

## Section I

### Notices of Development of Proposed Rules and Negotiated Rulemaking

**DEPARTMENT OF EDUCATION**

**State Board of Education**

**RULE NO.:** 6A-1.09401  
**RULE TITLE:** Student Performance Standards  
**PURPOSE AND EFFECT:** The purpose of the rule development is to establish a periodic review and revision cycle for the Next Generation Sunshine State Standards. The effect is to ensure Florida’s curriculum standards remain current and relevant.

**SUBJECT AREA TO BE ADDRESSED:** Next Generation Sunshine State Standards periodic review and revision schedule.

**SPECIFIC AUTHORITY:** 1001.02, 1003.41(2) FS.

**LAW IMPLEMENTED:** 1001.03, 1003.41 FS.

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

**DATE AND TIME:** April 14, 2009, 10:00 a.m. – 12:00 Noon  
**PLACE:** Florida Department of Education, Turlington Building, 325 West Gaines Street, Suite 1721/25, Tallahassee, FL 32399

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Todd Clark, Chief, Bureau of Instruction and Innovation, Todd.Clark@fldoe.org; (850)245-9868

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

**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 NOS.:** 33-602.220, 33-602.221, 33-602.222  
**RULE TITLES:** Administrative Confinement, Protective Management, Disciplinary Confinement

**PURPOSE AND EFFECT:** The purpose and effect of the proposed rules is to correct form titles and cross references and to change, for efficiency purposes, the method for documenting substitution of a meal item for inmates in confinement from DC6-229, Daily Record of Segregation, to DC6-209, Housing Unit Log, and DC6-210, Incident Report.

**SUBJECT AREA TO BE ADDRESSED:** Security Operations.

**SPECIFIC AUTHORITY:** 944.09 FS.  
**LAW IMPLEMENTED:** 20.315, 944.09, 944.34, 945.04 FS.  
**IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.**

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS:** Kendra Lee Jowers, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

**THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:**

- 33-602.220 Administrative Confinement.
  - (1) through (4) No change.
  - (5) Conditions and Privileges.
    - (a) through (e) No change.
    - (f) Diet and Meals – all inmates in administrative confinement shall receive normal institutional meals as are available to the general inmate population except that if any item on the normal menu might create a security problem in the confinement unit, then another item of comparable quality shall be substituted. Utilization of the special management meal is authorized for any inmate in administrative confinement who uses food or food service equipment in a manner that is hazardous to him or herself, staff, or other inmates. The issuance of a special management meal shall be in accordance with Rule 33-602.223, F.A.C. Any deviation from established meal service or substitutions shall be documented on Form DC6-209, Housing Unit Log, and Form DC6-210, Incident Report ~~the Daily Record of Segregation, Form DC6-229.~~ Form DC6-209 is incorporated by reference in Rule 33-601.800, F.A.C., and Form DC6-210 is incorporated by reference in Rule 33-602.210, F.A.C.
      - (g) through (q) No change.
      - (6) through (11) No change.

Specific Authority 944.09 FS. Law Implemented 20.315, 944.09, 945.04 FS. History–New 4-7-81, Amended 6-23-83, 3-12-84, Formerly 33-3.081, Amended 4-22-87, 8-27-87, 7-10-90, 12-4-90, 3-24-97, 4-26-98, 10-5-98, Formerly 33-3.0081, Amended 2-12-01, 2-5-02, 1-19-03, 4-1-04, 3-5-06, 10-31-06, 4-8-08, 6-25-08,\_\_\_\_\_.

- 33-602.221 Protective Management.
  - (1) through (3) No change.
  - (4) Conditions and Privileges.
    - (a) through (e) No change.
    - (f) Diet and Meals – inmates in protective management shall be fed in the dining room unless individual circumstances adversely affecting the safety of a particular inmate preclude dining room feeding for the inmate. If particular security reasons as determined by institution staff prevent dining room feeding, the inmate’s meal shall be served in the day room or

the inmate's cell. Inmates in protective management shall receive normal institutional meals as are available to the general population, except that if any item on the normal menu might create a security problem for a particular inmate, then another item of comparable quality shall be substituted. Any deviation from established meal service or substitutions shall be documented on Form DC6-209, Housing Unit Log, and Form DC6-210, Incident Report ~~the Record of Protective Management, Form DC6-235.~~ Form DC6-209 is incorporated by reference in Rule 33-601.800, F.A.C., and Form DC6-210 is incorporated by reference in Rule 33-602.210, F.A.C.

- (g) through (t) No change.
- (5) through (10) No change.

Specific Authority 944.09 FS. Law Implemented 20.315, 944.09, 944.34, 945.04 FS. History--New 6-23-83, Amended 3-12-84, Formerly 33-3.082, Amended 6-4-90, 7-10-90, 12-4-90, 4-26-98, Formerly 33-3.0082, Amended 2-12-01, 1-19-03, 4-1-04,\_\_\_\_\_.

33-602.222 Disciplinary Confinement.

- (1) through (3) No change.
- (4) Conditions and Privileges.
- (a) through (e) No change.

(f) Diet and Meals. Inmates in disciplinary confinement shall receive meals representative of the food served to the general population, but not necessarily a choice of every item. Any food item that might create a security problem in the confinement unit shall be replaced with another item of comparable quality and quantity. Utilization of the special management meal is authorized for any inmate in disciplinary confinement who uses food or food service equipment in a manner that is hazardous to him or herself, staff, or other inmates. The issuance of a special management meal shall be in accordance with Rule 33-602.223, F.A.C. Any deviation from established meal service or substitutions shall be documented on Form DC6-209, Housing Unit Log, and Form DC6-210, Incident Report ~~the Daily Record of Segregation, Form DC6-229.~~ Form DC6-209 is incorporated by reference in Rule 33-601.800, F.A.C. and Form DC6-210 is incorporated by reference in Rule 33-602.210, F.A.C.

- (g) through (r) No change.
- (5) through (14) No change.

Specific Authority 944.09 FS. Law Implemented 20.315, 944.09 FS. History--New 3-12-84, Formerly 33-3.084, Amended 7-10-90, 4-28-96, 12-7-97, 3-23-99, Formerly 33-3.0084, Amended 2-12-01, 2-15-02, 4-1-04, 1-16-06, 10-31-06, 6-25-08,\_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

RULE NO.:	RULE TITLE:
61-20.001	Licensing Procedure for Manager's License

PURPOSE AND EFFECT: The purpose and effect of the proposed amendment to Rule 61-20.001, F.A.C., removes reference to completion of a criminal history records check and includes submission of electronic fingerprints through the designated department vendor and the Florida Department of Law Enforcement and the Federal Bureau of Investigation.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed is fees.

SPECIFIC AUTHORITY: 455.213, 468.433, 468.432, 468.433, 468.435 FS.

LAW IMPLEMENTED: 455.213, 468.433, 468.432, 468.433, 468.435 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 48 hours before the workshop/meeting by contacting: Anthony B. Spivey at (850)922-5012. 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: Anthony B. Spivey, Executive Director, Regulatory Council for Community Association Managers, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)922-5012

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Business Professions**

RULE NO.:	RULE TITLE:
61E14-3.001	Fees

PURPOSE AND EFFECT: The purpose and effect of the proposed amendment to Rule 61E14-3.001, F.A.C., removes reference a fingerprint processing fee and adds language related to an applicable fee submitted to the designated department vendor. Additionally, the proposed language removes reference to an examination fee payable to the testing service.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed is fees.

SPECIFIC AUTHORITY: 468.4315, 943.053 FS.

LAW IMPLEMENTED: 455.219(3), (6), 455.2281, 455.271, 468.4315(2). 468.433, 468.435, 943.053 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 48 hours before the workshop/meeting by contacting: Anthony B. Spivey, Executive Director at (850)922-5012. 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: Anthony B. Spivey, Executive Director, Regulatory Council for Community Association Managers, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)922-5012

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 HEALTH

##### Board of Osteopathic Medicine

RULE NO.:                      RULE TITLE:  
64B15-12.005                  Limited Licensure

PURPOSE AND EFFECT: The Board proposes the rule amendment to incorporate the licensure application.

SUBJECT AREA TO BE ADDRESSED: Limited Licensure.

SPECIFIC AUTHORITY: 459.005, 459.0075 FS.

LAW IMPLEMENTED: 456.0075 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: Kaye Howerton, Executive Director, Board of Osteopathic Medicine, 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.:                      RULE TITLE:  
64B15-12.009                  Osteopathic Faculty Certificate

PURPOSE AND EFFECT: The Board proposes the rule amendment to incorporate the Osteopathic Faculty Certificate application.

SUBJECT AREA TO BE ADDRESSED: Osteopathic Faculty Certificate.

SPECIFIC AUTHORITY: 459.005, 459.0077 FS.

LAW IMPLEMENTED: 456.0077 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: Kaye Howerton, Executive Director, Board of Osteopathic Medicine, 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.:                      RULE TITLE:  
64B15-22.004                  Mandatory Registration of  
Unlicensed Physicians

PURPOSE AND EFFECT: The Board proposes the rule amendment to incorporate the application form for registration as a resident, intern or fellow.

SUBJECT AREA TO BE ADDRESSED: Mandatory Registration of Unlicensed Physicians.

SPECIFIC AUTHORITY: 459.005, 459.021 FS.

LAW IMPLEMENTED: 459.021 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: Kaye Howerton, Executive Director, Board of Osteopathic Medicine, 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 Pharmacy**

RULE NO.: 64B16-26.1021  
 RULE TITLE: Delinquent License Reversion; Reinstatement; Fees

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the references to pharmacy technicians and to review the existing language in this rule to determine whether other changes are necessary.

SUBJECT AREA TO BE ADDRESSED: Delinquent License Reversion; Reinstatement; Fees.

SPECIFIC AUTHORITY: 456.036, 465.005, 465.012 FS.

LAW IMPLEMENTED: 456.012, 456.036 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: Rebecca Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**DEPARTMENT OF HEALTH**

**Board of Pharmacy**

RULE NO.: 64B16-26.104  
 RULE TITLE: Exemptions for Members of the Armed Forces; Spouses

PURPOSE AND EFFECT: The Board proposes the rule amendment to update the references to pharmacy technicians and to review the existing language in this rule to determine whether other changes are necessary.

SUBJECT AREA TO BE ADDRESSED: Exemptions for Members of the Armed Forces; Spouses.

SPECIFIC AUTHORITY: 465.005 FS.

LAW IMPLEMENTED: 456.024 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: Rebecca Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**DEPARTMENT OF HEALTH**

**Board of Pharmacy**

RULE NOS.: 64B16-27.100  
 RULE TITLES: Display of Current License; Pharmacist and Intern Identification Practice of Pharmacy Standards of Practice – Continuous Quality Improvement Program Practice of Pharmacy Responsibilities of the Pharmacist Policies and Procedures

PURPOSE AND EFFECT: The Board proposes the rule amendments to update the references to pharmacy technicians and to review the existing language in the rules to determine whether other changes are necessary.

SUBJECT AREA TO BE ADDRESSED: Display of Current License; Pharmacist and Intern Identification. Practice of Pharmacy. Standards of Practice – Continuous Quality Improvement Program. Responsibilities of the Pharmacist. Policies and Procedures.

SPECIFIC AUTHORITY: 465.005, 465.0155, 465.022 FS.

LAW IMPLEMENTED: 465.022, 465.003(11)(b), (13), 465.014, 465.026. 465.0155 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: Rebecca Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**DEPARTMENT OF HEALTH**

**Board of Pharmacy**

RULE NOS.: 64B16-28.141  
 RULE TITLES: Requirements for an Automated Pharmacy System in a Community Pharmacy

64B16-28.451  
 64B16-28.605  
 Pharmacy Common Database Class II Institutional Pharmacies – Automated Distribution and Packaging

64B16-28.607  
 Automated Pharmacy System – Long-Term Care, Hospice or Prison

64B16-28.830  
 64B16-28.901  
 Special – Closed System Pharmacy Nuclear Pharmacy – General Requirements

PURPOSE AND EFFECT: The Board proposes the rule amendments to update the references to pharmacy technicians and to review the existing language in the rules to determine whether other changes are necessary.

SUBJECT AREA TO BE ADDRESSED: Requirements for an Automated Pharmacy System in a Community Pharmacy. Pharmacy Common Database. Class II Institutional Pharmacies – Automated Distribution and Packaging. Automated Pharmacy System – Long Term Care, Hospice, and Prison. Special – Closed System Pharmacy. Nuclear Pharmacy – General Requirements.

SPECIFIC AUTHORITY: 465.005, 465.022, 465.0155 FS.

LAW IMPLEMENTED: 465.003(14), 465.0126, 465.014, 465.018, 465.019, 465.0196, 465.022, 465.0235, 465.026, 465.0266 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: Rebecca Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254 THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

**DEPARTMENT OF HEALTH**

**Division of Environmental Health**

RULE NOS.:	RULE TITLES:
64E-6.001	General
64E-6.002	Definitions
64E-6.003	Permits
64E-6.004	Application for System Construction Permit
64E-6.005	Location and Installation
64E-6.006	Site Evaluation Criteria
64E-6.008	System Size Determinations
64E-6.009	Alternative Systems
64E-6.010	Septage and Food Establishment Sludge
64E-6.0101	Portable Restrooms and Holding Tanks
64E-6.011	Abandonment of Systems
64E-6.012	Standards for the Construction, Operation, and Maintenance of Aerobic Treatment Units
64E-6.013	Construction Materials and Standards for Treatment Receptacles
64E-6.014	Construction Standards for Drainfield Systems

64E-6.015	Permitting and Construction of Repairs
64E-6.0151	Additive Use
64E-6.016	U.S. Department of Agriculture Soil Textural Classification System
64E-6.017	Definitions
64E-6.018	System Location, Design and Maintenance Criteria
64E-6.0181	Cesspit and Undocumented System Replacement and Interim System Use
64E-6.0182	Coordinated Permitting
64E-6.019	Requirements for Registration
64E-6.020	Master Septic Tank Contractors
64E-6.021	Issuance of Registration Certificates and Renewal
64E-6.022	Standards of Practice and Disciplinary Guidelines
64E-6.023	Certification of Partnerships and Corporations
64E-6.025	Definitions
64E-6.026	Applications for Innovative System Permits and System Construction Permits
64E-6.027	Permits
64E-6.028	Location and Installation
64E-6.029	Monitoring
64E-6.0295	Innovative System Reclassification
64E-6.030	Fees

PURPOSE AND EFFECT: Develop rules to incorporate necessary technical changes and incorporate modifications proposed through the Technical Review and Advisory Panel.

SUBJECT AREA TO BE ADDRESSED: Areas to be discussed include but are not limited to: Onsite sewage treatment and disposal system design, permitting, construction, modification, repair and maintenance; Septic Tank Contractor registration and training standards; Septage treatment and disposal; and Performance-based treatment standards. All aspects of the rule are open for discussion by the Technical Review and Advisory Panel.

SPECIFIC AUTHORITY: 381.0065(3)(a), 489.553(3), 489.557(1) FS.

LAW IMPLEMENTED: 381.0065, 381.0066, 381.0067, 381.0069, 386.041, 489.552, 489.553, 489.557 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: Gerald

Briggs, Department of Health, Bureau of Onsite Sewage Programs, HSES, 4042 Bald Cypress Way, Bin #A08, Tallahassee, FL 32399-1713

THE PRELIMINARY DRAFT LANGUAGE IS AVAILABLE AT [www.MyFloridaEH.com](http://www.MyFloridaEH.com)

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

**DEPARTMENT OF HEALTH**

**Division of Emergency Medical Operations**

RULE NOS.:	RULE TITLES:
64J-1.004	Medical Direction
64J-1.014	Records and Reports
64J-1.020	Training Programs

PURPOSE AND EFFECT: The purpose of the rule workshop is to develop language to provide clarification on the application process for EMS training centers, medical director participation, documentation needed for site reviews, training center equipment lists, hours needed for field and internship, Department of Education frameworks, review the 1998 National Standard Curriculum for paramedic clinical rotation requirements, review CoAEMSP standards, and modify certificate of approval for training center programs.

SUBJECT AREA TO BE ADDRESSED: Student records, medical records, records of participation, training requirements, emergency medical services (EMS) training center approval process, medical director participation, and EMS equipment lists for training centers.

SPECIFIC AUTHORITY: 401.35 FS.

LAW IMPLEMENTED: 401.27(2), 401.2701 FS.

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

DATE AND TIME: Tuesday, March 31, 2009, 8:30 a.m. – 4:00 p.m.

PLACE: St. Petersburg College, Health Education Center Auditorium, 7200 66th St. N., Pinellas Park, FL 33781; Provost Office Phone (721)341-3664

Please reference the Legislation and Rules web page at the Bureau of EMS website listed below to check availability of a conference line for 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 2 days before the workshop/meeting by contacting: Alexander Macy, (850)245-4440, ext. \*2735 or by email at [alexander\\_macy@doh.state.fl.us](mailto:alexander_macy@doh.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: The preliminary draft is available at the Florida Department of

Health, Bureau of EMS Legislation and Rules web page at the bureau’s website: <http://www.fl-ems.com>. For additional information or inquiries regarding this workshop please contact: Rebecca Cash at (850)245-4440 ext. \*2725 or by email at [Rebecca\\_Cash@doh.state.fl.us](mailto:Rebecca_Cash@doh.state.fl.us)

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

**DEPARTMENT OF HEALTH**

**Division of Emergency Medical Operations**

RULE NOS.:	RULE TITLES:
64J-3.001	Certification of 911 Emergency Dispatchers
64J-3.003	Renewal of 911 Emergency Dispatchers Certification

PURPOSE AND EFFECT: The purpose of the rule workshop is to develop language regarding certification of out-of-state trained 911 emergency dispatchers and to determine 911 emergency dispatcher renewal requirements.

SUBJECT AREA TO BE ADDRESSED: Certification of out-of-state trained 911 emergency dispatchers and 911 emergency dispatcher renewal requirements.

SPECIFIC AUTHORITY: 401.35, 401.465 FS.

LAW IMPLEMENTED: 401.465 FS.

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

DATE AND TIME: Monday, March 30, 2009, 8:30 a.m. – 3:30 p.m. (additional time may be added if needed).

PLACE: St. Petersburg College, Health Education Center Auditorium, 7200 66th St. N., Pinellas Park, FL 33781; Provost Office Phone (721)341-3664

A conference line will be available for the workshop. We ask conference line participants from the organization to only use one line to ensure that others are able to call in. Conference Dial-In Number: 1(888)808-6959, Conference Code: 1454440.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Alexander Macy, (850)245-4440 ext. \*2735 or by email at [alexander\\_macy@doh.state.fl.us](mailto:alexander_macy@doh.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: The preliminary draft is available at the Florida Department of Health, Bureau of EMS Legislation and Rules web page at the bureau’s website: <http://www.fl-ems.com>.

For additional information or inquiries regarding this workshop please contact Steve McCoy at (850)245-4440 ext. \*2727 or by email at [Steve\\_McCoy@doh.state.fl.us](mailto:Steve_McCoy@doh.state.fl.us).

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

## DEPARTMENT OF FINANCIAL SERVICES

### Division of Accounting and Auditing

RULE NO.: RULE TITLE:  
69I-51.003 Procedures for Local Government Reporting

PURPOSE AND EFFECT: Section 218.32(1)(a), F.S., requires each local government entity as defined in Section 218.31, F.S., and each independent special district as defined in Section 189.403, F.S., to submit to the Department a copy of its annual financial report for the previous fiscal year in a format prescribed by the Department. Section 218.32(1)(c), F.S., requires each regional planning council, each local government finance commission, board, or council, and each municipal corporation created as a separate legal or administrative entity to submit to the Department a copy of its annual financial report for the previous year in a format prescribed by the Department. The Bureau of Local Government has set up a web-based electronic reporting program called Local Government Electronic Reporting (“LOGER”) where government entities can submit their annual financial reports. The proposed rule will require that government entities that are required to submit annual financial reports to the Department pursuant to Section 218.32, F.S., shall electronically submit such reports to the Department using the LOGER Program. The submission of annual audit reports required under Section 218.32, F.S., is not affected by the LOGER electronic reporting program.

SUBJECT AREA TO BE ADDRESSED: Electronic submission of annual financial reports by government entities using the Department’s LOGER Program.

SPECIFIC AUTHORITY: 17.29, 218.33(2) FS.

LAW IMPLEMENTED: 218.32, 218.33(2) 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: March 31, 2009, 10:00 a.m.

PLACE: Room 430, Fletcher Building, 101 E. 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: Justin Young, (850)413-5712 or Justin.young@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Justin

Young, Bureau of Local Government, 200 East Gaines Street, Tallahassee, FL 32399-0354; (850)413-5712 or Justin.young@myfloridacfo.com.

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

## DEPARTMENT OF FINANCIAL SERVICES

### Division of Consumer Services

RULE NO.: RULE TITLE:  
69J-7.003 Inspections

PURPOSE AND EFFECT: Section 215.5586, F.S., created the My Safe Florida Home Program to provide free home inspections and grants to certain homeowners to undertake hurricane mitigation work on their homes. The proposed rule implements Section 215.5586, F.S., by setting forth the procedure for applying for a free wind inspection, criteria for eligible homeowners, and the information required to be in the inspection report provided to the homeowner.

SUBJECT AREA TO BE ADDRESSED: Free wind inspection to eligible homeowners under the My Safe Florida Home Program.

SPECIFIC AUTHORITY: 215.5586(6) FS.

LAW IMPLEMENTED: 215.5586 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: March 30, 2009, 10:00 a.m.

PLACE: Room 143, 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: Ellen Simon, (850)413-4270 or ellen.simon@myfloridacfo.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Ellen Simon, Chief Counsel, Division of Legal Services, Department of Financial Services, 200 E. Gaines Street, Tallahassee, Florida 32399-0333; (850)413-4270 or ellen.simon@myfloridacfo.com

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

## Section II Proposed Rules

### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

#### Division of Food Safety

RULE NOS.: 5K-4.027 5K-4.028	RULE TITLES: Standard of Identity – Honey Adulteration and Misbranding – Honey
------------------------------------	---

**PURPOSE AND EFFECT:** The purpose of this rule development is to establish a standard of identity for honey that is produced, packed, repacked, distributed and sold in Florida or from Florida. Development of this rule is meant to have the effect on controlling the pervasive, illegal practice of blending or diluting pure honey with low-cost syrups (i.e., sugar, cane, corn, etc.) thereby committing an economic fraud on both the permanent and transient residents of Florida. Preliminary guidelines have been drafted through a cooperative effort between the Department of Agriculture and Consumer Services and the Florida State Beekeepers Association to implement a needed standard of identity for honey. The rule substantially conforms to standards set forth in the Codex Standard for Honey. This rule will have an effect on those establishments permitted by the Department of Agriculture and Consumer Services who produce local honey or sell honey from Interstate Commerce.

**SUMMARY:** This rule development will address the creation of a standard of identity for honey, comprehensive prohibitions against the deliberate addition of any food ingredient or food additives other than honey, will set maximum moisture content for honey, set parameters for sugar constituents in honey and establish honey labeling guidelines. This rule will also provide a mechanism for the Department to enforce instances of adulteration and misbranding of honey being offered for sale at retail in 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:** 500.09, 570.07(23), 586.10 FS.

**LAW IMPLEMENTED:** 500.02, 500.03, 500.04, 500.09, 500.10, 500.11, 570.07, 570.50 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, March 27, 2009, 2:00 p.m. – 4:00 p.m.

**PLACE:** The Dairy Conference Room, The Conner Building, 3125 Conner Boulevard, Tallahassee, Florida

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS:** Lee M. Cornman, Assistant Director, Division of Food Safety, 3125 Conner Boulevard, Mail Stop #C-18, Tallahassee, FL 32399-1650; telephone: (850)488-0295

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

5K-4.027 Standard of Identity – Honey.

(1) This standard applies to all honey produced by honey bees from nectar and covers all styles of honey presentation that are processed and ultimately intended for direct consumption and to all honey packed, processed or intended for sale in bulk containers as honey, that may be repacked for retail sale or for sale or use as an ingredient in other foods.

(2) “Honey” means the natural food product resulting from the harvest of nectar by honeybees and the natural activities of the honeybees in processing nectar. It consists essentially of different sugars, predominantly fructose and glucose as well as other substances such as organic acids, enzymes and solid particles derived from honey collection. The color of honey can vary from nearly colorless to dark brown. The consistency can be fluid, viscous or partially to completely crystallized. The flavor and aroma vary, but are derived from the plant’s origin.

(3) Honey sold as such shall not have added to it any food additives, as defined in Section 500.03(1)(m), F.S., nor shall any other additions be made other than honey. It shall not have begun to ferment or effervesce and no pollen or constituent unique to honey may be removed except where unavoidable in the removal of foreign matter. Chemical or biochemical treatments shall not be used to influence honey crystallization.

(a) Moisture Content – No water may be added to honey in the course of extraction or packing for sale or resale as honey. Honey shall not have a moisture content exceeding 23%.

(b) Sugars Content.

1. The ratio of fructose to glucose shall be greater than 0.9.
2. Fructose and Glucose (Sum of Both) shall not be less than 60g/100g.

(c) Sucrose Content.

1. Honey not listed below shall not be more than 5g/100g.
2. Alfalfa (*Medicago sativa*), Citrus spp., False Acacia (*Robinia pseudoacacia*), French Honeysuckle (*Hedysarum*), Menzies Banksia (*Banksia menziesii*), Red Gum (*Eucalyptus camaldulensis*), Leatherwood (*Eucryphia lucida*), *Eucryphia milligani* – not more than 10g/100g.

3. Lavender (*Lavandula spp*) and Borage (*Borago officinalis*) – not more than 15g/100g.

(4) Name of the Food.



(a) Products conforming to the standard of identity as adopted in this rule shall be designated 'honey'. Foods containing honey and any flavoring, spice or other added ingredient or if honey is processed in such a way that a modification to honey occurs that materially changes the flavor, color, viscosity or other material characteristics of pure honey, then such foods shall be distinguished in the food name from honey by declaration of the food additive or modification.

(b) Honey may be designated according to floral or plant source if it comes predominately from that particular source and has the organoleptic, physicochemical and microscopic properties corresponding with that origin.

(c) Where honey has been designated according to floral or plant source [as stated in paragraph (4)(b)], then the common name or the botanical name of the floral source shall be used in conjunction with or joined with the word "honey".

(d) The styles in subparagraphs (4)(e)2. and 3. shall be declared.

(e) Honey may be designated according to the following styles:

1. "Honey" which is honey in liquid or crystalline state or a mixture of the two;

2. "Comb Honey" which is honey stored by bees in the cells of freshly built broodless combs and which is sold in sealed whole combs or sections of such combs;

3. "Cut Comb in Honey", "Honey with Comb" or "Chunk Honey" which is honey containing one or more pieces of comb honey.

Specific Authority 500.09, 570.07(23), 586.10 FS. Law Implemented 500.02, 500.03, 500.04, 500.09, 500.10, 500.11, 570.07, 570.50 FS. History—New \_\_\_\_\_.

#### 5K-4.028 Adulteration and Misbranding – Honey.

The following shall be *prima facie* evidence of adulteration under Section 500.10(2)(d) and Section 586.10, F.S. or misbranding under Section 500.11(1)(g) and Section 586.10, F.S., of any product sold or offered for sale as honey:

(1) The product has a maltose content in excess of 10%: or

(2) The product contains oligosaccharides indicative of invert syrup; or

(3) The absolute value of Carbon Stable Isotope Ratio Analysis (CSIRA) is not more negative than -20.0 for the product; or

(4) CSIRA Internal Standard Procedure with a protein value minus honey value is more negative than -1.0 for the product; or

(5) The product fails to conform to the standard of identity stated in Rule 5K-4.027, F.A.C.

Specific Authority 500.09, 570.07(23), 586.10 FS. Law Implemented 500.02, 500.03, 500.04, 500.09, 500.10, 500.11, 570.07, 570.50 FS. History—New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Dr. Marion F. Aller, Director, Division of Food Safety, Department of Agriculture and Consumer Services

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Charles H. Bronson, Commissioner, Department of Agriculture and Consumer Services

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 24, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 6, 2009, Vol. 35/05

#### **DEPARTMENT OF TRANSPORTATION**

RULE NO.:

14-78.005

RULE TITLE:

Participation by Disadvantaged Business Enterprises

PURPOSE AND EFFECT: The language in the "Special Provisions for DBE Contracts" is amended and the reference to the Code of Federal Regulations is updated in order to incorporate the 2008 edition of 49 C.F.R. Part 26. Finally, a reference to 72 Federal Register No. 62 is added for informational purposes.

SUMMARY: The language in the "Special Provisions for DBE Contracts" is amended and the reference to the Code of Federal regulations is updated.

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: 337.125, 337.137, 339.0805 FS.

LAW IMPLEMENTED: 337.125, 337.137, 339.0805 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: James C. Myers, Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

THE FULL TEXT OF THE PROPOSED RULE IS:

14-78.005 Participation by Disadvantaged Business Enterprises.

(1) The major purpose of the Disadvantaged Business Enterprise (DBE) Program is to assure nondiscrimination and DBE utilization in road and bridge construction and maintenance projects. Contractors are required to comply with the following special provision contained in all road and bridge contracts:

Special Provision for DBE Contracts

**General.** Prior to award of the contract, have an approved DBE Affirmative Action Program Plan filed with the Equal Opportunity Office. Update and resubmit the plan every three years. No contract will be awarded until the Department approves the Plan. The DBE Affirmative Action Program Plan and commitment to carry out the Plan must be incorporated into and become part of the awarded contract. Per 49 C.F.R. 26.13(b) each Contract FDOT signs with a Contractor (and each subcontract the prime contractor signs with a subcontractor) must include the following assurance: "The Contractor, sub-recipient or subcontractor shall not discriminate on the basis of race, color, national origin, or sex in the performance of this contract. The Contractor shall carry out applicable requirements of 49 C.F.R. Part 26 in the award and administration of DOT-assisted Contracts. Failure by the Contractor to carry out these requirements is a material breach of this Contract, which may result in the termination of this Contract or such other remedy as the recipient deems appropriate." Failure to keep these commitments will be deemed noncompliance with these specifications and a breach of the contract. Take all necessary and reasonable steps to ensure that Disadvantaged Business Enterprises, as defined in 49 C.F.R. Part 26, have the opportunity to participate in, compete for, and perform subcontracts. Do not discriminate on the basis of age, race, color, religion, national origin, sex, or disability in the award and performance of this contract.

**Plan Requirements.** Include the following in the DBE Affirmative Action Program Plan:

A policy statement, expressing a commitment to use DBEs in all aspects of contracting to the maximum extent feasible. The policy making body must issue a policy statement signed by the chairperson, which expresses its commitment to utilize DBEs, outlines the various levels of responsibility, and states the objectives of the program. Circulate the policy statement throughout the Contractor's organization.

The designation of a Liaison Officer with the contractor's organization, as well as support staff, necessary and proper to administer the program, and a description of the authority, responsibility, and duties of the Liaison Officer and support staff. The Liaison Officer and staff are responsible for developing, managing, and implementing the program on a day-to-day basis for carrying out technical assistance activities for DBEs and for disseminating information on available business opportunities so that the DBEs are provided an equitable opportunity to participate in contracts let by the Department. Use techniques to facilitate DBE participation in contracting activities which include:

1. Soliciting price quotations and arranging a time for the review of plans, quantities, specifications, and delivery schedules, and for the preparation and presentation of quotations.
2. Providing assistance to DBEs in overcoming barriers such as the inability to obtain bonding, financing, or technical assistance.
3. Carrying out information and communication programs or workshops on contracting procedures and specific contracting opportunities in a timely manner, with such programs being bilingual, where appropriate.
4. Encouraging eligible DBEs to apply for certification.
5. Contacting Minority Contractor Associations and city and county agencies with programs for disadvantaged individuals for assistance in recruiting and encouraging eligible DBE contractors to apply for certification with the Department.

**DBE Records and Reports.** Submit the Anticipated DBE Participation Statement at or before the Pre-construction Conference. Report monthly, through the Equal Opportunity Reporting System, ~~manually or~~ on the Department's website, actual payments, retainage of all DBE and Minority Business Enterprise (MBE) subcontractors and DBE and MBE construction material, minority status, and work type of all subcontractors and major suppliers. The Equal Opportunity Office will provide instructions on accessing this system. Develop a record keeping system to monitor DBE affirmative action efforts which include the following:

1. The procedures adopted to comply with these specifications;
2. The number of subordinated contracts on Department projects awarded to DBEs;
3. The dollar value of the contracts awarded to DBEs;
4. The percentage of the dollar value of all subordinated contracts awarded to DBEs as a percentage of the total contract amount.
5. A description of the general categories of contracts awarded to DBEs; and
6. The specific efforts employed to identify and award contracts to DBEs.

Upon request, provide the records to the Department for review.

All such records are required to be maintained for a period of five years following acceptance of final payment and available for inspection by the Department and the Federal Highway Administration.

(2) 49 C.F.R. Part 26 (10-1-~~0803~~ Edition) is incorporated herein by reference and adopted by the Department for participation by disadvantaged business enterprises in the Department's federally funded projects. The provisions of 64 Federal Register No. 21, February 2, 1999, and 68 Federal Register No. 115, June 16, 2003, and 72 Fed. Register No. 62, April 2, 2007 are available from the Department for informational purposes only. They also can be obtained on the Internet at <http://www.gpoaccess.gov/fr/index.html>.

NAME OF PERSON ORIGINATING PROPOSED RULE: Arthur Wright, Manager, Equal Opportunity Office  
 NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Stephanie C. Kopelousos, Secretary  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 27, 2009  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 19, 2008

Specific Authority 337.125, 337.137, 339.0805 FS. Law Implemented 337.125, 337.137, 339.0805 FS. History--New 12-9-81, Amended 5-23-84, Formerly 14-78.05, Amended 9-21-87, 5-4-88, 6-24-91, 12-2-93, 4-30-96, 8-31-04, \_\_\_\_\_.

**DEPARTMENT OF TRANSPORTATION**

RULE NO.: 14-91.007  
 RULE TITLE: Selection and Award Process

PURPOSE AND EFFECT: This is an amendment to subsection 14-91.007(5), F.A.C., to revise the composition of the Design-Build Technical Review Committees.

SUMMARY: The proposed amendment revises the requirements for Design-Build Technical Review Committees.

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), 337.11(7)(b) FS.

LAW IMPLEMENTED: 337.025, 337.11(7) 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: James C. Myers, Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

THE FULL TEXT OF THE PROPOSED RULE IS:

14-91.007 Selection and Award Process.

(1) through (4)(b) No change.

(5) Technical Review Committee. ~~A There shall be a Technical Review Committee consisting of Department employees whose members are selected based on their experience and the nature of the project. This committee will be assigned the responsibility used to evaluate letters of interest and review technical proposals in accordance with the provisions of the request for proposal. The members of the Technical Review Committee will be designated by the appropriate Director, or designee, based on the nature of the work requested and the complexity of the project. When non-Department personnel serve on the Technical Review Committee, Department personnel shall constitute the majority unless otherwise approved by the appropriate Director. No employee of a firm pursuing a project under consideration will serve on the Technical Review Committee.~~

(6) through (8) No change.

Specific Authority 334.044(2), 337.11(7)(b) FS. Law Implemented 337.025, 337.11(7) FS. History–New 3-13-88, 6-13-90, Amended 2-20-96, 9-3-96, 10-18-00,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Brian Blanchard, State Highway Engineer

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 27, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 31, 2008

**DEPARTMENT OF TRANSPORTATION**

RULE NO.: 14-100.001  
 RULE TITLE: Training and Qualification Standards for Toll Enforcement Officers

PURPOSE AND EFFECT: Subsection 14-100.001(2), F.A.C., is being amended to require that a government entity must comply with Department rules whether it “owns or” operates the toll facility.

SUMMARY: Subsection 14-100.001(2), F.A.C., is being amended in regard to toll enforcement by governmental entities.

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), 337.11(7)(b) FS.

LAW IMPLEMENTED: 337.025, 337.11(7) 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: James C. Myers, Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

THE FULL TEXT OF THE PROPOSED RULE IS:

14-100.001 Training and Qualification Standards for Toll Enforcement Officers.

(1) No change.

(2) Compliance. Compliance with the rule standards shall be the responsibility of the respective governmental entity which owns or operates the toll facility.

(3) through (4)(c) No change.

Specific Authority 334.044 (2) FS. Law Implemented 316.1001, 316.640(1) FS. History–New 10-21-97, Amended 8-13-00, 1-16-03,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Gregory Schiess, Manager, Innovative Strategies

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 27, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 31, 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.: 33-501.301  
RULE TITLE: Law Libraries

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to amend Form DC5-152, Law Library Interlibrary Loan Request, incorporated by reference in Rule 33-501.301, F.A.C., to eliminate language requiring an inmate to specify which outcome(s) of a Shepard's report he or she would like to know (distinguished, overturned, etc.).

SUMMARY: The proposed rule amends Form DC5-152, Law Library Interlibrary Loan Request, incorporated by reference in Rule 33-501.301, F.A.C., to eliminate language requiring an inmate to specify which outcome(s) of a Shepard's report he or she would like to know (distinguished, overturned, etc.).

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: 20.315, 944.09, 945.215 FS.

LAW IMPLEMENTED: 20.315, 944.09, 945.215, 946.002 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: Kendra Lee Jowers, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-501.301 Law Libraries.

(1) through (10) No change.

(11) Forms. The following forms are hereby incorporated by reference. A copy of any of these forms is available from the Forms Control Administrator, Office of Research, Planning and Support Services, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

(a) Form DC-152, Law Library Interlibrary Loan Request, effective ~~1-7-07~~.

(b) 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, 1-6-09, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Fran Barber, Assistant Secretary of Re-Entry

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 29, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 13, 2009

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Cosmetology**

RULE NO.: 61G5-18.0055  
RULE TITLE: Supervised Cosmetology Practice Exception

PURPOSE AND EFFECT: The purpose and effect is to implement House Bill 601.

SUMMARY: House Bill 601 is implemented.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The Board has determined that the proposed rule will not have an impact on small business. 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: 477.016, 477.019(4) FS.

LAW IMPLEMENTED: 477.019(4) 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: Robyn Barineau, Executive Director, Board of Cosmetology, 1940 North Monroe Street, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

61G5-18.0055 Supervised Cosmetology Practice Exception.

(1) Following the completion of the first licensing examination by a graduate of licensed cosmetology school or cosmetology program offered in a public school system, which school or program is certified by the Department of Education, an applicant for licensure as a cosmetologist by examination is eligible to practice temporarily in a current, actively licensed cosmetology salon under the following conditions:

(a) No change.

~~(b) An applicant who fails any part of the examination may not practice as a cosmetologist and may immediately apply for re-examination. In the event that the applicant fails to obtain a passing score on either the written or clinical examination on the first attempt, the applicant shall not be eligible to practice cosmetology under this rule until the applicant:~~

~~1. Applies to the Department for authorization to retake the failed portion(s) of the examination; and~~

~~2. Presents the salon owner a copy of both the reexamination application and the examination scheduling authorization letter from the testing vendor.~~

~~3. Upon completion of these conditions, the applicant is eligible to practice cosmetology in a licensed cosmetology salon subject to the provisions of paragraph (c) referenced below, provided that the applicant posts the examination results for both examinations at their work station with a recent photograph affixed thereto, which practice may extend for a period of no more than 60 days from the date of the reexamination application. The applicant must discontinue practicing when 180 days have passed from the date the original examinations were taken if reexamination has not yet been completed. Under no circumstances shall the applicant be eligible to practice prior to having applied for reexamination and having obtained the examination scheduling authorization letter from the testing vendor.~~

~~(c) All cosmetology services performed by the applicant under this exception shall be performed under the supervision of a licensed cosmetologist. "Under the supervision of a licensed cosmetologist" shall mean that an individual who then holds a current, active Florida license as a cosmetologist shall be physically present at all times when the applicant is performing cosmetology services.~~

~~(2) In the event an applicant, who previously failed either or both of the examinations on the first attempt, fails to obtain a passing score on either or both of the second licensure examination(s), the applicant is no longer eligible to practice cosmetology under this exception and must immediately discontinue practicing cosmetology until the applicant has been issued a license to practice by the Department.~~

Specific Authority 477.016, 477.019(4) FS. Law Implemented Section 29, HB 601, 477.019(4) FS. History—New 11-25-98, Amended 2-25-07, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Cosmetology

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Cosmetology

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 25, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 20, 2009

**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**

**Board of Dentistry**

RULE NO.: 64B5-16.006  
RULE TITLE: Remediable Tasks Delegable to a Dental Hygienist

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete unnecessary language and to add new language to clarify the duties performed by the dental hygienist as indirect supervision or general supervision.

SUMMARY: The rule amendment will delete unnecessary language and to add new language to clarify the duties performed by the dental hygienist as indirect supervision or general supervision.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board determined that small businesses would not be affected by this rule.

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

SPECIFIC AUTHORITY: 466.004, 466.023, 466.024 FS.

LAW IMPLEMENTED: 466.023, 466.024 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: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B5-16.006 Remediable Tasks Delegable to a Dental Hygienist.

(1) The following remediable tasks may be performed by a dental hygienist who has received formal training and who performs the tasks under direct supervision:

~~(a) Marginating restorations with finishing burs, green stones, and/or burlew wheels with slow speed rotary instruments which is not for the purpose of changing existing contours or occlusion;~~

~~(a)(b) No change.~~

~~(c) Cementing temporary crowns and bridges with temporary cement;~~

(d) through (g) renumbered (b) through (e) No change.

~~(h) Monitor the administration of the nitrous-oxide oxygen making adjustments only during this administration and turning it off at the completion of the dental procedure;~~

(i) through (k) renumbered (f) through (h) No change.

(2) The following remediable tasks may be performed by a dental hygienist who has received training in these procedures in pre-licensure education or who has received formal training and who performs the tasks under indirect supervision:

(a) through (g) No change.

~~(h) Applying sealants;~~

~~(i) Placing or removing prescribed pre-treatment separators;~~

(j) through (k) renumbered (h) through (i) No change.

(j) Marginating restorations with finishing burs, green stones, and/or burlew wheels with slow-speed rotary instruments which is not for the purpose of changing existing contours or occlusion;

(k) Cementing temporary crowns and bridges with temporary cement;

~~(l) Monitor the administration of the nitrous-oxide oxygen making adjustments only during this administration and turning it off at the completion of the dental procedure; and~~

(m) Monitor and remove in-office bleaching materials, after placement of bleach by dentist.

(3) The following remediable tasks may be performed by a dental hygienist who has received training in these procedures in pre-licensure education or who has received formal training as defined by Rule 64B5-16.002, F.A.C., and who performs the tasks under general supervision:

(a) through (g) No change.

(h) Using appropriate implements to preassess and chart suspected findings of the oral cavity;:-

(i) Applying sealants; and

(j) Placing or removing prescribed pre-treatment separators.

(4) through (5) No change.

Specific Authority 466.004, 466.023, 466.024 FS. Law Implemented 466.023, 466.024 FS. History--New 1-18-89, Amended 11-16-89, 3-25-90, 9-5-91, 2-1-93, Formerly 21G-16.006, Amended 3-30-94, Formerly 61F5-16.006, Amended 1-9-95, 6-12-97, Formerly 59Q-16.006, Amended 1-25-98, 9-9-98, 3-25-99, 4-24-00, 9-27-01, 7-13-05, 2-14-06, 3-24-08.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Dentistry

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Dentistry

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 12, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 6, 2009

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

RULE NO.:

64B5-16.007

RULE TITLE:

Levels of Supervision for Dental Hygienists

PURPOSE AND EFFECT: The Board proposes the rule amendment to add new language to clarify remediable task without additional training as defined in Chapter 64B5-16, F.A.C., and the level of supervision.

SUMMARY: The rule amendment will add new language to clarify remediable task without additional training as defined in Chapter 64B5-16, F.A.C., and the level of supervision.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board determined that small businesses would not be affected by this rule.

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

SPECIFIC AUTHORITY: 466.004, 466.023, 466.024 FS.

LAW IMPLEMENTED: 466.023, 466.024(3) 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: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

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

64B5-16.007 Levels of Supervision for Dental Hygienists. By virtue of their training and licensure, dental hygienists are authorized to perform the following remediable tasks without additional training as defined in Chapter 64B5-16, F.A.C., under the following levels of supervision:

(1) through (2) No change.

(3) General Supervision:

(a) No change.

(b) Placing and exposing dental and carpal radiographic film and sensors; ~~and~~

(c) Insert and/or perform minor adjustments to sports mouth guards and custom fluoride trays; and

(4) Without Supervision: Provide educational programs, faculty or staff training programs, authorized fluoride rinse programs, apply fluoride varnishes, instruct patients in oral hygiene care and supervising patient oral hygiene care and other services which do not involve diagnosis or treatment of dental conditions.

Specific Authority 466.004, 466.023, 466.024 FS. Law Implemented 466.023, 466.024(3) FS. History–New 1-18-89, Formerly 21G-16.007, 61F5-16.007, Amended 9-27-95, 6-12-97, Formerly 59Q-16.007, Amended 1-8-01, 6-11-07,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Dentistry  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Dentistry  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 12, 2008  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 6, 2009

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

RULE NO.: 64B5-17.006  
RULE TITLE: Prescription Forms

PURPOSE AND EFFECT: The Board proposes the rule amendment to; change the title of the rule to “Prescription Forms”; delete unnecessary language and add new language in compliance with the new rule title; to add new language to clarify the required time for retention period of original prescriptions; and to add new language to clarify the requirements for a registered dental laboratory to perform work for another registered dental laboratory.

SUMMARY: The rule amendment will; change the title of the rule to “Prescription Forms”; delete unnecessary language and add new language in compliance with the new rule title; to add new language to clarify the required time for retention period of original prescriptions; and to add new language to clarify the requirements for a registered dental laboratory to perform work for another registered dental laboratory.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board determined that small businesses would not be affected by this rule.

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

SPECIFIC AUTHORITY: 466.021 FS.

LAW IMPLEMENTED: 466.021 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: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B5-17.006 Prescription ~~Work Order~~ Forms.

(1) Approved prescription ~~work order~~ forms must contain all information necessary for completion of the assigned work and must include at a minimum:

- (a) Title – “Laboratory Procedure Prescription Authorization;”
- (b) No change.
- (c) Name, address and license number of the Florida licensed dentist who owns the prescription ~~work order~~ form and is authorizing the procedure;
- (d) Patient’s name or number ~~Name of patient(s)~~;
- (e) No change.
- (f) Signature of the licensed dentist, which may be an electronic signature;-

(g) Sufficient descriptive information to clearly identify each separate and individual piece of work to be performed by the dental laboratory; and

(h) Specification of materials to be contained in each work product.

(2) Copies of prescriptions ~~work order~~ forms must be maintained, either on paper or stored electronically in an encrypted data base, in ~~by~~ the prescribing dentist’s office for a period of four (4) years following the date the prescription was issued. The original prescription shall be retained in a file by the dental laboratory for a period of four (4) years.

(3) A registered dental laboratory may perform work for another registered dental laboratory if that work is performed pursuant to a written authorization form containing all information necessary for completion of the assigned work and must include at a minimum:

- (a) Title – “Laboratory Procedure Authorization”;
- (b) Name, address and license number of the originating registered dental laboratory;
- (c) Name, address and license number of the registered dental laboratory performing the work;
- (d) Evidence that the originating laboratory has obtained a valid prescription which shall include the name, address and license number of the licensed dentist who wrote the original prescription authorizing the procedure;

(e) Sufficient descriptive information to clearly identify each separate and individual piece of work to be performed by the dental laboratory; and

(f) Specification of materials to be contained in each work product.

Specific Authority 466.021 FS. Law Implemented 466.021 FS. History–New 12-21-99, Amended 3-23-06, 10-9-06,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Dentistry  
NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Dentistry

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 12, 2008  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 6, 2009

**DEPARTMENT OF HEALTH**

**Board of Hearing Aid Specialists**

RULE NO.: 64B6-8.003  
 RULE TITLE: Trainee Stages, Minimum Training Requirements, and Training Programs

PURPOSE AND EFFECT: The proposed rule amendments are intended to require hearing aid specialist trainees to complete Stage I, the International Hearing Society Home Study Course, before beginning Stage II of the training program. The rule adopts and incorporates by reference the Sponsor Report Form and Training Program Continuation Request Form and provides a website to obtain the forms.

SUMMARY: The proposed rule amendments clarify the various stages of the training programs to be completed by hearing aid specialist trainees. In addition the relevant forms associated with the training programs are being incorporated by reference in the rule.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A statement of Estimated Regulatory Cost has been prepared and is available by contacting: Sue Foster, Executive Director.

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: 484.044, 484.0445(1) FS.

LAW IMPLEMENTED: 484.0445, 484.045 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: Sue Foster, Executive Director, Board of Hearing Aid Specialists/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE FULL TEXT OF THE PROPOSED RULE IS:

64B6-8.003 Trainee Stages, Minimum Training Requirements, and Training Programs.

(1) A training program shall be a minimum of six months in length. The trainee shall be in a training program for a minimum of twenty (20) hours each week, and. ~~A trainee shall be under the direct supervision of the sponsor at all times when performing the functions of a hearing aid specialist. During the training program, a trainee shall complete the International Hearing Society Home Study Course and shall submit proof of passing the home study course final examination prior to~~

~~taking the licensure examination. If the trainee passes the home study course final examination but fails the licensure examination, he or she will not have to repeat the home study course prior to the next available licensure examination. The training program shall be divided into four (4) three (3) stages:~~

(a) Stage I: During this Stage, the trainee shall complete the International Hearing Society Home Study Course and shall submit proof of passing the home study course final examination. If the trainee passes the home study course final examination but fails the licensure examination, he or she will not have to repeat the home study course prior to the next available licensure examination.

~~(b)(a) Stage II – 1 month: During this Stage, the trainee may perform audiometric tests, and make ear mold impressions and modifications, but the sponsor or hearing aid specialist designated by the sponsor shall be physically present, in the same room at all times when the trainee is performing these functions. The trainee may not recommend the selection of a hearing aid, dispense a hearing aid, or counsel a client.~~

~~(c)(b) Stage III – 2 months: During this Stage the trainee may perform all tasks in Stage II, recommend the selection of a hearing aid, and counsel a client, but the trainee shall be under the direct supervision of the sponsor or hearing aid specialist designated by the sponsor. The trainee may not deliver a hearing aid.~~

~~(d)(c) Stage IV – 3 months: During this Stage the trainee may perform all the tasks in Stages II and III and deliver hearing aids, but the sponsor or hearing aid specialist designated by the sponsor shall be physically present in the same room at the time a hearing aid is delivered to the client, and the receipt required by Section 484.051, Florida Statutes, must have the signature and license number of the sponsor or hearing aid specialist designated by the sponsor.~~

(2) It shall be the responsibility of the sponsor to provide instruction and guidance, in order to adequately prepare trainees for practice as a hearing aid specialist. Training received by a trainee during the training program must consist of training in the following subject areas:

- (a) through (m) No change.
- (n) Hearing Aid Measurements ~~(ANSI Standard)~~.
- (o) through (s) No change.

(3) The sponsor shall file a complete report with the Board at the end of each trainee's training program; this report shall be filed no later than 30 days after the termination of the program. The report shall set forth the number of hours of training in each subject which has been provided. The report must also set forth the educational and training objectives and hours set by the sponsor for the trainees. The report shall be made on the Training Program Sponsor Report Form, Form 1159 (revised 10/08), hereby adopted and incorporated by reference, and can be obtained from the Board of Hearing Aid Specialists' website at <http://www.doh.state.fl.us/mqa/HearingAid/>.



(4) The training program shall begin at the date of Department certification, unless the Board certifies another date.

(5) Upon completion of the training program, the trainee shall take the first available licensure examination. A trainee may continue to function as a trainee until she or he has received the results of the licensure examination, provided that failure of the sponsor to file the complete report required herein will preclude the trainee from engaging in acts which constitute hearing aid dispensing until such time as the complete report is filed. Until the complete report is filed, the trainee is not eligible to complete the first available licensure examination. Upon receipt of the examination results a trainee that passes the examination may continue in Stage ~~IV~~ ~~III~~ under the direct supervision of his or her sponsor until they have applied and received their license or up to ninety (90) days whichever comes first, pursuant to subsection 64B6-3.001(2), F.A.C. Payment of the fee and all other licensing requirements required by this rule shall be met within ninety (90) days of notification of licensure eligibility, or the eligibility certification becomes null and void and the person must reapply for licensure.

(6) A trainee who fails the licensure examination must immediately stop functioning as a trainee upon receipt of the examination results. However, a trainee may continue one time in Stage ~~IV~~ ~~III~~ of the training program by submitting to the Board within 10 days of receiving the examination results a Training Program Continuation Request (Form DH-MQA 1160, Revised 10/08) and hereby adopted and incorporated by reference, and can be obtained from the Board of Hearing Aid Specialists' website at: <http://www.doh.state.fl.us/mqa/HearingAid/> and taking the next available examination. A trainee who fails the licensure examination and does not submit a Training Program Continuation Request to the Board within 10 days of receiving the examination results may repeat the training program one time by meeting the criteria in Rule 64B6-8.002, F.A.C., and taking the next available examination.

(7) Failure to sit for or receive a passing score on the next scheduled licensure examination for which he or she qualifies will result in termination of trainee status and the ability to further perform services as a trainee within seven days of the mailing of the examination results, but does not preclude submitting another application for examination application for reexamination as provided in Rules 64B6-2.003 and 2.005, F.A.C.

~~(8) Every applicant who is qualified to take the examination shall be allowed to take the examination three times. If an applicant fails to sit for or pass the examination three times, the applicant shall no longer be eligible to take the examination.~~

Specific Authority 484.044, 484.0445(1) FS. Law Implemented 484.0445, 484.045 FS. History—New 2-12-84, Formerly 21JJ-8.03, Amended 8-12-87, 10-1-90, 1-28-91, 4-23-91, 8-19-91, Amended 3-18-93, Formerly 21JJ-8.003, Amended 4-21-94, Formerly 61G9-8.003, Amended 7-11-02, 2-19-03, 8-31-06, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Hearing Aid Specialists

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Hearing Aid Specialists

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 14, 2008

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

## DEPARTMENT OF HEALTH

### Board of Pharmacy

RULE NO.: 64B16-26.203  
RULE TITLE: Licensure by Examination; Application

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to update information concerning incorporated forms and to update requirements for licensure by examination.

SUMMARY: The requirements for licensure by examination and information concerning incorporated forms will be updated.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared. The Board determined the proposed rule will not have an impact on small business.

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: 456.033, 465.005 FS.

LAW IMPLEMENTED: 456.013(1), (7), 456.025(3), 456.033, 465.007, 465.022 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: Rebecca R. Poston, Executive Director, Board of Pharmacy/MQA, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B16-26.203 Licensure by Examination; Application.

Applicants who are at least 18 years of age and a recipient of a degree from a school or college of pharmacy accredited by an accrediting agency recognized and approved by the United States Office of Education may apply to take the licensure examination.

(1) All applications for licensure by examination must be made on board approved form DOH/MQA/PH101 (~~Rev 7/08~~) (~~Rev 1/8/03~~), Application for Pharmacist Examination, which is hereby incorporated by reference, and which can be obtained from the Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254, and must be accompanied with a non-refundable examination fee and an initial license fee as set forth in Rules 64B16-26.1001 and 64B16-26.1002, F.A.C.

(2) The applicant must submit proof of having met the following requirements:

(a) Completion of an internship program provided by either an accredited school or college of pharmacy or a state board of pharmacy or jointly by both provided that the program meets requirements of Rule ~~64B16-26.2032~~ ~~64B16-26.2031~~, F.A.C.

(b) Completion of a course not less than 2 hours on medication errors that covers the study of root-cause analysis, error reduction and prevention, and patient safety subjects listed in Rule 64B16-26.601, F.A.C. For applicants who apply within one year following receipt of their pharmacy degree, completed academic course work on medication errors will be accepted by the Board as an educational course under this section, provided such course work is no less than 2 contact hours and that it covers the study of root-cause analysis, error reduction and prevention, and patient safety subjects listed in Rule 64B16-26.601, F.A.C. as evidenced by a letter attesting to subject matter covered from the Dean of the University.

(3) An applicant must reapply if all requirements for licensure are not met within one year of the receipt of the application under the following conditions.

~~(a) For candidates applying after the effective date of this subsection, if all requirements of licensure are not met within one year of the receipt of the application.~~

~~(b) For candidates applying prior to the effective date of this subsection, if all requirements for licensure are not met within one year after initial filing.~~

(4) No change.

Specific Authority 456.033, 465.005 FS. Law Implemented 456.013(1), (7), 456.025(3), 456.033, 465.007, 465.022 FS. History—New 10-17-79, Formerly 21S-12.04, 21S-12.004, Amended 7-31-91, 10-14-91, Formerly 21S-26.203, 61F10-26.203, Amended 7-1-97, Formerly 59X-26.203, Amended 8-17-99, 10-15-01, 1-2-02, 1-12-03, 1-11-05, 2-18-08,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Board of Pharmacy

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Board of Pharmacy

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 15, 2008

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 27, 2008

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

#### DEPARTMENT OF REVENUE

RULE NOS.:	RULE TITLES:
12-18.001	Authorization for Compensation
12-18.004	Submission of Information and Claims for Compensation

#### 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. 35, No. 5, February 6, 2009 issue of the Florida Administrative Weekly.

In response to written comments received from the Joint Administrative Procedures Committee, dated February 27, 2009, regarding the list of taxes, fees, and surcharges administered, regulated, controlled, and collected by the Department of Revenue, paragraph (b) of subsection (1) of Rule 12-18.001, F.A.C., Authorization for Compensation, has been changed as follows:

(b) The Department administers, regulates, controls, and collects the following:

1. Communications services tax;
2. Corporate income and emergency excise tax;
3. Estate tax;
4. Documentary stamp tax;
5. Fuel taxes on motor fuel, diesel fuel, aviation fuel, and alternative fuel, including local option taxes;
6. Government leasehold intangible personal property tax;
7. Gross receipts tax on dry-cleaning;
8. Gross receipts tax on natural gas, manufactured gas, or electricity;
9. Insurance premium taxes, fees, regulatory assessments, excise taxes, and surcharges required to be remitted to the Department;
10. Intangible personal property tax;
11. Local option convention development tax, tourist development tax, and tourist impact tax when the imposing local government has not elected to self-administer the tax;
12. Miami-Dade County lake belt mitigation and water treatment upgrade fees;
13. Motor vehicle warranty fees;
14. Pollutant taxes;
15. Rental car surcharge;
16. Sales and use tax and local option discretionary sales surtaxes;

17. Severance taxes, fees, and surcharges on gas and sulfur production, oil production, and solid mineral severance; and

18. Solid waste fees, including the new tire fee and the new or remanufactured lead-acid battery fee.

In addition, the change to subparagraph 12-18.001(1)(b)17. has been included on page 2, Form DR-55, Application for Compensation for Tax Information. Form DR-55 is incorporated by reference in paragraph (a) of subsection (3) of Rule 12-18.004, F.A.C. That paragraph, has been changed, so that, when adopted, the revision date of Form DR-55 will read “R. 03/09.”

**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.”

**STATE BOARD OF ADMINISTRATION**

RULE NOS.:	RULE TITLES:
19-8.010	Reimbursement Contract
19-8.012	Procedures to Determine Ineligibility for Participation in the Florida Hurricane Catastrophe Fund and to Determine Exemption from Participation in the Florida Hurricane Catastrophe Fund
19-8.013	Revenue Bonds Issued Pursuant to Section 215.555(6), F.S.
19-8.029	Insurer Reporting Requirements
19-8.030	Insurer Responsibilities

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 35, No. 5, February 6, 2009, issue of the Florida Administrative Weekly. Cancellation Notice: The Rule Hearing scheduled for March 18, 2009, has been cancelled.

**REGIONAL PLANNING COUNCILS**

**Southwest Florida Regional Planning Council**

RULE NO.:	RULE TITLE:
29I-1.004	Council Membership and Appointments, Term of Service, Vacancies, Removal from Office

**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. 35, No. 5, December 19, 2008 issue of the Florida Administrative Weekly.

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

1. Paragraph (1)(e) will be changed to delete the current language as it duplicates language in Section 186.504(3), F.S.; paragraph (1)(f) will be deleted and its current text moved to paragraph (1)(e).

**REGIONAL PLANNING COUNCILS**

**Southwest Florida Regional Planning Council**

RULE NO.:	RULE TITLE:
29I-7.004	Costs

**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. 5, December 19, 2008 issue of the Florida Administrative Weekly.

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

1. Subsection (1) will be changed to clarify the fee the Council charges for its services. The second sentence will be revised to read: “The SWFRPC shall be compensated for costs incurred for situation assessments, facilitation of additional settlement meeting, mediation, technical assistance, and other staff services.” This language is supported by Section 186.505, F.S.

**DEPARTMENT OF CORRECTIONS**

RULE NO.:	RULE TITLE:
33-204.003	Food Services – Standards of Operation

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 35, No. 7, February 20, 2009 issue of the Florida Administrative Weekly.

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: ~~8-1-08~~ **7-21-08**

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NOS.:	RULE TITLES:
59G-7.003	Medicaid Third Party Liability Responsibility and Notices Forms
59G-7.004	Exchange of Medicaid Data with Health Insurers
59G-7.0211	Probable Existence of Third-Party Liability Established
59G-7.023	Recovery of Reimbursement – General
59G-7.032	Conflicting Claims by Medicare and Medicaid
59G-7.0322	Small Claim Exception under Paragraph (11)(f) of the MTPLA
59G-7.0331	

59G-7.0332	All Medical Assistance; Medicaid Program Repaid First
59G-7.034	Settlement Agreements
59G-7.035	Fees of Recipient's Attorney
59G-7.051	Required to Seek Reimbursement
59G-7.053	Hospital Third-Party Liability Plan
59G-7.054	Prompt Repayment
59G-7.056	Benefits under Certain Plans
59G-7.057	Provider Third-Party Liability Audits
59G-7.058	Billing Statement and Medical Records
59G-7.0581	Statements as Notice
59G-7.060	Cooperation Required
59G-7.0601	Non-cooperation
59G-7.061	Duty to Inform
59G-7.062	Notice of Proceedings or Claim
59G-7.063	Settlement and Notice
59G-7.064	Appearance to Provide Information
59G-7.073	Proceeds of Tort Recovery Required to Be Held in Trust

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 34, No. 41, October 10, 2008 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.:	RULE TITLE:
64B8-51.001	Manner of Application

**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. 35, No. 1, January 9, 2009 issue of the Florida Administrative Weekly.

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

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

(1) All persons applying for licensure as an electrologist shall submit a signed application to the Executive Director of the Council on forms provided by the Council and approved and incorporated herein by reference by the Board as Form DH-MQA 1164, 11/08, Electrologist Application, which can be accessed through [www.doh.state.fl.us/mqa](http://www.doh.state.fl.us/mqa). The initial application must be accompanied by the application fee, as set forth in Rule 64B8-51.007, F.A.C.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Allen Hall, Executive Director, Electrolysis Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

**DEPARTMENT OF HEALTH**

**Board of Opticianry**

RULE NO.:	RULE TITLE:
64B12-16.003	Apprenticeship Requirements and Training Program

**NOTICE OF CHANGE**

Notice is hereby given that the following change has been made to the proposed rule to correct form number to DH-MQA 1180 in subsection (1) and to add language in subsection (2) providing the website address where form DH-MQA 1063 can be obtained in accordance with subparagraph 120.54(3)(d)1., FS, published in Vol. 35, No. 2, of the January 16, 2009, issue of the Florida Administrative Weekly. The change is in response to concerns by the Board of Opticianry regarding a proposed revision to form DH-MQA 1180 that had been overlooked and was not voted on at its meeting on November 7, 2008, and modifications made by the Board of Opticianry at its meeting on February 9, 2009. No Statement of Estimated Regulatory Cost was prepared. It was determined that this rule will not affect small businesses. Any person who wishes to provide information regarding the statement of estimated costs, or to provide a proposal for a lower regulatory cost alternative must do so in writing within 21 days of this notice.

The rule shall read as:

64B12-16.003 Apprenticeship Requirements and Training Program.

(1) Any persons seeking to be registered as an apprentice optician shall submit to the Board an Apprentice Optician Application (Form DH-MQA 1180, revised 11/08), hereby adopted and incorporated by reference, which can be obtained from the Board's website at [www.doh.state.fl.us/mqa/opticianry](http://www.doh.state.fl.us/mqa/opticianry). All apprenticeship training must be conducted by the sponsor(s) with whom the apprentice is currently registered with the Agency. Credits shall be granted to apprentices if the training is properly documented according to this rule. An apprentice shall not receive credit for any training received from a person other than the properly registered sponsor(s). However, an apprentice can receive credit for attending continuing education courses by a board-approved provider pursuant to this rule.

(2) An apprentice shall have no more than two sponsors at any given time. If an apprentice has two sponsors, one sponsor shall be the primary sponsor responsible for the secondary sponsor and the apprentice. The primary sponsor shall be responsible for the completion, filing, signature and verification of the Apprenticeship Sponsor ~~Attestation~~ Form (DH-MQA 1063, revised 11/08 4/02) which is hereby adopted and incorporated by reference, which can be obtained from the

~~Board's website at [www.doh.state.fl.us/mqa/opticianry](http://www.doh.state.fl.us/mqa/opticianry) and is available from the Board office at Department of Health, Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.~~ The secondary sponsor may work with the apprentice in a store or office other than the primary store or office as long as the apprentice works under the apprenticeship requirements and training program.

(3) through (6) No change.

Specific Authority 484.005 FS. Law Implemented 484.002, 484.007(1)(d)4. FS. History--New 10-12-80, Amended 8-31-83, 8-30-84, Formerly 21P-16.03, Amended 3-5-87, 7-15-87, 1-26-88, 3-30-89, 10-17-90, 5-27-92, 9-30-92, 1-27-93, Formerly 21P-16.003, Amended 9-14-93, 5-2-94, Formerly 61G13-16.003, Amended 2-21-96, 4-23-97, Formerly 59U-16.003, Amended 10-1-97, 2-16-99, 6-25-02, 4-11-06, 9-27-06, 4-19-07, 11-20-07, \_\_\_\_\_.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Opticianry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Worker's Compensation**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
69L-56.002	Definitions
69L-56.300	Claims EDI Reporting Requirements and Implementation Schedules
69L-56.301	Electronic First Report of Injury or Illness

**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. 35, No. 9, March 6, 2009 issue of the Florida Administrative Weekly.

These changes are being made to address concerns expressed by the Joint Administrative Procedures Committee.

69L-56, F.A.C. Electronic Data Interchange (EDI) ~~Technical~~ Requirements for Proof of Coverage and Claims (Non-Medical).

In response to written comments received from the Joint Administrative Procedures Committee, dated January 26, 2009, and based on subsequent discussions, the Department has deleted the second sentence from subsection 69L-56.002(23); changed "Industry Code" North American Classification System (NAICS) to reflect the most current edition (2007) in subsection 69L-56.002(34); clarified a statutory reference to "volunteer" found in subsection 69L-56.002(41); changed "Manual Class Code" Scopes Manual to reflect the most current Edition (2009) in subsection 69L-56.002(43); amended the "Policy Effective Date" in subsection 69L-56.205(1) to read "on or after October 1, 2009"; changed the word "may" to "shall" in subsection 69L-56.300(2)(b); and, deleted subsection 69L-56.301(10). Multiple references to the IAIABC Claims EDI R3

Implementation Guide have also been changed to reflect the most current Edition, dated 1/01/09. Additional technical changes are also included.

The remainder of the rule reads as previously published.

**Section IV  
Emergency Rules**

**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."

**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."

**AGENCY FOR HEALTH CARE ADMINISTRATION**

NOTICE IS HEREBY GIVEN THAT on February 9, 2009, the Agency for Health Care Administration, received a petition for Waiver from subsection 59A-7.020(15), Florida Administrative Code, from Calloway Laboratory, Inc. The Petition seeks a waiver which would allow Petitioner to use customer service representatives in physician offices and clinics to aid in the collection and documentation of urine specimens sent to Calloway's laboratory without same constituting a violation of the Florida Anti-Kickback Rule.

Please refer all comments to: Amie C. Ragano, Esquire, Assistant General Counsel, Agency for Health Care Administration, 525 Mirror Lake Drive, Suite 330, St. Petersburg, Florida 33701. The Agency for Health Care Administration 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.

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.

**DEPARTMENT OF MANAGEMENT SERVICES**

NOTICE IS HEREBY GIVEN That on February 20, 2009, The Agency for Workforce Innovation, received a petition for Variance from subsection 60BB-4.210(1), Florida Administrative Code, from the Early Learning Coalition of Brevard County, Inc., Melissa Murphy, Executive Director, 1018 Florida Avenue, Rockledge, Florida 32956, (321)637-1800, ext. 2015.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Stephanie Savestanan, Agency for Workforce Innovation, Office of Early Learning, 107 East Madison Street, MSC 140, Tallahassee, Florida.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

NOTICE IS HEREBY GIVEN THAT on February 20, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for Variance from Rule 3003.3, Florida Building Code as adopted by Rule 61C-5.001, Florida Administrative Code, which requires "In Case of Fire Use Stairs" signage at each elevator access. The petition was received from Lynette Sharp, Property Manager, on behalf of the Stovall Condominiums, Tampa, FL (VW 2009-021).

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

NOTICE IS HEREBY GIVEN THAT on March 2, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rules 2.7.4 and 3.11.3, A17.3, 1996 which require restricted door openings and Fire Fighter Service Phase 1 and 2 from Jack Blake of Hickory Harbour Condominium Association.

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

NOTICE IS HEREBY GIVEN THAT on February 19, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order.

The order granted a variance from Rules 2.7.4 and 3.11.3, ASME A17.3, 1996 requiring restricted door openings and Fire Fighter Service Phase 1 and 2 until December 31, 2009 for license number 8081 and December 31, 2010 for license number 2677.

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

NOTICE IS HEREBY GIVEN THAT on March 3, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order.

The order granted a variance from Rules 2.7.4 and 3.11.3, A17.3, 1996 which require restricted door openings and Fire Fighter Service Phase 1 and 2 to Alan A. Glans, Secretary, T-P Condominium Association until March 1, 2012 (VW 2009-342).

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

NOTICE IS HEREBY GIVEN THAT on March 3, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order.

The order granted a variance from Rules 2.7.4 and 3.11.3, A17.3, 1996 which require restricted door openings and Fire Fighter Service Phase 1 and 2 to J. Kent Larson of The Cigar Factory (VW 2009-354).

The petition was granted as the unique construction of the elevator and the fact that it is attendant operated and secured with a key would negate any safety factors the addition of these features would normally provide.

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

NOTICE IS HEREBY GIVEN THAT on March 3, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order.

That order granted a Variance from Rules 2.20.1, 2.20.9 and 2.24.2 , A.S.M.E. A17.1a, 2005 edition, as adopted by Chapter 3001.2, 2004 Florida Building Code and Rule 61C-5.001, Florida Administrative Code, which require steel ropes, specific type wedge shackles with non welded terminations, and grooved sheaves of a minimum pitch diameter to Kyle Leist of Otis Elevator Company on behalf of Maitland Summit III, Maitland, FL (VW 2009-331).

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

NOTICE IS HEREBY GIVEN THAT on March 3, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order.

That order granted a variance to Rene Lippmann of Porta Bella Tacht & Tennis Club of Boca Raton to not comply with Rules 3.11.3 and 2.7.4, ASME A17.3, 1996 edition until August 31, 2010 (VW2008-338).

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

---

NOTICE IS HEREBY GIVEN THAT on February 19, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order.

The order granted a variance from Rules 2.7.4 and 3.11.3, A17.3, 1996 which require restricted door openings and Fire Fighter Service Phase 1 and 2 to Michael Marlowe of West Cove Condominiums until March 1, 2012.

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

---

NOTICE IS HEREBY GIVEN THAT on March 3, 2009, the the Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order.

The order granted a variance from Rules 2.7.4 and 3.11.3, A17.3, 1996 which require restricted door openings and Fire Fighter Service Phase 1 and 2 to John Mazor of Moorings of Marco Condominium, March Island, until September 15, 2009 (VW2009-353).

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

---

NOTICE IS HEREBY GIVEN THAT on March 3, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order.

The order granted a variance from Rule 3.11.3, A17.3, 1996 which requires Fire Fighter Service Phase 1 and 2 to Bill Miller of Town Shores Buckingham (VW 2009-340) in Gulfport, FL until January 1, 2012.

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

---

NOTICE IS HEREBY GIVEN THAT on February 19, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order.

The order granted a variance from Rules 2.7.4 and 3.11.3, ASME A17.3, 1996 requiring restricted door openings, two-way communication and Fire Fighter Service Phase 1 and 2 until August 31, 2009 to John Nolan of Sunset House Apartments in Marco Island.

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

---

NOTICE IS HEREBY GIVEN THAT on February 22, 2009, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants has issued an order.

On January 13, 2009, a Routine Variance for paragraph 61C-4.0161(1)(c) and subsection 61C-4.0161(5), Florida Administrative Code, was received from Raphael Catering located in Jacksonville. The above referenced F.A.C. addresses mobile food dispensing vehicles operating from an approved commissary that meets all applicable requirements of the rule; and the mobile food dispensing vehicles temporarily connecting to an approved utility system for a time period not exceeding one day's operation. Specifically, Petitioner requests to connect their self-sufficient mobile unit to an approved water system, electrical system and use waste water tanks for a time period of 18 to 24 months at a time. This request was originally published in Issue Vol. 35, No. 5, February, 6, 2009 of the Florida Administrative Weekly.

This variance petition has been withdrawn. The job site the Petitioner requested the variance for has completed their project and the variance for this location is no longer needed.

A copy of the Order may be obtained by contacting: Rhonda.Steele@DBPR.state.fl.us.

---

NOTICE IS HEREBY GIVEN THAT on March 3, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order.

The order granted a variance from Rule 3.11.3, A17.3, 1996 which requires Fire Fighter Service Phase 1 and 2 to Lee Rigby of Vertical Assessment Associates on behalf of Citrus Tower (VW 2009-348) due to the unique construction of the structure making Fire Fighter Service of negligible benefit compared to the cost involved.

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

---

NOTICE IS HEREBY GIVEN THAT on March 3, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order.

The order denied a temporary variance from Rule 3.11.3, A17.3, 1996 which requires Fire Fighter Service Phase 1 and 2 to Lee Rigby of Vertical Assessment Associates on behalf of Citrus Tower. The temporary variance was denied because a permanent variance has been granted for that item (VW 2008-349).

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

---

NOTICE IS HEREBY GIVEN THAT on March 3, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety has issued an order.

The order granted a variance from Rules 2.7.4 and 3.11.3, A17.3, 1996 which require restricted door openings and Fire Fighter Service Phase 1 and 2 to Keith Rogers of the City of Tampa for Tampa Old City Hall until February 26, 2010.

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

---

NOTICE IS HEREBY GIVEN THAT on February 18, 2009, the Florida Department of Business and Professional Regulation, Division of Hotels and Restaurants has issued an order.

A Routine Variance for subparagraph 61C-1.002(5)(a)2., Florida Administrative Code, from Street Corner Dogs Hot Dog Cart located in Neptune Beach. The above referenced F.A.C. addresses the requirement that a mobile food dispensing vehicle be vehicle mounted on axles. The Petitioner is requesting a variance to install casters on the unit rather than axle-mounted tires in order to make the unit otherwise movable from place to place. The request was originally published in the Florida Administrative Weekly in Vol. 35, No. 6 on February 13, 2009.

This variance was approved on February 18, 2009, contingent upon the Petitioner maintaining the casters in good repair. No additional equipment is to be installed including, but not limited to, tables, chairs or non-attached cooking equipment. The unit must report to its commissary each day of operation for access to a three-compartment sink for washing and sanitizing equipment and utensils. Any violation of the variance is the equivalent of a violation of the rule and may result in a rescission of the variance and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, Florida Statutes.

A copy of the Order may be obtained by contacting: Rhonda.Steele@DBPR.state.fl.us.

---

NOTICE IS HEREBY GIVEN THAT on February 27, 2009, the Board of Professional Engineers, received a petition for Petition for Variance or Waiver filed on February 27, 2009 on behalf of Jan J. Smith. Pursuant to Chapter 28-104, F.A.C. and Section 120.542, F.S. Petitioner seeks a permanent variance or waiver of certain requirements of Rule 61G15-20.007, Florida Administrative Code, which is entitled "Demonstration of Substantial Equivalency." Specifically, the Petitioner requests a permanent variance or waiver of those requirements under

subparagraph 61G15-20.007(1)(a)2., F.A.C., which determine that course work completed by a licensee must be equivalent to an EAC/ABET accredited engineering program.

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.

---

NOTICE IS HEREBY GIVEN THAT on February 19, 2009, the Board of Accountancy, received a petition for Brittany Bennett, seeking a variance or waiver of paragraph 61H1-28.0052(1)(b), Florida Administrative Code, that requires candidates to pass all four test sections of the CPA Examination within a rolling eighteen-month period, which begins on the NASBA grade release date for the first test section(s) passed.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Voloria Kelly, Division Director, Board of Accountancy, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607, (352)333-2505. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

---

#### **DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

---

#### **DEPARTMENT OF HEALTH**

NOTICE IS HEREBY GIVEN THAT on February 25, 2009, the Board of Chiropractic Medicine, received a petition for Ryan Grand, seeking a variance or waiver of Rule 64B2-13.004, Florida Administrative Code, which requires that for the purpose of renewing or reactivating a license, an applicant must demonstrate to the Board that he/she has participated in at least forty (40) classroom hours of Board approved continuing chiropractic education during all bienniums during which the license was inactive, or for purposes of renewal during the past two years.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Chiropractic Medicine/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3258. Comments on this petition should be filed with the Board of Chiropractic Medicine within 14 days of publication of this notice.

---

NOTICE IS HEREBY GIVEN THAT on February 26, 2009, the Board of Medicine has issued an order.

The Petition for Waiver and/or Variance was filed by Sadiq Al-Nakeeb, M.D., on October 28, 2008, seeking a waiver or variance from subsection 64B8-4.009(5), F.A.C., with regard



to the requirement for official transcripts from Petitioner's medical school. The Notice was published in Vol. 34, No. 45, of the Florida Administrative Weekly, on November 7, 2008. The Credentials Committee, at its meeting held on February 5, 2009, recommended that Petitioner's request for waiver or variance be granted. The Board, at its meeting held on February 7, 2009, accepted the Committee's recommendation and voted to grant the Petition for Waiver finding that the Petitioner demonstrated a substantial hardship, met the purpose of the underlying statute, and that application of the rule would violate the principles of fairness.

A copy of the Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

---

NOTICE IS HEREBY GIVEN THAT on March 3, 2009, the Board of Medicine, received a petition for waiver or variance filed by Victoria Bodine, from subsection 64B8-30.003(1), F.A.C., with regard to the requirement for letters of recommendation for physician assistant applicants. Comments on this petition should be filed with the Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053, within 14 days of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Larry McPherson, Jr., Executive Director, Board of Medicine, at the above address, or telephone (850)245-4131.

---

NOTICE IS HEREBY GIVEN that on February 26, 2009, the Board of Medicine has issued an order.

The Petition for Waiver and/or Variance was filed on behalf of Antoine Y. Demosthene, M.D., on October 27, 2008, seeking a waiver or variance from subsection 64B8-2.001(2), F.A.C., with regard to the requirement for passage of the FLEX in one sitting. The Notice was published in Vol. 34, No. 45, Florida Administrative Weekly, on November 7, 2008. The Credentials Committee, at its meeting held on February 5, 2009, recommended that Petitioner's request for waiver or variance be granted. The Board, at its meeting held on February 7, 2009, accepted the Committee's recommendation and voted to grant the Petition for Waiver finding that the Petitioner demonstrated a substantial hardship and met the purpose of the underlying statute, and that application of the rule would violate the principles of fairness.

A copy of the Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

---

NOTICE IS HEREBY GIVEN THAT on February 26, 2009, the Board of Medicine has issued an order.

The Petition for Waiver and/or Variance was filed by Felipe G. Gercovich, M.D., on November 24, 2008, seeking a waiver or variance from subsection 64B8-4.009(5), F.A.C., with regard to the requirement for official transcripts from Petitioner's

medical school. The Notice was published in Vol. 34, No. 50, Florida Administrative Weekly, on December 12, 2008. The Credentials Committee, at its meeting held on February 5, 2009, recommended that Petitioner's request for waiver or variance be granted. The Board, at its meeting held on February 7, 2009, accepted the Committee's recommendation and voted to grant the Petition for Waiver finding that the Petitioner demonstrated a substantial hardship, met the purpose of the underlying statute, and that application of the rule would violate the principles of fairness.

A copy of the Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

---

NOTICE IS HEREBY GIVEN THAT on February 26, 2009, the Board of Medicine has issued an order.

The Petition for Waiver and/or Variance was filed by Abdorasool Janati, M.D., on November 20, 2008, seeking a waiver or variance from subsection 64B8-4.009(5), F.A.C., with regard to the requirement for official transcripts from Petitioner's medical school. The Notice was published in Vol. 34, No. 49, Florida Administrative Weekly, on December 5, 2008. The Credentials Committee, at its meeting held on February 5, 2009, recommended that Petitioner's request for waiver or variance be granted. The Board, at its meeting held on February 7, 2009, accepted the Committee's recommendation and voted to grant the Petition for Waiver finding that the Petitioner demonstrated a substantial hardship, met the purpose of the underlying statute, and that application of the rule would violate the principles of fairness.

A copy of the Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

---

NOTICE IS HEREBY GIVEN THAT the Petition for Waiver or Variance filed by Amer Y. Khan, M.D., on January 2, 2008, has been rendered moot. The Petitioner's request for a waiver from subsection 64B8-4.009(5), F.A.C., with regard to official verification of medical education directly from Petitioner's medical school is unnecessary since the required documentation has been submitted to the Board office. The person to be contacted regarding this Petition is: Larry McPherson, Jr., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

---

NOTICE IS HEREBY GIVEN THAT on February 26, 2009, the Board of Medicine has issued an order.

The Petition for Waiver and/or Variance was filed on behalf of Bruce R. Noll, M.D., on December 17, 2008, seeking a waiver or variance from subsection 64B8-2.001(2), F.A.C., with regard to the requirement for passage of the FLEX in one sitting. The Notice was published in Vol. 34, No. 53, Florida

Administrative Weekly, on December 31, 2008. The Credentials Committee, at its meeting held on February 5, 2009, recommended that Petitioner's request for waiver or variance be granted. The Board, at its meeting held on February 7, 2009, accepted the Committee's recommendation and voted to grant the Petition for Waiver finding that the Petitioner demonstrated a substantial hardship and met the purpose of the underlying statute, and that application of the rule would violate the principles of fairness.

A copy of the Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

---

NOTICE IS HEREBY GIVEN THAT the Petition for Waiver or Variance filed by Kenneth W. Pierini M.D., on December 19, 2008, has been withdrawn, upon request of the Petitioner. The person to be contacted regarding this Petition is: Larry McPherson, Jr., Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

---

NOTICE IS HEREBY GIVEN THAT on February 27, 2009, the Board of Medicine issued an order. The Petition for Waiver and/or Variance was filed on behalf of Gangaram Ragi, M.D., on December 12, 2008, seeking a waiver or variance from Rule 64B8-8.018, F.A.C., with regard to the rule provision which prohibits physicians with discipline on his license from voluntarily relinquishing said license without the relinquishment being deemed a disciplinary action. The Notice was published in Vol. 34, No. 52 of the Florida Administrative Weekly, on December 26, 2008. The Board, at its meeting held on February 6, 2009, voted to deny Petition for Waiver finding that the Petitioner failed to demonstrate that the purpose of the underlying statute has been or will be achieved by the Petitioner by some other means.

The Board's Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

---

NOTICE IS HEREBY GIVEN THAT on February 26, 2009, the Board of Medicine has issued an order.

The Petition for Waiver and/or Variance was filed on behalf of Saied Talaie, M.D., on December 30, 2008, seeking a waiver or variance from subsection 64B8-4.009(5), F.A.C., with regard to the requirement for official transcripts from Petitioner's medical school. The Notice was published in Vol. 35, No. 2, Florida Administrative Weekly, on January 16, 2009. The Credentials Committee, at its meeting held on February 5, 2009, recommended that Petitioner's request for waiver or variance be granted. The Board, at its meeting held on February 7, 2009, accepted the Committee's recommendation and voted to grant the Petition for Waiver finding that the

Petitioner demonstrated a substantial hardship, met the purpose of the underlying statute, and that application of the rule would violate the principles of fairness.

A copy of the Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

---

#### **DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

NOTICE IS HEREBY GIVEN THAT on February 23, 2009, the Department of Children and Families, received a petition for waiver of Rule 65C-15.017, F.A.C., from Family Preservation Services of Florida, Inc. and Helen Avery, assigned Case No. 09-009W. Rule 65C-15.017, F.A.C., states staff responsible for performing casework services shall have a bachelor's or master's degree in social work or related area of study from an accredited college or university.

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

---

NOTICE IS HEREBY GIVEN THAT on February 17, 2009, the Department of Children and Families, received a petition for wavier of subsection 65C-15.017(2), F.A.C., from Micheal Davis assigned Case No. 09-010W. Subsection 65C-15.017(2), F.A.C., states staff of a licensed child-placing agency responsible for supervising casework services possess at least a bachelor's degree in social work or a related field.

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

---

#### **DEPARTMENT OF FINANCIAL SERVICES**

NOTICE IS HEREBY GIVEN THAT on February 19, 2009, the Department of Financial Services, Division of State Fire College, received a petition for Variance or Waiver from Petitioner, Jonathan P. Herlocker. The Petition has been assigned the number 102844-09-FM. Petitioner seeks a variance of Rules 69A-37.084 and 69A-37.085, F.A.C., which set forth the requirements for firefighter supplemental compensation. Because Petitioner holds a degree from Pensacola Christian College, which has chosen not to seek accreditation, Petitioner seeks a variance from the requirement that an "eligible Bachelor's Degree" must be conferred by a post-secondary institution that has received accreditation "from an accrediting agency that is recognized by the U.S. Department of Education."

A copy of the Petition for Variance or Waiver may be obtained by contacting: Regina Keenan, Senior Attorney, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0333, (850)413-4236.

## Section VI Notices of Meetings, Workshops and Public Hearings

### DEPARTMENT OF STATE

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: Wednesday, March 25, 2009, 9:30 a.m. – 11:30 a.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.

The **Department of State, Division of Library and Information Services, State Historical Records Advisory Board** announces a public meeting to which all persons are invited.

DATE AND TIME: March 25, 2009, 2:00 p.m. – 4:00 p.m.

PLACE: Edward N. Johnson Records Information Center, 4319 Shelfer Road, Tallahassee, Florida 32305

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review of the Board's Strategic Plan; develop measures to assess the goals and objectives outlined in the Board's National Historical Publications and Records Commission Administrative Support Grant; update members on projects and issues of the State Library and Archives of Florida.

A copy of the agenda may be obtained by contacting: Jim Berberich, Coordinator, State Historical Records Advisory Board at (850)245-6750.

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: Jim Berberich, Coordinator, State Historical Records Advisory Board at (850)245-6750. 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: Jim Berberich, Coordinator, State Historical Records Advisory Board at (850)245-6750.

The Florida **Department of State** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 23, 2009, 1:00 p.m. – 5:00 p.m.

PLACE: Florida Department of State, Northwood Center, 1940 N. Monroe Street, Ste. 79, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Help America Vote Act State Plan Committee for 2009 will meet to discuss material changes to the HAVA State Plan 2006 for submission to the U.S. Elections Assistance Commission. The committee members will review the requirements of the federal legislation, and shall develop the revisions to reflect those changes to the State Plan as needed in accordance with sections 254-256 of HAVA.

A copy of the agenda may be obtained by contacting: Nolah Shotwell, Executive Administrative Assistant at (850)245-6536 or nlshotwell@dos.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: Nolah Shotwell, Executive Administrative Assistant, (850)245-6536 or nlshotwell@dos.state.fl.us, at least five days in advance of the meeting. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Department of State, Division of Cultural Affairs** and the Citizens for Florida Arts, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: March 25, 2009, 3:00 p.m. – conclusion

PLACE: R. A. Gray Building, Room 302, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual Board meeting for the Citizen Support Organization, Citizens for Florida Arts, Inc.

A copy of the agenda may be obtained by contacting: Rachelle Ashmore at (850)245-6490 or be email at rbashmore@dos.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 3 days before the workshop/meeting by contacting: Morgan Lewis, ADA Coordinator, Division of Cultural Affairs at (850)245-6356, Fax: (850)245-6497, email: mblewis@dos.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**The Department of State, Division of Cultural Affairs** announces a public meeting to which all persons are invited.

DATE AND TIME: March 26, 2009, 9:00 a.m. – conclusion

PLACE: R. A. Gray Building, 3rd Floor, Room 307, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss, review and take action on funding recommendations for grants and any other business which may appropriately come before the Council.

Note: If a quorum of members does not attend, items on the agenda for formal action will be discussed as a workshop by those present, and written minutes will be taken although no formal action will be taken. If you have questions, please call (850)245-6470.

A copy of the agenda may be obtained by contacting: Rachelle Ashmore, Administrative Assistant, (850)245-6490 or by email: rbashmore@dos.state.fl.us.

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

**The Department of State, Division of Cultural Affairs** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 26, 2009, 10:00 a.m.

PLACE: Conference Room, Brevard County Health Department, 2555 Judge Fran Jamieson Way, Viera, FL 32940

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Art Selection Committee for Art in State Buildings Project DOH 70405100, Brevard County Health Department in Viera, will hold an Orientation Meeting to evaluate the new facility and determine potential artwork sites and themes.

A copy of the agenda may be obtained by contacting: Lee Modica, ASB Program Manager, Department of State, Division of Cultural Affairs, 500 South Bronough Street, Third Floor, Tallahassee, FL 32399-0250, (850)245-6476.

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: Morgan Lewis, Department of State, Division of

Cultural Affairs at (850)245-6356. 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 State, Division of Cultural Affairs** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 26, 2009, 1:30 p.m. – 3:30 p.m.

PLACE: Main Conference Room (Room 232), Children's Medical Services, 2565 Judge Fran Jamieson Way, Viera, FL 32940

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Art Selection Committee for Art in State Buildings Project DOH 50605100, Brevard Children's Medical Services in Viera, will hold an Orientation Meeting to evaluate the new facility and determine potential artwork sites.

A copy of the agenda may be obtained by contacting: Lee Modica, ASB Program Manager, Department of State, Division of Cultural Affairs, 500 South Bronough Street, Third Floor, Tallahassee, FL 32399-0250, (850)245-6476.

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: Morgan Lewis, Department of State, Division of Cultural Affairs at (850)245-6356. 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 AGRICULTURE AND CONSUMER SERVICES**

**The Florida State Fair Authority Board** announces a public meeting to which all persons are invited.

DATE AND TIME: April 21, 2009, 9:00 a.m. – 4:00 p.m.

PLACE: Florida State Fairgrounds, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Old and New Business.

A copy of the agenda may be obtained by contacting: Kathleen Fisher at (813)627-4221.

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: Kathleen Fisher at (813)627-4221. 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: Kathleen Fisher at (813)627-4221.

---

The **Pesticide Registration Evaluation Committee (PREC)** announces a public meeting to which all persons are invited.

DATE AND TIME: April 2, 2009, 9:00 a.m.

PLACE: Bureau of Pesticides Conference Room, 3125 Conner Boulevard, Building 6, Room 606, Tallahassee, Florida 32399-1650, (850)487-2130

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee discusses and makes recommendations on pesticide registration issues impacting human health and safety and the environment.

A copy of the agenda may be obtained by contacting: Pesticide Registration Section at (850)487-2130 or from the PREC website: <http://www.flaes.org/pesticide/pesticideregistration.html>.

For more information, you may contact: Mr. Charlie L. Clark, Administrator, Pesticide Registration Section, 3125 Conner Boulevard, Building 6, Room 601, Tallahassee, Florida 32399-1650, (850)487-2130.

---

The Florida **Department of Agriculture and Consumer Services, Division of Forestry** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 2, 2009, 9:00 a.m. – 1:00 p.m. (EST)

PLACE: Doyle Conner Building, Eyster Auditorium, 3125 Conner Boulevard, Tallahassee, FL 32399-1650, (850)414-9852

GENERAL SUBJECT MATTER TO BE CONSIDERED: General meeting of the Off-Highway Vehicle Recreation Advisory Committee.

A copy of the agenda may be obtained by contacting: John Waldron, 3125 Conner Blvd., Tallahassee, FL 32399, (850)414-9852.

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: John Waldron, 3125 Conner Blvd., Tallahassee, FL 32399, (850)414-9852. 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: John Waldron, 3125 Conner Blvd., Tallahassee, FL 32399, (850)414-9852.

## DEPARTMENT OF EDUCATION

The Trustee Nomination and Board Procedures Committee and the Student Affairs and Campus Life Committee of the **Board of Governors**, State University System of Florida announces a public meeting to which all persons are invited.

DATE AND TIME: March 25, 2009, 1:00 p.m. – 5:00 p.m.

PLACE: Grand Banquet Hall, Economic and Workforce Development, Tallahassee Community College, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of changes to the University Trustee Selection and Reappointment Process; Appointment of Trustee, FIU; Report from the Council for Student Affairs on Committee Work Plan and System priorities; Update, Florida Student Association; Presentation, Boots to Books Initiative and consideration of draft recommendations; Update, FSU student health insurance program; Student Financial Aid, Access Project; Committee Work Plan; Notice of Intent, BOG Regulation 6.0105, Student Conduct and Discipline; and other matters pertaining to the Board of Governors.

A copy of the agenda may be obtained by contacting: Mikey Bestebreurtje, Corporate Secretary, Board of Governors, 1614 Turlington Building, 325 W. Gaines St., Tallahassee, FL 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: Office of Access and Equity, DOE at (850)245-9532, 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.

For more information, you may contact: Mikey Bestebreurtje, Corporate Secretary, Board of Governors, 1614 Turlington Building, 325 W. Gaines St., Tallahassee, FL 32399-0400.

---

The Budget, Finance and Business Operations Committee, the Facilities and Real Estate Committee, the Strategic Planning and Academic and System Oversight Committee, and the regular meeting of the **Board of Governors**, State University System of Florida announces a public meeting to which all persons are invited.

DATE AND TIME: March 26, 2009, 8:00 a.m. – 5:00 p.m.

PLACE: Grand Banquet Hall, Economic and Workforce Development, Tallahassee Community College, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Adopt Guidelines for Development of SUS 2010-2011 Legislative Budget Request, Operating and Fixed Capital Outlay; Discussion of Appropriate and Predictable Funding; Update, Economic Stimulus Package; Legislative Budget Update, 2009-2010; Approve, Amended SUS Fixed Capital Outlay Legislative Budget Request, 2009-2010; Approve Resolution authorizing the Issuance by the UWF Foundation, Inc., of Tax-exempt Debt Bonds to Finance the Construction of a Student Residence Facility, Main Campus, UWF; Update, PECO Acceleration, Barriers for Policy Consideration; Approve, Notice of Intent, BOG Regulations Chapter 21, Campus Master Planning; Discussion, Builder vs. Owner at Risk Insurance; Approval, Auxiliary Facilities with Bond Covenants requiring approval of 2009-2010 Operating Budgets; Space Utilization Annual Report; Professional Science Masters Degree; Notice of Intent to repeal, BOG Regulation 12.001, Florida Solar Energy Center; Notice of Intent to Amend, BOG Regulation 6.016, Summer Session Enrollment; Review status, Florida Energy Systems Consortium; Medical Education Funding; Termination, Ph.D., Engineering Mechanics, UF; Presentation, Distance Learning Task Force Report; Final Approval, BOG Regulation 17.001, Administration of Leasing Program; Presentation, ExpertNet and Economic Development Initiatives; Approve, Audit Committee Charter; Final Approval, BOG Regulation 1.001, Boards of Trustees Powers and Duties; Final Approval, BOG Regulation 8.003, Textbook Adoption; and other matters pertaining to the Board of Governors.

A copy of the agenda may be obtained by contacting: Mikey Bestebreurtje, Corporate Secretary, Board of Governors, 1614 Turlington Building, 325 W. Gaines St., Tallahassee, FL 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: Office of Access and Equity, DOE at (850)245-9532. 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: Mikey Bestebreurtje, Corporate Secretary, Board of Governors, 1614 Turlington Building, 325 W. Gaines St., Tallahassee, FL 32399-0400.

---

The **Division of Blind Services**, Direct Support Organization announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 19, 2009, 1:30 p.m. – 4:00 p.m. – Teleconference number is 1(877)347-0176; access code 720674

PLACE: Blind Services Foundation, 4700 Millenia Boulevard, Suite 175, Orlando, Florida 32839; telephone (850)345-9122

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly Board Meeting.

A copy of the agenda may be obtained by contacting: Craig Kiser, 4700 Millenia Boulevard, Suite 175, Orlando, Florida 32839, telephone (850)345-9122

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: Craig Kiser, telephone (850)345-9122. 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 COMMUNITY AFFAIRS

The **Florida Building Commission** announces a public meeting to which all persons are invited.

DATES AND TIME: March 25, 2009; April 29, 2009; May 29, 2009, 8:30 a.m. – Completion

PLACE: RACCA Building, 1920 East Sligh Avenue, Tampa, Florida 33610, (813)870-2607

GENERAL SUBJECT MATTER TO BE CONSIDERED: These are meetings of the Flood Resistant Standards Workgroup for developing recommendations to the Commission for integration of Flood Resistant provisions into the 2010 Florida Building Code.

A copy of the agenda may be obtained by contacting: Mr. Jeff Blair at (850)644-6320, or go to the following web site: <http://consensus.fsu.edu/FBC/ac.html>, <http://consensus.fsu.edu/FBC/Flood-Resistant-Standards.html>[http://www.dca.state.fl.us/fbc/workgroups/1\\_workgroups.thm/GBW.html](http://www.dca.state.fl.us/fbc/workgroups/1_workgroups.thm/GBW.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 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824 or

Fax: (850)414-8436. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Mr. Jeff Blair, Florida Building Commission Facilitator, FCRC Consensus Center, Florida State University, Tallahassee, Florida, (850)644-6320, Website: <http://consensus.fsu.edu/>.

The **Florida Building Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: March 27, 2009, 8:30 a.m. – Completion

PLACE: RACCA Building, 1920 East Sligh Avenue, Tampa, Florida 33610, (813)870-2607

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Energy Code Work Group to consider and develop recommendations for cost effectiveness criteria for the Florida Energy Code energy efficiency requirements amendment for consideration by the Florida Building Commission.

A copy of the agenda may be obtained by contacting: Mr. Jeff Blair at (850)644-6320, or go to the following web site: <http://consensus.fsu.edu/FBC/2010-Florida-Energy-Code.html>, [http://www.dca.state.fl.us/fbc/workgroups/1\\_workgroups.htm/ac.htm](http://www.dca.state.fl.us/fbc/workgroups/1_workgroups.htm/ac.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 10 days before the workshop/meeting by contacting: Ms. Barbara Bryant, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824 or Fax: (850)414-8436. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Mr. Jeff Blair, Florida Building Commission Facilitator, FCRC Consensus Center, Florida State University, Tallahassee, Florida, (850)644-6320, Website: <http://consensus.fsu.edu/>.

## DEPARTMENT OF LAW ENFORCEMENT

The Florida **Department of Law Enforcement** announces a public telephone conference call meeting to which all persons are invited to dial-in.

DATE AND TIME: Monday, March 23, 2009, 10:30 a.m. – 12:00 Noon (EST)

PLACE: Florida Department of Law Enforcement Headquarters, 2331 Phillips Road, Tallahassee, FL 32308, (850)410-7096

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Violent Crime and Drug Control Council will hold a telephone conference call to discuss issues relating to violent crime and multi-agency or statewide drug control or illicit money laundering investigative or task force efforts.

A copy of the agenda and conference dial-in number may be obtained by writing: Government Analyst Joyce Gainous-Harris, Florida Department of Law Enforcement, Investigations and Forensic Science Program, Office of Field Services, Post Office Box 1489, Tallahassee, FL 32302, or by telephoning (850)410-7096.

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Persons needing an accommodation to participate in any proceeding should call (850)410-7900, (Voice) or (850)656-9597, (TDD), at least five working days before such proceeding.

## DEPARTMENT OF REVENUE

The Florida **Department of Revenue** announces a public meeting to which all persons are invited.

DATE AND TIME: March 24, 2009, during a regular meeting of the Governor and Cabinet, which begins at 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval of the proposed amendments for the following rule sections. These proposed rule amendments were noticed in the February 6, 2009, (Vol. 35, No. 5, pp. 535-575), Florida Administrative Weekly.

Administrative – Rules 12-14.003, F.A.C. (Remittance of Costs to the Department of Revenue), and 12-14.005, F.A.C. (Form for Remittance of Costs to the Department of Revenue).  
 Administrative – Rules 12-18.001, F.A.C. (Authorization for Compensation), 12-18.002, F.A.C. (Eligibility To File Claim For Compensation), 12-18.004, F.A.C. (Submission of Information and Claims For Compensation), and 12-18.008, F.A.C. (Compensation For Vending Machine Violations). A Notice of Change to Rules 12-18.001 and 12-18.004, F.A.C., will be published in this issue of the Florida Administrative Weekly.

Administrative – Rules 12-24.001, F.A.C. (Scope of Rules), 12-24.002, F.A.C. (Definitions), 12-24.003, F.A.C. (Requirements to File or to Pay Taxes by Electronic Means),

12-24.004, F.A.C. (Enrollment), 12-24.005, F.A.C. (Methods of Payment by Electronic Means), 12-24.007, F.A.C. (Electronic Payment Transmission Errors), 12-24.008, F.A.C. (Procedures for Payment), 12-24.009, F.A.C. (Due Date; General Provisions), 12-24.010, F.A.C. (General Administrative Provisions; Voluntary Participation; Confidentiality; Granting of Waivers From Electronic Filing Requirements), and 12-24.011, F.A.C. (Public Use Forms).

Administrative – Rules 12-28.001, F.A.C. (Scope), 12-28.002, F.A.C. (Definitions), 12-28.003, F.A.C. (Enrollment Procedures), 12-28.004, F.A.C. (Transmitting Funds and Return/Remittance Detail to the Department), 12-28.005, F.A.C. (Means of Communication to Report Payment Information), 12-28.006, F.A.C. (Remittance or Transmission Problems), 12-28.007, F.A.C. (Procedures for Payment), 12-28.008, F.A.C. (Due Date; General Provisions), and 12-28.009, F.A.C. (Distribution of Funds Received by the Department).

Sales and Use Tax – Rules 12A-1.029, F.A.C. (Labels and Other Printed Matter Sold to Manufacturers), 12A-1.036, F.A.C. (Furniture and Storage Warehousemen), 12A-1.040, F.A.C. (Containers and Other Packaging Materials; Gift Wrapping), and 12A-1.075, F.A.C. (Deposits).

Discretionary Sales Surtax – Rules 12A-15.002, F.A.C. (Surtax Brackets), 12A-15.010, F.A.C. (The Sale of Food, Drink, and Tangible Personal Property at Concession Stands), 12A-15.011, F.A.C. (Coin-Operated Amusement and Vending Machines, and Other Devices), and 12A-15.012, F.A.C. (Alcoholic and Malt Beverages).

Secondhand Dealers/Secondary Metals Recyclers – Rule 12A-17.003, F.A.C. (Registration).

Fuel and Pollutants Tax – Rules 12B-5.020, F.A.C. (Definitions; Specific Exemptions), 12B-5.121, F.A.C. (Temporary Licenses Issued Under a Declared Emergency), 12B-5.130, F.A.C. (Refunds), 12B-5.150, F.A.C. (Public Use Forms), and 12B-5.401, F.A.C. (Temporary Pollutant Importer License Issued Under a Declared Emergency).

Fuel and Pollutants Tax – Rules 12B-5.030, F.A.C. (Importers), 12B-5.040, F.A.C. (Carriers), 12B-5.050, F.A.C. (Terminal Suppliers), 12B-5.060, F.A.C. (Wholesalers), 12B-5.070, F.A.C. (Terminal Operators), 12B-5.080, F.A.C. (Exporters), 12B-5.090, F.A.C. (Local Government Users), 12B-5.100, F.A.C. (Mass Transit Systems), 12B-5.110, F.A.C. (Blenders), 12B-5.150, F.A.C. (Public Use Forms), and 12B-5.400, F.A.C. (Producers and Importers of Pollutants).

A copy of the agenda may be obtained by contacting: Larry Green at (850)922-4830.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. If you are hearing

or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

---

The Florida **Department of Revenue** announces a public meeting to which all persons are invited.

DATE AND TIME: March 24, 2009, during a regular meeting of the Governor and Cabinet, which begins at 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval to publish a Notice of Proposed Rulemaking for Rule 12B-8.001, F.A.C. (Premium Tax; Rate and Computation).

A copy of the agenda may be obtained by contacting: Larry Green at (850)922-4830.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

---

The Florida **Department of Revenue** announces a public meeting to which all persons are invited.

DATE AND TIME: March 24, 2009, during a regular meeting of the Governor and Cabinet, which begins at 9:00 a.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval of the proposed amendments to Rule 12B-8.016, F.A.C. (Retaliatory Provisions). A Notice of Proposed Rulemaking was published in the Florida Administrative Weekly on December 19, 2008 (Vol. 34, No. 51, pp. 6608-6609), as corrected in the Florida Administrative Weekly on January 23, 2009, (Vol. 35, No. 3, p. 336).

A copy of the agenda may be obtained by contacting: Larry Green at (850)922-4830.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Larry Green at (850)922-4830. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).



---

**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**

The **Florida Public Service Commission** announces a Special Commission Conference in the following docket to which all interested persons are invited.

DOCKET NO. 080121-WS

DATE AND TIME: March 25, 2009, 9:30 a.m.

PLACE: Betty Easley Conference Center, Joseph P. Cresce Hearing Room 148, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider and make a decision regarding the application for increase in water and wastewater rates in Alachua, Brevard, DeSoto, Highlands, Lake, Lee, Marion, Orange, Palm Beach, Pasco, Polk, Putnam, Seminole, Sumter, Volusia, and Washington Counties by Aqua Utilities Florida, Inc.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350 and 367, F.S.

A copy of the Agenda may be obtained by any person who requests a copy and pays the reasonable cost of the copy (\$1.00, see Copying Charges for Commission Records), by contacting the Office of Commission Clerk at (850)413-6770 or writing to: Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850. The agenda and recommendation are also accessible on the PSC Website, at <http://www.floridapsc.com>, at no charge. Persons deciding to appeal any decisions made by the Commission with respect to any matter considered at this conference will need a record of the proceedings and, for such purpose, 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 based. In accordance with the Americans with Disabilities Act, persons needing a special accommodation at this conference should contact the Office of Commission Clerk no later than 48 hours prior to the conference at (850)413-6770 or via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service. Assistive Listening Devices are available at: Office of Commission Clerk, Betty Easley Conference Center, Room 110, Tallahassee, FL.

---

The Florida **Public Service Commission** announces public meetings to which all persons are invited.

DATE AND TIME: Thursday, March 26, 2009, 4:00 p.m.

PLACE: Florida Department of Environmental Protection, Southeast District Office, 400 North Congress Avenue, Suite 200, West Palm Beach, Florida 33401

DATE AND TIME: Thursday, April 2, 2009, 11:00 a.m.

PLACE: Marion County Commissioners Auditorium, McPherson Government Complex, 601-25th Avenue, Ocala, Florida 34471

DATE AND TIME: Thursday, April 2, 2009, 6:00 p.m.

PLACE: City of Deltona, City Commission Chambers, City Hall, 2345 Providence Boulevard, Deltona, Florida 32725

GENERAL SUBJECT MATTER TO BE CONSIDERED: DOCKET NO. 080366-GU – Petition for rate increase by Florida Public Utilities Company.

The purpose of the meeting is to give customers and other interested persons an opportunity to offer comments regarding the quality of service the utility provides, the proposed rate increase (gas), and to ask questions and comment on other issues. One or more of the Commissioners of the Florida Public Service Commission may attend and participate in this meeting. All persons who wish to comment are urged to be present at the beginning of the meeting, since the meeting may be adjourned early if no customers are present.

EMERGENCY CANCELLATION OF CUSTOMER MEETING(S): If a named storm or other disaster requires cancellation of the meeting(s), Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the meeting(s) will also be provided on the Commission's website (<http://www.psc.state.fl.us/>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

---

The Florida **Public Service Commission** announces a hearing to which all persons are invited.

DATES AND TIME: Thursday, April 16, 2009, 9:30 a.m.; \*\*Friday, April 17, 2009 has also been reserved for continuation of the hearing if needed.\*\*

PLACE: Betty Easley Conference Center, Room 148, 4075 Esplanade Way, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: DOCKET NO. 080501-EI – Petition for waiver of subsection 25-17.250(1) and paragraph (2)(a), F.A.C., which requires Progress Energy Florida to have a standard offer contract open

until a request for proposal is issued for same avoided unit in standard contract offer, and for approval of standard offer contract.

The purpose of the hearing is to receive testimony and exhibits relative to issues and subjects identified by the parties at the prehearing conference held on April 6, 2009. All witness shall be subject to cross-examination at the conclusion of their testimony.

**PREHEARING CONFERENCE:**

**DATE AND TIME:** Monday, April 6, 2009, 9:30 a.m.

**PLACE:** Betty Easley Conference Center, Room 148, 4075 Esplanade Way, Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The purpose of this prehearing conference is: (1) to define and limit if possible, the number of issues; (2) to determine the parties' positions on the issues; (3) to determine what facts, if any, may be stipulated; (4) to dispose of any motions or other matters that may be pending; and (5) to consider any other matters that may aid in the disposition of this case.

**EMERGENCY CANCELLATION:** If a named storm or other disaster requires cancellation of the hearing or prehearing, Commission staff will give timely direct notice to the parties. Notice of cancellation of the hearing or prehearing will also be provided on the Commission's website (<http://www.psc.state.fl.us/>) under the Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

**EXECUTIVE OFFICE OF THE GOVERNOR**

The **Governor's Office of Policy and Budget** announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** March 26, 2009, 2:00 p.m. – 3:00 p.m.

**PLACE:** Conference Call: 1(888)808-6959, Conference Code:7517473

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** 2010 Statewide Complete Count Committee's Community-Based Subcommittee:

- Discuss ideas to reach the Hard-to Count populations in Florida.
- Discuss recommendations for additions to this subcommittee.

- Discuss timeline of future meetings/events.

A copy of the agenda may be obtained by contacting: Ayla Anderson, Governor's Office of Policy and Budget at (850)487-1880.

For more information, you may contact: Ayla Anderson, Governor's Office of Policy and Budget at (850)487-1880.

The **Florida Film and Entertainment Advisory Council** announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** March 27, 2009, 10:00 a.m.

**PLACE:** Conference Call: 1(888)808-6959, Conference Code: 4104765

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To discuss general administrative matters of the Advisory Council and hear public input and advisement.

A copy of the agenda may be obtained by contacting: The Office of Film and Entertainment at (850)410-4765.

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.

For more information, you may contact: Office of Film and Entertainment at (850)410-4765.

The **Governor's Office of Policy and Budget** announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** March 27, 2009, 1:00 p.m. – 2:00 p.m.

**PLACE:** Conference Call: 1(888)808-6959, Conference Code: 7517473

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** 2010 Statewide Complete Count Committee's Faith-Based Subcommittee:

- Discuss names of people who will expand this subcommittee, we need this subcommittee to be diverse.
- Brainstorm outreach methods.
- Appoint someone as the chair of the faith-based subcommittee.

A copy of the agenda may be obtained by contacting: Ayla Anderson, Governor's Office of Policy and Budget at (850)487-1880.

For more information, you may contact: Ayla Anderson, Governor's Office of Policy and Budget at (850)487-1880.

The **Governor's Office of Policy and Budget** announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 27, 2009, 2:00 p.m. – 3:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 7517473

GENERAL SUBJECT MATTER TO BE CONSIDERED: 2010 Statewide Complete Count Committee's Government Subcommittee:

- Discuss ideas for Census awareness.
- Discuss an action plan for the coming months.

A copy of the agenda may be obtained by contacting: Ayla Anderson, Governor's Office of Policy and Budget at (850)487-1880.

For more information, you may contact: Ayla Anderson, Governor's Office of Policy and Budget at (850)487-1880

**REGIONAL PLANNING COUNCILS**

The **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: March 26, 2009, 6:00 p.m.

PLACE: Holiday Inn Hotel and Suites, 213 Southwest Commerce Drive, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: March 26, 2009, 6:00 p.m.

PLACE: Holiday Inn Hotel and Suites, 213 S. W. Commerce Drive, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Regional Planning Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: March 26, 2009, 6:30 p.m.

PLACE: Holiday Inn Hotel and Suites, 213 S. W. Commerce Drive, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Program Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: March 26, 2009, 6:30 p.m.

PLACE: Holiday Inn Hotel and Suites, 213 S. W. Commerce Drive, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Committee of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

---

**The North Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: March 26, 2009, 7:30 p.m.

PLACE: Holiday Inn Hotel and Suites, 213 Southwest Commerce Drive, Lake City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by contacting: (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

---

**The Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: March 25, 2009, 9:30 a.m.

PLACE: Highlands County Agri-Civic Center, 4509 George Boulevard, Sebring, FL 33875

GENERAL SUBJECT MATTER TO BE CONSIDERED: Environment and Natural Resources Task Force Meeting of the Heartland 2060 Regional Visioning Committee.

A copy of the agenda may be obtained by contacting: Patricia M. Steed.

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: Patricia M. Steed, Executive Director, 555 East Church Street, Bartow, FL 33830, (863)534-7130.

---

**The South Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, April 6, 2009, 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. 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 Tamarac, Hillsboro Beach and Sunrise. Any proposed Local Government Comprehensive Plan Amendment received prior to the meeting. Adopted Public Education Facilities Element (PEFE)/Capital Improvements Element (CIE) Amendments for Monroe County, Fort Lauderdale and North Miami. Any Adopted Public Education Facilities Element (PEFE)/Capital Improvements Element (CIE) Amendments received prior to the meeting. Adopted Local Government Comprehensive Plan Amendments for Pembroke Pines, Oakland Park, Cooper City and Bay Harbor Islands. 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, March 26, 2009, 10:30 a.m. (ET)

PLACE: Ramada Conference Center, 2900 N. Monroe Street, Tallahassee, FL 32303

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 Avenue, 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.

---

### REGIONAL TRANSPORTATION AUTHORITIES

The **South Florida Regional Transportation Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 24, 2009, 2:00 p.m.

PLACE: Conference Room 102, SFRTA's Administrative Offices, 800 N. W. 33rd Street, Pompano Beach, FL 33064

GENERAL SUBJECT MATTER TO BE CONSIDERED: ADA Advisory Committee Meeting.

A copy of the agenda may be obtained by contacting: SFRTA Executive Office at (954)788-7915.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Executive Office, 800 N. W. 33rd Street, Suite 100, Pompano Beach, Florida 33064. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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 **South Florida Regional Transportation Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 27, 2009, 9:30 a.m.

PLACE: Board Room, South Florida Regional Transportation Authority, Administration Building, 800 N. W. 33rd Street, Suite 100, Pompano Beach, Florida 33064

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting.

A copy of the agenda may be obtained by contacting: Executive Office at (954)788-7915.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Executive Office, 800 N. W. 33rd Street, Suite 100, Pompano Beach, Florida 33064. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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 Area Regional Transportation Authority** (TBARTA) announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 27, 2009, 9:30 a.m.

PLACE: USF Connect Building, Oak View Room, 3802 Spectrum Blvd., Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The TBARTA Board and its advisory committees will meet to discuss the development and implementation of regional transportation solutions. The purpose of the meeting is to discuss developing a comprehensive Regional Transportation Master Plan for Citrus, Hernando, Hillsborough, Manatee, Pasco, Pinellas, and Sarasota Counties.

The Transit Management Committee (TMC) will meet on:

DATE AND TIME: Wednesday, March 18, 2009, 10:00 a.m.

PLACE: USF Connect Building, 3802 Spectrum Blvd., Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consisting of representatives of the region's transit and transportation agencies, this group advises the Board on the technical development of the Master Plan and its future implementation.

The Citizens Advisory Committee (CAC) will meet on:

DATE AND TIME: Wednesday, March 18, 2009, 1:30 p.m.

PLACE: USF Connect Building, 3802 Spectrum Blvd., Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: This group of volunteers provides region-oriented advice to the Board from a citizen's perspective.

Additional Board subcommittee meetings will be noticed on the TBARTA website. All meetings of the TBARTA Board and its advisory committees are open to the public. These meetings are being conducted pursuant to Section 120.525, Florida Statutes and Title VI and Title VIII of the United States Civil Rights Acts of 1964 and 1968.

A copy of the agenda may be obtained by contacting: <http://www.tbarta.com> three to five days prior to each 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 3 days before the workshop/meeting by contacting: Brandie Miklus, Transportation Planner at (813)217-4037. Public participation is solicited without regard to race, color, religion, sex, age, nation origin, disability, or family status. 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: <http://www.tbarta.com> or (813)217-4037.

**DEPARTMENT OF CORRECTIONS**

The Florida **Department of Corrections** announces a public meeting to which all persons are invited.  
 DATE AND TIME: Thursday, April 30, 2009, 10:00 a.m.  
 PLACE: Reception and Medical Center (Regional Director’s Conference Room at RMC), 7765 South County Road 231, Lake Butler, Florida 32054  
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Quarterly Meeting of the RMC Hospital Governing Body.  
 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: Gerda Godwin at (386)496-6074. 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: Gerda Godwin at (386)496-6074.

**WATER MANAGEMENT DISTRICTS**

The **Northwest Florida Water Management District** announces a public meeting to which all persons are invited.  
 DATE AND TIME: March 26, 2009, 1:00 p.m. (EDT)  
 PLACE: District Headquarters, 10 miles west of Tallahassee on Highway 90, Tallahassee, FL  
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Meeting – to consider District business.  
 OTHER MEETINGS held on March 26, 2009:  
 10:30 a.m. – 11:30 a.m. District Lands Committee – to discuss Land Acquisition Matters  
 11:30 a.m. – 12:30 p.m. Regulations Committee – to discuss Environmental Resource Permitting Program  
 1:15 p.m. Public Hearing on Regulatory Matters  
 1:20 p.m. Public Hearing on Land Acquisition Matters

A copy of the agenda may be obtained by contacting: Robin Tucker, NFWFMD, 81 Water Management Drive, Havana, FL 32333, (850)539-5999 (also available through the Internet at [www.nwfwmd.state.fl.us](http://www.nwfwmd.state.fl.us)).

The **Southwest Florida Water Management District** announces a public meeting to which all persons are invited.  
 DATE AND TIME: Friday, March 20, 2009, 11:45 a.m.  
 PLACE: Quorum Hotel, 700 N. Westshore Boulevard, Tampa, FL 33609  
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Seventeenth Annual Future of the Region Awards: The Tampa Bay Regional Planning Council will host a luncheon and award ceremony, which some members of the Governing Board and Basin Boards may attend. Ad Order 35374.

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 at 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only 1(800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).  
 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: Wednesday, March 25, 2009, 10:00 a.m.  
 PLACE: Glen Cairn Cottages, 619 Douglas Avenue, Dunedin FL 34698  
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Water Star Gold Certification Program: Ribbon cutting ceremony and presentation of the Florida Water Star Gold plaque. Ad Order 35374.  
 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 at 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only 1(800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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 **Water Resources Advisory Commission (WRAC)**, Issues Workshop, River of Grass Project Planning Phase 1 announces a public meeting to which all persons are invited.

DATE AND TIME: March 20, 2009, 10:00 a.m. – 4:00 p.m.

PLACE: UF/IFAS Hendry County Extension Office, 1085 Pratt Blvd., Dallas B Townsend Ag. Center, Labelle, FL 33935

GENERAL SUBJECT MATTER TO BE CONSIDERED: All interested parties are invited to participate in a planning workshop for use in configuration of the River of Grass Restoration Plan. 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: Joni Warner at (561)242-5520, ext. 4221.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The District'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 **Water Resources Advisory Commission (WRAC)**, Lake Okeechobee Committee announces a public meeting to which all persons are invited.

DATE AND TIME: March 25, 2009, 9:00 a.m. – 4:00 p.m.

PLACE: SFWMD, Martin/St. Lucie Service Center, 780 S. E. Indian Street, Stuart, FL

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: The 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.

DATE AND TIME: Loxahatchee River Management Coordinating Council, March 30, 2009, 2:00 p.m.

PLACE: Town of Jupiter Community Center, 210 Military Trail, Jupiter, Florida 34996

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues, concerns within the Loxahatchee River Watershed.

A copy of the agenda may be obtained by contacting: Gardenia Banks Long at (772)223-2600, ext. 3617 or [glong@sfwmd.gov](mailto:glong@sfwmd.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 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.

---

#### DEPARTMENT OF ELDER AFFAIRS

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATE AND TIME: March 26, 2009, 9:30 a.m. – 12:00 Noon (CST)

PLACE: 1101 Gulf Breeze Parkway, Gulf Breeze, FL 32561

GENERAL SUBJECT MATTER TO BE CONSIDERED: Northwest District Long-Term Care Ombudsman Council Meeting.

A copy of the agenda may be obtained by contacting: Michael Phillips at (850)916-6720.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Michael Phillips at (850)916-6720. 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: Michael Phillips at (850)916-6720.

The **Department of Elder Affairs, Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATE AND TIME: March 26, 2009, 10:00 a.m. – 12:30 p.m. (EST)

PLACE: Lake Panasoffkee Parks and Recreation Community Center, 1582 County Road 459, Lake Panasoffkee FL 33538

GENERAL SUBJECT MATTER TO BE CONSIDERED: Withlacoochee District Long-Term Care Ombudsman Council Meeting.

A copy of the agenda may be obtained by contacting: Marilyn Anderson at (352)620-3088.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Marilyn Anderson at (352)620-3088. 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: Marilyn Anderson at (352)620-3088.

#### AGENCY FOR HEALTH CARE ADMINISTRATION

The **Statewide Advocacy Council's Interagency Agreements Committee** announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 24, 2009, 10:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4886175#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Members are meeting to fulfill the duties as outlined in Section 402.164-167, Florida Statutes.

A copy of the agenda may be obtained by contacting: Susan Counts at (850)488-6175 or via email: susan.counts2@myflorida.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 4 days before the workshop/meeting by contacting: Susan Counts at (850)488-6175 or via email:

susan.counts2@myflorida.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).

The **Agency for Health Care Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 26, 2009, 10:00 a.m.

PLACE: Agency for Health Care Administration, Conference Room "A", 2727 Mahan Drive, Tallahassee, Florida 32308. Any person interested in participating by telephone may dial (218)339-2410, Pass Code: 5384968#. If you have any difficulty accessing the teleconference, please call the Florida Center's main number at (850)922-5771.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the State Consumer Health Information and Policy Advisory Council to which all interested parties are invited. The purpose is to conduct a meeting of key health care stakeholders to discuss issues relating to implementing Florida Statutes mandating transparency in health care through public reporting of health care data.

A copy of the agenda may be obtained by contacting: Jennifer Green, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will also be posted at: <http://ahca.myflorida.com/SCHS/chismetings.shtml> seven (7) 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: Jennifer Green at (850)922-4381. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Jennifer Green at (850)922-4381.

The **Agency for Health Care Administration** on behalf of the Florida Health Choices Corporation Board announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 25, 2009, 2:00 p.m. – 5:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 9222546 (Please note that this number is for listening purposes only)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The bylaws sub-committee will discuss bylaws for the Florida Health Choices Corporation.

A copy of the agenda may be obtained by contacting: Elizabeth Tull or Carol Barr Platt in the Bureau of Managed Health Care at (850)487-0640.



For more information, you may contact: Elizabeth Tull or Carol Barr Platt, Bureau of Managed Health Care at (850)487-0640.

The **Agency for Health Care Administration** on behalf of the Florida Health Choices Corporation Board announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 31, 2009, 2:00 p.m. – 4:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 9222546 (\*\*Please note that this number is for listening purposes only.)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The staffing sub-committee will discuss hiring criteria and salaries of the Florida Health Choices Corporation staff.

A copy of the agenda may be obtained by contacting: Elizabeth Tull or Carol Barr Platt in the Bureau of Managed Health Care at (850)487-0640.

For more information, you may contact: Elizabeth Tull or Carol Barr Platt in the Bureau of Managed Health Care at (850)487-0640.

#### DEPARTMENT OF MANAGEMENT SERVICES

The **Southwood Shared Resource Center** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 23, 2009, 1:30 p.m. – 4:00 p.m. or until Board business is concluded

PLACE: Turlington Building, Room 1703, 325 W. Gaines Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular bi-monthly meeting of the SSRC Board of Trustees. Section 282.205, F.S., establishes the Southwood Shared Resource Center, formerly the Shared Resource Center, to enhance communication among state agencies and identify statewide enterprise information technology solutions.

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 2 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 **Board of Pilot Commissioners** announces a telephone conference call to which all persons are invited.

DATE AND TIME: April 13, 2009, 10:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4878197#

GENERAL SUBJECT MATTER TO BE CONSIDERED: Deputy Pilot Advancement Committee.

A copy of the agenda may be obtained by contacting: the Board office.

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.

NOTICE OF CHANGE – The Florida **Board of Professional Engineers**, Probable Cause Panel announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 17, 2009, 8:30 a.m. or as soon thereafter as practicable

PLACE: AMENDED AS TO LOCATION ONLY: Florida Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: Although this meeting is open to the public, portions of the Probable Cause panel meeting may be closed consistent with law.

A copy of the agenda may be obtained by contacting: Wendy Gregory.

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: Wendy Gregory. 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: Wendy Gregory at wgregory@fbpe.org.

NOTICE OF CHANGE – The Florida **Board of Professional Engineers**, Rules Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 17, 2009, 1:00 p.m. or as soon thereafter as practicable

PLACE: AMENDED AS TO LOCATION ONLY: Florida Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the Committee.

A copy of the agenda may be obtained by contacting: Wendy Gregory.

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: Wendy Gregory. 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: Wendy Gregory at [wgregory@fbpe.org](mailto:wgregory@fbpe.org).

---

NOTICE OF CHANGE – The Florida **Board of Professional Engineers**, Educational Advisory and Application Review Committees announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 18, 2009, 8:30 a.m. or as soon thereafter as practicable

PLACE: AMENDED AS TO LOCATION ONLY: Florida Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review of applications for examination and/or licensure by endorsement, review applications of foreign educated applicants, and other Application Review Committee business as needed.

A copy of the agenda may be obtained by contacting: Wendy Gregory.

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: Wendy Gregory. 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: Wendy Gregory at [wgregory@fbpe.org](mailto:wgregory@fbpe.org).

---

The **Board of Professional Engineers** announces a workshop to which all persons are invited.

DATE AND TIME: Wednesday, April 8, 2009, 2:00 p.m.

PLACE: Peabody Hotel, 9801 International Drive, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Professional Engineers hereby gives notice that a public workshop for the purposes of rule development on Rule 61G15-22.010, F.A.C. A notice of rule development was published in Vol. 35, No. 07, of the February 20, 2009, Florida Administrative Weekly.

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

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 calendar days before the workshop/meeting by contacting: Carrie Flynn, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32301. 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: Carrie Flynn, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32301.

---

The **Board of Professional Surveyors and Mappers** announces a public meeting to which all persons are invited.

DATES AND TIMES: April 7, 2009, 1:00 p.m., Probable Cause Panel; April 8, 2009, 8:30 a.m., Committed Meetings followed by General Session if time allows; April 9, 2009, 8:30 a.m., General Session

PLACE: Gaylord Palms Resort & Convention Center, 6000 West Osceola Parkway, Kissimmee, FL 34746

GENERAL SUBJECT MATTER TO BE CONSIDERED: Application Review and General Board Business.

A copy of the agenda may be obtained by contacting: Richard Morrison, Executive Director, 1940 North Monroe Street, Tallahassee, FL 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Richard Morrison, Executive Director, 1940 North Monroe Street, Tallahassee, FL 32399. 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: Richard Morrison, Executive Director, 1940 North Monroe Street, Tallahassee, FL 32399.

---

#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

The **Department of Environmental Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: March 20, 2009, 9:30 a.m.

PLACE: Florida Department of Environmental Protection, Southwest District Office, 13051 North Telecom Parkway, Temple Terrace, Florida 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This is a public meeting to discuss issues related to the Hillsborough River Fecal Coliform Basin Management Action Plan (BMAP). The primary topic of discussion during this meeting will be the BMAP document and approval process.

A copy of the agenda may be obtained by contacting: Mr. Terry Hansen, Watershed Planning and Coordination Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3500, Tallahassee, Florida 32399-2400, e-mail: [terry.hansen@dep.state.fl.us](mailto:terry.hansen@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 48 hours before the workshop/meeting by contacting: Terry Hansen at (850)245-8561. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

---

#### DEPARTMENT OF HEALTH

The **Board of Chiropractic Medicine** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, April 3, 2009, 8:30 a.m.

PLACE: Embassy Suites, 1100 S. E. 17th Street, Ft. Lauderdale, Florida 33316, (954)527-2700

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 Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257 or accessing [www.doh.state.fl.us/mqa/chiro/index.html](http://www.doh.state.fl.us/mqa/chiro/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 **Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling** announces a public meeting to which all persons are invited.

DATES AND TIMES: April 30, 2009, 1:00 p.m.; May 1, 2009, 8:30 a.m.

PLACE: Marriott Tampa Airport, Tampa International Airport, Tampa, FL 33607, (813)879-5151

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official Board Meeting.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling 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 at least one week prior to the meeting.

---

NOTICE OF CORRECTION – The **Board of Dentistry** announces a public meeting to which all persons are invited.

DATE AND TIME: March 20, 2009, 9:00 a.m.

PLACE: Department of Health, Building 4042, Room 301, 4052 Bald Cypress Way, Tallahassee, FL 32399-3258, (850)245-4474

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review reconsideration cases. \*Note: Corrected Notice (Public Meeting).

A copy of the agenda may be obtained by contacting: Sarah Walls at (850)245-4474.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he/she may need to ensure that a verbatim record of the proceedings is made, which records include the testimony and evidence upon which the appeal is to be based. Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Sarah Walls, (850)245-4474, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Ms. Walls using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Board of Medicine**, Council on Physician Assistants announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, April 2, 2009, 3:00 p.m. or soon thereafter

PLACE: Renaissance Orlando Hotel, 5445 Forbes Place, Orlando, FL 32812, Hotel phone #: (407)240-1000

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business of the board. The Board of Medicine announces that certain Committee meetings will be held on the Thursday, before each Full Board meeting. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at [www.flhealthsource.com](http://www.flhealthsource.com) for cancellations or changes to meeting dates or call the Board of Medicine.

A copy of the agenda may be obtained by contacting: Vera Johnson at [Vera\\_Johnson@doh.state.fl.us](mailto:Vera_Johnson@doh.state.fl.us) or call (850)245-4131, ext. 3528.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Vera Johnson at [Vera\\_Johnson@doh.state.fl.us](mailto:Vera_Johnson@doh.state.fl.us) or call (850)245-4131, ext. 3528. 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 Osteopathic Medicine** announces a workshop to which all persons are invited.

DATE AND TIME: Saturday, May 16, 2009, 9:00 am. or as soon thereafter as can be heard

PLACE: Crown Plaza Universal, 7800 Universal Blvd., Orlando, Florida 32819

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the Board of Osteopathic Medicine to discuss the language for Rule 64B15-14.0055, F.A.C.

A copy of the agenda may be obtained by contacting: Kaye Howerton, Executive Director, Board of Osteopathic Medicine, 4052 Bald Cypress Way, Bin C06, Tallahassee, Florida 32399-3256.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least five days before the workshop/meeting by contacting: Kaye Howerton, Executive Director, Board of Osteopathic Medicine, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DATE AND TIME: April 15, 2009, 8:00 a.m.

PLACE: Marriott Tampa Airport, Tampa International Airport, Tampa, FL 33607, (813)879-5151

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will meet to conduct disciplinary proceedings and general board business.

A copy of the agenda may be obtained by contacting: Board of Pharmacy, 4052 Bald Cypress Way, Bin #C-04, Tallahassee, FL 32399-3254. The agenda will also be available one week prior to the meeting date at [www.doh.state.fl.us/mqa/pharmacy](http://www.doh.state.fl.us/mqa/pharmacy).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Board of Pharmacy at (850)245-4292. 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 CHILDREN AND FAMILY SERVICES

The Florida **Department of Children and Family Services** announces a public meeting to which all persons are invited.

DATES AND TIME: Monday, January 19, 2009; Monday, March 16, 2009; Monday, May 18, 2009; Monday, July 20, 2009; Monday, September 21, 2009; Monday, November 16, 2009, 12:00 Noon

PLACE: The Collier County Government Complex, 3301 Tamiami Trail East. Bldg., L, 4th Floor. Naples, Florida 34112  
 GENERAL SUBJECT MATTER TO BE CONSIDERED: The Circuit 20 Collier County Community Alliance Meetings, to which all interested persons are invited.

A copy of the agenda may be obtained by contacting: Bert Ferber at (239)417-3727.

For additional information or pursuant to Section 286.26, F.S., if you are a qualified individual with a disability and need special accommodations to participate in this meeting, contact Elizabeth Marrero at (239)338-1252, with the Department of Children and Families at least 48 hours in advance of the meeting.

For more information, you may contact: Bert Ferber at (239)417-3727.

The Florida **Department of Children and Family Services** announces a public meeting to which all persons are invited.

DATES AND TIME: Wednesday, January 21, 2009; Wednesday, April 15, 2009; Wednesday, June 17, 2009; Wednesday, October 21, 2009, 9:00 a.m.

PLACE: United Way of Charlotte County, 17831 Murdock Circle, Suite A, Port Charlotte, Florida 33948

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Circuit 20 Charlotte County Community Alliance Meetings, to which all interested persons are invited.

A copy of the agenda may be obtained by contacting: Chantel Phillips at (941)255-7480 or (941)255-808, ext. 3047.

For additional information or pursuant to Section 286.26, F.S., if you are a qualified individual with a disability and need special accommodations to participate in this meeting, contact Elizabeth Marrero at (239)338-1252, with the Department of Children and Families at least 48 hours in advance of the meeting.

For more information, you may contact: Chantel Phillips at (941)255-7480.

The Florida **Department of Children and Family Services** announces a public meeting to which all persons are invited.

DATES AND TIME: Friday, January 30, 2009; Friday, March 27, 2009; Friday, May 29, 2009; Friday July 31, 2009; Friday, September 25, 2009; November 20, 2009, 8:30 a.m.

PLACE: Lee County Human Services, 2440 Thompson Street, Fort Myers, Florida 33901

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Circuit 20 Lee County Community Alliance Meetings, to which all interested persons are invited.

A copy of the agenda may be obtained by contacting: Elizabeth Marrero at (239)338-1252.

For additional information or pursuant to Section 286.26, F.S., if you are a qualified individual with a disability and need special accommodations to participate in this meeting, contact Elizabeth Marrero with the Department of Children and Families at least 48 hours in advance of the meeting.

For more information, you may contact: Elizabeth Marrero at (239)338-1252.

The Florida **Department of Children and Family Services** announces a public meeting to which all persons are invited.

DATES AND TIME: Friday, February 13, 2009; Friday, May 8, 2009; Friday, August 8, 2009; Friday, November 13, 2009, 10:00 a.m.

PLACE: LaBelle Service Center, 485 Cowboy Way. LaBelle, Florida 33935

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Circuit 20 Hendry/Glades County Community Alliance Meetings, to which all interested persons are invited.

A copy of the agenda may be obtained by contacting: Elizabeth Marrero at (239)338-1252.

For additional information or pursuant to Section 286.26, F.S., if you are a qualified individual with a disability and need special accommodations to participate in this meeting, contact Elizabeth Marrero with the Department of Children and Families at least 48 hours in advance of the meeting.

For more information, you may contact: Elizabeth Marrero at (239)338-1252.

The **Department of Children and Families**, Circuit 10 announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 27, 2009, 9:30 a.m.

PLACE: Department of Children and Families, 1055 US Hwy. 17 N, Bartow, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Chapter 39, F.S. Local Planning Team of the Office of Adoption and Child Protection.

A copy of the agenda may be obtained by contacting: Diane Dvorak, DCF 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, DCF 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, DCF at (863)619-4100.

The **Department of Children and Family Services** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Monday, March 23, 2009, 1:30 p.m. – 3:30 p.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 4141328#

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the initial conference call of the ACCESS Advisory Panel that will provide advice and counsel on services to citizens who use the modernized ACCESS system. The panel will discuss it's role and responsibilities and determine a meeting schedule.

A copy of the agenda may be obtained by contacting: ACCESS Florida Headquarter's Office at (850)228-2906.

---

The **Orange County Alliance**, Nominations Committee announces a public meeting to which all persons are invited.

DATE AND TIME: March 24, 2009, 2:00 p.m.

PLACE: 595 N. Primrose Dr., Orlando, FL 32803

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discuss recommendations regarding the 2009 officers/members of the Orange County Alliance.

A copy of the agenda may be obtained by contacting: Lisa Early at (407)246-4319.

For more information, you may contact: Lisa Early at (407)246-4319.

---

The **Orange County Alliance** announces a public meeting to which all persons are invited.

DATE AND TIME: March 27, 2009, 1:00 p.m.

PLACE: GOV Training Room, 1768 E. Michigan St., Orlando, FL 32806

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Chair of the Alliance has called for a Special Meeting of the Alliance to discuss recommendations of the Bylaws and Nominations committees.

A copy of the agenda may be obtained by contacting: Kristi Gray at (407)245-0400.

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. 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: Kristi Gray at (407)245-0400.

---

### FINANCIAL SERVICES COMMISSION

The **Florida Health Insurance Advisory Board** announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 27, 2009, 10:00 a.m. 12:00 Noon

PLACE: Conference Call: (319)279-1000, Participant Code: 244269#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will conduct the regular and general business of the organization.

A copy of the agenda may be obtained by contacting: Carol Ostapchuk at [ostapchukc@aol.com](mailto:ostapchukc@aol.com) or by calling (850)668-5052.

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: [ostapchukc@aol.com](mailto:ostapchukc@aol.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: Carol Ostapchuk at [ostapchukc@aol.com](mailto:ostapchukc@aol.com) or by calling (850)668-5052.

---

### FLORIDA ENERGY AND CLIMATE COMMISSION

NOTICE OF CANCELLATION – The **Florida Energy and Climate Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 13, 2009, 1:00 p.m. – 4:00 p.m.

PLACE: Cabinet Meeting Room, Lower Level, The Capitol, 404 South Monroe Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The conference call scheduled for Friday, March 13, 2009, has been cancelled. For more information on the Florida Energy and Climate Commission, please go to [www.myfloridaclimate.com](http://www.myfloridaclimate.com) and click on the FECC link.

For more information, you may contact: April Groover at (850)487-3800.

---

### PRIDE ENTERPRISES

The **PRIDE Enterprises**, Board of Directors announces a telephone conference call to which all persons are invited.

DATE AND TIME: March 17, 2009, 11:00 a.m. (EDT) (10:00 a.m. (CDT))

PLACE: Conference Call: 1(800)371-8200, Conference Code: 496161\*

GENERAL SUBJECT MATTER TO BE CONSIDERED: To be determined.

A copy of the agenda may be obtained by contacting: Dee Kiminki at (727)555-3314.

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 (727)555-3314. 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 (727)555-3314.

---

### SOIL AND WATER CONSERVATION DISTRICTS

The **Osceola Soil and Water Conservation District** announces a public meeting to which all persons are invited.

**DATES AND TIME:** March 17, 2009; April 21, 2009; May 19, 2009; June 16, 2009; July 21, 2009; August 18, 2009; September 15, 2009; October 20, 2009; November 17, 2009; December 15, 2009, 6:00 p.m.

**PLACE:** Osceola County Extension Office, Kissimmee, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To discuss business of the district board.

A copy of the agenda may be obtained by contacting: OSWCD at (407)847-4465, ext. 3.

---

The **South Dade Soil and Water Conservation District** announces a public meeting to which all persons are invited.

**DATE AND TIME:** Thursday, March 19, 2009, 9:30 a.m.

**PLACE:** U.S.D.A Service Center, 1450 North Krome Avenue, Suite 104, Florida City, FL 33034

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Regular Agenda items for presentation to Board of Supervisors; Nursery BMP Lab Report, MIL Reports, District Projects.

A copy of the agenda may be obtained by contacting: Norma H. Wilson, Administrative Assistant at (305)242-1288.

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: Mr. Morgan Levy, Administrator, South Dade Soil and Water Conservation District at (305)242-1288. 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: Mr. Morgan Levy, Administrator at (305)242-1288.

---

### GOVERNOR'S COMMISSION ON DISABILITIES

The **Governor's Commission on Disabilities**, Health Care Committee's Behavioral Health Care Subcommittee announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** Thursday March 18, 2009, 9:00 a.m. – 12:00 Noon

**PLACE:** 4030 Esplanade Way, Room 301, Tallahassee, Florida 32399. Conference Call: 1(888)808-6959, Conference Code: 6101108#

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The committee is meeting to fulfill the mandate of Executive Order 08-193.

A copy of the agenda may be obtained by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or commission@dms.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 4 days before the workshop/meeting by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or commission@dms.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).

Please be advised that if you intend to provide materials to the Commissioners for review, the materials must be available in alternative formats in advance of dispersal to the Commissioners. If you need assistance in converting files to alternative formats, please send them to commission@dms.myflorida.com.

---

The **Governor's Commission on Disabilities**, Health Care Committee's Education Health Care Subcommittee announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** Wednesday March 18, 2009, 9:00 a.m. – 12:00 Noon

**PLACE:** 4030 Esplanade Way, Room 301, Tallahassee, Florida 32399. Conference Call: 1(888)808-6959, Conference Code: 6101108#

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The committee is meeting to fulfill the mandate of Executive Order 08-193.

A copy of the agenda may be obtained by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or commission@dms.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 4 days before the workshop/meeting by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or commission@dms.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).

Please be advised that if you intend to provide materials to the Commissioners for review, the materials must be available in alternative formats in advance of dispersal to the Commissioners. If you need assistance in converting files to alternative formats, please send them to [commission@dms.myflorida.com](mailto:commission@dms.myflorida.com).

---

The **Governor's Commission on Disabilities**, Health Care Committee's Long Term Health Care Subcommittee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Wednesday March 18, 2009, 2:00 p.m. – 5:00 p.m.

PLACE: 4030 Esplanade Way, Room 301, Tallahassee, Florida 32399. Conference Call: 1(888)808-6959, Conference Code: 6101108#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee is meeting to fulfill the mandate of Executive Order 08-193.

A copy of the agenda may be obtained by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or [commission@dms.myflorida.com](mailto:commission@dms.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 4 days before the workshop/meeting by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or [commission@dms.myflorida.com](mailto:commission@dms.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).

Please be advised that if you intend to provide materials to the Commissioners for review, the materials must be available in alternative formats in advance of dispersal to the Commissioners. If you need assistance in converting files to alternative formats, please send them to [commission@dms.myflorida.com](mailto:commission@dms.myflorida.com).

---

The **Governor's Commission on Disabilities**, Health Care Committee's Access Health Care Subcommittee announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday March 19, 2009, 2:00 p.m. – 5:00 p.m.

PLACE: 4030 Esplanade Way, Room 301, Tallahassee, Florida 32399. Conference Call: 1(888)808-6959, Conference Code: 6101108#

GENERAL SUBJECT MATTER TO BE CONSIDERED: The committee is meeting to fulfill the mandate of Executive Order 08-193.

A copy of the agenda may be obtained by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or [commission@dms.myflorida.com](mailto:commission@dms.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 4 days before the workshop/meeting by contacting: Stacia Woolverton at 1(877)232-4968 (Voice/TTY) or [commission@dms.myflorida.com](mailto:commission@dms.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).

Please be advised that if you intend to provide materials to the Commissioners for review, the materials must be available in alternative formats in advance of dispersal to the Commissioners. If you need assistance in converting files to alternative formats, please send them to [commission@dms.myflorida.com](mailto:commission@dms.myflorida.com).

---

### **TECHNOLOGICAL RESEARCH AND DEVELOPMENT AUTHORITY**

The **Technological Research and Development Authority** (TRDA) announces a public meeting to which all persons are invited.

DATE AND TIME: March 18, 2009, 2:00 p.m.

PLACE: TRDA Business Innovation Center, 1050 West NASA Boulevard, Melbourne, FL 32901

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Meeting of the Board of Directors at 2:00 p.m., General Meeting of the TRD Foundation Board of Directors to immediately follow adjournment of board meeting.

A copy of the agenda may be obtained by contacting: Dave Kershaw, Deputy Director at (321)872-1050, ext. 102 or [dkershaw@trda.org](mailto:dkershaw@trda.org).

---

### **TREASURE COAST EDUCATION, RESEARCH AND DEVELOPMENT AUTHORITY**

The Conceptual Design/Infrastructure Committee of the **Treasure Coast Education, Research and Development Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 19, 2009, 12:30 p.m.

PLACE: Room 113, University of Florida Indian River Research and Education Center, 2199 South Rock Road, Fort Pierce, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Minutes of the February 19, 2009 Meeting of the Committee and such other business as the Committee may deem appropriate.

A copy of the agenda may be obtained by contacting: The Treasure Coast Education, Research and Development Authority ("Authority") at (772)467-3107.



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 Authority at (772)467-3107. 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 Treasure Coast Education, Research and Development Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, March 19, 2009, 2:00 p.m.

PLACE: Room 219, University of Florida Indian River Research and Education Center, 2199 South Rock Road, Fort Pierce, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Minutes of the February 19, 2009 Meeting, committee reports, and such other business as the Authority may deem appropriate.

A copy of the agenda may be obtained by contacting: The Treasure Coast Education, Research and Development Authority ("Authority") at (772)467-3107.

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 Authority at (772)467-3107. 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.

---

#### **SUNSHINE STATE GOVERNMENTAL FINANCING COMMISSION**

The **Sunshine State Governmental Financing Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 20, 2009, 9:00 a.m.

PLACE: Conference Room, Clerk of the Circuit Court, Leon County Courthouse, 301 South Monroe Street, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Board of Directors.

A copy of the agenda may be obtained by contacting: Richard C. Dowdy, Program Administrator at (850)878-1874 or at the Commission's website: [www.ssgfc.com](http://www.ssgfc.com).

---

#### **ABLE TRUST**

The **Able Trust** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 20, 2009, 10:00 a.m. – conclusion

PLACE: The Resort at Singer Island, 3800 North Ocean Drive, Palm Beach, Florida 33404

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Able Trust (Florida Governor's Alliance for the Employment of Citizens with Disabilities) will hold its quarterly Board of Directors meeting. The agenda will include review and approval of grants to assist persons with disabilities in securing employment; reviewing committee reports; presentation of financial reports, and other business that may come before the organization.

A copy of the agenda may be obtained by contacting: Able Trust at (850)224-4493 or at [info@abletrust.org](mailto:info@abletrust.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 4 days before the workshop/meeting by contacting: (850)224-4493. 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).

---

#### **MOFFITT CANCER CENTER AND RESEARCH INSTITUTE**

The **Moffitt Cancer Center and Research Institute** announces a public meeting to which all persons are invited.

DATE AND TIME: March 24, 2009, 12:00 Noon

PLACE: Stabile Research Building Trustee Board Room

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Joint Finance and Planning Committee of the Board of Directors.

A copy of the agenda may be obtained by contacting: Ms. Sandon Austhof, Moffitt Cancer Center, 12902 Magnolia Drive – MCC-VP, Tampa FL 33612.

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: Ms. Sandon Austhof, Moffitt Cancer Center, 12902 Magnolia Drive – MCC-VP, Tampa FL 33612. 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: Ms. Sandon Austhof, Moffitt Cancer Center, 12902 Magnolia Drive – MCC-VP, Tampa FL 33612.

The **Florida Cancer Control and Advisory Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, May 18, 2009, 10:00 a.m. – 3:00 p.m.

PLACE: Tampa Marriott Airport, Broward Room, Tampa, FL  
GENERAL SUBJECT MATTER TO BE CONSIDERED: The group will meet to discuss the Monroe county sun awareness project, update the colon cancer Center for Disease Control grant, and break into workgroups to review and finalize the state cancer plan.

A copy of the agenda may be obtained by contacting: Katie Lenover at (813)745-7861, [katie.lenover@moffitt.org](mailto:katie.lenover@moffitt.org).

**CENTER FOR INDEPENDENT LIVING IN CENTRAL FLORIDA, INC.**

The **Center for Independent Living in Central Florida, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 24, 2009, 5:30 p.m.

PLACE: Center for Independent Living in Central Florida, Inc., 720 North Denning Drive, Winter Park, FL 32789

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Meeting.

A copy of the agenda may be obtained by contacting: Luana Kutz at (407)623-1070 or [lkutz@cilorlando.org](mailto:lkutz@cilorlando.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 7 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).

For more information, you may contact: Luana Kutz at (407)623-1070 or [lkutz@cilorlando.org](mailto:lkutz@cilorlando.org).

**FLORIDA SELF-INSURERS GUARANTY ASSOCIATION, INC.**

The **Florida Self-Insurers Guaranty Association, Inc.** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, March 26, 2009, 2:00 p.m.

PLACE: Florida Self-Insurers Guaranty Association, Inc., 1427 E. Piedmont Drive, 2nd Floor, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors will meet to discuss general business of the Association.

A copy of the agenda may be obtained by contacting: Brian Gee, Executive Director, Florida Self-Insurers Guaranty Association, Inc., 1427 E. Piedmont Drive, 2nd Floor, Tallahassee, FL 32308, (850)222-1882.

**FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION, INC.**

NOTICE OF CHANGE – The **Florida Workers' Compensation Joint Underwriting Association, Inc.**, Investment Committee announces a telephone conference call to which all persons are invited.

DATE AND TIME: The FWCJUA Investment Committee teleconference meeting previously scheduled for Friday, March 27, 2009, 10:00 a.m. (Eastern Time) has been rescheduled for Thursday, March 26, 2009, 10:00 a.m. (Eastern Time)

PLACE: To participate in the teleconference meeting, please contact Kathy Coyne at (941)378-7408

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics will include the approval of minutes; review of policy and guidelines for the investment of assets and associated matters; and a compliance review of the current investment portfolio.

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

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

**DEPARTMENT OF COMMUNITY AFFAIRS**

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs, Florida Building Commission, has received the petition for declaratory statement from Florida Roofing Sheet Metal & Air Conditioning, DCA09-DEC-045. The petition seeks the agency's opinion as to the applicability of section 611.8, Florida Building Code, Existing Building Volume, 2007 (as amended) as it applies to the petitioner.

The Petitioner asks for clarification as to the type and maximum cost of retrofit roof-to-wall connections that are required when a house has both hip corners and gable ends, and is located in the wind borne debris region.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Paula P. Ford, Commission Clerk, Department of Community Affairs, 2555 Shumard Oak Blvd., Tallahassee, FL 32399-2100.

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs has issued an order disposing of the petition for declaratory statement filed by Hernando County, DCA08-DEC-153, on June 5, 2008. The following is a summary of the agency's disposition of the petition:

The Department partially granted the Petition for Declaratory Statement filed by Hernando County as it pertains to the questions of whether a binding letter of vested rights issued under Chapter 380, F.S., has the same legal effect as the issuance of a final Development of Regional Impact development order, and whether the determination of vested rights in a binding letter obviates the need to comply with all other applicable state or local government permitting procedures. The Department's answer to each question is no. As for the remaining questions, the Department declined to answer them because they require the interpretation of local government ordinances and orders. Interpretations of local government ordinances and orders are not "a statutory provision, or of any rule or order of the agency," as provided in Section 120.565(1), F.S., and therefore a declaratory statement is not available.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Blvd., Tallahassee, FL 32399.

NOTICE IS HEREBY GIVEN THAT the Department of Community Affairs has declined to rule on the petition for declaratory statement filed by Seville, Inc., DCA08-DEC-248 on August 18, 2008. The following is a summary of the agency's declination of the petition:

The Petition poses questions that require the interpretation of local government ordinances and orders. Interpretations of local government ordinances and orders are not "a statutory provision, or of any rule or order of the agency," as provided in Section 120.565(1), F.S., and therefore a declaratory statement is not available.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Blvd., Tallahassee, FL 32399.

#### **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."

#### **AGENCY FOR HEALTH CARE ADMINISTRATION**

NOTICE IS HEREBY GIVEN THAT the Agency for Health Care Administration has received the petition for declaratory statement from ARC of Alachua County, Inc. The petition seeks the agency's opinion as to the applicability of Section 409.907, Florida Statutes, as it applies to the petitioner.

The petition for declaratory statement is regarding Applicability of Medicaid Statutes and Rules Generally Known as "Payment in Full".

A copy of the Petition for Declaratory Statement may be obtained by contacting: Richard Shoop, Agency Clerk, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, MS 3, Tallahassee, Florida 32308.

Please refer all comments to: Richard Shoop.

#### **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 Laurence Smith, Unit Owner/Petitioner, In Re: Hawaiian Village Mobile Home Park, Docket No. 2009001111 on January 5, 2009. 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 that have already occurred; or when an issue is moot.

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 32399-1031. 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 Pari-Mutuel Wagering, Department of Business and Professional Regulation, has issued an order disposing of the petition for declaratory statement filed by Richmond Entertainment, Inc. (d/b/a Hamilton Jai Alai), and Amtote International, Inc. (Petitioners), and Investment Corp. of Palm Beach (d/b/a Palm Beach Kennel Club), St. Petersburg Kennel Club, Inc. (d/b/a Derby Lane), Jacksonville Kennel Club, Inc., Orange Park Kennel Club, Inc., and Bayard Raceways, Inc. (d/b/a St. Johns Greyhound Park) (Intervenors), on July 7, 2008. The following is a summary of the agency's disposition of the petition:

The petition for declaratory statement was noticed in Vol. 34, No. 30, Florida Administrative Weekly. It sought advice on whether the pari-mutuel system of Instant Racing, an automated means of making pari-mutuel wagers on rebroadcast racing events, would be authorized for use in the State pursuant to Chapter 550, F.S. The declaratory statement issued by the Division (DBPR Case No. 20080387361/DS 2008-046) on February 26, 2009, finds that, while Instant Racing is a pari-mutuel wagering system with sufficient safeguards to ensure fairness and integrity for those playing, it does not fit within the statutory framework of Chapter 550, F.S., because it involves wagering on already run historic races, not live contemporaneous races. Accordingly, under Chapter 550, F.S., the Instant Racing system is not authorized to be employed in the state.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202, (850)921-0342.

---

#### 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 Opticianry hereby gives notice that it has received a petition for Declaratory Statement, filed on February 3, 2009, by Charles L Harrup, FNAO, ABOC, NCLC. The Petitioner did not specify a particular rule or statute. However, it appears the Petitioner seeks the Board's guidance regarding an issue relating to Section 484.012, Florida Statutes. Specifically he seeks guidance on the following issue: Whether an optician is obligated to dispense contact lenses to a patient who tries to order contact lenses just prior to the one-year expiration date on the prescription when the number of contacts ordered by the patient will last much longer than the prescription expiration date.

The Board will address this Petition at its next meeting.

Comments on this petition should be filed with: Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

For a copy of the petition, contact: Sue Foster, Executive Director, at the above address or telephone (850)245-4474.

---

The Board of Opticianry hereby gives notice that it has received a petition for Declaratory Statement, filed on February 3, 2009, by Anthony D. Record, a Florida licensed optician. The Petitioner seeks the Board's guidance regarding

several issues relating to Section 484.002(9), Florida Statutes, regarding Optical Dispensing. Specifically, this includes a request as to: (1) Whether an unlicensed employee, with or without the direct supervision of an optician, could help a customer/patient pick out frames; (2)(a) In the case where a patient arrives to pickup glasses, is fully fitted by the optician, then realizes she forgot her wallet and asks if her husband can pick up glasses, can the glasses be delivered to the husband without the wife present? (b) If the frames that are selected at the time of initial sale are adjusted, can the glasses be handed to the wearer or agent of the wearer by a non-licensed employee?; and (3) Is an Insertion and Removal session (contact lens instruction) excluded from Optical Dispensing? Can an unlicensed person provide such instruction without supervision of an optician?

The Board will address this Petition at its next meeting.

Comments on this petition should be filed with: Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

For a copy of the petition, contact: Sue Foster, Executive Director, at the above address or telephone (850)245-4474.

---

The Board of Opticianry hereby gives notice that it has received a petition for Declaratory Statement, filed on February 3, 2009, by Anthony D. Record, a Florida licensed optician. The Petitioner seeks the Board's guidance regarding several issues relating to Section 484.002(9), Florida Statutes. Specifically, the Petitioner requests guidance on various optical dispensing scenarios of a hypothetical written prescription including the substitution of a less expensive progressive brand for a premium progressive brand.

The Board will address this Petition at its next meeting.

Comments on this petition should be filed with the Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

For a copy of the petition, contact: Sue Foster, Executive Director, at the above address or telephone (850)245-4474.

---

The Board of Opticianry hereby gives notice that it has received a petition for Declaratory Statement, filed on February 3, 2009, by Anthony D. Record, a Florida licensed optician. The Petitioner seeks the Board's guidance regarding several issues relating to Section 484.006(3), Florida Statutes. Specifically: (1) Under this section, can an optician tell a customer to pick out any frame and the optician would make a pair of +2.50s?; (2) At the patient's request, could the optician make a pair of +2.50s, customizing them with the patient's PD?; and (3) At the patient's request, can an optician make and sell reading glasses to a potential customer who wants +2.00 for the right eye and +2.75 for the left eye?

The Board will address this Petition at its next meeting.

Comments on this petition should be filed with: Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

For a copy of the petition, contact: Sue Foster, Executive Director, at the above address or telephone (850)245-4474.

The Board of Opticianry hereby gives notice that it has received a petition for Declaratory Statement, filed on February 3, 2009, by Anthony D. Record, a Florida licensed optician. The Petitioner seeks the Board's guidance regarding Section 484.012, Florida Statutes. Specifically, whether the written prescription that is required to be kept on file means only the original prescription or whether various types of copies would fulfill the requirements.

The Board will address this Petition at its next meeting.

Comments on this petition should be filed with: Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

For a copy of the petition, contact: Sue Foster, Executive Director, at the above address or telephone (850)245-4474.

The Board of Opticianry hereby gives notice that it has received a petition for Declaratory Statement, filed on February 3, 2009, by Anthony D. Record, a Florida licensed optician. The Petitioner seeks the Board's guidance regarding an issue relating to Rule 64B12-10.006, F.A.C. Specifically, this includes a request as to disciplinary actions taken when records are not readily available to clients when an optician is deceased.

The Board will address this Petition at its next meeting.

Comments on this petition should be filed with the Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

For a copy of the petition, contact: Sue Foster, Executive Director, at the above address or telephone (850)245-4474.

**FINANCIAL SERVICES COMMISSION**

NOTICE IS HEREBY GIVEN THAT the Department of Financial Services, Office of Insurance Regulation has received the petition for declaratory statement from EliteHealth, MD., LLC. The petition seeks the agency's opinion as to the applicability of Sections 641.402 through 641.59, Florida Statutes, as it applies to the petitioner.

Petitioner seeks an interpretation regarding whether the provisions of the Florida Prepaid Health Clinic Act requiring a certificate of authority to operate a prepaid health clinic applies to the Petitioner's business.

A copy of the Petition for Declaratory Statement may be obtained by contacting: Amanda Parnell, Esq. Legal Services Office, Office of Insurance Regulation, 200 East Gaines Street, Tallahassee, Florida 32399-4206, (850)413-4281.

**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-147, Fine Arts A&B Bldgs. 597 and 598 Roof Replacement, estimated budget: \$650,000, to be opened May 6, 2009 at 2:00 p.m. in 101 Elmore Hall, Radio Road, Gainesville, FL. Scope of work: For Fine Arts Building "A" the work includes the removal of the entire roof system on the main building and bridge connection to Building "C". The existing pitch based gravel coated built-up roof is to be

removed down to the existing layer of lightweight concrete on Fine Arts A and the pitch based, slag coated, built-up roof and wood fiber insulation board are to be removed down to the concrete deck on the bridge connection, including all membranes, cants, coping, clips, fasteners, flashing, counter flashing, etc. For Fine Arts Building "B" the work includes the removal of the entire roof system on the north and south buildings as well as the connection in between as shown on the documents. The existing pitch based gravel coated built-up roof and upper layer of lightweight insulating concrete are to be removed down to the lower layer of lightweight concrete, including all membranes, cants, coping, clips, fasteners, flashing, counter flashing, etc. Mandatory pre-bid meeting will be held March 23, 2009, 10:00 a.m., in the PPD A/E Conference Room, Building 700, Radio Road, Gainesville, FL. Questions should be directed to: Lisa Pennington, lpen@ufl.edu or (352)392-1331. For more information visit [www.purchasing.ufl.edu](http://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, [purchasing@ufl.edu](mailto:purchasing@ufl.edu) or (352)392-1331 within three (3) days of the event.

#### NOTICE TO CONTRACTORS

The University of Central Florida announces that continuing contracting services for certain projects are required in the following discipline: Landscape Construction.

The projects will consist of Landscape Construction Services for the University of Central Florida main and associated campuses. These services will include working with the University's Facilities Planning and Landscape and Natural Resources Departments on various projects.

Projects included in the scope of this agreement will be specific projects for the University of Central Florida main and associated campuses. Campus Service contracts for these projects provide that the contractor will be available on an as-needed basis for the fiscal year, August 1, 2009 – June 30, 2010. The contractor receiving the award will not have an exclusive contract to perform services for these projects. The university may have additional campus service contractors under contract during the same period.

Firms desiring to provide construction services shall apply by letter specifying the discipline for which they are applying. Proximity of location will be a prime factor in the selection of the firm.

Carefully review the Contract and General Conditions documents. Submitting a proposal for this project constitutes complete agreement with and acceptance of the terms and conditions contained within these documents. These documents can be found on our website at [www.fp.ucf.edu](http://www.fp.ucf.edu) with the advertisement.

Attach to each letter of application:

1. A copy of the applicant's current contractor license from the appropriate governing board. An applicant must be properly licensed at the time of application to provide construction services in the State of Florida. If the applicant is a corporation, it must be properly chartered by the Florida Department of State to operate in Florida.

Submit five (5) copies of the above requested data bound in the order listed above. Applications that do not comply with the above instructions will not be considered. Application materials will not be returned. Late submissions will not be accepted.

As required by Section 287.133, Florida Statutes, a contractor 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 contractor must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of placement on the convicted vendor list.

The University of Central Florida Construction Management Qualifications Supplement and the Project Fact Sheet may be obtained at the website [www.fp.ucf.edu](http://www.fp.ucf.edu) (click on advertisements) or by contacting: Ms. Gina Seabrook, Office of Facilities Planning, University of Central Florida, 4000 Central Florida Boulevard, Post Office Box 163020, Orlando, FL 32816-3020, (407)823-2166, Fax: (407)823-5141, Email: [gseabroo@mail.ucf.edu](mailto:gseabroo@mail.ucf.edu).

Five (5) bound copies of the required proposal data shall be submitted to: Ms. Gina Seabrook, Facilities Planning, 4000 Central Florida Blvd., Post Office Box 163020, Orlando, FL 32816-3020. Submittals must be received by 5:00 p.m. (Local Time), Monday, April 13, 2009. Facsimile (FAX) submittals are not acceptable and will not be considered.

#### NOTICE TO PROFESSIONAL CONSULTANTS

Request for Qualifications – RFQ 09-35

Annual Professional Engineering Services

The University of North Florida, Board of Trustees, a public body corporate, announces that Professional Engineering Services for miscellaneous projects each not exceeding \$1,000,000 in total construction cost and studies each not exceeding \$100,000 in fees. The University will be awarding two (2) contracts per professional engineering discipline, for Mechanical, Electrical, and Civil and one (1) Structural. Award of contract is for an initial period of one (1) year with an Owner's option to renew for up to three (3) additional years with the agreement of both parties.

#### INSTRUCTIONS:

Firms desiring to apply for consideration shall submit a letter of application with the appropriate documents from RFQ 09-35 Annual Professional Engineering Services.

The letter of application should have attached:

1. The most recent version of the “UNF 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 six (6) copies of the above requested data bound 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 encouraged; however, it will not be considered in the scoring process

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.

Vendor shall have established equal opportunity practices which conform to all laws against discrimination and prohibits discrimination based on race, creed, color, sex, age, national origin, marital status or religion; neither Vendor nor any subcontractor or other person, firm or business entity with whom it would be engaged in a combined effort to perform the services has hired any person who is an officer or employee of UNF.

UNF Professional Qualifications Supplement 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:

Evelyn Jenkins Burton	AND	Angela Dyal
e.jenkins@unf.edu	University of North	angela.dyal@unf.edu
(904)620-1732	Florida	unf.edu
	Purchasing Dept.	(904)620-1733
	Bldg. 53, Room 2950	
	1 UNF Drive	
	Jacksonville, FL 32224	

Submit one (1) original and five (5) copies of the submittals to the above referenced address by 2:00 p.m. (Local Time), Friday, April 10, 2009. Facsimile (FAX) submittals are not acceptable and will not be considered.

Request for Qualifications – RFQ 09-37

Construction Management Services – Continuing Contract  
 The University of North Florida, Board of Trustees, a public body corporate, announces that Professional Services will be required in the discipline of: Construction Management, University of North Florida, 1 UNF Drive, Jacksonville, FL 32224.

Projects included in the scope of this agreement will be specific projects for new construction, renovations, alterations, and/or additions that have a basic budget estimated at \$1,000,000 or less in total construction cost. Individual projects that exceed \$100,000 will require performance and payment bonds. Continuing Service contracts for projects requiring Construction Management utilization will be on an as needed basis for the duration of the contract. Award of contract is for an initial period of one (1) year with an Owner’s option to renew for up to three (3) additional years.

INSTRUCTIONS:

Firms desiring to apply for consideration shall submit a letter of application with the appropriate documents from RFQ 09-37.

The letter of application should have attached:

1. The most recent version of the “UNF Construction Manager Qualifications Supplement,” completed by the applicant. Applications on any other form will not be considered.
2. A copy of the applicant’s current 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 five (5) copies of the above requested data bound 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 encouraged; however, it will not be considered in the scoring process.

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.

Vendor shall have established equal opportunity practices which conform to all laws against discrimination and prohibits discrimination based on race, creed, color, sex, age, national origin, marital status or religion; neither Vendor nor any subcontractor or other person, firm or business entity with

whom it would be engaged in a combined effort to perform the services has hired any person who is an officer or employee of UNF.

UNF Construction Manager Qualifications Supplement 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 dianna.white@unf.edu (904)620-1731	AND University of North Florida Purchasing Dept. Bldg. 53, Room 2950 1 UNF Drive Jacksonville, FL 32224	Angela Dyal angela.dyal@unf.edu (904)620-1733
---	---	---

Submit five (5) complete copies of the submittals to the above referenced address by 2:00 p.m. (Local Time), Wednesday, April 15, 2009. Facsimile (FAX) submittals are not acceptable and will not be considered.

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

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

**DEPARTMENT OF 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 MILITARY AFFAIRS**

**ADVERTISEMENT FOR BIDS**

PROPOSALS ARE REQUESTED FROM QUALIFIED LICENSED CONTRACTORS BY THE State of Florida, Department of Military Affairs HEREINAFTER REFERRED TO AS OWNER, FOR CONSTRUCTION OF:

PROJECT NUMBER: 205183  
 ACCOUNTING CODE: 132G78.B1 SRM 09  
 PROJECT NAME AND LOCATION: Multi-Purpose Machine Gun Range Electrical Upgrade, Camp Blanding Joint Training Center, Starke Florida

POTENTIAL RESPONDENTS TO THE SOLICITATION ARE ENCOURAGED TO CAREFULLY REVIEW ALL THE MATERIALS CONTAINED HEREIN AND PREPARE RESPONSES ACCORDINGLY.

FOR (PROJECT DESCRIPTION): The contractor shall provide a complete and useable system. This includes, but is not limited to providing the following: temporary electric service and distribution for construction purposes; permanent service

equipment and feeder distribution; trench excavation, conduits, pumping, backfilling and compaction for all underground electric work; down range transformers, panelboards and related feeder and branch circuits; electric devices, boxes; data cabling, related conduit, and boxes for target scoring system; all to 1,000 meters. Entire Scope of Work can be attained through the A&E listed below.

PREQUALIFICATION: Each bidder whose field is governed by Chapters 399, 455, 489 and 633, Florida Statutes, for licensure or certification must submit prequalification data of their eligibility with their bid at or prior to the bid opening. After the bid opening, the low bidder must qualify in accordance with Rule 60D-5.004, F.A.C. A copy of the requirements is included in the Non-Technical Specifications Level IV/V, Instructions to Bidders under Section B-2 "Bidder Qualification Requirements and Procedures".

Note: A completed experience questionnaire and financial statement form number DBC 5085 (Exhibit 3) must be submitted with bid.

BID SECURITY: Bids/Proposals in total excess of \$100,000.00, the bidder must provide with bid, a good faith deposit in the amount of 5% of the bid by way of a bid bond from a surety insurer authorized to do business in the STATE OF FLORIDA as surety or a certified check or cashier's check accompanying the bid.

PERFORMANCE BOND AND LABOR AND MATERIAL PAYMENT BOND'S are required from any persons or parties entering into a formal contract with the STATE OF FLORIDA for contracts in total excess of \$100,000.00 for construction, additions, renovations, repairs, or demolition of any public building pursuant to Section 255.05(1)(a), Florida Statutes.

**PROCUREMENT RULES AND INFORMATION:**

All questions related to this procurement should be addressed to:  
 MPMG Range Electrical Upgrade  
 Department of Military Affairs – CFMO  
 2305 State Road 207  
 St. Augustine, Florida 32092  
 E-Mail Address: [cmocontracting@fl.ngb.army.mil](mailto:cmocontracting@fl.ngb.army.mil)

Any questions from proposers concerning this solicitation shall be submitted in writing, identifying the submitter, to the contact listed above at the address specified above by email no later than the date April 10, 2009, 4:00 p.m.

All questions and answers/changes to the solicitation will be provided in writing and posted on the DMS Vendor Bid System (VBS). It is the prospective contractor's responsibility to check periodically for any information updates to the solicitations which are posted to the VBS. The Department of Military Affairs bears no responsibility for any delays, or resulting impacts, associated with a prospective contractor's failure to obtain information made available through the DMS Vendor Bid System.



INFORMATION WILL NOT BE AVAILABLE BY TELEPHONE. All information received through any oral communication shall not be binding on the Department of Military Affairs and shall not be relied upon by an offerer.

**MANDATORY PRE-BID MEETING:**

**DATE AND TIME:** Tuesday, March 24, 2009, 10:00 a.m.

**PLACE:** Post Headquarters, Building 2300  
Blue Conference Room  
Camp Blanding Joint Training Center  
5629 State Road 16 West  
Starke, Florida 32091

All interested parties should call: Mrs. Sandie Burchfield at (904)823-0252 or email your list of attendees to [cmocontracting@fl.ngb.army.mil](mailto:cmocontracting@fl.ngb.army.mil) to be placed on the access list by 4:00 p.m., March 23, 2009. All Contractors and subcontractors interested in bidding on this project are invited to attend.

Sealed bids will be received, publicly opened and read aloud on:

**BIDS/RESPONSES TRANSMITTED ELECTRONICALLY WILL NOT BE CONSIDERED. BIDS/RESPONSES RECEIVED AT THE LOCATION DESIGNATED AFTER THE EXACT TIME SPECIFIED FOR RECEIPT WILL NOT BE CONSIDERED.**

**DATE AND TIME:** Wednesday, April 22, 2009, 2:00 p.m.

**PLACE:** Post Headquarters, Building 2300  
Blue Conference Room  
Camp Blanding Joint Training Center  
5629 State Road 16 West  
Starke, Florida 32091

**MARK ENVELOPES: DO NOT OPEN – SEALED BID** for Project Number 205183 MPMG Electrical Upgrade, Camp Blanding Joint Training Center, Building 2300, Starke, Florida 32091, Attn.: LTC Bob Thomas.

Bids submitted prior to the bid opening via courier or U.S. Mail, are to be delivered in a SEALED package, marked as noted above, no later than 10:00 a.m., April 21, 2009 to: R.F. Ensslin Jr. Armory, 2305 SR 207, St. Augustine, FL 32086. Attn.: Contracting Section, Room 241. Bids delivered to any other location will not be accepted. Do not send sealed bids to Camp Blanding or any other Department of Military Affairs location. The Department of Military Affairs will not accept receipt of any bid unless delivered to the address listed in this solicitation.

**BID/PROPOSAL:** All responses must be submitted in a sealed package and shall be clearly marked on the outside of package with the above information. Department of Military Affairs is not responsible for the opening of any solicitation package which is not properly marked. It is the respondent's responsibility to assure its response is submitted in the place and time indicated in this solicitation. Also, all responses must be in full accordance with the requirements of the Drawings, Specifications, Bidding Conditions and Contractual

Conditions, and Non-Technical Specifications, which have been prepared by the Engineer as listed, and may be obtained as follows:

All technical questions regarding this procurement will be accepted in writing via email ONLY to: Mr. David Simes at [dsimes@simesandrosch.cm](mailto:dsimes@simesandrosch.cm). All questions will be answered in addendum form, posted on the Vendor Bid System and by email to all contact information listed on Interested Bidders List taken from the mandatory pre-bid meeting.

**ARCHITECT-ENGINEER:** Simes & Rosch, LLC

**TELEPHONE:** (904)260-3031

Make all checks or money orders payable to:

Simes & Rosch, LLC No Credit cards are accepted.

**DEPOSIT:** \$150.00 per set of Drawings and Specifications is required with a limit of two (2) sets per General Contractor or Prime Bidder and one set per electrical subcontractor. The deposit shall only be returned to those General Contractors, or Prime Bidders, or electrical subcontractors, who, after having examined the Drawings and Specifications:

- Submit a request for pre-qualification and fail to qualify, or
- Submit a bid (in the case of electrical subcontractor's submission of a bid to a prime bidder), and return the Drawings and Specifications in good condition within fifteen (15) days of the date of receipt of bids.

-OR-

FULL SETS of drawings and specifications may be purchased by payment of the printing and handling cost at the rate of \$150.00 per set.

**CONTRACT AWARD:** The lowest bid will be the bid from the responsive bidder that has submitted the lowest price for the base bid or base bid plus the additive alternates or less the deductive alternates chosen by the Agency to be included in or excluded from the proposed contract, taken in numerical order listed in the bid documents. The order of the alternates may be selected by the Agency in any sequence so long as such acceptance out of order does not alter the designation of the low bidder. The official Notice of Award Recommendation will be by electronic posting on the Department's website: [http://fcn.state.fl.us/owa\\_vbs/owa/vbs\\_www.main\\_menu](http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu).

Failure to file a protest within the time prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. If no protest is filed, the contract will be awarded to the qualified, responsible and responsive low bidder in accordance with Chapter 60D-5, F.A.C., by the Owner.

The State of Florida's performance and obligation to pay under this contract is contingent upon availability of funding and an annual appropriation by the Legislature.

For the purposes of this solicitation, the terms proposer, respondent, offerer and contractor/vendor are used interchangeably and mean a person(s) or firm(s) submitting a response to this solicitation, including joint ventures.

The complete advertisement of this project can be viewed in the Vendor Bid System, located on the [www.MyFloridaMarketPlace.com](http://www.MyFloridaMarketPlace.com) website.

NO VERBAL STATEMENTS MADE BY ANY STATE OF FLORIDA EMPLOYEE OR AGENCY REPRESENTATIVE WILL OPERATE TO SUPERSEDE INFORMATION PUBLISHED IN THIS SOLICITATION. ONLY WRITTEN ADDENDUMS ISSUED BY THE DEPARTMENT OF MILITARY AFFAIRS CONSTRUCTION AND FACILITY MANAGEMENT OFFICE OR ITS REPRESENTATIVES WILL OPERATE TO ALTER OR OTHERWISE AMEND THIS SOLICITATION.

**EARLY LEARNING COALITION OF CLAY, NASSAU, BAKER AND BRADFORD COUNTIES**

INVITATION TO NEGOTIATE (ITN)  
EARLY LEARNING SERVICES

The ELC of Clay, Nassau, Baker and Bradford Counties seeks Service Providers to provide services in one or more of four areas:

1. School Readiness, including Eligibility Determination and Provider Reimbursement, Parent and Child Services, and Provider Development, Support and Training.
2. Inclusion Services.
3. Child Care Resource and Referral.
4. Voluntary Prekindergarten, including Eligibility Determination and Provider Reimbursement, Parent and Child Services, and Provider Development, Support and Training.

The ELC encourages proposals for each individual component, or for a combination of components.

Copies of the Invitation to Negotiate for service provision are available at: [www.elcofcnb.org](http://www.elcofcnb.org), 1845 Town Center Blvd., Suite 150, Orange Park, FL 32003, or by calling Steve Mountain at (904)213-3999.

**TAYLOR COUNTY BOARD OF COUNTY COMMISSIONERS**

NOTICE OF REQUEST FOR QUALIFICATIONS  
FOR GENERAL ENGINEERING SERVICES

The Taylor County Board of County Commissioners of Taylor County, Florida, in conformance with the Consultants' Competitive Negotiations Act (CCNA), Florida Statutes Section 287.055, et seq. and the policies and procedures of Taylor County is soliciting sealed statements of qualifications from qualified engineering firms that are interested in providing general engineering services for various planning, grants and public works studies, design, plans production, projects, construction management and inspection services.

Qualified firms or individuals desiring to provide the required products or services must submit nine (9) packages in a sealed envelope or similar package marked "Sealed RFQ for Taylor County, Florida, Continuing Consultant Contracts for Engineering Services" to: Clerk of Court, 1st Floor, Courthouse, 108 North Jefferson Street, Suite 102, or P. O. Box 620, Perry, Florida 32348, to arrive no later than 4:00 p.m., (Local Time), on the 17th of March, 2009. All RFQs MUST have the respondents name and mailing address clearly shown on the outside of the envelope or package when submitted. RFQs will be opened and respondents announced at 6:15 p.m. (Local Time), or as soon thereafter as practical, on the 17th of March, 2009, in the Taylor County Administrative Complex, 201 East Green Street, Perry, Florida 32347.

RFQ information MUST be obtained from: Clerk of Court, 1st Floor, Courthouse, 108 North Jefferson Street, Suite 102, Perry, Florida 32348, (850)838-3506.

The County reserves the right, in its sole and absolute discretion, to reject any or all RFQs, to cancel or withdraw this solicitation at any time and waive any irregularities in the RFQ process. The County reserves the right to award any contract to the respondent which it deems to offer the best overall service. The County, in its sole and absolute discretion, also reserves the right to waive any minor defects in the process and to accept the proposal deemed to be in the County's best interest. No faxed RFQs will be accepted.

**Section XII  
Miscellaneous**

**DEPARTMENT OF EDUCATION**

Annual State Application Under Part B of  
the Individuals with Disabilities Education Act

In order to receive a grant under Part B of the Individuals with Disabilities Education Act (IDEA), states must submit an application annually. The public participation requirements relevant to Part B are set forth in the Part B regulations at 34 CFR 300.165 and in section 441(b)(7) of the General Education Provisions Act (GEPA). In accordance with the GEPA requirements, states are required to make the Part B Application available to the public for a period of 60 days, and accept comments for a period of 30 days. Florida's Part B Application will be available to the public until May 11, 2009, on the Florida Department of Education, Bureau of Exceptional Education and Student Services Web site at [www.fldoe.org/ese/](http://www.fldoe.org/ese/). Comments will be accepted between March 13, 2009, and April 20, 2009. Comments may be submitted in writing: Dr. Kim Komisar, Administrator, ESE

Program Administration and Quality Assurance, 325 West Gaines Street, Suite 614, Tallahassee, Florida 32399, email: Kim.Komisar@fldoe.org, Fax: (850)245-0953.

**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.: BLIM-11-2008-005  
 DATE RECEIVED: March 3, 2009  
 DEVELOPMENT NAME: ORANGE BOWL  
 DEVELOPER/AGENT: City of Miami/Holland & Knight  
 DEVELOPMENT TYPE: 28-24.016, 28-24.023, F.A.C.  
 LOCAL GOVERNMENT: Miami

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 Section 380.06(4)(a), Florida Statutes.

FILE NO.: BLID-01-2008-003  
 DATE RECEIVED: March 3, 2009  
 DEVELOPMENT NAME: YELLOW RIVER RANCH  
 DEVELOPER/AGENT: Yellow River Ranch/Linda Loomis Shelley  
 DEVELOPMENT TYPE: 28-24.023, 28-24.031, F.A.C.  
 LOCAL GOVERNMENT: Okaloosa County

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 Scooters Management, LLC, intends to allow the establishment of Mobility Tech, Inc. d/b/a Charlie's Scooter Depot, as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 5720 North Florida Avenue, Unit 2, Tampa (Hillsborough County), Florida 33604, on or after April 13, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Mobility Tech, Inc. d/b/a Charlie's Scooter Depot are dealer operator(s): Carlos Urbizu, 5720 North Florida Avenue, Unit 2, Tampa, Florida 33604; principal investor(s): Carlos Urbizu, 5720 North Florida Avenue, Unit 2, Tampa, Florida 33604.

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: Neil Aussenberg, Scooters Management, LLC, 6910 Renwick, Suite C, Houston, Texas 77081.

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 Scooters Management, LLC, intends to allow the establishment of Mobility Tech, Inc. d/b/a Charlie's Scooter Depot, as a dealership for the sale of motorcycles manufactured by Zhejiang Xingyue Vehicle Co. Ltd. (ZXYV) at 5720 North Florida Avenue, Unit 2, Tampa (Hillsborough County), Florida 33604, on or after April 13, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Mobility Tech, Inc. d/b/a Charlie's Scooter Depot are dealer operator(s): Carlos Urbizu, 5720 North Florida Avenue, Unit 2, Tampa, Florida 33604; principal investor(s): Carlos Urbizu, 5720 North Florida Avenue, Unit 2, Tampa, Florida 33604.

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: Neil Aussenberg, Scooters Management, LLC, 6910 Renwick, Suite C, Houston, Texas 77081.

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 Genuine Scooters, LLC, intends to allow the establishment of KOAA, Inc. d/b/a Florida Keys Cycle, as a dealership for the sale of motorcycles manufactured by LML Limited (LMLL) at 2222 Roosevelt Boulevard, Key West, (Monroe County), Florida 33040, on or after February 25, 2009.

The name and address of the dealer operator(s) and principal investor(s) of KOAA, Inc. d/b/a Florida Keys Cycle are dealer operator(s): Al Crockett, 3320 Riviera Drive, Key West, Florida 33040; principal investor(s): Al Crockett, 3320 Riviera Drive, Key West, Florida 33040.

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: Jim Kolbe, Genuine Scooters, LLC, 5400 North Damen Avenue, Chicago, Illinois 60625.

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 Genuine Scooters, LLC, intends to allow the establishment of KOAA, Inc. d/b/a Florida Keys Cycle, as a dealership for the sale of motorcycles manufactured by Motive Power Industry Co. Ltd. (MOTI) at 2222 Roosevelt Boulevard, Key West (Monroe County), Florida 33040, on or after February 25, 2009.

The name and address of the dealer operator(s) and principal investor(s) of KOAA, Inc. d/b/a Florida Keys Cycle are dealer operator(s): Al Crockett, 3320 Riviera Drive, Key West, Florida 33040; principal investor(s): Al Crockett, 3320 Riviera Drive, Key West, Florida 33040.

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: Jim Kolbe, Genuine Scooters, LLC, 5400 North Damen Avenue, Chicago, Illinois 60625.

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 Forza Concept Cars, LLC, intends to allow the establishment of Forza Concept Cars, LLC, as a dealership for the sale of motorcycles manufactured by Kaitong Motorcycle Manufacture Co. Ltd. (KAIT) at 1360 North Goldenrod Road, Unit #1, Orlando (Orange County), Florida 32807, on or after February 26, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Forza Concept Cars, LLC are dealer operator(s): Ulas Baran Cetindemir, 1360 North Goldenrod

Road, Unit #1, Orlando, Florida 32807; principal investor(s): Ulas Baran Cetindemir, 1360 North Goldenrod Road, Unit #1, Orlando, Florida 32807.

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: Ulas Baran Cetindemir, Forza Concept Cars, LLC, 1360 North Goldenrod Road, Orlando, Florida 32807.

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 Scooters Management, LLC, intends to allow the establishment of Gator Moto, LLC, as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 7065 Northwest 22nd Street, Suite A, Gainesville, (Alachua County), Florida 32653, on or after April 13, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Gator Moto, LLC are dealer operator(s): Justin Jackrel, 7065 Northwest 22nd Street, Suite A, Gainesville, Florida 32653 and Ashley Smith, 7065 Northwest 22nd Street, Suite A, Gainesville, Florida 32653; principal investor(s): Justin Jackrel, 7065 Northwest 22nd Street, Suite A, Gainesville, Florida 32653 and Ashley Smith, 7065 Northwest 22nd Street, Suite A, Gainesville, Florida 32653.

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: Neil Aussenberg, Scooters Management, LLC, 6910 Renwick, Suite C, Houston, Texas 77081.

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 Scooters Management, LLC, intends to allow the establishment of Gator Moto, LLC, as a dealership for the sale of motorcycles manufactured by Zhejiang Xingyue Vehicle Co. Ltd. (ZXYV) at 7065 Northwest 22nd Street, Suite A, Gainesville (Alachua County), Florida 32653, on or after April 13, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Gator Moto, LLC are dealer operator(s): Justin Jackrel, 7065 Northwest 22nd Street, Suite A, Gainesville, Florida 32653 and Ashley Smith, 7065 Northwest 22nd Street, Suite A, Gainesville, Florida 32653; principal investor(s): Justin Jackrel, 7065 Northwest 22nd Street, Suite A, Gainesville, Florida 32653 and Ashley Smith, 7065 Northwest 22nd Street, Suite A, Gainesville, Florida 32653.

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: Neil Aussenberg, Scooters Management, LLC, 6910 Renwick, Suite C, Houston, Texas 77081.

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 Kitai Powersports, Inc., as a dealership for the sale of motorcycles manufactured by JI-EE Industry Co. Ltd. (JIEE) at 228 3rd Street North, Jacksonville Beach (Duval County), Florida 32250, on or after March 25, 2009.

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, St. Augustine, Florida 32092; principal investor(s): Rustin Murray, 400 North Pimlico, 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 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 Less  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Pacific Rim International West, Inc., intends to allow the establishment of M & S Scooters, Inc., as a dealership for the sale of motorcycles manufactured by Yongkang Haili Industrial Co. Ltd. (HAIL) at 14673 US Highway 301 South, Starke (Bradford County), Florida 32091, on or after February 26, 2009.

The name and address of the dealer operator(s) and principal investor(s) of M & S Scooters, Inc. are dealer operator(s): Mahmoud Montaser, 14673 US Highway 301 South, Starke, Florida 32091; principal investor(s): Mahmoud Montaser, 14673 US Highway 301 South, Starke, Florida 32091.

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: Wendy Yu, Pacific Rim International West, Inc., 2260 South Archibald Avenue, Unit E, Ontario, California 91761.

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 Rim International West, Inc., intends to allow the establishment of M & S Scooters, Inc., as a dealership for the sale of motorcycles manufactured by Yongkang Haili Industrial Co. Ltd. (HAIL) at 17805 Northeast US Highway 301, Waldo (Alachua County), Florida 32694, on or after February 26, 2009.

The name and address of the dealer operator(s) and principal investor(s) of M & S Scooters, Inc. are dealer operator(s): Mahmoud Montaser, 17805 Northeast US Highway 301, Waldo, Florida 32694; principal investor(s): Mahmoud Montaser, 17805 Northeast US Highway 301, Waldo, Florida 32694.

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: Wendy Yu, Pacific Rim International West, Inc., 2260 South Archibald Avenue, Unit E, Ontario, California 91761.

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 Keeway America, LLC, intends to allow the establishment of Mojo Power Sports, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Qianjiang Motorcycle Co. Ltd. (ZHQM) at 707 West Bay Drive, Largo (Pinellas County), Florida 33770, on or after February 25, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Mojo Power Sports, Inc. are dealer operator(s): Michael J. Fisher, 707 West Bay Drive, Largo, Florida 33770; principal investor(s): Michael J. Fisher, 707 West Bay Drive, Largo, Florida 33770.

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: Zhong Zhuang, President, Keeway America, LLC, 2912 Skyway Circle North, Irving, Texas 75038.

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 Keeway America, LLC, intends to allow the establishment of Retro Unlimited, Inc., as a dealership for the sale of motorcycles manufactured by Zhejiang Qianjiang Motorcycle Co. Ltd. (ZHQM) at 12930 34th Street North, Clearwater (Pinellas County), Florida 33762, on or after February 25, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Retro Unlimited, Inc. are dealer operator(s): Edward G. Dryer, III, 12930 34th Street North, Clearwater, Florida 33762; principal investor(s): Edward G. Dryer, III, 12930 34th Street North, Clearwater, Florida 33762.

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: Zhong Zhuang, President, Keeway America, LLC, 2912 Skyway Circle North, Irving, Texas 75038.

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 Verucci Motorcycles, LLC, intends to allow the establishment of Stay Safe, LLC, as a dealership for the sale of motorcycles manufactured by Benzhou Vehicle Industry Group Co. Ltd. (SHWI) at 1721 1st East Street, Bradenton (Manatee County), Florida 34208, on or after February 1, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Stay Safe, LLC are dealer operator(s): Ralph Torres, 1721 1st East Street, Bradenton, Florida 34208; principal investor(s): Ralph Torres, 1721 1st East Street, Bradenton, Florida 34208.

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: Joyce Haddad, Verucci Motorcycles, LLC, 7836 Northwest 46 Street, Miami, Florida 33166.

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 Verucci Motorcycles, LLC, intends to allow the establishment of Stay Safe, LLC, as a dealership for the sale of motorcycles manufactured by Zhejiang Taizhou Wangye Power Co. Ltd. (ZHEJ) at 1721 1st East Street, Bradenton (Manatee County), Florida 34208, on or after February 1, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Stay Safe, LLC are dealer operator(s): Ralph Torres, 1721 1st East Street, Bradenton, Florida 34208; principal investor(s): Ralph Torres, 1721 1st East Street, Bradenton, Florida 34208.

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: Joyce Haddad, Verucci Motorcycles, LLC, 7836 Northwest 46 Street, Miami, Florida 33166.

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 Eurospeed USA, Inc., intends to allow the establishment of Schumacher Buick Olds, Inc., as a dealership for the sale of motorcycles manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 3031 Okeechobee Boulevard, West Palm Beach (Palm Beach County), Florida 33409, on or after April 3, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Schumacher Buick Olds, Inc. are dealer operator(s): Charles Schumacher, 3031 Okeechobee Boulevard, West Palm Beach, Florida 33409; principal investor(s): Charles Schumacher, 3031 Okeechobee Boulevard, West Palm Beach, Florida 33409.

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

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



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

A copy of such petition or complaint must also be sent by U.S. Mail to: Michael P. Healey, President, Eurospeed USA, Inc., 500 Main Street, Ansonia, Connecticut 06401.

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 Cobra Scooters, LLC, intends to allow the establishment of Sunset Point Scooters, Inc. d/b/a Sunset Scooters, as a dealership for the sale of motorcycles manufactured by Taiwan Golden Bee Co. Ltd. (TAIW) at 2300 Sunset Point Road, Clearwater (Pinellas County), Florida 33763, on or after March 2, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Sunset Point Scooters, Inc. d/b/a Sunset Scooters are dealer operator(s): Gary D. Parr, 2300 Sunset Point Road, Clearwater, Florida 33763; principal investor(s): Douglas V. Vitello, 2300 Sunset Point Road, Clearwater, Florida 33763.

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: Robert P. Bates, Cobra Scooters, LLC, 3939 Royal Drive Northwest, Suite 139, Kennesaw, Georgia 30144.

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."

---

**AGENCY FOR HEALTH CARE ADMINISTRATION**

The Agency for Health Care Administration has received an application for an emergency service exemption from Halifax Health Medical Center located at 303 N. Clyde Morris Blvd., Daytona Beach, FL 32115 pursuant to Section 395.1041(3), Florida Statutes and Rule 59A-3.255, Florida Administrative Code. The hospital is requesting an emergency service exemption for Plastic Surgery. Comments received within 15 days of publication will be considered by the Agency prior to making a determination of exemption status.

Additional information may be obtained by writing: Agency for Health Care Administration, Attention: Julie Young, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, (850)487-2717 or by e-mail at [youngj@ahca.myflorida.com](mailto:youngj@ahca.myflorida.com).

---

The Agency for Health Care Administration has received an application for an emergency service exemption from Lake Wales Medical Center located at 410 South 11th Street, Lake Wales, FL 33853 pursuant to Section 395.1041(3), Florida Statutes and Rule 59A-3.255, Florida Administrative Code. The hospital is requesting an emergency service exemption for Neurology. Comments received within 15 days of publication will be considered by the Agency prior to making a determination of exemption status.

Additional information may be obtained by writing: Agency for Health Care Administration, Attention: Jessica Munn, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, by phone at (850)487-2717 or by e-mail: [munnj@ahca.myflorida.com](mailto:munnj@ahca.myflorida.com).

---

The Agency for Health Care Administration has received an application for an emergency service exemption from Lake Wales Medical Center located at 410 South 11th Street, Lake Wales, FL 33853 pursuant to Section 395.1041(3), Florida Statutes and Rule 59A-3.255, Florida Administrative Code. The hospital is requesting an emergency service exemption for Gynecology. Comments received within 15 days of publication will be considered by the Agency prior to making a determination of exemption status.

Additional information may be obtained by writing: Agency for Health Care Administration, Attention: Jessica Munn, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, by phone at (850)487-2717 or by e-mail at [munnj@ahca.myflorida.com](mailto:munnj@ahca.myflorida.com).

---

The Agency for Health Care Administration has received an application for an emergency service exemption from Lake Wales Medical Center located at 410 South 11th Street, Lake Wales, FL 33853 pursuant to Section 395.1041(3), Florida Statutes and Rule 59A-3.255, Florida Administrative Code. The hospital is requesting an emergency service exemption for Gastroenterology. Comments received within 15 days of publication will be considered by the Agency prior to making a determination of exemption status.

Additional information may be obtained by writing: Agency for Health Care Administration, Attention: Jessica Munn, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, by phone at (850)487-2717 or by e-mail: [munnj@ahca.myflorida.com](mailto:munnj@ahca.myflorida.com).

---

The Agency for Health Care Administration has received an application for an emergency service exemption from Lake Wales Medical Center located at 410 South 11th Street, Lake Wales, FL 33853 pursuant to Section 395.1041(3), Florida Statutes and Rule 59A-3.255, Florida Administrative Code. The hospital is requesting an emergency service exemption for Vascular Surgery. Comments received within 15 days of publication will be considered by the Agency prior to making a determination of exemption status.

Additional information may be obtained by writing: Agency for Health Care Administration, Attention: Jessica Munn, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, by phone at (850)487-2717 or by e-mail: [munnj@ahca.myflorida.com](mailto:munnj@ahca.myflorida.com).

---

The Agency for Health Care Administration has received an application for an emergency service exemption from Lake Wales Medical Center located at 410 South 11th Street, Lake Wales, FL 33853 pursuant to Section 395.1041(3), Florida Statutes and Rule 59A-3.255, Florida Administrative Code. The hospital is requesting an emergency service exemption for Urology. Comments received within 15 days of publication will be considered by the Agency prior to making a determination of exemption status.

Additional information may be obtained by writing: Agency for Health Care Administration, Attention: Jessica Munn, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, by phone at (850)487-2717 or by e-mail: [munnj@ahca.myflorida.com](mailto:munnj@ahca.myflorida.com).

---

The Agency for Health Care Administration has received an application for an emergency service exemption from Lake Wales Medical Center located at 410 South 11th Street, Lake Wales, FL 33853 pursuant to Section 395.1041(3), Florida Statutes and Rule 59A-3.255, Florida Administrative Code. The hospital is requesting an emergency service exemption for

Pediatrics. Comments received within 15 days of publication will be considered by the Agency prior to making a determination of exemption status.

Additional information may be obtained by writing to the Agency for Health Care Administration, Attention: Jessica Munn, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, by phone at (850)487-2717 or by e-mail: [munnj@ahca.myflorida.com](mailto:munnj@ahca.myflorida.com).

---

The Agency for Health Care Administration has received an application for an emergency service exemption from Lake Wales Medical Center located at 410 South 11th Street, Lake Wales, FL 33853 pursuant to Section 395.1041(3), Florida Statutes and Rule 59A-3.255, Florida Administrative Code. The hospital is requesting an emergency service exemption for Otolaryngology. Comments received within 15 days of publication will be considered by the Agency prior to making a determination of exemption status.

Additional information may be obtained by writing: Agency for Health Care Administration, Attention: Jessica Munn, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, by phone at (850)487-2717 or by e-mail: [munnj@ahca.myflorida.com](mailto:munnj@ahca.myflorida.com).

---

The Agency for Health Care Administration has received an application for an emergency service exemption from Lake Wales Medical Center located at 410 South 11th Street, Lake Wales, FL 33853 pursuant to Section 395.1041(3), Florida Statutes and Rule 59A-3.255, Florida Administrative Code. The hospital is requesting an emergency service exemption for Orthopedics. Comments received within 15 days of publication will be considered by the Agency prior to making a determination of exemption status.

Additional information may be obtained by writing: Agency for Health Care Administration, Attention: Jessica Munn, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, by phone at (850)487-2717 or by e-mail: [munnj@ahca.myflorida.com](mailto:munnj@ahca.myflorida.com).

---

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

---

The Department of Environmental Protection (Department) gives notice of its intent to issue a variance (File #0139109-010-EV-VR, MOS-PC-VA (2008)) to Mosaic Fertilizer, LLC (Mosaic), Post Office Box 2000, Mulberry, Florida 33860-1100 under Section 378.212(1)(b), Florida Statutes (F.S.), from the reclamation timing requirements defined in Section 378.209(1), F.S. and paragraph 62C-16.0051(12)(b), Florida Administrative Code (F.A.C.) for the Payne Creek Mine in Polk and Hardee Counties. The

variance is required for delays in reclamation due to limited availability of fill material because of a temporary shutdown of mining operations. The variance is granted for a ten-year period ending June 1, 2018.

Mediation is not available.

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received by the clerk) in the Office of General Counsel of the Department, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

Under subsection 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, before the applicable deadline. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon. If a request is filed late, the Department may still grant it upon a motion by the requesting party showing that the failure to file a request for an extension of time before the deadline was the result of excusable neglect. If a timely and sufficient petition for an administrative hearing is filed, other persons whose substantial interests will be affected by the outcome of the administrative process have the right to petition to intervene in the proceeding. Intervention will be permitted only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

In accordance with Section 378.212(3), F.S., petitions for an administrative hearing by the applicant must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first. Under Section 120.60(3), F.S., however, any person who has asked the Department for notice of agency action may file a petition within 14 days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S.

A petition that disputes the material facts on which the Department's action is based must contain the following information:

- (a) The name and address of each agency affected and each agency's file or identification number, if known;
- (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination;
- (c) A statement of when and how the petitioner received notice of the agency decision;
- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action;
- (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C. Under Sections 120.569(2)(c) and (d), F.S., a petition for administrative hearing must be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed.

This intent to issue a variance constitutes an order of the Department. Subject to the provisions of Section 120.68(7)(a), F.S., which may require a remand for an administrative hearing, the applicant has the right to seek judicial review of the order under Section 120.68, F.S., by the filing of a notice of appeal under rule 9.110 of the Florida Rules of Appellate Procedure with: Clerk of the Department, Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000; and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when the order is filed with the Clerk of the Department.

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 February 4-26, 2009

1. Everglades Correctional Institution – FLR04E122
2. City of Flagler Beach – FLR04E102
3. City of Umatilla – FLR04E108

Comments may be mailed to the following address:

Steven Kelly  
NPDES Stormwater Program  
2600 Blair Stone Road, MS #2500  
Tallahassee, Florida 32399-2400

---

The Department of Environmental Protection gives notice of its intent to grant a variance under Section 403.201, F.S., from the provisions of paragraphs 62-4.244(5)(c), 62-4.242(2)(a), (2)(b) F.A.C., to Gulfstream Natural Gas Systems, LLC, 1905 Intermodal Circle, Port Manatee, FL 34221, (File No. 52-0166697-042, OGC No.: 08-2916) to temporarily establish a turbidity mixing zone greater than 150 meters and to allow the ambient water quality to be lowered within an Outstanding Florida Water for a period beginning from the effective date of issuance of the variance through December 1, 2009. The Department's file on this matter is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at: Department of Environmental Protection, 13051 North Telecom Parkway, Temple Terrace, FL 33637-0926, (813)632-7600.

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, Florida Statutes. The petition must contain the information set forth below and must be filed (received by the clerk) in the

Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

Mediation under Section 120.573, F.S., is not available.

Because the administrative hearing process is designed to redetermine final agency action on the application, the filing of a petition for an administrative hearing may result in a modification of the agency action or even a denial of the application. If a sufficient petition for an administrative hearing or request for an extension of time to file a petition is timely filed, this agency action automatically becomes only proposed agency action on the application, subject to the result of the administrative review process. Accordingly, the applicant is advised not to commence construction or other activities in accordance with this variance until the deadlines noted below for filing a petition for an administrative hearing, or request for an extension of time has expired.

Under subsections 28-106.111(3) and 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, before the applicable deadline. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon. If a request is filed late, the Department may still grant it upon a motion by the requesting party showing that the failure to file a request for an extension of time before the deadline was the result of excusable neglect.

In the event that a timely and sufficient petition for an administrative hearing is filed, other persons whose substantial interests will be affected by the outcome of the administrative process have the right to petition to intervene in the proceeding. Any intervention will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

In accordance with subsection 28-106.111(2) and paragraph 62-110.106(3)(a) and subsection(4), F.A.C., petitions for an administrative hearing by the applicant must be filed within 14 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 14 days of publication of the notice or within 14 days of receipt of the written notice, whichever occurs first.

Under Section 120.60(3), F.S., however, any person who has asked the Department for notice of agency action may file a petition within 14 days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S.

A petition that disputes the material facts on which the Department's action is based must contain the following information: (a) The name and address of each agency affected and each agency's file or identification number, if known; (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination; (c) A statement of when and how the petitioner received notice of the agency decision; (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate; (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action; and (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action; (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C. Under Sections 120.569(2)(c) and (d), F.S., a petition for administrative hearing must be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed.

This action is final and effective on the date filed with the Clerk of the Department unless a petition is filed in accordance with the above. Upon the timely filing of a petition this order will not be effective until further order of the Department.

This variance constitutes an order of the Department. The applicant has the right to seek judicial review of the order under Section 120.68, Florida Statutes, by the filing of a notice of appeal under Rule 9.110, Florida Rules of Appellate

Procedure, with: Clerk of the Department, Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000; and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when the final order is filed with the Clerk of the Department.

---

#### FLORIDA STATE CLEARINGHOUSE

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. A list of projects, comments deadlines and the address for providing comments are available at [http://www.dep.state.fl.us/secretary/oip/state\\_clearinghouse/](http://www.dep.state.fl.us/secretary/oip/state_clearinghouse/). For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

---

#### DEPARTMENT OF HEALTH

On March 2, 2009, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Zenaida Falcon (a.k.a. Zenaida Falcon Rodriguez), D.D.S. license number DN 13243. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

---

On February 26, 2009, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General, issued an Order of Emergency Suspension Order with regard to the license of Jill Crawford, R.N. license number RN 1320532. This Emergency Suspension Order was predicated upon the State Surgeon General's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The State Surgeon General determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

---

#### FINANCIAL SERVICES COMMISSION

##### NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received a written withdrawal of the following application:

APPLICATION WITHDRAWN

Application to Acquire Control of A Financial Institution  
Financial Institution to be Acquired: Integrity Bank, Jupiter, Florida

Proposed Control Group: Kenneth Kennerly, Calvin Cartwright, Edward Sacks, Joseph Ernest and Lionel Vickar  
Date of Application: January 31, 2008

Withdrawn: February 27, 2009

---

**FLORIDA MEDICAL MALPRACTICE JOINT UNDERWRITING ASSOCIATION**

The Alvin E. Smith Safety of Health Care Services Grant Program

The Florida Medical Malpractice Joint Underwriting Association (FMMJUA) announces the availability of up to \$2 million in grants for partnerships to improve the safety of health care services. The deadline for grant applications submitted in response to this Request for Applications (RFA) is June 11, 2009; the FMMJUA Board of Governors will make the final decisions September 9, 2009.

The FMMJUA intends to commit up to \$2 million in funds to finance an unspecified number of grants. Eligible applicants include any agency or institution located in Florida whose function includes activities intended to improve the safety of health care services. Applicants should propose projects that seek to (1) identify, develop, test and implement safe practice interventions in inpatient and/or outpatient settings, and (2) disseminate these interventions to other institutions via validated tools, products and/or health care safety toolkits.

The goal of the FMMJUA RFA is to improve the safety in the delivery of health care services to all Floridians. The RFA notes that “The number of patients in the United States and in the state of Florida harmed by the delivery of health care services is unacceptably high.”

This is a new grant program offered by the FMMJUA. Applications can be made for projects of up to two years in duration. To learn more about the RFA please visit the FMMJUA Web site: [www.fmmjua.com](http://www.fmmjua.com). To learn more about the Florida medical malpractice industry you may view the Office of Insurance Regulation’s annual report.

About the Florida Medical Malpractice Joint Underwriting Association:

The FMMJUA is a state sanctioned insurance plan for medical malpractice coverage, and provides professional liability insurance coverage for health care providers that cannot find coverage in the open market. The FMMJUA’s professional liability policies offer coverage for individual physicians, surgeons, dentists, nurses, physician partnerships or corporations, hospitals, medical facilities and other health care providers operating in Florida. The Florida Legislature created the FMMJUA under Section 627.351(4), Florida Statutes.

Contact: General Manager of the FMMJUA, Preston E. Cowie  
Email: [frankie@fmmjua.org](mailto:frankie@fmmjua.org)

---

**Section XIII**  
**Index to Rules Filed During Preceding Week**

**RULES FILED BETWEEN February 23, 2009  
 and February 27, 2009**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
----------	-----------	----------------	-------------------	------------------

**DEPARTMENT OF CORRECTIONS**

33-208.507	2/27/09	3/19/09	35/2	
------------	---------	---------	------	--

**DEPARTMENT OF HEALTH**

**Board of Medicine**

64B8-1.007	2/25/09	3/17/09	35/3	
64B8-4.009	2/25/09	3/17/09	35/3	

**Board of Nursing**

64B9-8.009	2/27/09	3/19/09	34/49	
64B9-8.011	2/27/09	3/19/09	34/49	

**Board of Nursing Home Administrators**

64B10-11.0011	2/26/09	3/18/09	34/53	
64B10-12.010	2/26/09	3/18/09	34/53	
64B10-12.011	2/26/09	3/18/09	34/53	
64B10-12.012	2/26/09	3/18/09	34/53	
64B10-12.016	2/26/09	3/18/09	34/53	

**Council of Licensed Midwifery**

64B24-7.018	2/25/09	3/17/09	34/49	
-------------	---------	---------	-------	--

**Division of Environmental Health**

64E-5.1203	2/24/09	3/16/09	34/48	
64E-5.1204	2/24/09	3/16/09	34/48	
64E-5.1205	2/24/09	3/16/09	34/48	
64E-5.1206	2/24/09	3/16/09	34/48	
64E-5.1207	2/24/09	3/16/09	34/48	

**Division of Emergency Medical Operations**

64J-3.001	2/25/09	3/17/09	34/43	35/2
-----------	---------	---------	-------	------

**FISH AND WILDLIFE CONSERVATION  
 COMMISSION**

**Freshwater Fish and Wildlife**

68A-15.005	2/27/09	5/1/09	34/53	35/8
------------	---------	--------	-------	------

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
----------	-----------	----------------	-------------------	------------------

**Marine Fisheries**

68B-42.001	2/27/09	7/1/09	34/53	35/8
68B-42.002	2/27/09	7/1/09	34/53	35/8
68B-42.004	2/27/09	7/1/09	34/53	35/8
68B-42.005	2/27/09	7/1/09	34/53	35/8
68B-42.006	2/27/09	7/1/09	34/53	35/8
68B-42.0065	2/27/09	7/1/09	34/53	35/8
68B-42.007	2/27/09	7/1/09	34/53	35/8
68B-42.009	2/27/09	7/1/09	34/53	35/8

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of State Fire Marshal**

69A-37.0335	2/27/09	3/19/09	34/34	
69A-37.0336	2/27/09	3/19/09	34/34	
69A-37.036	2/27/09	3/19/09	34/34	34/52
69A-37.037	2/27/09	3/19/09	34/34	
69A-37.039	2/27/09	3/19/09	34/34	34/52
69A-37.0527	2/27/09	3/19/09	34/34	
69A-37.054	2/27/09	3/19/09	34/34	34/52
69A-37.055	2/27/09	3/19/09	34/34	34/52
69A-37.056	2/27/09	3/19/09	34/34	34/52
69A-37.057	2/27/09	3/19/09	34/34	
69A-37.058	2/27/09	3/19/09	34/34	34/52

**Division of Workers' Compensation**

69L-3.0046	2/24/09	3/16/09	34/48	
69L-3.025	2/24/09	3/16/09	34/48	
69L-10.006	2/24/09	3/16/09	34/48	
69L-10.012	2/24/09	3/16/09	34/48	
69L-10.015	2/24/09	3/16/09	34/48	
69L-10.016	2/24/09	3/16/09	34/48	
69L-10.017	2/24/09	3/16/09	34/48	
69L-10.019	2/24/09	3/16/09	34/48	