

Section I
Notices of Development of Proposed Rules
and Negotiated Rulemaking

DEPARTMENT OF COMMUNITY AFFAIRS

Division of Housing and Community Development

RULE NOS.:	RULE TITLES:
9B-1.002	Definitions
9B-1.003	Administration and Department Responsibilities
9B-1.004	Adoption of Model Codes
9B-1.006	Certification of Third Party Agencies
9B-1.007	Manufacturer Certification
9B-1.009	Design Plan and Systems Approval
9B-1.0095	Component System
9B-1.010	Manufacturer's Quality Assurance Manual Control Procedures
9B-1.011	Alterations and Relocation
9B-1.016	Department Insignia
9B-1.017	Insignia Application and Issuance
9B-1.018	Insignia Denial
9B-1.019	Removal of Insignia
9B-1.020	Schedule of Fees
9B-1.0211	Change in Manufacturer's Status
9B-1.0221	Manufacturer's Obligations Upon Sale of Building
9B-1.023	Oversight, Complaint
9B-1.026	Factory-built Schools, Certifications
9B-1.028	Factory-built Schools, Inspections and Work Progress Reports
9B-1.030	Factory-built Schools, Insignia and Data Plate

PURPOSE AND EFFECT: To eliminate rule provisions that duplicate requirements of the Florida Building Code; improve accountability of third-party agencies; and institute programmatic changes to increase compliance with the Florida Building Code.

SUBJECT AREA TO BE ADDRESSED: Administration of Manufactured Buildings Program and regulation of manufactured buildings.

SPECIFIC AUTHORITY: 553.37(1), (b), (e), 553.37(1)(b), (2), (7), 553.38, 553.38(1), (2), 553.381, 553.39, 553.73(2), 553.76(4), 553.415 FS.

LAW IMPLEMENTED: 553.36(5), 553.37, 553.37(1), 553.37(1)(a), (b), (c), (2), (3), (4), (5), (7), (8), 553.38, 553.38(1), 553.73(2), 553.381, 553.415, 553.73, 553.73(1), (2), 553.76(4) FS.

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

DATE AND TIME: November 6, 2008, 1:00 p.m.

PLACE: Department of Community Affairs, Sadowski Building, Randall Kelley Training Center, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100

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: Department of Community Affairs, Sadowski Building, Randall Kelley Training Center, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100. 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: Department of Community Affairs, Sadowski Building, Randall Kelley Training Center, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100

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

DEPARTMENT OF COMMUNITY AFFAIRS

Division of Community Planning

RULE NO.:	RULE TITLE:
9J-11.009	Action Upon Receipt of Proposed Local Government Comprehensive Plan Amendment

PURPOSE AND EFFECT: The purpose and effect are to amend the rule to reference the phased schedule for adoption of public school facilities elements and required updates to public school interlocal agreements.

SUBJECT AREA TO BE ADDRESSED: The amendment of Rule 9J-11.009, F.A.C., specifically paragraph (8)(c), will delete the current date in the rule and reference the phased schedule for adoption of public school facilities elements and required updates to public school interlocal agreements.

SPECIFIC AUTHORITY: 163.3177(9), 163.3177(12)(i) FS.

LAW IMPLEMENTED: 163.3167(2), (3), 163.3175(2), 163.3177(3), (6), (9), (12), 163.3177(12)(i), 163.3184(2), (3), (4), (5), (6), 163.3187(6), 163.3191 FS.

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

DATE AND TIME: November 3, 2008, 10:00 a.m.

PLACE: Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Room 305, Tallahassee, Florida 32399-2100

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: Ray Eubanks, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)922-1767. 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: Ray Eubanks, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)922-1767

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

DEPARTMENT OF COMMUNITY AFFAIRS

Division of Community Planning

RULE NOS: RULE TITLES:
9J-36.001 Purpose
9J-36.002 Schedule

PURPOSE AND EFFECT: The purpose and effect are to adopt by rule a phased schedule for adoption of the public school facilities element and the required updates to the public schools interlocal agreement.

SUBJECT AREA TO BE ADDRESSED: The adoption of Chapter 9J-36, F.A.C., will establish a phased schedule for adoption of the public school facilities element and the required updates to the public schools interlocal agreement pursuant to Sections 163.3177(12) and 163.31777, Florida Statutes.

SPECIFIC AUTHORITY: 163.3177(9), 163.3177(12)(i) FS.

LAW IMPLEMENTED: 163.3177(12)(i) FS.

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

DATE AND TIME: November 3, 2008, 10:00 a.m.

PLACE: Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Room 305, Tallahassee, Florida 32399-2100

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: Ray Eubanks, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)922-1767. 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: Ray

Eubanks, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)922-1767
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF LAW ENFORCEMENT

RULE NO.: RULE TITLE:
11-1.0041 Confirmation and Delegation of Authority

PURPOSE AND EFFECT: To update the language for rulemaking authority based upon recent statutory changes.

SUBJECT AREA TO BE ADDRESSED: Agency rulemaking authority.

SPECIFIC AUTHORITY: 943.03(4) FS.

LAW IMPLEMENTED: 20.05(1)(b), 20.201, 112.061, 120.63(1), 216.345, Chapter 943 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:

TIME AND DATE: Wednesday, November 5, 2008, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, 2331 Phillips Road, 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 5 days before the workshop/meeting by contacting: Fern Rosenwasser, (850)410-7676. 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: Fern Rosenwasser, Florida Department of Law Enforcement, Office of General Counsel, 2331 Phillips Road, Tallahassee, Florida 32308

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

DEPARTMENT OF LAW ENFORCEMENT

RULE NO.: RULE TITLE:
11-1.005 Public Records Request: Special Service Charge

PURPOSE AND EFFECT: To establish a special service charge for public record requests that require extensive time.

SUBJECT AREA TO BE ADDRESSED: Public Record Requests.

SPECIFIC AUTHORITY: 119.07(4)(d), 943.03(4) FS.

LAW IMPLEMENTED: 119.07(4)(d) 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, November 5, 2008, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, 2331 Phillips Road, Tallahassee, Florida 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Fern Rosenwasser, Florida Department of Law Enforcement, Office of General Counsel, 2331 Phillips Road, Tallahassee, Florida 32308

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

DEPARTMENT OF LAW ENFORCEMENT

Criminal Justice Standards and Training Commission

RULE NOS.: RULE TITLES:

11B-27.0011 Moral Character

11B-27.00212 Maintenance of Officer Certification

PURPOSE AND EFFECT: Subsection 11B-27.0011(5), F.A.C.: Revised to add rule language for recantation, as a defense to any violation involving perjury or false statement in a court proceeding, if the perjury or false statement occurred during the performance of work duties or in the course of an administrative investigation, and if the officer making the statement conceded such statement to be false prior to the employing agency's final disciplinary determination. The first sentence of the proposed rule language was written for court proceedings only and is a restatement of Section 837.07, F.S. The second sentence of the proposed rule language includes only "moral character violations" during the course of an internal affairs investigation and does not include misdemeanor convictions of perjury.

Subsection 11B-27.00212(13), F.A.C.: Changed the use-of-force mandatory retraining requirement from every two-years to once during an officer's 4-year mandatory retraining cycle. Revised the Mandatory Retraining Report form CJSTC-74 to reflect the new use-of-force mandatory retraining cycle.

Subsection 11B-27.00212(15), F.A.C.: Implemented the new statutory requirement for elder abuse training, pursuant to Section 943.17296, F.S., effective July 1, 2008. This training requires the Commission's basic recruit training programs and mandatory retraining requirements to include identification of and appropriate responses for persons suffering from dementia, and identifying and investigating elder abuse.

SUBJECT AREA TO BE ADDRESSED: Recantation of a false statement occurring during the performance of work duties or in the course of an administrative investigation; use-of-force mandatory retraining cycle; and the addition of elder abuse training for basic recruit training programs and the mandatory retraining requirement.

SPECIFIC AUTHORITY: 943.03(4), 943.12(1) FS.

LAW IMPLEMENTED: 943.12, 943.13, 943.135, 943.1395, 943.1701, 943.1715, 943.1716, 943.253 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: November 5, 2008, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, Criminal Justice Professionalism Program, 2331 Phillips Road, 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 5 days before the workshop/meeting by contacting: Donna Hunt, (850)410-8615. 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: Donna Hunt, (850)410-8615

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

11B-27.0011 Moral Character.

(1) through (4) No change.

(5) A certified officer's failure to maintain good moral character as defined in subsection (4) of this rule section by committing a violation involving perjury or false statement in a court proceeding, shall not include a statement which was recanted. If the violation involving perjury or false statement is alleged to have occurred in the performance of regularly required work duties or the course of an administrative or disciplinary investigation, a certified officer's failure to maintain good moral character as defined in subsection (4) of this rule section shall not include a statement in which the officer making the statement conceded such statement to be false prior to the employing agency's final disciplinary determination as provided for in Section 112.532(4)(b), F.S. Recantation, pursuant to Section 837.07, F.S., shall be a defense to any violation involving perjury or false statement, pursuant to subsection (4) of this rule section.

(6) through (8) No change.

Specific Authority 943.03(4), 943.12(1) FS. Law Implemented 943.13(7), 943.1395(7) FS. History—New 1-7-85, Formerly 11B-27.011, Amended 7-13-87, 10-25-88, 12-13-92, 9-5-93, 1-19-94, 8-7-94, 11-5-95, 1-2-97, 7-7-99, 8-22-00, 11-5-02, 4-11-04, 11-30-04, 3-27-06, 3-21-07, 6-9-08, _____.

11B-27.00212 Maintenance of Officer Certification.

(1) through (3) No change.

(4) Continuing education or training pursuant to Section 943.135, F.S. Upon an officer's completion of the required continuing education or training the employing agency shall submit or electronically transmit to Commission staff through the Commission's ATMS, and maintain in file a completed Mandatory Retraining Report, form CJSTC-74, revised November 8, 2007, hereby incorporated by reference.

(5) through (12) No change.

(13) Use-of-Force training. An officer, ~~whose mandatory retraining cycle begins on July 1, 2005 or thereafter,~~ shall, as a part of the officer's 40-hour continuing education or training every four years, be required to complete the following Use-of-Force training.

(a) Use-of-Force training shall include the following topics of instruction:

1. Scenario-based Firearms Training.
2. Physiological Response Dynamics Training.
3. Less-lethal force options available within the agency.
4. Agency policies on Use-of-Force training.
5. Legal aspects regarding Use-of-Force training.

(b) A law enforcement and correctional officer shall complete, ~~once every two years,~~ Use-of-Force training pursuant to subparagraphs (13)(a)1.-5., of this rule section.

(c) A correctional probation officer shall complete, ~~once every two years,~~ Use-of-Force training pursuant to subparagraphs (13)(a)2.-5., of this rule section.

~~(d) An officer, who fails to comply with the Use-of-Force training requirements within the first two years of his or her four-year mandatory retraining cycle, shall satisfy these training requirements prior to the end of the four-year cycle.~~

~~(d)(e)~~ An officer's employing agency shall report the completion of Use-of-Force training to Commission staff, pursuant to (4) of this rule section ~~prior to the close of the officer's four-year mandatory retraining cycle,~~ by electronically transmitting a completed Mandatory Retraining Report form CJSTC-74, through the Commission's ATMS.

~~(e)(f)~~ An officer is permitted to substitute instruction of Use-of-Force training to satisfy the continuing education or training requirements for the officer's four-year mandatory retraining cycle.

~~(g) An officer, who fails to comply with the Use of Force training requirements, pursuant to paragraphs (13)(a)-(f) of this rule section, shall become an inactive Florida officer. The officer's certification shall become reactivated when the officer's employing agency electronically transmits a~~

~~completed form CJSTC-74, to Commission staff, verifying the officer has met the continuing education or training requirements for the officer's four-year mandatory retraining cycle.~~

~~(h) An officer, who has a lapse in employment of less than four years, shall complete the Use of Force training requirements pursuant to paragraph (13)(b) or (e) of this rule section.~~

(14) No change.

(a) No change.

(b) Reporting of the compliance with this standard shall be June 30, 2008, and every two years thereafter. Documentation supporting the demonstration of proficiency skills shall be reported on the Mandatory Firearms Training Report, form CJSTC-86, revised November 8, 2007, hereby incorporated by reference, and maintained in the officer's employment file. The employing agency shall submit or electronically transmit to Commission staff through the Commission's ATMS, the date of completion a completed form CJSTC-86.

(c) through (d) No change.

(15) Elder Abuse Training. As a part of basic recruit training or the officer's continuing education or training, a law enforcement officer shall be required to complete training on identifying and investigating elder abuse and neglect.

(a) Certified law enforcement officers shall complete Elder Abuse Training on or before June 30, 2011 pursuant to Section 943.17296, F.S.

(b) The training shall include instruction on the identification of and appropriate responses for persons suffering from dementia and on identifying and investigating elder abuse and neglect.

(c) Law enforcement officers who have successfully completed one of the following programs will have satisfied this training requirement:

1. CMS Application-Based Law Enforcement Basic Recruit Training Program (BRTP) number 224.

2. Florida CMS Law Enforcement BRTP number 1177.

3. Traditional Correctional Cross-Over to CMS Application-Based Law Enforcement BRTP number 1143.

4. Correctional Officer Cross-Over Training to Florida CMS Law Enforcement BRTP number 1178.

5. Traditional Correctional Probation Cross-Over to CMS Application-Based Law Enforcement BRTP number 1157.

6. Correctional Probation Officer Cross-Over Training to Florida CMS Law Enforcement BRTP number 1179.

7. CMS Law Enforcement Auxiliary Officer BRTP number 1180.

(d) Law enforcement officers who have successfully completed Crimes Against the Elderly advanced training course number 100 will have satisfied this training requirement.

(e) Elder Abuse Training for Law Enforcement course by the Department of Elder Affairs.

(f) Specialized Training Program Course; Elder Abuse Investigations course number 1185.

(g) An officer who fails to comply with the elder abuse and neglect training requirements pursuant to Section 943.17296, F.S., shall become an inactive Florida officer. The officer's certification shall become reactivated when the officer's employing agency provides Commission staff with verification that the officer has met the continuing education or training requirement.

(h) Upon an officer's completion of the required training the employing agency shall submit or electronically transmit to Commission staff through the Commission's ATMS the date of completion.

Specific Authority 943.03(4), 943.12(1) FS. Law Implemented 943.12, 943.13(11), 943.135, 943.1395(3), 943.1701, 943.1715, 943.1716, 943.253 FS. History–New, 11-5-02. Amended 12-3-03, 11-30-04, 3-27-06, 3-21-07, 6-9-08,_____.

Editorial Note: See 11B-27.0023, F.A.C.

DEPARTMENT OF LAW ENFORCEMENT

Division of Criminal Justice Information Systems

RULE NO.: RULE TITLE:
11C-6.005 Access to Criminal Justice Information for Research or Statistical Purposes

PURPOSE AND EFFECT: To establish a processing fee for information provided for research or statistical purposes requests.

SUBJECT AREA TO BE ADDRESSED: Requests for criminal justice information for research or statistical purposes.
SPECIFIC AUTHORITY: 943.03(4), 943.053(1), 943.057 FS.
LAW IMPLEMENTED: 119.07, 943.0525, 943.053, 943.057 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, November 5, 2008, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, 2331 Phillips Road, 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 5 days before the workshop/meeting by contacting: Sue Burton at (850)410-7144. 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: Sue Burton, Florida Department of Law Enforcement, Criminal Justice Information Services, 2331 Phillips Road, Tallahassee, FL 32308

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

DEPARTMENT OF LAW ENFORCEMENT

Division of Criminal Justice Information Systems

RULE NO.: RULE TITLE:
11C-7.008 Administrative Expunction Procedures

PURPOSE AND EFFECT: Implements updated statutory requirements for the administrative expunction of Florida criminal history arrest records that are made contrary to law or by mistake.

SUBJECT AREA TO BE ADDRESSED: Administrative expunction procedures.

SPECIFIC AUTHORITY: 943.03, 943.0581 FS.

LAW IMPLEMENTED: 943.0581 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, November 5, 2008, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, 2331 Phillips Road, 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 5 days before the workshop/meeting by contacting: Tanya Goetz, Florida Department of Law Enforcement, Criminal Justice Information Services, 2331 Phillips Road, Tallahassee, Florida 32308. 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: Tanya Goetz, (850)410-7821

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

DEPARTMENT OF LAW ENFORCEMENT

Division of Criminal Justice Information Systems

RULE NOS: RULE TITLES:
 11C-10.001 Definitions
 11C-10.002 Procedures

PURPOSE AND EFFECT: To update DNA testing for missing endangered persons based upon recent statutory changes.

SUBJECT AREA TO BE ADDRESSED: Missing endangered persons.

SPECIFIC AUTHORITY: 937.021(7), 937.022, 943.03(4) FS.

LAW IMPLEMENTED: 937.021(6), 937.022 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:

TIME AND DATE: Wednesday, November 5, 2008, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, 2331 Phillips Road, Tallahassee, Florida 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Dinah Johnson, Florida Department of Law Enforcement, Missing Endangered Persons Information Clearinghouse, 2331 Phillips Road, Tallahassee, Florida 32308

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

DEPARTMENT OF LAW ENFORCEMENT

Office of Inspector General

RULE NOS.: RULE TITLES:
 11N-1.002 Criteria
 11N-1.0022 Matching Drug Control Investigative Funding
 11N-1.0023 Criminal Gang Investigative Funding
 11N-1.003 Limitations on Violent Crime Investigative Reimbursement Funding
 11N-1.0031 Limitations on Matching Drug Control Investigative Funding
 11N-1.0032 Limitations on Criminal Gang Investigative Funding
 11N-1.0051 Procedures for Funding Requests for Drug Control Investigative Funding
 11N-1.0052 Procedures for Funding Requests for Criminal Gang Investigative Funding
 11N-1.006 Contributions

PURPOSE AND EFFECT: To expand the duties of the Violent Crime and Drug Control Council to provide proactive criminal gang investigative funding and to clarify funding criteria for agencies receiving funding from the Violent Crime and Drug Control Strategy Implementation Account.

SUBJECT AREA TO BE ADDRESSED: Procedures for funding by the Violent Crime and Drug Control Council.

SPECIFIC AUTHORITY: 943.03(4), 943.042 FS.

LAW IMPLEMENTED: 943.031, 943.042 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:

TIME AND DATE: Wednesday, November 5, 2008, 10:00 a.m.

PLACE: Florida Department of Law Enforcement, 2331 Phillips Road, 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 5 days before the workshop/meeting by contacting: Joyce Gainous-Harris, (850)410-7096. 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: Joyce Gainous-Harris, Florida Department of Law Enforcement, Investigations and Forensic Science Program, 2331 Phillips Road, Tallahassee, FL 32308

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

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.: RULE TITLE:
 25-4.0665 Lifeline Service

PURPOSE AND EFFECT: To implement eligibility requirements for Lifeline service and to amend the requirements eligible telecommunications carriers (ETCs) must follow when offering Lifeline service. Undocketed.

SUBJECT AREA TO BE ADDRESSED: Lifeline service.

SPECIFIC AUTHORITY: 350.127(2), 364.0252, 364.10(3)(j) FS.

LAW IMPLEMENTED: 350.123, 34.0252, 364.10, 364.105, 364.17, 364.18, 364.183(1) FS.

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

DATE AND TIME: Wednesday, November 5, 2008, 9:30 a.m. – 5:00 p.m.

PLACE: Room 140, Easley Building (Internal Affairs Room), Tallahassee, FL 32399-0850. One or more Commissioners may attend and participate 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: 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 PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Bob Casey, Division of Economic Regulation, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6974

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

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: RULE TITLE:
40E-2.331 Modification of Permits

PURPOSE AND EFFECT: This notice is in addition to the notice of rule development published on June 27, 2008 in Vol. 34, No. 26. The purpose of this additional rule development notice is to include a modification to address site specific concerns associated with the year-round mandatory landscape irrigation conservation measures provided that the modification does not result in more cumulative days and time to conduct landscape irrigation.

SUBJECT AREA TO BE ADDRESSED: Modification of Permits for landscape irrigation.

SPECIFIC AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.223, 373.229, 373.239 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: South Florida Water Management District Clerk, (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: Jesus Rodriguez, Lead Water Conservation Officer, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33406-4680, 1(800)432-2045, ext. 6060, (561)682-6060, email jerodrig@sfwmd.gov, or Jennifer Bokankowitz, Associate Attorney, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33406-4680, 1(800)432-2045, ext. 2258 or (561)682-2258, email: jbokanko@sfwmd.gov. For procedural issues, contact Jan Sluth, Paralegal, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33406-4680, 1(800)432-2045, ext. 6299 or (561)682-6299, email: jsluth@sfwmd.gov.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40E-2.331 Modification of Permits.

(1) through (4)(a)5. No change.

6. Does not allow more cumulative days and time to conduct landscape irrigation pursuant to Chapter 40E-24, F.A.C., for those permits issued pursuant to Rule 40E-2.061, F.A.C., and those permits classified as landscape irrigation use.

(b) No change.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.223, 373.229, 373.239 FS. History–New 9-31-81, Formerly 16K-2.09(1), Amended 4-20-94, 7-11-96, 4-9-97, 12-10-97, 8-1-02, 4-23-07, 2-13-08,_____.

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: RULE TITLE:
40E-20.331 Modification of Permits

PURPOSE AND EFFECT: This notice is in addition to the notice of rule development published on June 27, 2008 in Vol. 34, No. 26. The purpose of this additional rule development notice is to include a modification to address site specific concerns associated with the year-round mandatory landscape irrigation conservation measures provided that the modification does not result in more cumulative days and time to conduct landscape irrigation.

SUBJECT AREA TO BE ADDRESSED: Modification of Permits for landscape irrigation.

SPECIFIC AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.223, 373.229, 373.239 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: South Florida Water Management District Clerk, (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, IF AVAILABLE, IS: Jesus Rodriguez, Lead Water Conservation Officer, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33406-4680, 1(800)432-2045, ext. 6060, (561)682-6060, email jerodrig@sfwmd.gov, or Jennifer Bokankowitz, Associate Attorney, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33406-4680, 1(800)432-2045, ext. 2258 or (561)682-2258, email: jbokanko@sfwmd.gov. For procedural issues, contact Jan Sluth, Paralegal, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33406-4680, 1(800)432-2045, ext. 6299 or (561)682-6299, email: jsluth@sfwmd.gov.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40E-20.331 Modification of Permits.

(1) through (4)(a)5. No change.

6. Does not allow more cumulative days and time to conduct landscape irrigation pursuant to Chapter 40E-24, F.A.C., for those permits issued pursuant to Rule 40E-2.061, F.A.C. and those permits classified as landscape irrigation use.

(b) No change.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.223, 373.229, 373.239 FS. History—New 4-20-94, Amended 7-11-96, 4-9-97, 12-10-97, 8-14-02, 8-31-03, 4-23-07, 2-13-08,_____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

RULE NO.: 61G7-5.001
 RULE TITLE: Application Procedure; Application Form; Fees; Confidential Information; Denial of Application; Request for Hearing

PURPOSE AND EFFECT: To amend Rule 61G7-5.001 so that applicants for initial licensure are not required to present evidence of workers compensation coverage if they have no leased employees.

SUBJECT AREA TO BE ADDRESSED: Workers compensation coverage for initial licensure applicants with no leased employees.

SPECIFIC AUTHORITY: 120.53(1), 455.2281, 468.522, 468.5245, 468.5275 FS.

LAW IMPLEMENTED: 468.524(2), 468.5245, 468.525, 468.526, 468.527, 468.5275, 468.529 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: Richard Morrison, Executive Director, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

RULE NO.: 61G7-10.0012
 RULE TITLE: Workers' Compensation Liability Statement

PURPOSE AND EFFECT: To amend Rule 61G7-10.0012, F.A.C., so that applicants for initial licensure are not required to present evidence of workers compensation coverage if they have no leased employees.

SUBJECT AREA TO BE ADDRESSED: Workers compensation coverage for initial licensure applicants with no leased employees.

SPECIFIC AUTHORITY: 468.522, 468.524(2), 468.525(3), 468.526, 468.530(3), 468.531 FS.

LAW IMPLEMENTED: 468.525(3)(e), 468.529 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: Richard Morrison, Executive Director, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Employee Leasing Companies

RULE NO.: 61G7-10.0014
 RULE TITLE: Requirements for Evidence of Workers' Compensation Coverage

PURPOSE AND EFFECT: To amend Rule 61G7-10.0014, F.A.C., so that applicants for initial licensure are not required to present evidence of workers compensation coverage if they have no leased employees.

SUBJECT AREA TO BE ADDRESSED: Workers compensation coverage for initial licensure applicants with no leased employees.

SPECIFIC AUTHORITY: 468.522, 468.529 FS.

LAW IMPLEMENTED: 468.529 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: Richard Morrison, Executive Director, Board of Employee Leasing Companies, 1940 North Monroe Street, Tallahassee, Florida 32399-0767

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

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.: 62-304.705, 62-304.800
 RULE TITLES: St. Lucie Basin TMDLs, Caloosahatchee River Basin TMDLs

PURPOSE AND EFFECT: The Department is initiating rulemaking to establish Total Maximum Daily Loads (TMDLs) for waters in the Caloosahatchee and St Lucie Basins. Pursuant to Section 403.067(6), Fla. Stat., TMDLs must be adopted by the Secretary of the Department by rule. Chapter 62-304, F.A.C., was established as the rule chapter within which rules adopting TMDLs shall reside. The verified lists for the Group 2 St Lucie and Group 3 Caloosahatchee basins were adopted by Secretarial Order on May 27th, 2004, and June 17th, 2005, respectively. In addition, in 2007, the Florida Legislature separately determined that a TMDL for nutrients should be

done for the estuarine portion of the Caloosahatchee River. TMDL calculations and allocations for each waterbody or waterbody segment will be adopted by rule, by the Secretary of the Department, pursuant to Sections 120.536(1), 120.54, and 403.805, F.S. These rules have been given the following OGC case numbers: 08-2290 for 62-304.705 and 08-2291 for 62-304.800.

SUBJECT AREA TO BE ADDRESSED: TMDLs and their allocations will be established for the pollutants identified as causing the impairment for the impaired waters in the above listed basins (as indicated in the order adopting the verified list for each basin and by the direction of the Florida Legislature).

SPECIFIC AUTHORITY: 403.061, 403.067 FS.

LAW IMPLEMENTED: 403.061, 403.062, 403.067 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: Jan Mandrup-Poulsen, Administrator, Watershed Assessment Section, 2600 Blair Stone Road, Mail Station 3555, Tallahassee, FL 32399-2400, telephone (850)245-8449

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

DEPARTMENT OF HEALTH

Division of Medical Quality Assurance

RULE NO.: 64B-3.007
 RULE TITLE: Social Work – Title Protection

PURPOSE AND EFFECT: To create a new rule implementing legislation that passed during the 2008 Session providing title protection for social workers.

SUBJECT AREA TO BE ADDRESSED: Social Work – Title Protection.

SPECIFIC AUTHORITY: 491.016 FS.

LAW IMPLEMENTED: 491.016 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: Sue Foster, Executive Director, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-1.007
 RULE TITLE: List of Approved Forms; Incorporation

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to address the revised application form.

SUBJECT AREA TO BE ADDRESSED: Incorporation of the revised application form.

SPECIFIC AUTHORITY: 120.55(1)(a), (4), 456.013, 456.036(5), 456.048(1), 458.309, 458.311, 458.3124(6), 458.313(4), 458.3145, 458.315(2), 458.320(8), 458.321(2), 458.347(13), 458.3475, 458.351(6) FS.

LAW IMPLEMENTED: 456.013, 456.035, 456.036, 456.048, 456.073, 458.309, 458.311, 458.3124, 458.313, 458.3145, 458.315, 458.316, 458.317, 458.319, 458.320, 458.321, 458.345, 458.347, 458.3475, 458.348, 458.351, 465.0276 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: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B8-1.007 List of Approved Forms; Incorporation.

The following forms used by the Board in its dealings with the public are listed as follows and are hereby adopted and incorporated by reference, and can be obtained from the Board office by writing to the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-1753, or by telephoning (850)245-4131:

(1) DH-MQA 1000, entitled "Board of Medicine Medical Doctor Application for Licensure," (08/08 07#06).

(2) through (32) No change.

Specific Authority 456.013, 456.036(5), 456.048(1), 458.309, 458.311, 458.3124(6), 458.313(4), 458.3145, 458.315(2), 458.320(8), 458.321(2), 458.347(13), 458.3475, 458.351(6) FS. Law Implemented 456.013, 456.035, 456.036, 456.048, 456.073, 458.309, 458.311, 458.3124, 458.313, 458.3145, 458.315, 458.316, 458.317, 458.319, 458.320, 458.321, 458.345, 458.347, 458.3475, 458.348, 458.351, 465.0276 FS. History--New 4-17-01, Amended 11-20-01, 8-13-02, 11-10-02, 3-19-03, 6-4-03, 11-17-03, 4-19-04, 1-31-05, 9-29-05, 6-29-06, 12-26-06, 4-2-07, 6-25-08,_____.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-4.009
 RULE TITLE: Applications

PURPOSE AND EFFECT: The Board proposes the development of a rule amendment to incorporate the licensure application in the application rule.

SUBJECT AREA TO BE ADDRESSED: Application for licensure.

SPECIFIC AUTHORITY: 120.53, 456.031, 456.033, 458.309, 458.311, 458.3137 FS.

LAW IMPLEMENTED: 120.53, 456.013(7), 456.031, 456.033, 458.311, 458.3124, 458.313, 458.3145, 458.315, 458.316, 458.3165, 458.317 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: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B8-4.009 Applications.

(1) All persons applying for licensure shall submit an application to the Executive Director ~~on forms approved by the Board and provided by the Department.~~ The application shall be made on Form DH-MQA 1000 (revised 08/08), hereby adopted and incorporated by reference, and can be obtained from the Board of Medicine's website at http://www.doh.state.fl.us/mqa/medical/me_applicant.html. The application must be accompanied by the application fee.

(2) through (9) No change.

Specific Authority 120.53, 456.031, 456.033, 458.309, 458.311, 458.3137 FS. Law Implemented 120.53, 456.013(7), 456.031, 456.033, 458.311, 458.3124, 458.313, 458.3145, 458.315, 458.316, 458.3165, 458.317 FS. History--New 3-31-80, Amended 12-4-85, Formerly 21M-22.09, Amended 9-7-88, 3-13-89, 1-1-92, 2-21-93, Formerly 21M-22.009, Amended 11-4-93, Formerly 61F6-22.009, Amended 11-15-94, 2-15-96, Formerly 59R-4.009, Amended 7-10-01, 1-31-02, 5-10-04, 5-20-04, 6-13-06, 12-26-06,_____.

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-30.014
 RULE TITLE: Citation Authority

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address a change to the PA citation rule with regard to auditing the licensee for the next two biennia.

SUBJECT AREA TO BE ADDRESSED: Clarification of penalties for citation violations.

SPECIFIC AUTHORITY: 456.077, 458.309, 458.347(7)(g), (12) FS.

LAW IMPLEMENTED: 456.077, 458.331, 458.347(7)(g), (12) 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: Larry McPherson, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

DEPARTMENT OF HEALTH

Board of Medicine

RULE NO.: 64B8-30.015 **RULE TITLE:** Disciplinary Guidelines

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address changes to the PA disciplinary guidelines to impose similar penalties for physician assistants as for physicians.

SUBJECT AREA TO BE ADDRESSED: Disciplinary guidelines for physician assistants.

SPECIFIC AUTHORITY: 456.079, 458.309, 458.331(4) FS.

LAW IMPLEMENTED: 456.072, 456.079, 458.331(4), 458.347(4)(e)1. 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: Larry McPherson, Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253

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

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: 64B15-6.01051 **RULE TITLE:** Citation Authority

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address a change to the PA citation rule with regard to auditing the licensee for the next two biennia.

SUBJECT AREA TO BE ADDRESSED: Clarification of penalties for citation violations.

SPECIFIC AUTHORITY: 456.077, 459.005, 459.022(7)(f), (12) FS.

LAW IMPLEMENTED: 456.077, 459.015, 459.022(7)(d), (f), (12) 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: Christy Robinson, Acting Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: 64B15-6.011 **RULE TITLE:** Disciplinary Guidelines

PURPOSE AND EFFECT: The Board proposes the development of rule amendments to address changes to the PA disciplinary guidelines to impose similar penalties for physician assistants as for physicians.

SUBJECT AREA TO BE ADDRESSED: Disciplinary guidelines for physician assistants.

SPECIFIC AUTHORITY: 456.079, 459.0015, 459.015(5) FS.

LAW IMPLEMENTED: 456.072, 456.079, 459.015(5), 459.022(4)(e)1., (7)(f) 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: Christy Robinson, Acting Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256

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

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Economic Self-Sufficiency Program

RULE NO.: 65A-1.603
 RULE TITLE: Food Stamp Program Income and Expenses

PURPOSE AND EFFECT: The proposed rule amendment removes the figures associated with the standard utility allowance, the basic utility allowance, the telephone standard and the shelter standard estimate for the homeless. Included are some wording changes, clarifications and technical changes of a non-substantive nature improving the content of the rule.

SUBJECT AREA TO BE ADDRESSED: General Food Stamp Program income and expense language.

SPECIFIC AUTHORITY: 414.45 FS.

LAW IMPLEMENTED: 414.31 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: November 3, 2008, 1:30 p.m.

PLACE: 1317 Winewood Boulevard, Building 3, Room 455, Tallahassee, Florida 32399-0700

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Cindy Keil, ACCESS Florida Program Policy, 1317 Winewood Boulevard, Building 3, Tallahassee, Florida 32399-0700, (850)410-3291

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

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.: 690-175.008
 RULE TITLE: Unfair Discrimination in Private Passenger Motor Vehicle Insurance Rates – Based on History of Accidents

PURPOSE AND EFFECT: To clarify that imposing additional premium on an existing or new insured based upon non-fault accidents is a violation of Section 626.9541(1)(o)3.a., F.S.

SUBJECT AREA TO BE ADDRESSED: Auto Insurance rates.

SPECIFIC AUTHORITY: 624.308(1), 626.9611 FS.

LAW IMPLEMENTED: 624.307(1), 626.9541(1)(o)3.a. 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:

TIME AND DATE: November 18, 2008, 11:00 a.m.

PLACE: 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: Michael Milnes, at Michael.milnes@flor.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: Michael Milnes, at Michael.milnes@flor.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 COMMUNITY AFFAIRS

Division of Community Planning

RULE NO.: 9J-5.026
 RULE TITLE: Rural Land Stewardship Area (RLSA)

PURPOSE AND EFFECT: The purpose and effect are to amend the rule to implement current statutory requirements regarding the Rural Land Stewardship Program.

SUMMARY: The proposed amendments to Chapter 9J-5, F.A.C., pertaining to criteria for the review of local government comprehensive plans and plan amendments, modify the rules to comply with subsection 163.3177(11), F.S., regarding rural land stewardship areas. Specifically, the proposed amendments add Rule 9J-5.026, F.A.C. The purpose of Rule 9J-5.026, F.A.C., is to establish rules for designating a rural land stewardship area. It specifies the substantive compliance requirements for rural land stewardship area plan amendments and explains how the Department will determine the compliance of a rural land stewardship area plan amendment. These rules establish minimum criteria which may be exceeded by local governments.

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: 163.3177(9), (11)(h) FS.

LAW IMPLEMENTED: 163.3177(2), (3), (6)(a), (8), (10)(e), (11)(a), (11)(b), (11)(d)1., (11)(d)2., (11)(d)4., (11)(d)5., (11)(d)6. FS.

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

DATE AND TIME: November 14, 2008, 9:00 a.m.

PLACE: Kelley Training Room, Third Floor, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100

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 7 least days before the workshop/meeting by contacting: Robert Pennock, Strategic Planning Coordinator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)922-1735. 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: Robert Pennock, Strategic Planning Coordinator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)922-1735

THE FULL TEXT OF THE PROPOSED RULES IS:

9J-5.026 Rural Land Stewardship Area (RLSA).

(1) Purpose of the RLSA Planning Process. The RLSA is an enhanced rural planning process which counties may elect to use. The paramount purpose of the planning process is to further the statutory principles of rural sustainability through innovative planning strategies and incentives. The planning process uses stewardship planning to encourage landowners to permanently conserve agricultural lands, and ecosystems, habitats, and natural resources in return for appropriate development rights on a limited portion of other lands suitable for development within the RLSA. The planning process is not an entitlement vehicle for urban developments of such size that they overwhelm the rural or agricultural character of the area.

(2) Purpose of the RLSA Rule. The purpose of this section is to establish rules for designating a RLSA. It specifies the substantive compliance requirements for RLSA plan amendments and explains how the Department will determine the compliance of a RLSA plan amendment as required by Chapter 163, Part II, F.S. These rules establish minimum criteria which may be exceeded by local governments.

(3) Adoption of a RLSA Plan Amendment. A county, or counties in the case of a multi-county RLSA, may adopt a RLSA plan amendment(s) after giving notification to and receiving the authorization of the Department. Chapter 9J-11, F.A.C., establishes the specific procedures and requirements for the local notification, the Department's authorization, and the adoption of a plan amendment designating a RLSA.

(4) Definitions.

(a) "Designated Receiving Area" means a delineated land area within an Eligible Receiving Area within a RLSA to which stewardship credits can be transferred to increase the density or intensity of a parcel.

(b) "Designated Sending Area" means an area within a RLSA that has been assigned stewardship credits.

(c) "Eligible Receiving Area" means an area designated in the initial RLSA plan amendment that delineates where "Designated Receiving Areas" can be subsequently located.

(d) "Greenbelt" means a wide border of permanently undeveloped land that precludes the expansion of development into the surrounding rural lands; provides a buffer to protect the surrounding rural resources from development impacts; and separates the developed area from other developed areas.

(e) "Rural Landscape" means the mosaic of agricultural and natural land covers which may include rural settlements.

(f) "Stewardship credits" means development credits assigned to lands within a rural lands stewardship area. These development credits do not constitute development rights until they are transferred to parcels within Designated Receiving Areas for the sole purpose of implementing the innovative planning and development strategies and creative land use planning techniques established by the rural lands stewardship area plan.

(g) "Stewardship easement" means a covenant or restrictive easement running with the land which records the use of stewardship credits and limits future development. The stewardship easement must be jointly held by the county and either the Department of Environmental Protection, Department of Agriculture and Consumer Services, a water management district, or a recognized statewide land trust.

(5) Threshold Eligibility Requirements. To be eligible for consideration by a county and the Department for designation as a RLSA, a proposed RLSA must meet the following eligibility requirements:

(a) A RLSA may encompass land in one county or land in adjacent counties but shall not include land within municipal or established urban growth boundaries as designated in the local comprehensive plan(s);

(b) A RLSA must include a minimum of 10,000 acres of privately owned land that is not already permanently protected through existing easements, covenants or other restrictions; and

(c) A RLSA must consist of lands with a pre-existing future land use map designation of agricultural, rural, open, open-rural, or an essentially similar land use designation.

(6) Mandatory Substantive Requirements. A RLSA plan amendment must satisfy the substantive requirements for plan amendments in Chapter 163, Part II, F.S. and Chapter 9J-5, F.A.C., including the additional requirements established by Section 163.3177(11), F.S., and Rule 9J-5.026, F.A.C., for the designation of a RLSA.

(7) Rural Sustainability. Rural sustainability is the paramount goal of a RLSA.

(a) A RLSA plan amendment must demonstrate that it will further the following statutory principles of rural sustainability:

1. Restoration and maintenance of the economic value of rural land;

2. Control of urban sprawl;

3. Identification and protection of ecosystems, habitats, and natural resources;

4. Promotion of rural economic activity;

5. Maintenance of the viability of Florida's agricultural economy; and

6. Protection of the character of rural areas of Florida.

(b) Furthering the principles of rural sustainability requires large-scale planning which controls the amount, type, and location of development. A RLSA shall manifest the following general landscape features which will vary based on local characteristics:

1. Land area(s) large enough to accommodate development on suitable lands while conserving the overall rural character and the agricultural lands, and ecosystems, habitats, and natural resources on the remaining lands;

2. A limited development footprint in order to protect the surrounding rural landscape and agricultural lands, and ecosystems, habitats, and natural resources;

3. A limited number of Designated Receiving Areas to prevent urban sprawl and unnecessary fragmentation of the rural landscape;

4. Designated Receiving Areas with compact shapes that avoid intrusions into the surrounding rural landscape in the form of radial, strip, ribbon, or finger patterns;

5. Greenbelts surrounding Designated Receiving Areas to provide for a clear separation between urban and rural uses except when the Designated Receiving Area is adjacent to existing development or incorporated areas;

6. Designated Receiving Areas located only on land most suitable for development and away or effectively buffered from lands most suitable for agriculture and natural resource conservation; and

7. Designated Receiving Areas connected with each other and the remainder of the RLSA and to areas outside of the RLSA using rural design principles and rural road corridors

with controlled access that are designed to prevent sprawl and minimize impacts on ecosystems, habitats, and natural resources.

(c) The amount and type of development in a RLSA must also be designed to further the principles of rural sustainability. Therefore, development should be of the amount and type that is sustainable and will support and sustain and not undermine the rural and agricultural economies. A RLSA shall manifest the following general development characteristics:

1. The total amount of development, particularly residential development, must be limited and carefully controlled to avoid impacts that will overwhelm the overall rural character of the RLSA and surrounding area or adversely impact agricultural activities, and ecosystems, habitats, and natural resources. The total amount of development shall not exceed the amount calculated in accordance with paragraphs (9)(c) and (11)(b).

2. Provision for agricultural-related uses, including farmworker housing, that will support and sustain the rural and agricultural economies. These uses may be located in Designated Receiving Areas, and in designated Agricultural Areas if sited on agricultural lands suitable for development and in a manner that does not adversely affect agricultural activities.

3. Rural villages, rural activity centers, and new towns shall be designed to:

a. Provide for a compact, functional mix of land uses that serve living, working, shopping, recreational, and civic needs;

b. Provide energy efficient land use patterns that minimize vehicle miles travelled and greenhouse gas emissions;

c. Minimize the external impacts of the development;

d. Maximize the cost-efficient provision of public facilities and services; and

e. Provide adequate workforce housing, including low, very low, and moderate income housing.

(8) Existing Conditions: Data and Analysis Requirements. The data and analysis requirements that apply to all plan amendments also apply to RLSA amendments. This subsection does not repeat those requirements, but some requirements are cross-referenced for ease of use. This subsection establishes RLSA-specific data and analysis requirements that are in addition to the requirements for all amendments. In order to evaluate the existing conditions within the RLSA and how those conditions interrelate with the surrounding regional context, the data and analysis must cover existing local conditions within the RLSA, the county or counties in which it is located, and the areas surrounding the RLSA irrespective of county boundaries. The data and analysis shall:

(a) Agriculture.

1. Identify current and historical agricultural land uses, activities, and economic conditions in the RLSA and surrounding area and include an existing conditions map of current agricultural areas within and surrounding the RLSA.

2. Analyze the probable or projected future agricultural uses and activities in the area and the amount of land required to accommodate them.

3. Analyze the suitability of the land for existing and potential agricultural activities. The analyses shall consider the threats to agriculture from development and spatial fragmentation.

4. Inventory and evaluate local, state, and federal agricultural programs to determine how the RLSA may impact or be impacted by these programs.

(b) Rural Character and Economy.

1. Identify and describe the existing, locally specific rural character of the RLSA and surrounding area by analyzing its characteristics, including land use, development patterns, and economic, social, cultural, historic, scenic, landscape, recreational, and environmental elements.

2. Describe and analyze the existing rural and agricultural economy, including the types of existing industries, employment, extent of unemployment, and local workforce characteristics.

3. Inventory and evaluate local, state, and federal programs addressing rural economic issues such as the Rural Economic Development Initiative established in Section 288.0656, F.S., including how the RLSA may impact or be impacted by these programs.

(c) Ecosystems, Habitats, and Natural Resources.

1. Inventory and identify natural resources as required under Rules 9J-5.006 and 9J-5.013, F.A.C., including ecosystems, habitats, and natural resources existing within and proximate to the RLSA. The inventory shall include important water recharge areas and water supply sources; water bodies designated pursuant to Section 403.067, F.S.; spring protection areas; and the Florida Greenways and Trails System as designated pursuant to Chapter 260, F.S.

2. Analyze geographic connections between RLSA resources and larger systems and networks such as water systems, wildlife corridors, greenways, and trails.

3. Analyze the potential threats to natural resources, including urbanization, economic, biological, and spatial fragmentation.

4. Inventory and evaluate local, state, and federal programs and special land use designations such as publicly owned conservation lands, mitigation banks, and environmental restoration efforts, including the Comprehensive Everglades Restoration Plan (CERP), that may impact or be impacted by the RLSA.

(d) Potential Development and Urban Sprawl.

1. Analyze landscape and development conditions of the RLSA and surrounding rural lands, such as the overall pattern of rural land uses and land covers, parcel size and ownership patterns, recent historical trends regarding subdivision of land

and transition to residential uses, roadways, and other infrastructure that may affect RLSA development and rural sustainability.

2. Analyze how the RLSA is likely to affect the future development patterns of other rural and agricultural lands in the surrounding area, irrespective of county boundaries.

(e) Land Values Analysis for Stewardship Credit System. In evaluating agricultural lands, and ecosystems, habitats, and natural resources, conduct a land values analysis for use in assigning stewardship credits and for determining the most suitable locations for Designated Receiving Areas. The analysis shall include and be based on the following:

1. All forms of rural resources including agricultural, environmental, local and regional ecosystems, wildlife habitat, water resources, recreational, tourism, scenic, cultural, and other rural amenities;

2. The broad landscape ecology, including geographic linkages and corridors; specially designated areas such as natural reservations and the Florida Greenways and Trails System, including the Florida National Scenic Trail identified in Chapter 260, F.S.; and appropriate buffer zones to mitigate incompatibilities and enhance environmental and other values;

3. All existing permanent protection measures, both public and private, including land use restrictions and conservation programs and an evaluation of whether these measures reduce the need for additional protection through the RLSA planning process;

4. Land development and other conversion threats whereby significant rural resources under threat require more incentives via stewardship credits and less significant resources require lesser incentives and may be more suitable for designation as receiving areas. This includes the future threat of low-density sprawl on lands proximate to and surrounding potential Designated Receiving Areas; and

5. Site specific natural resource evaluation criteria substantially similar to those used to establish statewide geographic information systems by the Florida Natural Areas Inventory, Florida Fish and Wildlife Conservation Commission, Florida Department of Environmental Protection, and Water Management Districts; and available agricultural data from the Florida Department of Agriculture and Consumer Services, and the United States Department of Agriculture.

(9) RLSA Plan Standards. The RLSA Plan shall satisfy the following standards:

(a) Development and Design Standards.

1. The RLSA Plan must be consistent with the general landscape and development characteristics set forth in paragraphs (7)(b) and (7)(c).

2. The maximum amount of allowable residential and non-residential development in the RLSA shall not exceed the amount of development determined pursuant to paragraphs (9)(c) and (11)(b).

3. All non-agricultural development enabled by the transfer of stewardship credits shall be located in Designated Receiving Areas which are located in Eligible Receiving Areas designated in the comprehensive plan.

4. Any Designated Receiving Area exceeding 1,000 acres shall meet the definition of new town in subsection 9J-5.003(80), F.A.C. All other development shall be designated as a rural village or rural activity center which shall meet the definition set forth in subsection 9J-5.003(112), F.A.C., and shall not exceed 1,000 acres in size.

5. Significant ecosystems, habitats, and natural resource areas in the RLSA shall be designated as Conservation Areas in which, after transfer of all stewardship credits, development shall be prohibited by sending area stewardship easements. Conservation Areas in which specified agricultural uses are allowed shall be clearly distinguished from Conservation Areas in which no agricultural uses are allowed.

6. All lands in the RLSA, except for Designated Receiving Areas and designated Conservation Areas, shall be designated as Agricultural Areas in which, after transfer of stewardship credits, development shall be prohibited by sending area stewardship easements, except for agricultural-related uses as provided in subparagraph (7)(c)2.

7. Service area boundaries must be established for each Designated Receiving Area which provide for a clear separation between it and other land uses in the RLSA through limitations on the extension of services. Service areas shall provide for the cost-efficient delivery of public facilities and services.

8. The innovative planning and development strategies to be used in Designated Receiving Areas shall include a compact, functional mix of land uses; energy efficient land use patterns; the internal capture of trips; and minimization of vehicle miles traveled and greenhouse gas emissions.

(b) The Size of the Development Footprint. The RLSA plan amendment shall limit the size of the development footprint, i.e., the Designated Receiving Area(s).

1. The size of the development footprint shall be based upon:

a. The size of the RLSA and the number of Designated Receiving Areas;

b. The percentage of the RLSA that will be permanently protected or preserved by stewardship easements, the degree to which protected sending areas are contiguous, and the degree to which protected sending areas establish an effective greenbelt around the receiving areas;

c. The locational attributes of the development footprint, including whether it is located adjacent to existing development or incorporated areas and will be otherwise surrounded by greenbelts;

d. The extent and location of new infrastructure, including roadways, which will be required to serve the Designated Receiving Areas;

e. The land use, design and development standards, such as the amount of residential development, the degree of mixed use, compactness, jobs-housing balance, internalization of impacts, pedestrian orientation, multi-modal transportation, connectivity standards, and energy efficiency, that will be required in the Designated Receiving Areas;

f. The extent to which potential urban sprawl is prevented by reducing or eliminating permissible land uses and development intensities and densities in Agricultural and Conservation areas outside of the Designated Receiving areas within the RLSA and in the rural areas surrounding the RLSA; and

g. The impact of the development footprint on ecosystems, habitats, and natural resources, including potential fragmentation of such resources.

2. In reviewing the size of the development footprint established in the RLSA plan amendment, the Department shall determine that a total footprint that does not exceed 10 percent of the entire RLSA complies with this paragraph and subparagraph (7)(b)2, and furthers the principles of rural sustainability. If the total development footprint is more than 10 percent of the entire RLSA, the RLSA plan amendment must demonstrate that the development footprint furthers the principles of rural sustainability.

(c) Development Allocation Standards. Because the RLSA Plan projects the ultimate land use pattern that may occur beyond the long-term planning period of the comprehensive plan, the amount of allowable development in the RLSA Plan must be based on population projections for the RLSA for the short- and long-term planning periods of the comprehensive plan and for the ultimate land use pattern. The population projections shall be based on professionally acceptable methods for projecting growth in rural geographic areas like the RLSA. The methodology must take into account the requirement to achieve the statutory principles of rural sustainability; the population projections and the allocations of development entitlements for the county as a whole; the amount of development allowed by the underlying land uses; and the anticipated effect of the proposed RLSA and its proposed Receiving Areas, including any committed catalyst projects or other projects that would attract and support development.

(d) Stewardship Credit System Standards. The RLSA plan amendment shall either incorporate or require adoption by separate ordinance of a stewardship credit system and methodology that complies with the following criteria:

1. Each credit shall represent a defined number of residential units per acre or a defined amount of non-residential square footage per acre. The credit transferee may decide whether to use the credit for a residential or non-residential use according to the plan of development for the Designated Receiving Area.

2. The maximum number of credits for the entire RLSA shall be established and shall equal the maximum amount of development allowed in the RLSA.

3. Credits shall be assigned to each acre of land based on the land values analysis required by paragraph (8)(e) in a manner designed to accomplish the purposes of the RLSA Plan.

4. Credits for a Designated Sending Area shall be assigned at the time the sending area is designated.

5. After assignment of credits to a Designated Sending Area, credits may be transferred directly to a parcel within a Designated Receiving Area in order to increase development entitlements or, at the option of the landowner and county, to a credit bank managed by the county or to a third party. Banked or third party credits are reserved for future transfer to a Designated Receiving Area.

6. At the time credits are transferred to a Designated Receiving Area, credit bank, or third party, a stewardship easement or restrictive covenant must be imposed on the Designated Receiving Area and recorded in the public records of the county to permanently prohibit development and to provide for conservation of ecosystems, habitats and natural resources, and to permanently limit land uses on agricultural lands to specified agricultural activities, including agricultural-related development. The easement or restrictive covenant shall be in favor of the county and either the Department of Environmental Protection, the Department of Agricultural and Consumer Services, a water management district, or a recognized statewide land trust.

7. The local government may require that the easement or restrictive covenant provide for the appropriate management and monitoring of the resources to be protected and enforcement mechanisms to ensure compliance with the terms, conditions and restrictions established in the easement or covenant.

8. Upon transfer of credits, the underlying land uses are extinguished except for agricultural-related uses that may be allowed in Agricultural or Conservation Areas according to the provisions of the stewardship easement or restrictive covenant, which may restrict the intensity of the agricultural-related uses to promote compatible conservation uses.

9. To encourage the restoration, management, and maintenance of conservation lands through conservation easements, credit bonuses may be allowed as determined by the comprehensive plan. This bonus amount shall be included in the maximum number of credits established for the entire RLSA and shall not increase the total amount of credits and development allowed in the entire RLSA.

10. To encourage the early establishment of stewardship easements, credits that are transferred to a credit bank or third party for future use may be increased by a bonus amount as determined by the comprehensive plan. This bonus amount shall be included in the maximum number of credits

established for the entire RLSA and shall not increase the total amount of credits and development allowed in the entire RLSA.

(10) Goals, Objectives, Policies and Map. The RLSA plan amendment shall contain a RLSA Plan consisting of goals, objectives, policies, and a map that set forth the innovative planning and development strategies to be applied in the RLSA. The goal statement(s) shall establish the long-term ends of the amendment to further the principles of rural sustainability. Each goal shall contain objectives and policies which address how the principles of rural sustainability and the standards specified in subsection (9) will be achieved in the RLSA. The goals, objectives, policies and map shall address the following:

(a) The conservation and protection of agricultural lands, and ecosystems, habitats, and natural resources in the RLSA.

(b) The control of urban sprawl within and surrounding the RLSA.

(c) The planning period for the RLSA and the maximum amount of development allowed in the RLSA.

(d) The criteria to be used in establishing the methodology for the stewardship credit system. The methodology and stewardship credit system based on the criteria in the RLSA Plan shall either be incorporated into the RLSA Plan or adopted by separate ordinance.

(e) The process for establishing Designated Receiving Areas and Designated Sending Areas. This shall include minimum standards for the application, review, and designation of sending and receiving areas. This shall also include locational criteria and the maximum cumulative size of Designated Receiving Areas within Eligible Receiving Areas.

(f) The plan of development shall include innovative planning and development strategies to be used in Designated Receiving Areas, including:

1. A compact, functional mix of land uses in rural villages, rural activity centers, and new towns;

2. Timing and phasing requirements necessary to achieve a functional mix; and

3. Land use standards to be applied in Designated Receiving Areas including the amount, type, density, intensity, composition, distribution, location, and design standards of future uses and which specify that the increased densities and intensities can only be enabled through the transfer of stewardship credits to parcels within the Designated Receiving Area.

(g) A process that encourages visioning and public participation in the design of any Designated Receiving Area.

(h) Adequate available workforce housing, including low, very-low, and moderate income housing, for the development anticipated in the RLSA, including housing for persons working in agriculture and other rural industries.

(i) Provision for businesses and industries which support and sustain the rural and agricultural economy.

(j) Compatibility standards and techniques, including greenbelts, buffers, setbacks, and density and intensity gradations, to ensure a clear separation between urban and rural uses and to provide adequate protection of designated Conservation and Agricultural areas.

(k) The protection, restoration and maintenance of designated Conservation Areas through stewardship easements and other means.

(l) The existing and planned rural road system and the rural design principles to be used in connecting the Designated Receiving Areas with each other and to areas outside of the RLSA.

(m) Standards for the establishment of service areas.

(n) Inclusion of existing rural developments such as cross-roads communities and partially built subdivisions as part of the overall plan to further rural sustainability, including appropriate consideration of those areas as most suitable for Designated Receiving Areas.

(o) Energy efficient land use patterns that minimize vehicle miles travelled and greenhouse gas emissions.

(p) The RLSA Plan shall include a RLSA Plan map as an overlay which at a minimum depicts the Eligible Receiving Areas; Conservation and Agricultural Areas; existing rural road corridors; and the general location of planned rural road corridors. The map must be consistent with and supported by data and analysis, and goals, objectives, and policies submitted or adopted in accordance with this section.

(11) Data and Analysis. The RLSA plan amendment, including the RLSA Plan, shall be based on and supported by data and analysis which address the following:

(a) How the RLSA Plan will further the principles of rural sustainability.

(b) The maximum amount of allowable development in the RLSA.

(c) The demonstration of need for the maximum amount of development pursuant to paragraph (9)(c).

(d) The stewardship credit system and how it will allow achievement of the RLSA Plan.

(e) The suitability for development of land in the RLSA, including Eligible Receiving Areas and potential sites for development in Agricultural Areas.

(f) Identification and evaluation of existing agricultural lands, and ecosystems, habitats, and natural resources. If the entire RLSA consists of these lands, the data and analysis should identify those lands having the least agricultural suitability and environmental value.

(g) How the proposed amount of allowable development, especially residential development, will affect agricultural lands, and ecosystems, habitats, and natural resources.

(h) The location and extent of greenbelts, buffers, or setbacks needed to ensure a separation of any urban and rural uses and to protect agricultural lands, and ecosystems, habitats, and natural resources.

(i) The control of urban sprawl within and surrounding the RLSA.

(j) The amount of workforce housing, including low, very-low, and moderate income housing, needed for the development allowed in the RLSA and for persons working in agriculture and other rural industries in the RLSA.

(k) The rural design standards and rural road corridor network that will be needed to serve the RLSA.

(l) Service areas for Designated Receiving Areas.

(m) The general terms of the conservation and stewardship easements and restrictive covenants that are proposed to be utilized for the Conservation and Agricultural Areas.

(n) Energy efficient land use patterns that minimize vehicle miles travelled and greenhouse gas emissions.

(12) Timing of Demonstration of Need, the Plan of Development, and Financial Feasibility. The local government shall utilize one of the following options in addressing the issues of need, plan of development, and financial feasibility in a RLSA plan amendment:

(a) Option One: Conventional Plan Amendment Option. The initial RLSA plan amendment must include the following:

1. A demonstration of need for the maximum amount of development allowed for the long-term planning period for the entire RLSA as determined in accordance with paragraphs (9)(c) and (11)(c). A demonstration of residential land use need is not required if the maximum amount of residential development for the RLSA does not exceed the cumulative amount of residential development allowed by the underlying land uses within the RLSA as established in the pre-existing comprehensive plan. If this limit is chosen, the analysis must demonstrate, using professionally accepted methods, that the amount of non-residential land uses is sufficient to meet the daily and work needs of the projected population and employment, which will vary based on location, proximity to other development, and the size of the planned development.

2. A financially feasible 5-Year schedule of capital improvements for any development that will occur in the first five years and a long term capital improvement plan for the entire RLSA.

3. The Designated Receiving Areas must develop according to all of the requirements established in the initial plan. A subsequent amendment pursuant to Section 163.3184, F.S. is not required except for one or more of the following circumstances:

a. The annual update to the 5-Year Capital Improvements Schedule which must address any capital improvements needed by RLSA development.

b. A change from the initial RLSA plan amendment.

c. The local government has adopted plan policies in the initial plan amendment that require subsequent plan amendments.

4. The RLSA plan amendment shall require that after the local government has designated a Designated Receiving Area by land development regulation, the Future Land Use Map shall be revised to delineate the Designated Receiving Area pursuant to a ministerial process. This singular action shall not require a compliance review pursuant to Section 163.3184, F.S.

(b) Option Two: The Vision Plan Option.

1. The initial RLSA plan amendment must include a descriptive vision plan for the entire RLSA which is consistent with the principles of rural sustainability. The vision plan shall establish the maximum amount of development required to achieve the vision, the general location and the maximum size of Eligible Receiving Areas, and the general location of Agricultural and Conservation Areas. The amendment must address all goal, objective, and policy requirements except paragraph (10)(f), the plan of development for Designated Receiving Areas. The amendment must address all data and analysis requirements except for paragraph (11)(c) regarding the demonstration of land use need. The initial amendment does not require a financially feasible 5-Year Schedule of Capital Improvements for the RLSA.

2. The initial RLSA plan amendment must provide that prior to the development of a Designated Receiving Area(s), the comprehensive plan must be amended to incorporate the Designated Receiving Area(s) and Designated Sending Area(s) on the Future Land Use Map. This subsequent amendment must include and be supported by:

a. The plan of development required by paragraph (10)(f) and maximum amount of development allowable in the Designated Receiving Area(s) for the long-term planning period.

b. A demonstration of need for the maximum amount of development allowed for the long-term planning period for the Designated Receiving Area(s) determined in accordance with paragraphs (9)(c) and (11)(c). A demonstration of residential land use need is not required if the maximum amount of residential development for the RLSA does not exceed the cumulative amount of residential development allowed by the underlying land uses within the RLSA as established in the pre-existing comprehensive plan. If this limit is chosen, the analysis must demonstrate, using professionally accepted methods, that the amount of non-residential land uses is sufficient to meet the daily and work needs of the projected population and employment, which will vary based on location, proximity to other development, and the size of the planned development.

c. A financially feasible schedule of capital improvements that addresses all capital facility planning needs for the Designated Receiving Area(s).

d. Compliance of the plan amendment shall be limited to the requirements in sub-subparagraphs a., b., and c. above and internal consistency with the initial RLSA plan amendment. Any changes to the initial RLSA Plan shall be subject to the complete compliance requirements.

Specific Authority 163.3177(9), (11)(h) FS. Law Implemented 163.3177(2), (3), (6)(a), (8), (10)(e), (11)(a), (11)(b), (11)(d)1., (11)(d)2., (11)(d)4., (11)(d)5., (11)(d)6. FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Robert Pennock, Strategic Planning Coordinator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)922-1735

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Thomas G. Pelham, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 7, 2008

DATE NOTICES OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 22, 2007, September 7, 2007, March 14, 2008

DEPARTMENT OF COMMUNITY AFFAIRS

Division of Community Planning

RULE NO.:

RULE TITLE:

9J-11.023

Procedure for the designation of a Rural Land Stewardship Area

PURPOSE AND EFFECT: The purpose and effect are to implement current statutory requirements for requests to authorize the designation of a Rural Land Stewardship Area and for amendments to local comprehensive plans that establish or amend a Rural Land Stewardship Area.

SUMMARY: The proposed amendments to Chapter 9J-11, F.A.C., pertaining to the submittal and review of local government comprehensive plans and amendments, modify the rules to comply with Section 163.3177(11), F.S., regarding rural land stewardship areas. The proposed amendments add procedures concerning the notification of intent to designate rural land stewardship areas and the Department's authorization to the local government to proceed with the plan amendment. Specifically, the proposed amendments add Rule 9J-11.023, F.A.C., which establishes the required procedures for the designation of a rural land stewardship area.

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: 163.3177(9), 163.3177(11)(h) FS.

LAW IMPLEMENTED: 163.3177(11)(d) FS.

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

DATE AND TIME: November 14, 2008, 9:00 a.m.

PLACE: : Kelley Training Room, Third Floor, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100

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: Robert Pennock, Strategic Planning Coordinator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)922-1735. 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: Robert Pennock, Strategic Planning Coordinator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)922-1735

THE FULL TEXT OF THE PROPOSED RULE IS:

9J-11.023 Procedure for the designation of a Rural Land Stewardship Area.

(1) Purpose and Intent. This section establishes the required procedure for the designation of a rural land stewardship area (RLSA) pursuant to Section 163.3177(11)(d), F.S.

(2) Pre-Notification Actions. Prior to giving official notification of intent to designate a RLSA to the Department, the county(ies) is(are) encouraged to conduct at least one noticed public workshop to discuss and evaluate the appropriateness of establishing a RLSA. The county(ies) is(are) encouraged to invite the Department of Community Affairs, Department of Agricultural and Consumer Services, Department of Environmental Protection, Department of Transportation, Florida Fish and Wildlife Conservation Commission, affected regional planning council(s), and affected water management district(s) (collectively referred to as the "RLSA Interagency Technical Advisory Team") to participate in the workshop. Potentially affected landowners and other interested parties should be given notice and invited to participate in the workshop. During this workshop, the county(ies), and state and regional agencies should, at a minimum, discuss the statutory process for designating a RLSA, the planning issues that are likely to arise, and the technical assistance that will be available from state and regional agencies if the county(ies) proceed(s) to designate a RLSA. The county(ies) is(are) encouraged to provide opportunities for broad public participation in the RLSA process, which may include a series of public meetings or workshops.

(3) Notification of Intent to Designate. The county(ies) must inform the Department in writing of its (their) intent to designate a RLSA prior to transmitting any plan amendments to designate a RLSA. The official notification of intent shall be based on locally specific facts and analysis and shall address and explain the extent to which the RLSA will:

(a) Enhance rural land values;

(b) Control urban sprawl;

(c) Provide necessary open space for agriculture and protection of the natural environment;

(d) Promote rural economic activity; and

(e) Maintain rural character and the economic viability of agriculture.

The notification should avoid conclusory statements, generalities, and repetition of statutory language unsupported by a discussion of relevant local facts.

(4) Review of Notification of Intent to Designate.

(a) The Department will provide members of the RLSA Interagency Technical Advisory Team with a copy of the notice of intent to designate within five days after receipt of the notice. Simultaneously, the Department will inform the RLSA Interagency Technical Advisory Team members of its intent to schedule a site visit to the RLSA.

(b) Within ten days after receipt of a notice of intent, the Department will contact the county(ies) and arrange a site visit of the proposed RLSA and surrounding lands. The Department will coordinate the scheduling of the site visit with the members of the RLSA Interagency Technical Advisory Team and request their participation in the site visit.

(c) Members of the RLSA Interagency Technical Advisory Team shall be asked to provide to the Department oral and/or written comments on the proposed RLSA within 30 days of the site visit. The Department may also request meetings with the members of the RLSA Interagency Technical Advisory Team to discuss and evaluate the notice and site visit. The Department may also request a conference with the county's(ies') staff(s) to discuss issues and questions that have arisen as a result of the site visit, comments from members of the Interagency Technical Advisory Team and other stakeholders, and the Department's evaluation of the RLSA proposal.

(d) Not later than 60 days following the site visit to the proposed RLSA, the Department shall issue a written notification to the county(ies).

(e) The Department's notification shall authorize the county(ies) to proceed with a plan amendment to designate the RLSA or inform the county(ies) of the Department's decision not to authorize. If the Department decides to authorize the county(ies) to proceed with a plan amendment to designate a RLSA, the notification will set forth any conditions or understandings pertaining to the authorization, and may include recommendations to the county(ies) regarding the RLSA. The notification will not guarantee that a

comprehensive plan amendment(s) to designate a RLSA will be found in compliance by the Department. It will only constitute the Department's authorization to designate a RLSA if the necessary comprehensive plan amendment(s) are adopted and found in compliance pursuant to Section 163.3184, F.S. If the Department decides not to authorize the county(ies) to proceed with a plan amendment to designate a RLSA, the agency's notification will explain the reasons for the decision.

(5) Amendment to the Comprehensive Plan: If authorized to proceed, the county(ies) may prepare and process a plan amendment(s) that will be reviewed by the Department pursuant to Section 163.3184, F.S. The county(ies) may, in preparing the plan amendment(s), establish a local visioning process to facilitate the development of a RLSA plan amendment. The Department encourages the county(ies) to seek and utilize technical assistance from the members of the RLSA Interagency Technical Advisory Team in preparing a RLSA plan amendment.

Specific Authority 163.3177(9), 163.3177(11)(h) F.S. Law Implemented 163.3177(11)(d) FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Robert Pennock, Strategic Planning Coordinator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)922-1735

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Thomas G. Pelham, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 7, 2008

DATE NOTICES OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 22, 2007, September 7, 2007

DEPARTMENT OF TRANSPORTATION

RULE NO.: 14-15.0081
RULE TITLE: Toll Facilities Description and Toll Rate Schedule

PURPOSE AND EFFECT: The current Alligator Alley Toll Rates are proposed to be increased. The Toll Rate charged to vehicles traveling on Alligator Alley distinguishes between (i) Electronic Transactions (SunPass) and Cash Transactions, and (ii) the number of axles of each vehicle. The Toll Rate is equal to the number of axles of each vehicle traveling on Alligator Alley minus one, multiplied by the Rounded Base Rate.

The Rounded Base Rate for Electronic Transactions (SunPass) is the Base Toll Rate rounded down to the nearest penny. The Rounded Base Rate for Cash Transactions is the Base Toll Rate rounded to the nearest quarter; provided that in the event that the Base Toll Rate is equally between two quarters (rounding is determined at the fourth decimal point position) then it shall be rounded up.

The Base Toll Rate is being increased to \$3.00 for Electronic Transactions (SunPass) and \$3.75 for Cash Transactions, which increases the Toll Rate for all vehicles. The Base Toll

Rate is the unrounded Electronic Transactions (SunPass) or the unrounded Cash Toll Rate for a two axle vehicle for the immediately preceding year.

Beginning January 1, 2011 and as of each January 1 thereafter, the Base Toll Rate will be the Base Toll Rate for the immediately preceding calendar year multiplied by 1.03 or the ratio of the Consumer Price Index (CPI - All Items), United States Department of Labor for the immediately preceding CPI year ended June 30th to the CPI for the second most recent CPI year ended June 30th, whichever is greater.

Section 338.155(1), Florida Statutes, does not permit the use of the State's toll facilities without paying a toll.

SUMMARY: The current Roll Rates are proposed to be increased and increased in the future based upon the Consumer Price Index or 3 percent, whichever is greater.

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: 334.044(2), 338.155(1) FS.

LAW IMPLEMENTED: 338.155, 338.165, 338.222, 338.231, 338.26 FS.

HEARINGS WILL BE HELD AT THE DATES, TIMES AND PLACES SHOWN BELOW:

DATE AND TIMES: Wednesday, November 12, 2008, Open House from 6:00 p.m. - 7:00 p.m.; Public Hearing begins at 7:00 p.m.

PLACE: Golden Gate Community Center, 4701 Golden Gate Parkway, Naples, Florida 34116

DATE AND TIMES: Thursday, November 13, 2008, Open House from 6:00 p.m. - 7:00 p.m.; Public Hearing begins at 7:00 p.m.

PLACE: Florida Atlantic University Davie Campus, 2912 College Avenue, Liberal Arts Building - Auditorium, LA 120, Davie, Florida 33314

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: James C. Myers, Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0485

THE FULL TEXT OF THE PROPOSED RULE IS:

14-15.0081 Toll Facilities Description and Toll Rate Schedule.

The Toll Facilities Description and Toll Rate Schedule, adopted November 15, 1987, and amended on February 8, 1988, August 1, 1988, February 2, 1989, May 10, 1989, July 1, 1991, August 1, 1991, November 6, 1991, July 11, 1993, November 28, 1993, September 18, 1994, June 6, 1995, July 9,

1995, January 1, 1996, March 31, 1996, April 28, 1996, June 2, 1996, July 28, 1996, September 23, 1997, November 24, 1997, February 12, 1998, June 30, 1998, July 29, 1998, January 6, 1999, February 9, 1999, April 29, 1999, June 21, 1999, September 4, 2001, March 26, 2002, April 10, 2003, October 1, 2003, December 11, 2003, March 7, 2004, May 20, 2004, November 1, 2005, February 5, 2006, July 27, 2006, October 26, 2006, January 15, 2007, and _____, is hereby incorporated by this rule and made a part of the rules of the department. Copies of this Department of Transportation Toll Facilities Description and Toll Rate Schedule and any amendments thereto are available at no more than cost.

Specific Authority 334.044(2), 338.155(1) FS. Law Implemented 338.155, 338.165, 338.222, 338.231, 338.26 FS. History—New 11-15-87, Amended 2-8-88, 8-1-88, 2-2-89, 5-10-89, 7-1-91, 8-1-91, 11-6-91, 7-11-93, 11-28-93, 9-18-94, 6-6-95, 7-9-95, 1-1-96, 3-31-96, 4-28-96, 6-2-96, 7-28-96, 9-23-97, 11-24-97, 2-12-98, 6-30-98, 7-29-98, 1-6-99, 2-9-99, 4-29-99, 6-21-99, 9-4-01, 3-26-02, 4-10-03, 10-1-03, 12-11-03, 3-7-04, 5-20-04, 11-1-05, 2-5-06, 7-27-06, 10-26-06, 1-15-07, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Greg L. Schiess, P.E., Manager, Strategic Initiatives, Chief Engineer’s Office

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Stephanie C. Kopelousos, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 7, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 30, 2008

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

RULE NO.: 33-601.603
 RULE TITLE: Furloughs

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to remove protected information from Form DC6-152, Type A/B Furlough Sponsor Agreement, and amend the rule and form for clarity.

SUMMARY: The proposed amendment to Rule 33-601.603, F.A.C., removes the Bureau Chief of Community Residential Programs from the list of approving authorities and amends the rule for clarity. Form DC6-152 is amended for clarity and to remove the requirement that a furlough sponsor provide their entire social security number.

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: 945.091 FS.

LAW IMPLEMENTED: 945.091 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: Jamie Jordan-Nunes, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.603 Furloughs.

(1) No change.

(2) Definitions.

(a) through (b) No change.

(c) Approving Authority – For purposes of this rule, the term “approving authority” refers to the Secretary of the Department of Corrections or his designee who shall be the warden of a major institution or the select exempt service status employee who has oversight responsibility of a community correctional center, ~~or the Bureau Chief of Community Residential Programs.~~

(d) through (g) No change.

(3) through (4) No change.

(5) Furlough Sponsors.

(a) through (c) No change.

(d) Approval to serve as furlough sponsor is subject to termination at any time for the reasons stated below:

1. through 2. No change.

3. Violation of any rule set forth ~~in~~ ~~on~~ Form DC6-152, Type A/B Furlough Sponsor Agreement, if the person is serving as sponsor for a type B furlough, Form DC6-152 is incorporated by reference in subsection (11) of this rule;

4. through 6. No change.

(6) Type A Furloughs.

(a) No change.

(b) Other conditions which apply to type A furloughs are:

1. No change.

2. Inmates must complete Form DC6-178, a Type “A” Furlough Request Agreement, ~~Form~~; DC6-178 is incorporated by reference in subsection (11) of this rule;

3. The sponsor must complete and agree to abide by all conditions of Form DC6-152. ~~A Type A/B Furlough Sponsor Agreement, DC6-152, must be completed and sponsor must agree to abide by all conditions of DC6-152;~~

4. No change.

5. An inmate shall abide by all conditions ~~in~~ in Form DC6-152, the Type A Furlough Agreement, ~~Form DC6-152~~;

6. through 8. No change.

(c) No change.

(7) through (8) No change.

(9) Type B Furloughs.

(a) through (d) No change.

(e) Inmates who demonstrate satisfactory facility adjustment and program participation, meet all eligibility criteria, and have either served 5 calendar years or have completed one third of the sentence to be served, which ever is less, shall be eligible for consideration for a furlough for family visitation purposes. "Sentence to be served" is interpreted as being from the imposed date of sentence to the earliest release date. The following special conditions apply to family visitation furloughs:

1. No change.

2. Inmates will be required to call the facility when they arrive at their furlough destination and when they are departing from their furlough destination to return to the facility. In addition, at least one telephone contact with the inmate by facility staff shall be made to the location of the furlough to verify the inmate's presence. The contact shall be documented on Form DC6-180, Sign-Out Sheet for Community Activity or Furlough, ~~the community correctional center's sign-out sheet for community activities or furloughs,~~ Form DC6-180, Sign-Out Sheet for Community Activity or Furlough. Form DC6-180 is incorporated by reference in subsection (11) of this rule;

3. No change.

(f) No change.

(g) An inmate granted type B furlough privileges must:

1. Agree to the conditions as outlined in Form DC6-179, Type B Furlough Request, Form DC6-179 is incorporated by reference in subsection (11) of this rule;

2. No change.

3. Adhere to the following procedures:

a. No change.

b. All inmates to whom a type B furlough privilege has been granted must be signed out of and into the facility by an officer prior to departure from and upon their return from the furlough activity utilizing Form DC6-180, Sign Out Sheet for Community Activity or Furlough. ~~The form used for this purpose is DC6-180, Sign Out Sheet for Community Activity or Furlough.~~

c. No change.

(h) through (i) No change.

(10) No change.

(11) Forms. The following forms are hereby incorporated by reference.

(a) through (b) No change.

(c) DC6-152, Type A/B Furlough Sponsor Agreement, effective 4-13-98.

(d) 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 10-9-07, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: George Sapp, Assistant Secretary of Institutions

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Walter A. McNeil, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 10, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 19, 2008

SPACE FLORIDA

RULE NOS.:	RULE TITLES:
57-1.001	General
57-1.0015	The Authority
57-1.003	The Authority Head
57-1.005	General Description of Authority Organization
57-1.007	General Information Concerning Authority
57-1.009	Statutory Chapters and Rules
57-1.025	Public Information and Inspection of Records
57-1.035	Authority Clerk
57-1.040	Public Access to Authority

PURPOSE AND EFFECT: To repeal existing rules.

SUMMARY: To repeal existing rules.

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: 331.310(1)(j), (2)(a), (d), 331.3101(1) FS.

LAW IMPLEMENTED: 331.310(1)(j), (2)(a), (d), 331.3101(1) 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 7 days before the workshop/meeting by contacting: Deborah Spicer (321)730-5301, x-243. 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: Deborah Spicer (321)730-5301, X-243

THE FULL TEXT OF THE PROPOSED RULES IS:

57-1.001 General.

Specific Authority 331.305(19), 331.310(1), (11), (12), 331.3101(1)(a), (b) FS. Law Implemented 331.305(19), 331.310(1), (6), (12), 331.3101(1)(a), (b) FS. History–New 9-2-92, Repealed

57-1.0015 The Authority.

Specific Authority 331.305(19), 331.310(1), (11), (12), 331.3101(1)(a), (b) FS. Law Implemented 331.305(19), 331.310(1), (6), (12), 331.3101(1)(a), (b) FS. History–New 9-2-92, Repealed

57-1.003 The Authority Head.

Specific Authority 331.305(19), 331.310(1), (11), (12), 331.3101(1)(a), (b) FS. Law Implemented 331.305(19), 331.310(1), (6), (12), 331.3101(1)(a), (b) FS. History–New 9-2-92, Repealed

57-1.005 General Description of Authority Organization.

Specific Authority 331.305(19), 331.310(1), (11), (12), 331.3101(1)(a), (b) FS. Law Implemented 331.305(19), 331.310(1), (6), (12), 331.3101(1)(a), (b) FS. History–New 9-2-92, Repealed

57-1.007 General Information Concerning Authority.

Specific Authority 331.305(19), 331.310(1), (11), (12) FS. Law Implemented 331.305(19), 331.310(1), (6), (12), 331.308 FS. History–New 9-2-92, Repealed

57-1.009 Statutory Chapters and Rules.

Specific Authority 331.305(19), 331.310(1), (11), (12) FS. Law Implemented 331.305(19), 331.310(1), (12) FS. History–New 9-2-92, Repealed

57-1.025 Public Information and Inspection of Records.

Specific Authority 331.305(19), 331.310(1), (11), (12) FS. Law Implemented 331.305(19), 331.310(1), (12) FS. History–New 9-2-92, Repealed

57-1.035 Authority Clerk.

Specific Authority 331.305(19), 331.310(1), (11), (12) FS. Law Implemented 331.305(19), 331.310(1), (6), (12) FS. History–New 9-2-92, Repealed

57-1.040 Public Access to Authority.

Specific Authority 331.305(19), 331.310(1), (11), (12) FS. Law Implemented 331.305(19), 331.310(1), (12) FS. History–New 9-2-92, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE: Desiree Mayfield (321)730-5301, x-237

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Steven Kohler

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 25, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 29, 2008; originally published under 57-1.010, 57-1.020, 57-1.030, 57-1.050, 57-1.060

SPACE FLORIDA

RULE NOS.:

57-2.001

57-2.002

57-2.003

57-2.004

57-2.005

RULE TITLES:

Trade Secret Information Policy – Part I

Public Notices, Access, and Meetings – Part II

General

Public Notice of Meetings

Documents and Records

PURPOSE AND EFFECT: To repeal existing rules.

SUMMARY: To repeal existing rules.

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: 331.305(19), 331.310(1), (11), (12) FS.

LAW IMPLEMENTED: 331.305(19), 331.310(1), (12) 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 7 days before the workshop/meeting by contacting: Deb Spicer, (321)730-5301, x-243. 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: Deb Spicer, (321)730-5301, x-243

THE FULL TEXT OF THE PROPOSED RULES IS:

57-2.001 Trade Secret Information Policy – Part I.

Specific Authority 331.305(19), 331.310(1), (11), (12) FS. Law Implemented 331.305(19), 331.310(1), (12) FS. History–New 9-2-92, Repealed

57-2.002 Public Notices, Access, and Meetings – Part II.

Specific Authority 331.305(19), 331.310(1), (11), (12) FS. Law Implemented 331.305(19), 331.310(1), (12) FS. History–New 9-2-92, Repealed.

57-2.003 General.

Specific Authority 331.305(19), 331.310(1), (11), (12) FS. Law Implemented 331.305(19), 331.310(1), (12) FS. History–New 9-2-92, Repealed.

57-2.004 Public Notice of Meetings.

Specific Authority 331.305(19), 331.310(1), (11), (12) FS. Law Implemented 331.305(19), 331.310(1), (12) FS. History–New 9-2-92, Repealed.

57-2.005 Documents and Records.

Specific Authority 331.305(19), 331.310(1), (11), (12) FS. Law Implemented 331.305(19), 331.310(1), (12) FS. History–New 9-2-92, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Desiree Mayfield, (321)730-5301, x-237
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Steven Kohler
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 25, 2008
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 29, 2008

SPACE FLORIDA

RULE NOS.:	RULE TITLES:
57-3.001	Scope
57-3.002	Definitions
57-3.003	General

PURPOSE AND EFFECT: To repeal existing rules.

SUMMARY: To repeal existing rules.
 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: 331.350(3) FS.
 LAW IMPLEMENTED: 331.350(3) 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 7 days before the workshop/meeting by contacting: Deb Spicer, (321)730-5301, x-243. 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: Deb Spicer, (321)730-5301, x-243

THE FULL TEXT OF THE PROPOSED RULES IS:

57-3.001 Scope.

Specific Authority 331.350(3) FS. Law Implemented 331.350(3) FS. History–New 2-7-01, Repealed.

57-3.002 Definitions.

Specific Authority 331.303 FS. Law Implemented 331.303 FS. History–New 2-7-01, Repealed.

57-3.003 General.

Specific Authority 331.303 FS. Law Implemented 331.303 FS. History–New 2-7-01, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Desiree Mayfield, (321)730-5301, x-237
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Steven Kohler
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 25, 2008
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 29, 2008

SPACE FLORIDA

RULE NOS.:	RULE TITLES:
57-4.001	Authority
57-4.002	Definitions
57-4.003	General
57-4.004	Responsibilities
57-4.005	Documents and Records

PURPOSE AND EFFECT: To repeal existing rules.
 SUMMARY: To repeal existing rules.
 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: 331.305(17), 331.350(3) FS.
 LAW IMPLEMENTED: 331.305(17), 331.350(3) 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 7 days before the workshop/meeting by contacting: Deb Spicer, (321)730-5301, x-243. 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: Deb Spicer, (321)730-5301, x-243

THE FULL TEXT OF THE PROPOSED RULES IS:

57-4.001 Authority.

Specific Authority 331.305(17), 331.350(3) FS. Law Implemented 331.305(17), 331.350(3) FS. History--New 2-8-01, Repealed.

57-4.002 Definitions.

Specific Authority 331.303 FS. Law Implemented 331.303 FS. History--New 2-8-01, Repealed.

57-4.003 General.

Specific Authority 331.305(17) FS. Law Implemented 331.305(17) FS. History--New 2-8-01, Repealed.

57-4.004 Responsibilities.

Specific Authority 331.314, 331.319, 331.350(3) FS. Law Implemented 331.314, 331.319, 331.350(3) FS. History--New 2-8-01, Repealed.

57-4.005 Documents and Records.

Specific Authority 331.314, 331.319, 331.350(3) FS. Law Implemented 331.314, 331.319, 331.350(3) FS. History--New 2-8-01, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Desiree Mayfield, (321)730-5301, x-237

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Steven Kohler

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 25, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 29, 2008

SPACE FLORIDA

RULE NOS.:	RULE TITLES:
57-5.001	Scope
57-5.002	Definitions
57-5.003	General Requirements
57-5.004	Storage; General
57-5.005	Conflicts

PURPOSE AND EFFECT: To repeal existing rules.

SUMMARY: To repeal existing rules.

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: 331.350(3) FS.

LAW IMPLEMENTED: 331.350(3) 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 7 days before the workshop/meeting by contacting: Deb Spicer, (321)730-5301, x-243. 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: Deb Spicer, (321)730-5301, x-243

THE FULL TEXT OF THE PROPOSED RULES IS:

57-5.001 Scope.

Specific Authority 331.350(3) FS. Law Implemented 331.350(3) FS. History--New 2-8-01, Repealed.

57-5.002 Definitions.

Specific Authority 331.303, 331.314 FS. Law Implemented 331.303, 331.314 FS. History--New 2-8-01, Repealed.

57-5.003 General Requirements.

Specific Authority 331.314, 331.350(3), 331.353 FS. Law Implemented 331.314, 331.350(3), 331.353 FS. History--New 2-8-01, Repealed.

57-5.004 Storage; General.

Specific Authority 331.314, 331.350(3), 331.353 FS. Law Implemented 331.314, 331.350(3), 331.353 FS. History--New 2-8-01, Repealed.

57-5.005 Conflicts.

Specific Authority 331.314, 331.350(3), 331.353 FS. Law Implemented 331.314, 331.350(3), 331.353 FS. History--New 2-8-01, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Desiree Mayfield, (321)730-5301, x-237

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Steven Kohler

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 25, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 29, 2008

SPACE FLORIDA

RULE NOS.:	RULE TITLES:
57-6.001	Scope
57-6.002	Definitions
57-6.003	General Requirements
57-6.004	Safety Plans

PURPOSE AND EFFECT: To repeal existing rules.

SUMMARY: To repeal existing rules.

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: 331.350(3) FS.

LAW IMPLEMENTED: 331.350(3) 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 7 days before the workshop/meeting by contacting: Deb Spicer, (321)730-5301, x-243. 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: Deb Spicer, (321)730-5301, x-243

THE FULL TEXT OF THE PROPOSED RULES IS:

57-6.001 Scope.

Specific Authority 331.350(3) FS. Law Implemented 331.350(3) FS. History--New 2-8-01, Repealed.....

57-6.002 Definitions.

Specific Authority 331.303 FS. Law Implemented 331.303 FS. History--New 2-8-01, Repealed.....

57-6.003 General Requirements.

Specific Authority 331.350(3) FS. Law Implemented 331.350(3) FS. History--New 2-8-01, Repealed.....

57-6.004 Safety Plans.

Specific Authority 331.350(3) FS. Law Implemented 331.350(3) FS. History--New 2-8-01, Repealed.....

NAME OF PERSON ORIGINATING PROPOSED RULE: Desiree Mayfield, (321)730-5301, x-237

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Steven Kohler

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 25, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 29, 2008

SPACE FLORIDA

RULE NOS.:	RULE TITLES:
57-7.001	Scope
57-7.002	Definitions
57-7.003	General Requirements
57-7.004	Hazardous Material Selection
57-7.005	Hazardous Material Test Requirements
57-7.006	Hazardous Materials System Hardware Requirements

PURPOSE AND EFFECT: To repeal existing rules.

SUMMARY: To repeal existing rules.

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: 331.314 FS.

LAW IMPLEMENTED: 331.314 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 7 days before the workshop/meeting by contacting: Deb Spicer, (321)730-5301, x-243. 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: Deb Spicer, (321)730-5301, x-243

THE FULL TEXT OF THE PROPOSED RULES IS:

57-7.001 Scope.

Specific Authority 331.314 FS. Law Implemented 331.314 FS. History--New 2-8-01, Repealed.....

57-7.002 Definitions.

Specific Authority 331.303 FS. Law Implemented 331.303 FS. History--New 2-8-01, Repealed.....

57-7.003 General Requirements.

Specific Authority 331.314 FS. Law Implemented 331.314 FS. History--New 2-8-01, Repealed.....

57-7.004 Hazardous Material Selection.

Specific Authority 331.314 FS. Law Implemented 331.314 FS. History--New 2-8-01, Repealed.

57-7.005 Hazardous Material Test Requirements.

Specific Authority 331.314 FS. Law Implemented 331.314 FS. History--New 2-8-01, Repealed.

57-7.006 Hazardous Materials System Hardware Requirements.

Specific Authority 331.314 FS. Law Implemented 331.314 FS. History--New 2-8-01, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Desiree Mayfield, (321)730-5301, x-237
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Steven Kohler
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 25, 2008
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 29, 2008

SPACE FLORIDA

RULE NOS.:	RULE TITLES:
57-20.001	General
57-20.002	Space Florida Description
57-20.003	Officers of Space Florida
57-20.004	Public Meetings
57-20.005	Public Information
57-20.006	Board of Directors

PURPOSE AND EFFECT: To promulgate new rules relating to Space Florida's organization.

SUMMARY: To promulgate new rules relating to Space Florida's organization.

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: 331.310(1)(j) FS.

LAW IMPLEMENTED: 331.310(2)(a), 331.310(2)(f) 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 7 days before the workshop/meeting by contacting: Deb Spicer, (321)730-5301, x-243. 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: Deb Spicer, (321)730-5301, x-243

THE FULL TEXT OF THE PROPOSED RULES IS:

57-20.001 General.

To the extent required by law, these rules were established in accordance with Chapter 120, Florida Statutes. Any requests for information about Space Florida should be submitted in writing to the Vice President, Communications, Government and External Affairs, or their designee, at the headquarters office located at MS: SPFL Bldg, M6-306, Room 9030, State Road 405, Kennedy Space Center, FL 32899. As new procedures or revisions to existing ones are called for, they will be approved by the Board of Directors and through state rule approval processes and procedures.

Specific Authority 331.310(1)(j), (2)(a), (d), 331.310(1) FS. Law Implemented 331.310(1)(j), (2)(a), (d), 331.310(1) FS. History--New

57-20.002 Space Florida Description.

Space Florida was created as an independent special district, a body politic and corporate and subdivision of state government in 2006 by the Governor and Legislature. The Space Florida Act, Chapter 331, Part II, Florida Statutes, outlines the purpose, powers, and duties of Space Florida.

(1) Under Sections 331.310(1)(j) and (2)(a) and (d), Florida Statutes, the Board of Directors of Space Florida is required to adopt rules to carry out Space Florida's mission. This document provides such rules and is intended as a reference guide and basis for implementation of Space Florida's administrative procedures.

(2) The President is responsible for ensuring that these rules are followed, establishing systems required to implement the rules, and providing procedural direction in cases where the rules are determined to be unspecified.

(3) It is estimated that enforcement of these rules will cause no significant economic impact to the State of Florida. Space Florida's policy of fiscal responsibility and accountability is in keeping with the policies and needs of the Governor, Legislature, and citizens of the State of Florida. These rules are intended to enable Space Florida to operate at maximum efficiency while meeting the requirements of applicable Florida Statutes. Where possible, the rules were crafted to enable operational and administrative cost savings.

(4) Chapter 331, Part II, Florida Statutes, outlines the purpose, powers, and duties of Space Florida.

Specific Authority 331.310(1)(j), (2)(a), (d), 331.310(1) FS. Law Implemented 331.310(1)(j), (2)(a), (d), 331.310(1) FS. History--New

57-20.003 Officers of Space Florida.

(1) The President is the Chief Administrative and Operational Officer for the Board of Directors of Space Florida, and shall direct and supervise the administrative affairs of the Board of Directors and Space Florida. The Board of Directors may delegate to the President those powers and responsibilities it deems appropriate, except for the appointment of a President.

(2) The Treasurer of Space Florida shall have charge of the funds of Space Florida with the advice and consent of the Board of Directors, as provided in Section 331.309, Florida Statutes. The Board may give the Treasurer such other or additional powers and duties as the Board may deem appropriate, as provided in Section 331.309, Florida Statutes.

(3) Any other officers of Space Florida shall have such powers and duties as may be prescribed by the Board of Directors.

(4) The Board shall establish the compensation of the President, Treasurer, and any other officer of Space Florida as provided in Sections 331.309 and 331.310, Florida Statutes.

Specific Authority 331.310(1)(j), (2)(a), (d) FS. Law Implemented 331.309, 331.310 FS. History–New _____.

57-20.004 Public Meetings.

(1) In accordance with the provisions of Section 286.011 and Section 189.417, Florida Statutes, all meetings of any board or commission of Space Florida, unless exempted by the statute, at which official acts are to be taken, are public meetings which shall be open to the public at all times.

(2) Space Florida will provide sufficient prior public notice of the meetings as required by statute.

Specific Authority 331.310(1)(j), (2)(a), (d) FS. Law Implemented 331.310(1)(j), (2)(a), (d) FS. History–New _____.

57-20.005 Public Information.

The Vice President, Communications, Government and External Affairs, or their designee, is designated as the contact for the purpose of obtaining information as to the location and method of acquiring or reviewing any form, publication, or documents which Space Florida makes available to the public. All public information requests shall be submitted in writing to the Vice President, Communications, Government and External Affairs, or their designee, who will serve as the clerk and will normally be found at the headquarters office of Space Florida during regular business hours (8:30 a.m. to 5:00 p.m.). Subject to the exceptions and exemptions set forth in Sections 331.326, 288.075, F.S., and other applicable Florida Statutes, Space Florida shall make and retain records and comply with the applicable sections in Chapter 119, Florida Statutes.

(1) All material which has been classified confidential, proprietary or trade secret shall be exempt from Chapter 119, Florida Statutes, and will be accorded stringent internal procedural safeguards against public disclosure.

(2) Space Florida, under provisions of the Space Florida Act, Section 331.326, as well as other applicable Florida Statutes, is extended exemptions to Chapter 119, Florida Statutes.

(a) Given Space Florida's extensive close interaction with aerospace-related businesses operating both within and outside of Space Florida territories, and given Space Florida's regulatory capacity on its territories, the transfer of confidential, proprietary or trade secret information in implicit confidence to Space Florida is a common occurrence. Space Florida, in compliance with its statutory duties, will keep such information from the public record.

(b) Space Florida also interacts on a frequent basis with the Air Force, other Federal agencies, and international government agencies, often discussing their sensitive or confidential information. In consideration of the proprietary status given such information by those organizations, Space Florida will classify it as confidential, proprietary or trade secret on a case by case basis as provided for in Sections 812.081, 331.326, 288.075 or other applicable Florida Statutes.

(c) To maintain the proprietary status of any sensitive information, Space Florida's managerial staff is authorized to officially classify any information as confidential, proprietary or trade secret on a case by case basis in accordance with statutory provisions, including but not limited to Sections 812.081, 288.075, 331.326, Florida Statutes.

(3) Unless exempted by statute Space Florida's documents and records, including correspondence, reports, planning documents, reference documents, maps, and computer files, shall be open and kept for public access.

(4) Space Florida's preparation and provision of responses to public information requests shall be subject to the charges that are permitted under Chapter 119, Florida Statutes.

Specific Authority 331.310(1)(j), (2)(a), (d) FS. Law Implemented 331.310(1)(j), (2)(a), (d), 331.326 FS. History–New _____.

57-20.006 Board of Directors.

The Space Florida Board of Directors shall, from time to time, create committees of the Board consisting of members of the Board and external experts and professionals to advise the Board on matters relating to Space Florida's mission and operation. The recommendations of such committees shall be submitted to the Space Florida Board of Directors for consideration.

Specific Authority 331.310(1)(j), (2)(a), (d) FS. Law Implemented 331.310(1)(j), (2)(a), (d) FS. History–New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Desiree Mayfield, (321)730-5301, x-237

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Steven Kohler

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 25, 2008
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 29, 2008

SPACE FLORIDA

RULE NO.: 57-30.001
RULE TITLE: Responsibilities
PURPOSE AND EFFECT: To promulgate new rules regarding the responsibilities and authority of Space Florida's Safety Officer.
SUMMARY: To promulgate new rules regarding the responsibilities and authority of Space Florida's Safety Officer.
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: 331.310(1)(j), (2)(a), (d), 331.305(18), 331.350(3) FS.
LAW IMPLEMENTED: 331.305(18), 331.350(3) 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 7 days before the workshop/meeting by contacting: Deb Spicer (321)730-5301, x-243. 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: Deb Spicer (321)730-5301, x-243

THE FULL TEXT OF THE PROPOSED RULE IS:

57-30.001 Responsibilities.

Space Florida's Safety Officer is responsible for the maintenance and implementation of a comprehensive safety and loss prevention plan as specified by Florida Statutes.

Specific Authority 331.310(1)(j), (2)(a), (d), 331.305(18), 331.350(3) FS. Law Implemented 331.310(1)(j), (2)(a), (d), 331.305(18), 331.350(3) FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Desiree Mayfield, (321)730-5301, x-237
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Steven Kohler

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 25, 2008
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 29, 2008

SPACE FLORIDA

RULE NOS.: 57-40.001
RULE TITLES: Scope
 57-40.002 General Requirements
 57-40.003 Hazardous Material Selection
 57-40.004 Hazardous Material Test Requirements
 57-40.005 Hazardous Materials Storage and Handling
PURPOSE AND EFFECT: To promulgate new rules regarding hazardous materials at Space Florida.
SUMMARY: To promulgate new rules regarding hazardous materials at Space 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: 331.310(1)(j), (2)(a), (d), 331.305(18), 331.350(3) FS.
LAW IMPLEMENTED: 331.310(1)(j), (2)(a), (d), 331.305(18), 331.350(3) 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 7 days before the workshop/meeting by contacting: Deb Spicer, (321)730-5301, x-243. 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: Deb Spicer, (321)730-5301, x-243

THE FULL TEXT OF THE PROPOSED RULES IS:

57-40.001 Scope.

These rules apply to all persons, companies and organizations conducting or performing space launch, pre-launch or satellite processing, and rocket motor or aerospace related hazardous materials use, storage, and transportation activities commercially within the jurisdiction of Space Florida with the following exceptions:

(1) These rules shall not apply to the transportation of aerospace related explosives when under the jurisdiction of and in compliance with the regulations of the United States Department of Transportation, 49 C.F.R., Parts 177-379, incorporated by reference herein.

(2) These rules shall not apply to the regular Armed Forces of the United States, or to any duly organized military force of any state or territory thereof.

(3) These rules shall not apply to the transportation and use, in the normal and emergency operations, of federal agencies such as the Federal Bureau of Investigation or the Secret Service.

Specific Authority 331.310(1)(j), (2)(a), (d), 331.305(18), 331.350(3) FS. Law Implemented 331.310(1)(j), (2)(a), (d), 331.305(18), 331.350(3) FS. History—New _____.

57-40.002 General Requirements.

(1) No person shall store, handle or transport aerospace related hazardous materials when such storage, handling, and transportation constitutes a hazard to life or property.

(2) Quantities of hazardous materials handled at any location within the state and within the jurisdiction of Space Florida shall be restricted by the Safety Officer of Space Florida.

Specific Authority 331.310(1)(j), (2)(a), (d), 331.305(18), 331.350(3) FS. Law Implemented 331.310(1)(j), (2)(a), (d), 331.305(18), 331.350(3) FS. History—New _____.

57-40.003 Hazardous Material Selection.

The selection of hazardous materials shall be based on flammability and combustibility, toxicity and compatibility.

(1) The least flammable liquid or material shall be used where feasible.

(2) The least toxic liquid or material shall be used where feasible.

(3) Materials that do not give off a toxic gas if ignited shall be used where feasible.

(4) Hazardous materials, including leakage, shall not come into contact with a non-compatible material that can cause a hazard during ground operations. The Safety Officer will provide oversight of the usage and disposal of hazardous materials, but day-to-day operations will be the responsibility of the Operator. An “Operator” for purposes of Chapter 57, F.S., shall mean any tenant, contractor, subcontractor or employee utilizing Space Florida facilities. The Safety Officer shall give an Operator thirty (30) days to correct any hazards, unless it is determined to be an immediate hazard, in which case the Operator must act immediately to mitigate the hazard.

(5) Hazardous materials shall not retain a charge that presents an ignition source to ordnance or propellants or a hazard to personnel during ground operations. The Safety

Officer will provide oversight of the usage and disposal of hazardous materials, but day-to-day operations will be the responsibility of the Operator.

Specific Authority 331.310(1)(j), (2)(a), (d), 331.305(18), 331.350(3) FS. Law Implemented 331.310(1)(j), (2)(a), (d), 331.305(18), 331.350(3) FS. History—New _____.

57-40.004 Hazardous Material Test Requirements.

(1) If the physical properties of the material or liquid are unknown, standard testing conducted by a laboratory certified by the National Institute of Standards and Technology shall be performed to determine the hazard. If the material or liquid is found to be hazardous, it shall be handled and controlled as a hazardous material.

(2) Safety documentation shall include a listing of all hazardous materials and liquids on space flight hardware and ground processing equipment or is used during ground operations.

Specific Authority 331.310(1)(j), (2)(a), (d), 331.305(18), 331.350(3) FS. Law Implemented 331.310(1)(j), (2)(a), (d), 331.305(18), 331.350(3) FS. History—New _____.

57-40.005 Hazardous Materials Storage and Handling.

Equipment for handling and/or storing of hazardous materials and chemicals shall be designed by qualified engineers using industry standards to prevent hazardous chemicals from spilling or leaking, and, thereby, injuring personnel, damaging property, or contaminating the environment.

Specific Authority 331.310(1)(j), (2)(a), (d), 331.305(18), 331.350(3) FS. Law Implemented 331.310(1)(j), (2)(a), (d), 331.305(18), 331.350(3) FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Desiree Mayfield, (321)730-5301, x237
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Steven Kohler
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 25, 2008
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 29, 2008

SPACE FLORIDA

RULE NOS.:	RULE TITLES:
57-50.001	General
57-50.002	Approval of Travel and Entertainment Expenses
57-50.003	Authority of the President to Make Advance Payment for Travel

PURPOSE AND EFFECT: To promulgate new rules relating to Space Florida’s policies for reimbursement of travel and entertainment expenses.

SUMMARY: To promulgate new rules relating to Space Florida's policies for reimbursement of travel and entertainment expenses.

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: 331.310(1)(j), (2)(a), (d), 331.3101 FS.

LAW IMPLEMENTED: 331.310(1)(j), (2)(a), (d), 331.3101 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 7 days before the workshop/meeting by contacting: Deb Spicer, (321)730-5301, x-243. 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: Deb Spicer, (321)730-5301, x-243

THE FULL TEXT OF THE PROPOSED RULES IS:

57-50.001 General.

This chapter establishes the rules regarding the reimbursement of business clients, guests, and authorized persons as defined in Section 112.061(2)(e), Florida Statutes, and direct payments to third-party vendors:

(1) For travel expenses of such business clients, guests, and authorized persons incurred in connection with the performance of Space Florida's statutory duties, and for travel expenses incurred by state officials and state employees while accompanying such business clients, guests, or authorized persons or when authorized by the Board of Directors or its designee.

(2) For entertainment expenses of such guests, business clients, and authorized persons incurred in connection with the performance of Space Florida's statutory duties.

Specific Authority 331.310(1)(j), (2)(a), (d), 331.3101 FS. Law Implemented 331.310(1)(j), (2)(a), (d), 331.3101 FS. History--New

57-50.002 Approval of Travel and Entertainment Expenses.

(1) All travel and entertainment expenses must be authorized and approved by the President, Chief Financial Officer, or their designees. Complete explanation and justification must be shown on the expense voucher or attached thereto.

(2) Travel and entertainment expenses of guests, business clients, and authorized persons shall be limited to those expenses necessarily incurred by them in the performance of a public purpose authorized by law to be performed by Space Florida and must be within the limitations prescribed by Space Florida.

(3) The reimbursement policy for travel and entertainment expenses, incorporated by reference herein, can be requested from Space Florida by submitting a written request to the Vice President, Communications, Government and External Affairs, or their designee, at the headquarters office located at MS: SPFL Bldg., M6-306, Room 9030, State Road 405, Kennedy Space Center, FL 32899.

Specific Authority 331.310(1)(j), (2)(a), (d), 331.3101 FS. Law Implemented 331.310(1)(j), (2)(a), (d), 331.3101 FS. History--New

57-50.003 Authority of the President to Make Advance Payments for Travel.

The President, Chief Financial Officer, or their designees, may make, or authorize the making of, advances to cover anticipated costs of travel to guests, business clients, and authorized persons. Such advancements may include the costs of subsistence and travel of any person transported in the care or custody of the guests, business clients, and authorized persons in the performance of his or her duties.

Specific Authority 331.310(1)(j), (2)(a), (d), 331.3101 FS. Law Implemented 331.310(1)(j), (2)(a), (d), 331.3101 FS. History--New

NAME OF PERSON ORIGINATING PROPOSED RULE: Desiree Mayfield, (321)730-5301, x-237

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Steven Kohler

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 25, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 29, 2008

SPACE FLORIDA

RULE NOS:	RULE TITLES:
57-60.001	General
57-60.002	Unsolicited Proposals
57-60.003	Solicited Proposals
57-60.004	Sole Source Justification Standards

PURPOSE AND EFFECT: To promulgate new rules regarding Space Florida's requirements for vendors wishing to do business with Space Florida.

SUMMARY: To promulgate new rules regarding Space Florida's requirements for vendors wishing to do business with Space 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: 331.310(1)(j), (2)(a), (d) FS.

LAW IMPLEMENTED: 331.310(1)(j), (2)(a), (d), 331.324 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 7 days before the workshop/meeting by contacting: Deb Spicer, (321)730-5301, x-243. 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: Deb Spicer, (321)730-5301, x-243

THE FULL TEXT OF THE PROPOSED RULES IS:

57-60.001 General.

This chapter establishes the rules regarding Space Florida's relations with its vendors in connection with unsolicited proposals (including sponsorship and grant requests), solicited proposals, and sole source processes. A "Vendor" is defined as any organization or person (other than an employee) who receives compensation from Space Florida.

Specific Authority 331.310(1)(j), (2)(a), (d) FS. Law Implemented 331.310(1)(j), (2)(a), (d), 331.324 FS. History–New _____.

57-60.002 Unsolicited Proposals.

Any unsolicited project, product offering, service offering, grant request, sponsorship request or financing proposal (the "Proposal") received by Space Florida must comply with the following guidelines and shall be subject to the review and consideration process outlined below:

(1) The prospective Vendor must request a Project Proposal and Financing Request Form ("PPFR Form"), incorporated by reference herein, from Space Florida. The PPFR Form can be requested from Space Florida by submitting a written request to the Vice President, Communications, Government and External Affairs, or their designee, at the headquarters office located at MS: SPFL Bldg., M6-306, Room 9030, State Road 405, Kennedy Space Center, FL 32899.

(2) The prospective Vendor must complete the PPFR Form and return it to Space Florida for review and evaluation in accordance with the instructions set forth in the form.

(3) The staff of Space Florida will review and evaluate the Proposal along with the Board or a committee of the Board and the appropriate advisory committee, if necessary. If the Proposal has been approved, then the President, Chief Financial Officer, or their designees, will execute the PPFR Form before any action may be taken to initiate the project or allocate any funds.

(4) The original PPFR Form shall be kept on file with Space Florida. Once the Proposal has been evaluated and Space Florida has made decisions to either approve or reject the Proposal, Space Florida shall provide the prospective Vendor with a copy of the completed PPFR Form with the appropriate signatures. If the Proposal is denied, Space Florida shall retain the denied PPFR Form and related documentation on file in a denied proposal request file, in accordance with the provisions of Chapter 119, Florida Statutes. The rationale for the denial shall be included with each PPFR Form in the denied request file and such rationale shall be provided to the prospective Vendor.

(5) Any unsolicited Proposal which is not submitted in accordance with the guidelines described above shall be returned to the prospective Vendor.

Specific Authority 331.310(1)(j), (2)(a), (d) FS. Law Implemented 331.310(1)(j), (2)(a), (d), 331.324 FS. History–New _____.

57-60.003 Solicited Proposals.

To the extent that the President, Chief Financial Officer or their designees, solicit proposals from prospective Vendors to provide goods or services to Space Florida, such solicitations shall be in accordance with the terms and conditions described in such solicitations which shall be listed on Space Florida's website located at <http://www.spaceflorida.gov/businessopps.php>.

Specific Authority 331.310(1)(j), (2)(a), (d) FS. Law Implemented 331.310(1)(j), (2)(a), (d), 331.324 FS. History–New _____.

57-60.004 Sole Source Justification Standards.

Space Florida is authorized to enter into sole source contracts with prospective Vendors once the following conditions have been satisfied:

(1) The contract or purchase is approved with justification in writing by the President, Chief Financial Officer, or their designees; and

(2) Is justifiable based upon one or more of the categories below:

(a) The Vendor is deemed the only capable provider of good or services;

(b) Time constraints which preclude using the normal selection process;

(c) Unique qualifications;

(d) Vendor being a public/private partnership, government agency, or instrumentality, or

(e) Written notification by the Office of Tourism, Trade and Economic Development that a sole source bid is in the best interest of the state.

Specific Authority 331.310(1)(j), (2)(a), (d) FS. Law Implemented 331.310(1)(j), (2)(a), (d), 331.324 FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Desiree Mayfield, (321)730-5301, x-237

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Steven Kohler

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 25, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 29, 2008

SPACE FLORIDA

RULE NO.: 57-70.001
RULE TITLE: Operational Procedures

PURPOSE AND EFFECT: To promulgate new rules regarding Space Florida's operational procedures.

SUMMARY: To promulgate new rules regarding Space Florida's operational procedures.

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: 331.310(1)(j) FS.

LAW IMPLEMENTED: 331.310(2)(a), 331.310(2)(f) 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 7 days before the workshop/meeting by contacting: Deb Spicer, (321)730-5301, x-243. 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: Deb Spicer, (321)730-5301, x-243

THE FULL TEXT OF THE PROPOSED RULE IS:

57-70.001 Operational Procedures.

(1) In case of conflict regarding the powers and duties of Space Florida, the Florida Constitution shall govern over the controlling statute, the controlling statute shall govern over the rules, the rules shall govern over the internal governance policies, and the internal governance policies shall govern over the internal organizational policies and procedures of Space Florida.

(2) The Board shall adopt an operating budget for each fiscal year. The President or designated Standing Committee shall be responsible for presenting a proposed budget to the Board. The budget may be amended by the Board.

(3) The President, Chief Financial Officer, or their designees, shall have the authority to enter into contracts as the Board may approve, or as approved by the Board through the enactment of policies pertaining to matters of procurement and program delivery. The Board is authorized to empower any other officer or officers, agent or agents, to enter into any contracts or execute and deliver any instrument in the name of and on behalf of Space Florida, and such authority may be general or confined to specific instances.

(4) No loans shall be contracted on behalf of Space Florida and no evidence of indebtedness shall be issued in its name unless authorized by resolution of the Board. Loans, other than through the purchase of bonds, debentures, or similar obligations of the type customarily sold in public offerings, or through ordinary deposit of funds in a bank, may not be made by Space Florida to the members of the Board, officers or employees or to any other corporation, firm, association or other entity in which one or more of the members, officers or employees is a member, officer or employee or a beneficial owner of 10 percent or more of such entity.

(5) All checks, drafts or other orders for the payment of money, notes or other evidences of indebtedness issued in the name of Space Florida shall be signed by such officer or officers, agent or agents, of Space Florida and in such manner as shall from time to time be determined by resolution of the Board.

Specific Authority 331.310(1)(j) FS. Law Implemented 331.310(2)(a), 331.310(2)(f) FS. History--New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Desiree Mayfield, (321)730-5301, x-237

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Steven Kohler

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 25, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 29, 2008

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

RULE NOS.: RULE TITLES:

61D-2.002 Toe Grabs

61D-2.022 Use of Whips

PURPOSE AND EFFECT: The purpose and effect of the proposed rules will be to implement and interpret Florida Statutes that relate to rules regulating the use of toe grabs and whips at pari-mutuel horseracing facilities.

SUMMARY: The proposed rules will address the use of toe grabs and whips at pari-mutuel horseracing facilities.

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: 550.0251, 550.2415(13) FS.

LAW IMPLEMENTED: 550.0251(3), (11) 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: November 12, 2008, 10:30 a.m. – 12:30 p.m.

PLACE: State of Florida, Department of Children and Families, 1400 West Commercial Blvd., Room 203, Ft. Lauderdale, Florida 33309

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: Mary Polombo at (850)413-0750. 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: Mary Polombo, Clerk, Division of Pari-Mutuel Wagering, 1940 North Monroe Street, Tallahassee, Florida 32399-1035

THE FULL TEXT OF THE PROPOSED RULES IS:

61D-2.002 Toe Grabs.

Toe grabs with a height greater than two millimeters, bends, jar calks, stickers, and any other traction device worn on the front shoes of thoroughbred horses while racing or training on all racing surfaces at a pari-mutuel facility in Florida are prohibited.

Specific Authority 550.0251 FS. Law Implemented 550.0251(3), (11) FS. History–New _____.

61D-2.022 Use of Whips.

(1) Any jockey or driver who uses a whip during a race shall do so only in a manner consistent with exerting his or her best efforts to win.

(2) In all races where a jockey or driver participates without a whip, an announcement of such fact shall be made over the public address system.

(3) A whip shall not be used by any person:

(a) On any part of a horse’s body other than the shoulders or hindquarters;

(b) During the post parade or after the finish of the race;

(c) In any manner that causes welts or breaks in a horse’s skin;

(d) When a horse is clearly out of the race or has obtained its maximum placing in a race;

(e) Persistently, even though the horse is showing no response under the whip; or

(f) To strike a person, another horse, or any other animal.

Specific Authority 550.0251 FS. Law Implemented 550.0251(3), (11) FS. History–New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:

David J. Roberts, Director, Division of Pari-Mutuel Wagering

NAME OF AGENCY HEAD WHO APPROVED THE

PROPOSED RULE: Charles W. Drago, Secretary, Department

of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY

HEAD: October 1, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT

PUBLISHED IN FAW: August 1, 2008

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

RULE NO.: RULE TITLE:

61D-6.008 Permitted Medications for Horses

PURPOSE AND EFFECT: The purpose and effect of the proposed rule will be to implement and interpret Florida Statutes that relate to rules regulating the use of anabolic steroids in race horses at pari-mutuel racing facilities.

SUMMARY: The proposed rule will address the use of anabolic steroids in race horses at pari-mutuel racing facilities.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A Statement of Estimated

Regulatory Costs was prepared that indicates that the total industry wide regulatory cost associated with using alternative medications to prevent thoroughbred and standardbred mares from coming into heat would be approximately \$684,000 per year for each breed and that the cost of other alternative medications are indeterminate. Failure to adopt the proposed rule would result in estimated purse losses of \$14,900,000 –

\$17,900,000 per year. A copy of the Statement of Estimated Regulatory Costs may be obtained by contacting Mary Polombo, whose address is listed below.

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: 550.0251, 550.2415 FS.

LAW IMPLEMENTED: 550.2415(1), (8)(e), (9)(c), (13), (15) 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: November 12, 2008, 10:30 a.m. – 12:30 p.m.

PLACE: State of Florida, Department of Children and Families, 1400 West Commercial Blvd., Room 203, Ft. Lauderdale, Florida 33309

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: Mary Polombo at (850)413-0750. 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: Mary Polombo, Clerk, Division of Pari-Mutuel Wagering, 1940 North Monroe Street, Tallahassee, Florida 32399-1035

THE FULL TEXT OF THE PROPOSED RULE IS:

61D-6.008 Permitted Medications for Horses.

(1) through (7) No change.

(8) No Androgenic-Anabolic Steroids (AAS) shall be permitted in test samples collected from racing horses, except for the major metabolites of stanozolol, nandrolone, and the naturally occurring substances boldenone and testosterone at concentrations less than the following thresholds:

(a) Stanozolol or 16β – hydroxystanozolol – 1 nanogram per milliliter in urine for all horses regardless of sex.

(b) Boldenone – 15 nanograms per milliliter in urine of male horses other than geldings. No boldenone shall be permitted in geldings or female horses.

(c) Nandrolone – 1 nanogram per milliliter in urine of geldings or females; or 45 nanograms per milliliter of metabolite, 5α-oestrane-3β,17α-diol in urine of male horses other than geldings.

(d) Testosterone – 20 nanograms per milliliter in urine of geldings, 55 nanograms per milliliter in urine of females. Samples collected from male horses other than geldings will not be tested for testosterone.

(9) Urine samples of horses shall be identified as having been collected from a female, male, or gelding before being sent to the laboratory.

Specific Authority ~~420.80(4)(a)~~, 550.0251~~(3)~~, 550.2415~~(8)~~, ~~(9)~~, ~~(13)~~, ~~(16)~~ FS. Law Implemented ~~420.80(4)(a)~~, 550.0251(11), 550.2415~~(1)~~, ~~(8)(e)~~, ~~(9)(c)~~, ~~(13)~~, ~~(15)~~, ~~(16)~~ FS. History–New 10-20-96, Amended 1-5-98, 6-6-00, 5-14-02, 6-6-04, 7-6-06, 8-12-07, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: David J. Roberts, Director, Division of Pari-Mutuel Wagering

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Charles W. Drago, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 1, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 1, 2008

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

RULE NO.: RULE TITLE:

61D-13.006 Use of Whips

PURPOSE AND EFFECT: The purpose and effect of the proposed rule repeal will be to repeal Rule 61D-13.006, F.A.C. The rule is being readopted in other rulemaking as Rule 61D-2.022, F.A.C.

SUMMARY: Elimination of Rule 61D-13.006, 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: 550.0251 FS.

LAW IMPLEMENTED: 550.0251(3), (11) 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: November 12, 2008, 10:30 a.m. – 12:30 p.m.

PLACE: State of Florida, Department of Children and Families, 1400 West Commercial Blvd., Room 203, Ft. Lauderdale, Florida 33309

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: Mary Polombo at (850)413-0750. 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: Mary Polombo, Clerk, Division of Pari-Mutuel Wagering, 1940 North Monroe Street, Tallahassee, Florida 32399-1035

THE FULL TEXT OF THE PROPOSED RULE IS:

61D-13.006 Use of Whips.

Specific Authority 550.0251(3), (11), 550.1155 FS. Law Implemented 550.0251, 550.1155 FS. History--New 8-15-04, Amended 1-4-05, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: David J. Roberts, Director, Division of Pari-Mutuel Wagering
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Charles W. Drago, Secretary, Department of Business and Professional Regulation
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 1, 2008

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 FINANCIAL SERVICES

Division of Worker's Compensation

RULE NO.:	RULE TITLE:
69L-7.020	Florida Workers' Compensation Health Care Provider Reimbursement Manual

PURPOSE AND EFFECT: To amend the rule to adopt the 2008 Edition of the Florida Workers' Compensation Health Care Provider Reimbursement Manual and implement the 2008 conversion factors issued by the Centers for Medicare and Medicaid Services, as approved by the Three Member Panel, pursuant to Section 440.13(12), Florida Statutes. Additional proposed amendments to the rule will adopt the CPT® 2008 Current Procedural Terminology Professional Edition, Copyright 2007, American Medical Association and the "Healthcare Common Procedure Coding System, Medicare's National Level II Codes, HCPCS 2008", American Medical Association, Twentieth Edition, Copyright 2007, Ingenix Publishing Group. The 2008 Edition of the Florida Workers' Compensation Health Care Provider Reimbursement Manual also provides new language addressing issues relating to co-payments, insurer reimbursement responsibilities, and reimbursement disputes. Specifically, it states that while health

care providers are entitled to collect a \$10.00 co-payment from injured workers who have reached maximum medical improvement, such co-payments are not in addition to any maximum reimbursement allowance or fee agreement, and that the reimbursement amount otherwise payable by the insurer shall be reduced by the amount of the co-payment. It further specifies that such co-payments do not apply in cases involving emergency care or service to injured employees. The 2008 Manual also provides new language recognizing National Correct Coding Initiative Edits as an appropriate resource for insurer use in the bill review process. On the subject of reimbursement disputes, new language provides that where an insurer has disallowed or adjusted payment for services rendered pursuant to an authorized workers' compensation managed care arrangement, a health care provider may not elect to petition the Department of Financial Services pursuant to Section 440.13, Florida Statutes.

SUMMARY: Addresses proposed revisions to the Florida Workers' Compensation Health Care Provider Reimbursement Manual, 2008 Edition, implements the 2008 conversion factors issued by the Centers for Medicare and Medicaid Services, provides guidelines detailing the circumstances under which providers may collect co-payments from claimants, provides new language recognizing the National Correct Coding Initiative Edits as an appropriate resource for insurer use in the bill review process, and provides that a health care provider may not elect to petition the Department to resolve a reimbursement dispute where services were rendered pursuant to an authorized workers' compensation managed care arrangement.

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: 440.13(14)(b), 440.591 FS.

LAW IMPLEMENTED: 440.13(7), (12), (14)(c) 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: Friday, November 21, 2008, 10:00 a.m.

PLACE: 104J Hartman Bldg., 2012 Capital Circle S. E., 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 Willis at (850)413-1898. If you are hearing or

4. Desired weather factors, including but not limited to surface wind speed and direction, transport wind speed and direction, minimum mixing height, minimum relative humidity, maximum temperature, and the minimum fine fuel moisture;

5. Desired fire behavior factors, such as type of burn technique, flame length, and rate of spread;

6. The time and date the prescription was prepared;

7. The authorization date and the time period of the authorization;

8. An evaluation and approval of the anticipated impact of the proposed burn on related smoke sensitive areas;

9. The signature and number of the Certified Prescribed Burn Manager.

(b) through (d) No change.

(e) Decertification. A Certified Prescribed Burn Manager's certification shall be revoked if the Burn Manager's actions constitute violations of Florida law and agency rules which equal or exceed 15 points within any two year period using the Certified Prescribed Burn Manager Violations – Point Assessment Table, September, 2008, which is hereby adopted and incorporated by reference and is available at: http://www.fl-dof.com/wildfire/wf_pdfs/CBMpoints.pdf. A decertified Burn Manger must complete the Burn Manager Certification process outlined in paragraph 5I-2.006(2)(c), F.A.C., in order to be recertified. The Commissioner of Agriculture will revoke any Certified Prescribed Burn Manager's certification if they demonstrate that their practices and procedures repeatedly violated Florida law or agency rules or is a threat to public health, safety, or property. Recommendations for decertification by the Division of Forestry to the Commissioner of Agriculture will be based on the Certified Burner Violations – Point Assessment Table, effective July 1, 2003, which is hereby adopted and incorporated by reference and can be found located at: http://www.fl-dof.com/wildfire/wf_pdfs/CBMpoints.pdf.

(3) through (7) No change.

(8) Open Burning for Certified Pile Burners (CPB). All burning conducted under this section is related to pile burning in Florida regardless of the purpose. The Division of Forestry will issue multiple day authorizations up to three days when the Fire Readiness Level has been set to 1 or 2. CPB's must comply with the hours of operation listed in paragraph 5I-2.006(8)(b), F.A.C. A three day authorization does not allow for burning past one hour after sunset each day. Authorizations for this type of burning are issued on the day of the burn or after 4:00 p.m. of the previous day. Open burning authorizations under this section require that the Certified Pile Burner certification number be presented at the time of the request, and that a Certified Pile Burner sign the startup log and shutdown log, indicating that the piles are properly setup and shut down, attached to the burn plan located at each site on a daily basis.

(a) Pile Burn Plan. A plan for the burn must be completed prior to any ignition and it must be on site and available for inspection by a Department representative. The plan will contain, as a minimum, unless the local Division of Forestry District or Center Manger and the burner agree that a particular item is not necessary and this has been documented in writing, the following:

1. Burn location;

2. Soil type and moisture;

3. Number of personnel and equipment types to be used on the pile burn;

4. Desired weather factors, including but not limited to surface wind speed and direction, minimum relative humidity, drought index, days since rain, maximum temperature, and the dispersion index;

5. Fuel type and condition (how long has it been drying);

6. The time and date the plan was prepared;

7. The authorization date and the time period of the authorization;

8. An evaluation and approval of the anticipated impact of the proposed burn on related smoke sensitive areas;

9. Adjacent landowners to notify;

10. Special precautions;

11. The signature and number of the Certified Pile Burner.

(b) through (d) No change.

(e) Decertification. A Certified Pile Burner's certification shall be revoked if the Certified Pile Burner's actions constitute violations of Florida law and agency rules which equal or exceed 15 points within any two year period using the Certified Pile Burner Violations – Point Assessment Table, September, 2008, which is hereby adopted and incorporated by reference and is available at: http://www.fl-dof.com/wildfire/wf_pdfs/CBMpoints.pdf. A decertified Pile Burner must complete the Pile Burner Certification process outlined in paragraph 5I-2.006(8)(c), F.A.C., in order to be recertified. The Commissioner of Agriculture will revoke any Certified Pile Burner's certification if it is demonstrated that their practices and procedures repeatedly violated Florida law or agency rules or is a threat to public health, safety, or property. Recommendations for decertification by the Division of Forestry to the Commissioner of Agriculture will be based on the Certified Pile Burner Violations – Point Assessment Table, July 1, 2008, which is hereby adopted and incorporated by reference and can be found at: http://www.fl-dof.com/wildfire/wf_pdfs/CPBpoints.pdf.

(9) through (11) No change.

Specific Authority 570.07(23), (28), 590.125(3)(e) FS. Law Implemented 570.07(28), 570.548, 590.02(1)(b), 590.125(2), (3) FS. History–New 7-1-71, Formerly 17-5, Amended 7-1-75, Formerly 5I-2.06, Amended 1-9-91, 9-8-93, 8-16-95, 10-18-99, 10-31-05,

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

RULE NO.: RULE TITLE:
33-501.301 Law Libraries
 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. 34, No. 30, July 25, 2008 issue of the Florida Administrative Weekly.

33-501.301 Law Libraries.

- (1) No change.
- (2) Definitions.
- (a) through (o) No change.

(p) Primary source material: refers to ~~refers to~~ legal research materials that constitute the law or have the force of law. These include constitutions, statutes, treaties, administrative rules, court rules, and court decisions.

- (q) through (t) No change.
- (3) through (4) No change.
- (5) Law Library.

(a) Law libraries shall be established at all institutions and satellite correctional facilities housing more than 500 inmates. Every law library will have at least 1 legal research station providing access to the digital or non-print legal research materials described in paragraph (2)(i). The following criteria shall be considered in placing additional legal research stations:

- 1. Population and custody level;
- 2. Age of the inmate population;
- 3. The transitory nature of the institution's inmate population;

4. Whether the institution has one or more of the following housing categories:

- a. Protective management;
- b. Close management; or
- c. Death row.

(b) through (f) No change.

(g) The library Services administrator shall review the allocation of legal research stations provided to law libraries annually. The library services administrator shall submit a recommendation to add, transfer, eliminate, or maintain the current legal research stations to the chief of the bureau of institutional programs who shall review the recommendations and adjust the allocation of legal research stations based on the criteria in paragraph (5)(a) as soon as security requirements and procurement processes allow.

~~(h)(g)~~ Each law library shall maintain a list of all titles in the collection at the law library's circulation counter and shall make it available to inmates upon request.

- (6) No change.
- (7) Use of Inmates as Clerks in Law Libraries.
- (a) through (b) No change.

(c) Inmate law clerks: law libraries shall be assigned inmates as inmate law clerks to assist inmates in the research and use of print and digital or non-print resources in the law library collection, and in the drafting of legal documents, legal mail, administrative actions filed with the Florida Parole Commission, the Florida Bar, and other administrative bodies, and inmate grievances filed with the Department of Corrections. A minimum of 2 inmate law clerks shall be assigned to law libraries in adult institutions, and a minimum of 1 inmate law clerk shall be assigned to law libraries in youthful offender institutions. Institutions shall assign additional inmate law clerks to the law library as needed to ensure that illiterate and impaired inmates are provided research assistance.

(d) No change.

(e) Law clerk training program. Central office library services shall develop a training program to provide inmates who work in law libraries with knowledge of legal research and writing, use of specific legal research materials to include digital or non-print resources in the law library collection, the law and rules of criminal law and post-conviction remedies, prisoners' civil rights, and other subject matter identified as necessary for an inmate law clerk to provide meaningful assistance to inmates. Inmates who successfully complete the law clerk training program shall be given a certificate by central office library services documenting successful completion of the program, and a notation shall be recorded in the department's offender database. Central office library services will document an inmate's successful completion of the law clerk training program ~~Inmates who successfully complete the law clerk training program shall be given a certificate by central office library services documenting successful completion of the program, and a notation shall be recorded in the department's offender database. However, central office library services shall have the authority to revoke or suspend certification for commission of acts prohibited by this section or for failure to satisfactorily perform the duties assigned to an inmate law clerk.~~

- (f) through (q) No change.
- (8) through (11) No change.

Specific Authority 944.09, 944.11 FS. Law Implemented 20.315, 944.09, 944.11 FS. History--New 4-6-93, Amended 7-3-94, 11-2-94, 4-28-96, 9-30-96, 12-7-97, Formerly 33-3.0055, Amended 2-15-01, 11-4-01, 12-23-03, 1-7-07, _____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

<p>RULE NOS.: 59G-13.080 59G-13.083</p>	<p>RULE TITLES: Home and Community-Based Services Waivers Developmental Disabilities Waiver Services</p>
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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. 34, No. 6, February 8, 2008 issue of the Florida Administrative Weekly.

These changes are in response to comments received from and during the public hearing process.

Subsection 59G-13.080(3). In the first sentence, we updated the reference to “Health Care Financing Administration” to its current title, “Centers for Medicare and Medicaid Services.” The sentence now reads, “Home and Community-Based (HCB) Waiver Services are those Medicaid services approved by the Centers for Medicare and Medicaid Services under the authority of Section 1915(c) of the Social Security Act.”

Subsection 59G-13.080(15). We renumbered the subsection from (15) to (12) and undeleted the rule text. We added information on where the handbooks can be obtained to the last sentence. The subsection now reads, “(12) Assistive Care Services and Assisted Living for the Elderly Waiver. All Assistive Care Services and Assisted Living for the Elderly Waiver providers must comply with the provisions of the Florida Medicaid Assistive Care Services and Assisted Living for the Elderly Waiver Coverage and Limitations Handbook, July 2001, which is incorporated by reference and available from the Medicaid fiscal agent’s Web Portal at <http://mymedicaid-florida.com>. Click on Public Information for Providers, then on Provider Support, and then on Provider Handbooks. Paper copies are available by calling the Provider Contact Center at (800)289-7799 and selecting Option 7.”

Subsection 59G-13.083(2). In the first sentence, we corrected the reference to the reimbursement handbook from the Florida Medicaid Provider Reimbursement Handbook, Non-Institutional 081, incorporated by reference in Rule 59G-13.001, F.A.C., to the Florida Medicaid Provider Reimbursement Handbook, CMS-1500, incorporated by reference in Rule 59G-4.001, F.A.C. We updated the website and phone number where the handbooks can be obtained. The rule text now reads, “All developmental disabilities waiver services providers enrolled in the Medicaid program must be in compliance with the Florida Medicaid Developmental Disabilities Waiver Services Coverage and Limitations Handbook, July 2007, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, CMS-1500, which is incorporated by reference in Rule 59G-4.001, F.A.C. Both handbooks are available from the

Medicaid fiscal agent’s Web Portal at <http://mymedicaid-florida.com>. Click on Public Information for Providers, then on Provider Support, and then on Provider Handbooks. Paper copies of the handbooks may be obtained by calling the Provider Contact Center at (800)289-7799 and selecting Option 7.”

Rule 59G-13.083, F.A.C., incorporates by reference the Florida Medicaid Developmental Disabilities Waiver Services Coverage and Limitations Handbook, July 2007. The following revisions were made to the handbook.

Page 2-53, Personal Care Assistance, Limitations, second bullet. We have replaced, “Services will not be provided during routine sleep hours unless there is documentation from the recipient’s physician that night-time services are required and the duties to be performed by the PCA provider are clearly delineated.” Replaced with, “Any recipient who requires PCA services between 10:00 p.m. and 6:00 a.m. shall provide documentation from a physician stating that PCA services are medically necessary during this time. The support plan shall also explain the duties that a PCA provider will perform between the hours of 10:00 p.m. and 6:00 a.m.”

Page 2-65, Residential Habilitation Services, Minimum Staffing Requirements for Standard and Behavior Focus Residential Habilitation Services Provided in a Licensed Facility, table of hours. We have revised the table of hours and calculation explanation, to read,

“Providers of standard and behavior focus residential habilitation services shall provide a minimum level of staffing consistent with the minimum Direct Care Level of Staffing Hours per Person per 24 Hour Day or Hours per Week as identified in the table below. Staffing ratios shall be established by the provider using the available total minimum Direct Care Staff Hours per Person per 24 Hour Day hours consistent with the support and training needs of recipients receiving residential habilitation services for functional, behavioral or physical needs. The provider will meet the minimum staffing levels on a per day basis for each home, or shall provide the required staffing over a seven day period for each home to accommodate for absences from the home and to establish optimal coverage on weekends. Providers of residential habilitation services and their employees shall provide sufficient staffing and staff ratios while delivering these services to meet individual needs and provide appropriate levels of training and supervision for recipients of the service consistent with the table shown below:

Direct Care Staff Hours per Person per 24 Hour Day or 7 day week:

Level of Disability	Level of Direct Care Staffing	
	<u>Hours per 24 hour Day</u>	<u>Hours per Week</u>
Basic Level	2	14
Minimal	4	28
Moderate Level	6	42
Extensive 1 Level	8	56
Extensive 2 Level	11	77

Hours counted must be provided by direct care staff or by other staff, who are providing direct care or direct time spent on client training, intervention or supervision. Provider compliance with direct care staffing levels for residential habilitation services substantiates Medicaid billing requirements only; other provisions of this Handbook remain fully applicable to all providers.

Calculating Available Minimum Direct Care Staff Hours per Person per 24 Hour Day or 7 day Week for the provision of Standard and Behavior Focus Residential Habilitation Services:

To determine minimum required staffing for each level of support for residential habilitation services, the minimum direct care staff hours per person per 24 hour day authorized for recipients receiving residential habilitation services are multiplied by the number of recipients receiving the service at that level in the home setting. All available staff hours per level are totaled to obtain a daily minimum total number of staff hours. The resulting total is then divided by 8 hours of staff work time to produce an FTE level per day. The number of all available staff hours is multiplied by seven to establish a weekly minimum total. For example: The calculation below is for six recipients receiving the service and living in the same home, all authorized at the Moderate Level of Supports. The minimum number of direct care staff hours per person per 24 hour day for the moderate level is 6 hours. The calculation is as follows:

6 recipients X 6 direct care staff hours per person per 24 hour day = 36 available direct care staff hours per day, or 252 available direct care staff hours per week. 36 direct care staff hours per day divided by an 8 hour staff working day = 4.5 Full Time Equivalents (FTEs) per day for minimum residential habilitation direct care staffing purposes.

Minimum staffing requirements for Intensive Behavioral Residential Habilitation services shall be determined at the time the rate for the service is established. Minimum staffing for Live-In Residential Habilitation services is determined by the rate ratio authorized for the home.

Example of the application of 4.5 staff FTEs at the Moderate Level as calculated above: The 4.5 FTEs generated using the calculation above may be used to establish an average staffing pattern for standard or behavior focus residential habilitation providers and their employees of 1.5 staff per 8 hour shift over a 24 hour period. If recipients are engaged in the receipt of other services during a period of time during the day, the residential habilitation provider may modify the staffing pattern to maximize staff during the time that recipients are in the home and receiving the service, and to optimize coverage on the weekends and holidays.”

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

OGC NO.: 07-1024

RULE CHAPTER NO.: RULE CHAPTER TITLE:
62-160 Quality Assurance

RULE NO.: RULE TITLE:
62-160.650 Field and Laboratory Audits

SECOND 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 34, No. 26, June 27, 2008, Notice of Change Vol. 34, No. 36, September 5, 2008 issue of the Florida Administrative Weekly.

Quality Assurance

62-160.650 Field and Laboratory Audits.

through (6) No change.

(7) Once a response has been received, the Department shall evaluate the response for technical applicability and completeness. The Department will issue a final response to the audited party and any affected laboratory that specifies outlines acceptance or rejection of the audited party’s plan of corrective actions, provides and any recommendations concerning the usability of the audited data, and includes a statement of any substantially affected person’s rights under Chapter 120, F.S. Any substantially affected person (e.g., affected permittee, facility owner/operator, laboratory, or field sampling consultant) may request an administrative hearing as provided in Chapter 120, F.S., within 21 days of receipt of the final response.

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. History—New 1-1-91, Formerly 17-160.650, Amended 3-24-96, 4-9-02, _____.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

RULE NO.: RULE TITLE:
62-285.400 Adoption of California Motor Vehicle Emissions Standards

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 34, No. 35, August 29, 2008 issue of the Florida Administrative Weekly.

The rule adoption hearing, which had been canceled in Vol. 34, No. 37, September 12, 2008 issue of the Florida Administrative Weekly, has been rescheduled for October 29, 2008, at 9:00 a.m., at the same place given in the August 29 notice.

DEPARTMENT OF HEALTH

Division of Family Health Services

RULE NO.: RULE TITLE:
64F-12.024 Administrative Enforcement
NOTICE OF PUBLIC HEARING

The Department of Health, Drugs Devices and Cosmetics Program announces a change of hearing regarding the above rule, as noticed in Vol. 34, No. 35, August 29, 2008 Florida Administrative Weekly.

DATE AND TIME: Thursday, December 4, 2008, 1:00 p.m. – 4:00 p.m., E.S.T.

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Room 152, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workshop regarding proposed Rule 64F-12.024 Administrative Enforcement; Rule 64F-12.001 General Regulations, Definitions; Rule 64F-12.012 Records of Drugs, Cosmetics and Devices; Rule 64F-12.013 Prescription Drugs, Receipt, Storage and Security; and Rule 64F-12.015 Licensing, Application, Permitting.

The agenda and meeting materials will be placed on the Drugs, Devices, and Cosmetics website at www.doh.state.fl.us/pharmacy/drugs and will be distributed electronically to interested parties. If you need any other information, please call (850)245-4292.

FINANCIAL SERVICES COMMISSION

OIR – Insurance Regulation

RULE NO.: RULE TITLE:
69O-170.0144 Public Hurricane Loss Projection
 Model-Fee Schedule
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. 34, No. 35, August 29, 2008 issue of the Florida Administrative Weekly.

69O-170.0144 Public Hurricane Loss Projection Model-Fee Schedule.

(1) This rule establishes the procedure and fee schedule, applicable to residential property insurers, for access and use of the Public Hurricane Loss Projection Model, authorized by Section 627.06281, F.S.

(2) A residential property insurer that elects to access and use the Public Hurricane Loss Projection Model shall file a request, and set up an account with, Florida International University at <http://irene.cs.fiu.edu:8080/hldms/>. The fees

charged for access and use of the Model, per run, shall be computed as follows: Fee = \$2,400 + 0.03xPOL1 +0.015xPOL2 + .005xPOL3 where POL1,POL2, POL3 are number of policies (records) in the policy file. POL1 is equal to number of policies (records) from 1 to 200,000. POL2 is equal to number of policies (records) in excess of 200,000 with maximum of 400,000. POL3 is equal to number of policies (records) in excess of 400,000.

Specific Authority 627.06281 FS. Law Implemented 627.06281 FS. History–New _____.

FINANCIAL SERVICES COMMISSION

OIR – Financial Institution Regulation

RULE NO.: RULE TITLE:
69U-100.106 Affirmative Election to Purchase and
 Acknowledgement of Receipt of
 Disclosures Required
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. 34, No. 34, August 22, 2008 issue of the Florida Administrative Weekly.

Subsection (1) of Rule 69U-100.106 is being amended to address written comments received from the Florida Credit Union League, Inc. The rule is being amended to correct a cross reference.

69U-100.106 Affirmative Election to Purchase and Acknowledgment of Receipt of Disclosures Required.

(1) Before entering into a debt cancellation product, the financial institution must obtain a customer’s written affirmative election to purchase a debt cancellation product and written acknowledgment of receipt of the disclosures required by subsection 69U-100.105(2), F.A.C. The election and acknowledgment information must be conspicuous, simple, direct, readily understandable, and designed to call attention to their significance. The election and acknowledgment satisfy these standards if they conform with the requirements of subsections 69U-100.105(8) and (9), F.A.C.

**Section IV
Emergency Rules**

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Standards

RULE NO.: RULE TITLE:
5FER08-3 Volatility Standards for Gasoline
SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE: As a result of the effects on the supply and distribution of fuel caused by tropical storms and hurricanes

during August and September, extreme and unusual circumstances exist that will prevent the distribution of an adequate fuel supply to consumers in specified Florida counties. On September 11, 2008, the United States Environmental Protection Agency (EPA) issued a fuel volatility waiver to nine southeastern states including Florida. Further, several other southeastern states have issued similar fuel volatility waivers extending through October 31, 2008. Pursuant to these actions by the EPA and other southeastern states, and following the adoption of this emergency rule, waiving certain volatility standards in specified Florida counties will allow for adequate and rapid distribution of available fuel, helping to stabilize the fuel market in the specified counties, thus protecting the welfare of Florida consumers in these counties. Specifically, the affected counties in Florida are Madison, Dixie, Suwannee, Columbia, Hamilton, Lafayette and Taylor.

REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES: This emergency rule was initiated at the request of fuel suppliers in order to more adequately meet the fuel needs of Florida consumers in these specified counties, as a result of current fuel shortages created from recent tropical storms and hurricanes, in particular Hurricane Ike. This emergency rule will help alleviate present distribution difficulties and shortages of motor fuel resulting from these weather events and could not be implemented in time to provide relief to affected Florida consumers through non-emergency rule making procedures.

SUMMARY: This emergency rule allows for the retail distribution and sale of gasoline of a different volatility class than adopted in ASTM International designation D4814-07b and Rule 5F-2.001, F.A.C., for the period beginning October 2, 2008, through October 31, 2008, in Madison, Dixie, Suwannee, Columbia, Hamilton, Lafayette and Taylor Counties in Florida. The specific standards affected are below. **THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS:** Dr. Matthew D. Curran – (850)488-9740

THE FULL TEXT OF THE EMERGENCY RULE IS:

5FER08-3 Volatility Standards for Gasoline.

(1) Volatility Class D-4 fuels as specified in ASTM International designation D4814-07b, shall be allowed for the time period from October 2, 2008, through October 31, 2008, for retail distribution and sale in Madison, Dixie, Suwannee, Columbia, Hamilton, Lafayette and Taylor Counties.

(2) The Vapor Lock Protection Class requirement as specified in subparagraph 5F-2.001(1)(a)3., F.A.C., for gasoline containing nine (9) through ten (10) percent ethanol by volume shall be allowed a minimum test temperature for a vapor-liquid ratio of twenty (20) of 107° F for the time period

from October 2, 2008, through October 31, 2008, for retail distribution and sale in Madison, Dixie, Suwannee, Columbia, Hamilton, Lafayette and Taylor Counties.

Specific Authority 525.037, 525.14 FS. Law Implemented 525.01, 525.037, 525.14 FS. History—New 10-2-08.

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: October 2, 2008

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 THE LOTTERY

RULE NO.:	RULE TITLE:
53ER08-58	Instant Game Number 769, PINK PANTHER™

SUMMARY: This emergency rule describes Instant Game Number 769, “PINK PANTHER™,” for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS: Faith L. Schneider, Legal Analyst, Department of the Lottery, 250 Marriott Drive, Tallahassee, Florida 32399-4011

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER08-58 Instant Game Number 769, PINK PANTHER™.

(1) Name of Game. Instant Game Number 769, “PINK PANTHER™.”

(2) Price. PINK PANTHER lottery tickets sell for \$2.00 per ticket.

(3) PINK PANTHER lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning PINK PANTHER lottery ticket, the ticket must meet the applicable requirements of Rule 53ER08-20, F.A.C.

(4) The “YOUR NUMBERS” play symbols and play symbol captions are as follows:



(5) The “WINNING NUMBERS” play symbols and play symbol captions are as follows:



(6) The prize symbols and prize symbol captions are as follows:



(7) The “BONUS PLAY” play symbols and play symbol captions are as follows:





(8) The legends are as follows:



(9) Determination of Prizewinners.

(a) A ticket having a play symbol and corresponding play symbol caption in the “YOUR NUMBERS” play area that matches a play symbol and corresponding play symbol caption in the “WINNING NUMBERS” play area shall entitle the claimant to the corresponding prize shown for that symbol. A

ticket having a “” symbol and corresponding symbol caption in the “YOUR NUMBERS” play area shall entitle the

claimant to double the prize shown. A ticket having a “” symbol and corresponding symbol caption in the “BONUS PLAY” play area shall entitle the claimant to a prize of \$10.00.

(b) The prizes are: TICKET, \$2.00, \$3.00, \$5.00, \$10.00, \$15.00, \$20.00, \$25.00, \$30.00, \$50.00, \$100, \$500, \$1,000, \$10,000 and \$20,000. A claimant who is entitled to a prize of a “TICKET” shall be entitled to a prize of a \$2.00 instant ticket or combination of instant tickets with a total value of \$2.00, except as follows. A person who submits by mail a PINK PANTHER lottery ticket which entitles the claimant to a prize

of a \$2.00 instant ticket and whose mailing address is outside the state of Florida will receive a check for \$2.00 in lieu of an actual ticket.

(10) The estimated odds of winning, value, and number of prizes in Instant Game Number 769 are as follows:

GAME PLAY	WIN	ODDS OF 1 IN	NUMBER OF WINNERS IN 56 POOLS OF 180,000 TICKETS PER POOL
TICKET	\$2	12.50	806,400
\$2	\$2	12.50	806,400
\$2 (DIAMOND)	\$4	15.00	672,000
\$2 + \$3	\$5	25.00	403,200
\$5	\$5	75.00	134,400
\$5 (DIAMOND)	\$10	150.00	67,200
\$10	\$10	150.00	67,200
(MAGNIFYING GLASS)			
\$5 x 5	\$25	600.00	16,800
\$10	\$25	600.00	16,800
(MAGNIFYING GLASS) + \$15			
\$5 + \$10	\$25	600.00	16,800
(DIAMOND)			
\$25	\$25	600.00	16,800
\$5 x 10	\$50	3,600.00	2,800
\$25 (DIAMOND)	\$50	900.00	11,200
\$10	\$50	900.00	11,200
(MAGNIFYING GLASS) + \$20			
(DIAMOND)			
\$50	\$50	3,600.00	2,800
\$10 x 10	\$100	45,000.00	224
\$10	\$100	12,857.14	784
(MAGNIFYING GLASS) + \$15			
(DIAMOND) + \$30 (DIAMOND)	\$100	12,857.14	784
\$50 (DIAMOND)	\$100	12,857.14	784
+ \$50			
\$100	\$100	45,000.00	224
(\$50 x 6) + \$100	\$500	60,000.00	168
(DIAMOND)			
\$500	\$500	180,000.00	56
\$500	\$1,000	630,000.00	16
(DIAMOND)			
\$1,000	\$1,000	2,520,000.00	4
\$10,000	\$20,000	1,680,000.00	6
(DIAMOND)			
\$20,000	\$20,000	1,680,000.00	6

(11) The estimated overall odds of winning some prize in Instant Game Number 769 are 1 in 3.30. Prizes, including the top prizes, are subject to availability at the time of ticket

purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(12) For reorders of Instant Game Number 769, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

(13) By purchasing a PINK PANTHER lottery ticket the player agrees to comply with and abide by all prize payment rules of the Florida Lottery.

(14) Payment of prizes for PINK PANTHER lottery tickets shall be made in accordance with rules of the Florida Lottery governing payment of prizes.

A copy of the current rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

Specific Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 10-1-08.

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: October 1, 2008

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 V Petitions and Dispositions Regarding Rule Variance or Waiver

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

NOTICE IS HEREBY GIVEN THAT on September 24, 2008, the Florida Public Service Commission, received a Motion for Waiver of subsection 25-22.0407(7), Florida Administrative Code, from K W Resort Utilities Corp., in Docket No. 070293-SU – Application for increase in wastewater rates in Monroe County by K W Resort Utilities Corp.

The rule requires that a utility have published in a newspaper of general circulation in the area of service a notice of the service hearing no less than 14 days prior to the service

hearing, with the notice stating the time, date, location, and purpose of the hearing. The Utility did not publish a notice of the service hearing until five days prior to the service hearing. However, the Utility requests that it be relieved from the obligation of conducting additional notices and additional service hearings, noting that each individual customer received actual timely notice and that a newspaper article stating the date, location, and purpose of the hearing was published 16 days prior to the service hearing, and thus the spirit and intent of the rule has been satisfied by the article. Comments on the petition should be filed with: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within 14 days of publication of this notice.

A copy of the Motion for Rule Waiver may be obtained by contacting: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850 or at (<http://www.psc.state.fl.us/>). For additional information, please contact Ralph Jaeger, Office of the General Counsel, at the above address or telephone (850)413-6234.

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN THAT on October 7, 2008, the South Florida Water Management District (District) received a request for withdrawal of a Petition for Waiver regarding Application No. 08-0714-1 for utilization of Works or Lands of the District known as the LD-4 Canal; Section 3, Township 38S, Range 35E, Okeechobee County. The District originally, received a petition for waiver from Robert Laskey on September 17, 2008 and Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol 34, No. 40, on October 3, 2008. No public comment was received.

A copy of the Withdrawal Request may be obtained by contacting: Kathie Ruff, South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, (561)682-6320 or email: kruff@sfwmd.gov.

NOTICE IS HEREBY GIVEN THAT on October 1, 2008, the South Florida Water Management District (District), received a petition for waiver from William and Sandra Schmitt, Application No. 08-0818-1, Permit (MOD) Number 9624, for utilization of Works or Lands of the District known as the C-51 Canal, to allow existing palm trees to remain within the northerly right of way of C-51 at the rear of 184 Arlington Road; Section 15, Township 44S, Range 43E, Palm Beach County. The Petition seeks relief from subsections 40E-6.011(4) and (6), Florida Administrative Code, which govern the placement of permanent and/or semi-permanent above-ground structures within 40 feet of the top of the canal bank within Works or Lands of the District.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Kathie Ruff at (561)682-6320 or e-mail at kruff@sfwmd.gov. The District will accept comments

concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Kathie Ruff, Office of Counsel.

AGENCY FOR HEALTH CARE ADMINISTRATION

NOTICE IS HEREBY GIVEN THAT on July 8, 2008, the Agency for Health Care Administration, received a petition for waiver from Harbor Retirement Associates, LLC. The request was received on July 8, 2008 and seeks, on behalf of Petitioner's Harbor Memory Care of Tamarac facility, a waiver of subsection 69A-40.028(1), Florida Administrative Code, allowing for the classification of Petitioner's facility as a Healthcare Occupancy rather than a Residential Board and Care Occupancy thereby permitting the installation of keypad door locking arrangements without delayed egress, locks.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Richard J. Shoop, Esquire, Agency Clerk, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #3, Tallahassee, Florida 32308. Please refer all comments to: Amie C. Ragano, Senior Attorney, Agency for Health Care Administration, The Sebring Building, 525 Mirror Lake Drive North, St. Petersburg, Florida 33701.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT on August 22, 2008, the Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, received a petition for waiver of Rule 61A-3.055, F.A.C., which lists the items customarily sold in a restaurant. Petitioner Jerry's Famous Deli, Inc. requests permission to sell items which are not listed in Rule 61A-3.055, F.A.C., and which are raw products that may not qualify as "ready to eat."

A copy of the Petition for Variance or Waiver may be obtained by contacting: Terry Musselwhite, Office of the General Counsel, Division of Alcoholic Beverages and Tobacco, 1940 N. Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT on September 17, 2008, the Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco, received a petition for waiver of Rule 61A-3.055, F.A.C., which lists the items customarily sold in a restaurant. Petitioner National Deli Corp. requests permission to sell items which are not listed in Rule 61A-3.055, F.A.C., and which are raw products that may not qualify as "ready to eat."

A copy of the Petition for Variance or Waiver may be obtained by contacting: Terry Musselwhite, Office of the General Counsel, Division of Alcoholic Beverages and Tobacco, 1940 N. Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT on October 3, 2008, the Board of Professional Engineers, received a petition for Variance or Waiver filed on October 3, 2008 on behalf of Upendra Poudel. Pursuant to Chapter 28-104, F.A.C. and Section 120.542, F.S. Petitioner seeks a waiver of the provisions of Rule 61G15-20.007, Florida Administrative Code, which is entitled "Demonstration of Substantial Equivalency." Specifically, the Petitioner requests a waiver of those requirements under Rule 61G15-20.007, F.A.C., that govern the amount of credit hours required in the humanities and social sciences by counting his life-long learning experience, as described in the petition, in lieu of the semester hours in the humanities and social sciences that are required under Rule 61G15-20.007, F.A.C.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Carrie Flynn, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32301.

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

The Board of Nursing hereby gives notice that it has received a Petition for Variance or Waiver filed on August 27, 2008, on behalf of Michael David Tascione. Pursuant to Chapter 28-104, F.A.C. and Section 120.542, F.S. Petitioner seeks a Variance and waiver of the provisions of Rule 64B9-2.008, F.A.C. Specifically, the Petitioner requests that on the basis of fairness in the Petition, the Board waive the clinical component of the educational requirements for Registered Nurse licensure.

This Petition will be considered by the Board at its meeting on October 9, 2008, 6:00 p.m.

Copies of the petition may be obtained by writing: Rick Garcia, Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin C07, Tallahassee, Florida 32399-3259.

NOTICE IS HEREBY GIVEN THAT on October 1, 2008, the Board of Nursing, received a petition for Variance or Waiver filed on October 1, 2008 on behalf of Diane Thorp, a licensed nurse practitioner. Pursuant to Chapter 28-104, F.A.C. and Section 120.542, F.S., Petitioner seeks a waiver of certain requirements under Rule 64B9-15.005, F.A.C., entitled "Standards for Certified Nursing Assistant Training

Programs.” Specifically, and on the basis of Petitioner’s substantial training and experience as described in the Petition, the Petitioner requests that the Board waive those requirement under Rule 64B9-15.005, F.A.C., that would prevent her from being appointed as a program coordinator for a high school’s CNA program.

This Petition will be considered by the Board at its meeting on December 3, 2008.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rick Garcia, Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin C07, Tallahassee, Florida 32399-3259.

FLORIDA HOUSING FINANCE CORPORATION

NOTICE IS HEREBY GIVEN THAT on October 7, 2008, the Florida Housing Finance Corporation, received a petition for Waiver paragraph 67-48.0075(7)(a)1., Florida Administrative Code, from Liberty Gateway, Ltd., (“Petition”). The Petition is seeking a waiver of the rule in order to modify and delete the automatic forgiveness term for supplemental loans awarded during the 2007 Universal Application Cycle.

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. The Petition has also been posted on Florida Housing’s website at www.floridahousing.org. 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 STATE

The **Department of State, Division of Historical Resources**, Bureau of Historic Preservation and the Florida Folklife Council announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 6, 2008, 10:30 a.m.
 PLACE: College of Arts and Humanities, University of Central Florida, Orlando, Florida 32816-1990
 GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a general business meeting of the Florida Folklife Council and receive public input.

A copy of the agenda may be obtained by contacting: Dr. Tina Bucuvalas, Florida Folklife Program, Bureau of Historic Preservation, Department of State, R. A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250 or calling (850)245-6333.

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: Bureau of Historic Preservation by telephone at (850)245-6333, or by Fax at (850)245-6437. 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: Dr. Tina Bucuvalas by telephone at (850)245-6333, or by Fax at (850)245-6437.

The Florida **Department of State, State Library and Archives of Florida**, announces a State Library Council Meeting via Conference Call. All persons are invited.

DATE AND TIME: Monday, October 27, 2008, 2:30 p.m. – 4:30 p.m.

PLACE: Archives Conference Room, State Library and Archives of Florida, R. A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The council will review and discuss programs and issues related to the Division of Library and Information Services.

As a side item of the Council meeting, the Friends of the State Library and Archives of Florida Inc.’s Board of Directors and State Library Council members will receive a brief update on the State Library and Archives’ citizen support organization’s budget.

For additional information, contact: Judith Ring, State Librarian at (850)245-6600.

Any person requiring special accommodations due to a disability or physical impairment should contact the agency at least five days prior to the meeting in order to request any special assistance by calling (850)245-6600 or TDD (850)922-4085.

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: October 28, 2008, 11:00 a.m.
 PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Nominating Committee.

DATE AND TIME: December 9, 2008, 3:00 p.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Bylaws 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: December 10, 2008, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Annual Report Committee.

DATE AND TIME: December 10, 2008, 11:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Legislative Committee.

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 2 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, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax: (850)921-4131.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida **Seed Investigation and Conciliation Council** announces a public meeting to which all persons are invited.

DATE AND TIME: October 23, 2008, 10:00 a.m.

PLACE: Conference Call

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Reconsideration of seed complaint findings.

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: Mr. George Hayslip, Florida Department of Agriculture and Consumer Services, 3125 Conner Boulevard, Building 8, Tallahassee, Florida 32399-1650, (850)487-3863. 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: Mr. George Hayslip, Florida Department of Agriculture and Consumer Services, 3125 Conner Boulevard, Building 8, Tallahassee, Florida 32399-1650, (850)487-3863. This contact is for additional information, conference call number and conference code.

The Florida **Citrus Production Research Advisory Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday October 29, 2008, 10:00 a.m.

PLACE: Sebring Agri-Civic Center, 4509 George Blvd., Sebring, FL 33875

GENERAL SUBJECT MATTER TO BE CONSIDERED:
General meeting to discuss council issues, proposals and submissions.

A copy of the agenda may be obtained by contacting: Marshall Wiseheart at (850)488-4366.

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 1 day 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: Marshall Wiseheart at (850)488-4366.

The Florida **Department of Agriculture and Consumer Services, Division of Forestry (DOF)** and the Four Creeks State Forest Management Plan Advisory Group announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, October 28, 2008, 6:00 p.m.

PLACE: Division of Forestry, Jacksonville District Headquarters, 7247 Big Oaks Road (South of Callahan), Bryceville, FL 32009

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Department of Agriculture and Consumer Services, Division of Forestry (DOF) and the Four Creeks State Forest Management Plan Advisory Group announce two public meetings and a public hearing to which all persons are invited.

Public Meeting – Four Creeks State Forest Management Plan Advisory Group

DATE AND TIME: Tuesday, October 28, 2008, 6:00 p.m.

PLACE: Division of Forestry, Jacksonville District Headquarters, 7247 Big Oaks Road, Bryceville, FL 32009 (South of Callahan)

GENERAL SUBJECT MATTER TO BE CONSIDERED: To allow the Four Creeks State Forest Management Plan Advisory Group to prepare for a public hearing the evening of October 28, 2008, and provide recommendations to the DOF to help in preparation of a management plan for the Four Creeks State Forest.

Public Hearing – Four Creeks State Forest Management Plan Advisory Group

DATE AND TIME: Tuesday, October 28, 2008, 6:30 p.m.

PLACE: Division of Forestry, Jacksonville District Headquarters, 7247 Big Oaks Road, Bryceville, FL 32009 (South of Callahan)

GENERAL SUBJECT MATTER TO BE CONSIDERED: To solicit comments on management of the Four Creeks State Forest.

Comments may be presented orally or in writing at the hearing. Written comments may also be submitted to the DOF's Four Creeks State Forest Office, 7247 Big Oaks Road, Bryceville, FL 32009 (South of Callahan), to the Attention: Jennifer Hart and should be mailed so as to arrive at the office by the date of the public hearing.

Public Meeting – Four Creeks State Forest Management Plan Advisory Group

DATE AND TIME: Wednesday, October 29, 2008, 10:00 a.m.

PLACE: Division of Forestry, Jacksonville District Office, 7247 Big Oaks Road, Bryceville, FL 32009 (South of Callahan)

GENERAL SUBJECT MATTER TO BE CONSIDERED: To allow the Four Creeks State Forest Management Plan Advisory Group to review comments from the public hearing of October 28, 2008, and provide recommendations to the DOF to help in preparation of a management plan for the Jennings State Forest.

Copies of a working draft on the plan and the management plan prospectus are available by contacting: Four Creeks State Forest, 7247 Clint Dr., Hilliard, FL 32046 or contacting Jennifer Hart at (904)845-4933.

A copy of the agenda may be obtained by contacting: Jennifer Hart at (904)845-4933.

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: Jennifer Hart at (904)845-4933. 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: Jennifer Hart at (904)845-4933.

The Florida **Department of Agriculture and Consumer Services, Division of Food Safety** announces a public meeting to which all persons are invited.

DATE AND TIME: November 12, 2008, 10:00 a.m.

PLACE: Florida Department of Agriculture and Consumer Services, Conner Complex, George Eyster Auditorium, 3125 Conner Boulevard, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Informational and business meeting of the Florida Food Safety and Food Defense Advisory Council.

A copy of the agenda may be obtained by contacting: Carol Windham.

For more information, you may contact: Carol Windham, Division of Food Safety at (850)488-8298.

DEPARTMENT OF EDUCATION

The **Education Practices Commission** announces a hearing to which all persons are invited.

A Teacher Hearing Panel

DATE AND TIME: October 22, 2008, 9:00 a.m. or as soon thereafter as can be heard

PLACE: Senate Office Building, Room 401, 404 South Monroe Street, Tallahassee, Florida 32399, (850)245-0455

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hearing Panel of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators.

A copy of the agenda may be obtained by contacting: Education Practices Commission, 325 W. Gaines Street, 224 Turlington Building, Tallahassee, Florida 32399-0400.

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: Kathleen M. Richards at (850)245-0455. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Janice Harris or Kathleen M. Richards.

The **Education Practices Commission** announces a hearing to which all persons are invited.

A Teacher Hearing Panel

DATE AND TIME: October 23, 2008, 9:00 a.m. or as soon thereafter as can be heard

PLACE: Senate Office Building, Room 401, 404 South Monroe Street, Tallahassee, Florida 32399, (850)245-0455

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hearing Panel of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators.

A copy of the agenda may be obtained by contacting: Education Practices Commission, 325 W. Gaines Street, 224 Turlington Building, Tallahassee, Florida 32399-0400.

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: Kathleen M. Richards at (850)245-0455. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Janice Harris or Kathleen M. Richards.

The **Education Practices Commission** announces a hearing to which all persons are invited.

A Teacher Hearing Panel

DATE AND TIME: October 24, 2008, 9:00 a.m. or as soon thereafter as can be heard

PLACE: Senate Office Building, Room 401, 404 South Monroe Street, Tallahassee, Florida 32399, (850)245-0455

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hearing Panel of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators.

A copy of the agenda may be obtained by contacting: Education Practices Commission, 325 W. Gaines Street, 224 Turlington Building, Tallahassee, Florida 32399-0400.

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: Kathleen M. Richards at (850)245-0455. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Janice Harris or Kathleen M. Richards.

The **Florida Atlantic University** announces a public meeting to which all persons are invited.

DATE AND TIME: October 28, 2008, 11:00 a.m.

PLACE: 777 Glades Road, Bldg. 69, Room 110, Boca Raton, FL 33431

GENERAL SUBJECT MATTER TO BE CONSIDERED: To hold an orientation meeting regarding Florida's Art in State Building Program for BT-624 FAU/UF Joint Use Facility.

A copy of the agenda may be obtained by contacting: Corina Mavrodin at (561)297-0541 or cmavrodi@fau.edu.

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: Corina Mavrodin at cmavrodi@fau.edu 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: Corina Mavrodin at (561)297-0541.

The **Florida College System Task Force** announces a public meeting to which all persons are invited.

DATE AND TIME: October 21, 2008, 10:00 a.m. – 12:00 Noon

PLACE: Via Conference Call: 1(888)808-6959, Conference Code: 2459452

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workgroup to develop characteristics which define a state college and transition criteria for the Florida College System and state colleges in Florida.

A copy of the agenda may be obtained by contacting: Kasongo Butler at kasongo.butler@fldoe.org.

The **Florida College System Task Force** announces a public meeting to which all persons are invited.

DATE AND TIME: October 21, 2008, 2:00 p.m. – 4:00 p.m.

PLACE: Via Conference Call: 1(888)808-6959, Conference Code: 2459452

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workgroup to develop funding options for the Florida College System and state colleges in Florida.

A copy of the agenda may be obtained by contacting: Kasongo Butler at kasongo.butler@fldoe.org.

The **Florida College System Task Force** announces a public meeting to which all persons are invited.

DATE AND TIME: October 27, 2008, 9:30 a.m. – 11:30 a.m.

PLACE: Via Conference Call: 1(888)808-6959, Conference Code: 2459452

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workgroup to develop a baccalaureate degree approval process for the Florida College System and state colleges in Florida.

A copy of the agenda may be obtained by contacting: Kasongo Butler at kasongo.butler@fldoe.org.

The **Florida College System Task Force** announces a public meeting to which all persons are invited.

DATE AND TIME: October 29, 2008, 3:00 p.m. – 5:00 p.m.

PLACE: Via Conference Call: 1(888)808-6959, Conference Code: 2459452

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workgroup to develop the mission/vision/guiding principles and governance for the Florida College System and state colleges in Florida.

A copy of the agenda may be obtained by contacting: Kasongo Butler at kasongo.butler@fldoe.org.

The **Florida College System Task Force** announces a public meeting to which all persons are invited.

DATE AND TIME: November 3, 2008, 2:00 p.m. – 4:00 p.m.

PLACE: Via Conference Call: 1(888)808-6959, Conference Code: 2459452

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workgroup to develop funding options for the Florida College System and state colleges in Florida.

A copy of the agenda may be obtained by contacting: Kasongo Butler at kasongo.butler@fldoe.org.

The **Distance Learning Task Force** announces a public meeting to which all persons are invited.

DATE AND TIME: October 23, 2008, 1:00 p.m. – 3:00 p.m.

PLACE: Via Conference Call: 1(888)808-6959, Conference Code: 2450467

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workgroup will develop online registration system recommendations regarding distance learning in postsecondary education.

A copy of the agenda may be obtained by contacting: John Opper at jopper@distancelearn.org.

The **Distance Learning Task Force** announces a public meeting to which all persons are invited.

DATE AND TIME: October 24, 2008, 9:00 a.m. – 11:00 a.m.

PLACE: Via Elluminate and/or Via Conference Call: 1(888)808-6959, Conference Code: 2450467. To access via Elluminate, visit: http://vclass.distancelearn.org:80/build_calendar.event?meetingId=1223475545467.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workgroup will develop administrative operation recommendations regarding distance learning in postsecondary education.

A copy of the agenda may be obtained by contacting: John Opper at jopper@distancelearn.org.

The **Distance Learning Task Force** announces a public meeting to which all persons are invited.

DATE AND TIME: November 3, 2008, 9:00 a.m. – 11:00 a.m.

PLACE: Via Conference Call: 1(888)808-6959, Conference Code: 2450467

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workgroup will develop administrative operation recommendations regarding distance learning in postsecondary education.

A copy of the agenda may be obtained by contacting: John Opper at jopper@distancelearn.org.

The **Distance Learning Task Force** announces a public meeting to which all persons are invited.

DATE AND TIME: November 12, 2008, 9:00 a.m. – 11:00 a.m.

PLACE: Via Conference Call: 1(888)808-6959, Conference Code: 2450467

GENERAL SUBJECT MATTER TO BE CONSIDERED: Workgroup will develop administrative operation recommendations regarding distance learning in postsecondary education.

A copy of the agenda may be obtained by contacting: John Opper at jopper@distancelearn.org.

DEPARTMENT OF COMMUNITY AFFAIRS

The **Century Commission for a Sustainable Florida** announces a public meeting to which all persons are invited.

DATES AND TIMES: November 9, 2008, 4:00 p.m. – 7:00 p.m.; November 10, 2008, 9:00 a.m. – 4:00 p.m.

PLACE: The Ritz-Carlton, Sarasota, 1111 Ritz-Carlton Drive, Sarasota, FL 34236, (941)309-2000

GENERAL SUBJECT MATTER TO BE CONSIDERED: Century Commission members will continue to discuss the Commission's statutory role, including how to address the impacts of population growth during the next 25-50 years.

During the November meeting, Commissioners will discuss the recommendations that were made by delegates during the September Water Congress. In addition, Commissioners will consider potential recommendation topics for the Third Annual Report to the Governor and Legislature – including term limits, a generational impact statement, the Critical Lands and Waters Identification Project (CLIP), and Education.

All information regarding this meeting and the Century Commission may be obtained at the Internet address: www.centurycommission.org or by calling (850)219-0082, ext. 5.

DEPARTMENT OF LAW ENFORCEMENT

The Florida **Department of Law Enforcement** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 27, 2008, 12:00 Noon

PLACE: New Capitol Building, 22nd Floor, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly Missing Endangered Persons Information Clearinghouse (MEPIC) Advisory Board Meeting.

A copy of the agenda may be obtained by contacting: Dinah Johnson at 1(888)356-4774.

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: Dinah Johnson at 1(888)356-4774. 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: Dinah Johnson at 1(888)356-4774.

The Florida **Department of Law Enforcement** announces a workshop to which all persons are invited.

Criminal Justice Standards and Training Commission Workshop

DATE AND TIME: Wednesday, October 29, 2008, 3:30 p.m.

PLACE: Ft. Lauderdale Marriott North, 6650 North Andrews Avenue, Ft. Lauderdale, Florida 33309. Reservation Information: Telephone: (954)771-0440, Fax: (954)772-9834. When placing reservations over the telephone the Group Name is "Criminal Justice" The online reservations web site is: <http://www.marriott.com/hotels/travel/FLLCC?groupCode=cjs&cjsa&app=resvlink&fromDate=10/26/08&toDate=10/31/08>.

The guest room rate is \$94.00 Single or Double from 10/26 – 11/1. The deadline for making reservations is October 5, 2008. You may cancel your reservation by 6:00 p.m. on the date of arrival. Check-in is 3:00 p.m. and Check-out is 12 Noon.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Failure to meet the Commissions Law Enforcement Officer Firearms Qualification Standard due to line of duty injury.

A copy of the Criminal Justice Standards and Training agenda may be obtained by contacting: Donna Hunt at (850)410-8615 or e-mail at donnahunt@fdle.state.fl.us. The Commission agenda and agenda items will be posted to the FDLE website on October 13, 2008. You may accessed the Commission agenda and agenda items at: <http://www.fdle.state.fl.us/CJST/Commission/meetingschedule.html>.

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: Donna Hunt at (850)410-8615 or e-mail at donnahunt@fdle.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Donna Hunt at (850)410-8615 or e-mail at donnahunt@fdle.state.fl.us.

DEPARTMENT OF TRANSPORTATION

The **Department of Transportation**, District One announces a hearing to which all persons are invited.

DATE AND TIMES: Tuesday, November 18, 2008, Open House at 6:00 p.m.; Formal Hearing, 7:00 p.m.

PLACE: Woodland – The Community Church, 9607 East SR 70, Bradenton, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, social, economic and environmental effects of the proposed improvements to I-75 from north of University Parkway to north of Moccasin Wallow Road in Manatee County, Financial Project ID Number 201032-1-22-01.

A copy of the agenda may be obtained by contacting: Chris Piazza, Project Manager, Florida Department of Transportation, P. O. Box 1249, Bartow, FL 33831, (863)519-2293.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing is asked to advise the agency at least 7 days before the hearing by contacting: Mr. Piazza. 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: Chris Piazza, Project Manager, Florida Department of Transportation, P. O. Box 1249, Bartow, FL 33831, (863)519-2293.

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."

FLORIDA PAROLE COMMISSION

The **Florida Parole Commission** announces a public meeting to which all persons are invited.

DATES AND TIME: Wednesdays, November 5, 2008; November 12, 2008; November 19, 2008, 9:00 a.m.

PLACE: Florida Parole Commission, 2601 Blair Stone Road, Bldg. C, Tallahassee, FL 32399-2450

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting for all Parole, Conditional Release, Conditional Medical Release, Addiction Recovery, Control Release and all other Commission business.

A copy of the agenda may be obtained by contacting: Florida Parole Commission at (850)488-1293.

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: Florida Parole Commission at ada@fpc.state.fl.us If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces a commission workshop to which all persons are invited.

DATE AND TIME: November 3, 2008, 9:30 a.m.

PLACE: Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, FL 32399-0862

GENERAL SUBJECT MATTER TO BE CONSIDERED: Docket Nos.: 080407-EG; 080408-EG; 080409-EG; 080410-EG; 080411-EG; 080412-EG; and 080413-EG – Commission review of numeric conservation goals. The purpose of this workshop is to discuss the development of demand-side and supply-side conservation and efficiency measures, including demand-side renewable systems, for Florida's electric utilities pursuant to Sections 366.80 through 366.82, Florida Statutes. Subject matter to be discussed shall include, but not be limited to:

1. The results of the KEMA/ITRON Technical Potential Study including baseline consumption data; identification of potential demand-side and supply-side conservation, energy efficiency measures, and demand-side renewable energy systems; quantifying corresponding demand and energy savings for each measure; and estimating the total technical potential savings if all measures were adopted;
2. Utility plans, procedures, and methodologies employed or to be employed to determine the full technical, economic, and achievable potential for supply-side generation, transmission, and distribution efficiency improvements;
3. Utility plans, procedures, and methodologies employed or to be employed to screen the measures identified in the KEMA/ITRON Technical Potential Study to determine the economic and achievable potential of each measure;
4. Utility plans, procedures, and methodologies employed or to be employed to determine the costs and benefits to consumers participating in each measure;
5. Utility plans, procedures, and methodologies employed or to be employed to determine the costs and benefits to the general body of ratepayers as a whole, including utility incentives and participant contributions;
6. The need for incentives to promote both customer-owned and utility-owned energy efficiency and demand-side renewable energy systems; and
7. Utility plans, procedures, and methodologies employed or to be employed to determine the costs imposed by state and federal regulations on the emission of greenhouse gases.

A copy of the agenda for this workshop may be obtained by writing: Office of the Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850. Any person with questions concerning this workshop should contact Katherine Fleming at (850)413-6218.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop is asked to advise the agency at least 48 hours before the workshop by contacting: Office of Commission Clerk at (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).

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 all interested persons. 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 call the Office of the General counsel at (850)413-6199.

EXECUTIVE OFFICE OF THE GOVERNOR

The **Governor's Volunteer Florida Foundation Board** announces a telephone conference call to which all persons are invited.

DATES AND TIME: Monday through Friday, October 27-31, 2008, 8:00 a.m. – 5:00 p.m.

PLACE: Telephone conference call

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Foundation business.

A copy of the agenda may be obtained by contacting: Frances Rhodes at (850)410-0796.

The **Governor's Commission on Volunteerism and Community Service** (Volunteer Florida) announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 6, 2008, 8:00 a.m. – 5:00 p.m.

PLACE: 6649 Westwood Blvd., Bldg. W2-5A, Orlando, FL 32821

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Committee Business.

A copy of the agenda may be obtained by contacting: Kristin Mullikin.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting. 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: Kristin Mullikin at (850)414-0092 or kristin@volunteerflorida.org.

The **Florida Faith-based and Community Advisory Council** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, October 17, 2008, 10:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Passcode: 4130909

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adoption sub-committee general business.

A copy of the agenda may be obtained by contacting: Frances Rhodes at (850)410-0696.

The **Florida Faith-based and Community Advisory Council** announces a telephone conference call to which all persons are invited.

DATES AND TIME: Monday, October 27, 2008; Friday, October 31, 2008, 10:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Passcode: 4130909

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Council business.

A copy of the agenda may be obtained by contacting: Frances Rhodes at (850)410-0696.

REGIONAL PLANNING COUNCILS

The **East Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 29, 2008, 1:30 p.m.

PLACE: ECFRPC Offices, 631 N. Wymore Road, Suite 100, Maitland, FL 32751

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

A copy of the agenda may be obtained by contacting: Ruth Little at (407)623-1075 or by email at rlittle@ecfrpc.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 1 day before the workshop/meeting by contacting: Ruth Little. 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.

The **Tampa Bay Regional Planning Council**, Executive/Budget Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, December 8, 2008, 9:00 a.m.

PLACE: 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive/Budget Committee.

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: Wren Krahl at (727)570-5151, ext. 22. 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: Wren Krahl at (727)570-5151, ext. 22.

The **Tampa Bay Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, December 8, 2008, 10:00 a.m.

PLACE: 4000 Gateway Centre Blvd., Suite #100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Tampa Bay Regional Planning Council.

A copy of the agenda may be obtained by contacting: www.tbrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Wren Krahl at (727)570-5151, ext. 22. 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: Wren Krahl at (727)570-5151, ext. 22.

The **Tampa Bay Regional Planning Council**, Legislative Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, December 8, 2008, 11:30 a.m.

PLACE: 4000 Gateway Centre Blvd., Suite #100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Tampa Bay Regional Planning Council Legislative Committee.

A copy of the agenda may be obtained by contacting: www.tbrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Wren Krahl at (727)570-5151, ext. 22. 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: Wren Krahl at (727)570-5151, ext. 22.

The **Tampa Bay Regional Planning Council**, Agency on Bay Management announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, December 11, 2008, 9:00 a.m.

PLACE: 4000 Gateway Center Blvd., Suite #100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Agency on Bay Management.

A copy of the agenda may be obtained by contacting: www.tbrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Suzanne Cooper at (727)570-5151, ext. 32. 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 Cooper at (727)570-5151, ext. 32.

The **Tampa Bay Regional Planning Council**, Clearinghouse Review Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, December 22, 2008, 9:30 a.m.

PLACE: 4000 Gateway Centre Blvd., Suite #100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Review Committee.

A copy of the agenda may be obtained by contacting: www.tbrpc.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Wren Krahl at (727)570-5151, ext. 22. 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 Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, November 3, 2008, 10:30 a.m.
 PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, FL 33021
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Any Development Order received prior to the meeting; Amerifirst Tract Development of Regional Impact Substantial Deviation aka Metropica – City of Sunrise; Any proposed Local Government Comprehensive Plan received prior to the meeting; Any adopted Local Government Comprehensive Plan received prior to the meeting; Any Proposed Public Education Facilities Element (PEFE)/Capital Improvements Element (CIE) Amendments received prior to the meeting; Proposed Local Government Comprehensive Plan Amendments for Indian Creek Village and Cooper City; Any proposed Local Government Comprehensive Plan Amendment received prior to the meeting; Adopted Public Education Facilities Element (PEFE)/Capital Improvements Element (CIE) Amendments for Margate and Palmetto Bay; Any Adopted Public Education Facilities Element (PEFE)/Capital Improvements Element (CIE) Amendments received prior to the meeting; Adopted Local Government Comprehensive Plan Amendment for Hallandale Beach; Any adopted Local Government Comprehensive Plan Amendment received prior to the meeting; Meeting on monthly Council business; Executive Committee meeting at 10:00 a.m. at the above location.

Council related committees may meet periodically before (9:00 a.m.) and following the regularly scheduled Council meetings. Any party desirous of ascertaining schedules of the sub-committees should call the Council Offices at (954)985-4416 (Broward).

A copy of the agenda may be obtained by contacting: (954)985-4416.

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: (954)985-4416. 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: (954)985-4416.

The **Apalachee Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 30, 2008, 10:30 a.m. (ET)

PLACE: Ramada Conference Center, 2900 N. Monroe Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: In addition to its regular business, the agenda will include the review of any local government plan amendments received in a timely manner.

A copy of the agenda may be obtained by contacting: Janice Watson, ARPC, 20776 Central Ave., East, Blountstown, FL 32424, (850)674-4571.

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

WATER MANAGEMENT DISTRICTS

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

DATE AND TIME: Monday, October 27, 2008, 10:00 a.m.

PLACE: PR/MRWSA, 8998 S. W. County Road 769, Arcadia, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: PEACE RIVER/MANASOTA REGIONAL WATER SUPPLY AUTHORITY (PR/MRWSA) FACILITY TOUR AND LUNCH: Tour of facility and lunch to follow. Ad Order 35488.

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 Frances Sesler at (352)796-7211, extension 4608.

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: General Services Department, 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).

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: SWFWMD Executive Department at the address above.

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

DATE AND TIME: Monday, October 27, 2008, 2:00 p.m.

PLACE: SWFWMD, Sarasota Service Office, 6750 Fruitville Road, Sarasota, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: GOVERNING BOARD AND PR/MRWSA WORKSHOP: Discuss water issues of mutual interest. Ad Order 35488.

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).

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

DATE AND TIME: Monday, October 27, 2008, 6:00 p.m.

PLACE: 343 Palmetto Avenue, Osprey, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: SARASOTA CONSERVATION FOUNDATION DINNER (invitation only): The dinner social includes the Governing Board, PR/MRWSA and members of Sarasota, Charlotte, DeSoto, Manatee, Hardee and Highlands county commissions and City of North Port commission: Ad Order 35488.

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 Frances Sesler at (352)796-7211, extension 4608.

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: General Services Department, 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).

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: SWFWMD Executive Department at the address above.

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

DATE AND TIME: Tuesday, October 28, 2008, 9:00 a.m.

PLACE: SWFWMD, Sarasota Service Office, 6750 Fruitville Road, Sarasota, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: GOVERNING BOARD COMMITTEE MEETINGS, BOARD MEETING, AND PUBLIC HEARING: Conduct Committee meetings, Governing Board meeting and Public Hearing. Ad Order 35488.

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 Frances Sesler at (352)796-7211, extension 4608.

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: General Services Department, 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).

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: SWFWMD Executive Department at the address above.

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

DATE AND TIME: Friday, October 31, 2008, 11:00 a.m.

PLACE: 4399 Winter Lake Road, Circle B Bar Reserve, Lakeland, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: POLK COUNTY NATURE DISCOVERY CENTER GRAND OPENING: Grand opening for the Polk Nature Discovery Center. Ad Order 35488.

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 Frances Sesler at (352)796-7211, extension 4608.

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: General Services Department, 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).

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: SWFWMD Executive Department at the address above.

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

DATE AND TIME: Saturday, November 1, 2008, 10:00 a.m.

PLACE: 4399 Winter Lake Road, Circle B Bar Reserve, Lakeland, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: WATER, WINGS AND WILD THINGS: POLK NATUREFEST 2008 (in conjunction with Polk's Nature Discovery Center grand opening): Provide an opportunity to learn about natural resources and nature-based recreation opportunities. Ad Order 35488.

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 Frances Sesler at (352)796-7211, extension 4608.

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: General Services Department, 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).

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: SWFWMD Executive Department at the address above.

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

Governing Board Special Meeting

DATE AND TIME: October 27, 2008, 10:00 a.m.

PLACE: SFWMD Headquarters, Building B-1, 3301 Gun Club Road, West Palm Beach, Florida 33406

DATE AND TIME: October 28, 2008, 9:00 a.m.

PLACE: SFWMD Headquarters, Building B-1, 3301 Gun Club Road, West Palm Beach, Florida 33406

All or part of the meeting may be conducted as a teleconference in order to permit maximum participation by Governing Board members. The Governing Board may take

official action at the Special Meeting on any item appearing on the agenda and on any item that is added to the agenda as a result of a change to the agenda approved by the presiding officer of the meeting pursuant to Section 120.525, Florida Statutes.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board to discuss and consider District business, including regulatory and non-regulatory matters, and may include an amendment to the District's Fiscal Year 2008-2009 budget to revise revenues and expenditures.

A copy of the agenda may be obtained by contacting: Jacki McGorty at (561)682-2087 or at https://my.sfwmd.gov/portal/page?_pageid=2574,13014318&_dad=portal&_schema=PORTAL.

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: Jacki McGorty 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: District Clerk's Office at (561)682-2087.

The **Water Resources Advisory Commission (WRAC)** Lake Okeechobee Committee announces a public meeting to which all persons are invited.

DATE AND TIME: October 29, 2008, 9:00 a.m. – 4:00 p.m.

PLACE: SFWMD, Building B-1, Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: A Public Meeting of the Water Resources Advisory Commission (WRAC) regarding issues of the restoration and protection of Lake Okeechobee; and the Caloosahatchee and St. Lucie Estuaries. The public is advised that it is possible that one or more members of the Governing Board of the South Florida Water Management District may attend and participate in this meeting.

A copy of the agenda may be obtained by contacting: Rick Smith at (561)682-6517 or at our website: <http://my.sfwmd.gov/wrac>.

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: District's Clerk Office, Jacki McGorty 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).

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

DATES AND TIME: Wednesday and Thursday, November 12-13, 2008, 9:00 a.m.

PLACE: South Florida Water Management District Headquarters, Building B-1, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Meeting of the Governing Board of the South Florida Water Management District to present the draft Florida Forever Work Plan, 2009 Annual Update, included as Chapter 6A, F.A.C.; Volume II of the 2009 South Florida Environmental Report. The draft Plan will be available for public review and comment from October 15, 2008 through December 11, 2008, preceding the District Governing Board review on November 12 and 13, 2008 and approval on December 11, 2008.

For more information regarding the Plan, please contact: Wanda Caffie-Simpson, Land Acquisition Department, e-mail: wsimpso@sfwmd.gov, Phone (561)682-6445, South Florida Water Management District Headquarters, 3301 Gun Club Road, Mail Stop Code 7310, West Palm Beach, FL 33406.

A copy of the agenda may be obtained by contacting: (1) District website: www.sfwmd.gov or (2) by writing to: South Florida Water Management District, Mail Stop 1130, P. O. Box 24680, West Palm Beach, FL 33416-4680.

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: 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: District Clerk's Office at (561)682-2087.

The **South Florida Water Management District** announces a hearing to which all persons are invited.

DATE AND TIME: Thursday, November 13, 2008. Regular meeting, 9:00 a.m.; Public hearing is anticipated to start after completion of the Discussion Agenda but may occur earlier or later in the day

PLACE: South Florida Water Management District Headquarters, Building B-1, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Hearing of the Governing Board of the South Florida Water Management District to adopt an amendment to add the River of Grass Acquisition Project, located in Gilchrist, Glades, Hendry, Highlands and Palm Beach Counties, to the SFWMD Florida Forever Work Plan, 2008 Annual Update; included as Chapter 6A, F.A.C., Volume II of the South Florida Environmental Report. Public comments on the amendment may be made by regular mail or e-mail received by the District no later than 5:00 p.m., November 11, 2008 or in person at the public hearing on November 13, 2008. At the conclusion of the public hearing, the District Governing Board will vote on the recommendation to adopt the Plan amendment.

For more information regarding the Plan, please contact: Wanda Caffie-Simpson in the Land Acquisition Department, e-mail: wsimpso@sfwmd.gov, Phone (561)682-6445, South Florida Water Management District Headquarters, 3301 Gun Club Road, Mail Stop Code 7310, West Palm Beach, FL 33406.

A copy of the agenda may be obtained by contacting: (1) District website: www.sfwmd.gov or (2) by writing to: South Florida Water Management District, Mail Stop 1130, P. O. Box 24680, West Palm Beach, FL 33416-4680.

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: 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: District Clerk's Office at (561)682-2087.

The **South Florida Water Management District** announces a hearing to which all persons are invited.

DATE AND TIME: Thursday, December 11, 2008, Regular meeting, 9:00 a.m.; Public hearing is anticipated to start after completion of the Discussion Agenda but may occur earlier or later in the day

PLACE: South Florida Water Management District Headquarters, Building B-1, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Hearing of the Governing Board of the South Florida Water Management District to adopt the Florida Forever Work Plan, 2009 Annual Update, included as Chapter 6A, F.A.C.; Volume II of the South Florida Environmental Report. Public comments on the Plan may be made by regular mail or e-mail received by the District no later than 5:00 p.m., December 9, 2008 or in person at the public hearing on December 11, 2008. At the conclusion of the public hearing, the District Governing Board will vote on the recommendation to adopt the Plan.

The Florida Forever Work Plan, 2009 Annual Update (Volume II, Chapter 6A, F.A.C., of the 2009 South Florida Environmental Report) will be available for public review and comment from October 15, 2008 through December 11, 2008.

For more information regarding the Plan, please contact Wanda Caffie-Simpson in the Land Acquisition Department, e-mail: wsimpso@sfwmd.gov, Phone (561)682-6445, South Florida Water Management District Headquarters, 3301 Gun Club Road, Mail Stop Code 7310, West Palm Beach, FL 33406.

A copy of the agenda may be obtained by contacting: (1) District website: www.sfwmd.gov or (2) by writing to: South Florida Water Management District, Mail Stop 1130, P. O. Box 24680, West Palm Beach, FL 33416-4680.

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: 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: District Clerk's Office at (561)682-2087.

COMMISSION FOR THE TRANSPORTATION DISADVANTAGED

The Florida **Commission for the Transportation Disadvantaged** announces a workshop to which all persons are invited.

DATE AND TIME: Wednesday, October 29, 2008, 10:00 a.m. – until completion

PLACE: Hilton Pensacola Beach, 12 Via de Luna Drive, Pensacola, FL 32561, (852)916-2999. Conference Call: 1(888)808-6959; Conference Code: 34767.

GENERAL SUBJECT MATTER TO BE CONSIDERED: For Commissioners to discuss the proposed Agency for Health Care and Commission for the Transportation Disadvantaged Medicaid Non-Emergency Transportation Contract.

A copy of the agenda may be obtained by contacting: Nikki Smith, 605 Suwannee Street, MS-49, Tallahassee, FL 32399, (850)410-5700.

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: Nikki Smith, 605 Suwannee Street, MS-49, Tallahassee, FL 32399, (850)410-5700. 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: Nikki Smith, 605 Suwannee Street, MS-49, Tallahassee, FL 32399, (850)410-5700.

SPACE FLORIDA

NOTICE OF CHANGE – The **Space Florida** announces a public meeting to which all persons are invited.

DATES AND TIMES: Old: October 22, 2008, 9:00 a.m. – 10:00 a.m. (EST); New: October 29, 2008, 9:00 a.m. – 10:00 a.m. (EST)

PLACE: Teleconference, Space Florida Conference Room, Kennedy Space Center Visitor Complex, Cape Canaveral, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Space Florida Combined Budget and Finance Committee Meeting and Audit Committee Meeting.

A copy of the agenda may be obtained by contacting: Denise Swanson at dswanson@spaceflorida.gov.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Denise Swanson at dswanson@spaceflorida.gov. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Denise Swanson at dswanson@spaceflorida.gov.

DEPARTMENT OF MANAGEMENT SERVICES

NOTICE OF CHANGE – The **Southwood Shared Resource Center** announces a workshop to which all persons are invited.

DATE AND TIME: Thursday, October 23, 2008, 8:30 a.m. – 11:30 a.m. or until board business is concluded

PLACE: Betty Easley Center, Room 152, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The SSRC Board of Trustees will be conducting a by-laws workshop to finalize the board's by-laws.

This meeting is in stead of the previously scheduled October 20, 2008, board meeting which has been cancelled.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Rick Mitchell at (850)488-9895, rick.mitchell@ssrc.myflorida.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Rick Mitchell at (850)488-9895, rick.mitchell@ssrc.myflorida.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Regulatory Council for the **Community Association Managers** announces a public meeting to which all persons are invited.

DATE AND TIME: November 7, 2008, 10:30 a.m.

PLACE: Embassy Suites Hotel, Tampa-Airport Westshore, 555 North Western Boulevard, Tampa, Florida 33609-1923

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Meeting.

A copy of the agenda may be obtained by contacting: Renese Jones at (850)922-5012 or via Fax at (850)921-2321.

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: Renese Jones at (850)922-5012 or via Fax at (850)921-2321. 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: Renese Jones at (850)922-5012 or via Fax at (850)921-2321.

The **Pilotage Rate Review Board** announces a public meeting to which all persons are invited.

DATES AND TIMES: November 18, 2008, 1:00 p.m.; November 19, 2008, 8:00 a.m.

PLACE: InterContinental Tampa, 4860 West Kennedy Boulevard, Tampa, FL 33609

DATE AND TIME: November 20, 2008, 9:00 a.m.

PLACE: Site visit for the Port of Tampa Bay, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: A petition for a change in the rates of pilotage charged by the licensed state pilots and certified deputy pilots at Tampa Bay Pilots Association has been filed with the Pilotage Rate Review Board, pursuant to Section 310.151, Florida Statutes, and Chapter 61E13, Florida Administrative Code.

The last rate change (increase) granted to the Port of Tampa Bay was July 2002. The board intends to consider the following requested rate change (increase) for the Port of Tampa Bay:

Effective, after the hearing, for the first year:

Draft charge increase from \$36.69 per draft foot to \$40.51 per draft foot.

Tonnage charges increase from \$0.0687 per International Gross Ton (GT), to \$0.0725 per GT, 2600 minimum.

Docking/Undocking charge increase from \$62.50 under 5000 GT to \$75.00, 5000 to 10,000 GT from \$93.75 to \$112.50, over 10,000 GT from \$125.00 to \$150.00.

Shifting increase for Zone A from \$200 + \$0.0275 to 3/8 (Draft + Tonnage), Zone B from Draft + \$0.041 GT to 3/4 (Draft + Tonnage), Zone C from Draft + \$0.0525 GT to Draft + Tonnage, Minimum Tonnage Charge from \$100.00 to \$350.00 Minimum Charge all Shifts.

Cancellation Charge after pilot is dispatched from \$100.00 to \$100.00 plus transportation charges incurred.

Effective the second year:

Draft charge increased from \$40.51 per draft foot to \$45.19 per draft foot.

Tonnage charge increase from \$0.0725 per GT to \$0.07625 per GT.

Docking or Undocking change from \$75.00 under 5000 GT to \$87.50, 5000 GT to 10,000GT from \$112.50 to \$131.25, over 10,000 GT from \$150.00 to \$175.00.

Effective the third year:

Draft charge increased from \$45.19 per draft foot to \$50.58 per draft foot.

Tonnage charge increase from \$0.07625 per GT to \$0.08 per GT.

Docking or Undocking change from \$87.50 under 5000 GT to \$100.00, 5000 GT to 10,000 GT from \$131.25 to \$150.00, over 10,000 GT from \$175.00 to \$200.00.

November 18, 2008, the board will conduct a review of their rules. A public hearing pursuant to Rule 61E13, Florida Administrative Code will be held as follows:

November 19, 2008 a Site visit to the Port of Tampa Bay pursuant to subsection 61E13-2.007(5), Florida Administrative Code. No board business will be transacted. November 20, 2008, the board meeting will take place.

All interested parties may file an answer, an additional or alternative application, or any other applicable pleading or response, including all documentation in support thereof within thirty (30) days of this publication.

A copy of the agenda may be obtained by contacting: DBPR, Pilotage Rate Review Board, 1940 N. Monroe St., Tallahassee, FL 32399-0773.

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. 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.

The **Construction Industry Licensing Board** announces a public meeting to which all persons are invited.

DATE AND TIMES: October 28, 2008, 9:00 a.m. and 10:00 a.m. or soon thereafter

PLACE: Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review complaints in which a determination of the existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: Jeff Kelly, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062.

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: Jeff Kelly, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062. 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.

The **Board of Accountancy** announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 4, 2008, 9:00 a.m.

PLACE: Via conference call: 1(888)808-6959, Conference Code: 9299108

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider items relating to the educational requirements to sit for the CPA examination.

A copy of the agenda may be obtained by contacting: Vy Hayes, 240 N. W. 76th Drive, Suite A, Gainesville, Florida 32607.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Vy Hayes. 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: Vy Hayes.

The **Florida Real Estate Appraisal Board (FREAB)** announces a public meeting to which all persons are invited.

DATES AND TIMES: Monday, October 27, 2008, 9:00 a.m. or soon thereafter; Tuesday, October 28, 2008, 8:30 a.m. or soon thereafter

PLACE: Hilton Fort Lauderdale Beach Resort, 505 N. Fort Lauderdale Beach Boulevard, Fort Lauderdale, Florida 33304

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of the Appraisal Board – among topics included, but not limited to, are proposed legislation affecting Chapter 475, Part II, F.S., rule development workshops, Florida Administrative Code 61J1 rule amendments, disciplinary actions, and general subject matter.

A copy of the agenda may be obtained by contacting: Beverly Ridenauer, Government Analyst II, Florida Real Estate Appraisal Board, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

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: Department of Business and Professional Regulation at (407)481-5632. 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.

The Probable Cause Panel of the Florida **Real Estate Appraisal Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 29, 2008, 9:00 a.m. or soon thereafter (Portions of the probable cause proceedings are not open to the public)

PLACE: Hilton Fort Lauderdale Beach Resort, 505 N. Fort Lauderdale Beach Boulevard, Fort Lauderdale, Florida 33304

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. Portions of the probable cause proceedings are not open to the public. All or part of this meeting may be conducted by teleconference in order to permit maximum participation of the Board members or its counsel.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Division of Real Estate, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772. Only public portions of the agenda are available upon request.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Division of Real Estate at (407)481-5632. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DEPARTMENT OF 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 Florida **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: October 23, 2008, 1:00 p.m.

PLACE: Sylvan Lake Park, 845 Lake Markham Rd., Sanford, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a public meeting to discuss technical issues related to the Lake Jesup Basin Management Action Plan (BMAP). The primary topic of discussion during this meeting will be calculations and monitoring efforts related to phosphorus reductions.

A copy of the agenda may be obtained by contacting: Mr. Fred Calder, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3565, Tallahassee, Florida 32399-2400, or by e-mail at fred.calder@dep.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 5 days before the workshop/meeting by contacting: Fred Calder at (850)245-8555. 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 **Siting Coordination Office** announces a hearing to which all persons are invited.

DATES AND TIME: October 27-31, 2008; November 3-7, 2008, 1:00 p.m.

PLACE: Wellington Community Center, Grand Cypress Room, Village of Wellington, Parks & Recreation, 12165 West Forest Hill Blvd., Wellington, Florida (first week) and Holiday Inn Palm Beach Airport Hotel & Community Center, 1301 Belvedere Road, West Palm Beach, Florida (second week)

GENERAL SUBJECT MATTER TO BE CONSIDERED: NOTICE OF CANCELLATION.

CANCELLATION OF HEARING: The certification hearing scheduled for October 27-31, 2008 and November 3-7, 2008, and noticed on August 22, 2008, for the FPL West County Energy Center Unit 3 Project, Power Plant Site Certification Application number PA05-47SA1, DOAH Case number 07-5574EPP, DEP Office of General Counsel Case Number 07-2198 has been cancelled. In accordance with the Florida Electrical Power Plant Siting Act, Section 403.508(6), F.S., on October 8, 2008, all parties to this proceeding stipulated that there are no disputed issues on material fact or law to be raised at the certification hearing and filed a motion requesting that the Administrative Law Judge cancel the certification hearing and relinquish jurisdiction to the Department of Environmental Protection pursuant to Section 403.508(6)(a), F.S. The Administrative Law Judge issued an order granting the request pursuant to Section 403.508(6)(b), F.S. Pursuant to Section 403.509(1), F.S., the Department of Environmental Protection will prepare and issue a Final Order within 40 days of the Judge's Order.

For more information, you may contact: Mr. Michael P. Halpin, Department of Environmental Protection, 2600 Blair Stone Road, M.S. 48, Tallahassee, Florida 32399-2400, (850)245-8002.

The **Environmental Regulation Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: October 29, 2008, 9:00 a.m.

PLACE: Department of Environmental Protection, 3900 Commonwealth Blvd., Conference Room A, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: A regularly scheduled meeting of the Environmental Regulation Commission will be held for the purpose of rule adoptions and briefings.

A copy of the agenda may be obtained by contacting: Nancy Mould at (850)245-2211, or by going to the DEP website at the following address: <http://www.dep.state.fl.us/legal/ERC>. The agenda will be posted ten days prior to the meeting.

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: Nancy Mould at (850)245-2211. 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 **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: October 30, 2008, 9:00 a.m. – 4:00 p.m.

PLACE: Edward Ball Wakulla Springs State Park, 550 Wakulla Park Drive, Wakulla Springs, Florida 32327

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Springs Task Force consisting of public agencies and stakeholders is a forum to discuss issues related to protection, assessment, and restoration of Florida's springs.

A copy of the agenda may be obtained by contacting: Constance Bersok, Florida Department of Environmental Protection, 2600 Blair Stone Road, Division of Environmental Assessment and Restoration, MS 3512, Tallahassee, FL 32399-2400, (850)245-8479, connie.bersok@dep.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 5 days before the workshop/meeting by contacting: Constance Bersok at (850)245-8479. 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**, Bureau of Assessment and Restoration Support announces a workshop to which all persons are invited.

DATE AND TIME: Tuesday, November 18, 2008, 10:00 a.m. (EST)

PLACE: Department of Environmental Protection, Bob Martinez Center (formerly Twin Towers Office), Room 609, 2600 Blair Stone Road, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To present background information and receive public comments on proposed revisions to Chapters 62-302 and 62-303, F.A.C., regarding the revision of human health-based water quality criteria as part of the current Triennial Review of state surface water quality standards. This workshop follows earlier public workshops held on July 23, 2008, July 30, 2008, and September 11, 2008, and will focus solely on the proposed revisions to human health-based water quality criteria in Chapters 62-302, F.A.C., and the establishment of a fish tissue methylmercury criterion in Chapter 62-303, F.A.C. Additional public workshops addressing all surface water quality standards as part of the Triennial Review will be held in the future. A separate Notice of Rule Development for both Chapters 62-302 and 62-303, F.A.C., was published on July 3, 2008, in Vol. 34, No. 27 of the Florida Administrative Weekly. This rulemaking, associated with Chapters 62-302 and 62-303, F.A.C., has been given OGC Case Nos. 08-1729 and 08-1730 respectively.

A copy of the agenda may be obtained by contacting: Eric Shaw, Department of Environmental Protection, Bureau of Assessment and Restoration Support, MS 3560, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, (850)245-8429 or e-mail: eric.shaw@dep.state.fl.us. Further information and updates on this rule development also may be obtained from the Department's web site at: http://www.dep.state.fl.us/water/wqssp/tr_review.htm.

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: Eric Shaw at (850)245-8429. 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 **Bureau of Beaches and Coastal Systems** announces a public meeting to which all persons are invited.

DATES AND TIMES: October 29, 2008, 10:00 a.m.; October 30, 2008, 9:00 a.m.

PLACE: Bob Martinez Center, Room 609, 2600 Blair Stone Road, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of a workgroup established in accordance with House Bill 5001 of the General Appropriations Act, 2008

Legislative Session, designed to review the effectiveness of Florida's statewide beach management program. Specifically, the workgroup will review the Joint Coastal Permitting and Beach Management Funding programs and make recommendations regarding program improvements and possible changes to Florida law and related rules. The group's recommendations will be given to the President of the Florida Senate, the Speaker of the Florida House of Representatives and the Executive Office of the Governor by January 15, 2009. Members of the public may attend the meeting and will have an opportunity to speak at the end of the meeting.

A copy of the agenda may be obtained by contacting: Jackie Larson, Department of Environmental Protection, Bureau of Beaches and Coastal Systems, 3900 Commonwealth Boulevard, MS 300, Tallahassee, Florida 32399-2400, (850)414-7889, jackie.larson@dep.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 5 days before the workshop/meeting by contacting: Jackie Larson at the mailing address, e-mail address, or telephone number listed above in this notice. 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: Jackie Larson at the mailing address, e-mail address, or telephone number listed above in this notice.

DEPARTMENT OF HEALTH

The **Board of Dentistry**, Anesthesia Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 27, 2008, 6:00 p.m.

PLACE: Conference Call: 1(888)808-6959, when prompted enter Conference Code: 2453454

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Concerning Anesthesia Committee.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Dentistry, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

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

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

The **Board of Medicine** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, November 5, 2008, 12:00 Noon (EST)

PLACE: Meet Me Number: 1(888)808-6959, Conference Code: 2454131

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is being scheduled to address any business of the Board of Medicine that requires action before the regularly scheduled Board of Medicine meeting on December 4-5, 2008. This meeting may be cancelled for lack of issues to act upon. Any cancellations will be posted on the Board of Medicine Web Site at www.floridashealth.com. Please contact Gwyn Willis at (850)245-4131, ext. 3532 or www.Gwyn_Willis@doh.state.fl.us for more information.

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.

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, ext. 3532. 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.

The **Board of Medicine**, Expert Witness Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, November 5, 2008, immediately following the Board of Medicine Telephone Conference Call which is scheduled to begin at 12:00 Noon EST. If the Conference Call is cancelled, the Expert Witness Committee meeting will begin at 12:00 Noon (EST)

PLACE: Meet Me Number: 1(888)808-6959, Conference Code: 2454131

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the general business of the Board of Medicine.

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.

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).

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 **Board of Medicine**, Dietetics-Nutrition and Electrolysis Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, November 5, 2008, immediately following the Expert Witness Committee. Meetings will begin at 12:00 Noon EST and continue until complete. Committee meetings may be cancelled prior to the meeting date. Please check the Board of Medicine Web Site at www.floridashealth.com for cancellations or changes to the meeting dates.

PLACE: Meet Me Number: 1(888)808-6959, Conference Code: 2454131

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the general business of the Board of Medicine.

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.

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, ext. 3532 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).

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 **Department of Health Board of Medicine**, Probation Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, November 7, 2008, 8:00 a.m.

PLACE: Tampa Airport Marriott, Tampa International Airport, Tampa, Florida 33607, (813)879-5151

GENERAL SUBJECT MATTER TO BE CONSIDERED: The general business of the Committee.

A copy of the agenda may be obtained by contacting: Tiana Jackson, Medical Compliance Officer, Department of Health, Division of Medical Quality Assurance, Compliance Management Unit, 4052 Bald Cypress Way, Bin C01, Tallahassee, FL 32399-3251.

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: Tiana Jackson at (850)245-4268, ext. 3546. 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 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.

The **Orthotists and Prosthetists** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, November 7, 2008, 9:00 a.m.

PLACE: Omni Jacksonville Hotel, 245 Water Street, Jacksonville, Florida 32202, (904)355-6664

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 Orthotists and Prosthetists, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257 or accessing www.doh.state.fl.us/mqa/orthPros/index.html.

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).

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 Florida **Board of Osteopathic Medicine** announces a public meeting to which all persons are invited.

DATES AND TIMES: Friday, November 14, 2008, 4:00 p.m. or shortly thereafter; Saturday, November 15, 2008, 9:00 a.m. or shortly thereafter

PLACE: Crowne Plaza Orlando, 7800 Universal Blvd., Orlando, FL 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board business.

A copy of the agenda may be obtained by contacting: Pamela King, Executive Director, Board of Osteopathic Medicine, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, or you may call (850)245-4161. You will be charged seventeen cents per page for the number of copies desired.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Christy Robinson, (850)245-4161, 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 which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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.

The **Board of Speech-Language Pathology and Audiology** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 6, 2008, 9:00 a.m. or soon thereafter

PLACE: Tampa Airport Marriott, Tampa International Airport, Tampa, FL, (813)879-5151

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Board.

A copy of the agenda may be obtained by contacting: Board of Speech-Language Pathology and Audiology, 4052 Bald Cypress Way, Bin C-06, Tallahassee, Florida 32399-3256.

Please note, that if a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he will need a record of the proceedings, and for such purpose he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Any person requiring special accommodations at this meeting due to disability or physical impairment should contact the Board of Speech-Language Pathology and Audiology, (850)245-4161 at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Health** announces a public meeting to which all persons are invited.

DATE AND TIME: October 28, 2008, 9:00 a.m.

PLACE: Marriott Orlando Airport, 7499 Augusta National Drive, Orlando, FL 32822, (407)859-0552

GENERAL SUBJECT MATTER TO BE CONSIDERED: An ad hoc Committee of The Technical Review and Advisory Panel will discuss issues relating to the structural testing of polyethylene treatment receptacles which may require changes to Chapter 64E-6, Florida Administrative Code.

A copy of the agenda may be obtained by contacting: Shirley Kugler, Department of Health, Bureau of Onsite Sewage Programs, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1713.

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: Shirley Kugler, Department of Health, Bureau of Onsite Sewage Programs, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1713. 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: Gerald Briggs, Department of Health, Bureau of Onsite Sewage Programs, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1713.

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Department of Children and Family Services**, Circuit 10 announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 29, 2008, 2:30 p.m.

PLACE: United Way of Central Florida, 5605 U.S. Hwy. 98 South, Highland City, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Heart of Florida Community Alliance.

A copy of the agenda may be obtained by contacting: Diane Dvorak, Department of Children and Family Services at (863)619-4100.

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: Diane Dvorak, Department of Children and Family Services at (863)619-4100. 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: Diane Dvorak, Department of Children and Family Services at (863)619-4100.

FLORIDA HOUSING FINANCE CORPORATION

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

DATE AND TIME: Wednesday, October 29, 2008, 2:00 p.m.

PLACE: Florida Housing Finance Corporation, 227 N. Bronough Street, Seltzer Room, 6th Floor, Suite 5000, Tallahassee, Florida 32301, or telephonically at 1(888)808-6956, Conference Code 3884197#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Meeting to discuss the implementation of appropriation of \$20,000,000 in non-recurring funds from the State Housing Trust Fund to be used for homeownership assistance in counties and municipalities which have reduced impact fees within twelve months prior to this act or reduce impact fees subsequent to the act by a minimum of 25% for a period of not less than 18 months. Florida Housing is contemplating administering the funds through the State Housing Initiatives Partnership (SHIP) program. At this meeting, Florida Housing will explain the proposed process for local government participation in this initiative and take comments. Florida Housing will receive public written comments prior to the meeting. Please send comments to Rob Dearduff at the address above or via e-mail at robert.dearduff@floridahousing.org.

A copy of the agenda may be obtained by contacting: Rob Dearduff 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: Rob Dearduff 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**, Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: October 31, 2008, 8:30 a.m. – until adjourned

PLACE: Hyatt Regency Orlando Airport, 9300 Airport Blvd., Orlando, FL 32827

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 October 31, 2008, 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.

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, Board Liaison, Florida Housing Finance Corporation, (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

FISH AND WILDLIFE CONSERVATION COMMISSION

The **Fish and Wildlife Conservation Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, October 28, 2008, 6:00 p.m. – 8:00 p.m.

PLACE: Canaveral Port Authority, 445 Challenger Road, Maritime Center, Cape Canaveral, Florida 32920

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss issues and solicit public comment concerning draft statutory language pertaining to anchoring, mooring and vessel management.

A copy of the agenda may be obtained by contacting: Fish and Wildlife Conservation Commission, Boating and Waterways Section, 620 South Meridian Street, Room 235, Tallahassee, Florida 32399-1600, (850)488-5600.

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: ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Fish and Wildlife Conservation Commission, Boating and Waterways Section, 620 South Meridian Street, Room 235, Tallahassee, Florida 32399-1600, (850)488-5600.

FINANCIAL SERVICES COMMISSION

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: October 28, 2008, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rule 69O-149.041, Florida Administrative Code, published on June 20, 2008 in Vol. 34, No. 25 issue of the Florida Administrative Weekly.

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.

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: Gerry Smith at e-mail gerry.smith@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).

For more information, you may contact: Gerry Smith at e-mail gerry.smith@fldfs.com.

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: October 28, 2008, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed new Rule 69O-170.0144, Florida Administrative Code, published on August 29, 2008 in Vol. 34, No. 35 issue of the Florida Administrative Weekly.

A copy of the agenda may be obtained by contacting: 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.

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: Steve Fredrickson at e-mail steve.fredrickson@floi.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Steve Fredrickson at e-mail steve.fredrickson@flor.com.

The **Financial Services Commission, Office of Financial Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: October 28, 2008, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed Rules 69U-100.100, 69U-100.101, 69U-100.102, 69U-100.103, 69U-100.104, 69U-100.105 and 69U-100.106 published on August 22, 2008, in Vol. 34, No. 34 issue of the Florida Administrative Weekly. A Notice of Change is published in this edition of the Florida Administrative Weekly to correct a cross reference contained in subsection (1) of proposed Rule 69U-100.106, F.A.C.

A copy of the agenda may be obtained by contacting: 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.

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: Andrea Moreland at (850)410-9601 or andrea.moreland@flor.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Andrea Moreland at (850)410-9601 or andreamoreland@flor.com.

THE FULL TEXT OF THE PROPOSED RULES IS:

69U-100.100 Authority, Purpose, and Scope.

(1) Financial institutions may offer debt cancellation products, and charge fees for such products, in connection with the loans, leases, and similar extensions of credit made by the financial institutions, pursuant to Sections 655.947 and 655.954, F.S., and the rules and orders of the Commission and the Office.

(2) Rules 69U-100.100 – 69U-100.106, F.A.C., set forth the standards that apply to debt cancellation products offered by financial institutions. The purpose of these standards is to ensure that financial institutions offer debt cancellation products consistent with safe and sound financial institution practices, and subject to appropriate consumer protection.

(3) Rules 69U-100.100 – 69U-100.106, F.A.C., apply to all contracts and agreements for debt cancellation products entered into by financial institutions in connection with extensions of credit they make, purchase, or assume.

Specific Authority 655.012(2), 655.947(3) FS. Law Implemented 655.947, 655.954 FS. History–New _____.

69U-100.101 Definitions Concerning Debt Cancellation Products.

For the purposes of Rules 69U-100.100 – 69U-100.106, F.A.C., the following definitions apply:

(1) “Actuarial method” means the system of allocating payments made on a debt between the amount financed and the finance charge pursuant to which a payment is applied first to the accumulated finance charge and any remainder is subtracted from, or any deficiency is added to, the unpaid balance of the amount financed.

(2) “Closed-end credit” means consumer credit other than open-end credit as defined in these rules.

(3) “Customer” means an individual who obtains an extension of credit from a financial institution primarily for personal, family, or household purposes.

(4) “Debt cancellation products” shall have same meaning as defined in Section 655.005(1), F.S.

(5) “Debt suspension agreement” means a loan or lease term, or other contractual arrangement modifying loan or lease terms, under which a financial institution agrees to suspend all or part of a customer’s obligation to repay an extension of credit from that financial institution upon the occurrence of a specified event. The agreement may be separate from, or a part of, other loan or lease documents. The term debt suspension agreement does not include loan or lease payment deferral arrangements in which the triggering event is the borrower’s unilateral election to defer repayment, or the financial institution’s unilateral decision to allow a deferral of repayment.

(6) “Financial institution” shall have the same meaning as defined in Section 655.947, F.S.

(7) “Open-end credit” means consumer credit extended by a financial institution under a plan in which:

(a) The financial institution reasonably contemplates repeated transactions;

(b) The financial institution may impose a finance charge from time to time on an outstanding unpaid balance; and

(c) The amount of the credit that may be extended to the customer during the term of the plan (up to any limit set by the financial institution) is generally made available to the extent that any outstanding balance is repaid.

(8) “Residential mortgage loan” means a loan secured by 1-to-4 family residential real property.

Specific Authority 655.012(2), 655.947(3) FS. Law Implemented 655.947, 655.954 FS. History–New _____.

69U-100.102 Prohibited Practices.

(1) A financial institution may not extend credit nor alter the terms or conditions of an extension of credit conditioned upon the customer entering into a debt cancellation product with the financial institution.

(2) A financial institution may not engage in any practice or use an advertisement that could mislead or otherwise cause a reasonable person to reach an erroneous belief with respect to information that must be disclosed under Rules 69U-100.101 – 69U-100.106, F.A.C.

(3) A financial institution may not offer debt cancellation products that contain terms:

(a) Giving the financial institution the right unilaterally to modify the debt cancellation product unless:

1. The modification is more favorable to the customer and made without additional charge to the customer; or

2. The customer is notified of any proposed change and is provided a reasonable opportunity to cancel the debt cancellation product without penalty before the change goes into effect; or

(b) Requiring a lump sum, single payment for the debt cancellation agreement payable at the outset of the debt cancellation agreement, where the debt subject to the debt cancellation agreement is a residential mortgage loan.

Specific Authority 655.012(2), 655.947(3) FS. Law Implemented 655.947, 655.954 FS. History–New _____.

69U-100.103 Refunds.

(1) If a debt cancellation product is terminated (including, for example, when the customer prepays the covered loan), the financial institution shall refund to the customer any unearned fees paid for the debt cancellation product unless the debt cancellation product provides otherwise. A financial institution may offer a customer a debt cancellation product that does not provide for a refund only if the financial institution also offers that customer a bona fide option to purchase a comparable debt cancellation product that provides for a refund.

(2) The financial institution shall calculate the amount of a refund using a method at least as favorable to the customer as the actuarial method.

Specific Authority 655.012(2), 655.947(3) FS. Law Implemented 655.947, 655.954 FS. History–New _____.

69U-100.104 Method of Payment or Fees.

Except as provided in paragraph 69U-100.102(3)(b), F.A.C., a financial institution may offer a customer the option of paying the fee for a debt cancellation product in a single fee, provided the financial institution also offers the customer a bona fide option of paying the fee for that debt cancellation product in monthly or other periodic payments. The option of monthly or periodic payments need not be offered for any debt cancellation product designed to protect a customer against a deficiency between the outstanding loan or lease amount and

the value of the motor vehicle that is used as collateral for the loan. If the financial institution offers the customer the option to finance the single payment by adding it to the amount the customer is borrowing, the financial institution must also disclose to the customer, in accordance with Rule 69U-100.105, F.A.C., whether and, if so, the time period during which, the customer may cancel the agreement and receive a refund.

Specific Authority 655.012(2), 655.947(3) FS. Law Implemented 655.947, 655.954 FS. History–New _____.

69U-100.105 Disclosures.

(1) The short form of disclosures required by these rules must include the information described in Form OFR-U-XX, “Debt Cancellation Products – Short Form Disclosures”, effective XX-XX-2008, which is hereby incorporated by reference, that is appropriate to the product offered. Short form disclosures made in a form that is substantially similar to the disclosures in Form OFR-U-XX will satisfy the short form disclosure requirements of this rule.

(2) The long form of disclosures required by these rules must include the information described in Form OFR-U-YY, “Debt Cancellation Products – Long Form Disclosures”, effective XX-XX-2008, which is hereby incorporated by reference, that is appropriate to the product offered. Long form disclosures made in a form that is substantially similar to the disclosures in Form OFR-U-YY, “Debt Cancellation Products – Long Form Disclosures”, will satisfy the long form disclosure requirements of this rule.

(3) The financial institution shall make the short form disclosures orally or in writing at the time the financial institution first solicits the purchase of a debt cancellation product.

(4) The financial institution shall make the long form disclosures in writing before the customer completes the purchase of the debt cancellation product. If the initial solicitation occurs in person, then the financial institution shall provide the long form disclosures at that time.

(5) If the debt cancellation product is solicited by telephone, the financial institution shall provide the short form disclosures orally and shall mail the long form disclosures, and, if appropriate, a copy of the debt cancellation product contract or agreement to the customer within 3 business days, beginning on the first business day after the telephone solicitation.

(6) If the debt cancellation product is solicited through written materials such as mail inserts or “take one” applications, the financial institution may provide only the short form disclosures in the written materials if the financial institution mails the long form disclosures to the customer within 3 business days, beginning on the first business day

after the customer contacts the financial institution to respond to the solicitation, subject to the requirements of subsection 69U-100.106(3), F.A.C.

(7) The disclosures provided in this rule may be provided through electronic media in a manner consistent with the requirements of the Electronic Signatures in Global and National Commerce Act, 15 U.S.C. §§ 7001-7006, 7021, 7031 (2006), which is hereby incorporated by reference, and Ch. 668, F.S.

(8) The disclosures required by this rule must be conspicuous, simple, direct, readily understandable, and designed to call attention to the nature and significance of the information provided.

(9) The disclosures required by this rule must be in a meaningful form. Examples of methods that could call attention to the nature and significance of the information provided include:

(a) A plain-language heading to call attention to the disclosures;

(b) A typeface and type size that are easy to read;

(c) Wide margins and ample line spacing;

(d) Boldface of italics for key words; and

(e) Distinctive type style, and graphic devices, such as shading or sidebars, when the disclosures are combined with other information.

(10) The short form disclosures are required in advertisements and promotional materials for debt cancellation products unless the advertisements and promotional materials are of a general nature describing or listing the services or products offered by the financial institution.

(11) All forms and federal statutes referenced in this rule may be obtained from the Office of Financial Regulation's website (www.flofr.com), or by mail by submitting a request to the Office of Financial Regulation, Division of Financial Institutions, 200 East Gaines Street, Tallahassee, Florida 32399-0371.

Specific Authority 655.012(2), 655.947(3) FS. Law Implemented 655.947, 655.954 FS. History—New _____.

69U-100.106 Affirmative Election to Purchase and Acknowledgment of Receipt of Disclosures Required.

(1) Before entering into a debt cancellation product, the financial institution must obtain a customer's written affirmative election to purchase a debt cancellation product and written acknowledgment of receipt of the disclosures required by subsection 69U-100.105(2), F.A.C. The election and acknowledgment information must be conspicuous, simple, direct, readily understandable, and designed to call attention to their significance. The election and acknowledgment satisfy these standards if they conform with the requirements of subsections 69U-100.105(8) and (9), F.A.C.

(2) If the sale of a debt cancellation product occurs by telephone, the customer's affirmative election to purchase may be made orally, provided the financial institution:

(a) Maintains sufficient documentation to show that the customer received the short form disclosures and then affirmatively elected to purchase the debt cancellation product;

(b) Mails the affirmative written election and written acknowledgment, together with the long form disclosures required Rule 69U-100.105, F.A.C., to the customer within 3 business days after the telephone solicitation, and maintains sufficient documentation to show it made reasonable efforts to obtain the documents from the customer; and

(c) Permits the customer to cancel the purchase of the debt cancellation product without penalty within 30 days after the financial institution has mailed the long form disclosures to the customer.

(3) If the contract is solicited through written mail inserts or "take one" applications and the financial institution provides only the short form disclosures in the written materials, then the financial institution shall mail acknowledgment of the receipt of disclosures, together with the long form disclosures required by Rule 69U-100.105, F.A.C., to the customer within 3 business days, beginning on the first business day after customer contacts the financial institution or otherwise responds to the solicitation. The financial institution may not obligate the customer to pay for the debt cancellation product until after the financial institution has received the customer's written acknowledgment of receipt of disclosures unless the financial institution:

(a) Maintains sufficient documentation to show that the financial institution provided the acknowledgment of receipt of disclosures to the customer as required by this rule;

(b) Maintains sufficient documentation to show that the financial institution made reasonable efforts to obtain from the customer a written acknowledgment of receipt of the long form disclosures; and

(c) Permits the customer to cancel the purchase of the debt cancellation product without penalty within 30 days after the financial institution has mailed the long form disclosures to the customer.

(4) The affirmative election and acknowledgment may be made electronically in a manner consistent with the requirements of the Electronic Signatures in Global and National Commerce Act, 15 U.S.C. §§ 7001-7006, 7021, 7031 (2006), which is incorporated by reference in Rule 69U-100.105, F.A.C., and Ch. 668, F.S.

Specific Authority 655.012(2), 655.947(3) FS. Law Implemented 655.947, 655.954 FS. History—New _____.

The Financial Services Commission, Office of Financial Regulation announces a hearing to which all persons are invited.

DATE AND TIME: October 28, 2008, 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed Rules 69V-40.0311, 69V-40.0511 and 69V-40.201, Florida Administrative Code, published on September 26, 2008, in Vol. 34, No. 39 issue of the Florida Administrative Weekly. No changes have been made to the proposed rules.

A copy of the agenda may be obtained by contacting: 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.

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: Andrea Moreland at (850)410-9601 or andrea.moreland@flofr.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Andrea Moreland at (850)410-9601 or andreamoreland@flofr.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69V-40.0311 Effect of Law Enforcement Records on Applications for Mortgage Broker Licensure.

(1) General Procedure Regarding Law Enforcement Records. At the time of submitting a mortgage broker application, an applicant for a mortgage broker license shall disclose on the application form any pending criminal charges and all criminal matters in which the applicant has pled guilty or nolo contendere to, or has been convicted or found guilty, regardless of whether adjudication was withheld, of any crime. In addition, the applicant shall supply the Office with required documentation, as specified in this rule, relating to: 1) all criminal matters in which the applicant has pled guilty or nolo contendere to, or has been convicted or found guilty, regardless of whether adjudication was withheld, of a class "A", "B", "C", or "D" crime as described in this rule, 2) any pending criminal charges relating to a class "A", "B", "C", or "D" crime as described in this rule, or 3) shall supply evidence that such documentation cannot be obtained. Evidence that documentation cannot be obtained shall consist of a certified or sworn written statement on the letterhead of the agency that would be the custodian of the documents, signed by a representative of that agency, stating that they have no record of such matter, or that the record is lost or was damaged or destroyed, or otherwise stating why the document cannot be produced. The required documentation must be legible. Required documentation includes:

(a) A copy of the police arrest affidavit, arrest report or similar document.

(b) A certified copy of the charges.

(c) A certified copy of the plea, judgment, and sentence where applicable.

(d) A certified copy of an order of entry into pre-trial intervention, and the order of termination of pre-trial intervention showing dismissal of charges where applicable.

(e) A certified copy of an order of termination of probation or supervised release, if applicable.

(2) Effect of Failure to Fully Disclose Law Enforcement Record on Application.

(a) The omission of any part of a law enforcement record required to be disclosed pursuant to subsection (1) is a material misrepresentation or material misstatement on the application and the application shall be denied pursuant to Section 494.0041(2)(c), Florida Statutes.

(b) Notwithstanding paragraph (a), the Office shall not deny an application for failure to provide documentation listed in subsection (1) when the crime is not a class "A", "B", "C" or "D" crime and the applicant has disclosed the crime on the application form.

(c) If the Office discovers the applicant's failure to disclose after a license has been granted, the Office will suspend or revoke each license currently held by the applicant as follows:

1. Suspension 12 months if, had the license application been accurate, the application would have been granted, based on the statutes and licensing rules applicable to the application at the time the Office issued the license, and the documentation in the applicant's file at the time the Office issued the license.

2. Revocation if, had the license application been accurate, the application would have been denied, based on the statutes and licensing rules applicable to the application at the time the Office issued the license.

(3) Classification of Crimes.

(a) The Office makes a general classification of crimes into four classes: A, B, C, and D as listed in subsections (15), (16), (17), and (18) of this rule.

(b) These classifications reflect the Office's evaluation of various crimes in terms of moral turpitude and the seriousness of the crime as such factors relate to the prospective threat to public welfare typically posed by a person who would commit such a crime.

(c) The names or descriptions of crimes, as set out in the classification of crimes, are intended to serve only as generic names or descriptions of crimes and shall not be read as legal titles of crimes, or as limiting the included crimes to crimes bearing the exact name or description stated.

(d) For purposes of this rule, "trigger date" means the date on which an applicant was found guilty, or pled guilty, or pled nolo contendere to a crime.

(e) A charge in the nature of attempt or intent to commit a crime, or conspiracy to commit a crime, is classified the same as the crime itself.

(4) Effect on Licensure of Commitment of Single Crime. The Office finds it necessary to implement the following standards for applicants whose law enforcement record includes a single crime, subject to the mitigating factors set forth in this rule before licensure. All periods referenced in this rule run from the trigger date.

(a) Class A Crime. The applicant is not eligible for licensure.

(b) Class B Crime. The applicant will not be granted a license until 15 years have passed since the trigger date.

(c) Class C Crime. The applicant will not be granted licensure until 7 years have passed since the trigger date.

(d) Class D Crime. The applicant will not be granted licensure until 5 years have passed since the trigger date.

(5) Applicants With Multiple Crimes.

(a) The Office construes Section 494.0041, Florida Statutes, to require that an applicant whose law enforcement record includes multiple crimes wait longer than those whose law enforcement record includes only a single crime before becoming eligible for licensure in order to assure that such applicant's greater inability or unwillingness to abide by the law has been overcome. Therefore, the Office finds it necessary that a longer disqualifying period be utilized in such instances, before licensure can safely be granted. Accordingly, where the applicant has been found guilty or pled guilty or pled nolo contendere to more than one crime, the Office shall add 5 years to the disqualifying period for each additional crime.

(b) The additional periods are added to the basic disqualifying period for the one most serious crime, and the combined total disqualifying period then runs from the trigger date of the most recent crime.

(c) Classification as "Single Crime" versus "Multiple Crimes." For purposes of this rule, two (2) or more offenses are considered a single crime if they are triable in the same court and are based on the same act or transaction or on two (2) or more connected acts or transactions.

(6) Mitigating Factors.

(a) The disqualifying period for a crime or crimes shall be shortened upon proof of one or more of the following factors. Where more than one factor is present the applicant is entitled to add together all the applicable mitigation amounts and deduct that total from the usual disqualifying period, provided that an applicant shall not be permitted an aggregate mitigation of more than three (3) years for the following factors:

1. One year is deducted if the probation officer or prosecuting attorney in the most recent crime states in a signed writing that the probation officer or prosecuting attorney believes the applicant would pose no significant threat to public welfare if licensed as a mortgage broker.

2. One year is deducted if restitution or settlement has been made for all crimes in which restitution or settlement was ordered by the court, and proof of such restitution or settlement is shown in official court documents or as verified in a signed writing by the prosecuting attorney or probation officer.

3. One year will be deducted if the applicant was under age 21 when the crime was committed and there is only one crime in the applicant's law enforcement record.

4. One year is deducted if the applicant furnishes proof that the applicant was at the time of the crime addicted to drugs or suffering active alcoholism. The proof must be accompanied by a written letter from a properly licensed doctor, psychologist, or therapist licensed by a duly constituted state licensing body stating that the licensed person has examined or treated the applicant and that in his or her professional opinion the addiction or alcoholism is currently in remission and has been in remission for the previous 12 months. The professional opinion shall be dated within 45 days of the time of application.

5. Other Mitigating Factors. An applicant is permitted to submit any other evidence of facts that the applicant believes should decrease the disqualifying period before licensure is allowed and one additional year shall be deducted if the Office agrees the facts have a mitigating effect on the licensure decision.

(b) In no event shall the aggregate mitigation result in less than a seven (7) year disqualifying period where the underlying crime committed was a felony.

(c) The burden is upon the applicant to establish these mitigating factors. Where the mitigating factor relates to or requires evidence of government agency or court action, it must be proved by a certified true copy of the agency or court document.

(7) Circumstances Not Constituting Mitigation. The Office finds that no mitigating weight exists, and none will be given, for the following factors:

(a) Type of Plea. The Office draws no distinction among types of plea, i.e., found guilty; pled guilty; pled nolo contendere.

(b) Collateral Attack on Criminal Proceedings. The Office will not allow or give any weight to an attempt to re-litigate, impeach, or collaterally attack judicial criminal proceedings or their results wherein the applicant was found guilty or pled guilty or nolo contendere. Thus the Office will not hear or consider arguments such as: the criminal proceedings were unfair; the judge was biased; the witnesses or prosecutor lied or acted improperly; the defendant only pled guilty due to financial or mental stress; the defendant was temporarily insane at the time of the crime; or the defendant had ineffective counsel.

(c) The Office finds that subjective factors involving state of mind have no mitigating weight.

(8) Effect of Pending Appeal in Criminal Proceedings: Reversal on Appeal.

(a) The Office interprets the statutory grounds for denial of licensure as arising immediately upon a finding of guilt, or a plea of guilty or nolo contendere, regardless of whether an appeal is or is not allowed to be taken. The Office will not wait for the outcome of an appeal to deny licensure, unless a Florida court specifically stays the Office's adverse action.

(b) If on appeal the conviction is reversed, the Office shall immediately drop the said crime as grounds for denial of license.

(9) Pre-Trial Intervention. The Office considers participation in a pre-trial intervention program to be a pending criminal enforcement action and will not grant licensure to any person who at time of application is participating in a pre-trial intervention program. The Office finds it necessary to the public welfare to wait until the pre-trial intervention is successfully completed before licensure may be considered.

(10) Effect of Sealing or Expunging of Criminal Record.

(a) An applicant is not required to disclose or acknowledge, and is permitted in fact to affirmatively deny, any arrest or criminal proceeding, the record of which has been legally and properly expunged or sealed by order of a court of competent jurisdiction prior to the time of application, and such denial or failure to disclose is not grounds for adverse action by the Office.

(b) Matters Sealed or Expunged Subsequent to Application. Occasionally an applicant will have a matter sealed or expunged after submitting his or her application. In such situations the Office policy is as follows:

1. If the applicant properly revealed the matter on the application, and thereafter has the record sealed or expunged, the Office will not consider the matter in the application decision.

2. However, if the applicant did not reveal the matter on the application and the matter had not been sealed or expunged at the time of making the application, the Office will construe the failure to disclose the matter on the application as a material misrepresentation or material misstatement, and the application shall be denied pursuant to Section 494.0041(2)(c), Florida Statutes.

(11) Effect of Restoration of Civil Rights.

(a) An applicant must disclose crimes even where civil rights have been restored.

(b) If a person's civil rights have been restored, the crimes will be evaluated in the application process consistent with Section 112.011 and Chapter 494, Florida Statutes, and the rules promulgated thereunder.

(c) The burden is upon the applicant to prove the restoration of their civil rights.

(12) Effect of Varying Terminology.

(a) With regard to the following six subparagraphs, the Office treats each phrase in a particular subparagraph as having the same effect as the other phrases in that same subparagraph:

1. Adjudicated guilty; convicted.

2. Found guilty; entered a finding of guilt.

3. Pled guilty; entered a plea of guilty; admitted guilt; admitted the charges.

4. Nolo contendere; no contest; did not contest; did not deny; no denial.

5. Adjudication of guilt withheld; adjudication withheld; no adjudication entered; entry of findings withheld; no official record to be entered; judgment withheld; judgment not entered.
6. Nolle prosequi; nolle prosequi; charges withdrawn; charges dismissed; charges dropped.

(b) In all other instances the Office will look to the substantive meaning of the terminology used in the context in which it was used under the law of the jurisdiction where it was used.

(13) Imprisoned Persons and Community Supervision.

(a) Imprisonment. Notwithstanding any provision to the contrary in this rule, the Office shall not license any applicant under Chapter 494, Florida Statutes, while the applicant is imprisoned, under arrest, or serving a sentence for any crime. Further, the Office shall not license any applicant who has been released from imprisonment until the later of the period otherwise set out in these rules or five (5) years after the date of release. The Office finds it necessary that the person be released from imprisonment and thereafter demonstrate an ability to abide by the law by passage of at least five (5) years on good behavior, before licensure can be granted without undue risk to the public welfare.

(b) Community Supervision. The Office shall not grant licensure to any person who at the time of application or at any time during the pendency of the application is serving term on community supervision for any felony crime, or any misdemeanor crime involving fraud, dishonest dealing, or moral turpitude. The Office shall not substantively consider an application until the applicant has successfully completed his or her probationary term.

(14) Effect of Disqualifying Periods. The disqualifying periods established in this rule do not give a licensee a right to licensure after any set period of time. Regardless of the expiration of any disqualifying period imposed by these rules, the burden to prove entitlement to licensure remains on the applicant.

(15) Class "A" Crimes include all felonies involving an act of fraud, dishonesty, or a breach of trust, or money laundering, and the Office finds that such crimes constitute crimes of moral turpitude. The Office finds the following list of crimes are Class "A" crimes. This list is representative only and shall not be construed to constitute a complete or exclusive list all crimes that are Class "A" crimes. No inference should be drawn from the absence of any crime from this list.

(a) Any type of fraud, including but not limited to Fraud, Postal Fraud, Wire Fraud, Securities Fraud, Welfare Fraud, Defrauding the Government, Credit Card Fraud, Defrauding an Innkeeper, Passing worthless check(s) with intent to defraud.

(b) Perjury.

(c) Armed robbery.

(d) Robbery.

(e) Extortion.

(f) Bribery.

(g) Embezzlement.

(h) Grand theft.

(i) Larceny.

(j) Burglary.

(k) Breaking and entering.

(l) Identity Theft.

(m) Any type of forgery or uttering a forged instrument.

(n) Misuse of public office.

(o) Racketeering.

(p) Buying, receiving, concealing, possessing or otherwise dealing in stolen property.

(q) Treason against the United States, or a state, district, or territory thereof.

(r) Altering public documents.

(s) Witness tampering.

(t) Tax evasion.

(u) Impersonating or attempting to impersonate a law enforcement officer.

(v) Money laundering.

(16) Class "B" Crimes include the following list of felonies, or similar felonies, and the Office finds that such crimes constitute crimes of moral turpitude.

(a) Murder in all degrees.

(b) Arson.

(c) Sale, importation, or distribution of controlled substances (drugs); or possession for sale, importation or distribution.

(d) Aggravated Assault (e.g., as with a deadly weapon).

(e) Aggravated Battery (e.g., as with a deadly weapon).

(f) Rape.

(g) Sexually molesting any minor.

(h) Sexual battery.

(i) Battery of or threatening a law enforcement officer or public official in the performance of his/her duties.

(j) Kidnapping.

(17) Class "C" Crimes include all felonies that involve any other act of moral turpitude and are not Class "A" or Class "B" crimes.

(18) Class "D" Crimes include any misdemeanor that involves fraud, dishonest dealing or any other act of moral turpitude.

(19) Foreign Law Enforcement Records. If a law enforcement record includes convictions, charges, or arrests outside the United States, the Office shall consider the following factors to reduce, eliminate, or apply a disqualifying period:

(a) Whether the crime in the criminal record would be a crime under the laws of the United States or any state within the United States;

(b) The degree of penalty associated with the same or similar crimes in the United States; and

(c) The extent to which the foreign justice system provided safeguards similar to those provided criminal defendants under the Constitution of the United States.

Specific Authority 494.0011 FS. Law Implemented 112.011, 494.0033, 494.0041 FS. History—New _____.

69V-40.0511 Effect of Law Enforcement Records on Applications for Mortgage Brokerage Business Licensure.

(1) General Procedure Regarding Law Enforcement Records. For purposes of this rule each officer, director, control person, member, partner, or joint venturer of a Mortgage Brokerage Business License applicant, and each ultimate equitable owner with a 10-percent or greater interest in the applicant shall be referred to collectively as "relevant persons." If the applicant is a natural person, he or she is a relevant person under this rule. At the time of submitting a Mortgage Brokerage Business Application, the applicant shall disclose on the application form any pending criminal charges and all criminal matters in which a relevant person has pled guilty or nolo contendere to, or has been convicted or found guilty, regardless of whether adjudication was withheld, of any crime. In addition, the applicant shall supply the Office with required documentation for each relevant person, as specified in this rule, relating to: 1) all criminal matters in which the relevant person has pled guilty or nolo contendere to, or has been convicted or found guilty, regardless of whether adjudication was withheld, of a class "A", "B", or "C" crime as described in this rule, 2) any pending criminal charges for a relevant person relating to a class "A", "B", or "C" crime as described in this rule, or 3) shall supply evidence that such documentation cannot be obtained. Evidence that documentation cannot be obtained shall consist of a certified or sworn written statement on the letterhead of the agency that would be the custodian of the documents, signed by a representative of that agency, stating that they have no record of such matter, or that the record is lost or was damaged or destroyed, or otherwise stating why the document cannot be produced. The required documentation must be legible. Required documentation includes:

(a) A copy of the police arrest affidavit, arrest report or similar document.

(b) A certified copy of the charges.

(c) A certified copy of the plea, judgment, and sentence where applicable.

(d) A certified copy of an order of entry into pre-trial intervention, and the order of termination of pre-trial intervention showing dismissal of charges where applicable.

(e) A certified copy of an order of termination of probation or supervised release, if applicable.

(2) Effect of Failure to Fully Disclose Law Enforcement Record on Application.

(a) The omission of any part of a law enforcement record required to be disclosed pursuant to subsection (2) herein is a material misrepresentation or material misstatement on the application and the application shall be denied pursuant to Section 494.0041(2)(c), Florida Statutes.

(b) Notwithstanding paragraph (a), the Office shall not deny an application for failure to provide documentation listed in subsection (1) when the crime is not a class "A", "B", or "C" crime and the applicant has disclosed the crime on the application form.

(c) If the Office discovers the applicant's failure to disclose after a license has been granted, the Office will suspend or revoke each license currently held by the applicant as follows:

1. Suspension 12 months if, had the license application been accurate, the application would have been granted, based on the statutes and licensing rules applicable to the application at the time the Office issued the license, and the documentation in the applicant's file at the time the Office issued the license.

2. Revocation if, had the license application been accurate, the application would have been denied, based on the statutes and licensing rules applicable to the application at the time the Office issued the license.

(3) Classification of Crimes.

(a) The Office makes a general classification of crimes into three classes: A, B and C, as listed in subsections (15), (16) and (17) of this rule.

(b) These classifications reflect the Office's evaluation of various crimes in terms of moral turpitude and the seriousness of the crime as such factors relate to the prospective threat to public welfare typically posed by a person who would commit such a crime.

(c) The names or descriptions of crimes, as set out in the classification of crimes, are intended to serve only as generic names or descriptions of crimes and shall not be read as legal titles of crimes, or as limiting the included crimes to crimes bearing the exact name or description stated.

(d) For purposes of this rule, "trigger date" means the date on which an applicant was found guilty, or pled guilty, or pled nolo contendere to a crime.

(e) A charge in the nature of attempt or intent to commit a crime, or conspiracy to commit a crime, is classified the same as the crime itself.

(4) Effect on Licensure of Commitment of Single Crime.
The Office finds it necessary to implement the following standards for applicants with relevant persons whose law enforcement record includes a single crime, subject to the mitigating factors set forth in this rule before licensure. All disqualifying periods referenced in this rule run from the trigger date.

(a) Class A Crime. The applicant will not be granted a license until 15 years have passed since the trigger date.

(b) Class B Crime. The applicant will not be granted a license until 7 years have passed since the trigger date.

(c) Class C Crime. The applicant will not be granted licensure until 5 years have passed since the trigger date.

(5) Relevant Persons With Multiple Crimes.

(a) The Office construes Section 494.0041, Florida Statutes, to require that an applicant with relevant persons whose law enforcement record includes multiple Class B or Class C crimes, or any combination thereof, wait longer than those whose law enforcement record includes only a single crime before becoming eligible for licensure in order to assure that such relevant person's greater inability or unwillingness to abide by the law has been overcome. Therefore, the Office finds it necessary that a longer disqualifying period be utilized in such instances, before licensure can safely be granted. Accordingly, where the relevant person has been found guilty or pled guilty or pled nolo contendere to more than one crime, the Office shall add 5 years to the disqualifying period for each additional crime.

(b) The additional periods are added to the basic disqualifying period for the one most serious crime, and the combined total disqualifying period then runs from the trigger date of the most recent crime.

(c) Classification as "Single Crime" versus "Multiple Crimes." For purposes of this rule, two (2) or more offenses are considered a single crime if they are triable in the same court and are based on the same act or transaction or on two (2) or more connected acts or transactions.

(6) Mitigating Factors.

(a) The disqualifying period based on a crime pursuant to this rule shall be shortened upon proof of one or more of the following factors. Where more than one factor is present the applicant is entitled to add together all the applicable mitigation amounts and deduct that total from the usual disqualifying period, provided that an applicant shall not be permitted an aggregate mitigation of more than three (3) years for the following factors:

1. One year is deducted if the probation officer or prosecuting attorney in the most recent crime states in a signed writing that the probation officer or prosecuting attorney believes the applicant would pose no significant threat to public welfare if licensed as a mortgage broker.

2. One year is deducted if restitution or settlement has been made for all crimes in which restitution or settlement was ordered by the court, and proof of such restitution or settlement is shown in official court documents or as verified in a signed writing by the prosecuting attorney or probation officer.

3. One year will be deducted if the applicant was under age 21 when the crime was committed and there is only one crime in the applicant's law enforcement record.

4. One year is deducted if the applicant furnishes proof that the applicant was at the time of the crime addicted to drugs or suffering active alcoholism. The proof must be accompanied by a written letter from a properly licensed doctor, psychologist, or therapist licensed by a duly constituted state licensing body stating that the licensed person has examined or treated the applicant and that in his or her professional opinion the addiction or alcoholism is currently in remission and has been in remission for the previous 12 months. The professional opinion shall be dated within 45 days of the time of application.

5. Other Mitigating Factors. An applicant is permitted to submit any other evidence of facts that the applicant believes should decrease the disqualifying period before licensure is allowed and one additional year shall be deducted if the Office agrees the facts have a mitigating effect on the licensure decision.

(b) The burden is upon the applicant to establish these mitigating factors. Where the mitigating factor relates to or requires evidence of government agency or court action, it must be proved by a certified true copy of the agency or court document.

(7) Circumstances Not Constituting Mitigation. The Office finds that no mitigating weight exists, and none will be given, for the following factors:

(a) Type of Plea. The Office draws no distinction among types of pleas, i.e., found guilty; pled guilty; pled nolo contendere.

(b) Collateral Attack on Criminal Proceedings. The Office will not allow or give any weight to an attempt to re-litigate, impeach, or collaterally attack judicial criminal proceedings or their results in which the applicant was found guilty or pled guilty or nolo contendere. Thus the Office will not hear or consider arguments such as: the criminal proceedings were unfair; the judge was biased; the witnesses or prosecutor lied or acted improperly; the defendant only pled guilty due to financial or mental stress; the defendant was temporarily insane at the time of the crime; or the defendant had ineffective counsel.

(c) The Office finds that subjective factors involving state of mind have no mitigating weight.

(8) Effect of Pending Appeal in Criminal Proceedings: Reversal on Appeal.

(a) The Office interprets the statutory grounds for denial of licensure as arising immediately upon a finding of guilt, or a plea of guilty or nolo contendere, regardless of whether an appeal is or is not allowed to be taken. The Office will not wait for the outcome of an appeal to deny licensure, unless a Florida court specifically stays the Office's adverse action.

(b) If on appeal the conviction is reversed, the Office shall immediately drop the said crime as grounds for denial of license.

(9) Pre-Trial Intervention. The Office considers participation in a pre-trial intervention program to be a pending criminal enforcement action and will not grant licensure to any applicant with a relevant person who at time of application is participating in a pre-trial intervention program. The Office finds it necessary to the public welfare to wait until the pre-trial intervention is successfully completed before licensure may be considered.

(10) Effect of Sealing or Expunging of Criminal Record.

(a) An applicant is not required to disclose or acknowledge, and is permitted in fact to affirmatively deny, any arrest or criminal proceeding for a relevant person, the record of which has been legally and properly expunged or sealed by order of a court of competent jurisdiction prior to the time of application, and such denial or failure to disclose is not grounds for adverse action by the Office.

(b) Matters Sealed or Expunged Subsequent to Application. Occasionally a relevant person will have a matter sealed or expunged after the applicant submits an application, but before a licensing decision is made by the Office. In such situations the Office policy is as follows:

1. If the applicant's relevant person properly revealed the matter on the application, and thereafter has the record sealed or expunged, the Office will not consider the matter in the application decision.

2. However, if the applicant's relevant person did not reveal the matter on the application and the matter had not been sealed or expunged at the time of making the application, the Office will construe the failure to disclose the matter on the application as a material misrepresentation or material misstatement, and the application shall be denied pursuant to Section 494.0041(2)(c), Florida Statutes.

(11) Effect of Restoration of Civil Rights.

(a) An applicant's relevant person must disclose crimes even where civil rights have been restored.

(b) If a relevant person's civil rights have been restored, the crimes will be evaluated in the application process consistent with Section 112.011 and Chapter 494, Florida Statutes, and the rules promulgated thereunder.

(c) The burden is upon the applicant to prove the restoration of their civil rights.

(12) Effect of Varying Terminology.

(a) With regard to the following six subparagraphs, the Office treats each phrase in a particular subparagraph as having the same effect as the other phrases in that same subparagraph:

1. Adjudicated guilty; convicted.
 2. Found guilty; entered a finding of guilt.
 3. Pled guilty; entered a plea of guilty; admitted guilt; admitted the charges.
 4. Nolo contendere; no contest; did not contest; did not deny; no denial.
 5. Adjudication of guilt withheld; adjudication withheld; no adjudication entered; entry of findings withheld; no official record to be entered; judgment withheld; judgment not entered.
- (b) In all other instances the Office will look to the substantive meaning of the terminology used in the context in which it was used under the law of the jurisdiction where it was used.
6. Nolle prosequere; nolle prosequi; charges withdrawn; charges dismissed; charges dropped.

(13) Imprisoned Persons and Community Supervision.

(a) Imprisonment. Notwithstanding any provision to the contrary in this rule, the Office shall not license any applicant under Chapter 494, Florida Statutes, while any relevant person of the applicant is imprisoned or serving a sentence for any crime. Further, the Office shall not license any applicant with a relevant person who has been released from imprisonment until the later of the period otherwise set out in these rules or 5 years after the date of release. The Office finds it necessary that the person be released from imprisonment and thereafter demonstrate an ability to abide by the law by passage of at least 5 years on good behavior, before licensure can be granted without undue risk to the public welfare.

(b) Community Supervision. The Office shall not grant licensure to any person who at the time of application or at any time during the pendency of the application is serving term on community supervision for any felony crime, or any misdemeanor crime involving fraud, dishonest dealing, or moral turpitude. The Office shall not substantively consider an application until the applicant has successfully completed his or her probationary term.

(14) Effect of Disqualifying Periods. The disqualifying periods established in this rule do not give a applicant a right to licensure after any set period of time. Regardless of the expiration of any disqualifying period imposed by these rules, the burden to prove entitlement to licensure remains on the applicant.

(15) Class "A" Crimes include the following felonies which involve fraud, dishonest dealing, or moral turpitude. This list is representative only and shall not be construed to constitute a complete or exclusive list all of crimes that are Class "A" crimes. Crimes similar to the crimes on this list may also be considered Class "A" crimes, and no inference should be drawn from the absence of any crime from this list.

(a) Any type of fraud, including but not limited to Fraud, Postal Fraud, Wire Fraud, Securities Fraud, Welfare Fraud, Defrauding the Government, Credit Card Fraud, Defrauding an Innkeeper, Passing worthless check(s) with intent to defraud.

- (b) Perjury.
 - (c) Armed robbery.
 - (d) Robbery.
 - (e) Extortion.
 - (f) Bribery.
 - (g) Embezzlement.
 - (h) Grand theft.
 - (i) Larceny.
 - (j) Burglary.
 - (k) Breaking and entering.
 - (l) Identity Theft.
 - (m) Any type of forgery or uttering a forged instrument.
 - (n) Misuse of public office.
 - (o) Racketeering.
 - (p) Buying, receiving, concealing, possessing or otherwise dealing in stolen property.
 - (q) Treason against the United States, or a state, district, or territory thereof.
 - (r) Altering public documents.
 - (s) Witness tampering.
 - (t) Tax evasion.
 - (u) Impersonating or attempting to impersonate a law enforcement officer.
 - (v) Money laundering.
 - (w) Murder in all degrees.
 - (x) Arson.
 - (y) Sale, importation, or distribution of controlled substances (drugs); or possession for sale, importation or distribution.
 - (z) Aggravated Assault (e.g., as with a deadly weapon).
 - (aa) Aggravated Battery (e.g., as with a deadly weapon).
 - (bb) Rape.
 - (cc) Sexually molesting any minor.
 - (dd) Sexual battery.
 - (ee) Battery of or threatening a law enforcement officer or public official in the performance of his/her duties.
 - (ff) Kidnapping.
- (16) Class "B" Crimes include all felonies that involve any other act of moral turpitude and are not Class "A" crimes.
- (17) Class "C" Crimes include any misdemeanor that involves fraud, dishonest dealing or any other act of moral turpitude.

(18) Foreign Law Enforcement Records. If a law enforcement record includes convictions, charges, or arrests outside the United States, the Office shall consider the following factors to reduce, eliminate, or apply a disqualifying period:

(a) Whether the crime in the criminal record would be a crime under the laws of the United States or any state within the United States;

(b) The degree of penalty associated with the same or similar crimes in the United States; and

(c) The extent to which the foreign justice system provided safeguards similar to those provided criminal defendants under the Constitution of the United States.

Specific Authority 494.0011 FS. Law Implemented 112.011, 494.0031, 494.0041 FS. History--New _____.

69V-40.201 Effect of Law Enforcement Records on Applications for Mortgage Lender and Correspondent Lender Licensure.

(1) General Procedure Regarding Law Enforcement Records. For purposes of this rule each designated principal representative and each officer, director, control person, member, partner, or joint venturer of a Mortgage Lender or Correspondent Lender License applicant, and each ultimate equitable owner with a 10-percent or greater interest in the applicant shall be referred to collectively as "relevant persons." At the time of submitting a Mortgage Lender or Correspondent Lender Application, the applicant shall disclose on the application form any pending criminal charges and all criminal matters in which a relevant person has pled guilty or nolo contendere to, or has been convicted or found guilty, regardless of whether adjudication was withheld, of any crime. In addition, the applicant shall supply the Office with required documentation for each relevant person, as specified in this rule, relating to: 1) all criminal matters in which the relevant person has pled guilty or nolo contendere to, or has been convicted or found guilty, regardless of whether adjudication was withheld, of a class "A", "B", or "C" crime as described in this rule, 2) any pending criminal charges for a relevant person relating to a class "A", "B", or "C" crime as described in this rule, or 3) shall supply evidence that such documentation cannot be obtained. Evidence that documentation cannot be obtained shall consist of a certified or sworn written statement on the letterhead of the agency that would be the custodian of the documents, signed by a representative of that agency, stating that they have no record of such matter, or that the record is lost or was damaged or destroyed, or otherwise stating why the document cannot be produced. The required documentation must be legible. Required documentation includes:

(a) A copy of the police arrest affidavit, arrest report or similar document.

(b) A certified copy of the charges.

(c) A certified copy of the plea, judgment, and sentence where applicable.

(d) A certified copy of an order of entry into pre-trial intervention, and the order of termination of pre-trial intervention showing dismissal of charges where applicable.

(e) A certified copy of an order of termination of probation or supervised release, if applicable.

(2) Effect of Failure to Fully Disclose Law Enforcement Record on Application.

(a) The omission of any part of a law enforcement record required to be disclosed pursuant to subsection (1) is a material misrepresentation or material misstatement on the application and the application shall be denied pursuant to Section 494.0072(2)(c), Florida Statutes.

(b) Notwithstanding paragraph (a), the Office shall not deny an application for failure to provide documentation listed in subsection (1) when the crime is not a class "A", "B", or "C" crime and the applicant has disclosed the crime on the application form.

(c) If the Office discovers the applicant's failure to disclose after a license has been granted, the Office will suspend or revoke each license currently held by the applicant as follows:

1. Suspension 12 months if, had the license application been accurate, the application would have been granted, based on the statutes and licensing rules applicable to the application at the time the Office issued the license, and the documentation in the applicant's file at the time the Office issued the license.

2. Revocation if, had the license application been accurate, the application would have been denied, based on the statutes and licensing rules applicable to the application at the time the Office issued the license.

(3) Classification of Crimes.

(a) The Office makes a general classification of crimes into three classes: A, B and C, as listed in subsections (15), (16) and (17) of this rule.

(b) These classifications reflect the Office's evaluation of various crimes in terms of moral turpitude and the seriousness of the crime as such factors relate to the prospective threat to public welfare typically posed by a person who would commit such a crime.

(c) The names or descriptions of crimes, as set out in the classification of crimes, are intended to serve only as generic names or descriptions of crimes and shall not be read as legal titles of crimes, or as limiting the included crimes to crimes bearing the exact name or description stated.

(d) For purposes of this rule, "trigger date" means the date on which an applicant was found guilty, or pled guilty, or pled nolo contendere to a crime.

(e) A charge in the nature of attempt or intent to commit a crime, or conspiracy to commit a crime, is classified the same as the crime itself.

(4) Effect on Licensure of Commitment of Single Crime. The Office finds it necessary to implement the following standards for applicants with relevant persons whose law enforcement record includes a single crime, subject to the

mitigating factors set forth elsewhere in this rule before licensure. All disqualifying periods referenced in this rule run from the trigger date.

(a) Class A Crime. The applicant will not be granted a license until 15 years have passed since the trigger date.

(b) Class B Crime. The applicant will not be granted a license until 7 years have passed since the trigger date.

(c) Class C Crime. The applicant will not be granted licensure until 5 years have passed since the trigger date.

(5) Relevant Persons With Multiple Crimes.

(a) The Office construes Section 494.0072, Florida Statutes, to require that an applicant with relevant persons whose law enforcement record includes multiple Class B or Class C crimes, or any combination thereof, wait longer than those whose law enforcement record includes only a single crime before becoming eligible for licensure in order to assure that such relevant person's greater inability or unwillingness to abide by the law has been overcome. Therefore, the Office finds it necessary that a longer disqualifying period be utilized in such instances, before licensure can safely be granted. Accordingly, where the relevant person has been found guilty or pled guilty or pled nolo contendere to more than one crime, the Office shall add 5 years to the disqualifying period for each additional crime.

(b) The additional periods are added to the basic disqualifying period for the one most serious crime, and the combined total disqualifying period then runs from the trigger date of the most recent crime.

(c) Classification as "Single Crime" versus "Multiple Crimes." For purposes of this rule, two (2) or more offenses are considered a single crime if they are triable in the same court and are based on the same act or transaction or on two (2) or more connected acts or transactions.

(6) Mitigating Factors for Class "C" Crimes.

(a) The disqualifying period for a Class "C" crime shall be shortened upon proof of one or more of the following factors. Where more than one factor is present the applicant is entitled to add together all the applicable mitigation amounts and deduct that total from the usual disqualifying period, provided that an applicant shall not be permitted an aggregate mitigation of more than three (3) years for the following factors:

1. One year is deducted if the probation officer or prosecuting attorney in the most recent crime states in a signed writing that the probation officer or prosecuting attorney believes the applicant would pose no significant threat to public welfare if licensed as a mortgage broker.

2. One year is deducted if restitution or settlement has been made for all crimes in which restitution or settlement was ordered by the court, and proof of such restitution or settlement is shown in official court documents or as verified in a signed writing by the prosecuting attorney or probation officer.

3. One year will be deducted if the applicant was under age 21 when the crime was committed and there is only one crime in the applicant's law enforcement record.

4. One year is deducted if the applicant furnishes proof that the applicant was at the time of the crime addicted to drugs or suffering active alcoholism. The proof must be accompanied by a written letter from a properly licensed doctor, psychologist, or therapist licensed by a duly constituted state licensing body stating that the licensed person has examined or treated the applicant and that in his or her professional opinion the addiction or alcoholism is currently in remission and has been in remission for the previous 12 months. The professional opinion shall be dated within 45 days of the time of application.

5. Other Mitigating Factors. An applicant is permitted to submit any other evidence of facts that the applicant believes should decrease the disqualifying period before licensure is allowed and one additional year shall be deducted if the Office agrees the facts have a mitigating effect on the licensure decision.

(b) The burden is upon the applicant to establish these mitigating factors. Where the mitigating factor relates to or requires evidence of government agency or court action, it must be proved by a certified true copy of the agency or court document.

(7) Circumstances Not Constituting Mitigation. The Office finds that no mitigating weight exists, and none will be given, for the following factors:

(a) Type of Plea. The Office draws no distinction among types of pleas, i.e., found guilty; pled guilty; pled nolo contendere.

(b) Collateral Attack on Criminal Proceedings. The Office will not allow or give any weight to an attempt to re-litigate, impeach, or collaterally attack judicial criminal proceedings or their results in which the applicant was found guilty or pled guilty or nolo contendere. Thus the Office will not hear or consider arguments such as: the criminal proceedings were unfair; the judge was biased; the witnesses or prosecutor lied or acted improperly; the defendant only pled guilty due to financial or mental stress; the defendant was temporarily insane at the time of the crime; or the defendant had ineffective counsel.

(c) The Office finds that subjective factors involving state of mind have no mitigating weight.

(8) Effect of Pending Appeal in Criminal Proceedings: Reversal on Appeal.

(a) The Office interprets the statutory grounds for denial of licensure as arising immediately upon a finding of guilt, or a plea of guilty or nolo contendere, regardless of whether an appeal is or is not allowed to be taken. The Office will not wait for the outcome of an appeal to deny licensure, unless a Florida court specifically stays the Office's adverse action.

(b) If on appeal the conviction is reversed, the Office shall immediately drop the said crime as grounds for denial of licensure.

(9) Pre-Trial Intervention. The Office considers participation in a pre-trial intervention program to be a pending criminal enforcement action and will not grant licensure to any applicant with a relevant person who at time of application is participating in a pre-trial intervention program. The Office finds it necessary to the public welfare to wait until the pre-trial intervention is successfully completed before licensure may be considered.

(10) Effect of Sealing or Expunging of Criminal Record.

(a) An applicant is not required to disclose or acknowledge, and is permitted in fact to affirmatively deny, any arrest or criminal proceeding for a relevant person, the record of which has been legally and properly expunged or sealed by order of a court of competent jurisdiction prior to the time of application, and such denial or failure to disclose is not grounds for adverse action by the Office.

(b) Matters Sealed or Expunged Subsequent to Application. Occasionally a relevant person will have a matter sealed or expunged after the applicant submits an application, but before a licensing decision is made by the Office. In such situations the Office policy is as follows:

1. If the applicant's relevant person properly revealed the matter on the application, and thereafter has the record sealed or expunged, the Office will not consider the matter in the application decision.

2. However, if the applicant's relevant person did not reveal the matter on the application and the matter had not been sealed or expunged at the time of making the application, the Office will construe the failure to disclose the matter on the application as a material misrepresentation or material misstatement, and the application shall be denied pursuant to Section 494.0072(2)(c), Florida Statutes.

(11) Effect of Restoration of Civil Rights.

(a) An applicant's relevant person must disclose crimes even where civil rights have been restored.

(b) If a relevant person's civil rights have been restored, the crimes will be evaluated in the application process consistent with Section 112.011 and Chapter 494, Florida Statutes, and the rules promulgated thereunder.

(c) The burden is upon the applicant to prove the restoration of their civil rights.

(12) Effect of Varying Terminology.

(a) With regard to the following six subparagraphs, the Office treats each phrase in a particular subparagraph as having the same effect as the other phrases in that same subparagraph:

1. Adjudicated guilty; convicted.

2. Found guilty; entered a finding of guilt.

3. Pled guilty; entered a plea of guilty; admitted guilt; admitted the charges.

4. Nolo contendere; no contest; did not contest; did not deny; no denial.

5. Adjudication of guilt withheld; adjudication withheld; no adjudication entered; entry of findings withheld; no official record to be entered; judgment withheld; judgment not entered.

6. Nolle prosequere; nolle prosequi; charges withdrawn; charges dismissed; charges dropped.

(b) In all other instances the Office will look to the substantive meaning of the terminology used in the context in which it was used under the law of the jurisdiction where it was used.

(13) Imprisoned Persons and Community Supervision.

(a) Imprisonment. Notwithstanding any provision to the contrary in this rule, the Office shall not license any applicant under Chapter 494, Florida Statutes, while any relevant person of the applicant is imprisoned or serving a sentence for any crime. Further, the Office shall not license any applicant with a relevant person who has been released from imprisonment until the later of the period otherwise set out in these rules or 5 years after the date of release. The Office finds it necessary that the person be released from imprisonment and thereafter demonstrate an ability to abide by the law by passage of at least 5 years on good behavior, before licensure can be granted without undue risk to the public welfare.

(b) Community Supervision. The Office shall not grant licensure to any person who at the time of application or at any time during the pendency of the application is serving term on community supervision for any felony crime, or any misdemeanor crime involving fraud, dishonest dealing, or moral turpitude. The Office shall not substantively consider an application until the applicant has successfully completed his or her probationary term.

(14) Effect of Disqualifying Periods. The disqualifying periods established in this rule do not give a applicant a right to licensure after any set period of time. Regardless of the expiration of any disqualifying period imposed by these rules, the burden to prove entitlement to licensure remains on the applicant.

(15) Class "A" Crimes include the following felonies which involve fraud, dishonest dealing, or moral turpitude. This list is representative only and shall not be construed to constitute a complete or exclusive list all of crimes that are Class "A" crimes. Crimes similar to the crimes on this list may also be considered Class "A" crimes, and no inference should be drawn from the absence of any crime from this list.

(a) Any type of fraud, including but not limited to Fraud, Postal Fraud, Wire Fraud, Securities Fraud, Welfare Fraud, Defrauding the Government, Credit Card Fraud, Defrauding an Innkeeper, Passing worthless check(s) with intent to defraud.

(b) Perjury.

(c) Armed robbery.

(d) Robbery.

(e) Extortion.

- (f) Bribery.
- (g) Embezzlement.
- (h) Grand theft.
- (i) Larceny.
- (j) Burglary.
- (k) Breaking and entering.
- (l) Identity Theft.
- (m) Any type of forgery or uttering a forged instrument.
- (n) Misuse of public office.
- (o) Racketeering.
- (p) Buying, receiving, concealing, possessing or otherwise dealing in stolen property.
- (q) Treason against the United States, or a state, district, or territory thereof.
- (r) Altering public documents.
- (s) Witness tampering.
- (t) Tax evasion.
- (u) Impersonating or attempting to impersonate a law enforcement officer.
- (v) Money laundering.
- (w) Murder in all degrees.
- (x) Arson.
- (y) Sale, importation, or distribution of controlled substances (drugs); or possession for sale, importation or distribution.
- (z) Aggravated Assault (e.g., as with a deadly weapon).
- (aa) Aggravated Battery (e.g., as with a deadly weapon).
- (bb) Rape.
- (cc) Sexually molesting any minor.
- (dd) Sexual battery.
- (ee) Battery of or threatening a law enforcement officer or public official in the performance of his/her duties.
- (ff) Kidnapping.
- (16) Class "B" Crimes include all felonies that involve any other act of moral turpitude and are not Class "A" crimes.
- (17) Class "C" Crimes include any misdemeanor that involves fraud, dishonest dealing or any other act of moral turpitude.
- (18) Foreign Law Enforcement Records. If a law enforcement record includes convictions, charges, or arrests outside the United States, the Office shall consider the following factors to reduce, eliminate, or apply a disqualifying period:
 - (a) Whether the crime in the criminal record would be a crime under the laws of the United States or any state within the United States;
 - (b) The degree of penalty associated with the same or similar crimes in the United States; and
 - (c) The extent to which the foreign justice system provided safeguards similar to those provided criminal defendants under the Constitution of the United States.

Specific Authority 494.0011 FS. Law Implemented 112.011, 494.0061, 494.0062, 494.0072 FS. History–New

FLORIDA CENTER FOR ADVISING AND ACADEMIC SUPPORT

The **Florida Center for Advising and Academic Support** announces a public meeting to which all persons are invited.

DATE AND TIME: October 21, 2008, 12:30 p.m. – 3:30 p.m.

PLACE: Conference Room 1706, Ralph Turlington Education Center, 325 West Gaines Street, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting of the FCAAS ACC Standing Committee will be held to discuss the ongoing development and administration of the FACTS.org project.

A copy of the agenda may be obtained by contacting: FCAAS, 325 West Gaines Street, Suite 834, Tallahassee, Florida 32399-0400.

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: Stacie Causey, FCAAS at (850)245-0518. 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: Stacie Causey, FCAAS at (850)245-0518.

CITIZENS PROPERTY INSURANCE CORPORATION

The **Citizens Property Insurance Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: October 22, 2008, 10:30 a.m.

PLACE: Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Finance and Investment Committee Meeting. Item of discussion include, but are not limited to, Overview of Citizens Investment Portfolio and Market Update.

For additional information, please call Jill Booker at 1(800)807-7647, extension 8287.

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 Jill Booker at least five days prior to the meeting.

The **Citizens Property Insurance Corporation**, Information Systems Advisory Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday, October 22, 2008, 3:00 p.m. (EDT)

PLACE: 1(877)211-6829

GENERAL SUBJECT MATTER TO BE CONSIDERED: Items of discussion include, but are not limited to, introduction of Committee members, status on formation of Committee, charter, and systems strategy.

A copy of the agenda may be obtained by contacting: Citizens Property Insurance Corporate Website at <https://www.citizensfla.com>.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Stephanie Martin at 1(866)858-0649, extension 3751. 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: Stephanie Martin.

The Citizens Property Insurance Corporation, FMAP Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 23, 2008, 8:30 a.m.

PLACE: Tampa International Airport Marriott, Tampa, Florida 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: Items of discussion include, but are not limited to, business before the committee.

A copy of the agenda may be obtained by contacting: Nedra Davis at 1(800)807-7647, extension 3808.

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: Nedra Davis at 1(800)807-7647, extension 3808. 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: Nedra Davis at 1(800)807-7647, extension 3808.

SOIL AND WATER CONSERVATION DISTRICTS

The **Hendry Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: October 23, 2008, 1:00 p.m.

PLACE: Dallas B. Townsend Agricultural Building

GENERAL SUBJECT MATTER TO BE CONSIDERED: General.

PRIDE ENTERPRISES

The **Pride Enterprises**, Board of Directors announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, October 27, 2008, 10:00 a.m. – 12:00 Noon (EDT)

PLACE: Conference Call: 1(800)371-8200, Code 496161

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conference call meeting.

A copy of the agenda may be obtained by contacting: Dee Kiminki at dkiminki@pride-enterprises.org or (727)556-3314.

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: Dee Kiminki at dkiminki@pride-enterprises.org or (727)556-3314. 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: Dee Kiminki at dkiminki@pride-enterprises.org or (727)556-3314.

FLORIDA SURPLUS LINES SERVICE OFFICE

The **Florida Surplus Lines Service Office**, Board of Governors’ announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 29, 2008, 9:00 a.m.

PLACE: 1441 Maclay Commerce Drive, Suite 200, Tallahassee, FL 32312

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting of the Board of Governors’ general business matters to be discussed.

A copy of the agenda may be obtained by contacting: Georgie Barrett at gbarrett@fslso.com or Fax a request to (850)513-9624.

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: Georgie Barrett at (850)224-7676. 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).

PASCO COUNTY

The **Pasco County**, in cooperation with the Florida Department of Transportation, District Seven announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 6, 2008, 5:00 p.m. – 7:00 p.m.

PLACE: Holy Trinity Lutheran Church, 20735 Leonard Road, Lutz, Florida 33558

GENERAL SUBJECT MATTER TO BE CONSIDERED: Pasco County in cooperation with the Florida Department of Transportation, District Seven invites you to attend and

participate in a public hearing for the Project Development and Environment (PD&E) Study for the proposed improvements to SR 54 from West of SR 589 (Suncoast Parkway) to West of SR 45 (US 41) in Pasco County, Florida; WPI Number: 421140-7. This Public Hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, and social, economic, and environmental effects of the proposed improvements to SR 54. The study evaluated engineering and environmental effects associated with increasing the operational capacity of SR 54 to a six-lane divided facility. The project length is approximately 5.3 miles.

A copy of the agenda may be obtained by contacting: Steve Gordillo, PE, Project Manager, HDR Engineering, Inc., 5426 Bay Center Drive, Suite 400, Tampa, FL 33607.

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: Mr. Steve Gordillo, Project Manager, HDR Engineering, Inc. at (813)282-2348 or steve.gordillo@hdrinc.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mr. Steve Gordillo, Project Manager, HDR Engineering, Inc. at (813)282-2348 or steve.gordillo@hdrinc.com.

JACKSONVILLE TRANSPORTATION AUTHORITY

The **Jacksonville Transportation Authority** (JTA) announces a hearing to which all persons are invited.

DATE AND TIMES: Monday, November 10, 2008, Open house/public meeting, 4:30 p.m.; formal presentation, 5:30 p.m.; followed with a formal public comment period

PLACE: Gateway Mall – Stage (near bus transfer site), 5258 Norwood Avenue, Jacksonville, FL 32208

GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is being held to provide interested persons the opportunity to express their views concerning the location, conceptual design, social, economic, and environmental effects of the proposed JTA North Maintenance Facility. The proposed maintenance facility is located adjacent to the intersection of Golfair Boulevard and Davis Street. The proposed maintenance facility would provide light maintenance, refueling, and storage for a portion of the existing bus fleet. This facility will allow JTA to provide improved service, minimize costs, and improve operations.

Anyone attending the hearing may submit comments orally or in writing at any time during the open house or after the formal presentation. Persons wishing to speak during the hearing's formal comment period should obtain and fill out a speaker card to present to the stenographer who will document all oral comments. Staff will be available to assist the public.

Anyone requiring special accommodations should contact Winova Hart-Mayer at (904)630-3185 or whart@jtafla.com no later than seven days prior to the meeting (November 3, 2008). You may submit comments till the end of the comment period November 20, 2008 to: Ms. Winova Hart-Mayer, Public Relations, Jacksonville Transportation Authority, Post Office Drawer O, Jacksonville, FL 32204 or whart@jtafla.com.

All comments received at the hearing and until the close of the comment period will be included in the final CE document (report). Copies of the CE can be reviewed on the JTA website, www.jtafla.com and at the locations below starting on October 20, 2008:

JTA Offices, 100 N. Myrtle Ave., Jacksonville, FL 32204

Tax Collector's Office, Gateway Shopping Center, 910 W. 44th Street, Jacksonville, FL 32208

The hearing is being held in compliance with Title VI of the Civil Rights Act of 1964 and Title VIII of the Civil Rights Act of 1968, as amended. Public participation at this hearing is solicited without regard to race, color, religion, gender, age, national origin, disability, or family status. Persons wishing to express their concerns relative to adherence to Titles VI and VIII of the Civil Rights Act may do so by contacting JTA's equal opportunity officer Ken Middleton at (904)598-8728 or kmiddleton@jtafla.com. The hearing is also being held in accordance with Federal Transit Administration (FTA) policy, all Federal laws, regulations, and executive orders affecting project development, including but not limited to the regulations of the Council on Environmental Quality (CEQ) and FTA implementing National Environmental Policy Act (NEPA) (40 CFR parts 1500-1508 and 23 CFR part 771), the 1990 Clean Air Act Amendments, Section 404 of the Clean Water Act, Executive Order 12898 regarding Environmental Justice, the National Historic Preservation Act, the Endangered Species Act, and Section 4(f) of the USDOT Act (49 USC 303), have been addressed to the maximum extent practicable during this NEPA process. In addition, JTA is seeking section 5309 New Starts funding for the project and will therefore be subject to the FTA New Starts regulation (49 CFR part 611). This New Starts regulation requires the submission of certain specified information to FTA to comply with the NEPA process. Right-of-Way acquisition is anticipated for this project. Environmental Justice Issues have also been considered, as specified in Executive Order 12898. The hearing is being held in accordance with 23 CFR 771 and Section 339.155, Florida Statutes.

Section VII

Notices of Petitions and Dispositions Regarding Declaratory Statements

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 MANAGEMENT SERVICES

NOTICE IS HEREBY GIVEN THAT the Public Employees Relations Commission has issued an order disposing of the petition for declaratory statement filed by Hernando County Board of County Commissioners, Case No. DS-2008-002 on August 22, 2008. The following is a summary of the agency's disposition of the petition:

The petition was denied because the question posed was not appropriate for resolution in a proceeding seeking a declaratory statement. The question posed in the petition concerned a current dispute which was appropriately resolved in a pending representation petition.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Clerk, Public Employees Relations Commission, 4050 Esplanade Way, Suite 150, Tallahassee, Florida 32399-0950.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Peter Cavanagh, a Unit Owner in Brittany Condominium Association, Inc. and Kings Point Community Association, Inc., Docket No. 2008042753 on July 24, 2008. The following is a summary of the agency's declination of the petition:

The Division declined to issue an order because an agency cannot determine rights of third parties who are not parties to a declaratory statement.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, 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 Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Morris M. Hochberg, Petitioner/Unit Owner, In RE: The Club at Crystal Lake Condominium Association, Inc., Docket No. 2008053754. The petition seeks the agency's opinion as to the applicability of Chapter 718, Florida Statutes, as it applies to the petitioner.

Whether the Club at Crystal Lake Homeowner Association, Inc. may select a contractor to convert a racquetball court building into a multipurpose community center without obtaining competitive bids under section 718.3026, Florida Statutes.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, 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 Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Lake Howell Arms Condominium Association, Inc., Docket No. 2008035277 on June 9, 2008. The following is a summary of the agency's declination of the petition:

The Division declined to issue an order because a declaration may not address issues where there are facts in dispute or where there are owners who will be affected by the decision and who are not parties to the petition.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, 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 Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN THAT the Division of Florida Condominiums, Timeshares, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has declined to rule on the petition for declaratory statement filed by Eileen and John Reigert, Petitioners, In RE: Villas on the Gulf Condominium Association, Inc., Docket No. 2008040824 on July 15, 2008. The following is a summary of the agency's declination of the petition:

The Division declined to issue an order because the Division does not have jurisdiction to interpret vague or ambiguous provisions in a declaration and a declaration may not address issues that have already occurred.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, 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 Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

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 the Board of Nursing has received the petition for declaratory statement from Lauren Arango, RN. The petition seeks the agency's opinion as to the applicability of Section 464.003(3)(a), F.S., as it applies to the petitioner.

The Board of Nursing hereby gives notice that it has received a Petition for Declaratory Statement filed on July 3, 2008 by Lauren Arango, RN. The Petitioner seeks the Board's interpretation of the application of Section 464.003(3)(a), Florida Statutes. Specifically, the Petitioner requests that the Board issue a Declaratory Statement determining under the appropriate statutory provisions that based on Petitioner's training and experience, as noted in the petition, it would be within the scope of practice of a Registered Nurse to provide,

under PT or OT supervision, Lymphaedema therapy to patients. This petition will be considered at the Board's December 3, 2008 meeting.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Rick Garcia, Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin C07, Tallahassee, Florida 32399-3259.

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:

NONE

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

NONE

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 EDUCATION

The University of Florida, Purchasing and Disbursement Services will receive sealed bids for the following: ITB09SVF-126, Substation No. 2/Heat Plant No. 2, Medium Voltage Switchgear Replacement, estimated budget: \$239,550, to be opened November 12, 2008, 2:00 p.m., in the 101 Elmore Hall, Radio Road, Gainesville, FL. Scope of work: Outside of

Substation No. 2, replace old oil switchgear serving Heat Plant No. 2 via the South Vault and the Steam Driven Generator. Mandatory pre-bid meeting will be held October 28, 2008, 10:00 a.m., in the PPD A/E Conference Room, Building 700, Radio Road, Gainesville, FL. Questions should be directed to Lisa Pennington, lpenn@ufl.edu or (352)392-1331. For more information visit www.purchasing.ufl.edu.

AMERICANS WITH DISABILITY ACT OF 1991 – If special accommodations are needed in order to attend the Pre-Bid Meeting or the Bid opening, contact Purchasing, www.purchasing@ufl.edu or (352)392-1331 within three (3) days of the event.

NOTICE TO PROFESSIONAL CONSULTANTS:

The University of Florida Board of Trustees announces that Professional Services in the discipline of architecture will be required for the project listed below:

Project: UF-305, PKY Developmental Research School Phase I Site Improvements (Main Campus)

The project consists of preparation of a detailed program, budget and phasing plan to implement the Site Master Plan for P. K. Yonge Developmental Research School (PKY) at the University of Florida.

The site master plan was developed for the thirty-one acre school site and includes:

1. Demolition of thirteen buildings (105,657 GSF)
2. Renovation and remodeling of five buildings (51,659 GSF)
3. Relocation of one playground pavilion (4,500 GSF)
4. Construction of four new buildings (171,894 GSF)
5. New parking facilities
6. New athletic field facilities with support buildings
7. Other site improvements: stormwater, grading, sidewalks, jogging trail, utilities, fencing, lighting

The selected firm will provide programming based on the recent master plan, conceptual design documents, renderings and fund raising tools for the referenced project. Blanket professional liability insurance will be required for this project in the amount of \$1,000,000, and will be provided as a part of Basic Services. Plans and specifications for University of Florida projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes.

Applicants will be evaluated on the basis of their past performance, experience, personnel, design ability, references, workload, and responses to questions posed both in the shortlist and interview phases. The Selection Committee may reject all proposals and stop the selection process at any time.

At the time of application, the applicant and its landscape architectural and engineering consultants must possess current design licenses from the appropriate governing board and be properly registered to practice its profession in the State of Florida. If the applicant is a corporation, must be chartered by the Florida Department of State to operate in Florida.

Applicants desiring to provide professional services for the project shall submit a proposal only after thoroughly reviewing the Project Fact Sheet, and other background information. The proposal shall be limited to 40 single-sided, consecutively-numbered pages OR 20 double-sided, consecutively-numbered pages and shall include:

1. A Letter of Application that concisely illustrates the applicant's understanding of the scope of services, design intent, and other goals and considerations as outlined in the Project Fact Sheet.
2. A completed, project-specific "Professional Qualifications Supplement" (PQS) proposal with signed certification. Applications on any other form will not be considered.
3. Resumes, LEED accreditation, and other pertinent credentials for all proposed staff (applicant and consultants).
4. Proof of the applicant's corporate status in Florida (if applicable) and copies of current licenses for applicant and all engineering and landscape architecture consultants from the appropriate governing board.
5. Proof of the applicant's and all engineering consultants' ability to be insured for the level of professional liability coverage demanded for this project.

As required by Section 287.133, Florida Statutes, an applicant 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 professional 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.

Unsigned proposals or proposals containing expired or invalid licenses will be disqualified. Submittal materials will not be returned.

The project-specific PQS form, instructions, Project Fact Sheet, UF Design Services Guide, UF Design and Construction Standards, standard University of Florida Owner-Professional agreement, and other project and process information can be found on the Facilities Planning & Construction website.

Finalists may be provided with supplemental interview requirements and criteria as needed.

Provide the number of copies prescribed in the Project Fact Sheet. Submittals must be received in the Facilities Planning and Construction office by 3:00 p.m. (Local Time), Tuesday, November 18, 2008. Facsimile (FAX) submittals are not acceptable and will not be considered.

Facilities Planning and Construction
 232 Stadium / P. O. Box 115050
 Gainesville, FL 32611-5050
 Telephone: (352)392-1256
 Fax: (352)392-6378
 Internet: www.facilities.ufl.edu

NOTICE TO PROFESSIONAL CONSULTANTS

Request for Qualifications
 RFQ 09-14
 Campus Architect

The University of North Florida – Board of Trustees, a public body corporate, announces that continuing Professional Services in the discipline of Architecture and Engineering will be required for certain campus projects.

Projects included in the scope of this agreement will be for renovations, alterations, and additions that have a basic construction budget estimated of \$1,000,000 or less, or for studies on which the fee for professional services is \$100,000 or less. The University plans on awarding three Campus Service contracts for these projects. The awarded consultants will be available on an as-needed basis for the upcoming fiscal year, July 1, 2009 – June 30, 2010. The consultants receiving the award will not have an exclusive contract to perform services for these projects. The university may have additional campus service professionals under contract during the same time period.

The preliminary tentative schedule for this project:

Advertisement	October 17, 2008
Submissions due	November 18, 2009, 2:00 p.m.
Evaluation/Short listing	December 2008
Interviews/Award	January 2009

INSTRUCTIONS:

Firms wishing to apply for consideration shall submit a letter of application with the appropriate documents from RFQ 09-14 Campus Architect. Proximity of the firm's location to campus will be one of the criteria in the selection of the firm.

The letter of application should have attached:

1. The most recent version of the "Professional Qualifications Supplement," completed by the applicant. Applications on any other form will not be considered.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of

Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

3. Submit 7 complete copies of the above requested data bound and in the order listed above. Applications which do not comply with the above instructions may be disqualified. Application materials will not be returned.

Minority Business participation is strongly recommended and supported by the University of North Florida.

Blanket professional liability insurance will be required for this project in the amount of \$2,000,000 and will be provided as part of the Basic Services (each, aggregate and per occurrence).

As required by Section 287.133, Florida Statutes, a consultant 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 consultant 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.

Professional Qualifications Supplemental forms, descriptive project information, and selection criteria may be obtained electronically online at the UNF Purchasing department website: <http://www.unf.edu/dept/purchasing/bids.html>, or by emailing:

Dianna White	AND	Angela Dyal
Dianna.white@unf.edu	University of North Florida	angelia.dyal@unf.edu
(904)620-1731	Purchasing Dept.	(904)620-1732
	Bldg. 6, Rm. 1301	
	1 UNF Drive	
	Jacksonville, FL 32224	

Submit one (1) original and six (6) complete copies of submittals to the above referenced address. RFQ submittals must be received no later than 2:00 p.m. (Local Time), on November 18, 2008. Facsimile (FAX) submittals are not acceptable and will not be considered.

DUVAL COUNTY PUBLIC SCHOOLS ADVERTISEMENT FOR BIDS – Invitation To Bid ITB-014-09/LG for the Sale of Surplus Real Property Lola Culver Elementary School No. 13, 580 Lawton Avenue, Jacksonville, Florida 32208. Date of Publication October 10, 2008. Sealed bids will be received by: Duval County Public Schools, Division of Facilities, Room 535, 1701 Prudential Drive, Jacksonville, FL 32207, until the time and date(s) recorded below and immediately thereafter publicly opened and recorded in the Duval County Public Schools, School Board Building, 5th Floor, Room 513D, 1701 Prudential Drive, Jacksonville, Florida.

BIDS ARE DUE ON OR BEFORE THURSDAY NOVEMBER 13, 2008 AND WILL BE ACCEPTED UNTIL 2:00 p.m.

PURPOSE: The purpose of this Invitation to Bid is to accept firm offers for the sale of surplus Duval County Public Schools real estate located at Lola Culver Elementary School No. 13, 580 Lawton Avenue, Jacksonville, Florida 32208. All persons that are interested in bidding may attend an informal bid conference to be held on Thursday, October 16, 2008, 2:00 p.m. at Duval County Public Schools, 1701 Prudential Drive, Room 513-D, Jacksonville, Florida 32207. Attendees will be required to sign an attendance register. Open House Inspections will be conducted for the property at Lola Culver Elementary School No. 13, 580 Lawton Avenue, Jacksonville, Florida 32208 on the following dates and times: Wednesday, October 16, 2008, 9:00 a.m. – 12:00 Noon; Wednesday, October 23, 2008, 9:00 a.m. – 12:00 Noon; Wednesday, November 5, 2008, 11:00 a.m. – 12:00 Noon.

Contract documents for bidding may be obtained on CD electronic media format only at: Duval County Public Schools, 1701 Prudential Drive, Room 535, Jacksonville, Florida 32207. DCSB Point of Contact: Ms. Karen Kuhlmann, Director of Real Estate at (904)390-2259. The Bid Award Recommendation will be posted at Duval County Public Schools, Purchasing Services Department, Consolidated Services Center, 4880 Bulls Bay Highway, Jacksonville, Florida 32219.

DUVAL COUNTY PUBLIC SCHOOLS ADVERTISEMENT FOR BIDS – Invitation To Bid ITB-015-09/LG for the Sale of Surplus Real Property – John Gorrie Middle School No. 22, 2525 College Street, Jacksonville, Florida 32204. Publication date October 10, 2008. Sealed bids will be received by: Duval County Public Schools, Division of Facilities, Room 535, 1701 Prudential Drive, Jacksonville, FL 32207, until the time and date(s) recorded below and immediately thereafter publicly opened and recorded in the Duval County Public Schools, School Board Building, 5th Floor, Room 513D, 1701 Prudential Drive, Jacksonville, Florida.

BIDS ARE DUE ON OR BEFORE THURSDAY November 13, 2008, AND WILL BE ACCEPTED UNTIL 2:00 p.m.

PURPOSE: The purpose of this Invitation to Bid is to accept firm offers for the sale of surplus Duval County Public Schools real estate at John Gorrie Middle School No. 22, 2525 College Street, Jacksonville, Florida 32204. All persons that are interested in bidding may attend an informal bid conference to be held on Thursday October 16, 2008, 2:00 p.m., Duval County Public Schools, 1701 Prudential Drive, Room 513-D, Jacksonville, Florida 32207. Attendees will be required to sign an attendance register. Open House Inspections will be conducted for the property at: John Gorrie Middle School No. 22, 2525 College St., Jacksonville, Florida 32204 on the following dates and times: Wednesday, October 14, 2008, 9:00

a.m. – 12:00 Noon; Wednesday, October 21, 2008, 9:00 a.m. – 12:00 Noon; Wednesday, November 5, 2008, 2:00 p.m. – 4:00 p.m.

Contract documents for bidding may be obtained on CD electronic media format only at: Duval County Public Schools, 1701 Prudential Drive, Room 535, Jacksonville, Florida 32207. DCSB Point of Contact: Ms Karen Kuhlmann, Director of Real Estate at (904)390-2259. The Bid Award Recommendation will be posted at Duval County Public Schools, Purchasing Services Department, Consolidated Services Center, 4880 Bulls Bay Highway, Jacksonville, Florida 32219.

**DUVAL COUNTY PUBLIC
SCHOOLS ADVERTISEMENT FOR BIDS**

Invitation To Bid – ITB-016-09/LG for the Sale of Surplus Real Property – Norwood Elementary School No. 23 at 6720 Norwood Ave., Jacksonville, Florida 32208. Publication date October 10, 2008. Sealed bids will be received by: Duval County Public Schools, Division of Facilities, Room 535, 1701 Prudential Drive, Jacksonville, FL 32207, until the time and date(s) recorded below and immediately thereafter publicly opened and recorded in the Duval County Public Schools, School Board Building, 5th Floor, Room 513D, 1701 Prudential Drive, Jacksonville, Florida.

BIDS ARE DUE ON OR BEFORE THURSDAY November 13, 2008 AND WILL BE ACCEPTED UNTIL 2:00 p.m.

PURPOSE: The purpose of this Invitation to Bid is to accept firm offers for the sale of surplus Duval County Public Schools real estate at Norwood Elementary School No. 23, 6720 Norwood Ave., Jacksonville, Florida 32208. All persons that are interested in bidding may attend an informal bid conference to be held on Thursday, October 16, 2008, 2:00 p.m. at Duval County Public Schools, 1701 Prudential Drive, Room 513-D, Jacksonville, Florida 32207. Attendees will be required to sign an attendance register. Open House Inspections will be conducted for the property at Norwood Elementary School No. 23, 6720 Norwood Ave., Jacksonville, Florida 32208, on the following dates and times: Wednesday, October 15, 2008, 9:00 a.m. – 12:00 Noon; Wednesday, October 22, 2008, 9:00 a.m. – 12:00 Noon; Wednesday, November 5, 2008, 9:00 a.m. – 10:00 a.m.

Contract documents for bidding may be obtained on CD electronic media format only at: Duval County Public Schools, 1701 Prudential Drive, Room 535, Jacksonville, Florida 32207. DCSB Point of Contact: Ms Karen Kuhlmann, Director of Real Estate at (904)390-2259. The Bid Award Recommendation will be posted at Duval County Public Schools, Purchasing Services Department, Consolidated Services Center, 4880 Bulls Bay Highway, Jacksonville, Florida 32219.

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
2009 TREE PLANTING

The Suwannee River Water Management District (District) is requesting bids for tree planting projects on approximately 1,500 acres of land owned by the District. The purpose of these projects is to plant bare-root slash and longleaf pine seedlings, and containerized longleaf pine seedlings on cutover sites. District policies allow for this type of contract to be extended for two additional years without bidding if contractor's rates stay the same, work is satisfactory and funding is available.

Bidders shall submit a bid indicating a per acre fee for each type of planting prior to 4:00 p.m., October 31, 2008. The results will be forwarded to the Governing Board at the November 13, 2008, meeting for their consideration. Bid packages and additional information are available on the District website www.mysuwanneeriver.com or by contacting Gwen Lord, Administrative Assistant at (386)362-1001 or gal@srwmd.org.

NOTICE OF REQUEST FOR QUALIFICATIONS FOR WATER SUPPLY ASSESSMENT/PLANNING RFQ 08/09-007WR

The Suwannee River Water Management District (District) is seeking qualified firms to assist in updating the existing Water Supply Assessment – 2004 (Assessment) and in developing a regional water supply plan for the Upper Santa Fe River Basin. This will be done in conformance with Section 373.036, F.S. The update of the 2004 Assessment will include water withdrawal projections for a 29-year planning horizon from 2001 to 2030.

The request for qualifications (RFQ) document outlines the scope of services and all general and specific conditions associated with that scope. All qualification packages submitted to perform the requested services must be prepared in accordance with the RFQ document.

Any work proposed by the District as part of this Request for Qualifications (RFQ) is subject to District Governing Board approval and funding.

A copy of this RFQ is available at: <http://ftp.srwmd.state.fl.us/pub.incoming/RFQ%200809-007WR/> OR requests for the RFQ document may be directed to:

Debbie Davidson, Administrative Assistant
Suwannee River Water Management District
9225 CR 49

Live Oak, FL 32060

(386)362-1001 or 1(800)226-1066 (Florida only)

A mandatory pre-qualification meeting will be held at the District headquarters on October 29, 2008, 2:00 p.m. All questions concerning the RFQ must be presented at the pre-qualification meeting and will be answered by email to all respondents no later than 4:00 p.m., November 3, 2008. To receive responses to questions and to receive instructions on the mandatory pre-qualification meeting, a Contractor Registration Form must be emailed or faxed to the District to (386)362-1056 no later than October 27, 2008, 4:00 p.m.

Qualifications are due at SRWMD headquarters in Live Oak prior to 4:00 p.m., November 14, 2008.

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."

FLORIDA HOUSING FINANCE CORPORATION

Invitation to Negotiate (ITN) 2008-01 Administration Services for Preservation Pilot Program for Orange, Palm Beach and Pasco Counties

The Florida Housing Finance Corporation invites all qualified Intermediaries wishing to establish Bridge Loan programs to provide loan management, credit underwriting and loan servicing services to preserve affordable multi-family rental housing for low-income persons and families in accordance with the terms and conditions of ITN 2008-01, to submit responses for consideration. Responses shall be accepted until 2:00 p.m. (Eastern Time), Friday, December 12, 2008, Attention: Robin L. Grantham, Contracts Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. For questions or additional information, please contact: Robin Grantham at (850)488-4197 or robin.grantham@floridahousing.org. To obtain a copy of the ITN, which outlines selection criteria and responsibilities, please submit your request to the Attention: Robin L. Grantham, or you can download the ITN from the Florida Housing Finance

Corporation website at: <http://www.floridahousing.org/Home/BusinessLegal/Solicitations/InvitationsToNegotiate.htm>. Any modifications that occur to the ITN will be posted at the website and may result in an extension of the deadline.

BALFOUR BEATTY CONSTRUCTION, LLC

INVITATION FOR QUALIFIED CONTRACTORS TO SUBMIT SEALED BIDS

Balfour Beatty Construction LLC (BBC) is requesting SEALED BIDS from qualified Contractors for the above referenced project until 2:00 p.m., November 20, 2008, at the address provided below: Sealed bids will be opened publicly immediately following the 2:00 p.m. cut off.

Address: 804 N. W. Jackson Bluff Rd., Mayo, FL 32066

Phone: (386)294-3100

Fax: (386)294-2485

E-Mail: kgray@balfourbeattyus.com

Bid Package will be available at NGI.

Interested parties can obtain plans, specifications, bid package and prequalification forms at the following location starting October 15, 2008.

NGI (Ocala)

(352)622-5039

304A Southwest Broadway Street

Ocala, FL 34474

SEALED BIDS AND PREQUALIFICATION FORMS ARE TO BE SENT TO:

Kevin Gray / Balfour Beatty Construction

804 N. W. Jackson Bluff Rd., Mayo, FL 32066 for receipt prior to 2:00 p.m., November 20, 2008.

A pre-bid conference will be held at 10:30 a.m., Wednesday, October 22, 2008. The location of the pre-bid conference is the Mayo Correctional Annex Project Construction Trailer Conference Room, 804 N. W. Jackson Bluff Rd., Mayo, FL 32066 (same location bids will be received).

Balfour Beatty Construction does not discriminate on the basis of race, color, religion, age, sex, national origin, marital status, handicap or other reason prohibited by law.

LICENSE CGC 05623.

FLORIDA DEVELOPMENTAL DISABILITIES COUNCIL, INC.

REQUEST FOR PROPOSALS (FDDC # 2009-CS-7500)

ASSESTIVE TECHNOLOGY FEASIBILITY STUDY

The Florida Developmental Disabilities Council, Inc. (FDDC) is pleased to announce that this request for proposals (RFP #2009-CS-7500) is released in order to fund the research and development of a comprehensive written assistive technology feasibility report that will be useful in providing verifiable

information and recommendations to key state decision makers such as the Governor, the Legislature and the state Medicaid Waiver programs.

Individuals, not-for-profit, and for-profit agencies may submit proposals in response to this RFP. FDDC has set aside federal funds for a period not to exceed one (1) year for fiscal support of this RFP. The exact amount of this contract will be developed during contract negotiations.

Copies of this RFP can be downloaded from the FDDC website (www.fddc.org) or copies may be requested by writing: FDDC, 124 Marriott Drive, Suite 201, Tallahassee, FL 32301 or calling (850)488-4180, Toll Free 1(800)580-7801 or TDD Toll Free 1(888)488-8633.

The deadline for submitting written questions and letters of intent for this RFP is October 31, 2008 by 4:00 p.m. (EDT). Letters of intent are encouraged but not mandatory. Letters of Intent will only be accepted by fax, mail, or hand delivery. Letters of Intent by email will not be accepted. All answers to written questions will be posted on the FDDC website during the week of November 3, 2008. The deadline for submitting proposals for this RFP to FDDC is December 5, 2008 by 2:00 p.m. (EST).

REQUEST FOR PROPOSALS (FDDC #2009-IP-7400)

ORGANIZATION FUNCTIONAL ANALYSIS

The Florida Developmental Disabilities Council, Inc. (FDDC) is pleased to announce that this request for proposals (RFP #2009-IP-7400) is released in order to develop a functional assessment of the manner in which the Council works and to determine if the organization and structure of the Council's work is the most effective and efficient to meet our mission and State Plan goals.

Individuals, not-for-profit, and for-profit agencies may submit proposals in response to this RFP. FDDC has set aside federal funds for a period not to exceed one (1) year for fiscal support of this RFP. The exact amount of this contract will be developed during contract negotiations.

Copies of this RFP can be downloaded from the FDDC website (www.fddc.org) or copies may be requested by writing: FDDC, 124 Marriott Drive, Suite 201, Tallahassee, FL 32301 or calling (850)488-4180, Toll Free 1(800)580-7801 or TDD Toll Free 1(888)488-8633.

The deadline for submitting written questions and letters of intent for this RFP is November 18, 2008, by 4:00 p.m. (EST). Letters of intent are encouraged but not mandatory. Letters of Intent will only be accepted by fax, mail, or hand delivery. Letters of Intent by email will not be accepted. All answers to written questions will be posted on the FDDC website during the week of December 1, 2008. The deadline for submitting proposals for this RFP to FDDC is January 6, 2009, by 2:00 p.m. (EST).

PETER R. BROWN CONSTRUCTION, INC.

Notice of Bid/Request for Proposal
 Florida Department of Health
 Sarasota County Health Department
 Tobacco Awareness Addition
 North Port, FL

Peter R. Brown Construction, Inc. (CGC-061419), the Construction Manager for the Florida Department of Health and FDOH Sarasota County Health Department Tobacco Awareness Addition hereby solicits sealed proposals for the referenced project in accordance with the proposal documents to include but not limited to the following:

The Scope of Work for this project includes but is not limited to the following:

This project consists of a 2,232 sqft one-story addition to an existing one-story structure. The exterior walls of the new addition are 8" masonry walls on three sides and a shared exterior wall with the existing building structure. A standing seam metal roof system is connected to the existing roof system to provide a consistent and seamless elevation for this addition.

The interior portion of this addition consists of a multi-purpose room with an operable partition wall, a lobby entrance area, two restrooms, a storage room and related infrastructure spaces (mechanical, electrical, telecom, etc.). The interior walls of this addition are 4" drywall partitions and furred drywall at the inside face of the exterior masonry wall. Acoustical ceilings are included in all areas except the restrooms which are drywall ceilings and the mechanical/electrical room which is exposed to the ceiling structure. Carpet is included for each office space and the Multi-Purpose Room, VCT flooring is included at the Lobby, Corridor, Storage Room and Telecom Room, and ceramic floor tile with ceramic wall tile wainscot is included in each Restroom.

Operable aluminum windows are included in the Multi-purpose Room and each Office. The exterior door is included as a storefront door system at the main entrance and a hollow metal door at the Mechanical/Electrical room and Multi-Purpose Room. Interior doors are pre-finished wood doors with hollow metal frames.

Nine new plumbing fixtures are included as part of this project, the potable water and sanitary sewer connections are located within 50'-0" of the existing building. A new split system HVAC unit services the new area with new ductwork, VAV boxes and locally controlled thermostats.

The electrical portion of this project consists of new lighting fixtures, receptacles, data drops and panel boxes. The electrical service for the addition is connected to the existing building MSB.

A pre-proposal meeting will be held at 10:30 a.m. (Local Time), Tuesday, November 4, 2008 at the following location:

Sarasota County Health Department
 North Port Health and Family Service Center
 6950 Outreach Way
 North Port, FL 34287

Deadline for receipt of All Proposal Packages has been set for 2:00 p.m., November 25, 2008. Only proposals received on or before the time and date listed will be considered. All proposals received after 2:00 p.m., of the day specified above, will be returned unopened.

All interested subcontractors must be pre-qualified or have completed the pre-qualification process within the last year. Subcontractors must submit pre-qualification prior to November 20, 2008, in order to be considered for this project. Please contact the following person to obtain information or documents about the pre-qualification requirements for this project:

Jenny Sanchez, Estimator
 Phone: (727)535-6407 – Fax: (727)539-8485

Florida Department of Health and Peter R. Brown Construction, Inc. are committed to provide equal opportunity and strongly encourage all interested M/WBE and SBE firms to submit proposals.

One set of plans and specifications will be supplied to all pre-qualified trade contractors at no cost. Drawings will be available October 28, 2008. Trade contractors are responsible for the cost of shipping. Additional sets may be purchased directly from the copy center. Copy center information will be distributed with the Proposal Packages.

Florida Department of Health and Peter R. Brown Construction, Inc. reserve the right to accept or reject any and all proposals in whole or part and to waive informalities and irregularities.

No verbal instruction or directives will be accepted regarding this project during the proposal period. All instructions or directives must be clarified through written Addenda or Supplements. All questions regarding the work should be directed to the Construction Manager, in writing by November 4, 2008. The Owner and Architect will not accept calls regarding this project.

**Section XII
 Miscellaneous**

DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that the Division of Community Planning, Department of Community Affairs, received the following petitions for binding letters of Development of Regional Impact, Vested Rights and Modification Determinations, pursuant to subsection 380.06(4)(a), Florida Statutes.

FILE NO.: BLIVR-11-2008-002
 DATE RECEIVED: October 1, 2008
 DEVELOPMENT NAME: LAUDERHILL CITY CENTER
 DEVELOPER/AGENT: Charles L. Siemon
 DEVELOPMENT TYPE: 28-24.031, 28-24.020, 28-24.023,
 F.A.C.
 LOCAL GOVERNMENT: Lauderhill City

NOTICE OF INTENT TO FIND PUBLIC SCHOOLS
 INTERLOCAL AGREEMENT CONSISTENT WITH
 SECTION 163.31777(2) AND (3), FLORIDA STATUTES
 DCA DOCKET NUMBER 26-01

The Department gives notice of its intent to find the Public Schools Interlocal Agreement (“Agreement”) entered into by Hendry County, Clewiston, Labelle and the Hendry County School Board, pursuant to Section 163.31777, F.S., to be consistent with the minimum requirements of Sections 163.31777(2) and (3), F.S.

The Agreement is available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the Hendry County, Community Development Department, 165 S. Lee Street, Labelle, Florida 33975.

Any affected person, as defined in Section 163.31777(3)(b), F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that the Agreement is consistent with the minimum requirements of Section 163.31777(2) and (3), F.S. The petition must be filed within twenty-one (21) days after publication of this notice in the Florida Administrative Weekly, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed with the Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, and a copy mailed or delivered to Hendry County, Clewiston, Labelle and the hendry County School Board. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at: Division of Administrative Hearings, Department of Management Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-3060. Failure to petition to intervene within the allowed

time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

If a formal or informal proceeding is commenced as described above, any party to that proceeding may suggest mediation under Section 120.573, F.S. Mediation is not available as of right, and will not occur unless all parties agree to participate in the mediation. Choosing mediation does not affect the right to an administrative hearing.

-s-Mike McDaniel, Chief
 Office of Comprehensive Planning
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399-2100

NOTICE OF INTENT TO FIND PUBLIC SCHOOLS
 INTERLOCAL AGREEMENT CONSISTENT WITH
 SECTION 163.31777(2) AND (3), FLORIDA STATUTES
 DCA DOCKET NO. 03-02

The Department gives notice of its intent to find the Public Schools Interlocal Agreement (“Agreement”) executed between the Bay County School Board and the City of Callaway, pursuant to Section 163.31777, F.S., to be consistent with the minimum requirements of Sections 163.31777(2) and (3), F.S.

The Agreement is available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the City of Callaway Planning, 6601 East Highway 22, Callaway, Florida 32404.

Any affected person, as defined in Section 163.31777(3)(b), F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that the Agreement is consistent with the minimum requirements of Section 163.31777(2), F.S. The petition must be filed within twenty-one (21) days after publication of this notice in the Florida Administrative Weekly, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed with the Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, and a copy mailed or delivered to Bay County School Board and the City of Callaway. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the

final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at the Division of Administrative Hearings, Department of Management Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-1550. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

If a formal or informal proceeding is commenced as described above, any party to that proceeding may suggest mediation under Section 120.573, F.S. Mediation is not available as of right, and will not occur unless all parties agree to participate in the mediation. Choosing mediation does not affect the right to an administrative hearing.

-s-Mike McDaniel, Chief
 Office of Comprehensive Planning
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399-2100

**NOTICE OF INTENT TO FIND PUBLIC SCHOOLS
 INTERLOCAL AGREEMENT CONSISTENT WITH
 SECTION 163.3177(2) AND (3), FLORIDA STATUTES
 DCA DOCKET NO. 05-06**

The Department gives notice of its intent to find the Public Schools Interlocal Agreement (“Agreement”) executed between the Brevard County School Board and Indian Harbour Beach, pursuant to Section 163.31777, F.S., to be consistent with the minimum requirements of Sections 163.31777(2) and (3), F.S.

The Agreement is available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at: City of Indian Harbour Beach, 2055 South Patrick Drive, Indian Harbour Beach, Florida 32937.

Any affected person, as defined in Section 163.31777(3)(b), F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that the Agreement is consistent with the minimum requirements of Section 163.31777(2), F.S. The petition must be filed within twenty-one (21) days after publication of this notice in the Florida Administrative Weekly, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed with: Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, and a copy mailed or delivered to Brevard County School Board and Indian Harbour Beach. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and

testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at the Division of Administrative Hearings, Department of Management Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-1550. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

If a formal or informal proceeding is commenced as described above, any party to that proceeding may suggest mediation under Section 120.573, F.S. Mediation is not available as of right, and will not occur unless all parties agree to participate in the mediation. Choosing mediation does not affect the right to an administrative hearing.

-s-Mike McDaniel, Chief
 Office of Comprehensive Planning
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399-2100

**NOTICE OF INTENT TO FIND PUBLIC SCHOOLS
 INTERLOCAL AGREEMENT CONSISTENT WITH
 SECTION 163.31777(2) AND (3), FLORIDA STATUTES
 DCA DOCKET NO. 48-08**

The Department gives notice of its intent to find the Public Schools Interlocal Agreement (“Agreement”) executed between the Orange County School Board and the City of Maitland, pursuant to Section 163.31777, F.S., to be consistent with the minimum requirements of Sections 163.31777(2) and (3), F.S.

The Agreement is available for public inspection Monday through Friday, except for legal holidays, during normal business hours, at the Maitland City Hall, Clerk’s Office, 1776 Independence Lane, Maitland, Florida 32751-5639.

Any affected person, as defined in Section 163.31777(3)(b), F.S., has a right to petition for an administrative hearing to challenge the proposed agency determination that the Agreement is consistent with the minimum requirements of Section 163.31777(2), F.S. The petition must be filed within twenty-one (21) days after publication of this notice in the Florida Administrative Weekly, and must include all of the information and contents described in Uniform Rule 28-106.201, F.A.C. The petition must be filed with the Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, and a copy mailed or delivered to Orange County

School Board and the City of Maitland. Failure to timely file a petition shall constitute a waiver of any right to request an administrative proceeding as a petitioner under Sections 120.569 and 120.57, F.S. If a petition is filed, the purpose of the administrative hearing will be to present evidence and testimony and forward a recommended order to the Department. If no petition is filed, this Notice of Intent shall become final agency action.

If a petition is filed, other affected persons may petition for leave to intervene in the proceeding. A petition for intervention must be filed at least twenty (20) days before the final hearing and must include all of the information and contents described in Uniform Rule 28-106.205, F.A.C. A petition for leave to intervene shall be filed at the Division of Administrative Hearings, Department of Management Services, 1230 Apalachee Parkway, Tallahassee, Florida 32399-1550. Failure to petition to intervene within the allowed time frame constitutes a waiver of any right such a person has to request a hearing under Sections 120.569 and 120.57, F.S., or to participate in the administrative hearing.

If a formal or informal proceeding is commenced as described above, any party to that proceeding may suggest mediation under Section 120.573, F.S. Mediation is not available as of right, and will not occur unless all parties agree to participate in the mediation. Choosing mediation does not affect the right to an administrative hearing.

-s-Mike McDaniel, Chief
Office of Comprehensive Planning
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

STATE OF FLORIDA
DEPARTMENT OF COMMUNITY AFFAIRS
In Re: MONROE COUNTY LAND
DEVELOPMENT REGULATIONS
ADOPTED BY MONROE
COUNTY ORDINANCE NO. 015A-2008

FINAL ORDER

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to Section 380.05(6), Florida Statutes, and Section 380.0552(9), Florida Statutes (2007), approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

FINDINGS OF FACT

- 1. The Florida Keys Area is a statutorily designated area of critical state concern, and Monroe County is a local government within the Florida Keys Area.

- 2. On August 19, 2008, the Department received for review Monroe County Ordinance No. 015a-2008 ("Ord. 015a-2008"), adopted by Monroe County on June 18, 2008.
- 3. The purpose of the Ord. 015a-2008 is to extend Interim Development Ordinance No. 017-2005 originally enacted on July 20, 2005, extended until July 10, 2007, by Resolution 241-2006, until July 9, 2008, by Resolution 265-2007, and to expire on the 183rd day after the effective date of the Ordinance, unless repealed sooner, or upon the adoption of Comprehensive Plan amendments and land development addressing public water access and marine facilities.
- 4. On January 19, 2005, the Monroe County Board of County Commissioners voted to contract with the South Florida Regional Planning Council to prepare the public water access and marine facilities plan and implementation measures including comprehensive plan amendments and land development regulations. On April 30, 2007, the South Florida Regional Planning Council completed the Working Waterfront Preservation Master Plan.
- 5. On September 19, 2007, Monroe County approved Comprehensive Plan amendments that were found in part to be "Not in Compliance" and are the subject of ongoing administrative proceedings, settlement discussions, and hearings with the Department and other affected parties.
- 6. The Interim Development Ordinance and the amendments to the Comprehensive Plan and land development regulations are necessary to protect the health, safety, and general welfare of the public and to advance the policies set forth in the Working Waterfront Preservation Master Plan.

CONCLUSIONS OF LAW

- 7. The Department is required to approve or reject land development regulations that are enacted, amended, or rescinded by any local government in the Florida Keys Area of Critical State Concern. Section 380.05(6), Florida Statutes, and Section 380.0552(9), Florida Statutes (2007).
- 8. Monroe County is a local government within the Florida Keys Area of Critical State Concern. Section 380.0552, Florida Statutes (2007) and Rule 28-29.002 (superseding Chapter 27F-8), Florida Administrative Code.
- 9. "Land development regulations" include local zoning, subdivision, building, and other regulations controlling the development of land. Section 380.031(8), Florida Statutes (2007). The regulations adopted by Ord. 015a-2008 are land development regulations.
- 10. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the Principles for Guiding Development (the "Principles") as set forth in Section 380.0552(7), Florida Statutes. See Rathkamp v. Department of

Community Affairs, 21 F.A.L.R. 1902 (Dec. 4, 1998), aff'd, 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.

11. Ord. 015a-2008 promotes and furthers the following Principles:
 - (a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without the continuation of the area of critical state concern designation.
 - (d) To ensure the maximum well-being of the Florida Keys and its citizens through sound economic development.
 - (g) To protect the historical heritage of the Florida Keys.
 - (l) To protect the public health, safety, and welfare of the citizens of the Florida Keys and maintain the Florida Keys as a unique Florida resource.

12. Ord. 015a-2008 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 015a-2008 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

 CHARLES GAUTHIER, AICP
 Director, Division of Community Planning
 Department of Community Affairs
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399-2100

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA

ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 2555 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100.

THE PETITION MUST MEET THE FILING REQUIREMENTS IN SUBSECTION 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY

RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 7th day of October, 2008.

Paula Ford, Agency Clerk

By U.S. Mail:

Honorable Mario DiGennaro
Mayor of Monroe County
Florida Keys Marathon Airport
9400 Overseas Highway, Suite 210
Marathon, Florida 33050

Danny L. Kolhage
Clerk to the Board of County Commissioners
500 Whitehead Street
Key West, Florida 33040

Andrew Trivette
Growth Management Director
2798 Overseas Highway, Suite 400
Marathon, Florida 33050

The Florida Communities Trust (Trust) announces an application period for receiving applications from local governments, non-profit working waterfront organizations, or a partnership between a local government and a non-profit working waterfront organization requesting funding awards from the Trust's Stan Mayfield Working Waterfronts Florida Forever Program.

DEADLINE: Applications will be accepted beginning on October 20, 2008, and ending at 5:00 p.m. (EDT), November 26, 2008. Applications must be received in the Florida Communities Trust's office by the above stated deadline. Applications received after the published deadline shall be deemed late and will not be considered by the Trust.

APPLICATION FORMS: Requests for funding must be made on Application Form SMWW-1 following procedures in Rule Chapter 9K-9, F.A.C. Copies of the rule chapter and application form may be obtained by visiting the Trust website at <http://www.floridacommunitydevelopment.org/Mayfield>

Waterfronts/index.cfm, calling (850)922-2207 or by writing to: Florida Communities Trust, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

ADDRESS: For mail and carrier service deliveries, the delivery address in Florida Communities Trust, 2555 Shumard Oak Boulevard, Suite 310, Tallahassee, FL 32399-2100. For hand deliveries, the delivery location is: Suite 310, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, FL.

FUNDS AVAILABLE: Funds available for awards will derive from Florida Forever bond proceeds. Seven Million Five Hundred Thousand Dollars (\$7,500,000.00) will be available for use in this funding cycle.

MORE INFORMATION: Interested parties may obtain more information from the Trust website at: <http://www.floridacommunitydevelopment.org/MayfieldWaterfronts/index.cfm> by contacting the Florida Communities Trust at (850)922-2207 or by writing the above stated address.

DEPARTMENT OF REVENUE

NOTICE OF ADOPTION OF COMMUNICATIONS SERVICES TAX ADDRESS/JUSIRDICTION DATABASE

Section 202.22(2), F.S., requires the Department of Revenue to create and maintain an electronic situsing database that assigns customer service addresses to local taxing jurisdictions for purposes of the communications services tax. The update to the database, as posted on October 3, 2008, becomes effective on January 1, 2009. The situsing database can be accessed at <http://geotax.state.fl.us>. The next update to the database will be effective July 1, 2009, and is required to be posted 90 days in advance of the effective date. Local governments are required to submit changes and additions for inclusion in the July 1, 2009, update no later than March 3, 2009. Additional information concerning procedures for requesting changes and additions to the database is available from the Department of Revenue Communications Services Tax Local Government Unit by telephone at (850)921-9181 (Suncom 291-9181) or by e-mail at cs-tax@dor.state.fl.us. Persons with hearing or speech impairments may call the TDD line at 1(800)367-8331 or (850)922-1115 (Suncom 292-1115).

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

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 Yuan Cheng International Group, Inc. d/b/a New Star Technology, intends to allow the establishment of Roland A. Bilodeau d/b/a Auto Brokers of Ft. Myers, as a dealership for the sale of motorcycles manufactured by Zhejiang Xingyue

Vehicle Co. Ltd. (ZXYV) at 16210 San Carlos Boulevard, Fort Myers (Lee County), Florida 33906, on or after October 15, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Roland A. Bilodeau d/b/a Brokers of Ft. Myers are dealer operator(s): Mark Bilodeau, 16210 San Carlos Boulevard, Fort Myers, Florida 33906; principal investor(s): Mark Bilodeau, 16210 San Carlos Boulevard, Fort Myers, Florida 33906.

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: John Cheng, President, Yuan Cheng International Group, Inc. d/b/a New Star Technology, 10830 Ada Avenue, Montclair, California 91763.

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 Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of Beach Cycle of Fort Lauderdale, Inc., as a dealership for the sale of motorcycles manufactured by Chongqig Hi-Bird Motorcycle Industry Co. Ltd. (HIBR) at 3769 Ravens Wood Road, Fort Lauderdale (Broward County), Florida 33312, on or after November 5, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Beach Cycle of Fort Lauderdale, Inc. are dealer operator(s): Joel Ribler, 2190 Southwest 31st Avenue, Fort Lauderdale, Florida 33312; principal investor(s): Joel Ribler, 2190 Southwest 31st Avenue, Fort Lauderdale, Florida 33312.

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: Ronald P. Gardner, Snyder Computer Systems, Inc. d/b/a Wildfire Motors, 11 Technology Way, Steubenville, Ohio 43952.

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 Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of Beach Cycle of Fort Lauderdale, Inc., as a dealership for the sale of motorcycles manufactured by Chongqing Kaier Motorcycle Manufacture Co. Ltd. (KAIR) at 3769 Ravens Wood Road, Fort Lauderdale (Broward County), Florida 33312, on or after November 5, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Beach Cycle of Fort Lauderdale, Inc. are dealer operator(s): Joel Ribler, 2190 Southwest 31st Avenue, Fort Lauderdale, Florida 33312; principal investor(s): Joel Ribler, 2190 Southwest 31st Avenue, Fort Lauderdale, Florida 33312.

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: Ronald P. Gardner, Snyder Computer Systems, Inc. d/b/a Wildfire Motors, 11 Technology Way, Steubenville, Ohio 43952.

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 Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of Beach Cycle of Fort Lauderdale, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Summit Huawin Motorcycle Co. Ltd. (POPC) at 3769 Ravens Wood Road, Fort Lauderdale (Broward County), Florida 33312, on or after November 5, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Beach Cycle of Fort Lauderdale, Inc. are dealer operator(s): Joel Ribler, 2190 Southwest 31st Avenue, Fort Lauderdale, Florida 33312; principal investor(s): Joel Ribler, 2190 Southwest 31st Avenue, Fort Lauderdale, Florida 33312.

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: Ronald P. Gardner, Snyder Computer Systems, Inc. d/b/a Wildfire Motors, 11 Technology Way, Steubenville, Ohio 43952.

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 Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of Beach Cycle of Fort Lauderdale, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Leike Machinery Co. Ltd. (ZLMI) at 3769 Ravens Wood Road, Fort Lauderdale (Broward County), Florida 33312, on or after November 5, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Beach Cycle of Fort Lauderdale, Inc. are dealer operator(s): Joel Ribler, 2190 Southwest 31st Avenue, Fort Lauderdale, Florida 33312; principal investor(s): Joel Ribler, 2190 Southwest 31st Avenue, Fort Lauderdale, Florida 33312.

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, MS65, 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: Ronald P. Gardner, Snyder Computer Systems, Inc. d/b/a Wildfire Motors, 11 Technology Way, Steubenville, Ohio 43952.

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 Ernie Haire Ford, Inc. d/b/a Big Dog

Motorcycles, as a dealership for the sale of Aprilia (APRI) motorcycles at 9528 North Florida Avenue, Tampa (Hillsborough County), Florida 33612, on or after September 16, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Ernie Haire Ford, Inc. d/b/a Big Dog Motorcycles are dealer operator(s): Ernie Haire, 9528 North Florida Avenue, Tampa, Florida 33612; principal investor(s): Ernie Haire, 9528 North Florida Avenue, Tampa, Florida 33612.

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 LS Motor Sports, LLC, intends to allow the establishment of BMS Partners, LLC d/b/a Broward Motorsports, as a dealership for the sale of motorcycles manufactured by Chunfeng Holding Group Co. Ltd. (CFHG) at 4101 Davie Road, Davie (Broward County), Florida 33024, on or after October 7, 2008.

The name and address of the dealer operator(s) and principal investor(s) of BMS Partners, LLC d/b/a Broward Motorsports are dealer operator(s): Sam Nehme, 4101 Davie Road, Davie, Florida 33024; principal investor(s): Sam Nehme, 4101 Davie Road, Davie, Florida 33024.

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: Mathu Solo., President, LS Motor Sports, LLC, 10215 South Sam Houston Parkway West, Suite 100, Houston, Texas 77071.

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 LS Motor Sports, LLC, intends to allow the establishment of BMS Partners, LLC d/b/a Broward Motorsports, as a dealership for the sale of motorcycles manufactured by Jiangsu Linhai Power Machinery Group (LINH) at 4101 Davie Road, Davie (Broward County), Florida 33024, on or after October 7, 2008.

The name and address of the dealer operator(s) and principal investor(s) of BMS Partners, LLC d/b/a Broward Motorsports are dealer operator(s): Sam Nehme, 4101 Davie Road, Davie, Florida 33024; principal investor(s): Sam Nehme, 4101 Davie Road, Davie, Florida 33024.

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: Mathu Solo., President, LS Motor Sports, LLC, 10215 South Sam Houston Parkway West, Suite 100, Houston, Texas 77071.

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 LS Motor Sports, LLC, intends to allow the establishment of BMS Partners, LLC d/b/a Broward Motorsports, as a dealership for the sale of motorcycles manufactured by Qianjiang Motorcycle Group Corporation (QINJ) at 4101 Davie Road, Davie (Broward County), Florida 33024, on or after October 7, 2008.

The name and address of the dealer operator(s) and principal investor(s) of BMS Partners, LLC d/b/a Broward Motorsports are dealer operator(s): Sam Nehme, 4101 Davie Road, Davie, Florida 33024; principal investor(s): Sam Nehme, 4101 Davie Road, Davie, Florida 33024.

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: Mathu Solo., President, LS Motor Sports, LLC, 10215 South Sam Houston Parkway West, Suite 100, Houston, Texas 77071.

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 LS Motor Sports, LLC, intends to allow the establishment of BMS Partners, LLC d/b/a Broward Motorsports, as a dealership for the sale of motorcycles manufactured by Zhejiang Lingyun Motorcycle Co. Ltd. (ZHEL) at 4101 Davie Road, Davie (Broward County), Florida 33024, on or after October 7, 2008.

The name and address of the dealer operator(s) and principal investor(s) of BMS Partners, LLC d/b/a Broward Motorsports are dealer operator(s): Sam Nehme, 4101 Davie Road, Davie, Florida 33024; principal investor(s): Sam Nehme, 4101 Davie Road, Davie, Florida 33024.

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: Mathu Solo., President, LS Motor Sports, LLC, 10215 South Sam Houston Parkway West, Suite 100, Houston, Texas 77071.

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 Big Dog Motorcycles, LLC, intends to allow the establishment of Carl's Speed Shop, Inc., as a dealership for

the sale of motorcycles manufactured by Big Dog Motorcycles, LLC (BDMC) at 384 North Beach Street, Daytona Beach (Volusia County), Florida 32114, on or after October 13, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Carl's Speed Shop, Inc. are dealer operator(s): Carl Morrow, 1050 South Nova Road, Ormond Beach, Florida 32174 and Diane Morrow, 1050 South Nova Road, Ormond Beach, Florida 32174; principal investor(s): Carl Morrow, 1050 South Nova Road, Ormond Beach, Florida 32174 and Diane Morrow, 1050 South Nova Road, Ormond Beach, Florida 32174.

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: Julie Herman, Big Dog Motorcycles, LLC, 1520 East Douglas Avenue, Wichita, Kansas 67214.

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 United Motors of America, intends to allow the establishment of Carl's Speed Shop, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Taizhou Wangye Power Co. Ltd. (ZHEJ) at 1050 South Nova Road, Ormond Beach (Volusia County), Florida 32174, on or after August 18, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Carl's Speed Shop, Inc. are dealer operator(s): Carl Morrow, 390 North Beach Street, Daytona Beach, Florida 32114; principal investor(s): Carl Morrow, 390 North Beach Street, Daytona Beach, Florida 32114.

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: Melissa Bell, United Motors of America, 8801 Northwest 23rd Street, Miami, Florida 33172.

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 Pacific Cycle, Inc., intends to allow the establishment of Champions Lake, LLC, as a dealership for the sale of motorcycles manufactured by Guangzhou Panyu Huanan Motors Group Co. Ltd. (GUNG) at 10005 US Highway 441, Leesburg (Lake County), Florida 34788, on or after October 8, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Champions Lake, LLC are dealer operator(s): Robert Mealey, 16333 West Colonial Drive, Oakland, Florida 34787; principal investor(s): Robert Mealey, 16333 West Colonial Drive, Oakland, Florida 34787.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Mike Wolfgram, Pacific Cycle, Inc., 4902 Hammersley Road, Madison, Wisconsin 53711.

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 Pacific Cycle, Inc., intends to allow the establishment of Champions Mt. Dora, LLC, as a dealership for the sale of motorcycles manufactured by Guangzhou Panyu Huanan Motors Group Co. Ltd. (GUNG) at 17512 US Highway 441, Mt. Dora (Lake County), Florida 32757, on or after October 8, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Champions Mt. Dora, LLC are dealer operator(s): Robert Mealey, 16333 West Colonial Drive, Oakland, Florida 34787; principal investor(s): Robert Mealey, 16333 West Colonial Drive, Oakland, Florida 34787.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Mike Wolfgram, Pacific Cycle, Inc., 4902 Hammersley Road, Madison, Wisconsin 53711.

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 Chuanl Motorcycle USA Co., Ltd., intends to allow the establishment of Cycle Ivan's, Inc., as a dealership for the sale of motorcycles manufactured by Chuanl Motorcycle Manufacturing Co. Ltd. (CHUA) at 2831 Forest Hill Boulevard, West Palm Beach (Palm Beach County), Florida 33406, on or after September 30, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Cycle Ivan's, Inc. are dealer operator(s): Ivan Soveral, 2831 Forest Hill Boulevard, West Palm Beach, Florida 33406; principal investor(s): Ivan Soveral, 2831 Forest Hill Boulevard, West Palm Beach, Florida 33406.

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: Jimmy Pelaez, Chuanl Motorcycle USA Co., Ltd., 1036 Jacobson Road, Suite 200, Dallas, Texas 75042.

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 Carolina Import & Distribution, Inc., intends to allow the establishment of Cycle Sports Center, Inc., as a dealership for the sale of motorcycles manufactured by JI-EE Industry Co. Ltd. (JIEE) at 4001 John Young Parkway, Orlando (Orange County), Florida 32804, on or after August 25, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Cycle Sports Center, Inc. are dealer operator(s): Tom Wagner, 1749 Seneca Boulevard, Winter Springs, Florida 32708 and Dave Wagner, 1749 Seneca Boulevard, Florida 32708; principal investor(s): Tom Wagner, 1749 Seneca Boulevard, Winter Springs, Florida 32708 and Dave Wagner, 1749 Seneca Boulevard, Florida 32708.

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: Doug A. Mahan, President, Carolina Import & Distribution, Inc., 350 Seminole Drive, Spartanburg, South Carolina 29303.

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 Titan Imports, Inc. d/b/a US Titan, Inc., intends to allow the establishment of David Cattafi d/b/a Direct Capital Motors, as a dealership for the sale of motorcycles manufactured by Kaitong Motorcycle Manufacture Co. Ltd. (KAIT) at 4107 South Orlando Drive, Suite C, Sanford (Seminole County), Florida 32773, on or after October 7, 2008.

The name and address of the dealer operator(s) and principal investor(s) of David Cattafi d/b/a Direct Capital Motors are dealer operator(s): David Cattafi, 4107 South Orlando Drive, Suite C, Sanford, Florida 32773; principal investor(s): David Cattafi, 4107 South Orlando Drive, Suite C, Sanford, Florida 32773.

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: Hongjie Zhang, Titan Imports, Inc. d/b/a U.S. Titan, Inc., 8630 Rochester Avenue, Rancho Cucamonga, California 91730.

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 JMSTAR Powersports, Inc., intends to allow the establishment of Discount Scooters, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Xingyue Vehicle Co. Ltd. (ZXYV) at 5908 North Armenia Avenue, Tampa (Hillsborough County), Florida 33603, on or after October 3, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Discount Scooters, Inc. are dealer operator(s): Brooke S. Gentile, 5908 North Armenia Avenue, Tampa, Florida 33603; principal investor(s): Brooke S. Gentile, 5908 North Armenia Avenue, Tampa, Florida 33603 and Tyde S. Gentile, 5908 North Armenia Avenue, Tampa, Florida 33603.

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: Yenong Xie, President, JMSTAR Powersports, Inc., 1479 Sunset Way, Weston, Florida 33327.

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 SunL Group, Inc., intends to allow the establishment of Eco Green Machine, LLC, as a dealership for the sale of motorcycles manufactured by Chuanl Motorcycle Manufacturing Co. Ltd. (CHUA) at 7000 Park Boulevard, Pinellas Park (Pinellas County), Florida 33781, on or after October 2, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Eco Green Machine, LLC are dealer operator(s): Ronnie Pownall, 7000 Park Boulevard, Pinellas Park, Florida 33781; principal investor(s): Ronnie Pownall, 7000 Park Boulevard, Pinellas Park, Florida 33781.

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: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

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 SunL Group, Inc., intends to allow the establishment of Eco Green Machine, LLC, as a dealership for the sale of motorcycles manufactured by Shanghai JMSTAR Motorcycle Co. Ltd. (JMST) at 7000 Park Boulevard, Pinellas Park (Pinellas County), Florida 33781, on or after October 2, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Eco Green Machine, LLC are dealer operator(s): Ronnie Pownall, 7000 Park Boulevard, Pinellas Park, Florida 33781; principal investor(s): Ronnie Pownall, 7000 Park Boulevard, Pinellas Park, Florida 33781.

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: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

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 SunL Group, Inc., intends to allow the establishment of Eco Green Machine, LLC, as a dealership for the sale of motorcycles manufactured by Zhejiang Kangdi Vehicles Co. Ltd. (KANG) at 7000 Park Boulevard, Pinellas Park (Pinellas County), Florida 33781, on or after October 2, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Eco Green Machine, LLC are dealer operator(s): Ronnie Pownall, 7000 Park Boulevard, Pinellas Park, Florida 33781; principal investor(s): Ronnie Pownall, 7000 Park Boulevard, Pinellas Park, Florida 33781.

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: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

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 SunL Group, Inc., intends to allow the establishment of Eco Green Machine, LLC, as a dealership for the sale of motorcycles manufactured by Zhejiang Mengdeli Electric Co. Ltd. (MENG) at 7000 Park Boulevard, Pinellas Park (Pinellas County), Florida 33781, on or after October 2, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Eco Green Machine, LLC are dealer operator(s): Ronnie Pownall, 7000 Park Boulevard, Pinellas Park, Florida 33781; principal investor(s): Ronnie Pownall, 7000 Park Boulevard, Pinellas Park, Florida 33781.

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: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

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 SunL Group, Inc., intends to allow the establishment of Eco Green Machine, LLC, as a dealership for the sale of motorcycles manufactured by China Qingqi Group Co. Ltd. (QING) at 7000 Park Boulevard, Pinellas Park (Pinellas County), Florida 33781, on or after October 2, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Eco Green Machine, LLC are dealer operator(s): Ronnie Pownall, 7000 Park Boulevard, Pinellas Park, Florida 33781; principal investor(s): Ronnie Pownall, 7000 Park Boulevard, Pinellas Park, Florida 33781.

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: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

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 SunL Group, Inc., intends to allow the establishment of Eco Green Machine, LLC, as a dealership for the sale of motorcycles manufactured by Shanghai Shenke Motorcycle Co. Ltd. (SHEN) at 7000 Park Boulevard, Pinellas Park (Pinellas County), Florida 33781, on or after October 2, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Eco Green Machine, LLC are dealer operator(s): Ronnie Pownall, 7000 Park Boulevard, Pinellas Park, Florida 33781; principal investor(s): Ronnie Pownall, 7000 Park Boulevard, Pinellas Park, Florida 33781.

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: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

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 an Additional
Franchised Motor Vehicle Dealer
in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, Ferrari North America, Inc. ("Ferrari NA"), gives notice of its intent to permit the establishment of Classic Car Imports, LLC, dba Ferrari of Tampa Bay as a dealership for the sale and service of Ferrari automobiles at 2420 Tampa Road, Palm Harbor (Pinellas County), Florida 34683.

The dealer operator and principal investor of the proposed dealership is Onofrio Triarsi, 1 Great Hills Road, Short Hills, New Jersey 07078. Ferrari NA intends to permit the establishment of the proposed dealership on or after October 10, 2008.

The notice indicates intent to permit the addition of a dealership to a 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.

No dealerships of the same line-make 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, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, 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: David M. Wertheim, Ferrari North America, Inc. 250 Sylvan Avenue, Englewood Cliffs, NJ 07632.

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 Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of Finishline Scooters, LLC, as a dealership for the sale of motorcycles manufactured by Chongqing Kaier Motorcycle Manufacture Co. Ltd. (KAIR) at 13220 Gulf Boulevard, Madeira Beach (Pinellas County), Florida 33708, on or after November 3, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Finishline Scooters, LLC are dealer operator(s): John Leonard, 3269 Shore Drive, Largo, Florida 33771; principal investor(s): John Leonard, 3269 Shore Drive, Largo, Florida 33771.

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: Ronald P. Gardner, Snyder Computer Systems, Inc. d/b/a Wildfire Motors, 11 Technology Way, Steubenville, Ohio 43952.

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 Galaxy Powersports, LLC d/b/a JCL International, LLC, intends to allow the establishment of Florida Sport Trucks, Inc. d/b/a FST Motorsports, as a dealership for the sale of motorcycles manufactured by Benzhou Vehicle Industry Group Co. Ltd. (SHWI) at 2301 South 50th Street, Tampa (Hillsborough County), Florida 33619, on or after October 3, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Florida Sport Trucks, Inc. d/b/a FST Motorsports are dealer operator(s): Carlos M. Vasquez, 3214 Leila Avenue, Tampa, Florida 33611; principal investor(s): Carlos M. Vasquez, 3214 Leila Avenue, Tampa, Florida 33611.

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: Leo Su, Galaxy Powersports, LLC d/b/a JCL International, LLC, 2667 Northaven Road, Dallas, Texas 75229.

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 Galaxy Powersports, LLC d/b/a JCL International, LLC, intends to allow the establishment of Florida Sport Trucks, Inc. d/b/a FST Motorsports, as a dealership for the sale of motorcycles manufactured by Zhejiang Taizhou Wangye Power Co. Ltd. (ZHEJ) at 2301 South 50th Street, Tampa (Hillsborough County), Florida 33619, on or after October 3, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Florida Sport Trucks, Inc. d/b/a FST Motorsports are dealer operator(s): Carlos M. Vasquez, 3214 Leila Avenue, Tampa, Florida 33611; principal investor(s): Carlos M. Vasquez, 3214 Leila Avenue, Tampa, Florida 33611.

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: Leo Su, Galaxy Powersports, LLC d/b/a JCL International, LLC, 2667 Northaven Road, Dallas, Texas 75229.

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 Galaxy Powersports, LLC d/b/a JCL International, LLC, intends to allow the establishment of Florida Sport Trucks, Inc. d/b/a FST Motorsports, as a dealership for the sale

of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 2301 South 50th Street, Tampa (Hillsborough County), Florida 33619, on or after October 3, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Florida Sport Trucks, Inc. d/b/a FST Motorsports are dealer operator(s): Carlos M. Vasquez, 3214 Leila Avenue, Tampa, Florida 33611; principal investor(s): Carlos M. Vasquez, 3214 Leila Avenue, Tampa, Florida 33611.

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: Leo Su, Galaxy Powersports, LLC d/b/a JCL International, LLC, 2667 Northaven Road, Dallas, Texas 75229.

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 Galaxy Powersports, LLC d/b/a JCL International, LLC, intends to allow the establishment of Florida Sport Trucks, Inc. d/b/a FST Motorsports, as a dealership for the sale of motorcycles manufactured by Zhejiang Xingyue Vehicle Co. Ltd. (ZXYV) at 2301 South 50th Street, Tampa (Hillsborough County), Florida 33619, on or after October 3, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Florida Sport Trucks, Inc. d/b/a FST Motorsports are dealer operator(s): Carlos M. Vasquez, 3214 Leila Avenue, Tampa, Florida 33611; principal investor(s): Carlos M. Vasquez, 3214 Leila Avenue, Tampa, Florida 33611.

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: Leo Su, Galaxy Powersports, LLC d/b/a JCL International, LLC, 2667 Northaven Road, Dallas, Texas 75229.

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 Flyscooters, LLC, intends to allow the establishment of Harbor Scooters, LLC, as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 3315 US 41, Punta Gorda, (Charlotte County), Florida 33950, on or after September 25, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Harbor Scooters, LLC are dealer operator(s): Bob Shapiro, 3315 US 41, Punta Gorda, Florida 33950; principal investor(s): Bob Shapiro, 3315 US 41, Punta Gorda, Florida 33950.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Daniel Pak, Flyscooters, LLC, 6050 Lowell Street, #111, Emeryville, California 94608.

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 Italice Motors, Inc., intends to allow the establishment of House of Scooters, Inc., as a dealership for the sale of Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 6370 North Highway U.S. 1, Melbourne (Brevard County), Florida 32940, on or after September 25, 2008.

The name and address of the dealer operator(s) and principal investor(s) of House of Scooters, Inc. are dealer operator(s): Orestes Nunez, 6370 North Highway U.S. 1, Melbourne, Florida 32940; principal investor(s): Orestes Nunez, 6370 North Highway U.S. 1, Melbourne, Florida 32940.

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: Adriana De Lima, President, Italice Motors, Inc., 5001 Southwest 135 Avenue, Miramar, Florida 33027.

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 WITHDRAWAL

Notice is hereby given that the publication of WBG Enterprises, LLC d/b/a ITS, as a new point for Chongqing Kaier Motorcycle Manufacture Co. Ltd. (KAIR) motorcycle franchise dealership in Lee County by Snyder Computer

Systems, Inc. d/b/a Wildfire Motors, published in Vol. 34, No. 40, pp 5219 of the Florida Administrative Weekly on October 3, 2008, has been withdrawn.

NOTICE OF WITHDRAWAL

Notice is hereby given that the publication of WBG Enterprises, LLC d/b/a ITS, as a new point for Zhejiang Summit Huawin Motorcycle Co. Ltd. (POPC) motorcycle franchise dealership in Lee County by Snyder Computer Systems, Inc. d/b/a Wildfire Motors, published in Vol. 34, No. 40, pages 5219-5220 of the Florida Administrative Weekly on October 3, 2008, has been withdrawn.

NOTICE OF WITHDRAWAL

Notice is hereby given that the publication of WBG Enterprises, LLC d/b/a ITS, as a new point for Zhejiang Leike Machinery Co. Ltd. (ZLMI) motorcycle franchise dealership in Lee County by Snyder Computer Systems, Inc. d/b/a Wildfire Motors, published in Vol. 34, No. 40, page 5220 of the Florida Administrative Weekly on October 3, 2008, has been withdrawn.

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 Chuanl Motorcycle USA Co., Ltd., intends to allow the establishment of Kitai Powersports, Inc., as a dealership for the sale of motorcycles manufactured by Chuanl Motorcycle Manufacturing Co. Ltd. (CHUA) at 228 3rd Street, Jacksonville Beach (Duval County), Florida 32250, on or after October 6, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Kitai Powersports, Inc. are dealer operator(s): Claudio Biltoc, 7733 Beach Boulevard, Jacksonville, Florida 32216; principal investor(s): Rustin L. Murray, 400 Pimlico Street North, St. Augustine, Florida 32092.

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

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

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

A copy of such petition or complaint must also be sent by US Mail to: Cynthia Booker, Chuanl Motorcycle USA Co., Ltd., 1036 Jacobson Road, Suite 200, Dallas, Texas 75042.

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 Galaxy Powersports, LLC d/b/a JCL International, LLC, intends to allow the establishment of Kitai Powersports, Inc., as a dealership for the sale of motorcycles manufactured by Benzhou Vehicle Industry Group Co. Ltd. (SHWI) at 228 North 3rd Street, Jacksonville Beach (Duval County), Florida 32250, on or after October 3, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Kitai Powersports, Inc. are dealer operator(s): Rustin Murray, 400 North Pimlico Street, St. Augustine, Florida 32090, Claudio Biltoc, 143 Belmont Drive, St. John, Florida 32259 and Pete Biltoc, 13887 Sea Prairie Lane, Jacksonville, Florida 32216; principal investor(s): Rustin L. Murray, 400 North Pimlico Street, St. Augustine, Florida 32090, Claudio Biltoc, 143 Belmont Drive, St. John, Florida 32259 and Pete Biltoc, 13887 Sea Prairie Lane, Jacksonville, Florida 32216.

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: Leo Su, Galaxy Powersports, LLC d/b/a JCL International, LLC, 2667 Northaven Road, Dallas, Texas 75229.

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 Galaxy Powersports, LLC d/b/a JCL International, LLC, intends to allow the establishment of Kitai Powersports, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Taizhou Wangye Power Co. Ltd. (ZHEJ) at 228 North 3rd Street, Jacksonville Beach (Duval County), Florida 32250, on or after October 3, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Kitai Powersports, Inc. are dealer operator(s): Rustin Murray, 400 North Pimlico Street, St. Augustine, Florida 32090, Claudio Biltoc, 143 Belmont Drive, St. John, Florida 32259 and Pete Biltoc, 13887 Sea Prairie Lane, Jacksonville, Florida 32216; principal investor(s): Rustin L. Murray, 400 North Pimlico Street, St. Augustine, Florida 32090, Claudio Biltoc, 143 Belmont Drive, St. John, Florida 32259 and Pete Biltoc, 13887 Sea Prairie Lane, Jacksonville, Florida 32216.

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: Leo Su, Galaxy Powersports, LLC d/b/a JCL International, LLC, 2667 Northaven Road, Dallas, Texas 75229.

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 Galaxy Powersports, LLC d/b/a JCL International, LLC, intends to allow the establishment of Kitai Powersports, Inc., as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 228 North 3rd Street, Jacksonville Beach (Duval County), Florida 32250, on or after October 3, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Kitai Powersports, Inc. are dealer operator(s): Rustin Murray, 400 North Pimlico Street, St. Augustine, Florida 32090, Claudio Biltoc, 143 Belmont Drive, St. John, Florida 32259 and Pete Biltoc, 13887 Sea Prairie Lane, Jacksonville, Florida 32216; principal investor(s): Rustin L. Murray, 400 North Pimlico Street, St. Augustine, Florida 32090, Claudio Biltoc, 143 Belmont Drive, St. John, Florida 32259 and Pete Biltoc, 13887 Sea Prairie Lane, Jacksonville, Florida 32216.

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: Leo Su, Galaxy Powersports, LLC d/b/a JCL International, LLC, 2667 Northaven Road, Dallas, Texas 75229.

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 Galaxy Powersports, LLC d/b/a JCL International, LLC, intends to allow the establishment of Kitai Powersports, Inc., as a dealership for the sale of motorcycles manufactured

by Zhejiang Xingyue Vehicle Co. Ltd. (ZXYV) at 228 North 3rd Street, Jacksonville Beach (Duval County), Florida 32250, on or after October 3, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Kitai Powersports, Inc. are dealer operator(s): Rustin Murray, 400 North Pimlico Street, St. Augustine, Florida 32090, Claudio Biltoc, 143 Belmont Drive, St. John, Florida 32259 and Pete Biltoc, 13887 Sea Prairie Lane, Jacksonville, Florida 32216; principal investor(s): Rustin L. Murray, 400 North Pimlico Street, St. Augustine, Florida 32090, Claudio Biltoc, 143 Belmont Drive, St. John, Florida 32259 and Pete Biltoc, 13887 Sea Prairie Lane, Jacksonville, Florida 32216.

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: Leo Su, Galaxy Powersports, LLC d/b/a JCL International, LLC, 2667 Northaven Road, Dallas, Texas 75229.

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 Snyder Computer Systems, Inc. d/b/a Wildfire Motors, intends to allow the establishment of Manatee Pride Auto Sales, Inc., as a dealership for the sale of motorcycles manufactured by Chongqing Kaier Motorcycle Manufacture Co. Ltd. (KAIR) at 5327 14th Street West, Bradenton (Manatee County), Florida 34207, on or after November 2, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Manatee Pride Auto Sales, Inc. are dealer operator(s): Bob Carl, 2807 Country River Drive,

Parrish, Florida 34219 and Joe Kovatch, 3027 27th Court, East, Palmetto, Florida 34221; principal investor(s): Jill Carl, 2807 Country River Drive, Parrish, Florida 34219.

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: Ronald P. Gardner, Snyder Computer Systems, Inc. d/b/a Wildfire Motors, 11 Technology Way, Steubenville, Ohio 43952.

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 SunL Group, Inc., intends to allow the establishment of Moto Import Distributors, LLC, as a dealership for the sale of motorcycles manufactured by Astronautical Bashan Motorcycle Manufacture Co. Ltd. (BASH) at 12202 Hutchison Boulevard, Suite 72, Panama City Beach (Bay County), Florida 32407, on or after September 25, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Moto Import Distributors, LLC are dealer operator(s): Wayne Wooten, 12202 Hutchison Boulevard, Suite 72, Panama City Beach, Florida 32407; principal investor(s): Wayne Wooten, 12202 Hutchison Boulevard, Suite 72, Panama City Beach, Florida 32407.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

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 SunL Group, Inc., intends to allow the establishment of Moto Import Distributors, LLC, as a dealership for the sale of motorcycles manufactured by Chuanl Motorcycle Manufacturing Co. Ltd. (CHUA) at 12202 Hutchison Boulevard, Suite 72, Panama City Beach (Bay County), Florida 32407, on or after September 25, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Moto Import Distributors, LLC are dealer operator(s): Wayne Wooten, 12202 Hutchison Boulevard, Suite 72, Panama City Beach, Florida 32407; principal investor(s): Wayne Wooten, 12202 Hutchison Boulevard, Suite 72, Panama City Beach, Florida 32407.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

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 SunL Group, Inc., intends to allow the establishment of Moto Import Distributors, LLC, as a dealership for the sale of motorcycles manufactured by Zhejiang Kangdi Vehicles Co. Ltd. (KANG) at 12202 Hutchison Boulevard, Suite 72, Panama City Beach (Bay County), Florida 32407, on or after September 25, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Moto Import Distributors, LLC are dealer operator(s): Wayne Wooten, 12202 Hutchison Boulevard, Suite 72, Panama City Beach, Florida 32407; principal investor(s): Wayne Wooten, 12202 Hutchison Boulevard, Suite 72, Panama City Beach, Florida 32407.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

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 SunL Group, Inc., intends to allow the establishment of Moto Import Distributors, LLC, as a dealership for the sale of motorcycles manufactured by Shanghai Meitian Motorcycle

Co. Ltd. (MEIT) at 12202 Hutchison Boulevard, Suite 72, Panama City Beach (Bay County), Florida 32407, on or after September 25, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Moto Import Distributors, LLC are dealer operator(s): Wayne Wooten, 12202 Hutchison Boulevard, Suite 72, Panama City Beach, Florida 32407; principal investor(s): Wayne Wooten, 12202 Hutchison Boulevard, Suite 72, Panama City Beach, Florida 32407.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

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 SunL Group, Inc., intends to allow the establishment of Moto Import Distributors, LLC, as a dealership for the sale of motorcycles manufactured by Zhejiang Mengdeli Electric Co. Ltd. (MENG) at 12202 Hutchison Boulevard, Suite 72, Panama City Beach (Bay County), Florida 32407, on or after September 25, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Moto Import Distributors, LLC are dealer operator(s): Wayne Wooten, 12202 Hutchison Boulevard, Suite 72, Panama City Beach, Florida 32407; principal investor(s): Wayne Wooten, 12202 Hutchison Boulevard, Suite 72, Panama City Beach, Florida 32407.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

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 SunL Group, Inc., intends to allow the establishment of Moto Import Distributors, LLC, as a dealership for the sale of motorcycles manufactured by China Qingqi Group Co. Ltd. (QING) at 12202 Hutchison Boulevard, Suite 72, Panama City Beach (Bay County), Florida 32407, on or after September 25, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Moto Import Distributors, LLC are dealer operator(s): Wayne Wooten, 12202 Hutchison Boulevard, Suite 72, Panama City Beach, Florida 32407; principal investor(s): Wayne Wooten, 12202 Hutchison Boulevard, Suite 72, Panama City Beach, Florida 32407.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

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 SunL Group, Inc., intends to allow the establishment of Moto Import Distributors, LLC, as a dealership for the sale of motorcycles manufactured by Shanghai Shenke Motorcycle Co. Ltd. (SHEN) at 12202 Hutchison Boulevard, Suite 72, Panama City Beach (Bay County), Florida 32407, on or after September 25, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Moto Import Distributors, LLC are dealer operator(s): Wayne Wooten, 12202 Hutchison Boulevard, Suite 72, Panama City Beach, Florida 32407; principal investor(s): Wayne Wooten, 12202 Hutchison Boulevard, Suite 72, Panama City Beach, Florida 32407.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Mei Zhou, President, SunL Group, Inc., 8551 Esters Boulevard, Irving, Texas 75063.

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 Chuanl Motorcycle USA Co., Ltd., intends to allow the establishment of JAB Corp. d/b/a Motor Scooters N More, Inc., as a dealership for the sale of motorcycles manufactured by Chuanl Motorcycle Manufacturing Co. Ltd. (CHUA) at 188 North Federal Highway, Deerfield Beach (Broward County), Florida 33441, on or after October 3, 2008.

The name and address of the dealer operator(s) and principal investor(s) of JAB Motorsports Corp. d/b/a Motor Scooters N More, Inc. are dealer operator(s): John Cao, 18 Royal Palm Way, Unit 207, Deerfield Beach, Florida 33441; principal investor(s): John Cao, 18 Royal Palm Way, Unit 207, Deerfield Beach, Florida 33441.

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: Cynthia Booker, Chuanl Motorcycle USA Co., Ltd., 1036 Jacobson Road, Suite 200, Garland, Texas 75042.

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 Whizzer USA, Inc., intends to allow the establishment of Moto-Max, LLC, as a dealership for the sale of Whizzer motorbikes (WHZR) at 13450 Northwest 198th Street Road, Micanopy (Alachua County), Florida 32667, on or after October 3, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Moto-Max, LLC are dealer operator(s): Raymond J. DeConna, 13450 Northwest 198th Street Road,

Micanopy, Florida 32667; principal investor(s): Raymond J. DeConna, 13450 Northwest 198th Street Road, Micanopy, Florida 32667.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Debra D. La Lone, Whizzer USA, Inc., 1400 Vantage Drive, Carrollton, Texas 75006.

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 Pacific Cycle, Inc., intends to allow the establishment of North Florida Cycles, LLC, as a dealership for the sale of motorcycles manufactured by Guangzhou Panyu Huanan Motors Group Co. Ltd. (GUNG) at 2630 U.S. Highway 1 South, St. Augustine (St. Johns County), Florida 32086, on or after October 8, 2008.

The name and address of the dealer operator(s) and principal investor(s) of North Florida Cycles, LLC are dealer operator(s): Mark Allen, 3097 Antiqua Drive, Jacksonville Beach, Florida 32250; principal investor(s): Mark Allen, 3097 Antiqua Drive, Jacksonville Beach, Florida 32250.

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

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License

Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Mike Wolfram, Pacific Cycle, Inc., 4902 Hammersley Road, Madison, Wisconsin 53711.

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 Moto Dealer Import, LLC, intends to allow the establishment of North Florida Trailers, Inc., as a dealership for the sale of motorcycles manufactured by Shanghai JMSTAR Motorcycle Co. Ltd. (JMST) at 4845 West U.S. Highway 90, Lake City (Columbia County), Florida 32055, on or after October 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of North Florida Trailers, Inc. are dealer operator(s): Daniel Ogden, 4845 West U.S. Highway 90, Lake City, Florida 32055; principal investor(s): Daniel Ogden, 4845 West U.S. Highway 90, Lake City, Florida 32055.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Jack Lin, President, Moto Dealer Import, LLC, 4998-B, South Royal Atlanta Drive, Tucker, Georgia 30084.

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 Moto Dealer Import, LLC, intends to allow the establishment of North Florida Trailers, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Summit Huawin Motorcycle Co. Ltd. (POPC) at 4845 West US Highway 90, Lake City (Columbia County), Florida 32055, on or after October 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of North Florida Trailers, Inc. are dealer operator(s): Daniel Ogden, 4845 West U.S. Highway 90, Lake City, Florida 32055; principal investor(s): Daniel Ogden, 4845 West U.S. Highway 90, Lake City, Florida 32055.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Jack Lin, President, Moto Dealer Import, LLC, 4998-B, South Royal Atlanta Drive, Tucker, Georgia 30084.

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 BMS Motorsports, Inc., intends to allow the establishment of Putnam City Motors, Inc., as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 7033 Beach Boulevard, Jacksonville (Duval County), Florida 32216, on or after September 18, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Putnam City Motors, Inc. are dealer operator(s): Pete Biltoc, 7033 Beach Boulevard, Jacksonville, Florida 32216; principal investor(s): Claudia Biltoc, 7033 Beach Boulevard, Jacksonville, Florida 32216.

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: Patrick Kim, President, BMS Motorsports, Inc., 1201 Jellick Avenue, City of Industry, California 91748.

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 Carolina Import & Distribution, Inc., intends to allow the establishment of Suzuki of Lake Wales, Inc. d/b/a Sky Powersports of Lake Wales, as a dealership for the sale of motorcycles manufactured by JI-EE Industry Co. Ltd. (JIEE) at 20769 Highway 27, Lake Wales (Polk County), Florida 33853, on or after August 25, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Suzuki of Lake Wales, Inc. d/b/a Sky Powersports of Lake Wales are dealer operator(s): Charles R. Northey, 3640 Frenress Drive, Lakeland, Florida 33812; principal investor(s): Charles R. Northey, 3640 Frenress Drive, Lakeland, Florida 33812.

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: Doug A. Mahan, President, Carolina Import & Distribution, Inc., 350 Seminole Drive, Spartanburg, South Carolina 29303.

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 Italica Motors, Inc., intends to allow the establishment of Lifestream International, Inc. d/b/a Sunset Scooters, as a dealership for the sale of Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 1923 South Federal Highway, Fort Lauderdale (Broward County), Florida 33316, on or after September 25, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Lifestream International, Inc. d/b/a Sunset Scooters are dealer operator(s): Rob Wells, 1923 South Federal Highway, Fort Lauderdale, Florida 33316; principal investor(s): Rob Wells, 1923 South Federal Highway, Fort Lauderdale, Florida 33316.

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: Adriana De Lima, President, Italica Motors, Inc., 5001 Southwest 135 Avenue, Miramar, Florida 33027.

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 MotoFino USA, Inc., intends to allow the establishment of 2 Trax Cycle Exchange, LLC d/b/a 2 Trax Scooter Shoppe, as a dealership for the sale of motorcycles manufactured by MotoFino USA, Inc. (MOTF) at 221 West Fairbanks Avenue, Winter Park (Orange County), Florida 32789, on or after October 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of 2 Trax Cycle Exchange, LLC d/b/a 2 Trax Scooter Shoppe are dealer operator(s): Annette Kroha, 1111 Lakeview Avenue, Winter Park, Florida 32789; principal investor(s): Annette Kroha, 1111 Lakeview Avenue, Winter Park, Florida 32789.

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: Brenda Finley, MotoFino USA, Inc., 2167 Gordon Highway, Augusta, Georgia 30909.

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

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 MotoFino USA, Inc., intends to allow the establishment of 2 Trax Cycle Exchange, LLC d/b/a 2 Trax Scooter Shoppe, as a dealership for the sale of motorcycles manufactured by Zhejiang Taizhou Wangye Power Co. Ltd. (ZHEJ) at 221 West Fairbanks Avenue, Winter Park (Orange County), Florida 32789, on or after October 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of 2 Trax Cycle Exchange, LLC d/b/a 2 Trax Scooter Shoppe are dealer operator(s): Annette Kroha, 1111 Lakeview Avenue, Winter Park, Florida 32789; principal investor(s): Annette Kroha, 1111 Lakeview Avenue, Winter Park, Florida 32789.

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: Brenda Finley, MotoFino USA, Inc., 2167 Gordon Highway, Augusta, Georgia 30909.

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

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 Pacific Cycle, Inc., intends to allow the establishment of Thunder Road Classics, Inc., as a dealership for the sale of motorcycles manufactured by Guangzhou Panyu Huanan Motors Group Co. Ltd. (GUNG) at 1019 Tamiami Trail, Port Charlotte (Charlotte County), Florida 33953, on or after October 8, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Thunder Road Classics, Inc. are dealer operator(s): Frank Alfonso, 407 Hunt Ridge, Venice, Florida 34292; principal investor(s): Frank Alfonso, 407 Hunt Ridge, Venice, Florida 34292.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Mike Wolfram, Pacific Cycle, Inc., 4902 Hammersley Road, Madison, Wisconsin 53711.

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.

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: Yenong Xie, President, JMSTAR Powersports, Inc., 1479 Sunset Way, Weston, Florida 33327.

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 JMSTAR Powersports, Inc., intends to allow the establishment of H. Long Investments Corp. d/b/a Tropical Scooters of Vero, Inc., as a dealership for the sale of motorcycles manufactured by Shanghai JMSTAR Motorcycle Co. Ltd. (JMST) at 4901 North U.S. 1, Unit J, Vero Beach, (Indian River County), Florida 32967, on or after October 7, 2008.

The name and address of the dealer operator(s) and principal investor(s) of H. Long Investments Corp. d/b/a Tropical Scooters of Vero, Inc. are dealer operator(s): Heidi Long, 4901 North U.S. 1, Unit J, Vero Beach, Florida 32967; principal investor(s): Heidi Long, 4901 North U.S. 1, Unit J, Vero Beach, Florida 32967.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Yenong Xie, President, JMSTAR Powersports, Inc., 1479 Sunset Way, Weston, Florida 33327.

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 JMSTAR Powersports, Inc., intends to allow the establishment of J & F South Florida Investments, Inc. d/b/a Treasure Coast Scooters & Things, as a dealership for the sale of motorcycles manufactured by Shanghai JMSTAR Motorcycle Co. Ltd. (JMST) at 7320 South US Highway 1, Port St. Lucie (St. Lucie County), Florida 34952, on or after August 4, 2008.

The name and address of the dealer operator(s) and principal investor(s) of J & F South Florida Investments, Inc. d/b/a Treasure Coast Scooters and Things are dealer operator(s): Jim Lott, 7320 South U.S. Highway 1, Port St. Lucie, Florida 34952; principal investor(s): Jim Lott, 7320 South U.S. Highway 1, Port St. Lucie, Florida 34952.

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

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

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 Hanma Enterprises, Inc., intends to allow the establishment of Votava Brothers, Inc., as a dealership for the sale of motorcycles manufactured by Shanghai Shenke Motorcycle Co. Ltd. (SHEN) at 2927 Edgewood Avenue North, Jacksonville (Duval County), Florida 32254, on or after September 30, 2008.

The name and address of the dealer operator(s) and principal investor(s) of Votava Brothers, Inc. are dealer operator(s): Scott Votava, 2927 Edgewood Avenue North, Jacksonville, Florida 32254; principal investor(s): Scott Votava, 2927 Edgewood Avenue North, Jacksonville, Florida 32254.

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: Hui Shan, Hanma Enterprises, Inc., 10540 Bissonnet Street, #100, Houston, Texas 77099.

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 Pacific Cycle, Inc., intends to allow the establishment of GQ Motorsports, Inc. d/b/a WFO Kawasaki, as a dealership for the sale of motorcycles manufactured by Guangzhou Panyu Huanan Motors Group Co. Ltd. (GUNG) at 1547 Cortez Boulevard, Brooksville (Hernando County), Florida 34613, on or after October 8, 2008.

The name and address of the dealer operator(s) and principal investor(s) of GQ Motorsports, Inc. d/b/a WFO Kawasaki are dealer operator(s): Gifford Quast, 9395 Mallard Street, Spring Hill, Florida 34606; principal investor(s): Gifford Quast, 9395 Mallard Street, Spring Hill, Florida 34606.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: Mike Wolfgram, Pacific Cycle, Inc., 4902 Hammersley Road, Madison, Wisconsin 53711.

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 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 OF RECEIPT OF APPLICATIONS FOR PERMIT
COVERAGE UNDER THE GENERIC PERMIT FOR
STORMWATER DISCHARGE FROM PHASE II
MUNICIPAL SEPARATE STORM SEWER SYSTEMS**

The Department announces the receipt of the applications listed below for permit coverage under the Generic Permit for Discharge of Stormwater from Phase II Municipal Separate Storm Sewer Systems (MS4). The applications are being processed and are available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at: Science Applications International Corporation (SAIC), 2343 Hansen Lane, Tallahassee, Florida 32301, (850)523-1449. Any comments related to the noticed applications or objections to the use of the Generic Permit by any of the noticed applicants must be received by the Department within 14 days from the date of this notice.

Phase II MS4 applications received September 10-16, 2008

1. City of Eustis – FLR04E100
2. Town of Ponce Inlet – FLR04E071
3. City of Cocoa Beach – FLR04E062
4. Santa Rosa County – FLR04E069

Comments may be mailed to the following address:

Steven Kelly
NPDES Stormwater Program
2600 Blair Stone Road, MS #2500
Tallahassee, Florida 32399-2400

NOTICE OF RECEIPT OF LAND USE DETERMINATION

On September 23, 2008 the Department of Environmental Protection received a determination from Levy County that the Progress Energy Florida., Levy Nuclear Plant Project, Power Plant Siting Application No. PA08-51, OGC Case No. 08-1621, DOAH Case No. 08-2727EPP, is consistent with existing local land use plans and zoning ordinances in Levy County pursuant to the Florida Electrical Power Plant Siting Act, Section 403.50665, F.S. A copy of the determination of compliance is available for review in the office of Michael P. Halpin, P.E., Siting Coordination Office, Department of Environmental Protection, 2600 Blair Stone Road, M.S. 48, Tallahassee, Florida 32399-2400, (850)245-8002. Pursuant to Section 403.50665(4), F.S., if any substantially affected person wishes to dispute Levy County's determination that the proposed Levy Nuclear Plant Project is consistent with Levy County's existing land use plans and zoning ordinances, he or she must file a petition with the Department within 21 days

after the publication of notice of the local government's determination. If a hearing is requested, the provisions of Section 403.508(1), F.S., shall apply. Should a land use hearing be held, the notice of land use hearing will be published as per the provisions of Section 403.5115, F.S. Pursuant to Section 403.508(1), F.S., the sole issue for determination at a land use hearing shall be whether or not the proposed site is consistent and in compliance with existing land use plans and zoning ordinances. If the administrative law judge concludes that the proposed site is not consistent or in compliance with existing land use plans and zoning ordinances, the administrative law judge shall receive at the hearing evidence on, and address in the recommended order, any changes to or approvals or variances under the applicable land use plans or zoning ordinances which will render the proposed site consistent and in compliance with the local land use plans and zoning ordinances. A person whose substantial interests are affected by the proposed determination of consistency may petition for an administrative hearing in accordance with Section 403.5066(4), F.S. The petition must be filed with the: Department's Agency Clerk, Office of General Counsel, Department of Environmental Protection, 3900 Commonwealth Boulevard, Mail Station #35, Tallahassee, Florida 32399-3000, (850)245-2241, Fax (850)245-2303. The petition should contain: (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 will be affected by the determination; (c) A statement of how and when each petitioner received notice of the agency action or proposed action; (d) A statement of all disputed issues of material fact; If there are none, the petitioner shall so indicate; (e) A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the proposed action; (f) A statement of the specific rules or statutes the petitioner contends require reversal or modification of the proposed action; and (g) A statement of the relief sought by the petitioner. A petition that does not dispute the material facts 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, Florida Administrative Code.

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, comments deadlines and the address for providing comments are available at <http://www.dep.state.fl.us>

/secretary/oip/state_clearing/. For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

**NOTICE OF PUBLIC OPPORTUNITY TO COMMENT ON
GEOLOGICAL AND GEOPHYSICAL PERMIT
APPLICATION FOR FEDERAL WATERS IN THE GULF
OF MEXICO**

Interested persons are hereby given notice that a Minerals Management Service, Geological and Geophysical Permit Application submitted by PGS Marine Geophysical to collect seismic data in deep waters of the Gulf of Mexico was received by the State of Florida.

The permit application is available for inspection at the Florida Department of Environmental Protection (FDEP), Office of Intergovernmental Programs, Room 953 DA, Douglas Building, 3900 Commonwealth Boulevard, MS 47, Tallahassee, Florida 32399-3000, (850)245-2163. Written comments regarding this activity and its consistency with the Florida Coastal Management Program should be submitted to FDEP, at the address listed above, by October 31, 2008. Contact: Shana Kinsey or Debby Tucker at (850)245-2163, email: Shana.Kinsey@dep.state.fl.us or Debby.Tucker@dep.state.fl.us.

This public notice fulfills the requirements of 15 CFR 930.

DEPARTMENT OF HEALTH

On October 1, 2008, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon, issued an Order of Emergency Suspension Order with regard to the license of Marcus E. McCaster, L.M.T. license number MA 52091. 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 October 7, 2008, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon, issued an Order of Emergency Suspension Order with regard to the license of Dorna Renea Slagley, R.N. license number RN 9189740. 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 October 3, 2008, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon, issued an Order of Emergency Suspension Order with regard to the license of Julie Ann Stambaugh Heath

Tiesler, R.N. license number 1367942. 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 October 1, 2008, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon, issued an Order of Emergency Suspension Order with regard to the license of Richard D. Vitalis, D.O. license number OS 4823. 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.

FEDERAL EMERGENCY MANAGEMENT AGENCY

The Federal Emergency Management Agency (FEMA) hereby gives notice to the public of its intent to reimburse eligible applicants for eligible costs to repair and/or replace facilities damaged by Tropical Storm Fay occurring during the period starting August 18, 2008 and ending September 12, 2008. This notice applies to the Public Assistance (PA), Individual Assistance (IA), and Hazard Mitigation Grant (HMGP) programs implemented under the authority of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. §§ 5121-5207.

Under a major disaster declaration (FEMA-1785-DR-FL) signed by the President on August 24, 2008 and amended since that date, the following counties have been designated as adversely affected by the disaster and eligible for IA: Alachua, Baker, Brevard, Collier, Duval, Gadsden, Glades, Hendry, Jefferson, Lake, Lee, Leon, Liberty, Marion, Martin, Nassau, Okeechobee, Orange, Polk, Seminole, St. Lucie, Volusia and Wakulla counties. The following counties have been designated eligible for PA: Alachua, Baker, Bradford, Brevard, Calhoun, Clay, Collier, Dixie, Duval, Flagler, Gadsden, Glades, Gulf, Hamilton, Hardee, Hendry, Highlands, Jefferson, Lake, Lee, Leon, Liberty, Manatee, Marion, Martin, Monroe, Nassau, Okeechobee, Osceola, Palm Beach, Putnam, Sarasota, Seminole, St. Johns, St. Lucie, Suwannee, Taylor, Union, Volusia and Wakulla counties. Additional counties may be designated at a later date. All counties in the State of Florida are eligible for HMGP.

This public notice concerns activities that may affect historic properties, activities that are located in or affect wetland areas or the 100-year floodplain, and critical actions within the 500-year floodplain. Such activities may adversely affect the historic property, floodplain or wetland, or may result in continuing vulnerability to flood damage.

Presidential Executive Orders 11988 and 11990 require that all federal actions in or affecting the floodplain or wetlands be reviewed for opportunities to relocate, and evaluated for social, economic, historical, environmental, legal and safety considerations. Where there is no opportunity to relocate, FEMA is required to undertake a detailed review to determine what measures can be taken to minimize future damages. The public is invited to participate in the process of identifying alternatives and analyzing their impacts.

FEMA has determined that for certain types of facilities there are normally no better alternatives to restoration in the floodplain/wetland. These are facilities that meet all of the following criteria: 1) FEMA's estimate of the cost of repairs is less than 50% of the cost to replace the entire facility, and is less than \$100,000; 2) the facility is not located in a floodway; 3) the facility has not sustained major structural damage in a previous Presidentially declared flooding disaster or emergency; and 4) the facility is not critical (e.g., the facility is not a hospital, generating plant, emergency operations center, or a facility that contains dangerous materials). FEMA intends to provide assistance for the restoration of these facilities to their pre-disaster condition, except for certain measures to mitigate the effects of future flooding or other hazards may be included in the work. For example, a bridge or culvert restoration may include a larger waterway opening to decrease the risk of future washouts.

For routine activities, this will be the only public notice provided. Other activities and those involving facilities that do not meet the four criteria are required to undergo more detailed review, including study of alternate locations. Subsequent public notices regarding such projects will be published if necessary, as more specific information becomes available.

In many cases, an applicant may have started facility restoration before federal involvement. Even if the facility must undergo detailed review and analysis of alternate locations, FEMA will fund eligible restoration at the original location if the facility is functionally dependent on its floodplain location (e.g., bridges and flood control facilities), or the project facilitates an open space use, or the facility is an integral part of a larger network that is impractical or uneconomical to relocate, such as a road. In such cases, FEMA must also examine the possible effects of not restoring the facility, minimize floodplain/wetland impacts, and determine both that an overriding public need for the facility clearly outweighs the Executive Order requirements to avoid the floodplain/wetland, and that the site is the only practicable

alternative. State of Florida and local officials will confirm to FEMA that proposed actions comply with all applicable State and local floodplain management and wetland protection requirements.

FEMA intends to provide IA program funding for disaster-related emergency housing. These actions may adversely affect a floodplain/wetland, or may result in continuing vulnerability to floods. These actions may include repair, restoration or construction of housing or private bridges, purchase and placement of travel trailers or manufactured housing units, or repair of structures as minimum protective measures. This will be the only public notice concerning these actions.

FEMA also intends to provide HMGP funding to the State of Florida to mitigate future disaster damages. These projects may include construction of new facilities that exceed code requirements, modification of existing, undamaged facilities, relocation of facilities out of floodplains, demolition of structures, or other types of projects to mitigate future disaster damages. In the course of developing project proposals, subsequent public notices will be published if necessary, as more specific information becomes available.

The National Historic Preservation Act requires federal agencies to take into account the effects of their undertakings on historic properties. Those actions or activities affecting buildings, structures, districts or objects 50 years or older or that affect archeological sites or undisturbed ground will require further review to determine if the property is eligible for listing in the National Register of Historic Places (Register). If the property is determined to be eligible for the Register, and FEMA's undertaking will adversely affect it, FEMA will provide additional public notices. For historic properties not adversely affected by FEMA's undertaking, this will be the only public notice.

As noted, this may be the only public notice regarding the above-described actions under the PA, IA, and HMGP programs. Interested persons may obtain information about these actions or a specific project by writing to the Federal Emergency Management Agency, Joint Field Office, 2501 Principal Road, Orlando, Florida 32837, or by calling (407)858-6201. Comments should be sent in writing to Jeffrey Bryant, Federal Coordinating Officer, at the above address within 15 days of the date of this notice.

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN September 29, 2008
and October 3, 2008

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF EDUCATION
State Board of Education

6A-1.09942	9/30/08	10/20/08	34/20	34/36
6A-6.0573	9/30/08	10/20/08	34/29	34/36

DEPARTMENT OF CITRUS

20-9.001	10/1/08	10/21/08	34/33	
20-9.002	10/1/08	10/21/08	34/33	
20-9.004	10/1/08	10/21/08	34/33	
20-9.005	10/1/08	10/21/08	34/33	
20-9.006	10/1/08	10/21/08	34/33	

DEPARTMENT OF CORRECTIONS

33-501.302	10/3/08	10/23/08	34/13	34/36
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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Veterinary Medicine

61G18-15.005	9/29/08	10/19/08	34/35	
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DEPARTMENT OF ENVIRONMENTAL PROTECTION

62-304.300	10/1/08	10/21/08	34/32	
62-304.305	10/1/08	10/21/08	34/32	
62-304.810	10/1/08	10/21/08	34/32	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF HEALTH
Division of Medical Quality Assurance

64B-9.002	9/30/08	10/20/08	34/31	
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DEPARTMENT OF CHILDREN AND FAMILY SERVICES

Agency for Persons with Disabilities

65G-4.0021	9/30/08	10/20/08	34/13	34/35
65G-4.0022	9/30/08	10/20/08	34/13	
65G-4.0023	9/30/08	10/20/08	34/13	
65G-4.0024	9/30/08	10/20/08	34/13	34/35
65G-4.0025	9/30/08	10/20/08	34/13	

FISH AND WILDLIFE CONSERVATION COMMISSION

68-1.009	10/3/08	10/23/08	34/33	
68-5.004	10/3/08	10/23/08	34/33	

Freshwater Fish and Wildlife

68A-1.004	10/3/08	10/23/08	34/33	
68A-9.008	10/3/08	10/23/08	34/33	34/40
68A-12.002	10/3/08	10/23/08	34/33	
68A-25.002	10/3/08	10/23/08	34/33	34/40

OFFICE OF FINANCIAL REGULATION

Finance

69V-40.003	10/1/08	10/21/08	34/24	
69V-40.025	10/1/08	10/21/08	34/24	