-22.007	29/9				30/1		
65C-32.001	33/19			68A-24.009	30/1		
65C-32.002	33/19			68A-25.002	33/10	33/17	33/22
65C-32.003	33/19			68A-25.006	33/10	33/17	33/22
65C-32.004	33/19			68BER07-1			33/27
65C-32.005	33/19			68B-13.008	27/31	26/13	
65C-32.006	33/19			68B-21.0015	33/19	33/20	33/27
65C-32.007	33/19			68B-21.003	33/19	33/20	33/27
65C-32.008	33/19			68B-21.004	33/19	33/20	33/27
65E-2.003	26/20	26/28		68B-21.005	33/19	33/20	33/27
65G-1.010	33/5	33/26		68B-21.006	33/19	33/20	33/27
65G-1.046	33/5	33/26		68B-21.007	33/19	33/20	33/27
65G-1.047	33/5	33/26		68B-23.101	32/18		
				68B-23.103	32/18		
				68B-23.104	32/18		
				68B-23.106	32/18		
				68B-23.107	32/18		
				68B-23.108	32/18		
				68B-23.109	32/18		
				68B-23.110	32/18		
				68B-23.112	32/18		
				68B-45.004	33/19		33/27w
				68B-45.007	33/19	33/27	
				68E-1.002	33/6		
				68E-1.004	33/6		
					33/18c		33/22d
				68E-1.0041	33/6		
				68E-1.005	33/6		
NAVIGATION DISTRICTS							
66B-1.001	31/50						
FLORIDA HOUSING FINANCE CORPORATION							
67ER07-1			33/16				
67ER07-2			33/16				
67ER07-3			33/16				
67ER07-4			33/16				
67ER07-5			33/16				
67ER07-6			33/16				
67ER07-7			33/16				
67ER07-8			33/16				
67ER07-9			33/16				
67ER07-10			33/16				
67-4.032	29/9	29/45					
67-18.005	28/42						
67-21.019	24/46	24/46					
67-32.009	24/28						
67-48.002	30/39						
FISH AND WILDLIFE CONSERVATION COMMISSION							
68-1.003	33/10		33/20				
68-5.001	33/10	33/17	33/22				
68-5.002	33/10	33/17	33/22				
68-5.003	33/10	33/17	33/22				
68A-4.005	33/10	33/17	33/22				
68A-6.0022	33/1	33/11					
68A-15.004	33/19						
				FINANCIAL SERVICES			
				69-1	30/42c		
				69A-38.019	33/2		
				69A-38.020	33/2		
				69A-38.021	33/2		
				69A-38.024	33/2		
				69A-38.026	33/2		
				69A-38.028	33/2		
				69A-38.029	33/2		
				69A-38.030	33/2		
				69A-38.032	33/2	33/21	
				69A-38.033	33/2		
				69A-38.034	33/2		
				69A-38.035	33/2	33/21	

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
69A-38.036	33/2			69O-125.003	33/24		
69A-38.037	33/2			69O-125.005	31/6		
69A-38.038	33/2	33/21			31/26	32/7	
69A-46.010	33/10				33/26		
69A-46.015	33/10			69O-125.006	33/26		
69A-46.016	33/10			69O-137.013	32/26	33/25	
69A-46.0165	33/10				32/45c		33/22d
69A-46.017	33/10			69O-139.019	33/10		
69A-46.040	33/10			69O-142.015	32/39	33/17	33/23
69A-46.041	33/10			69O-142.200	33/27		
69A-60.006	33/9			69O-149.002	33/11		
69A-60.012	33/21			69O-149.005	32/51	33/10	33/24
69A-62.001	29/44	29/46		69O-149.037	32/51		33/20
69A-62.002	29/44	29/46		69O-149.205	33/12		
69A-62.021	33/7		33/22	69O-149.206	33/12		
69A-62.022	33/7		33/22	69O-149.207	33/12		
69B-33.005(3)(a)	32/32c			69O-157.1100	33/15		
	32/32c			69O-157.1155	33/15		
69B-41.002(19)	32/32c			69O-157.201	33/15		
	32/32c			69O-157.301	33/23		
69B-211.320	33/11		33/26	69O-157.302	33/23		
69J-7.004	32/45			69O-157.303	33/23		
69J-8.001	33/13			69O-157.304	33/23		
69J-8.002	33/13			69O-167.014	33/7		
69J-8.003	33/13			69O-167.015	33/21		
69J-8.004	33/13			69O-170.005	30/46	31/2	
69J-8.005	33/13				30/46	31/15	
69J-8.006	33/13				31/26	33/5	
69J-8.007	33/13			69O-170.006	30/46		
69J-8.008	33/13				31/26		
69J-8.009	33/13				31/32c		
69J-8.010	33/13			69O-170.007	30/46	31/2	
69J-8.011	33/13				30/46	31/15	
69K-1.001	33/24				31/26		
69K-5.1010	33/24			69O-170.013	30/46	31/2	
69K-6.0016	32/42	32/45	33/23		30/46	31/15	
		33/17			31/26	32/6	
69L-6.032	33/14	33/22		69O-170.0135	30/46	31/2	
69L-6.035	33/25				30/46	31/15	
69L-7.100	33/3	33/18			31/26		
69L-7.100(1)(c)	33/13c		33/24d	69O-170.014	30/46	31/15	
69L-7.501	33/3	33/26			31/26		
69L-7.501(1)(c)	33/13c			69O-170.0141	30/46	31/15	
	33/13c				31/26		
69L-7.602	31/23			69O-170.0142	30/46	31/2	
69L-7.602(5)(q)	32/45c				30/46	31/15	
69L-56.530	31/3				31/26	33/5	
69M-1	29/52c			69O-170.0143	30/46	31/2	
69OER07-3			33/26		31/26		
69O-1	31/37c			69O-170.0155	30/46	31/15	
	31/37c				31/26	33/5	

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
	33/7		33/23	69O-207.003	33/18		
69O-170.020	32/5	32/12		69V-560.102	33/8	33/20	33/26
69O-171.003	32/8	33/10		69V-560.103	33/8	33/20	33/26
		33/14		69V-560.104	33/8		33/23
	32/23c			69V-560.105	33/8		33/23
69O-171.009	32/8	32/32		69V-560.107	33/8		33/23
		33/20		69V-560.108	33/8		33/23
	32/23c			69V-560.201	33/8	33/20	33/26
69O-175.001	31/2c			69V-560.202	33/8		33/23
69O-175.003	30/46	31/2		69V-560.301	33/8		33/23
	30/46	31/15		69V-560.302	33/8	33/20	33/26
	31/26			69V-560.303	33/8		33/23
	31/51		33/23	69V-560.304	33/8		33/23
69O-176.013	33/8			69V-560.402	33/8	33/20	33/26
69O-186.003	31/22			69V-560.602	33/8	33/20	33/26
	33/25			69V-560.603	33/8		33/23
69O-186.005	31/24			69V-560.604	33/8		33/23
	33/25			69V-560.605	33/8		33/23
69O-186.013	32/40			69V-560.606	33/8	33/20	33/26
	33/2c			69V-560.607	33/8		33/23
	33/8c			69V-560.906	33/8		33/23
69O-191.054	32/51	33/10	33/24	69W-301.002	33/8	33/17	33/23
69O-203.202	33/18						
69O-203.204	33/18						
69O-203.205	33/18						
69O-203.210	32/33						