

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

**RULE NO.:** 6A-1.0955  
**RULE TITLE:** Education Records of Pupils and Adult Students

**PURPOSE AND EFFECT:** The 2009 Legislature revised Florida’s student records law in order to ensure that it aligns with federal requirements. Section 1002.22, Florida Statutes, now directs the Department of Education to review the provisions of the Family Education Rights and Privacy Act (FERPA) to ensure that it complies with certain protections and notices and adopts rules to administer Florida’s student record laws provision. The purpose of this rule development is to revise the rule on student records to reflect recent revisions to Section 1002.22, Florida Statutes, and 34 C.F.R. 99.1, et seq. in order to ensure that Florida’s student records law is compliant with FERPA. The revisions will update statutory references, delete obsolete references and provisions, amend definitions, revise record keeping and notice requirements, and make other revisions necessary to ensure compliance with FERPA and establish the obligations of public schools and agencies when managing these records. The effect will be a rule that reflects the current requirements of FERPA and provides public schools with a framework for complying with student records requirements.

**SUBJECT AREA TO BE ADDRESSED:** Requirements for the creation and maintenance of student records and the rights of access, challenge, waiver, privacy and notice related to student records.

**RULEMAKING AUTHORITY:** 1001.02, 1002.22(3), 1003.23(5) FS.

**LAW IMPLEMENTED:** 1001.51(12), 1001.52(2), 1002.22, 1003.25, 1008.386, 1008.405 FS.

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

**DATE AND TIME:** September 25, 2009, 9:00 a.m.

**PLACE:** Via conference call at (888)808-6959, Conference Code 6351196864; Anyone wishing to attend in person: Department of Education, 325 West Gaines Street, Room 1706, Tallahassee, Florida at the time provided above.

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Margaret O’Sullivan Parker, Office of the General Counsel, 325 West Gaines Street, Suite 1244, Tallahassee, FL 32399; (850)245-0442. To request a rule development workshop,

please contact: Lynn Abbott, Agency Clerk, Department of Education, (850)245-9661 or e-mail [lynn.abbott@fldoe.org](mailto:lynn.abbott@fldoe.org) or go to <https://app1.fldoe.org/rules/default.aspx>.

**DEPARTMENT OF REVENUE**

**Sales and Use Tax**

<b>RULE NO.:</b>	<b>RULE TITLE:</b>
12A-1.0115	Sales of Food Products Served, Prepared, or Sold in or by Restaurants, Lunch Counters, Cafeterias, Caterers, Hotels, Taverns, or Other Like Places of Business and by Transportation Companies

**PURPOSE AND EFFECT:** The purpose of this rule development is to establish provisions regarding the application of tax to charges by a caterer, or any other person, for planning, designing, coordinating, or supervising an event where food or drinks are furnished, cooked, prepared, or served. This rule development will also establish the application of tax to items purchased or leased by caterers, or any other person, in planning, designing, coordinating, or supervising such an event.

**SUBJECT AREA TO BE ADDRESSED:** The subject area addressed is the application of sales tax to charges by, and to items purchased or leased by, caterers or any other person for planning, designing, coordinating, or supervising an event where food or drinks are furnished, cooked, prepared, or served.

**RULEMAKING AUTHORITY:** 212.17(6), 212.18(2), 213.06(1) FS.

**LAW IMPLEMENTED:** 212.02(14)(c), (10)(g), (12), (14), (15)(a), (16), (19), (20), 212.05(1)(a)1.a., 212.06(1)(a), 212.07(1)(b), (2), 212.08(1), (4)(a)1., (6), (7), 212.18(3)(c) FS.

**THE AGENCY ANTICIPATES CONDUCTING A RULE DEVELOPMENT WORKSHOP AT A FUTURE DATE. THE WORKSHOP WILL BE NOTICED IN THE FLORIDA ADMINISTRATIVE WEEKLY AND WILL INCLUDE, IF AVAILABLE, A PRELIMINARY DRAFT OF ANY PROPOSED RULE TEXT.**

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS:** Gary Gray, Revenue Program Administrator, Technical Assistance and Dispute Resolution, Department of Revenue, P. O. Box 7443, Tallahassee, Florida 32314-7443, telephone (850)922-4729, e-mail [grayg@dor.state.fl.us](mailto:grayg@dor.state.fl.us).

**NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT:** Any person requiring special accommodations to participate in any proceeding before the Technical Assistance and Dispute Resolution Office is asked to advise the Department at least 48 hours before such proceeding by contacting: Larry Green at (850)922-4830. Persons with

hearing or speech impairments may contact the Department by using the Florida Relay Service, which can be reached at (800)955-8770 (Voice) and (800)955-8771 (TDD).

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

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

**Division of Florida Highway Patrol**

RULE NO.:                    RULE TITLE:

15B-2.013                    Approved Speed Measuring Devices

PURPOSE AND EFFECT: The purpose of the proposed rule action is to amend the current rule to incorporate those speed measuring devices that have been approved since the last revision to Rule 15B-2.013, F.A.C.

SUBJECT AREA TO BE ADDRESSED: The proposed rule action revises the current Rule 15B-2.013, F.A.C., by incorporating those speed measuring devices that have been approved since the last revision.

RULEMAKING AUTHORITY: 316.1906 FS.

LAW IMPLEMENTED: 316.1906 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: September 28, 2009, 10:00 a.m.

PLACE: Neil Kirkman Building, Executive Conference Room A436, 2900 Apalachee Parkway, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Lt. Ronald W. Castleberry, Special Operations Command, Division of Florida Highway Patrol, Department of Highway Safety and Motor Vehicles, Room A315, Neil Kirkman Building, Tallahassee, Florida 32399-0500, (850)617- 2303

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

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

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

**DEPARTMENT OF CORRECTIONS**

RULE NO.:                    RULE TITLE:

33-601.202                    Use of Inmates in Public Works

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify the eligibility criteria of non-department supervisors.

SUBJECT AREA TO BE ADDRESSED: Use of Inmates in Public Works.

RULEMAKING AUTHORITY: 944.09, 946.40 FS.

LAW IMPLEMENTED: 944.09, 944.10, 946.002, 946.40 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:

33-601.202 Use of Inmates in Public Works.

(1) The Department is authorized to enter into agreements for the use of prisoners in public works with the following:

- (a) Any political subdivision of the State, including counties, municipalities, and special districts;
- (b) Any State agency or institution;
- (c) Any nonprofit corporation incorporated under Chapter 617, F.S.;
- (d) Any Federal entities or subdivisions.

(2) All agreements initiated by the preceding entities for the use of inmates under this rule shall be in writing and shall specify:

- (a) Whether supervision will be provided by the Department or by the contracting body or organization.
- (b) What out-of-pocket expenses, including but not limited to, special clothing, tools, equipment, and transportation, shall be reimbursed to the Department by the contracting body or organization. A payment schedule for any reimbursements shall be included.

(3) If the inmates are to be supervised by persons other than Department of Corrections employees, the written agreement shall include a provision requiring all non-Department of Corrections employees to complete a course of training in the supervision of inmates to be provided by the Department. The written agreement shall specify that initial training and annual refresher training is required for non-department personnel to supervise inmates.

(4) Inmates in the following categories shall be supervised by Department of Corrections employees only:

- (a) Those who are classified as close or medium custody;
- (b) Those who, after review by classification staff are determined by the warden, in the exercise of his judgment, to pose a threat of violence to the community;
- (c) Those who are sufficiently well-known that their presence in the community might result in undue public attention.

(5)(a) Except for the offenses listed below, any inmate who is convicted or has been previously convicted or adjudicated delinquent for any crime where a sex act was intended, attempted or completed shall not be eligible for assignment to a public works program.

1. Acts relating to prostitution;
2. Urinating in public;
3. Nude sunbathing or swimming;
4. Nude or semi-nude adult entertainment;
5. Exposure of buttocks (mooning);
6. Streaking.

(b) Classification staff shall obtain information as to the circumstances of the offense for inmates with an arrest history for a sex offense where there is no conviction and no inmate shall be permitted to participate in the public works program unless the circumstances of the offense clearly indicate that the inmate did not commit a crime. If information as to the circumstances cannot be obtained, the inmate shall not be assigned to public works.

~~(6) For each person not an employee of the Department of Corrections, who is to supervise inmates under this rule, the assistant warden or designee shall conduct a National Crime Information Center/Florida Crime Information Center (NCIC/FCIC) system criminal history background check.~~

(6)(7) Non-department supervisors.

(a) ~~Individuals~~ ~~Persons~~ other than Department of Corrections employees may supervise minimum and community custody inmates under this rule only upon the approval of the warden or ~~his~~ designee. In making this determination, the warden or designee shall consider the following:

1. The individual's criminal history as determined by an initial NCIC/FCIC background check;
2. Whether the individual is a relative, friend, or victim of any inmate at the institution;
3. The individual's ability to understand and communicate in English;
4. Any other factor that may impact the individual's ability to safely and effectively supervise inmates participating in a public works program.

(b) Upon approval by the warden or designee, a non-department supervisor shall be required to complete a 32-hour orientation and training course before being assigned to supervise inmates.

(c) Non-department supervisors shall be required to submit annually to an NCIC/FCIC background check, upon which the warden or designee shall reevaluate the individual's eligibility to supervise based on the criteria set forth in paragraph (a) of this subsection.

(d) Upon re-approval by the warden subsequent to the annual background check and evaluation, a non-department supervisor shall be required to complete an annual refresher training course.

(e) The warden may suspend or revoke a non-department supervisor's authorization to supervise when an incident occurs or when the warden receives information indicating that the individual is unable or unwilling to safely and effectively supervise inmates participating in a public works program.

~~(7)(8)~~ All inmates will be expected to carry out instructions as given by the non-Department of Corrections employee.

~~(8)(9)~~ The Department of Corrections is authorized to enter into agreements with any political subdivision to utilize medium and close custody inmates:

(a) When there are unmet labor needs existing for political subdivisions and the institution is not able to provide minimum or community custody inmates and the type of work and work location is conducive to armed supervision of inmates;

(b) When there exists an emergency which requires more inmates than available from the minimum or community custody inmate institutional complement.

Rulemaking Specific Authority 944.09, 946.40(1) FS. Law Implemented 944.09, 944.10(7), 946.002, 946.40(1) FS. History--New 6-20-84, Formerly 33-3.17, Amended 2-26-86, 10-31-86, 1-29-98, 8-13-98, Formerly 33-3.017, Amended 2-7-02, 12-28-04, \_\_\_\_\_.

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

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

PURPOSE AND EFFECT: Amendments are proposed to Rule 40D-4.091, Florida Administrative Code (F.A.C.), Publications and Agreements Incorporated by Reference, and the District's Environmental Resource Permit Information Manual, Part B, Basis of Review (BOR). Conditions for permit issuance in Rule 40D-4.301, F.A.C., are intended to prevent adverse impacts. Criteria in the BOR provide the basis for meeting the conditions for permit issuance. The BOR identifies the 100 year, 24 hour storm event as the basis for determining the 100 year floodplain and the 25 year, 24 hour storm event for comparing pre- and post-development discharge rates. In certain circumstances, higher flood elevations can occur following more frequent storm events than those specified in the Basis of Review. In those cases, it is desirable to consider other storm events of different frequency or duration to provide reasonable assurance of compliance with the conditions of issuance. The proposed amendments to the Basis of Review are intended to provide the flexibility to meet the conditions for permit issuance and prevent adverse impacts. Additionally, the proposed amendments to the Basis of Review provided are

intended to be consistent with the methods used to establish the 100 year flood elevations in the updated floodplain maps developed for FEMA by the District.

SUBJECT AREA TO BE ADDRESSED: Environmental Resource Permitting.

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

LAW IMPLEMENTED: 373.0361, 373.114, 373.171, 373.403, 373.413, 373.4135, 373.4136, 373.414, 373.4144, 373.416, 373.429, 373.441 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: Karen.West@watermatters.org or 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

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

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NO.: 40D-8.041                      RULE TITLE: Minimum Flows

PURPOSE AND EFFECT: To amend Rule 40D-8.041, F.A.C., to establish Minimum Flows for the Lower Alafia River System pursuant to Section 373.042, Florida Statutes. For purposes of this rule the Lower Alafia River System includes the watercourse downstream of the USGS Gage No. 02301500 Alafia River at Lithia, FL including Lithia Springs, Buckhorn Spring, and their associated spring runs

SUBJECT AREA TO BE ADDRESSED: Establishment of a minimum flow for the Lower Alafia River System and identification of five and ten year mean and median moving averages for use in periodic evaluation of maintenance of the minimum flow.

RULEMAKING AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.036, 373.0361, 373.042, 373.0421 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: Annette

Zielinski, Senior Administrative Assistant, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, extension 4651, or Annette.Zielinski@watermatters.org

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

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NO.: 40D-80.075                      RULE TITLE: Recovery Strategy for the Lower Alafia River System

PURPOSE AND EFFECT: To adopt rules describing the recovery strategy for minimum flows for the Lower Alafia River System which minimum flows are being adopted simultaneously with these rules. The actual flows are below the minimum flows being proposed for the Lower Alafia River System, so pursuant to Section 373.0421, F.S., the District must develop a recovery strategy to achieve the minimum flows. The proposed rules will establish a recovery strategy for the minimum flows for the Lower Alafia River System.

SUBJECT AREA TO BE ADDRESSED: Establishment of a recovery strategy for the minimum flows for the Lower Alafia River System.

RULEMAKING AUTHORITY: 120.54, 373.0421, 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.016, 373.023, 373.036, 373.0395, 373.042, 373.0421, 373.171 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: Annette Zielinski, Senior Administrative Assistant, 2379 Broad Street, Brooksville, FL 34604, (352)796-7211, extension 4651, or Annette.Zielinski@watermatters.org

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

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NO.: 59G-6.045                      RULE TITLE: Payment Methodology for Services in Facilities Not Publicly Owned and Publicly Operated (Facilities Formerly Known as ICF/DD Facilities)

PURPOSE AND EFFECT: to incorporate changes to the Florida Title XIX Intermediate Care Facilities (ICF) for the Mentally Retarded and the Developmentally Disabled Facilities not Publicly Owned and not Publicly Operated Reimbursement Plan (the Plan) in accordance with the 2009-10 General Appropriations Act, Senate Bill 2600, Specific Appropriation 218 and Senate Bill 1658, Section 8, creating Section 409.9083, Florida Statutes.

1. Effective October 1, 2009, the Agency shall implement a recurring methodology for the privately operated intermediate care facilities for the developmentally disabled to achieve a \$17,373,303 reduction.
2. Effective October 1, 2009, the Agency may implement a buy back provision for privately operated intermediate care facilities for the developmentally disabled rate reductions.
3. Effective October 1, 2009, a quality assessment is to be imposed upon privately operated intermediate care facility providers for the developmentally disabled.

SUBJECT AREA TO BE ADDRESSED: Florida Medicaid Title XIX Intermediate Care Facilities (ICF) for the Mentally Retarded and the Developmentally Disabled Facilities not publicly owned and not publicly operated reimbursement methodology.

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.908 FS.

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

DATE AND TIME: September 29, 2009, 1:30 p.m. – 2:30 p.m.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Edwin Stephens, Medicaid Program Analysis, Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Room 2149-A, Tallahassee, Florida 32308, (850)414-2759 or stephene@ahca.myflorida.com

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

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NOS.:	RULE TITLES:
59G-13.032	Aged and Disabled Adult Waiver Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule
59G-13.052	Assisted Living for the Elderly Waiver Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule

59G-13.086	Developmental Disabilities Waivers Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule
59G-13.102	Familial Dysautonomia Waiver Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule
59G-13.112	Project AIDS Care Waiver Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule
59G-13.132	Traumatic Brain and Spinal Cord Injury Waiver Disposable Incontinence Medical Supplies Procedure Codes and Fee Schedule

PURPOSE AND EFFECT: The purpose is to adopt rules under Rules 59G-13.032, 59G-13.052, 59G-13.086, 59G-13.102, 59G-13.112, and 59G-13.132, F.A.C., that will incorporate by reference the following: the Aged and Disabled Adult Waiver Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule, November 2009, and Quality Standards, November 2009; the Assisted Living for the Elderly Waiver Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule, November 2009, and Quality Standards, November 2009; the Developmental Disabilities Waivers Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule, November 2009, and Quality Standards, November 2009; the Familial Dysautonomia Waiver Disposable Incontinence Medical Supplies Procedure Codes and Fee Schedule, November 2009, and Quality Standards, November 2009; the Project AIDs Care Waiver Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule, November 2009, and Quality Standards, November 2009; and the Traumatic Brain and Spinal Cord Injury Waiver Disposable Incontinence Medical Supplies Procedure Codes and Fee Schedule, November 2009, and Quality Standards, November 2009. The effect will be to require providers enrolled in the Medicaid program to be in compliance with the aforementioned incorporated materials.

SUBJECT AREA TO BE ADDRESSED: The rules will address the following subject areas: the Aged and Disabled Adult Waiver Disposable Incontinence Medical Supplies, Procedure Codes, Fee Schedule, and Quality Standards; the Assisted Living for the Elderly Waiver Disposable Incontinence Medical Supplies, Procedure Codes, Fee Schedule, and Quality Standards; the Developmental Disabilities Waivers Disposable Incontinence Medical Supplies, Procedure Codes, Fee Schedule, and Quality Standards; the Familial Dysautonomia Waiver Disposable Incontinence Medical Supplies, Procedure Codes, Fee Schedule, and Quality Standards; the Project AIDS Care Waiver Disposable Incontinence Medical Supplies, Procedure

Codes, Fee Schedule, and Quality Standards; and the Traumatic Brain and Spinal Cord Injury Waiver Disposable Incontinence Medical Supplies, Procedure Codes, Fee Schedule, and Quality Standards.

RULEMAKING AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.907, 409.908, 409.912 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: October 2, 2009, 9:00 a.m. – 12:00 noon

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room A, Tallahassee, Florida 32308-5407

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: John Loar, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, e-mail: loarj@ahca.myflorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-13.032 Aged and Disabled Adult Waiver Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule.

(1) This rule applies to all aged and disabled adult waiver services providers enrolled in the Medicaid program.

(2) All aged and disabled adult waiver services providers enrolled in the Medicaid program must be in compliance with the Aged and Disabled Adult Waiver Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule, November 2009, and Quality Standards, November 2009, which are incorporated by reference. The Aged and Disabled Adult Waiver Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule and Quality Standards are available from the Medicaid fiscal agent's Web Portal at <http://mymedicaid-florida.com>. Click on Public Information for Providers, then on Provider Support, and then on Fee Schedules. Paper copies may be obtained from the Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, M.S. 20, Tallahassee, Florida 32308.

Rulemaking Authority 409.919 FS. Law Implemented 409.906, 409.908 FS. History–New \_\_\_\_\_.

59G-13.052 Assisted Living for the Elderly Waiver Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule.

(1) This rule applies to all Assisted Living for the Elderly waiver services providers enrolled in the Medicaid program.

(2) All Assisted Living for the Elderly waiver services providers enrolled in the Medicaid program must be in compliance with the Assisted Living for the Elderly Waiver Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule, November 2009, and Quality Standards, November 2009, which are incorporated by reference. The Assisted Living for the Elderly Waiver Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule and Quality Standards are available from the Medicaid fiscal agent's Web Portal at <http://mymedicaid-florida.com>. Click on Public Information for Providers, then on Provider Support, and then on Fee Schedules. Paper copies may be obtained from the Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, M.S. 20, Tallahassee, Florida 32308.

Rulemaking Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.912 FS. History–New \_\_\_\_\_.

59G-13.086 Developmental Disabilities Waivers Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule.

(1) This rule applies to all Developmental Disabilities waiver services providers enrolled in the Medicaid program.

(2) All Developmental Disabilities waiver services providers enrolled in the Medicaid program must be in compliance with the Developmental Disabilities Waivers Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule, November 2009, and Quality Standards, November 2009, which are incorporated by reference. The Developmental Disabilities Waivers Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule and Quality Standards are available from the Medicaid fiscal agent's Web Portal at <http://mymedicaid-florida.com>. Click on Public Information for Providers, then on Provider Support, and then on Fee Schedules. Paper copies may be obtained from the Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, M.S. 20, Tallahassee, Florida 32308.

Rulemaking Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.912 FS. History–New \_\_\_\_\_.

59G-13.102 Familial Dysautonomia Waiver Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule.

(1) This rule applies to all Familial Dysautonomia waiver services providers enrolled in the Medicaid program.

(2) All Familial Dysautonomia waiver services providers enrolled in the Medicaid program must be in compliance with the Familial Dysautonomia Waiver Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule, November 2009, and Quality Standards, November 2009, which are incorporated by reference. The Familial Dysautonomia Waiver Disposable Incontinence Medical

Supplies, Procedure Codes, and Fee Schedule and Quality Standards are available from the Medicaid fiscal agent's Web Portal at <http://mymedicaid-florida.com>. Click on Public Information for Providers, then on Provider Support, and then on Fee Schedules. Paper copies may be obtained from the Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, M.S. 20, Tallahassee, Florida 32308.

Rulemaking Authority 409.919 FS. Law Implemented 409.906, 409.908, 409.912 FS. History—New \_\_\_\_\_.

59G-13.112 Project AIDS Care Waiver Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule.

(1) This rule applies to all Project AIDS Care waiver services providers enrolled in the Medicaid program.

(2) All Project AIDS Care waiver services providers enrolled in the Medicaid program must be in compliance with the Project AIDS Care Waiver Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule, November 2009, and Quality Standards, November 2009, which are incorporated by reference. The Project AIDS Care Waiver Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule and Quality Standards are available from the Medicaid fiscal agent's Web Portal at <http://mymedicaid-florida.com>. Click on Public Information for Providers, then on Provider Support, and then on Fee Schedules. Paper copies may be obtained from the Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, M.S. 20, Tallahassee, Florida 32308.

Rulemaking Authority 409.919 FS. Law Implemented 409.906, 409.908 FS. History—New \_\_\_\_\_.

59G-13.132 Traumatic Brain and Spinal Cord Injury Waiver Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule.

(1) This rule applies to all traumatic brain and spinal cord injury waiver services providers enrolled in the Medicaid program.

(2) All traumatic brain and spinal cord injury waiver services providers enrolled in the Medicaid program must be in compliance with the Traumatic Brain and Spinal Cord Injury Waiver Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule, November 2009, and Quality Standards, November 2009, which are incorporated by reference. The Traumatic Brain and Spinal Cord Injury Waiver Disposable Incontinence Medical Supplies, Procedure Codes, and Fee Schedule and Quality Standards are available from the Medicaid fiscal agent's Web Portal at <http://mymedicaid-florida.com>. Click on Public Information for Providers, then on Provider Support, and then on Fee

Schedules. Paper copies may be obtained from the Agency for Health Care Administration, Bureau of Medicaid Services, 2727 Mahan Drive, M.S. 20, Tallahassee, Florida 32308.

Rulemaking Authority 409.919 FS. Law Implemented 409.906, 409.908 FS. History—New \_\_\_\_\_.

## **AGENCY FOR HEALTH CARE ADMINISTRATION Medicaid**

RULE NO.: 59G-14.004  
RULE TITLE: Florida KidCare Dispute Review Process

PURPOSE AND EFFECT: The proposed amendment to Rule 59G-14.004, F.A.C., incorporates a statutory provision requiring a request for a dispute review and continuation of coverage to be filed within ten (10) working days, as opposed to calendar days, of notification of adverse action. This will permit the enrollee to continue receiving the same category of coverage or services during the course of the dispute review determination process and will give families additional time to address adverse actions affecting program eligibility.

SUBJECT AREA TO BE ADDRESSED: Florida KidCare Dispute Review Process.

RULEMAKING AUTHORITY: 409.818(3)(f) FS.

LAW IMPLEMENTED: 409.814(10) 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: September 30, 2009, 3:00 p.m. – 5:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room C, Tallahassee, Florida 32308-5407

Pursuant to the provisions of 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: Any persons requiring a special accommodation at this meeting because of a disability or physical impairment should contact: Angela Wiggins at the Bureau of Medicaid Services, (850)922-7313, at least 48 hours prior to 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 PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Angela Wiggins, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, telephone: (850)922-7373, e-mail: [wigginsa@ahca.myflorida.com](mailto:wigginsa@ahca.myflorida.com)

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-14.004 Florida Kidcare Dispute Review Process.

(1) through (3) No change

(4) The Florida Kidcare Dispute Review Process is comprised of four review levels addressing the denial of eligibility, failure to make a timely determination of eligibility and suspension or termination of enrollment, including disenrollment for failure to pay the family premium. The Florida Healthy Kids Corporation shall provide information regarding the dispute review process in correspondence to families, making them aware of the existence and availability of the Florida Kidcare Dispute Review Process.

(a) through (d) No change.

(e) If the complainant requests continuation of enrollment pending the completion of the review, the Florida Healthy Kids Corporation Dispute Resolution staff shall take the following steps:

1. Determine whether the complainant requested the continuation of enrollment within ten (10) ~~working~~ calendar days of the date of the letter indicating the suspension or termination of his or her child(ren)'s enrollment.

2. If the request was not made within ten (10) ~~working~~ calendar days of the date of the letter the complainant received informing him or her of suspension or termination of his or her children's enrollment, the Florida Healthy Kids Corporation Dispute Resolution staff shall inform the complainant in writing of the denial of continuation of enrollment.

3. If the request was made within ten (10) ~~working~~ calendar days of the date of the letter the complainant received informing him or her of suspension or termination of his or her child(ren)'s enrollment, the Florida Healthy Kids Corporation Dispute Resolution staff shall take the following action to ensure continuation of enrollment, if the child(ren) meets all other Florida Kidcare Program qualifications:

a. through b. No change.

(f) through (r) No change.

Rulemaking Specific Authority 409.818(3)(f) FS. Law Implemented 409.814(10) ~~818~~ FS. History--New 2-27-08, Amended \_\_\_\_\_.

**DEPARTMENT OF MANAGEMENT SERVICES**

**Agency for Workforce Innovation**

RULE NOS.:           RULE TITLES:  
60BB-3.0261           Definitions Relating to Extended Benefits

60BB-3.0262           Eligibility for Extended Benefits

60BB-3.0263           How to Apply for Extended Benefits

PURPOSE AND EFFECT: The new rules set forth in this Notice of Development of Rulemaking implement the program for payment of extended unemployment compensation benefits authorized by Section 443.1117, Florida Statutes, and funded in accordance with the Federal-State Extended Unemployment Compensation Act of 1970 and the Assistance for Unemployed Workers and Struggling Families Act of 2009.

SUBJECT AREA TO BE ADDRESSED: Unemployment Compensation Claims and Benefits; Extended Unemployment Compensation.

RULEMAKING AUTHORITY: 443.1317(1)(b) FS.

LAW IMPLEMENTED: 443.091, 443.101, 443.111, 443.1116, 443.1117, 443.151, 443.171, 443.221 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: Friday, October 2, 2009, 10:00 a.m., EDT  
PLACE: Agency for Workforce Innovation, Room 114, 107 E. Madison Street, Tallahassee, Florida 32399-4128

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: John R. Perry, Assistant General Counsel, Agency for Workforce Innovation, Office of General Counsel, 107 East Madison Street, MSC #110, Tallahassee, Florida 32399-4128, (850)245-7150

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Regulatory Council of Community Association Managers**

RULE NO.:           RULE TITLE:  
61E14-4.001           Continuing Education Renewal Requirements

PURPOSE AND EFFECT: The proposed rule modifies licensee biennial continuing education renewal requirements to require 10 of a licensee's continuing education hours to be in an approved classroom setting, requires that licensees take an approved legal update course annually, and limits the amount of continuing education credit a course instructor may receive for teaching a class more than once during two consecutive biennial renewal periods.

SUBJECT AREA TO BE ADDRESSED: Education Requirements.

RULEMAKING AUTHORITY: 455.2123, 455.2124, 468.4315(2), 468.4336, 468.4337 FS.

LAW IMPLEMENTED: 455.2123, 455.2124, 468.4336, 468.4337 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: Anthony

Spivey, Executive Director, Regulatory Council of Community Managers, 1940 North Monroe Street, Tallahassee, Florida 32399-0762

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

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

### Construction Industry Licensing Board

RULE NO.: RULE TITLE:

61G4-15.0022 Qualification of Joint Ventures

PURPOSE AND EFFECT: The Board proposes to review the rule to amend the time limit to qualify a joint venture.

SUBJECT AREA TO BE ADDRESSED: Qualifications of joint ventures.

RULEMAKING AUTHORITY: 489.115, 489.119, 489.129(3) FS.

LAW IMPLEMENTED: 489.105(3), (6), 489.119, 189.129(3) 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: G. W. Harrell, Executive Director, Construction Industry Licensing Board, P. O. Box 5257, Tallahassee, Florida 32399-5257

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

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

### Board of Accountancy

RULE NO.: RULE TITLE:

61H1-21.003 Commissions or Referral Fees

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to clarify language concerning the certified public accountant.

SUBJECT AREA TO BE ADDRESSED: Commissions or Referral Fees.

RULEMAKING AUTHORITY: 473.304, 473.3205 FS.

LAW IMPLEMENTED: 473.3205 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: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-21.003 Commissions or Referral Fees.

(1) A certified public accountant CPA shall not pay or accept a commission or referral fee in connection with the sale of a product or referral of any services as defined in Section 473.302(7)(a), F.S., or prohibited to non-certified public accountants CPAs as listed in Section 473.322, F.S. These services include:

(a) Audit, review or compilation services.

(b) Services for any prospective financial data including forecasts or projections.

(c) Any special procedures engagement resulting in an expression of an opinion when the services fall within the definitions as set forth in Section 473.302(7)(a) and Section 473.322, F.S.

(2) The certified public accountant CPA must have an engagement letter signed by the client prior to beginning any engagement for which the certified public accountant CPA will receive a commission. The letter must include complete details of the financial arrangements involving compensation for the services rendered.

(3) The certified public accountant CPA must hold appropriate licenses as required.

(4) If the certified public accountant CPA is not independent as described in Rule 61H1-21.001, F.A.C., it must be disclosed in the engagement letter. However, if the only reason for not being independent is the fact that the certified public accountant CPA is being compensated by a commission or contingent fee then the lack of independence does not have to be disclosed.

Rulemaking Specific Authority 473.304, 473.3205 FS. Law Implemented 473.3205 FS. History—New 12-4-79, Formerly 21A-21.03, Amended 3-28-89, Formerly 21A-21.003, Amended 2-23-98, 8-16-99,\_\_\_\_\_.

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

### Board of Accountancy

RULE NO.: RULE TITLE:

61H1-22.001 Competence (General Standards)

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to clarify language concerning the certified public accountant.

SUBJECT AREA TO BE ADDRESSED: Competence (General Standards).

RULEMAKING AUTHORITY: 473.304, 473.315 FS.

LAW IMPLEMENTED: 473.315 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: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-22.001 Competence (General Standards).

A certified public accountant ~~licensee~~ shall comply with the following general standards and must justify any departures therefrom:

(1) Professional competence. A certified public accountant ~~licensee~~ shall undertake only those engagements which he or his firm can reasonably expect to complete with professional competence. A certified public accountant ~~CPA~~ must be in charge of all public accounting services performed by the firm.

(2) Due professional care. A certified public accountant ~~licensee~~ shall exercise due professional care in the performance of an engagement.

(3) Planning and supervision. A certified public accountant ~~licensee~~ shall adequately plan and supervise an engagement.

(4) Sufficient relevant data. A certified public accountant ~~licensee~~ shall obtain sufficient relevant data to afford a reasonable basis for conclusions or recommendations in relation to an engagement.

Rulemaking Specific Authority 473.304, 473.315 FS. Law Implemented 473.315 FS. History--New 12-4-79, Amended 2-3-81, Formerly 21A-22.01, 21A-22.001, Amended 12-30-97,\_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE NO.: 61H1-26.001      RULE TITLE: Form of Practice and Name-Shared Office Space

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to clarify language concerning the certified public accountant.

SUBJECT AREA TO BE ADDRESSED: Form of Practice and Name-Shared Office Space.

RULEMAKING AUTHORITY: 473.304, 473.3101, 473.321 FS.

LAW IMPLEMENTED: 473.3101, 473.321 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: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-26.001 Form of Practice and Name-Shared Office Space.

(1) A Florida certified public accountant may practice public accounting, whether as an owner or employee, only in the form of a proprietorship, a partnership or a corporation, or a limited liability company. A Florida certified public accountant shall not allow any person to practice in his name that is not a partner or shareholder with him or in his employ. A Florida certified public accountant shall not practice under a name which is misleading or deceptive as to the legal form of the firm or as to persons who are partners, or shareholders of the firm or as to any other matter. In this regard:

(a) A Florida certified public accountant ~~licensee~~ may practice public accounting under a fictitious name which is not misleading or deceptive as to the persons who are sole proprietors, partners, or shareholders; and

(b) A firm name may include the names of retired or deceased partners or shareholders or members who were active partners or shareholders or members of the entity. This provision permits a firm, in the same line of succession, to change from one form of business to another and continue to use the names of retired or deceased partners, shareholders or members.

(c) Use of the term "and Company" or "and Associates" requires at least one other fully employed Florida certified public accountant ~~licensee~~ or non certified public accountant ~~CPA~~ owner other than those named in the firm name; however, this rule does not preclude a Florida certified public accountant ~~licensee~~ initially meeting this requirement from using the above-mentioned terms if the Florida certified public accountant ~~licensee~~ subsequently does not fully employ at least one Florida certified public accountant ~~licensee~~ other than those named in the firm name.

(d) A firm may use the term "Certified Public Accountants" in the firm's name if all owners are certified public accountants ~~CPAs~~. If there are non certified public accountants ~~CPA~~ owners, the firm may use the terms "CPA Firm" "CPAs and Associates" or "Certified Public Accountants and Associates" provided the firm has more than one certified public accountant ~~CPA~~. Further, a certified public accountant ~~CPA~~.

~~CPA~~ firm with non certified public accountant ~~CPA~~ owners may not use the term Certified Public Accountants without indicating there are other owners such as Associates or Consultants.

(2) The term “certified public accountant(s)” or the abbreviation “CPAs” must appear with the name of a certified public accountant when used in connection with an expression of opinion.

(3) Florida certified public accountants may share office facilities provided there is adequate disclosure that would enable a reasonable person to determine the practice is not associated with the profession or occupation not regulated by the Board, such as written agreements, signs, etc.

Rulemaking Specific Authority 473.304, 473.3101, 473.321 FS. Law Implemented 473.3101, 473.321 FS. History—New 12-4-79, Amended 11-7-84, 10-28-85, Formerly 21A-26.01, Amended 10-20-86, 12-28-89, 7-1-91, 1-7-93, Formerly 21A-26.001, Amended 11-30-93, 12-30-97, 8-16-99, 9-20-00, \_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE NO.: 61H1-26.002  
 RULE TITLE: Minimum Capitalization or Adequate Public Liability Insurance for Florida Firms with the Exception of a Sole Proprietorship

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to clarify language concerning the certified public accountant and Florida CPA firms.

SUBJECT AREA TO BE ADDRESSED: Minimum Capitalization or Adequate Public Liability Insurance for Florida Firms with the Exception of a Sole Proprietorship.

RULEMAKING AUTHORITY: 473.304, 473.309 FS.

LAW IMPLEMENTED: 473.309 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: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-26.002 Minimum Capitalization or Adequate Public Liability Insurance for ~~Public Accounting Corporations, Limited Liability Companies (LLCs) and Partnerships (LLPs)~~ Florida Firms with the Exception of a Sole Proprietorship.

A Florida firm, with the exception of a sole proprietorship, public accounting corporation, LLC, or LLP shall not engage in the practice of public accounting in this state unless:

(1) Assets in excess of liabilities and professional liability insurance combined are at least equal to \$50,000 per shareholder, officer, member, or partner and any Florida licensed certified public accountant CPA to a maximum of \$2,000,000 or

(2) It has an irrevocable letter of credit which meets the following criteria:

(a) The responsibility for repayment of any sums disbursed under the letter of credit is not an obligation of the Florida CPA firm, its owners, or any entity affiliated with the Florida CPA firm;

(b) The letter of credit contains an “evergreen clause,” which automatically renews the letter of credit unless the issuer of the letter of credit notifies the Florida CPA firm and the Board within sixty (60) days of the decision not to renew; and

(c) The letter of credit is issued by a financial institution authorized to do so under applicable state or federal banking laws; or

(3) The corporation, each shareholder, and each officer who has authority over the practice of public accountancy, the LLC or the limited liability company and each member of the LLC, or the LLP and each partner have executed the waiver of limitation on liability approved by the Board which must be set forth as follows:

**WAIVER ON LIMITATION OF LIABILITY**

The shareholders, officers, members, or partners of \_\_\_\_\_ (Name of Firm), do jointly and severally covenant and agree that they will pay any award or judgment arising out of any claim the basis of which is grounded upon an allegation of negligence, incompetence, misconduct, fraud or deceit in the firm’s or its owners’, officers’, members’, or employees’ practice of public accounting as soon as the same shall become payable regardless of any limitation on liability provided by Chapter 621 and Chapter 608, and Chapter 620, F.S. (2009 1985).

Unless executed by a partnership and its partners, the members intend this agreement as a mutual covenant of assumption and not as a partnership, but should any court of competent jurisdiction construe same to be a partnership then it is the intention of the parties that such partnership be limited in scope to the uses for which this contract is executed and no other.

Any individual who, subsequent to the date of this instrument, becomes a shareholder, officer, member, or partner in \_\_\_\_\_ (Name of Firm), shall immediately become a party to this waiver and be bound to the conditions thereof. Said shareholder, officer, member, or partner shall execute an amended Waiver on Limitation of Liability which shall become a part of the original Waiver on Limitation of Liability. We the undersigned shareholders, officers, members, or partners in \_\_\_\_\_ (Name of Firm), do hereunto set our hands and seals to certify our acceptance of the Waiver on Limitation of Liability dated this \_\_\_\_ day of \_\_\_\_, 2019\_\_.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(Signatures of all shareholders, officers, members, or partners)

(4) No change.

Rulemaking Specific Authority 473.304, 473.309 FS. Law Implemented 473.309 FS. History–New 12-4-79, Formerly 21A-26.02, Amended 10-20-86, Formerly 21A-26.002, Amended 11-30-93, 5-23-94, 6-10-96, 10-6-96, 12-30-97, 9-21-00,\_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE NO.: 61H1-26.003  
RULE TITLE: Licensure of Florida Certified Public Accountant Firms

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to clarify language concerning the certified public accountant and to clarify the requirements for licensure of Florida CPA firms.

SUBJECT AREA TO BE ADDRESSED: Licensure of Florida Certified Public Accountant Firms.

RULEMAKING AUTHORITY: 473.304, 473.3101 FS.

LAW IMPLEMENTED: 473.3101 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: Voloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-26.003 Licensure of Florida Certified Public Accountant Firms ~~Names~~.

Every ~~firm practicing public accounting in Florida~~ firm and non-Florida firm required to be licensed pursuant to Section 473.3101(1)(a), F.S. shall be certified for licensure by the Board on a biennial basis, and shall furnish its firm name, addresses and telephone numbers of main office and any branch offices in Florida as well as the names of all licensed professional staff and all non-licensed owners. ~~Said~~ The firms must also disclose whether any non-certified public accountant CPA owners have convictions or findings of guilt, regardless of adjudication, of a crime in any jurisdiction and judgment or settlements of civil lawsuits (~~excluding domestic matters~~), or having been acted against including denial of licensure by any regulatory agency by a court or regulatory agency and any other matters which show a lack of good moral character. (~~g~~Good moral character is defined in Section 473.306(4)(a), F.S.)

Rulemaking Specific Authority 473.304, 473.3101 FS. Law Implemented 473.3101 FS. History–New 12-4-79, Amended 2-3-81, Formerly 21A-26.03, Amended 6-4-86, Formerly 21A-26.003, Amended 2-3-94, 12-30-97,\_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE NO.: 61H1-26.004  
RULE TITLE: Changes by Firms

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to clarify language written notifications by the firm concerning civil lawsuits.

SUBJECT AREA TO BE ADDRESSED: Changes by Firms.

RULEMAKING AUTHORITY: 473.304, 473.3101 FS.

LAW IMPLEMENTED: 473.3101 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: Voloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-26.004 ~~Licensure of~~ Changes by Firms.

(1) A firm licensed pursuant to Rule 61H1-26.003, F.A.C., shall file a written notification with the Department within thirty (30) days after the occurrence of any of the following events:

(a) The admission or addition of a non-CPA co-partner, shareholder or member in any Florida office, including whether any non-CPA co-partners, shareholders or members have convictions or findings of guilt, regardless of adjudication, of a crime in any jurisdiction; judgement or settlements or civil lawsuits (~~excluding domestic matters~~); having been acted against, including denial of licensure, by any regulatory agency or by a court; and any other matters which show a lack of good moral character as defined in Section 473.306(4)(a), F.S.;

(b) through (f) No change.

(2) No change.

Rulemaking Specific Authority 473.304, 473.3101 FS. Law Implemented 473.3101 FS. History--New 12-4-79, Amended 2-3-81, Formerly 21A-26.04, Amended 6-4-86, Formerly 21A-26.004, Amended 11-3-97, 7-16-98, 8-17-98, 1-31-05, 8-28-06,\_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE NO.: 61H1-27.002  
 RULE TITLE: Concentrations in Accounting and Business

PURPOSE AND EFFECT: The Board proposes the rule amendment due to a statutory change, in order to clarify language concerning the requirements for concentrations in accounting and business.

SUBJECT AREA TO BE ADDRESSED: Concentrations in Accounting and Business.

RULEMAKING AUTHORITY: 473.304 FS.

LAW IMPLEMENTED: 473.306 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: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-27.002 Concentrations in Accounting and Business.

(1) No change.

(2) For purposes of Section 473.3086, F.S., if application for licensure is made after August 1, 1983, an applicant must have at least 150 semester hours or 200 quarter hours of college education, including a baccalaureate degree or higher conferred by, or its equivalent, from an accredited college or university with a major in accounting, or its equivalent, plus at

~~least 30 semester hours or 45 quarter hours, or the equivalent from an accredited college or university. These additional hours shall be in excess of those required for the baccalaureate degree such that~~ The applicant's total education program shall include at least 150 total semester hours or 200 quarter hours or their equivalent with a concentration in accounting and business as follows:

(a) through (b) No change.

(3) through (8) No change.

Rulemaking Specific Authority 473.304 FS. Law Implemented 473.306 FS. History--New 12-4-79, Amended 2-3-81, 8-1-83, 3-21-84, 6-10-84, 6-5-85, 10-28-85, Formerly 21A-27.02, Amended 5-22-88, 3-21-89, 5-20-91, 12-2-92, Formerly 21A-27.002, Amended 11-2-95, 11-3-97, 1-31-05, 5-24-07, 11-30-08,\_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE NO.:	RULE TITLE:
61H1-28.0052	Number of Sittings, and Granting of Credit, Release of Grades and Completion of Examination, Transition Rules

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to clarify the language concerning certification of examination scores.

SUBJECT AREA TO BE ADDRESSED: Number of Sittings, and Granting of Credit, Release of Grades and Completion of Examination, Transition Rules.

RULEMAKING AUTHORITY: 455.217(1), 473.304, 473.306 FS.

LAW IMPLEMENTED: 455.217(1), 473.306 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: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-28.0052 Number of Sittings, and Granting of Credit, Release of Grades and Completion of Examination, Transition Rules.

(1) No change.

(2) A candidate shall be deemed to have passed the CPA Examination when the candidate has been granted credit for all sections of the CPA Examination. Upon certification of of

examination scores by the Board to the Department that the applicant has met all licensure requirements as imposed by Chapters 455 and 473, F.S., and the rules promulgated pursuant thereto, the Department shall issue a license to practice public accounting to such individual. However, in no event shall an initial license be issued if the initial licensure fees and all required documents are not received within 36 months of the date of certification of examination scores by the Board; in such case, the certification expires and the applicant may reapply for licensure by endorsement, pursuant to Section 473.308(7)(a), F.S.

Rulemaking Specific Authority 455.217(1), 473.304, 473.306 FS. Law Implemented 455.217(1), 473.306 FS. History--New 1-1-04, Amended 2-24-08,\_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE NO.: 61H1-29.002                      RULE TITLE: Temporary License

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to clarify the language concerning certified public accountants and to clarify language concerning temporary licenses due to a statutory change.

SUBJECT AREA TO BE ADDRESSED: Temporary License.

RULEMAKING AUTHORITY: 473.304, 473.305, 413.314 FS.

LAW IMPLEMENTED: 473.314, 473.315 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: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-29.002 Temporary License.

(1) ~~Temporary licenses will be required of out-of-state certified public accountants or firms in each instance in which such out-of-state certified public accountants or firms, not authorized to practice public accounting pursuant to the practice privileges granted in Section 473.3141, F.S., send out-of-state personnel into the state to perform a specific engagement, a temporary license will be required.~~ Applications for temporary licenses must be filed prior to commencement of the engagement. A temporary license shall not be required of a person entering this state solely for the purpose of preparing federal tax returns or advising as to federal tax matters.

(2) through (6) No change.

(7) An out-of-state certified public accountant who is a resident of Florida may not practice as a certified public account in Florida through the use of temporary licenses or the practice privileges granted in Section 473.3141, F.S., nor may he assume or use the titles or designations “certified public accountant,” or “public accountant” or the abbreviation “CPA,” or any other title, designation, words, letters, abbreviations, sign, card, or device tending to indicate that he holds an active license under Chapter 473, F.S., nor shall such person attest as an expert in accountancy to the reliability or fairness of presentation of financial information or utilize any form of disclaimer of opinion which is intended or conventionally understood to convey an assurance of reliability as to matters not specifically disclaimed unless such person holds an active license under Chapter 473, F.S. This rule shall not prohibit the performance by such persons of other services involving the use of accounting skills, including the preparation of tax returns and the preparation of financial statements without expression of opinion thereon.

(8) A temporary license may be denied for any one of the following:

(a) The applicant has failed to fully complete required application;

(b) The applicant has committed any of the acts specified by Rule 61H1-36.001, F.A.C., which constitutes grounds for disciplinary action against a certified public accountant licensee.

Rulemaking Specific Authority 473.304, 473.305, 473.314 FS. Law Implemented 473.314, 473.315 FS. History--New 12-4-79, Amended 2-3-81, 10-19-83, Formerly 21A-29.02, Amended 5-3-88, 12-3-89, 6-13-90, 3-29-92, 12-2-92, Formerly 21A-29.002, Amended 6-28-94, 1-11-95, 8-28-06,\_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE NO.: 61H1-29.0025                      RULE TITLE: Temporary License – Electronic Practice

PURPOSE AND EFFECT: The Board proposes the rule amendment due to a statutory change in order to clarify language concerning temporary licenses for electronic practice.

SUBJECT AREA TO BE ADDRESSED: Temporary License.

RULEMAKING AUTHORITY: 473.304, 413.314 FS.

LAW IMPLEMENTED: 473.314 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: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-29.0025 Temporary License – Electronic Practice.

(1) Temporary licenses will be required of out-of-state certified public accountants or firms not authorized to practice public accounting pursuant to the practice privileges granted in Section 473.3141, F.S., who wish to practice public accountancy in this state via electronic means (other than for federal tax matters as provided by Section 473.314, F.S.).

(2) through (5) No change.

Rulemaking Specific Authority 473.304, 473.314 FS. Law Implemented 473.314 FS. History–New 2-12-98, Amended 8-28-06, \_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE NO.: 61H1-29.003  
 RULE TITLE: Experience for Licensure by Endorsement

PURPOSE AND EFFECT: The Board proposes the rule amendment due to statutory changes.

SUBJECT AREA TO BE ADDRESSED: Experience for Licensure by Endorsement.

RULEMAKING AUTHORITY: 473.304, 473.306, 473.308 FS.

LAW IMPLEMENTED: 455.217(7), 473.308 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: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-29.003 Experience for Licensure by Endorsement.

(1) Any applicant seeking licensure by endorsement under Section 473.308(7)(~~3~~)(a), F.S., and having not been licensed in another state, shall have completed continuing education meeting the requirements of Rule 61H1-33.003, F.A.C., for the two (2) years immediately preceding the filing of the application.

(2) Any applicant seeking licensure by endorsement under Section 473.308(7)(~~3~~)(b), F.S., and having been licensed in another state, shall have completed whatever continuing education is required by that state to maintain an active license to practice public accounting in that state, so long as such requirements are equivalent to those required by Rule 61H1-33.003, F.A.C., for the two (2) years immediately preceding the filing of the application.

(3) Any applicant seeking licensure by endorsement under Section 473.308(8)(~~4~~), F.S., must have experience that includes at least five years experience in the practice of public accounting while licensed as a Certified Public Accountant or Chartered Accountant in the practice of public accounting or as an auditor or accountant in a unit of federal, state, or local government provided that the position held meets the activity and supervision requirements set forth in Section 473.308(8)(~~4~~), F.S.

(4) No change.

Rulemaking Specific Authority 473.304, 473.306, 473.308 FS. Law Implemented 455.217(7), 473.308 FS. History–New 4-24-88, Amended 6-12-88, Formerly 21A-29.003, Amended 2-12-98, 5-19-03, 1-31-05, 2-22-07, 11-18-07, \_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE NO.: 61H1-31.001  
 RULE TITLE: Fees

PURPOSE AND EFFECT: The Board proposes the rule amendment due to statutory changes.

SUBJECT AREA TO BE ADDRESSED: Fees.

RULEMAKING AUTHORITY: 455.213(2), 455.219(4), 455.271, 473.305, 473.312 FS.

LAW IMPLEMENTED: 455.219(4), 455.271, 473.305, 473.312, 473.313 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: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-31.001 Fees.

(1) Applicants to sit for the ~~Uniform~~ CPA Examination, as a first time candidate or for candidates transferring partial credits from another state, a fifty dollar (\$50.00) application fee will be owed prior to processing the application. Once the

applicant has been approved to sit for the exam as a Florida candidate, it is the applicant's responsibility to complete the examination process with the national vendor and pay any examination fee required by the vendor.

(2) through (3) No change.

(4) For change of status other than during the renewal period, fifty dollars (\$50.00); for reactivation of an inactive status license to active status; two hundred and fifty dollars (\$250.00); for reactivation of a delinquent status license to active, two hundred and fifty dollars (\$250.00); changing a delinquent status license to inactive status, fifty dollars (\$50.00). In all cases completion of the requirements of Rule 61H1-33.006, F.A.C., and ~~passage of the examination on Chapters 455 and 473, F.S., and related rules~~ shall be required for reactivation.

(5) through (7) No change.

(8) For fees relating to the Foreign Language Examination refer to Section 455.11, F.S.

(9) Duplicate licensee fee – If a Florida certified public accountant licensee requests a duplicate license or wall certificate, the Board will issue the duplicate if the request is made in writing and is accompanied by a payment of \$25.00.

(10) through (13) No change.

Rulemaking Specific Authority 455.213(2), 455.219(4), 455.271, 473.305, 473.312 FS. Law Implemented 455.219(4), 455.271, 473.305, 473.312, 473.313 FS. History–New 12-4-79, Amended 2-3-81, 3-4-82, 11-6-83, 3-29-84, Formerly 21A-31.01, Amended 6-4-86, 9-16-87, 2-1-88, 8-30-88, 2-6-89, 12-18-89, 12-28-89, 8-16-90, 4-8-92, 12-2-92, Formerly 21A-31.001, Amended 11-4-93, 2-14-95, 11-3-97, 6-22-98, 10-28-98, 7-15-99, 4-3-02, 1-27-04, 1-31-05, 7-14-05, 4-9-06, 12-3-06, 4-29-07, 9-24-07, 2-24-08,\_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE NO.: 61H1-33.0035  
 RULE TITLE: Continuing Professional Education/  
 Governmental Auditing

PURPOSE AND EFFECT: The Board proposes the rule amendment in order to clarify language concerning the certified public accountant.

SUBJECT AREA TO BE ADDRESSED: Continuing Professional Education/Governmental Auditing.

RULEMAKING AUTHORITY: 473.312(3) FS.

LAW IMPLEMENTED: 473.312(3) 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: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-33.0035 Continuing Professional Education/  
 Governmental Auditing.

(1) Any certified public accountant licensee who is involved in governmental audits shall be required to comply with the continuing professional education (CPE) requirements imposed by Government Auditing Standards 2007 commonly referred to as the "Yellow Book," effective July 2007, which is hereby incorporated by reference, if during the engagement:

(a) The certified public accountant licensee is the in charge person, or

(b) The certified public accountant licensee reviews the working papers or report or both, or

(c) The certified public accountant licensee supervises others, or

(d) The certified public accountant licensee is the only certified public accountant licensee performing the work.

(2) Certified public accountants licensees conducting audits controlled by either subparagraph (a) or (b) below, shall be required to take 24 hours of governmental CPE and shall be required to comply with the CPE requirements imposed by Government Auditing Standards.

(a) through (b) No change.

(3) No change.

Rulemaking Specific Authority 473.312(3) FS. Law Implemented 473.312(3) FS. History–New 8-22-90, Amended 7-7-92, Formerly 21A-33.0035, Amended 5-2-96, 4-13-08,\_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE NO.: 61H1-34.002  
 RULE TITLE: Notice to Public by Non-Licensed  
 Persons

PURPOSE AND EFFECT: The Board proposes the rule amendment due to a statutory change.

SUBJECT AREA TO BE ADDRESSED: Notice to Public by Non-Licensed Persons.

RULEMAKING AUTHORITY: 473.304, 473.323 FS.

LAW IMPLEMENTED: 473.322, 473.323 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: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-34.002 Notice to Public by Non-Licensed Persons.

A person or firm that is not a certified public accountant or authorized to practice public accounting pursuant to the practice privileges granted in Section 473.3141, F.S., licensee shall not hold itself out as engaged in or as qualified to engage in the practice of public accounting; and shall not assume or use the titles or designations “certified public accountant” or “public accountant” or, a “CPA” or any other title, designation, words, letters, abbreviations, sign, card or device tending to indicate licensure to practice public accounting. Any such person or firm that is a member of, or is associated with any association, society or other group of accountants or public accountants, shall when indicating such membership association include the words “Not registered with the Board of Accountancy,” “Not licensed by the Department of Business and Professional Regulation,” or similar words in letters of equal size and prominence to those indicating association, society or other group membership or affiliation.

Rulemaking Specific Authority 473.304, 473.323 FS. Law Implemented 473.322, 473.323 FS. History–New 12-4-79, Formerly 21A-34.02, 21A-34.002, Amended \_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE NO.: 61H1-35.001  
 RULE TITLE: Application for Foreign Licensure Examination

PURPOSE AND EFFECT: The Board proposes the rule amendment to delete language concerning the due date for the application.

SUBJECT AREA TO BE ADDRESSED: Application for Foreign Licensure Examination.

RULEMAKING AUTHORITY: 455.11, 473.304 FS.

LAW IMPLEMENTED: 455.11 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: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-35.001 Application for Foreign Licensure Examination.

The Department or the Board, if delegated by the Department, shall accept application pursuant to Section 455.11, F.S., from an individual who provides proper documentation that he/she has successfully completed, or is currently enrolled in, an approved course of study created pursuant to Section 455.11(2), F.S. ~~Such original or re-application shall be delivered to the Department or the Board no later than July 1 for the November examination and January 1 for the May examination. If mailed, postmark will constitute date of delivery.~~

Rulemaking Specific Authority 455.11, 473.304 FS. Law Implemented 455.11 FS. History–New 12-4-79, Amended 2-3-81, Formerly 21A-35.01, 21A-35.001, Amended \_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE NO.: 61H1-35.002  
 RULE TITLE: Examination to Foreign Speaking Florida Residents

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify language concerning the requirements for examination to foreign speaking Florida residents.

SUBJECT AREA TO BE ADDRESSED: Examination for Foreign Speaking Florida Residents.

RULEMAKING AUTHORITY: 455.11, 473.304, 473.306 FS.

LAW IMPLEMENTED: 455.11, 473.306 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: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-35.002 Examination to Foreign Speaking Florida Residents.

(4) Any person who has filed valid application pursuant to Rule 61H1-35.001, F.A.C., shall be deemed qualified for examination and reexaminations which shall be administered in the English language unless 15 or more such applicants request that said examination be administered in their native

tongue. In the event that such examination is administered in a foreign language, said examination shall be substantially equivalent to the ~~Uniform~~ CPA Examination.

~~(2) The requirements of Rules 61H1-28.001 through 61H1-28.006, shall be applicable to both examinations administered pursuant to subsection (1) above.~~

Rulemaking Specific Authority 455.11, 473.304, 473.306 FS. Law Implemented 455.11, 473.306 FS. History—New 12-4-79, Amended 2-3-81, Formerly 21A-35.02, 21A-35.002, Amended \_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE NO.: 61H1-36.006                      RULE TITLE: Mediation

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify language concerning certified public accountant.

SUBJECT AREA TO BE ADDRESSED: Mediation.

RULEMAKING AUTHORITY: 455.2235 FS.

LAW IMPLEMENTED: 455.2235 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: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-36.006 Mediation.

(1) "Mediation" means a process whereby a mediator appointed by the ~~D~~department acts to encourage and facilitate resolution of a legally sufficient complaint. It is an informal and nonadversarial process with the objective of assisting the parties to reach a mutually acceptable agreement.

(2) The Board finds that mediation is an acceptable method of dispute resolution for the following violations as they are economic in nature or can be remedied by the certified public accountant licensee:

- (a) Failure of the certified public accountant licensee to timely pay any assessed administrative fines or costs;
- (b) through (e) No change.
- (3) No change.

Rulemaking Specific Authority 455.2235 FS. Law Implemented 455.2235 FS. History—New 11-21-94, Amended 7-23-06, \_\_\_\_\_.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**DEPARTMENT OF HEALTH**

**Division of Medical Quality Assurance**

RULE NO.: 64B-3.008                      RULE TITLE: Board Expert or Technical Advice  
PURPOSE AND EFFECT: To set forth in rule how the department uses the expert or technical advice of the boards regulating the health care professions.

SUBJECT AREA TO BE ADDRESSED: Board Expert or Technical Advice.

RULEMAKING AUTHORITY: 456.004(6) FS.

LAW IMPLEMENTED: 456.004(6) FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Diane Orcutt, Deputy Director 4052 Bald Cypress Way, Bin #C75, Tallahassee, Florida 32399-3275

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

**DEPARTMENT OF HEALTH**

**Division of Medical Quality Assurance**

RULE NOS.: 64B-4.005                      RULE TITLES: Pain Management Clinic Inspection Fee  
64B-4.006                      Pain Management Clinic Registration Requirements, Fees

PURPOSE AND EFFECT: The department determined that it needs to promulgate new rules related to the registration and inspection of pain management clinics.

SUBJECT AREA TO BE ADDRESSED: Pain Management Clinic Inspection Fee and Pain Management Clinic Registration Requirements, Fees.

SPECIFIC AUTHORITY: 458.309, 459.005 FS.

LAW IMPLEMENTED: 458.309, 459.005 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: Susan Foster, Executive Director, Board of Athletic Training/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64B33-2.005 Requirements for Reactivation of an Inactive License.

An inactive license shall be reactivated upon demonstration that the licensee has paid the reactivation fee set forth in Rule 64B33-3.001, F.A.C., and has complied with the following requirements:

(1) As a condition to the reactivation of an inactive license, an athletic trainer must submit proof of successful completion of approved continuing education for each year of inactive status and must disclose any criminal convictions or pending disciplinary or criminal charges. In addition, the athletic trainer must submit a written statement ~~an affidavit~~ which accounts for all employment activity during the period of inactive licensure.

(2) No change.

Rulemaking Authority 456.036, 468.705 FS. Law Implemented 456.036 FS. History—New 8-10-09, Amended.

**DEPARTMENT OF HEALTH**

**Division of Family Health Services**

RULE NO.: 64F-16.006  
 RULE TITLE: Sliding Fee Scale

PURPOSE AND EFFECT: The Department proposes to amend the existing language in this chapter.

SUBJECT AREA TO BE ADDRESSED: The rule amendments makes substantive changes to the sliding fee scale for purposes of family planning.

RULEMAKING AUTHORITY: 154.011(5) FS.

LAW IMPLEMENTED: 154.011 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: Margaret Rankin, Infant Maternal and Reproductive Health, 4052 Bald Cypress Way, Bin #A-13, Tallahassee, Florida 32399

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

64F-16.006 Sliding Fee Scale.

(1) Persons with net family incomes between 101 and 200 percent of the Federal Office of Management and Budget poverty guidelines shall be charged a fee on a sliding scale based on the following increments. For family planning services only, persons with incomes between 101 percent ~~200~~ and 250 percent of poverty shall be charged on a sliding fee scale as described in paragraph 64F-16.006(3)(h), F.A.C., below:

(a) through (f) No change.

(2) No change.

(3) This sliding fee scale applies to recipients of integrated family health and communicable disease control services, with the following exceptions:

(a) through (e) No change.

(f) Clients served by CHDs and their subcontractors shall not be denied family planning services for failure or inability to pay a prescribed fee, regardless of their income; however certain family planning methods ~~the family planning services of inserting Norplant,~~ and including male and female sterilization, shall be limited depending on the availability of funds to pay for these services.

(g) Clients shall not be denied pregnancy testing for failure or inability to pay a fee.

(h) For family planning services only, persons with net family incomes between 101 percent and 250 ~~200~~ percent of the Federal Office of Management and Budget poverty guidelines shall charged a fee on a sliding scale based on the following increments:

1. Persons with incomes at or below 100 percent of the OMB poverty guidelines shall pay no fee. Persons with incomes at 200 to 224 percent of the OMB poverty guidelines shall pay 90 percent of the full fee for family planning services.

2. Persons with incomes at 101 to 129 percent of the OMB poverty guidelines shall pay 17 percent of the full fee. Persons with incomes at 225 to 249 percent of the OMB poverty guidelines shall pay 95 percent of the full fee for family planning services.

3. Persons with incomes at 130 to 159 percent of the OMB poverty guidelines shall pay 33 percent of the full fee. Persons with incomes at or above 250 percent of the OMB poverty guidelines shall pay the full fee for family planning services.

4. Persons with incomes at 160 to 189 percent of the OMB poverty guidelines shall pay 50 percent of the full fee.

5. Persons with incomes at 190 to 219 percent of the OMB poverty guidelines shall pay 67 percent of the full fee.

6. Persons with incomes at 220 to 250 percent of the OMB poverty guidelines shall pay 83 percent of the full fee.

7. Persons with incomes at or above 251 percent of the OMB poverty guidelines shall pay the full fee.

(4) Persons with net family incomes above 200 percent of the OMB poverty guidelines shall be charged the full fee promulgated by the department or the relevant board of county commissioners, with the exception of those groups listed in paragraphs (a) through (h) above.

Rulemaking Specific Authority 154.011(5) FS. Law Implemented 154.011 FS. History—New 10-14-93, Amended 8-2-94, 4-29-96, Formerly 10D-121.007, Amended 6-24-02, 6-17-03,\_\_\_\_\_.

## Section II Proposed Rules

### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

#### Division of Aquaculture

RULE NO.:                      RULE TITLE:

5L-1.003                      Shellfish Harvesting Area Standards

**PURPOSE AND EFFECT:** These amendments propose to reclassify the shellfish harvesting areas #79 South Banana River and #88 South St. Johns. Sanitary surveys have been conducted that evaluated current information on pollution sources and bacteriological water quality, and recommended reclassification of the South Banana River and the South St. Johns shellfish harvesting areas.

**SUMMARY:** The proposed reclassification of the South Banana River shellfish harvesting area will: a) decrease the size of the Conditionally Approved area by 1,060 acres, from 14,865 acres to 13,805 acres b) increase the size of Conditionally Restricted area by 223 acres, from 9,572 acres to 9,795 acres, and c) increase the size of the Prohibited area by 3,078 acres, from 3,708 acres to 6,786.

The current management of the South Banana River shellfish harvesting area is based on local rainfall. Proposed management of the South Banana River shellfish harvesting area is based on local rainfall. The average closure frequency of South Banana River Conditionally Approved area is expected to decrease 2.5 days per month from 4.5 days per month to 2.0 days per month, and increase for the Conditionally Restricted area by 1.9 days per month from 0.0 to 1.9 days per month.

The proposed reclassification of the South St. Johns shellfish harvesting area will: a) increase the size of the Conditionally Approved area by 316 acres, from 1,225 acres to 1,541 acres b) decrease the size of Conditionally Restricted area by 361 acres, from 675 acres to 314 acres, and c) decrease the size of the Prohibited area by 6 acres, from 49 acres to 43.

The current management of the South St. Johns shellfish harvesting area is based on local rainfall. Proposed management of the South St. Johns shellfish harvesting area is

based on local rainfall. The average closure frequency of South St. Johns Conditionally Approved area is expected to decrease 4.7 days per month from 8.0 days per month to 3.3 days per month, and remain the same for the Conditionally Restricted area at 0.0 days per month.

Sanitary surveys have been conducted that evaluated current information on pollution sources and bacteriological water quality, and recommend reclassification of the South Banana River and the South St. Johns shellfish harvesting areas.

These amendments place descriptions, references to shellfish harvesting area map numbers and operating criteria for the South Banana River shellfish harvesting area #79 and the South St. Johns shellfish harvesting area #88 in the document Shellfish Harvesting Area Classification Boundaries and Management Plans. These documents are hereby incorporated in subsection 5L-1.003(1), F.A.C. Additionally, these amendments provide illustrations of the South Banana River and the South St. Johns shellfish harvesting area classification boundaries in the shellfish harvesting area maps #79 and #88. These maps are hereby incorporated by reference in subsection 5L-1.003(1), F.A.C.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS:** The agency has determined that this rule will not have an impact on small business. A SERC has not been prepared by the agency.

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

**RULEMAKING AUTHORITY:** 597.020 FS.

**LAW IMPLEMENTED:** 597.020 FS.

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

**DATE AND TIME:** October 5, 2009, 3:00 p.m. EST

**PLACE:** 1203 Governors Square Boulevard, 5th Floor, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Chris Brooks, Division of Aquaculture, at (850)488-4033. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS:** Chris Brooks, Division of Aquaculture, 1203 Governor’s Square Boulevard, 5th Floor, Tallahassee, Florida 32301

THE FULL TEXT OF THE PROPOSED RULE IS:

5L-1.003 Shellfish Harvesting Area Standards.

(1) The Department shall describe and/or illustrate harvesting areas and provide harvesting area classifications as approved, conditionally approved, restricted, conditionally restricted, prohibited, or unclassified as defined herein, including criteria for opening and closing shellfish harvesting areas in accordance with Chapters II and IV of the National Shellfish Sanitation Program Model Ordinance. Copies of the document Shellfish Harvesting Area Classification Maps, revised June 18, 2009, and the document Shellfish Harvesting Area Classification Boundaries and Management Plans, revised June 18, 2009, containing shellfish harvesting area descriptions, references to shellfish harvesting area map numbers, and operating criteria herein incorporated by reference may be obtained by writing to the Department at 1203 Governor's Square Boulevard, 5th Floor, Tallahassee, Florida 32301 or is available on the Division's website at www.FloridaAquaculture.com/pub.htm.

(2) through (11) No change.

Rulemaking Authority 597.020 FS. Law Implemented 597.020 FS. History--New 1-4-87, Amended 8-10-88, 7-9-89, 12-23-91, Formerly 16R-7.004, Amended 7-3-95, 6-18-97, 7-1-97, 7-22-97, 10-12-97, 12-16-97, 12-28-97, 2-12-98, 2-25-98, 7-1-98, 7-20-98, 11-13-98, 12-28-98, 3-18-99, 7-1-99, Formerly 62R-7.004, Amended 6-19-00, 8-9-00, 10-14-01(1), 10-14-01(1), 8-17-04, 9-28-04, 9-5-05, 6-11-06, 3-11-07, 10-2-07, 4-14-08, 7-28-08, 5-5-09, 6-18-09,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Sherman Wilhelm, Director, Division of Aquaculture

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 17, 2009

**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.: 33-210.105 RULE TITLE: Community Corrections Mail

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to create a procedure for the handling of incoming and outgoing community corrections mail.

SUMMARY: The proposed rule establishes the procedure for handling incoming and outgoing community corrections mail.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that this rule will not have an impact on small business. A SERC has not been prepared by the agency.

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

RULEMAKING AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Kendra Lee Jowers, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-210.105 Community Corrections Mail.

(1) Only Department of Corrections mail or mail concerning the activities of the department will be processed by Community Corrections staff. Community Corrections employees shall not receive personal mail at the office. Personal mail includes any mail dealing with the personal affairs of the employee not directly related to department matters.

(2) The person in charge of each office or bureau shall designate employees to open and distribute mail received.

(3) Mail marked "personal" or "confidential" will be opened by the designated staff in the presence of the receiving employee.

(4) Staff are prohibited from using Department postage to mail personal mail.

Rulemaking Authority 944.09 FS. Law Implemented 944.09 FS. History--New\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mark Redd, Assistant Secretary of Institutions

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 2, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 14, 2009

**DEPARTMENT OF CORRECTIONS**

RULE NO.: 33-601.105 RULE TITLE: Restoration of Forfeited Gain Time

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify the procedure by which which an inmate requests restoration of forfeited gain time.

SUMMARY: The proposed rule clarifies the procedure inmates must follow in order to request restoration of forfeited gain time.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that this rule will not have an impact on small business. A SERC has not been prepared by the agency.

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

RULEMAKING AUTHORITY: 944.09, 944.275 FS.

LAW IMPLEMENTED: 944.09, 944.275, 944.28 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, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-601.105 Restoration of Forfeited Gain Time.

(1) through (2) No change.

(3) How processed.

(a) through (b) No change.

(c) If an inmate believes that he or she is eligible for restoration of forfeited gain time, the inmate must make a request for restoration on Form DC6-236, Inmate Request, and submit the request to his or her classification officer. Requests submitted to other department staff will not be processed. Form DC6-236 is incorporated by reference in Rule 33-103.019, F.A.C.

(d) through (g) No change.

Rulemaking Authority 944.09, 944.275 FS. Law Implemented 944.09, 944.275, 944.28 FS. History—New 11-27-84, Formerly 33-11.15, Amended 10-12-89, 8-29-91, 10-13-93, Formerly 33-11.015, Amended 8-30-01, 4-30-02, 4-10-08, 7-15-09,\_\_\_\_\_.

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

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 4, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 14, 2009

**DEPARTMENT OF MANAGEMENT SERVICES**

**Agency for Workforce Innovation**

RULE NOS.:	RULE TITLES:
60BB-3.0251	Definitions Relating to Emergency Unemployment Compensation
60BB-3.0252	Eligibility for Emergency Unemployment Compensation
60BB-3.0253	Emergency Unemployment Compensation Individual Accounts
60BB-3.0254	How to Apply for Emergency Unemployment Compensation

PURPOSE AND EFFECT: The new rules set forth in this Notice of Proposed Rulemaking implement the procedures and policy relating to the federally funded Emergency Unemployment Compensation Program created by Public Laws 110-252, 110-449, and 111-5 and implemented in Florida through an agreement between the State of Florida and the United States Department of Labor.

SUMMARY: The new rules define terms used in connection with the Emergency Unemployment Compensation Program, describe eligibility criteria and notice requirements, provide a methodology for computing total amount of available benefits, and inform individuals how to apply for Emergency Unemployment Compensation.

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.

RULEMAKING AUTHORITY: 443.1317(1)(b) FS.

LAW IMPLEMENTED: 443.036, 443.091, 443.101, 443.111, 443.151, 443.191, 443.221(3) FS.

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

DATE AND TIME: Friday, October 2, 2009, 2:00 p.m. EDT  
 PLACE: Agency for Workforce Innovation, Room 114, 107 E. Madison Street, Tallahassee, Florida 32399-4128

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: John R. Perry, Assistant General Counsel, Agency for Workforce Innovation, Office of General Counsel, 107 East Madison Street, MSC #110, Tallahassee, Florida 32399-4128, (850)245-7150

THE FULL TEXT OF THE PROPOSED RULES IS:

60BB-3.0251 Definitions Relating to Emergency Unemployment Compensation.

(1) Emergency Unemployment Compensation: A federally funded program created by Public Laws 110-252, 110-449, and 111-5 and implemented in Florida through an agreement

between the Agency for Workforce Innovation and the United States Department of Labor which provides additional weeks of unemployment benefits to qualified individuals who have exhausted their rights to regular unemployment compensation on claims that were effective on or after May 2, 2006.

(2) Extended unemployment compensation: Benefits, including benefits payable to federal civilian employees and to ex-servicemembers under 5 U.S.C. ss. 8501-8525, that are payable to an individual under Section 443.1115, Florida Statutes.

(3) Qualifying benefit year: The benefit year established on a Florida claim for regular unemployment compensation which was effective on or after May 2, 2006, and is the basis of the individual's eligibility for emergency unemployment compensation.

(4) Regular unemployment compensation: Benefits payable to an individual under Chapter 443, Florida Statutes, including benefits payable to federal civilian employees and to ex servicemembers under 5 U.S.C. ss. 8501-8525, other than extended unemployment compensation under Section 443.1115, Florida Statutes.

Rulemaking Authority 443.1317(1)(b) FS. Law Implemented 443.036, 443.221(3) FS. History--New \_\_\_\_\_.

60BB-3.0252 Eligibility for Emergency Unemployment Compensation.

(1) Eligibility Conditions. Emergency Unemployment Compensation is available to individuals who:

(a) Have exhausted all rights to regular unemployment compensation on a Florida claim with a benefit year that ended on or after May 1, 2007;

(b) Have no rights to unemployment compensation under any other state or federal law;

(c) Are not receiving compensation with respect to such week under the unemployment compensation law of Canada; and

(d) Are legally authorized to work in the United States.

(2) Exhaustion of Benefits. For purposes of this rule, an individual has exhausted all rights to regular unemployment compensation when that individual:

(a) Has received all regular unemployment compensation available on the qualifying benefit year; or

(b) Had rights to regular unemployment compensation on the qualifying benefit year, but those rights were terminated because the benefit year ended.

(3) Amount Payable.

(a) The amount of emergency unemployment compensation payable to an individual for any week of total unemployment will be equal to the amount of regular unemployment compensation payable during the individual's qualifying benefit year for a week of total unemployment.

(b) The maximum amount of emergency unemployment compensation payable to any individual will not exceed the amount established for such individual in the emergency unemployment compensation account described in Rule 60BB-3.0253, F.A.C.

(4) Applicable Law. The terms and conditions of the law under which the individual claimed and received regular unemployment compensation will apply to claims for and payment of emergency unemployment compensation.

(5) Overpayments. An individual who receives emergency unemployment compensation to which he is not entitled will repay any such overpayment to the Agency for Workforce Innovation. The requirement to repay the overpayment will not be waived.

(a) The Agency may recoup any such overpayments by deducting 50 percent of the weekly benefit amount from any future payments until the overpayment is repaid in full.

(b) Recoupment of overpayments from future benefits may occur at any time during the 3-year period after the date the individual received the payment of the emergency unemployment compensation to which he was not entitled.

(c) No waiver of such recoupment may occur except as permitted by Section 443.151(6)(c), Florida Statutes.

Rulemaking Authority 443.1317(1)(b) FS. Law Implemented 443.091, 443.101, 443.111, 443.151(6), 443.221(3) FS. History--New \_\_\_\_\_.

60BB-3.0253 Emergency Unemployment Compensation Individual Accounts.

(1) Establishment of Account. Persons deemed eligible under Rule 60BB-3.0252, F.A.C., will be paid from emergency unemployment compensation accounts set up for each individual with respect to that individual's benefit year.

(2) Eligibility Established Prior to November 23, 2008. The emergency unemployment compensation accounts of individuals whose period of eligibility began between July 6, 2008 and November 22, 2008, will be augmented as provided in this subsection.

(a) The amount established in an account under this subsection will equal the lesser of:

1. 50 percent of the total amount of regular unemployment compensation payable to the individual during his or her benefit year, or

2. 13 times the individual's average weekly benefit amount for the benefit year.

(b) Benefits under this subsection may be paid only for weeks of unemployment beginning on or after July 6, 2008.

(c) If the individual exhausts these benefits before November 23, 2008, no further benefits may be paid to the individual except as provided in subsections (3) and (4) of this rule.

(3) Tier One.

(a) Tier one benefits may be paid only for weeks of unemployment beginning on or after November 23, 2008.

(b) The emergency unemployment compensation account of each individual whose period of eligibility began after November 22, 2008, will be augmented with an amount equal to the lesser of:

1. 80 percent of the total amount of regular unemployment compensation payable to the individual during his or her benefit year, or

2. 20 times the individual's average weekly benefit amount for the benefit year.

(c) The emergency unemployment compensation account of an individual whose period of eligibility began before November 23, 2008 will, if the individual remains otherwise eligible, receive an additional augmentation equal to the amount previously paid under paragraph (b) of this subsection minus the amount actually received under subsection (2).

(d) Tier one benefits may be paid only in cases in which an individual's regular unemployment compensation benefits are exhausted by the week ending December 19, 2009.

(4) Tier Two.

(a) The emergency unemployment compensation account of an individual who receives benefits pursuant to subsection (3) of this rule will receive an additional augmentation pursuant to paragraph (b) of this subsection if:

1. The individual exhausts all first tier benefits by the week ending December 26, 2009;

2. The individual remains otherwise eligible; and

3. During or after the week these benefits are exhausted, but no later than the week ending December 26, 2009, one of the following circumstances occur:

a. An extended benefit period is in effect under the Federal-State Extended Unemployment Compensation Act of 1970;

b. The rate of insured unemployment for the current week and the immediately preceding 12 weeks equals or exceeds 4 percent; or

c. The average rate of total unemployment, seasonally adjusted, for the most recent 3 month period for which data for all States are published equals or exceeds 6 percent.

(b) The amount established in an account under this subsection will equal the lesser of:

1. 50 percent of the total amount of regular unemployment compensation payable to the individual during his or her benefit year, or

2. 13 times the individual's average weekly benefit amount for the benefit year.

(c) Tier two benefits may be paid only for weeks of unemployment beginning on or after November 23, 2008.

(5) Termination of Emergency Unemployment Compensation. An individual who has a balance remaining in his or her individual account as of December 31, 2009, will

continue to receive emergency unemployment compensation from such balance for any week beginning after that date for which he or she meets the eligibility requirements of this rule, except that no compensation will be payable for any week beginning after May 31, 2010.

Rulemaking Authority 443.1317(1)(b) FS. Law Implemented 443.111, 443.191, 443.221(3) FS. History—New \_\_\_\_\_.

60BB-3.0254 How to Apply for Emergency Unemployment Compensation.

(1) Method of Application. Individuals whose regular unemployment compensation benefits are exhausted, whose benefit year expires between July 6, 2008 and December 31, 2009, or who are entitled to an augmentation of their emergency unemployment compensation accounts pursuant to Rule 60BB-3.0253, F.A.C., will receive notice regarding their eligibility or ineligibility for emergency unemployment compensation. Individuals who are deemed eligible will receive these benefits without filing an application as long as they comply with the continued claims reporting requirements set forth in Rule 60BB-3.015, F.A.C. All other individuals who wish to receive emergency unemployment compensation must submit an application for benefits to the Agency for Workforce Innovation. Applications must be filed by December 31, 2009. An application may be submitted:

(a) Online by using the Online Internet Unemployment Compensation Claim Application (11/07), or the Online Internet Unemployment Compensation Claim Application (Spanish version) (11/07), which are incorporated by reference in paragraphs 60BB-3.029(1)(yy) and (zz), F.A.C., and which are available at [www.fluidnow.com](http://www.fluidnow.com).

(b) In writing on one of the following forms, which are hereby incorporated by reference into this rule and which are available at [www.floridajobs.org/unemployment/uc\\_emp\\_claims.html](http://www.floridajobs.org/unemployment/uc_emp_claims.html);

(i) Form AWI-UC310EUC (Rev. 12/08);

(ii) Formulario AWI-UC310EUC(S) (Rev. 12/08), or

(iii) Form AWI-UCB310EUC(C) (Rev. 12/08);

or

(c) By telephone at (800)204-2418.

(2) Submitting Written Applications. To submit a written application, the claimant must complete the Form AWI-UC310EUC, (Rev. 12/08), Formulario AWI-UC310EUC(S) (Rev. 12/08), or Form AWI-UCB310EUC(C) (Rev. 12/08), as appropriate, and either:

(a) Mail the completed form to the Agency for Workforce Innovation, Unemployment Compensation Records Unit, P. O. Drawer 5350, Tallahassee, Florida 32314-5350; or

(b) Fax the form to the Agency for Workforce Innovation, Unemployment Compensation Records Unit, (850)921-3938.

(3) Notice of Determination.

(a) Notice of the Agency's determination of a claimant's eligibility or ineligibility for emergency unemployment compensation under subsection (2) or (3) of Rule

60BB-3.0253, F.A.C., will be mailed to the claimant on a Form AWI-UCB11 EUC (12/08), which is hereby incorporated by reference into this rule.

(b) Notice of the Agency's determination of a claimant's eligibility or ineligibility for emergency unemployment compensation under subsection (4) of Rule 60BB-3.0253, F.A.C., will be mailed to the claimant on a Form AWI-UCB11 EUC-2 (03/09), which is hereby incorporated by reference into this rule.

(c) Notice of ineligibility for cases in which the claimant does not meet the eligibility requirements of Rule 60BB-3.0252, F.A.C., will be mailed to the claimant on a Form AWI-UCB11-I EUC (06/09), which is hereby incorporated by reference into this rule.

Rulemaking Authority 443.1317(1)(b) FS. Law Implemented 443.091, 443.101, 443.111, 443.151, 443.221(3) FS. History--New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
John R. Perry, Assistant General Counsel, Agency for Workforce Innovation, Office of General Counsel, 107 East Madison Street, MSC # 110, Tallahassee, Florida 32399-4128, (850)245-7150

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Cynthia R. Lorenzo, Director, Agency for Workforce Innovation, 107 East Madison Street, Tallahassee, Florida 32399-4128

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 1, 2009

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

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

RULE NO.: 61G4-18.014  
RULE TITLE: Continuing Education Seminars  
PURPOSE AND EFFECT: The Board proposes to repeal the rule because it is no longer necessary.

SUMMARY: The rule will be repealed because it is no longer necessary.

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.

RULEMAKING AUTHORITY: 489.108, 489.115(4) FS.

LAW IMPLEMENTED: 489.115(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: G. W. Harrell, Executive Director, Construction Industry Licensing Board/MQA, P. O. Box 5257, Tallahassee, Florida 32399-5257

THE FULL TEXT OF THE PROPOSED RULE IS:

61G4-18.014 Continuing Education Seminars.

~~(1) The Board shall conduct at least two continuing education seminars each sponsor renewal cycle. Such seminars shall discuss continuing education requirements in effect for the current renewal cycle, questions received by the Board concerning continuing education, continuing education provider requirements currently in effect, and continuing education courses currently approved by the Board. The Board shall notify course providers of each seminar.~~

~~(2) Every continuing education provider shall be required to attend at least one such seminar during each renewal cycle. Failure to do so shall result in action against the continuing education provider's registration as provided in Rule 61G4-18.003, F.A.C.~~

Rulemaking Specific Authority 489.108, 489.115(4) FS. Law Implemented 489.115(4) FS. History--New 4-15-99, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Construction Industry Licensing Board

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Construction Industry Licensing Board  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 10, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 12, 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 Board proposes the rule amendment to delete unnecessary language to clarify examination procedures.

SUMMARY: The rule amendment will delete unnecessary language to clarify examination procedures.

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.

RULEMAKING AUTHORITY: 477.016, 477.019(4) FS.

LAW IMPLEMENTED: 477.019(4), (5) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Board of Cosmetology, P. O. Box 5377, Tallahassee, Florida 32314-5377

THE FULL TEXT OF THE PROPOSED RULE IS:

61G5-18.0055 Supervised Cosmetology Practice Exception.

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:

(1) In the event an applicant obtains passing scores on ~~the first attempt~~ of both the written and clinical examinations, the applicant shall be eligible, prior to having their application acted on by the Board, to practice cosmetology in a licensed salon, provided that they post their examination results for both examinations at their work station with a recent photograph affixed thereto.

(2) No change.

Rulemaking Authority 477.016, 477.019(4) FS. Law Implemented 477.019(4), (5) FS. History—New 11-25-98, Amended 2-25-07, 5-19-09, \_\_\_\_\_.

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: July 20, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 7, 2009

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE NO.:	RULE TITLE:
61H1-29.004	Licensure by Endorsement; Domiciled

PURPOSE AND EFFECT: The Board proposes the repeal of the rule due to a statutory change.

SUMMARY: The rule will be repealed due to a statutory change.

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.

RULEMAKING AUTHORITY: 473.304, 473.3101, 473.323(2) FS.

LAW IMPLEMENTED: 473.309, 473.3101 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: Voloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE FULL TEXT OF THE PROPOSED RULE IS:

61H1-29.004 Licensure by Endorsement; Domiciled.

~~For purposes of Sections 473.309(1)(a) and (2)(d), F.S., any partner or shareholder in a Florida licensed certified public accountant firm who would otherwise be considered as domiciled in this state shall not be considered to be in violation of subsection 61H1-36.001(5), F.A.C., so long as the partner or shareholder has applied to the Board for licensure within 30 days of the date the partner or shareholder would otherwise be first domiciled in this state and has obtained a license as a Certified Public Accountant in this state within six months from the date of application. Failure to strictly comply with the provisions of this section shall be considered a violation of subsection 61H1-36.001(5), F.A.C.~~

Rulemaking Specific Authority 473.304, 473.3101, 473.323(2) FS. Law Implemented 473.309, 473.3101 FS. History—New 4-24-88, Formerly 21A-29.004, Repealed \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Accountancy

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 5, 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 ENVIRONMENTAL PROTECTION**

RULE NO.: 62-204.800  
 RULE TITLE: Federal Regulations Adopted by Reference

PURPOSE, EFFECT AND SUMMARY: The proposed rule amendments update, through June 30, 2009 the department's adoption-by-reference of air pollution regulations promulgated by the U.S. Environmental Protection Agency (EPA) at 40 CFR Parts 50, 51, 52, 53, 58, 60, 63, 65, 75, and 89.

RULEMAKING AUTHORITY: 403.8055 FS.

LAW IMPLEMENTED: 403.061, 403.087, 403.8055 FS.

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION 403.8055, F.S. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE TO: Ms. Patricia E. Comer, Office of General Counsel, Department of Environmental Protection, 3900 Commonwealth Blvd., MS 35, Tallahassee, Florida 32399-3000

SUBSTANTIALLY AFFECTED PERSONS MAY WITHIN 14 DAYS OF THE DATE OF THIS NOTICE, FILE AN OBJECTION TO THIS RULEMAKING WITH THE AGENCY. THE OBJECTION SHALL SPECIFY THE PORTIONS OF THE PROPOSED RULE TO WHICH THE PERSON OBJECTS AND THE SPECIFIC REASONS FOR THE OBJECTION.

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

62-204.800 Federal Regulations Adopted by Reference.

All federal regulations cited throughout the air pollution rules of the Department are adopted and incorporated by reference in this rule. The purpose and effect of each such federal regulation is determined by the context in which it is cited. Procedural and substantive requirements in the incorporated federal regulations are binding as a matter of state law only where the context so provides.

(1) Title 40, Code of Federal Regulations, Part 50, National Primary and Secondary Ambient Air Quality Standards.

(a) The provisions of 40 C.F.R. Part 50, §§ 50.1 through 50.12, revised as of July 1, 2006; amended November 12, 2008, at 73 FR 66963, § 50.13, promulgated October 17, 2006, at 71 FR 61143; § 50.14, promulgated March 22, 2007, at 72 FR 13559; amended May 22, 2007, at 72 FR 28612; amended October 6, 2008, at 73 FR 58042; amended November 12, 2008, at 73 FR 66963; amended May 19, 2009, at 74 FR 23307; and § 50.15 promulgated, March 27, 2008, at 73 FR 16435; and § 50.16, promulgated November 12, 2008, at 73 FR 66963; are adopted and incorporated by reference.

(b) The following appendices of 40 C.F.R. Part 50, revised as of July 1, 2006, or later as specifically indicated, are adopted and incorporated by reference:

1. through 6. No change.

7. 40 C.F.R. Part 50, Appendix G, Reference Method for the Determination of Lead in Suspended Particulate Matter Collected from Ambient Air; amended November 12, 2008, at 73 FR 66963.

8. through 15. No change.

16. 40 C.F.R. Part 50, Appendix O, Reference Method for the Determination of Lead in Particulate Matter as PM<sub>10</sub> Collected From Ambient Air, promulgated November 12, 2008, at 73 FR 66963.

17. 40 C.F.R. Part 50, Appendix R, Interpretation of the National Ambient Air Quality Standards for Lead, promulgated November 12, 2008, at 73 FR 66963.

(2) Title 40, Code of Federal Regulations, Part 51, Requirements for Preparation, Adoption, and Submittal of Implementation Plans.

(a) The following subparts of 40 C.F.R. Part 51, revised as of July 1, 2006, or later as specifically indicated, are adopted and incorporated by reference:

1. 40 C.F.R. Part 51, Subpart F, Procedural Requirements; amended January 18, 2007, at 72 FR 2193, amended July 16, 2007, at 72 FR 38787; amended March 24, 2008, at 73 FR 15603; amended January 21, 2009, at 74 FR 3437; amended June 23, 2009, at 74 FR 29595.

2. through 5. No change.

(b) No change.

(3) Title 40, Code of Federal Regulations, Part 52, Approval and Promulgation of Implementation Plans. The following subparts of 40 C.F.R. Part 52, revised as of July 1, 2003, or later as specifically indicated, are adopted and incorporated by reference:

(a) No change.

(b) 40 C.F.R. Part 52, Subpart K, Florida, amended July 22, 2003, at 68 FR 43312; amended August 11, 2003, at 68 FR 47468; amended February 13, 2004, at 69 FR 7127; amended March 29, 2004, at 69 FR 16167; amended June 17, 2004, at 69 FR 33860; amended April 28, 2006, at 71 FR 25327; amended November 28, 2006, at 71 FR 68743; amended October 12, 2007, at 72 FR 58016; amended September 16, 2008, at 73 FR 53378; amended June 1, 2009, at 74 FR 26103.

(4) Title 40, Code of Federal Regulations, Part 53, Ambient Air Monitoring Reference and Equivalent Methods. The following subparts of 40 C.F.R. Part 53, revised as of July 1, 2006, or later as specifically indicated, are adopted and incorporated by reference:

(a) through (b) No change.

(c) 40 C.F.R. Part 53, Subpart C, Procedures for Determining Comparability Between Candidate Methods and Reference Methods; amended October 17, 2006, at 71 FR 61235; amended June 12, 2007, at 72 FR 32193; amended November 12, 2008, at 73 FR 66963.

(d) through (f) No change.

(5) No change.

(6) Title 40, Code of Federal Regulations, Part 58, Ambient Air Quality Surveillance.

(a) The following subparts of 40 C.F.R. Part 58, revised as of July 1, 2006, or later as specifically indicated, are adopted and incorporated by reference:

1. No change.

2. 40 C.F.R. Part 58, Subpart B, Monitoring Network, amended October 17, 2006, at 71 FR 61235; amended June 12, 2007, at 72 FR 32193; amended November 12, 2008, at 73 FR 66963.

3. No change.

4. 40 C.F.R. Part 58, Subpart D, Comparability of Ambient Data to NAAQS; amended October 17, 2006, at 71 FR 61235; amended November 12, 2008, at 73 FR 66963.

5. through 6. No change.

(b) The following appendices of 40 C.F.R. Part 58, revised as of July 1, 2006, or later as specifically indicated, are adopted and incorporated by reference:

1. 40 C.F.R. Part 58, Appendix A, Quality Assurance Requirements for SLAMS, SPMs and PSD Air Monitoring; amended October 17, 2006, at 71 FR 61235; amended June 12, 2007, at 72 FR 32193; amended November 12, 2008, at 73 FR 66963.

2. 40 C.F.R. Part 58, Appendix C, Ambient Air Quality Monitoring Methodology; amended October 17, 2006, at 71 FR 61235; amended November 12, 2008, at 73 FR 66963.

3. 40 C.F.R. Part 58, Appendix D, Network Design Criteria for Ambient Air Quality Monitoring; amended October 17, 2006, at 71 FR 61235; amended June 12, 2007, at 72 FR 32193; amended November 12, 2008, at 73 FR 66963; amended December 19, 2008, at 73 FR 77517.

4. No change.

5. 40 C.F.R. Part 58, Appendix G, Uniform Air Quality Index (AQI) and Daily Reporting; amended March 27, 2008, at 73 FR 16435; amended June 26, 2009, at 74 FR 30469.

(7) No change.

(8) Title 40, Code of Federal Regulations, Part 60, Standards of Performance for New Stationary Sources.

(a) No change.

(b) Standards Adopted. The following Standards of Performance for New Stationary Sources contained in 40 C.F.R. Part 60, revised as of July 1, 2001, or later as specifically indicated, are adopted and incorporated by reference:

1. 40 C.F.R. Part 60, Subpart D, Fossil-Fuel-Fired Steam Generators for Which Construction is Commenced After August 17, 1971; amended June 13, 2007, at 72 FR 32709; amended January 28, 2009, at 74 FR 5071.

2. 40 C.F.R. Part 60, Subpart Da, Electric Utility Steam Generators for Which Construction Is Commenced After September 18, 1978; amended August 14, 2001, at 66 FR 42608; amended May 18, 2005, at 70 FR 28605; amended

August 30, 2005, at 70 FR 51266; amended February 27, 2006, at 71 FR 9865; amended June 13, 2007, at 72 FR 32709; amended January 28, 2009, at 74 FR 5071; except that the Secretary is not the Administrator for purposes of 40 C.F.R. § 60.47a.

3. 40 C.F.R. Part 60, Subpart Db, Industrial-Commercial-Institutional Steam Generating Units; amended August 14, 2001, at 66 FR 42608; amended October 1, 2001, at 66 FR 49830; amended February 27, 2006, at 71 FR 9865; amended November 16, 2006, at 71 FR 66681; amended June 13, 2007, at 72 FR 32709; amended January 28, 2009, at 74 FR 5071; except that the Secretary is not the Administrator for purposes of 40 C.F.R. § 60.44b(f) and (g) and 40 C.F.R. § 60.49b(a)(4).

4. 40 C.F.R. Part 60, Subpart Dc, Small Industrial-Commercial-Institutional Steam Generating Units; amended February 27, 2006, at 71 FR 9865; amended June 13, 2007, at 72 FR 32709; amended January 28, 2009, at 74 FR 5071; except that the Secretary is not the Administrator for the purposes of 40 C.F.R. § 60.48c(a)(4).

5. through 12. No change.

13. 40 C.F.R. Part 60, Subpart J, Petroleum Refineries; amended June 24, 2008, at 73 FR 35837; except that the Secretary is not the Administrator for the purposes of 40 C.F.R. § 60.109(b).

14. 40 C.F.R. Part 60, Subpart Ja, Standards of Performance for Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After May 14, 2007; promulgated June 24, 2008, at 73 FR 35837; amended December 22, 2008, at 73 FR 78549; except that the Secretary is not the Administrator for the purposes of 40 C.F.R. § 60.109a(b).

14. through 65. renumbered 15. through 66. No change.

~~67-66.~~ 40 C.F.R. Part 60, Subpart OOO, Nonmetallic Mineral Processing Plants; amended April 28, 2009, at 74 FR 19293.

67. through 79. renumbered 68. through 80. No change.

~~81-80.~~ 40 C.F.R. Part 60, Subpart KKKK, Standards for Stationary Combustion Turbines; promulgated July 6, 2006, at 71 FR 38481; amended March 20, 2009, at 74 FR 11858.

(c) No change.

(d) General Provisions Adopted. The general provisions of 40 C.F.R. Part 60, Subpart A, revised as of July 1, 2001; amended August 27, 2001, at 66 FR 44978; amended July 8, 2004, at 69 FR 41346; amended May 18, 2005, at 70 FR 28605; amended December 16, 2005, at 70 FR 74869; amended June 1, 2006, at 71 FR 31100; amended July 6, 2006, at 71 FR 38481; amended July 11, 2006, at 71 FR 39153; amended May 16, 2007, at 72 FR 27437; amended June 13, 2007, at 72 FR 32709; amended November 16, 2007, at 72 FR 64859; amended January 18, 2008, at 73 FR 3567; amended June 24, 2008, at 73 FR 35837; amended December 22, 2008, at 73 FR 78199; amended January 28, 2009, at 74 FR 5071; are

adopted and incorporated by reference except that the Secretary is not the Administrator for purposes of 40 C.F.R. § 60.4, 40 C.F.R. § 60.8(b)(2) and (3), 40 C.F.R. § 60.11(e)(7) and (8), 40 C.F.R. § 60.13(g), (i) and (j)(2), and 40 C.F.R. § 60.16.

(e) Appendices Adopted. The following appendices of 40 C.F.R. Part 60, revised as of July 1, 2001, or later as specifically indicated, are adopted and incorporated by reference:

1. No change.

2. 40 C.F.R. Part 60, Appendix A-2, Test Methods 2G through 3C; amended May 15, 2006, at 71 FR 28081; amended May 22, 2008, at 73 FR 29691; amended May 29, 2009, at 74 FR 25666.

3. No change.

4. 40 C.F.R. Part 60, Appendix A-4, Test Methods 6 through 10B; amended May 15, 2006, at 71 FR 28081; amended May 22, 2008, at 73 FR 29691; amended May 29, 2009, at 74 FR 25666.

5. through 6. No change.

7. 40 C.F.R. Part 60, Appendix A-7, Test Methods 19 through 25E; amended May 15, 2006, at 71 FR 28081; amended September 21, 2006, at 71 FR 55119; amended May 22, 2008, at 73 FR 29691; amended March 25, 2009, at 74 FR 12575; except that in Method 23, the toluene rinse concentrate may be added to the acetone and methylene chloride concentrate, the filter, and the resin in the Soxhlet apparatus specified at section 5.1.4 of the method prior to analysis, in lieu of separate analysis of the toluene rinse extract pursuant to section 5.1.6 of the method.

8. No change.

9. 40 C.F.R. Part 60, Appendix B, Performance Specifications, amended January 12, 2004, at 69 FR 1785; amended May 18, 2005, at 70 FR 28605; amended September 21, 2006, at 71 FR 55119; amended June 13, 2007, at 72 FR 32709; amended September 7, 2007, at 72 FR 51493; amended March 25, 2009, at 74 FR 12575; amended April 23, 2009, at 74 FR 18474.

10. through 11. No change.

12. 40 C.F.R. Part 60, Appendix F, Quality Assurance Procedures, amended January 12, 2004, at 69 FR 1785; amended June 13, 2007, at 72 FR 32709; amended March 25, 2009, at 74 FR 12575.

(9) through (10) No change.

(11) Title 40, Code of Federal Regulations, Part 63, National Emission Standards for Hazardous Air Pollutants for Source Categories.

(a) No change.

(b) Standards Adopted. The following National Emission Standards for Hazardous Air Pollutants contained in 40 C.F.R. Part 63, revised as of July 1, 2001, or later as specifically indicated, are adopted and incorporated by reference:

1. No change.

2. 40 C.F.R. Part 63, Subpart G, Organic Hazardous Air Pollutants From the Synthetic Organic Manufacturing Industry for Process Vents, Storage Vessels, Transfer Operations, and Wastewater; amended June 23, 2003, at 68 FR 37333; amended December 23, 2004, at 69 FR 76859; amended April 20, 2006, at 71 FR 20445; amended December 21, 2006, at 71 FR 76603; amended December 22, 2008, at 73 FR 78199; except that the Secretary is not the Administrator for purposes of 40 C.F.R. §§ 63.153(c)(1) through (4).

3. 40 C.F.R. Part 63, Subpart H, Organic Hazardous Air Pollutants for Equipment Leaks; amended June 23, 2003, at 68 FR 37333; amended December 22, 2008, at 73 FR 78199; except that the Secretary is not the Administrator for purposes of 40 C.F.R. §§ 63.183(c)(1) through (4).

4. through 10. No change.

11. 40 C.F.R. Part 63, Subpart R, Gasoline Distribution Facilities (Bulk Gasoline Terminals and Pipeline Breakout Stations); amended June 23, 2003, at 68 FR 37333; amended December 19, 2003, at 68 FR 70959; amended April 6, 2006, at 71 FR 17352; amended December 22, 2008, at 73 FR 78199; except that the Secretary is not the Administrator for purposes of 40 C.F.R. §§ 63.429(c)(1) through (4).

12. through 13. No change.

14. 40 C.F.R. Part 63, Subpart U, Group I Polymers and Resins; amended July 16, 2001, at 66 FR 36924; amended June 23, 2003, at 68 FR 37333; amended April 20, 2006, at 71 FR 20445; amended December 22, 2008, at 73 FR 78199; except that the Secretary is not the Administrator for purposes of 40 C.F.R. §§ 63.507(c)(1) through (4).

15. through 23. No change.

24. 40 C.F.R. Part 63, Subpart HH, Oil and Natural Gas Production Facilities; amended June 23, 2003, at 68 FR 37333; amended April 20, 2006, at 71 FR 20445; amended January 3, 2007, at 72 FR 26; amended December 22, 2008, at 73 FR 78199; except that the Secretary is not the Administrator for purposes of 40 C.F.R. §§ 63.776(c)(1) through (4).

25. through 43. No change.

~~44.~~ 40 C.F.R. Part 63, Subpart GGG, Pharmaceuticals Production; amended April 2, 2002, at 67 FR 15486; amended June 23, 2003, at 68 FR 37333; amended May 13, 2005, at 70 FR 25665; amended April 20, 2006, at 71 FR 20445; amended December 22, 2008, at 73 FR 78199; except that the Secretary is not the Administrator for purposes of 40 C.F.R. §§ 63.1261(c)(1) through (4).

45. 40 C.F.R. Part 63, Subpart HHH, Natural Gas Transmission and Storage Facilities; amended September 27, 2001, at 66 FR 49299; amended February 22, 2002, at 67 FR 8202; amended June 23, 2003, at 68 FR 37333; amended April 20, 2006, at 71 FR 20445; amended December 22, 2008, at 73 FR 78199; except that the Secretary is not the Administrator for purposes of 40 C.F.R. §§ 63.1286(c)(1) through (4).

46. No change.

47. 40 C.F.R. Part 63, Subpart JJJ, Group IV Polymers and Resins; amended July 16, 2001, at 66 FR 36924; amended August 6, 2001, at 66 FR 40903; amended June 23, 2003, at 68 FR 37333; amended April 20, 2006, at 71 FR 20445; amended December 22, 2008, at 73 FR 78199; except that the Secretary is not the Administrator for purposes of 40 C.F.R. §§ 63.1336(c)(1) through (4).

48. through 56. No change.

57. 40 C.F.R. Part 63, Subpart VVV, Publicly Owned Treatment Works; amended October 21, 2002, at 67 FR 64741; amended June 23, 2003, at 68 FR 37333; amended December 22, 2008, at 73 FR 78199; except that the Secretary is not the Administrator for purposes of 40 C.F.R. §§ 63.1594(c)(1) through (4).

58. through 61. No change.

62. 40 C.F.R. Part 63, Subpart EEEE, Organic Liquids Distribution (Non-Gasoline); promulgated February 3, 2004, at 69 FR 5038; amended April 20, 2006, at 71 FR 20445; amended July 28, 2006, at 71 FR 42897; amended July 17, 2008, at 73 FR 40977; amended December 22, 2008, at 73 FR 78199; except that the Secretary is not the Administrator for purposes of 40 C.F.R. §§ 63.2402(b)(1) through (4).

63. 40 C.F.R. Part 63, Subpart FFFF, Miscellaneous Organic Chemical Manufacturing; promulgated November 10, 2003, at 68 FR 63851; amended July 1, 2005, at 70 FR 38553; amended August 30, 2005, at 70 FR 51269; amended March 1, 2006, at 71 FR 10439; amended April 20, 2006, at 71 FR 20445; amended July 14, 2006, at 71 FR 40315; amended December 22, 2008, at 73 FR 78199; except that the Secretary is not the Administrator for purposes of 40 C.F.R. §§ 63.2545(b)(1) through (4).

63. through 76. No change.

77. 40 C.F.R. Part 63, Subpart UUUU, Cellulose Products Manufacturing; promulgated June 11, 2002, at 67 FR 40043; amended June 24, 2005, at 70 FR 36523; amended August 10, 2005, at 70 FR 46683; amended April 20, 2006, at 71 FR 20445; amended December 22, 2008, at 73 FR 78199; except that the Secretary is not the Administrator for purposes of 40 C.F.R. §§ 63.5605(b)(1) through (4).

77. through 88. No change.

89. 40 C.F.R. Part 63, Subpart GGGG, Site Remediation; promulgated October 8, 2003, at 68 FR 58171; amended April 20, 2006, at 71 FR 20445; amended November 29, 2006, at 71 FR 69011; amended December 22, 2008, at 73 FR 78199; except that the Secretary is not the Administrator for purposes of 40 C.F.R. §§ 63.7956(c)(1) through (4).

90. 40 C.F.R. Part 63, Subpart HHHH, Miscellaneous Coating Manufacturing; promulgated December 11, 2003, at 68 FR 69163; amended December 29, 2003, at 68 FR 75033; amended May 13, 2005, at 70 FR 25675; amended July 6, 2005, at 70 FR 38780; amended December 21, 2005, at 70 FR 75923; amended April 20, 2006, at 71 FR 20445; amended

October 4, 2006, at 71 FR 58499; amended December 22, 2008, at 73 FR 78199; except that the Secretary is not the Administrator for purposes of 40 C.F.R. §§ 63.8100(b)(1) through (4).

91. through 101. No change.

102. 40 C.F.R. Part 63, Subpart YYYYY, National Emission Standards for Hazardous Air Pollutants for Area Sources: Electric Arc Furnace Steelmaking Facilities; promulgated December 28, 2007, at 72 FR 74087; amended December 1, 2008, at 73 FR 72727; except that the Secretary is not the Administrator for purposes of 40 C.F.R. §§ 63.10691(c)(1) through (6).

103. through 116. No change.

(c) No change.

(d) General Subparts Adopted. The following general subparts of 40 C.F.R. Part 63, revised as of July 1, 2001, or later as specifically indicated, are adopted and incorporated by reference:

1. 40 C.F.R. Part 63, Subpart A, General Provisions; amended February 27, 2002, at 67 FR 9156; amended April 5, 2002, at 67 FR 16581; amended February 18, 2003, at 68 FR 7706; amended April 21, 2003, at 68 FR 19375; amended May 20, 2003, at 68 FR 27645; amended May 23, 2003, at 68 FR 28605; amended May 27, 2003, at 68 FR 28774; amended May 28, 2003, at 68 FR 31745; amended May 29, 2003, at 68 FR 32171; amended May 30, 2003, at 68 FR 32585; amended November 13, 2003, at 68 FR 64431; amended December 19, 2003, at 68 FR 70959; amended January 2, 2004, at 69 FR 129; amended February 3, 2004 at 69 FR 5038; amended April 19, 2004, at 69 FR 20967; amended April 22, 2004, at 69 FR 21905; amended April 26, 2004, at 69 FR 22601; amended June 15, 2004, at 69 FR 33473; amended July 30, 2004, at 69 FR 45943; amended April 15, 2005, at 70 FR 19991; amended May 20, 2005, at 70 FR 29399; amended October 12, 2005, at 70 FR 59401; amended April 20, 2006, at 71 FR 20445; amended December 6, 2006, at 71 FR 70651; amended January 3, 2007, at 72 FR 26; amended January 23, 2007, at 72 FR 2929; amended May 16, 2007, at 72 FR 27437; amended July 16, 2007, at 72 FR 38863; amended October 29, 2007, at 72 FR 61060; amended November 16, 2007, at 72 FR 64859; amended December 26, 2007, at 72 FR 73179; amended December 28, 2007, at 72 FR 74087; amended January 2, 2008, at 73 FR 225; amended January 18, 2008, at 73 FR 3567; amended February 7, 2008, at 73 FR 7210; amended December 22, 2008, at 73 FR 78199; except that the Secretary is not the Administrator for purposes of 40 C.F.R. § 63.5(e), 40 C.F.R. § 63.5(f), 40 C.F.R. § 63.6(g), 40 C.F.R. § 63.6(h)(9), 40 C.F.R. § 63.6(j), 40 C.F.R. § 63.13, and 40 C.F.R. § 63.14.

2. through 5. No change.

(e) Appendices Adopted. The following appendices of 40 C.F.R. Part 63, revised as of July 1, 2001, or later as specifically indicated, are adopted and incorporated by reference:

1. Appendix A, Test Methods; amended March 25, 2009, at 74 FR 12575; amended April 23, 2009, at 74 FR 18474.

2. through 5. No change.

(12) No change.

(13) Title 40, Code of Federal Regulations, Part 65, Consolidated Federal Air Rule. The following subparts of 40 C.F.R. Part 65, revised as of July 1, 2001, or later as specifically indicated, are adopted and incorporated by reference.

(a) 40 C.F.R. Part 65, Subpart A, General Provisions; amended April 20, 2006, at 71 FR 20445; amended August 27, 2007, at 72 FR 48938; amended December 28, 2007, at 72 FR 73625; amended December 22, 2008, at 73 FR 78199.

(b) through (g) No change.

(14) through (18) No change.

(19) Title 40, Code of Federal Regulations, Part 75, Continuous Emission Monitoring.

(a) No change.

(b) The following appendices of 40 C.F.R. Part 75, revised as of July 1, 2005, or later as specifically indicated, are adopted and incorporated by reference:

1. Appendix A, Specifications and Test Procedures; amended September 7, 2007, at 72 FR 51493; amended January 24, 2008, at 73 FR 4311; amended November 4, 2008, at 73 FR 65554.

2. Appendix B, Quality Assurance and Quality Control Procedures; amended September 7, 2007, at 72 FR 51493; amended January 24, 2008, at 73 FR 4311.

3. through 5. No change.

6. Appendix F, Conversion Procedures; amended September 7, 2007, at 72 FR 51493; amended January 24, 2008, at 73 FR 4311; amended February 13, 2008, at 73 FR 8408.

7. through 8. No change.

9. Appendix I, Optional F-Factor/Fuel Flow Method; amended September 7, 2007, at 72 FR 51493.

11. Appendix K, Quality Assurance and Operating Procedures for Sorbent Trap Monitoring Systems; amended September 7, 2007, at 72 FR 51493; amended January 24, 2008, at 73 FR 4311.

(20) through (24) No change.

(25) Title 40, Code of Federal Regulations, Part 89, Control of Emissions From New and In-Use Nonroad Compression-Ignition Engines. The following subparts of 40 C.F.R. Part 89, revised as of July 1, 2007, or later as specifically indicated, are adopted and incorporated by reference.

(a) 40 C.F.R. Part 89, Subpart A, General; amended February 24, 2009, at 74 FR 8309.

(b) No change.

(26) through (27) No change.

PROPOSED EFFECTIVE DATE OCTOBER 16, 2009.

Rulemaking Specific Authority 403.061, 403.8055 FS. Law Implemented 403.031, 403.061, 403.087, 403.8055 FS. History–New 3-13-96, Amended 6-25-96, 10-7-96, 10-17-96, 12-20-96, 4-18-97, 6-18-97, 7-7-97, 10-3-97, 12-10-97, 3-2-98, 4-7-98, 5-20-98, 6-8-98, 10-19-98, 4-1-99, 7-1-99, 9-1-99, 10-1-99, 4-1-00, 10-1-00, 1-1-01, 8-1-01, 10-1-01, 4-1-02, 7-1-02, 10-1-02, 1-1-03, 4-1-03, 10-1-03, 1-1-04, 4-1-04, 7-1-04, 10-1-04, 1-1-05, 4-1-05, 7-1-05, 10-1-05, 1-1-06, 4-1-06, 7-1-06, 9-4-06, 9-6-06, 1-8-07, 1-31-07, 4-2-07, 5-31-07, 7-2-07, 10-1-07, 2-1-08, 7-1-08, 10-1-08, 10-6-08, 12-1-08, 10-16-09.

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-40.003  
 RULE TITLE: Delegation of Powers and Duties  
 PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify delegation of powers and duties.

SUMMARY: The rule clarifies the delegation of powers and duties.

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.

RULEMAKING AUTHORITY: 468.507 FS.

LAW IMPLEMENTED: 468.507 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: Allen Hall, Executive Director, Dietetics and Nutrition Council/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-40.003 Delegation of Powers and Duties.

(1) Pursuant to Section 468.506, Florida Statutes, the Board delegates to the Council the following powers and duties:

(a) Approval and denial ~~Certification~~ of dietitian/nutritionist by endorsement or examination and certification of nutrition counselor by employment status as of April 1, 1988.

(b) Issuance and denial of temporary permits to applicants for endorsement or examination.

(c) Approval and denial of continuing education programs and providers of continuing education programs in dietetics and nutrition practice.

Rulemaking Specific Authority 468.507 FS. Law Implemented 468.507 FS. History–New 4-9-89, Formerly 21M-46.003, 61F6-46.003, Amended 11-16-95, Formerly 59R-40.003, Amended 6-21-01,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Dietetics and Nutrition Council/MQA  
NAME OF AGENCY HEAD WHO APPROVED THE  
PROPOSED RULE: Dietetics and Nutrition Council/MQA  
DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: May 29, 2009  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAW: April 17, 2009

**DEPARTMENT OF HEALTH**

**Division of Environmental Health**

RULE NOS.:	RULE TITLES:
64E-15.002	Sites – Mobile Home, Lodging, and Recreational Vehicle Parks
64E-15.003	Water Supply
64E-15.004	Sewage Disposal
64E-15.006	Plumbing
64E-15.007	Garbage and Refuse Disposal
64E-15.009	Recreational Camp Standards
64E-15.010	Permits and Fees

PURPOSE AND EFFECT: Develop rules to clarify language; bring incorporated references current; incorporate necessary modifications to avert waterborne pathogen transmission; and remove certain language to eliminate the need for variances being filed by the regulated community and incorporate a form by reference. The effect will be to provide a greater usability for the regulated community and the department.

SUMMARY: The proposed rule incorporates changes suggested by the Office of General Counsel. The proposals address rules and/or rule titles, codes and referenced standards; forms, waterborne pathogen transmission; setbacks in RV parks; and a grammatical error.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that this rule will have an impact on small business. There are currently over 5500 parks and camps in Florida. This rule change has a potential impact on anyone seeking to construct or modify an RV Park or install a non-potable water system in a park or camp. The department anticipates a positive impact for industry for the construction of new or modified RV parks; no impact for changes to referenced codes, rules or referenced standards; and a negative impact on those existing parks that have potable and non-potable water pipes co-located in parks or camps. The department does not believe there to be more than 12 parks or camps where potable and non-potable water supplies are co-located. No effect on revenues or expenditures is anticipated for any governmental entity other than the Department of Health. The estimated costs to the department for this proposed rule change are \$3000.00. No new filing fees, licenses or licensing fees are required. Approximately 12 parks are anticipated to be adversely affected; new RV parks will be positively affected; and other existing parks will experience a no effect. The estimated cost for compliance, where potable

and non-potable water spigots co-located, is between \$1.00 and \$10.00 per space. There is no anticipated impact on small counties or small cities. The affected parks are not mandated how to correct the co-location of potable and non-potable water but are allowed to formulate their own options to meet the requirements. There have been no written proposals submitted under paragraph 120.541(1)(a), F.S.

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

RULEMAKING AUTHORITY: 381.006, 513.05 FS.

LAW IMPLEMENTED: 381.006(1), (4), (6), (7), (14), 381.0072, 386.041, 403.862(1)(f), 513.012, 513.03, 513.05, 513.08, 553.73 FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Laura Wehunt, Bureau of Community Environmental Health Programs, 4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1710. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: David B. Wolfe, HSEC, 4052 Bald Cypress Way, Bin #A08, Tallahassee, FL 32399-1710

THE FULL TEXT OF THE PROPOSED RULES IS:

64E-15.002 Sites – Mobile Home, Lodging, and Recreational Vehicle Parks.

(1) through (2) No change.

(3) Recreational Vehicle Parks. The minimum size and location of each recreational vehicle space constructed or developed after the effective date of this rule shall be as follows:

(a) Each recreational vehicle space shall contain a minimum of 1200 square feet.

(b) The density shall not exceed 25 recreational vehicle units per acre of gross site.

(c) Each tent space shall contain a minimum of 500 square feet.

~~(d) All recreational vehicle units or accessory buildings shall be parked or located 25 feet from any public street or highway right of way.~~

~~(d)(e)~~ Each recreational vehicle space shall be clearly identified.

Rulemaking Specific Authority 381.006, 381.011(13), 513.05 FS. Law Implemented 513.012, 513.05 FS. History--New 5-20-96, Formerly 10D-26.110, Amended \_\_\_\_\_.

#### 64E-15.003 Water Supply.

(1) The water supply for each Mobile Home Park, Lodging Park, Recreational Vehicle Park, or Recreational Camp, shall comply with the provisions of Chapter 64E-8, F.A.C., Drinking Water Systems; or Chapter 62-550, F.A.C., Drinking Water Standards, Monitoring and Reporting Permitting and Construction of Public Water Systems, 40 CFR 141, Subpart I – Control of Lead and Copper, Edition of July, 2000, which is incorporated herein by reference and available free on the internet at <http://ecfr.gpoaccess.gov>, 40 CFR 141 Subpart L – Disinfection and Residuals, Disinfection Byproducts and Disinfection Byproduct Precursors, Edition of July 1, 2003, which is incorporated herein by reference and available free on the internet at <http://ecfr.gpoaccess.gov>, 40 CFR 141 Subpart O – Consumer Confidence Reports, Edition of July 1, 2004, which is incorporated herein by reference and available free on the internet at <http://ecfr.gpoaccess.gov>, Chapter 62-551, F.A.C., Control of Lead and Copper, Chapter 62-555, F.A.C., Permitting, Construction, Operation, and Maintenance of Public Water Systems Drinking Water Standards, Monitoring and Reporting, and Chapter 62-560, F.A.C., Requirements for Public Water Systems That Are Out of Compliance. The system for each park shall be designed for the maximum water demand.

(2) No change.

(3) Every building in a recreational vehicle park which provides personal hygiene or cooking facilities shall be connected to an approved, potable water supply which meets the minimum requirements of subsection (1) above. Recreational vehicle parks shall also comply with the following additional requirements:

(a) In recreational vehicle parks, where each space is served by a water supply service connection, the connection shall be protected against the hazards of backflow and back-siphonage.

(b) All recreational vehicle parks shall provide at least one easily accessible, backflow and back-siphonage protected potable water supply station with a water supply outlet for filling vehicle storage tanks. Recreational vehicle parks constructed after the effective date of this rule shall provide a potable water supply station for each 100 spaces, or fraction thereof, that do not have water hookups at the site. Recreational vehicle parks constructed after the effective date of this rule shall provide a potable water supply station for each 250 spaces, or fraction thereof, when more than 50 percent of the spaces have water and sewer hookups.

(c) Non-potable water accessibility shall not be co-located with potable water access points (hydrants, taps, or hose bibbs). Non-potable water access shall be designated and

secured to prevent use as a potable water supply. Residents and guests shall be informed how to identify any non-potable water accessibility points within a park or camp.

Rulemaking Specific Authority 381.006, 381.011(13), 513.05 FS. Law Implemented 381.006(1), 386.041, 403.862(1)(f), 513.012, 513.12, 513.05 FS. History--New 5-20-96, Formerly 10D-26.120, Amended \_\_\_\_\_.

#### 64E-15.004 Sewage Disposal.

(1) A safe method of sewage collection, disposal, or treatment and disposal shall be provided at each park or camp and shall be in compliance with either Chapter 64E-6, Standards for ~~Individual~~ Onsite Sewage Treatment and Disposal Systems, or Chapter 62-600, F.A.C., Domestic Wastewater Facilities ~~Treatment Requirements~~. Transportable wastewater containers and cassette-type toilets may be used under the following conditions:

(2) through (7) No change.

Rulemaking Specific Authority 381.006, 381.011, 513.05 FS. Law Implemented 381.006(7), (14), 381.0065, 386.041, 513.05, 513.08, FS. History--New 5-20-96, Formerly 10D-26.130, Amended 1-6-03, \_\_\_\_\_.

#### 64E-15.006 Plumbing.

Plumbing shall be in compliance with the applicable plumbing requirements of the 2007 edition of the Florida Building Code, herein incorporated by reference and available free on the internet at [Rulemaking Specific Authority 381.006, 381.011, 513.05 FS. Law Implemented 381.006\(6\), \(14\), 386.041, 513.05, 513.08, 553.73 FS. History--New 5-20-96, Formerly 10D-26.150, Amended \\_\\_\\_\\_\\_.](http://www2.iccsafe.org/states/florida_codes/provisions_of_the_State_Building_Code,_as_adopted_in_Rule_9B-3.047,_F.A.C.</a></u></p>
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#### 64E-15.007 Garbage and Refuse Disposal.

(1) through (2) No change.

(3) All garbage shall be collected twice weekly or in accordance with the frequency of the collection jurisdiction and transported in covered vehicles or covered containers. Burning of refuse in the park or camp is prohibited, except in incinerators for which the design and location has been approved by the Department of Environmental Protection. Refuse shall be transported and disposed of in accordance with provisions of Chapter 62-701, F.A.C., Solid Waste Management Facilities.

Rulemaking Specific Authority 381.006, 381.011, 513.05 FS. Law Implemented 381.006(4), (14), 386.041, 513.05 513.012 FS. History--New 5-20-96, Formerly 10D-26.160, Amended \_\_\_\_\_.

#### 64E-15.009 Recreational Camp Standards.

(1) through (3) No change.

(4) Electric Wiring-Recreational Camps. Electric wiring shall be installed in accordance with the electrical requirements provisions of the 2008 version local electrical ordinance or if

~~no such ordinance exists, in accordance with the provisions of the latest edition of the National Electrical Code which is incorporated herein by reference and available online from the National Fire Protection Association at www.NFPA.org.~~

(5) through (8) No change.

Rulemaking Specific Authority 381.006, ~~381.0011~~, 513.05 FS. Law Implemented 381.006(6), (14), 381.0072, 513.05 FS. History--New 5-20-96, Formerly 10D-26.180, Amended \_\_\_\_\_.

64E-15.010 Permits and Fees.

(1) through (3) No change.

(4) Enforcement. Supplemental to other enforcement remedies, citations for violation of applicable rules shall be issued on DH Form 3159, Citation for Violation, Mobile Home, Recreational Vehicle, and Lodging Park and Recreational Camps Program, which is incorporated herein by reference and furnished by the department through the county health departments.

(5) Inspections. DH Form 4039, 10/09, Mobile Home, Lodging, Recreational Vehicle Park, Recreational Camp and Migrant Park Inspection Report shall be used for inspections of all parks or camps and is herein incorporated by reference and may be obtained from the department at any of the 67 local county health departments in the state.

Rulemaking Specific Authority ~~381.0011(13)~~, 381.006, 381.0084, 513.05 FS. Law Implemented 381.006(14), 381.0061, 381.008-00895, 386.03, ~~512.065~~, 513.012, 513.02, 513.03, 513.045, ~~513.065~~ ~~513.05~~ FS. History--New 5-20-96, Formerly 10D-26.190, Amended 6-23-98, 1-6-03, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
David B. Wolfe (850)245-4277

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Ana M. Viamonte Ros, M.D., M.P.H.

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 26, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: April 24, 2009

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of State Fire Marshal**

RULE NO.: 69A-64.005  
RULE TITLE: Adjustments to Reflect Consumer Price Index

PURPOSE AND EFFECT: The proposed amendment changes the amount of firefighter line of duty death benefits in accordance with the June 2009 Consumer Price Index, as directed by statute.

SUMMARY: The rule decreases the amount of firefighter line of duty death benefits.

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.

RULEMAKING AUTHORITY: 112.191 FS.

LAW IMPLEMENTED: 112.191 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:

DATE AND TIME: Monday, October 5, 2009, 9:30 a.m.

PLACE: Third Floor Conference Room, Atrium Building, 325 John Knox Road, 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: Lesley Mendelson, (850)413-3604. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lesley Mendelson, (850)413-3604

THE FULL TEXT OF THE PROPOSED RULE IS:

69A-64.005 Adjustments to Reflect Consumer Price Index.

(1) No change.

(2) The amounts payable for the period from July 1, ~~2009~~ ~~2008~~ through June 30, ~~2010~~ ~~2009~~, using the Consumer Price Index for all urban consumers published by the United States Department of Labor for June, ~~2009~~ ~~2008~~, which is the most recent month for which data is available as of the time of the adjustment, are:

(a) For those benefits paid or to be paid under paragraph (a) of subsection (2) of Section 112.191, F.S.: ~~\$59,879~~ ~~\$60,140.00~~.

(b) For those benefits paid or to be paid under paragraph (b) of subsection (2) of Section 112.191, F.S.: ~~\$59,879~~ ~~\$60,140.00~~.

(c) For those benefits paid or to be paid under paragraph (c) of subsection (2) of Section 112.191, F.S.: ~~\$166,779.27~~ ~~\$175,565.91~~.

Rulemaking Authority 112.191 FS. Law Implemented 112.191 FS. History--New 3-13-03, Amended 7-10-03, Formerly 4A-64.005, Amended 7-13-04, 6-30-05, 8-1-06, 4-7-08, 4-13-09, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Mike Bannister, Division of State Fire Marshal

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Alex Sink, Chief Financial Officer and State Fire Marshal

DATE PROPOSED RULE APPROVED BY AGENCY  
 HEAD: August 3, 2009  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
 PUBLISHED IN FAW: September 4, 2009

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

**DEPARTMENT OF REVENUE**

**Sales and Use Tax**

RULE NOS.:	RULE TITLES:
12A-1.011	Food and Drink for Human Consumption; Sales of Food or Drinks Served, Cooked, Prepared, or Sold by Restaurants or Other Like Places of Business
12A-1.0115	Sales of Food Products Served, Prepared, or Sold in or by Restaurants, Lunch Counters, Cafeterias, Caterers, Hotels, Taverns, or Other Like Places of Business and by Transportation Companies
12A-1.071	Rentals, Leases, or License to Use Tangible Personal Property

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 33, No. 41, October 12, 2007 and Notice of Change published in Vol. 35, No. 3, January 23, 2009 and Vol. 35, No. 24, June 19, 2009 issue of the Florida Administrative Weekly.

In response to written comments received regarding the sale of drinking water, subsection (6) of Rule 12A-1.011, F.A.C. (Sales of Food Products for Human Consumption by Grocery Stores, Convenience Stores, and Supermarkets; Sales of Bakery Products by Bakeries, Pastry Shops, or Like Establishments; Drinking Water; Ice), and subsection (3) of Rule 12A-1.0115, F.A.C. (Sales of Food Products Served, Prepared, or Sold in or by Restaurants, Lunch Counters, Cafeterias, Caterers, Hotels, Taverns, or Other Like Places of Business and by Transportation Companies), have been changed.

When adopted, subsection (6) of Rule 12A-1.011, F.A.C., will read:

(6) VENDING MACHINES AND MOBILE VENDORS. Food products sold through a vending machine, push cart, motor vehicle, or any other form of vehicle are subject to tax. Drinking water in bottles, cans, or other containers sold

through a vending machine, push cart, motor vehicle, or any other form of vehicle is exempt. See Rule 12A-1.044, F.A.C., for sales through vending machines.

When adopted, subsection (3) of Rule 12A-1.0115, F.A.C., will read:

(3) VENDING MACHINES AND MOBILE VENDORS. Food products sold through a vending machine, push cart, motor vehicle, or any other form of vehicle are subject to tax. Drinking water in bottles, cans, or other containers sold through a vending machine, push cart, motor vehicle, or any other form of vehicle is exempt. See Rule 12A-1.044, F.A.C., for sales through vending machines.

In response to comments received at the public hearing held on August 31, 2009, proposed subsection (7), Caterers, of Rule 12A-1.0115, F.A.C., and the proposed removal of subsection (33) of Rule 12A-1.071, F.A.C. (Rentals, Leases, or License to Use Tangible Personal Property), have been withdrawn for further consideration. The proposed title of Rule 12A-1.0115, F.A.C., has been changed to remove the reference to caterers, so that, when adopted, the title will read “Sales of Food Products Served, Prepared, or Sold in or by Restaurants, Lunch Counters, Cafeterias, Hotels, Taverns, or Other Like Places of Business and by Transportation Companies.” Proposed subsections (8) through (13) of Rule 12A-1.0115, F.A.C., have been renumbered (7) through (12).

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

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

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NO.:	RULE TITLE:
40D-1.607	Permit Processing Fee

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 35, No. 34, August 28, 2009 issue of the Florida Administrative Weekly.

Formatting was lost in subsection 40D-1.607(7), F.A.C., such that the last word “new” in paragraph (a) should have been shown as stricken; the last two words “permit renewal” in (c) should have been shown as stricken; the second ‘new’ in (g) should be stricken; the second “renewal’ in (i) should be stricken; the second “new” in (m) should be stricken; the words “Permit new” should not be added to the end of (n); and, the second “renewal” in (o) should be stricken. The proposed rules are correctly shown below:

40D-1.607 Permit Processing Fee.

A permit application processing fee is required and shall be paid to the District when certain applications are filed pursuant to District rules. These fees are assessed in order to defray the cost of evaluating, processing, advertising, mailing, compliance monitoring and inspection, required in connection with consideration of such applications. Fees are non-refundable in whole or part unless the activity for which an application is filed is determined by the District to qualify for a permit with a lower fee or not require a permit. Failure to pay the application fees established herein is grounds for the denial of an application or revocation of a permit. The District's permit application processing fees are as follows:

- (1) through (6) No change.
- (7) Water use permit application fees shall be as follows:
  - (a) Chapter 40D-2, F.A.C., new individual permit no greater than 10 years new \$1,000.00
  - (b) Chapter 40D-2, F.A.C., new individual permit no greater than 20 years \$2,000.00
  - (c)(b) Chapter 40D-2, F.A.C., renewal individual permit no greater than 10 years permit renewal \$750.00
  - (d) Chapter 40D-2, F.A.C., renewal individual permit no greater than 20 years permit renewal \$1,500.00
  - (e)(e) Chapter 40D-2, F.A.C., individual permit modification \$300.00
  - (f)(f) Chapter 40D-2, F.A.C., individual permit temporary \$200.00
  - (g)(e) Chapter 40D-2, F.A.C., new general permit no greater than 10 years new \$250.00
  - (h) Chapter 40D-2, F.A.C., new general permit no greater than 20 years \$500.00
  - (i)(f) Chapter 40D-2, F.A.C., renewal general permit greater than 10 years renewal \$185.00
  - (j) Chapter 40D-2, F.A.C., renewal general permit no greater than 20 years \$370.00
  - (k)(g) Chapter 40D-2, F.A.C., general permit modification \$75.00
  - (l)(h) Chapter 40D-2, F.A.C., general permit temporary \$50.00
  - (m)(i) Chapter 40D-2, F.A.C., new Small General Permit no greater than 10 years new \$50.00
  - (n) Chapter 40D-2, F.A.C., new Small General Permit no greater than 20 years \$100.00
  - (o)(j) Chapter 40D-2, F.A.C., renewal Small General Permit no greater than 10 years renewal \$35.00
  - (p) Chapter 40D-2, F.A.C., renewal Small General Permit no greater than 20 years \$70.00
  - (q)(k) Chapter 40D-2, F.A.C., Small General Permit modification \$15.00

(r) Chapter 40D-2, F.A.C., permit fees for those new and renewal permits and modifications to permits that are issued for a duration greater than 20 years shall be equal to the ratio of the number of years granted to 20 years multiplied by the corresponding 20 year permit fee specified above.

(s) For those public supply utilities which are solely wholesale customers of water supplied by another entity and are required to obtain a permit for such activities pursuant to Chapter 40D-2, F.A.C., permit fees shall be one-half of the applicable fee provided in paragraphs (a) through (r) above.

(8) through (11) No change.

Rulemaking Specific Authority 373.044, 373.113, 373.149, 373.171 FS. Law Implemented 373.109, 373.421(2) FS. History--Readopted 10-5-74, Amended 12-31-74, 10-24-76, 7-21-77, Formerly 16J-0.111, Amended 10-1-88, 1-22-90, 12-27-90, 11-16-92, 1-11-93, 3-23-94, Formerly 40D-0.201, Amended 12-22-94, 10-19-95, 3-31-96, 7-23-96, 10-16-96, 10-26-00 3-15-01, 9-26-02, 8-7-03, 6-5-05, 2-6-07, 5-12-08, 12-30-08,\_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Barbers' Board**

RULE NO.: 61G3-21.012  
 RULE TITLE: Notice of Non-Compliance  
 NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 35, No. 16, April 24, 2009 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Building Code Administrators and Inspectors Board**

RULE NO.: 61G19-7.002  
 RULE TITLE: Training Program Providers  
 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. 19, May 9, 2008 issue of the Florida Administrative Weekly.

The change corrects the revision dates on forms BCAI 4253-1, BCAI 4254-1, 4255-1, and 4256-1, which are incorporated by reference. Furthermore, the reference to rule 64B19-7.005, which does not exist, is corrected.

The rule shall read as follows:

61G19-7.002 Training Program Providers.

(1) Prospective training program providers shall register with the Board on Board-approved ~~registration~~ forms "Training Program and Training Program Provider Application Instructions," DBPR BCAI 4253-1 (Revised 08/09); "Training Program and Training Program Provider Approval Application," DBPR BCAI 4254-1(Revised 08/09); "Attendance Roster," DBPR 4255-1 (Revised 08/09); and

“Course and Program Approval.” DBPR 4256-1 (Revised 08/09), with instructions which are hereby incorporated by reference, copies of which may be obtained from the Board’s internet website at: [www.myflorida.com/dbpr/pro/build/documents/training\\_program\\_and\\_training\\_program\\_provider\\_package\\_enterable.pdf](http://www.myflorida.com/dbpr/pro/build/documents/training_program_and_training_program_provider_package_enterable.pdf) Board office.

(2) The Board shall maintain a list of all registered training program providers.

(3) Training program providers shall notify the Board in writing within thirty (30) days of the effective date of any changes in information required to be listed on the initial registration.

(4) Registered training program providers seeking approval of a cross training program for building inspectors or plans examiners who meet the eligibility requirements described in Rule 61G19-7.001, F.A.C., shall apply for cross training program approval pursuant to the requirements described in Rule 61G19-7.004, F.A.C.

(5) Registered training program providers seeking approval of an initial training program for building inspectors or plans examiners who meet the eligibility requirements described in Rule 61G19-7.0015, F.A.C., shall apply for initial training program approval pursuant to the requirements described in Rule 61G19-7.004 61G19-7.005, F.A.C.

Rulemaking Specific Authority 468.606, 468.609 FS. Law Implemented 455.2179, 468.609(2)(c), 468.606, 468.609 FS. History–New 8-20-01, Amended \_\_\_\_\_.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Robyn Barineau, Executive Director, Building Code Administrators and Inspectors Board, 1940 North Monroe Street, Tallahassee, FL 32399-0750

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE NO.: 61H1-33.001  
 RULE TITLE: Certified Public Accountants Required to Comply with this Chapter

**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. 31, August 7, 2009 issue of the Florida Administrative Weekly.

The change is in response to a discussion and vote on the rule at a meeting of the Board held on August 5, 2009. The changes are as follows:

1. Subsection (2) shall now read as follows:
  - (2) Each Florida certified public accountant shall commence his/her reestablishment period on the date indicated on his/her Florida certificate. The initial designated reestablishment period for such Florida certified public

accountant shall end on the third June 30th following the date indicated on his/her Florida certificate. Each succeeding reestablishment period shall begin on July 1, and end on June 30, two years thereafter.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Accountancy**

RULE NO.: 61H1-33.003  
 RULE TITLE: Continuing Professional Education 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. 31, August 7, 2009 issue of the Florida Administrative Weekly.

The change is in response to a discussion and vote on the rule at a meeting of the Board held on August 5, 2009. The changes are as follows:

1. Subsection (1)(a) and (b) were removed from the proposed rule. With this change, both have been added back to the rule. Subsection (1)(a) and (b) shall now read as follows:
  - (1)(a) In any given reestablishment period, each current/active Florida certified public accountant must have completed at any time or times during the two-year period, at least 80 hours of educational instruction or training in public accounting subjects or courses of study, as defined hereinafter, of which at least 20 hours must have been in accounting-related and/or auditing-related subjects and of which no more than 20 hours may be in behavioral subjects and at least four hours shall be in Florida Board-approved ethics.
  - (b) Florida certified public accountants who do not meet the requirements by June 30th will be granted an automatic extension until September 15th provided the Florida certified public accountant submits an additional 8 hours in Accounting and Auditing subjects. An automatic extension will be granted until December 31st provided the Florida certified public accountant submits an additional 16 hours in Accounting and Auditing subjects. Florida certified public accountants utilizing the automatic extension must submit the required information postmarked or recorded on-line by September 15 or December 31st.
2. Subsection (6) shall now read as follows:
  - (6) Each Florida certified public accountant shall, as a part of the biennial licensure renewal, on or before December 31 prior to his/her biennial license renewal, report on forms prescribed by the Board, continuing professional education requirements completed during the applicable reestablishment period. Each Florida certified public accountant’s

documentation supporting such compliance shall be retained through the two years following a two-year reestablishment period. Documentation is to be retained to support evidence of completion of the required hours to enable a random audit by the Department of Business and Professional Regulation to determine compliance with the requirements. If staff review or review by the Committee on Continuing Professional Education determines that courses are either improperly classified or do not otherwise meet the requirements of the chapter, then the Florida certified public accountant will be given 60 days from the date of notification to comply with the continuing professional education requirements. Florida certified public accountants who complete the continuing professional education requirements timely but who are found to be deficient after December 31 of their renewal year must correct the error and pay of \$50 fine within 60 days.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NO.:	RULE TITLE:
62-341.494	Noticed General Permit for Maintenance of Public Navigation Channel and Canal Infrastructure by the West Coast Inland Navigation District within Lee County

**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. 53, December 31, 2008 issue of the Florida Administrative Weekly.

62-341.494 Noticed General Permit for Maintenance of Public Navigation Channel and Canal Infrastructure by the West Coast Inland Navigation District within Lee County.

(1) through (2) No change.

(3) All work under this general permit shall be conducted in conformance with the general conditions of Rule 62-341.215, F.A.C., and the following specific conditions.

(a) through (h) No change.

(i) Within 90 days of completion of each authorized dredge event under this general permit, the affected traffichsed or secondary channel system shall be marked along its entire length with aids to navigation ~~marked in accordance with~~

~~Chapter 327, F.S.~~ Markers shall be placed in a manner to facilitate safe navigation and protection of submerged natural resources. In channels dredged to less than 4 foot MLLW depth, signage that identifies areas of shallow water shall be installed, using language such as "Controlling Depth 3 feet, Local Knowledge Required," "Use Caution," or "Stay in Channel." Nothing in this rule shall be construed to relieve the WCIND from obtaining permits for markers and signs required by the FWC.

(j) through (m) No change.

(4) through (6) No change.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED CHANGE IS: Mary VanTassel, Florida Department of Environmental Protection, Office of Submerged Lands and Environmental Resources, MS 2500, 2600 Blair Stone Road, Tallahassee, FL 32399-2400, telephone (850)245-8486, or e-mail: [Mary.VanTassel@dep.state.fl.us](mailto:Mary.VanTassel@dep.state.fl.us). Further information and updates on this proposed rule also may be obtained from the Department's Web Site at [http://www.dep.state.fl.us/water/rules\\_dr.htm#erp](http://www.dep.state.fl.us/water/rules_dr.htm#erp). (OGC No. 07-0200)

**DEPARTMENT OF HEALTH**

**Division of Environmental Health**

RULE NOS.:	RULE TITLES:
64E-15.002	Sites – Mobile Home, Lodging, and Recreational Vehicle Parks
64E-15.003	Water Supply
64E-15.004	Sewage Disposal
64E-15.006	Plumbing
64E-15.007	Garbage and Refuse Disposal
64E-15.009	Recreational Camp Standards
64E-15.010	Permits and Fees

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 35, No. 28, July 17, 2009 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF HEALTH**

**Division of Emergency Medical Operations**

RULE NOS.:	RULE TITLES:
64J-3.002	Public Safety Telecommunication Course Equivalency Certification of 911 Emergency Dispatchers
64J-3.003	Renewal of 911 Emergency Dispatcher Certification

**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. 30, July 31, 2009 issue of the Florida Administrative Weekly.

64J-3.002 Public Safety Telecommunication Course Equivalency Certification of 911 Emergency Dispatchers.

An agency seeking to determine equivalency of their training program shall submit to the Department of Health a copy of their training curriculum and DH Form 5067, 06/09, 911 Emergency Dispatcher Training Course Equivalency Application, which is incorporated by reference and available from the department, as defined by subsection 64J-1.001(9), F.A.C., or is found on the internet forms page at: <http://www.fl-ems.com>. The training program shall consist of no less than 208 hours. The department shall identify from DH Form 5067, 06/09, 911 Emergency Dispatcher Training Course Equivalency Application, the instructional objectives within their training program that meet each of the student performance standards as outlined in the Department of Education's Public Safety Telecommunication Curriculum Framework, Program Number P090101, Occupational Completion Point – Data Code A, Dispatcher: Police Fire and Ambulance effective July 2009, which is incorporated by reference and available for reference on the Department of Education website at: <http://www.fldoe.org> [http://www.fldoe.org/workforce/dwdframe/law\\_cluster\\_frame09.asp](http://www.fldoe.org/workforce/dwdframe/law_cluster_frame09.asp). Entities subject to the jurisdiction of the Department of Education are not eligible for this determination.

Rulemaking Authority 401.35, 401.465 FS. Law Implemented 401.465 FS. History–New\_\_\_\_\_.

64J-3.003 Renewal of 911 Emergency Dispatcher Certification.

(1) To be eligible for renewal certification as a 911 emergency dispatcher, the applicant shall submit DH Form 5068, 06/09, Renewal/Change of Status 911 Emergency Dispatcher Certification Form, which is incorporated by reference and available from the department, as defined by subsection 64J-1.001(9), F.A.C., or is found on the internet forms page at <http://www.fl-ems.com>, prior to February 1 of each odd year and complete the following:

(a) Complete 24 hours of 911 emergency dispatcher renewal training based on the Department of Education Public Safety Telecommunication Curriculum Framework, Program Number P090101, Occupational Completion Point – Data Code A, Dispatcher: Police Fire and Ambulance effective July 2009, available for reference on the Department of Education website at: [http://www.fldoe.org/workforce/dwdframe/law\\_cluster\\_frame09.asp](http://www.fldoe.org/workforce/dwdframe/law_cluster_frame09.asp) <http://www.fldoe.org>. The department shall accept either the affirmation from a public safety agency as defined in Section 365.171(3)(d)(e), F.S., or a certificate of completion of 24 hours of renewal training from a department-approved Florida 911 emergency dispatcher training program equivalent to the Department of Education Public Safety Telecommunication Curriculum Framework, Program Number P090101, Occupational Completion Point –

Data Code A, Dispatcher: Police Fire and Ambulance effective July 2009 most recently approved emergency dispatcher course of the Department of Education.

(b) Applicants applying for recertification must obtain 24 hours of renewal training, as defined in 64J-3.003(1)(a), F.A.C., which may be earned through various delivery methods outlined in Table I.

911 Emergency Dispatcher Renewal Requirement  
Table I

Delivery Method	Maximum Credit Hours Allowed
Journal Review	12 Hours
Workshop/Seminar/Classroom	16 Hours
Multi-media	12 Hours
QA/QI Review	12 Hours
Planning and Management Meetings	12 Hours
Teaching	12 Hours
Protocol Review	12 Hours

(2) An individual who has received an initial certification as a 911 emergency dispatcher of no more than 180 days prior to February 1 of each odd year shall be exempt from the first renewal period. If an initial certification is obtained prior to August 1st of the preceding renewal year, that certificate holder must apply for renewal certification.

(3) In the event a certified 911 emergency dispatcher changes the mailing address, name, or place of supervised full-time employment he or she has provided to the department, the applicant shall notify the department upon renewal.

Rulemaking Authority 401.35, 401.465 FS. Law Implemented 401.465 FS. History–New\_\_\_\_\_.

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of State Fire Marshal**

RULE NO.: 69A-48.008  
RULE TITLE: Monitoring

**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. 28, July 17, 2009 issue of the Florida Administrative Weekly.

69A-48.008 Monitoring.

(1) Monitored fire alarm systems signals shall be installed and operate in accordance with the applicable NFPA standards adopted in subsection 69A-3.012(1), F.A.C., and incorporated by reference therein.

(2) through (4) No change.

## 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."

### **DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

NOTICE IS HEREBY GIVEN THAT on August 26, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 3.11.3, A17.3, 1996 as adopted by Chapter 3001.2 as adopted by paragraph 61C-5.001(1)(a), F.A.C., which requires Fire Fighter Service Phase 1 and 2 from Richard Cassata on behalf of The Chalet of San Marco in Marco Island, FL, License Number 30193-30195 (VW 2009-274).

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 August 6, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 3.11.3, A17.3, 1996 and 211.8, A17.1, as adopted by Chapter 3001.2 as adopted by paragraph 61C-5.001(1)(a), F.A.C., which requires Fire Fighter Service Phase 1 and 2 and that all switches in the building be operable by an identical key from James Rafiner, Director of Maintenance on behalf of The Village on the Isle. Trinity Hall in Venice License Number 35501 (VW 2009-391).

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 August 21, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 3.11.3 and 2.7.4, A17.3, 1996 as adopted by Chapter 3001.2 as adopted by paragraph 61C-5.001(1)(a), F.A.C., which requires Fire Fighter Service Phase 1 and 2 and restricted door openings from Courtney L. Collins, CAM on behalf of Centre Court I Condominium Association, Inc. in Fort Myers License Number 32305 & 32306 (VW 2009-437).

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 August 24, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 3.11.3 and 3.10.4(t), A17.3, 1996 as adopted by Chapter 3001.2 as adopted by paragraph 61C-5.001(1)(a), F.A.C., which requires Fire Fighter Service Phase 1 and 2 and keyed stop switches from William Dockery on behalf of the Florida Fish and Wildlife Conservation Commission in Tallahassee License Number 6458 & 6459 (VW 2009-438).

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 August 24, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from unspecified sections of A17.3, 1996 as adopted by Chapter 3001.2 as adopted by paragraph 61C-5.001(1)(a), F.A.C., from Lucinda L. Shaffer, CAM, CFPM on behalf of Sunset Captiva Bayside Condominium Association, Inc. in Captina License Number 32016 (VW 2009-439).

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 August 24, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 3.11.3, A17.3, 1996 as adopted by Chapter 3001.2 as adopted by paragraph 61C-5.001(1)(a), F.A.C., which requires Fire Fighter Service Phase 1 and 2 from Theodore Baranowski on behalf of Halifax Health Medical Center in Daytona Beach License Number 4396, 4397, 5765-5769, 30269-30274, 10934, 10935, 33391-33394 (VW 2009-440).

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.

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NOTICE IS HEREBY GIVEN THAT on August 12, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for an emergency temporary variance from Rule 3.11.3, A17.3, 1996 as adopted by Chapter 3001.2 as adopted by paragraph 61C-5.001(1)(a), F.A.C., which requires Fire Fighter Service Phase 1 and 2 from Marlin Swikert on behalf of Tampa Electric Co. Big Bend Plant – Office in Ruskin License Number 20663 (VW 2009-412).

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.

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NOTICE IS HEREBY GIVEN THAT on August 13, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for petition for a temporary variance from unspecified section(s) of A17.1 as adopted by Chapter 3001.2 as adopted by paragraph 61C-5.001(1)(a), F.A.C., from Ernie Moses on behalf of Ramada Conference Center in Tallahassee License Numbers 36727, 36551 and 36552 (VW 2009-414).

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.

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NOTICE IS HEREBY GIVEN THAT on August 25, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for petition for a temporary variance from unspecified rules as adopted by Chapter 3001.2 as adopted by paragraph 61C-5.001(1)(a), F.A.C., from Kathy Garrett on behalf of Park Lane Condominiums in Lake Worth (VW 2009-441).

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.

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NOTICE IS HEREBY GIVEN THAT on August 25, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for petition for a temporary variance from Rule 3.11.3 and 2.7.4, A17.3, 1996 as adopted by Chapter 3001.2 as adopted by paragraph 61C-5.001(1)(a), F.A.C., which requires Fire Fighter Service Phase 1 and 2 and restricted door openings from Rob Magrath on behalf of Horizon Building in West PALM Beach License Number 36182-36183 (VW 2009-442).

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.

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NOTICE IS HEREBY GIVEN THAT on August 26, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for an emergency temporary variance from Rule 3.11.3, ASME A17.3(1996) as adopted by Chapter 30, Section 3001.2, Florida Building Code adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner The Florida Institute of CPAs requests the waiver of ASME required modifications for fire detection devices to initiate fire recall. The petition was received from Shawn Linton, Administrative Services Manager, FICPA, for VW 2009-445.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Division of Hotels and Restaurants, Bureau of Elevator Safety.

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NOTICE IS HEREBY GIVEN THAT on August 25, 2009, the Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a permanent variance from Rule 2.1.6.2.d, ASME A17.1, 2005 which prohibits exposed beams greater than 4 inches wide unless covered by wire equal to or greater than 1.110 mm in thickness with openings not exceeding 25mm. The request was submitted by Paul Starstrom on behalf of St. Johns River Power Park in Jacksonville, FL (VW 2009-446).

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.

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NOTICE IS HEREBY GIVEN that on August 27, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 3.11.3, ASME A17.3 (1996) as adopted by Chapter 30, Section 3001.2, Florida Building Code as adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner Wanek Property Management d/b/a Harbor View Manr requests the waiver of ASME required modifications for fire detection devices to initiate fire recall. The petition was received from Thomas Klepacki, Property Manager, for VW 2009-447.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Division of Hotels and Restaurants, Bureau of Elevator Safety.

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NOTICE IS HEREBY GIVEN THAT on August 27, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, Bureau of Elevator Safety, received a petition for a temporary variance from Rule 3.11.3, ASME A17.3 (1996) as adopted by Chapter 30, Section 3001.2, Florida Building Code as adopted by paragraph 61C-5.001(1)(a), F.A.C. The petitioner Ocenaside Executive Center requests the waiver of ASME required modifications

for fire detection devices to initiate fire recall. The petition was received from Starr Ford, Property Manager, for VW 2009-448.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Mark Boutin, Division of Hotels and Restaurants, Bureau of Elevator Safety.

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NOTICE IS HEREBY GIVEN THAT on September 1, 2009, the Department of Business and Professional Regulation, Division of Hotels and Restaurants, received a petition for a Routine Variance for Subparagraph 3-305.11(A)(2), 2001 FDA Food Code, Paragraph 3-305.14, 2001 FDA Food Code, Paragraph 6-202.15, 2001 FDA Food Code, Paragraph 6-202.16, 2001 FDA Food Code, subsections 61C-4.010(1) and 61C-4.010(6), Florida Administrative Code, from Munchwagon Catering located in Bunnell. The above referenced F.A.C., addresses the requirement for proper handling and dispensing of food. They are requesting to dispense bulk potentially hazardous foods other than frankfurters from an open air mobile food dispensing vehicle.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lydia.Gonzalez@DBPR.state.fl.us, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1011.

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#### 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."

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NOTICE IS HEREBY GIVEN THAT on August 28, 2009, the State of Florida Department of Environmental Protection, received a petition for a waiver from subsection 62S-2.075(2), Florida Administrative Code, which provides that a grantee under the Recreational Trails Program may not proceed with construction of an approved project prior to final Class of Action Determination and Department approval of the commencement documentation. The petition was filed by the Village of North Palm Beach, Florida, whose address is 501 U.S. Highway 1, North Palm Beach, Florida 33408. Comments concerning the petition should be submitted to: State of Florida Department of Environmental Protection, Office of Greenways and Trails, 3900 Commonwealth Boulevard, MS #795, Tallahassee, Florida 32399-3000, Attention: Alexandra Weiss. Comments must be received no later than 14 days from the date of publication of this notice.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Alexandra Weiss, Office of Greenways and Trails, State of Florida, Department of Environmental Protection, 3900 Commonwealth Boulevard, MS #795,

Tallahassee, Florida 32399-3000. Ms. Weiss may also be reached by telephone at (850)245-2052 or by email: Alexandra.Weiss@dep.state.fl.us.

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#### DEPARTMENT OF HEALTH

The Board of Hearing Aid Specialists hereby gives notice that the petition filed by Erica Hammond, on May 23, 2008, seeking a variance or waiver from Rule 64B6-8.003, Florida Administrative Code, has been withdrawn. The Notice of Petition published in Vol. 34, No. 23 of the May 6, 2008, issue of the Florida Administrative Weekly.

The person to be contacted regarding this petition is: Sue Foster, Executive Director, Board of Hearing Aid Specialists, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-5258.

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NOTICE IS HEREBY GIVEN THAT on September 1, 2009, the Board of Medicine, received a petition for waiver or variance filed by Martha E. Mixa, P.A., 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: 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.

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The Board of Occupational Therapy hereby gives notice that the petition filed by Margarita J. Vagnier, on March 17, 2008, seeking a variance or waiver from Rule 64B11-6.001, Florida Administrative Code, has been withdrawn. The Notice of Petition published in Vol. 34, No. 15 of the April 11, 2008, issue of the Florida Administrative Weekly.

The person to be contacted regarding this petition is: Allen Hall, Executive Director, Board of Occupational Therapy, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-5255.

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NOTICE IS HEREBY GIVEN THAT on August 28, 2009, the Board of Pharmacy, received a petition for Jaemin Hwang, seeking a variance or waiver of paragraph 64B16-26.2031(4)(b), Florida Administrative Code, which requires that applicants pass the Test of English as a Foreign Language (TOEFL) with a score of at least 550 for the pencil and paper test or 213 for the computer version and by passing the Test of Spoken English (TSE) with a score of 50 on the recalibrated TSE. Petitioner also seeks a variance or waiver of subsection 64B16-26.2031(5), F.A.C., which requires the

applicant to complete 2080 hours of supervised work activity, of which a minimum of 500 hours must be completed within the State of Florida.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Rebecca Poston, Executive Director, Board of Pharmacy, 4052 Bald Cypress Way, Bin #C04, Tallahassee, Florida 32399-3254. Comments on the petition should be filed with the Board of Pharmacy within 14 days of publication of this notice.

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## Section VI

### Notices of Meetings, Workshops and Public Hearings

The following state governmental agencies, boards and commissions announce a public meeting to which all persons are invited:

- State Board of Administration
- Division of Bond Finance
- Financial Services Commission:
- Office of Insurance Regulation
- Office of Financial Regulation
- Agency for Enterprise Information Technology
- Department of Veterans' Affairs
- Department of Highway Safety and Motor Vehicles
- Department of Law Enforcement
- Department of Revenue
- Administration Commission
- Florida Land and Water Adjudicatory Commission
- Board of Trustees of the Internal Improvement Trust Fund
- Department of Environmental Protection

DATE AND TIME: September 29, 2009, 9:00 a.m.

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

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Regular scheduled meeting of the Governor and Cabinet to act on all executive branch matters provided by law and to act on any agendas submitted for their consideration. The Governor and Cabinet will proceed through each agenda, item by item.

The State Board of Administration will take action on matters duly presented on its agenda, which may include such matters as Executive Director's reports; approval of fiscal sufficiency of state bond issues; approval of sale of local bonds at an interest rate in excess of statutory interest rate limitation; reports on investment performance; designation of banks as depositories for state funds; adoption of rules and regulations; investment of state funds pursuant to Chapter 215, F.S.; and consideration of other matters within its authority pursuant to Chapters 215 and 344, F.S., and Section 16 of Article IX of the Florida Constitution of 1885, as continued by subsection 9(c) of Article XII of the Florida Constitution of 1968.

The Division of Bond Finance of the State Board of Administration will take action on matters duly presented on its agenda, which will deal with the issuance of State bonds, arbitrage compliance and related matters.

The Financial Services Commission will take action on matters duly presented on its agenda which may include, but not be limited to; matters relating to rulemaking for all activities of the Office of Insurance Regulation concerning insurers and other risk bearing entities, including licensing, rates, policy forms, market conduct, claims, adjusters, issuance of certificates of authority, solvency, viatical settlements, premium financing, and administrative supervision, as provided under the Insurance Code or Chapter 636, F.S., and matters related to rulemaking for all activities of the Office of Financial Regulation relating to the regulation of banks, credit unions, other financial institutions, finance companies, retail installment sales providers, title loan lenders, collection agencies, mortgage brokers, mortgage lenders, certified capital companies, money services businesses, and the securities industry.

The Agency for Enterprise Information Technology will take action on matters duly presented on its agenda which may include, but not be limited to, the presentation and approval of the Agency's Annual Operational Work Plan as well as matters relating to rulemaking for all activities of the Agency.

The Department of Veterans' Affairs will take action on matters duly presented on its agenda which may include the administration of the Department as well as actions taken to further the Department's mission of providing assistance to veterans and their dependents, pursuant to Section 292.05, F.S.

The Department of Highway Safety and Motor Vehicles will take action on matters duly presented on its agenda, which may include such matters as approval of agency policies, taking agency action with regard to administrative procedure matters, and considering other matters within its authority pursuant to Florida Statutes.

The Department of Law Enforcement will take action on matters duly presented on its agenda which may include but not be limited to such matters as transfer of agency funds or positions, formulation of Departmental Rules, administrative procedure matters, submittal of reports as required, enter into contracts as authorized and to consider other matters within its authority pursuant to Chapters 20, 23, 120 and 943, F.S.

The Department of Revenue will act on matters duly presented on its agenda which may include approval of rules, legislative concept proposals, contracts over \$100,000, Departmental budgets, administrative procedure matters, and consideration of other matters within its authority.

The Administration Commission will take action on matters duly presented on its agenda which may include such matters as to create or transfer agency funds or positions, approve Career Service rules, administrative procedure matters, environmental matters arising under Chapter 380, F.S.,

comprehensive planning issues pursuant to Section 163.3184, F.S., determine sheriffs' budget matters, and consider other matters within its authority pursuant to various statutes including Chapters 110, 215 and 216, F.S.

The Florida Land and Water Adjudicatory Commission will take action on matters duly presented on its agenda including appeals of local government development orders in areas of critical state concern or of developments of regional impact under Section 380.07, F.S.; and review of water management matters under Chapter 373, F.S. The Commission will also review Department of Environmental Protection's rules and orders which, prior to July 1, 1993, the Governor and Cabinet, sitting as the head of the Department of Natural Resources, had authority to issue or promulgate.

The Board of Trustees of the Internal Improvement Trust Fund will take action on matters for which it is responsible pursuant to law (including duties pursuant to Title 18 of the Florida Statutes and Title 18 of the Florida Administrative Code) and that are duly presented on its agenda, which may include such matters as aquacultural issues as presented by the Division of Aquaculture in the Department of Agriculture and Consumer Services; mineral leases or sales; state or sovereign land leases, sales, exchanges, dedications, and easements; conservation and preservation lands and other land purchases; land planning matters and other matters within its authority.

The Department of Environmental Protection will present for consideration those matters required by law to be reviewed by the Governor and Cabinet, sitting as the Siting Board, which may include, but are not limited to siting of power plants and electric and natural gas transmission lines.

A copy of any of the above agendas submitted to the Governor and Cabinet for this meeting may be obtained by viewing the website of the Governor and Cabinet at <http://www.myflorida.com/myflorida/cabinet/> or by contacting each individual agency.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to provide at least 48 hours' notification before the meeting by contacting the Governor's Cabinet Affairs Office, (850)488-5152.

**CABINET AIDES BRIEFING:** On the Wednesday of the week prior to the above meeting, there will be a meeting of the aides to the Governor and Cabinet Members at 9:00 a.m., Cabinet Meeting Room, Lower Level, The Capitol, Tallahassee, FL

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## DEPARTMENT OF STATE

The Florida **Department of State, Division of Historical Resources**, State Historical Marker Council via Teleconference announces a telephone conference call to which all persons are invited.

**DATE AND TIME:** Tuesday, September 29, 2009, 10:30 a.m.  
**PLACE:** R. A. Gray Building, 500 South Bronough Street, Room 409, Tallahassee, Florida 32399-0250

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Review of state historical marker applications.

A copy of the agenda may be obtained by contacting: Susanne Hunt, Division of Historical Resources at (850)245-6333 or email: [shunt@dos.state.fl.us](mailto:shunt@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: Susanne Hunt at (850)245-6333 or email: [shunt@dos.state.fl.us](mailto:shunt@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).

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: Susanne Hunt at (850)245-6333 or email: [shunt@dos.state.fl.us](mailto:shunt@dos.state.fl.us).

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## DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida **Agricultural Center and Horse Park Authority** announces a public meeting to which all persons are invited.

**DATE AND TIME:** Tuesday, September 22, 2009, 5:00 p.m.

**PLACE:** Holiday Inn & Suites – Ocala Conference Center, 3600 S. W. 38th Ave., Ocala, Florida 34474

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This meeting is to discuss general board business.

A copy of the agenda may be obtained by contacting: Richard Gunnels at (850)488-3022 or email: [gunnelr@doacs.state.fl.us](mailto:gunnelr@doacs.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 2 days before the workshop/meeting by contacting: Richard Gunnels at (850)488-3022 or email: [gunnelr@doacs.state.fl.us](mailto:gunnelr@doacs.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).

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The **Fertilizer Technical Council** announces a public meeting to which all persons are invited.

**DATE AND TIME:** October 1, 2009, 10:00 a.m.

**PLACE:** Florida Citrus Building, 2nd Floor, Florida Conference Room, 500 3rd Street, Northwest, Winter Haven, Florida 33881, (863)291-5820

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the council during which there will be a review of pertinent fertilizer issues.

For more information, you may contact: Mr. Weldon Collier, Program Planning Coordinator; 3125 Conner Boulevard, Building 128, Mail Stop C-16, Tallahassee, Florida 32399-1650, (850)414-1555.

The **Department of Agriculture and Consumer Services, Division of Forestry (DOF)** and the Land Management Uniform Cost Accounting Council (LMUAC) announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 29, 2009, 1:30 p.m. – 5:00 p.m.

PLACE: Eyster Conference Room, Connor Building, 3125 Conner Boulevard, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: 1) Review and approval of minutes from last meeting; 2) Review required components of the LMUAC Annual Report and resolve any problems that have arisen during development of the annual report.

A copy of the agenda may be obtained by contacting: John Barrow at (850)488-1425.

Pursuant to the provisions of 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: John Barrow at (850)488-1425. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**DEPARTMENT OF EDUCATION**

The **Florida Rehabilitation Council** announces a public meeting to which all persons are invited.

DATES AND TIME: September 14-16, 2009, 9:00 a.m. – 5:00 p.m.

PLACE: Crowne Plaza Hotel, 1601 Belvedere Road, West Palm Beach, Florida 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: PURPOSE: To conduct a meeting/workshop of the Florida Rehabilitation Council's. Additional meeting location information may be obtained by contacting: Florida Rehabilitation Council, 2002 Old Saint Augustine Road, Building A, Tallahassee, FL 32301-4862, (850)245-3397.

Notices of meetings and hearings must advise that a record is required to appeal. Each board, commission, agency of this state or of any political subdivision; thereof shall include in the notice any meeting or hearing, if notice of the meeting or hearing is required of such board, commission, or agency, conspicuously on such notice, they advise that if a person

decides to appeal any decision made by the board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record includes the testimony and evidence upon which the appeal is to be based. (Section 286.0105, Florida Statutes)

A copy of the agenda may be obtained by contacting: Yolanda Manning at (850)245-3320.

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

DATE AND TIME: September 23, 2009, 2:00 p.m. – 5:00 p.m.

PLACE: Traditions Hall, Gibbons Alumni Center, University of South Florida, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Consideration, 2010-2011 Legislative Budget Request, State University System and Board General Office; Consideration, 2009-2010 University Operating Budgets; Consideration, Notice of Intent to Amend BOG Regulations 7.001, Tuition and Associated Fees, 7.003, Fees, Fines and Penalties, and 7.008, Waiver of Tuition and Fees; Consideration, 2010-2011 PECO Project List; Discussion, SUS Legislative proposals for 2010 Session; and other related business.

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 Student Affairs Committee, the Strategic Planning and Academic and System Oversight Committee, and the regular meeting of the **Board of Governors** of the State University System of Florida announces a public meeting to which all persons are invited.

DATE AND TIME: September 24, 2009, 8:00 a.m. – 5:00 p.m.  
 PLACE: Traditions Hall, Gibbons Alumni Center, University of South Florida, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion, H1N1 virus; Notice of Intent to Amend BOG Regulations 6.014, Student Government and, 6.011, Ombudsman; Updates, Student Health Insurance Task Force, Alcohol Intervention, SUS Council for Student Affairs, and Florida Student Association; Consideration, Request for Exception to 120 Hours to Degree, FAU Bachelor's of Music, with emphasis in Music Business; Consideration, USF request to offer lower-level coursework at USF-Polytechnic Campus; Consideration of Notice of Intent to Amend BOG Regulations: 6.002, Admission of Undergraduate First-Time-in-College, Degree-seeking Freshmen; 6.004, Admission of Undergraduate, Degree-seeking Transfer Students; 6.017, Criteria for Awarding the Baccalaureate Degree; 7.001, Tuition and Associated Fees; 7.003, Fees, Fines and Penalties; and 7.008, Waiver of Tuition and Fees; Consideration of Requests for Academic Infrastructure Support Organization Status: Florida Center for Library Automation, University Press of Florida, and Florida Institute of Oceanography; Consideration and discussion of Medical Education, including Residency Programs and Medical Education Funding; Consideration and discussion of University Enrollment Plans; Consideration of Notice of Intent to Promulgate BOG Regulation, University Work Plans and Annual Reports; Discussion of Target setting in University Work Plans and Executive Summaries in Annual Reports; Consideration, Appointment of Interim President, FAU; Consideration, 2010-2011 Legislative Budget Request, State University System and Board General Office; Approve, 2009-2010 University Operating Budgets; Approve, 2010-2011 PECO Project List; Discussion, SUS Legislative Proposals for the 2010 Legislative Session; Review, BOG Appointment Process for new University Trustees; and other related business.

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 **Education Practices Commission** announces a hearing to which all persons are invited.

DATE AND TIMES: An Administrator Hearing Panel, September 17, 2009, 9:00 a.m. or as soon thereafter as can be heard; A Teacher Hearing Panel, 10:00 a.m. or as soon thereafter as can be heard; Training for New Commission Members will begin at 2:00 p.m. or as soon thereafter

PLACE: Senate Office Building (Room 401), 404 South Monroe Street, Tallahassee, Florida 32399, (850)245-0455

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hearing Panel of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators.

A copy of the agenda may be obtained by contacting: Education Practices Commission, 325 W. Gaines Street, 224 Turlington Building, Tallahassee, Florida 32399-0400.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Kathleen M. Richards at (850)245-0455. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Janice Harris or Kathleen M. Richards at (850)245-0455.

The **Education Practices Commission** announces a hearing to which all persons are invited.

DATE AND TIME: A Teacher Hearing Panel, September 18, 2009, 9:00 a.m. or as soon thereafter as can be heard

PLACE: Senate Office Building (Room 401), 404 South Monroe Street, Tallahassee, Florida 32399, (850)245-0455

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Hearing Panel of the Education Practices Commission will consider final agency action in matters dealing with the disciplining of certified educators.

A copy of the agenda may be obtained by contacting: Education Practices Commission, 325 W. Gaines Street, 224 Turlington Building, Tallahassee, Florida 32399-0400.

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

agency at least 5 days before the workshop/meeting by contacting: Kathleen M. Richards at (850)245-0455. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Janice Harris or Kathleen M. Richards at (850)245-0455.

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#### DEPARTMENT OF COMMUNITY AFFAIRS

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

DATE AND TIME: October 6, 2009, 10:00 a.m. – 11:30 a.m.

PLACE: Meetings to be conducted using Communications Media Technology, specifically Conference Call: 1(888)808-6959, Code: 1967168

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discuss "accreditor" and "course" applications for recommendation to the Florida Building Commission; discuss level of detail required for POC member review of training course materials, and general subject matters.

A copy of the agenda may be obtained by contacting: Ms. Ila Jones, 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.

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

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

For more information, you may contact: Ms. Ila Jones, Building Codes and Standards Office, Division of Housing and Community Development, Department of Community Affairs,

2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824, Fax: (850)414-8436, Website: [www.floridabuilding.org](http://www.floridabuilding.org).

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#### DEPARTMENT OF LAW ENFORCEMENT

The **Criminal Justice Standards and Training Commission** announces a public meeting to which all persons are invited.

DATES AND TIMES: Training Center Directors' Committee Meetings, October 27, 2009, 1:00 p.m.; Training Center Directors' Test Bank Committee Meetings, 2:00 p.m.; Physical Fitness Training Committee Meeting will begin after the Test Bank Committee Meeting; Training Center Directors' Business Meeting, October 28, 2009, 8:30 a.m.; Probable Cause Determination Hearings, 10:00 a.m.; Commission Workshop, 2:00 p.m.; Regional Criminal Justice Selection Center Directors' Association Business Meeting, 3:00 p.m.; Criminal Justice Standards & Training Commission Meeting: Business Agenda, October 29, 2009, 8:00 a.m.; Criminal Justice Standards & Training Commission Meeting: Officer Discipline Agenda, 9:30 a.m.

PLACE: Bay Point Marriott Resort, 4200 Marriott Drive, Panama City Beach, Florida 32408, (850)236-6000 (Group Name: Florida Department of Law Enforcement). To make on-line reservations: <http://cwp.marriott.com/pfnbp/fldepto/flawenforcementmtg>, \$84.00 Single or Double rate from October 24, 2009 – October 31, 2009. The valet parking fee is \$10.00. Reservation deadline: September 25, 2009. You may cancel your reservation by 6:00 p.m., prior to your scheduled date of arrival. Check-in is 4:00 p.m. and Check-out is 11:00 a.m. For information about hotel accommodations, please contact: Cheryl Taylor at (850)410-8657, e-mail: [cheryltaylor@fdle.state.fl.us](mailto:cheryltaylor@fdle.state.fl.us).

GENERAL SUBJECT MATTER TO BE CONSIDERED: The above meetings will be held to discuss issues relating to standards, training, examinations, certification, de-certification, record management for law enforcement, correctional, and correctional probation officers, Commission rules, officer discipline penalty guidelines, and certification and recertification of criminal justice training schools. Commission Meeting Information can be accessed at <http://www.fdle.state.fl.us>, then Click on "A-Z Index," then Click on "Criminal Justice Standards and Training Commission," and then Click on "Commission Meeting Schedule," or on "Meeting Packet."

A copy of the agenda may be obtained by contacting: Donna Hunt at (850)410-8615 or e-mail: [donnahunt@fdle.state.fl.us](mailto:donnahunt@fdle.state.fl.us). A copy of the Officer Discipline agenda may be obtained by contacting Lori Morea at (850)410-8625 or e-mail: [lorimorea@fdle.state.fl.us](mailto:lorimorea@fdle.state.fl.us). A copy of the Training Center Directors' Association agenda may be obtained by contacting: Training

Center Directors' Association, Chairman: Tim Gillette, Broward County Sheriff's Office, Institute for Criminal Justice Studies at (954)831-8178 or e-mail: tim\_gillette@sheriff.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Donna Hunt at (850)410-8615, e-mail: donnahunt@fdle.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Donna Hunt at (850)410-8615 or e-mail: donnahunt@fdle.state.fl.us.

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### DEPARTMENT OF REVENUE

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

**DATE AND TIME:** September 29, 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 12A-1.011, F.A.C. (Sales of Food Products for Human Consumption by Grocery Stores, Convenience Stores, and Supermarkets; Sales of Bakery Products by Bakeries, Pastry Shops, or Like Establishments; Drinking Water; Ice), Rule 12A-1.0115, F.A.C. (Sales of Food Products Served, Prepared, or Sold in or by Restaurants, Lunch Counters, Cafeterias, Caterers, Hotels, Taverns, or Other Like Places of Business and by Transportation Companies), Rule 12A-1.071, F.A.C. (Rentals, Leases, or License to Use Tangible Personal Property), and Rule 12A-1.097, F.A.C. (Public Use Forms). A Notice of Proposed Rulemaking was published in the Florida Administrative Weekly on October 12, 2007 (Vol. 33, No. 41, pp. 4739-4750). A Notice of Change was published in the Florida Administrative Weekly on December 28, 2007 (Vol. 33, No. 52, pp. 6183-6184). A Notice of Withdrawal of proposed Rule 12A-1.0011, F.A.C., and Rule 12A-1.005, F.A.C., was published in the Florida Administrative Weekly on January 23, 2009 (Vol. 35, No. 3, p. 328). A Notice of Public Hearing was published in the Florida Administrative Weekly on January 23, 2009 (Vol. 35, No. 3, pp. 328-336), for a second hearing on the proposed amendments. A Notice of Change to remove subsection (10) from proposed Rule 12A-1.011, F.A.C., was published in the Florida Administrative Weekly on June 19, 2009 (Vol. 35, No. 24, p. 2959). A Notice of Change, as published in the Florida Administrative Weekly on July 31, 2009 (Vol. 35, No. 30, p. 3623), reflects the withdrawal for further consideration of the provisions of proposed subsection (3), Food Products Consumed in Places Where an Admission is Charged, of Rule 12A-1.0115, F.A.C. A Notice of Public

Hearing was published in the Florida Administrative Weekly on August 7, 2009 (Vol. 35, No. 31, p. 3770), for a third hearing on the proposed amendments. In response to public comments received and made a part of the public hearing held on August 31, 2009, an additional Notice of Change is published in this edition of the Florida Administrative Weekly. This change will add clarifying provisions regarding the statutory exemption for drinking water and for the sale of food products in amusement parks and other places of business. This change will also withdraw for further consideration provisions applicable to caterers who prepare, furnish, or serve food products.

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).

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

**DATE AND TIME:** September 29, 2009, during a regular meeting of the Governor and Cabinet, that 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 Communications Services Tax new Rule 12A-19.080, F.A.C. (Distribution Adjustments Resulting From Misallocations of Tax). A Notice of Proposed Rule was published in the Florida Administrative Weekly on August 7, 2009 (Vol. 35, No. 31, pp. 3698-3700). No changes have been made to the proposed rule amendments. 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).

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### DEPARTMENT OF TRANSPORTATION

The Florida **Department of Transportation**, District Five announces a public meeting to which all persons are invited.

FINANCIAL PROJECT NUMBER: 416518-1

DATE AND TIME: Tuesday, September 15, 2009, 5:00 p.m. – 7:00 p.m.

PLACE: Radisson Resort Orlando – Celebration, Osprey/Swan Meeting Room, 2900 Parkway Boulevard, Kissimmee, Florida 34747

GENERAL SUBJECT MATTER TO BE CONSIDERED: This public meeting will be held to discuss plans to construct a reconfigured exit ramp from eastbound I-4 to Osceola Parkway (Exit 65) in conjunction with improvements at the I-4 and US Highway 192 interchange completed in 2007. The meeting will be in an open house format. Representatives from the Florida Department of Transportation will be available to answer questions and discuss the project with the public. Major modifications include:

A reconfigured, one lane, elevated (flyover) exit ramp from eastbound I-4 to Osceola Parkway (Exit 65)

Ramp includes a bridge elevated over the existing entrance ramp from westbound US 192 to eastbound I-4

Improved safety with the elimination of existing traffic weave conditions caused by the existing entrance ramp from westbound US 192 to eastbound I-4 and the existing ramp from eastbound I-4 to Osceola Parkway

Modified access from westbound US 192 to Osceola Parkway via World Drive and International Drive — the traffic movement from westbound US 192 to Osceola Parkway via eastbound I-4 will be eliminated

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status.

Pursuant to the provisions of the Americans with Disabilities Act, any persons requiring special accommodations to participate in this workshop/meeting and persons who require translation services (which can be provided free of charge) are asked to advise the agency at least 7 days before the workshop/meeting by contacting: Derek Hudson at the I-4 Public Information Office at (407)571-6766 or Toll Free: 1(888)454-4884. Persons who are hearing or speech impaired should contact the I-4 Public Information Office using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Derek Hudson, I-4 Public Information Office c/o Global-5, 2180 West SR 434, Suite 1150, Longwood, Florida 32779, Toll Free: 1(888)454-4884.

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## 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."

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## STATE BOARD OF ADMINISTRATION

The **Investment Advisory Council (IAC)** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 24, 2009, 9:00 a.m.

PLACE: The Hermitage Centre, 1801 Hermitage Blvd., Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled quarterly meeting of the Investment Advisory Council. The IAC is a six-member advisory council, which reviews the investments made by the staff of the State Board of Administration and makes recommendations to the board regarding investment policy, strategy, and procedures. The IAC operates under Section 215.444, Florida Statutes.

A copy of the agenda may be obtained by contacting: Diane Bruce at (850)413-1253 or visiting the website: [www.sba.fl.com](http://www.sba.fl.com).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: James Linn at (850)413-1166. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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## EXECUTIVE OFFICE OF THE GOVERNOR

The **Florida Energy and Climate Commission** announces that an emergency public meeting was held on:

DATE AND TIME: Thursday, August 27, 2009, 9:00 a.m. – 1:30 p.m.

PLACE: Room 110, Senate Office Building, 404 South Monroe Street, Tallahassee, Florida and via teleconference.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To finalize its comments as a party to the Florida Energy Efficiency and Conservation Act (FEECA) (see Section 366.82, Florida Statutes). The Commission found an immediate danger to the public health, safety or welfare and that an emergency meeting was fair under the circumstances at its public meeting on August 19, 2009, as its next meeting was not scheduled until September, and its comments pursuant to Section 366.82(5), Florida Statutes, were due to the Florida Public Service Commission by August 28, 2009. Due to the complexity and voluminous record of the recently concluded FEECA hearing, the emergency meeting was necessary and

allowed the Commission members and the public additional time to consider the proposed comments. On August 24, 2009, the Commission notified all parties who were on its email list of the emergency meeting and published notice of the emergency meeting on its website. The Commission also notified the statewide press of the emergency meeting. The time for public comments was also extended until August 26, 2009.

A copy of the meeting minutes can be obtained by calling: Brittany Cummins at (850)487-3800.

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

DATE AND TIME: September 30, 2009, 10:30 a.m. – 12:00 Noon

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss issues concerning the film and entertainment industry, general administrative matters of the Advisory Council and hear public input and advisement.

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

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The **Governor's Commission on Volunteerism and Community Service** (Volunteer Florida) announces a public meeting to which all persons are invited.

DATES AND TIME: Monday, October 5, 2009 – until all Commission business is complete; Tuesday, October 6, 2009, 8:00 a.m.

PLACE: Miami Marriott, 1109 Brickell Avenue, Miami, Florida 33131

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Commission business (quarterly meeting).

A copy of the agenda may be obtained by contacting: Kristin Mullikin at (850)921-5172.

Pursuant to the provisions of 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: Kristin Mullikin at (850)921-5172. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Kristin Mullikin at (850)921-5172 or kristin@volunteerflorida.org.

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## REGIONAL PLANNING COUNCILS

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

DATE AND TIME: September 24, 2009, 5:00 p.m.

PLACE: Holiday Inn Hotel and Suites, 213 S. W. Commerce Boulevard, 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.

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

DATE AND TIME: September 24, 2009, 6:00 p.m.

PLACE: Holiday Inn Hotel and Suites, 213 Southwest Commerce Boulevard, 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.

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

DATE AND TIME: September 24, 2009, 6:00 p.m.

PLACE: Holiday Inn Hotel and Suites, 213 S. W. Commerce Boulevard, 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.

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

DATE AND TIME: September 24, 2009, 7:30 p.m.

PLACE: Holiday Inn Hotel and Suites, 213 Southwest Commerce Boulevard, 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.

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**The Withlacoochee Regional Planning Council**, Board of Directors announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, September 17, 2009, 7:00 p.m.

PLACE: Withlacoochee Regional Planning Council, 1241 S.W. 10th Street, Ocala, FL 34471-0323

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Council.

A copy of the agenda may be obtained by contacting: Executive Director, Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34471-0323.

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

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

DATE AND TIME: September 23, 2009, 9:30 a.m.

PLACE: Sebring Civic Center, 355 West Center Avenue, Sebring, FL 33870

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the Transportation and Land Use Task Force of the Heartland 2060 Regional Visioning effort.

A copy of the agenda may be obtained by contacting: Shannon Brett, Senior Planner at (863)534-7130, ext. 132, email: sbrett@cfrpc.org.

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

For more information, you may contact: Patricia M. Steed, Executive Director, 555 East Church Street, Bartow, FL 33830, (863)534-7130.

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**REGIONAL TRANSPORTATION AUTHORITIES**

The **Tampa Bay Area Regional Transportation Authority** announces a public meeting to which all persons are invited.

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

PLACE: Florida Department of Transportation (FDOT), District Seven Office, 11201 N. McKinley Drive, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Tampa Bay Area Regional Transportation Authority (TBARTA) announces its monthly calendar of meetings.

The TBARTA Board and its advisory committees will meet to discuss the implementation of regional transportation solutions.

Tampa Bay Area Regional Transportation Authority Board

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

PLACE: Florida Department of Transportation (FDOT), District Seven Office, 11201 N. McKinley Drive, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss implementing a comprehensive Regional Transportation Master Plan for Citrus, Hernando, Hillsborough, Manatee, Pasco, Pinellas, and Sarasota Counties. Transit Management Committee (TMC)

DATE AND TIME: Wednesday, September 16, 2009, 10:00 a.m.

PLACE: Pinellas Suncoast Transit Authority (PSTA), 3201 Scherer Drive, St. Petersburg, FL

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

Citizens Advisory Committee (CAC)

DATE AND TIME: Wednesday, September 16, 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.

Individuals requiring accommodations under the Americans with Disabilities Act or persons who require translation services (free of charge) should contact: Brandie Miklus, Transportation Planner, (813)217-4037 at least three (3) days prior to the meeting. Public participation is solicited without regard to race, color, religion, sex, age, nation origin, disability, or family status.

A copy of the agenda may be obtained by contacting: <http://www.tbarta.com> five days prior to the meeting.

**METROPOLITAN PLANNING ORGANIZATIONS**

The **MPOAC Policy and Technical Subcommittee** announces a public meeting to which all persons are invited.

DATE AND TIME: September 11, 2009, 10:00 a.m. – 3:00 p.m.

PLACE: METROPLAN Orlando, One Landmark Center, 315 E. Robinson Street, Suite 355, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues that pertain to the 26 Florida Metropolitan Planning Organizations in the state such as its Legislative platform for 2010, Mobility Fee Study, Model Task Force Status report, Transportation and Land Use and other administrative issues.

A copy of the agenda may be obtained by contacting: Brigitte Messina, 605 Suwannee Street, MS #28B, Tallahassee, FL 32399-0450, (850)414-4037, email: [brigitte.messina@mpoac.org](mailto:brigitte.messina@mpoac.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 days before the workshop/meeting by contacting: Brigitte Messina, 605 Suwannee Street, MS #28B, Tallahassee, Florida 32399-0450, (850)414-4037, email: [brigitte.messina@mpoac.org](mailto:brigitte.messina@mpoac.org). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Brigitte Messina, 605 Suwannee Street, MS #28B, Tallahassee, Florida 32399-0450, (850)414-4037, email: [brigitte.messina@mpoac.org](mailto:brigitte.messina@mpoac.org).

The **Pinellas County Local Coordinating Board for the Transportation Disadvantaged** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 15, 2009, 9:15 a.m.

PLACE: Pinellas County Planning Department, Conference Room, 600 Cleveland Street, Suite 750, Clearwater, FL 33755

GENERAL SUBJECT MATTER TO BE CONSIDERED: regular Local Coordinating Board meeting.

A copy of the agenda may be obtained by contacting: Heather Sobush at [hsobush@pinellascounty.org](mailto:hsobush@pinellascounty.org) or (727)464-8200.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by

contacting: Office of Human Rights, 400 S. Fort Harrison Avenue, Suite 300, Clearwater, Florida 33756, (727)464-4062. If you are hearing or speech impaired, please contact: 1(800)955-8771(TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Heather Sobush at hsobush@pinellascounty.org or (727)464-8200

**WATER MANAGEMENT DISTRICTS**

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

DATE AND TIME: September 24, 2009, 4:00 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 September 24, 2009:

2:15 p.m. – 3:15 p.m. (EDT) District Lands Committee – to discuss Land Acquisition matters

3:15 p.m. – 3:45 p.m. (EDT) Regulations Committee – to discuss the Regulatory Activity Report

4:15 p.m. (EDT) Public Hearing on Regulatory Matters

4:20 p.m. (EDT) Public Hearing on Land Acquisition Matters

5:05 p.m. (EDT) Public Hearing on Consideration of Adoption of Fiscal Year 2009-2010 Millage Rate and Tentative Proposed Budget

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

A copy of the agenda may be obtained by contacting: St. Johns River Water Management District, Attention: Missy McDermont, 4049 Reid Street, Palatka, Florida 32177, (386)329-4101 or by visiting the District’s website: www.sjrwm.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: District Clerk at (386)329-4500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DATE AND TIME: Monday, September 14, 2009, 1:00 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: SWFWMD meeting to discuss committee business.

A copy of the agenda may be obtained by contacting: SWFWMD, Planning Department, 2379 Broad Street, Brooksville, FL 34604-6899, 1(800)423-1476 (FL Only) or Teri Hudson at (352)796-7211, ext. 4402.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: District’s Human Resources Director at 1(800)423-1476, ext. 4702. TDD (FL Only), 1(800)231-2106. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: SWFWMD at the address or phone numbers listed above.

The **St. Johns River Water Management District** announces a public meeting to which all persons are invited.

Governing Board: Finance, Administration and Audit Committee

DATE AND TIME: September 22, 2009, 1:30 p.m.

PLACE: District Headquarters, Room 162, Executive Building, 4049 Reid Street (Hwy. 100 West), Palatka, FL 32177

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda: 1) For Information: Presentations from recommended firms for Health and Dental Insurance Plan Design and Management Services.

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

DATE AND TIME: Tuesday, September 15, 2009, 5:01 p.m.

PLACE: This is a meeting conducted by means of communications media technology at the District’s Tampa Service Office, 7601 Highway 301 North, Tampa, FL. One or more Governing Board members may attend and participate in the meeting via telephone. Members of the public should attend in person at the Tampa Service Office. (This is a change to the previous announcement.)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board Tentative Budget Hearing: Governing Board adoption of District and Watershed Basin tentative millage rates and budget for fiscal year 2010. (Ad Order 38105)

A copy of the agenda may be obtained by contacting: SWFWMD, Executive Department, 2379 Broad Street, Brooksville, Florida 34604, 1(800)423-1476 (FL Only) or Frances Sesler at (352)796-7211, ext. 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: SWFWMD Human Resources Director at the address above; (352)796-7211 or 1(800)423-1476 (FL Only), ext. 4702, TDD (FL Only) 1(800)231-6103 or email: ADA Coordinator@swfwmd.state.fl.us. This nondiscrimination policy involves every aspect of the District's functions, including access to and participation in the District's programs and activities. If you are 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.

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The **Sarasota Bay Estuary Program Policy Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 18, 2009, 1:00 p.m.

PLACE: Historic Spanish Point, 337 N. Tamiami Trail, Osprey, FL 34229

GENERAL SUBJECT MATTER TO BE CONSIDERED: Sarasota Bay Estuary Program (Sbep) Policy Board: Consider Board business. (Ad Order 38105)

A copy of the agenda may be obtained by contacting: SWFWMD, Executive Department, 2379 Broad Street, Brooksville, Florida 34604, 1(800)423-1476 (FL Only) or Frances Sesler at (352)796-7211, ext. 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: SWFWMD, Human Resources Director at the address above, (352)796-7211 or 1(800)423-1476 (FL Only), ext. 4702, TDD (FL Only) 1(800)231-6103 or email: ADA Coordinator@swfwmd.state.fl.us. This nondiscrimination policy involves every aspect of the District's functions, including access to and participation in the District's programs and activities. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DATE AND TIME: Tuesday, September 22, 2009, 6:30 p.m.

PLACE: SWFWMD, District's Bartow Service Office, 170 Century Boulevard, Bartow, FL 33830

GENERAL SUBJECT MATTER TO BE CONSIDERED: Lake Hancock Land Use Alternatives Study Presentation: Presentation, discussion and public comment on the proposed study. (Ad Order 38105)

A copy of the agenda may be obtained by contacting: SWFWMD, Executive Department, 2379 Broad Street, Brooksville, Florida 34604, 1(800)423-1476 (FL Only) or Frances Sesler at (352)796-7211, ext. 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: SWFWMD, Human Resources Director at the address above, (352)796-7211 or 1(800)423-1476 (FL Only), ext. 4702; TDD (FL Only) 1(800)231-6103 or email: ADA Coordinator@swfwmd.state.fl.us. This nondiscrimination policy involves every aspect of the District's functions, including access to and participation in the District's programs and activities. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: the Executive Department at the address above.

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

DATE AND TIME: Wednesday, September 23, 2009, 9:00 a.m.

PLACE: Polk's Nature Discovery Center, 4399 Winter Lake Road, Lakeland, FL 33803

GENERAL SUBJECT MATTER TO BE CONSIDERED: Lake Hancock Tour: Board member tour of the outfall treatment project site and other lands surrounding the lake. (Ad Order 38105)

A copy of the agenda may be obtained by contacting: SWFWMD, Executive Department, 2379 Broad Street, Brooksville, Florida 34604, 1(800)423-1476 (FL Only) or Frances Sesler at (352)796-7211, ext. 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: SWFWMD Human Resources Director at the

address above, (352)796-7211 or 1(800)423-1476 (FL Only), ext. 4702, TDD (FL Only) 1(800)231-6103 or email: ADACoordinator@swfwm.d.state.fl.us. This nondiscrimination policy involves every aspect of the District's functions, including access to and participation in the District's programs and activities. If you are 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: Loxatchee River Management Coordinating Council, September 28, 2009, 2:00 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: National Wild and Scenic River Management Plan.

A copy of the agenda may be obtained by contacting: Gardenia Banks Long, 780 S. E. Indian Street, Stuart, Florida 34997, glong@sfwmd.gov, www.sfwmd.gov, (772)223-2600, ext. 3617.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: District Clerk's Office at (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: District Clerk's Office at (561)682-2087.

The **South Florida Water Management District** announces a workshop to which all persons are invited.

DATE AND TIME: September 29, 2009, 1:00 p.m. – 3:00 p.m.

PLACE: South Florida Water Management District, Martin/St. Lucie Service Center, 780 S. E. Indian Street, Stuart, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Additional rule development workshops to amend Rules 40E-2.091, 40E-10.021, 40E-10.031, 40E-10.061, 40E-20.091, F.A.C., to discuss the first draft of proposed rules to assure water necessary for the protection of fish and wildlife in the North Fork of the St. Lucie River in support of the Comprehensive Everglades Restoration Plan for the Indian River Lagoon-South Project. NOTE: For those unable to attend a link will be placed on the District's Home Page at: www.sfwmd.gov to listen to the meeting.

A copy of the agenda may be obtained by contacting: Gardenia Long, South Florida Water Management District, Martin/St. Lucie Service Center, 780 S. E. Indian Street, Stuart, FL 34997, (772)223-2600, ext. 3617, email: 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: South Florida Water Management District Clerk at 1(800)432-2045, ext. 2087 or (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Scott Burns, Director, Everglades Water Supply Policy, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416, 1(800)432-2045, ext. 6544 or (561)682-6544, email: sburns@sfwmd.gov or Beth Lewis, Senior Specialist Attorney, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416, 1(800)432-2045, ext. 6343 or (561)682-6343, email: belewis@sfwmd.gov or Brenda Mills, Planner-Lead, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416, 1(800)432-2045, ext. 6536 or (561)682-6536, email: bmills@sfwmd.gov.

For procedural questions contact: Jan Sluth, Paralegal, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416, 1(800)432-2045, ext. 6299 or (561)682-6299, email: jsluth@sfwmd.gov.

## DEPARTMENT OF ELDER AFFAIRS

The **Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATE AND TIME: September 24, 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 business.

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, or email: phillipsm@elderaffairs.org.

The **Long-Term Care Ombudsman Program** announces a public meeting to which all persons are invited.

DATE AND TIME: September 24, 2009, 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 business.

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 or email: andersonm@elderaffairs.org.

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#### **AGENCY FOR HEALTH CARE ADMINISTRATION**

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

DATE AND TIME: October 9, 2009, 10:00 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room A, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Health Information Exchange Coordinating Committee will meet to review the provisions of the American Recovery and Reinvestment Act related to health information technology and discuss strategies to promote health information exchange in Florida.

A copy of the agenda may be obtained by contacting: Carolyn H. Turner, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will be posted at: <http://www.fhin.net/FHIN/workgroups/HIECC.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: Carolyn H. Turner at (850)922-5861. If you are 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: Dana Watson at (850)921-2032.

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

DATE AND TIME: September 14, 2009, 2:00 p.m.

PLACE: Agency for Health Care Administration, Building 3, Conference Room D, 2727 Mahan Drive, Tallahassee, Florida  
The Agency is also offering a call-in number for the workshop: 1(888)808-6959 Conference Code: (850)922-0791.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Notice of Development of Rulemaking on Rule 59A-7.020, F.A.C., published August 28, 2009, indicated a workshop would be held if requested in writing. The written request was made and this workshop will be held on the date, time and place originally announced.

A copy of the agenda may be obtained by contacting: Karen Rivera, Laboratory Unit, 2727 Mahan Drive, Building 1, Mail Stop 32, Tallahassee, Florida 32308, (850)487-3109.

Pursuant to the provisions of 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: Karen Rivera, Laboratory Unit, 2727 Mahan Drive, Building 1, Mail Stop 32, Tallahassee, Florida 32308, (850)487-3109. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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#### **DEPARTMENT OF MANAGEMENT SERVICES**

The **Department of Management Services (DMS)** announces a weekly public meeting to which all persons are invited.

DATE AND TIME: Thursdays, 3:30 p.m. – 5:00 p.m. Check for status of DMS Broadband-ARRA meetings at: [www.dms.myflorida.com/SUNCOM](http://www.dms.myflorida.com/SUNCOM)

PLACE: Building 4030, 4030 Esplanade Way, Room 225A, Capital Circle Office Center, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Weekly meeting to facilitate discussion on the deployment of Broadband to maximize the potential receipt of federal Stimulus funding for the State of Florida.

A copy of the agenda may be obtained by contacting: Bill Price at (850)410-0709, [bill.price@dms.myflorida.com](mailto:bill.price@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 2 days before the workshop/meeting by contacting: Linda Collins at (850)487-9971, [linda.collins@dms.myflorida.com](mailto:linda.collins@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).

For more information, you may contact: Bill Price at (850)410-0709, bill.price@dms.myflorida.com.

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**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

The **Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco** announces a workshop to which all persons are invited.

DATE AND TIME: Thursday, September 24, 2009, 9:00 a.m. – 5:00 p.m. or until business is concluded

PLACE: The Capitol, Senate Office Building, Room 401-Senate, 404 South Monroe Street, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a rule development workshop for the following Rules: 61A-1.010, Approved Advertising and Promotional Gifts, 61A-1.01025, Recordkeeping, and 61A-1.01027, Merchandise Exception, F.A.C. The discussion topics will be: the text of the three rules; the costs placed upon the regulated entities by the recordkeeping requirements; and the interplay of the three rules with other, currently pending rules on the same subject matter.

A copy of the agenda may be obtained by contacting: Patricia Nelson, Rules Attorney, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: Patricia Nelson, Rules Attorney, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Patricia Nelson, Rules Attorney, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399, (850)488-0062.

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The Probable Cause Panel of the **Construction Industry Licensing Board** announces a public meeting to which all persons are invited.

DATE AND TIMES: September 22, 2009, 9:00 a.m. and 10:00 a.m.

PLACE: Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review complaints in which a determination of the existence of probable cause has already been made.

A copy of the agenda may be obtained by contacting: Jeffrey J. Kelly, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Jeffrey J. Kelly, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Jeffrey J. Kelly, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 42, Tallahassee, Florida 32399-2202, (850)488-0062.

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The **Board of Landscape Architecture** announces a public meeting to which all persons are invited.

DATE AND TIME: October 16, 2009, 9:00 a.m.

PLACE: Casa Monica Hotel, 95 Cordova Street, St. Augustine, FL 32084, (904)827-1888

GENERAL SUBJECT MATTER TO BE CONSIDERED: General board and business meeting.

A copy of the agenda may be obtained by contacting: Board of Landscape Architecture, 1940 North Monroe Street, Tallahassee, FL 32399, (850)922-7154.

Pursuant to the provisions of 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: Board of Landscape Architecture, 1940 North Monroe Street, Tallahassee, FL 32399, (850)922.7154. If you are 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: Board of Landscape Architecture, 1940 North Monroe Street, Tallahassee, FL 32399, (850)922-7154.

The **Division of Certified Public Accounting** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Thursday, October 1, 2009, 9:00 a.m.

PLACE: Via Conference Call: 1(888)808-6959, Conference Code: 3332505

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review reporting forms and requests for course approval.

A copy of the agenda may be obtained by contacting: Karan Lee, Board of Accountancy, 240 N. W. 76th Drive, Suite A, Gainesville, Florida 32607, (850)487-1395.

Pursuant to the provisions of 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: Karan Lee, Board of Accountancy, 240 N. W. 76th Drive, Suite A, Gainesville, Florida 32607, (850)487-1395. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The Probable Cause Panel of the **Florida Real Estate Appraisal Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, September 29, 2009, 9:00 a.m. (Eastern time) or soon thereafter (Portions of the probable cause proceedings are not open to the public)

PLACE: The Division of Real Estate, Room N901, North Tower, 400 W. Robinson Street, Orlando, Florida 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases to determine probable cause and to conduct a public meeting to review cases where probable cause was previously found. Portions of the probable cause proceedings are not open to the public. All or part of this meeting may be conducted by teleconference in order to permit maximum participation of the Board members or its counsel.

A copy of the agenda may be obtained by contacting: Deputy Clerk, Division of Real Estate, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772. Only public portions of the agenda are available upon request.

#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

NOTICE OF CANCELLATION – The certification hearing scheduled for September 21, 2009, 1:00 p.m. and noticed on August 7, 2009 for the Florida Power & Light Cape Canaveral Energy Center application, Power Plant Site Certification Application number PA 08-53, DOAH Case number 09-0039EPP, DEP Office of General Counsel Case Number 08-2971 has been cancelled. In accordance with the Florida Electrical Power Plant Siting Act, Section 403.508(6), F.S., on August 31, 2009, all parties to this proceeding stipulated that there are no disputed issues on material fact or law to be raised at the certification hearing and filed a motion requesting that the Administrative Law Judge cancel the certification hearing and relinquish jurisdiction to the Department of Environmental Protection pursuant to Section 403.508(6)(a), F.S. The following week, the Administrative Law Judge issued an order granting the request pursuant to Section 403.508(6)(b), F.S. Pursuant to Section 403.509(1), F.S., the Department of Environmental Protection will prepare and issue a Final Order within 40 days of the Judge's Order.

For more information, you may contact: Mr. Michael P. Halpin, Department of Environmental Protection, 3900 Commonwealth Blvd., MS #48, Tallahassee, Florida 32399-3000, (850)245-2002.

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

DATE AND TIME: September 24, 2009, 1:00 p.m. – 4:00 p.m. (CDST)

PLACE: Gulf Coast Community College, Student Union East Bldg., Room 244, 5230 West Highway 98, Panama City, Florida 32401, (850)769-1551

GENERAL SUBJECT MATTER TO BE CONSIDERED: Draft verified lists of impaired waters and proposed waters for delisting for water bodies and water segments within the Choctawhatchee-St. Andrews basin will be presented. The draft verified lists and proposed waters for delisting will be placed on the Department's Watershed Assessment website (<http://www.dep.state.fl.us/water/watersheds/assessment/index.htm>)

by September 18, 2009, and will be provided upon request to interested parties by mail or via e-mail distribution. The Department will accept written comments on the draft lists for a period of 30 days, beginning September 18, 2009, and ending October 18, 2009. Any and all written comments should be directed to: Ms. Julie Espy, Watershed Assessment Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS #3555, Tallahassee, Florida 32399-2400, e-mail: [julie.espy@dep.state.fl.us](mailto:julie.espy@dep.state.fl.us).

A copy of the agenda may be obtained by contacting: Ms. Pat Waters, Watershed Assessment Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS #3555, Tallahassee, Florida 32399-2400, e-mail: [patricia.waters@dep.state.fl.us](mailto:patricia.waters@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: Ms. Pat Waters at (850)245-8449. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DATE AND TIME: September 28, 2009, 9:30 a.m.

PLACE: South Florida Water Management District Office, Building B-1, Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

Draft verified lists of impaired waters for water bodies and water segments within the Lake Worth Lagoon basin will be presented. The draft verified lists will be placed on the Department's TMDL website: (<http://www.dep.state.fl.us/water/watersheds/assessment/index.htm>) by September 18, 2009, and will be provided upon request to interested parties by mail or via e-mail distribution. The Department will accept written comments on the draft lists for a period of 30 days, beginning September 18, 2009, and ending October 18, 2009. Any and all written comments should be directed to: Ms. Julie Espy, Watershed Assessment Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS #3555, Tallahassee, Florida 32399-2400, e-mail: [julie.espy@dep.state.fl.us](mailto:julie.espy@dep.state.fl.us).

A copy of the agenda may be obtained by contacting: Ms. Pat Waters, Watershed Assessment Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS #3555, Tallahassee, Florida 32399-2400, e-mail: [patricia.waters@dep.state.fl.us](mailto:patricia.waters@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: Ms. Pat Waters at (850)245-8449. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DATE AND TIME: September 29, 2009, 9:30 a.m.

PLACE: South Florida Water Management District Office, 1st Floor, Conference Room, 2301 McGregor Blvd., Ft. Myers, FL 33901

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

Draft verified lists of impaired waters for water bodies and water segments within the Caloosahatchee basin will be

presented. The draft verified lists will be placed on the Department's TMDL website (<http://www.dep.state.fl.us/water/watersheds/assessment/index.htm>) by September 18, 2009, and will be provided upon request to interested parties by mail or via e-mail distribution. The Department will accept written comments on the draft lists for a period of 30 days, beginning September 18, 2009, and ending October 18, 2009. Any and all written comments should be directed to: Ms. Julie Espy, Watershed Assessment Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS #3555, Tallahassee, Florida 32399-2400, e-mail: [julie.espy@dep.state.fl.us](mailto:julie.espy@dep.state.fl.us).

A copy of the agenda may be obtained by contacting: Ms. Pat Waters, Watershed Assessment Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS #3555, Tallahassee, Florida 32399-2400, e-mail: [patricia.waters@dep.state.fl.us](mailto:patricia.waters@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: Ms. Pat Waters at (850)245-8449. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DATE AND TIME: September 30, 2009, 9:30 a.m. – 12:00 Noon (EDST)

PLACE: Southwest Florida Water Management District, Sarasota Service Office, Governing Board Room, 6750 Fruitville Road, Sarasota, FL 34240-9711, (941)377-3722

**GENERAL SUBJECT MATTER TO BE CONSIDERED:**

Draft verified lists of impaired waters and proposed waters for delisting for water bodies and water segments within the Sarasota Bay-Peace-Myakka basin will be presented. The draft verified lists and proposed waters for delisting will be placed on the Department's Watershed Assessment website (<http://www.dep.state.fl.us/water/watersheds/assessment/index.htm>) by September 18, 2009, and will be provided upon request to interested parties by mail or via e-mail distribution. The Department will accept written comments on the draft lists for a period of 30 days, beginning September 18, 2009, and ending October 18, 2009. Any and all written comments should be directed to: Ms. Julie Espy, Watershed Assessment Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS #3555, Tallahassee, Florida 32399-2400, e-mail: [julie.espy@dep.state.fl.us](mailto:julie.espy@dep.state.fl.us).

A copy of the agenda may be obtained by contacting: Ms. Pat Waters, Watershed Assessment Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS 3555, Tallahassee, Florida 32399-2400, e-mail: patricia.waters@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: Ms. Pat Waters at (850)245-8449. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DATE AND TIME: Thursday, October 1, 2009, 9:30 a.m.

PLACE: St. Johns River Water Management District, Palm Bay Service Center, Blue Cypress Room, 525 Community College Parkway, Southeast, Palm Bay, Florida 32909

GENERAL SUBJECT MATTER TO BE CONSIDERED: Draft verified lists of impaired waters and proposed waters for delisting for water bodies and water segments within the Upper St. Johns River Basin will be presented. The draft verified lists and proposed waters for delisting will be placed on the Department's Watershed Assessment website (<http://www.dep.state.fl.us/water/watersheds/assessment/index.htm>) by September 18, 2009, and will be provided upon request to interested parties by mail or via e-mail. The Department will accept written comments on the draft lists for a period of 30 days, beginning September 18, 2009, and ending October 18, 2009. Any and all written comments should be directed to: Ms. Julie Espy, Watershed Assessment Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS #3555, Tallahassee, Florida 32399-2400, e-mail: julie.espy@dep.state.fl.us.

A copy of the agenda may be obtained by contacting: Ms. Pat Waters, Watershed Assessment Section, Florida Department of Environmental Protection, 2600 Blair Stone Road, MS #3555, Tallahassee, Florida 32399-2400, e-mail: patricia.waters@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: Ms. Pat Waters at (850)245-8449. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The **Department of Environmental Protection, Bureau of Petroleum Storage Systems** announces a public meeting to which all persons are invited.

DATE AND TIME: October 12, 2009, 10:00 a.m. – 11:00 a.m.  
PLACE: Room 433, Bob Martinez Building, 2600 Blair Stone Road, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: All sealed bids received in response to a public auction of used petroleum remediation equipment will be opened at this meeting. A list of equipment, bid form and instructions can be found at <http://www.dep.state.fl.us/waste/categories/pcp/pages/announcements.htm>. The equipment is located at: WRS Infrastructure and Environment, 221 Hobbs Street, Tampa, Florida 33619. The equipment may be inspected during the hours of 8:00 a.m. – 5:00 p.m. (EST), September 21 – October 2, 2009. Bids must be received by 5:00 p.m., October 9, 2009.

A copy of the agenda may be obtained by contacting: James Treadwell at (850)245-8862 or John Wright at (850)245-8888. Pursuant to the provisions of 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 either of the above. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The **Florida Greenways and Trails Council** announces a public meeting to which all persons are invited.

DATE AND TIME: September 30, 2009, 1:00 p.m. – 5:00 p.m.

PLACE: Florida Department of Environmental Protection, 3800 Commonwealth Boulevard, Carr Building, Room 170, Tallahassee, Florida

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

A copy of the agenda may be obtained by contacting: Jim Wood, Office of Greenways and Trails, State of Florida, Department of Environmental Protection, 3900 Commonwealth Boulevard, MS #795, Tallahassee, Florida 32399-3000, (850)245-2052, email: Jim.M.Wood@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 3 days before the workshop/meeting by contacting: Jim Wood at (850)245-2052. If you are 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 Wood.

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## DEPARTMENT OF HEALTH

The **Board of Dentistry**, Council on Dental Hygiene announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 22, 2009, 5:30 p.m.  
PLACE: Conference Call: 1(888)808-6959 when prompted, enter Conference Code: 2453454  
GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss Dental Hygiene issues.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Dentistry, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

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

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact: Sue Foster at (850)245-4474.

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

DATE AND TIME: September 25, 2009, 9:00 a.m.  
PLACE: \*CORRECTION\* Department of Health, Building 4052, Room 301, 4052 Bald Cypress Way, Tallahassee, FL 32399-3258, (850)245-4474  
GENERAL SUBJECT MATTER TO BE CONSIDERED: To review reconsideration cases.

A copy of the agenda may be obtained by contacting: Sue Foster, Executive Director, Department of Health, Board of Dentistry, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

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

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact Sue Foster, (850)245-4474 at least one week prior to the meeting.

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The Florida **Board of Massage Therapy** announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 2, 2009, 1:00 p.m.  
PLACE: Conference Call: 1(888)808-6959, Conference Code: 2454590  
GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board business.

A copy of the agenda may be obtained by contacting: Kaye Howerton, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, (850)245-4161. You may be charged seventeen cents per page for the number of copies desired.

Pursuant to the provisions of 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: Paula Mask at (850)245-4161. If you are 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.

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The **Board of Medicine and Osteopathic Medicine**, Pain Clinic Standards of Practice Joint Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 25, 2009, 12:00 Noon  
PLACE: Marriott Tampa Airport, Tampa International Airport, Tampa, FL 33607, (813)879-5151

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss standards of practice for physicians practicing in pain management clinics subject to the provisions of SB 462. Please check the Board Web Site at [www.flhealthsource.com](http://www.flhealthsource.com) for cancellations or changes to meeting dates or call: Board of Medicine at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Crystal Sanford at [www.Crystal\\_Sanford@doh.state.fl.us](http://www.Crystal_Sanford@doh.state.fl.us) or call (850)245-4132

Pursuant to the provisions of 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: Crystal Sanford at [www.Crystal\\_Sanford@doh.state.fl.us](http://www.Crystal_Sanford@doh.state.fl.us) or call (850)245-4132. If you are 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.

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The **Board of Medicine**, Dietetics-Nutrition and Electrolysis Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 1, 2009, 5:00 p.m. or soon thereafter. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at [www.flahhealthsource.com](http://www.flahhealthsource.com) for cancellations or changes to the meeting dates or call the Board of Medicine at (850)245-4131 for more information.

PLACE: Hilton Tampa Airport Westshore, 2225 North Lois Avenue, Tampa, FL 33607, (813)877-6688

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the general business of the Board of Medicine Dietetics-Nutrition and Electrolysis Committee.

A copy of the agenda may be obtained by contacting: Gwyn Willis at (850)245-4131, [Gwyn\\_Willis@doh.state.fl.us](mailto:Gwyn_Willis@doh.state.fl.us).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Gwyn Willis at (850)245-4131 or [Gwyn\\_Willis@doh.state.fl.us](mailto:Gwyn_Willis@doh.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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The **Board of Medicine**, Surgical Care and Quality Assurance Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 1, 2009, 5:30 p.m. or soon thereafter. Committee meetings may be cancelled prior to the meeting date. Please check the Board Web Site at [www.flahhealthsource.com](http://www.flahhealthsource.com) for cancellations or changes to the meeting dates or call the Board of Medicine at (850)245-4131 for more information.

PLACE: Hilton Tampa Airport Westshore, 2225 North Lois Avenue, Tampa, FL 33607, (813)877-6688

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the general business of the Board of Medicine Surgical Care and Quality Assurance Committee.

A copy of the agenda may be obtained by contacting: Gwyn Willis at (850)245-4131 or [Gwyn\\_Willis@doh.state.fl.us](mailto:Gwyn_Willis@doh.state.fl.us).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Gwyn Willis at (850)245-4131 or [Gwyn\\_Willis@doh.state.fl.us](mailto:Gwyn_Willis@doh.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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

DATE AND TIME: Friday, October 9, 2009, 8:00 a.m. or as soon thereafter as can be heard

PLACE: Radisson Worldgate Resort, 3011 Maingate Lane, Kissimmee, FL 34747

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the hearing is to address whether the above-referenced proposed regulation is necessary.

A copy of the agenda may be obtained by contacting: Rick Garcia, Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399.

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

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

DATE AND TIME: Friday, October 9, 2009, 9:00 a.m. or as soon thereafter as can be heard

PLACE: Radisson Worldgate Resort, 3011 Maingate Lane, Kissimmee, FL 34747

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the hearing is to discuss the above-referenced proposed regulation.

A copy of the agenda may be obtained by contacting: Rick Garcia, Executive Director, Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, Florida 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 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).

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The **Board of Medicine** and Osteopathic Medicine Pain Management Clinic Standards of Practice Joint Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 25, 2009, 12:00 Noon

PLACE: Marriott Tampa Airport, Tampa International Airport, Tampa, FL 33607. Hotel phone number: (813)879-5151

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss standards of practice for physicians practicing in pain management clinics subject to the provisions of SB 462. 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 at (850)245-4131 for information.

A copy of the agenda may be obtained by contacting: Crystal Sanford at [crystal\\_sanford@doh.state.fl.us](mailto:crystal_sanford@doh.state.fl.us) or call (850)245-4132.

Pursuant to the provisions of 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: Crystal Sanford at [crystal\\_sanford@doh.state.fl.us](mailto:crystal_sanford@doh.state.fl.us) or call (850)245-4132. If you are 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.

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The **Board of Medicine/Board of Pharmacy** Negative Drug Formulary Committee announces a public meeting to which all persons are invited.

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

PLACE: The Orlando Airport Marriott, 7499 Augusta National Drive, Orlando, FL 32822, (407)851-9000.

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting is to discuss whether Levothyroxine Sodium should be removed from the negative drug formulary. Material to be placed on the agenda must be received by September 15, 2009.

Material may be mailed to: Board of Medicine, 4052 Bald Cypress Way, MS #C-03, Tallahassee, FL 32399 or the Board of Pharmacy, 4052 Bald Cypress Way, MS #C-04, Tallahassee, FL 32399, or provided electronically in Adobe PDF format to [Rebecca\\_poston@doh.state.fl.us](mailto:Rebecca_poston@doh.state.fl.us).

The agenda will be available at [www.doh.state.fl.us/mqa/pharmacy](http://www.doh.state.fl.us/mqa/pharmacy) or [www.doh.state.fl.us/medicine](http://www.doh.state.fl.us/medicine) one week prior to the meeting.

For more information, you may contact: Board of Medicine at (850)245-4131 or the Board of Pharmacy at (850)245-4292.

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The **Council of Licensed Midwifery** announces a telephone conference call to which all persons are invited.

DATE AND TIME: Friday, October 2, 2009, 9:00 a.m. or soon thereafter

PLACE: Conference Call: 1(888)808-6959, Conference Code: 2454594

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

A copy of the agenda may be obtained by contacting: Council of Licensed Midwifery, 4052 Bald Cypress Way, Bin #C-06, 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 5 days before the workshop/meeting by contacting: Council of Licensed Midwifery at (850)245-4161. If you are 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.

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The Florida **Department of Health**, Bureau of Radiation Control announces a public meeting to which all persons are invited.

DATE AND TIME: October 13, 2009, 10:00 a.m. – 3:00 p.m.

PLACE: Tampa Airport Marriott, Santa Rosa Room, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Routine meeting of the Advisory Council on Radiation Protection to discuss and make recommendations on or issues relating to the following: radiation protection; radiation dose; recommendations of national radiation organizations and professional societies; radiation requirements of federal agencies; radiation machines; radioactive materials; medical physicists; radiologic technologists and other radiological personnel including scope of practice; educational programs; authorized operator/user/physicist requirements; emergency response and preparedness; environmental monitoring; food irradiation; radiation therapy; electronic brachytherapy; fees; forms; licensure, certification, registration, and examinations; Chapters 64E-3, 64E-4, 64E-5, F.A.C., including medical use of radionuclides and other changes required by the U.S. Nuclear Regulatory Commission; and other business.

A copy of the agenda may be obtained by contacting: Janice Livingston, Bureau of Radiation Control, Bin #C21, 4052 Bald Cypress Way, Tallahassee, FL 32399-1741, (850)245-4266, [Janice\\_Livingston@doh.state.fl.us](mailto:Janice_Livingston@doh.state.fl.us).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 10 days before the workshop/meeting by contacting: Janice Livingston, Bureau of Radiation Control, Bin #C21, 4052 Bald Cypress Way, Tallahassee, FL 32399-1741, (850)245-4266, [Janice\\_Livingston@doh.state.fl.us](mailto:Janice_Livingston@doh.state.fl.us).

fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Janice Livingston, Bureau of Radiation Control, Bin #C21, 4052 Bald Cypress Way, Tallahassee, FL 32399-1741, (850)245-4266, Janice\_Livingston@doh.state.fl.us.

The **Department of Health**, Bureau of Emergency Medical Services announces a public meeting to which all persons are invited.

DATES AND TIMES: September 30, 2009, 8:00 a.m. – 6:00 p.m.; October 1, 2009, 8:00 a.m. – 6:00 p.m.; October 2, 2009, 9:00 a.m. – 1:00 p.m.

PLACE: The Naples Beach Hotel and Golf Club, 851 Gulf Shore Blvd., North, Naples, FL 34102

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the council.

A copy of the agenda may be obtained by contacting: Desi Lassiter at (850)245-4055.

Pursuant to the provisions of 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: If you are 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: Desi Lassiter at (850)245-4055.

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

The **Community Alliance Officer Elections Committee** announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 1, 2009, 9:00 a.m.

PLACE: Conference Call: 1(888)808-6959, Conference Code: 6435106

GENERAL SUBJECT MATTER TO BE CONSIDERED: Officer elections.

A copy of the agenda may be obtained by contacting: Denise Kelly, 210 N. Palmetto Ave., Suite 440, Daytona Beach, FL 32114.

The **Department of Children and Family Services** announces a telephone conference call to which all persons are invited.

DATE AND TIME: September 22, 2009, 1:00 p.m. – 3:00 p.m.

PLACE: Conference Call: 1(888)808-6959, Code: 4883169#

GENERAL SUBJECT MATTER TO BE CONSIDERED: This subcommittee of the Advisory Committee on Economic Security is focused on recommendations to increase participation in public assistance programs in the state.

A copy of the agenda may be obtained by contacting: The ACCESS Florida Headquarters' Office at (850)487-8465.

The **Agency for Persons with Disabilities** announces a public meeting to which all persons are invited.

DATE AND TIMES: September 29, 2009, 2:00 p.m. (CST), Providers; 4:00 p.m. (CST), General Public

PLACE: Charity Chapel, 5820 Montgomery Avenue, Pensacola, Florida 32526

GENERAL SUBJECT MATTER TO BE CONSIDERED: A presentation of information about agency goal initiatives such as the CDC+ expansion, the flexible services benefit, and the development of a plan for individual budgeting ("iBudget Florida") and opportunity for the public to provide comment.

A copy of the agenda may be obtained by contacting: Hilary Brazzell, Agency for Persons with Disabilities, 4030 Esplanade Way, Suite 380, Tallahassee, Florida 32399, (850)488-4877.

Pursuant to the provisions of 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: Annette Zeeb at (850)595-8351. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

#### **FLORIDA HOUSING FINANCE CORPORATION**

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

DATES AND TIME: Wednesday, September 23, 2009; Tuesday, October 6, 2009, 2:00 p.m.

PLACE: Rick Seltzer Conference Room, Suite 6000, Florida Housing Finance Corporation, 227 North Bronough Street, Tallahassee, Florida 32301-1329

GENERAL SUBJECT MATTER TO BE CONSIDERED: The first Review Committee Meeting will be to discuss the proposals and answer questions from the review committee. The second Review Committee Meeting will be to evaluate, score and rank the proposals submitted in response to Florida Housing Finance Corporation's Request for Proposals #2009-05 for Real Estate Brokerage Services.

A copy of the agenda may be obtained by contacting: Sherry Green at (850)488-4197 or sherry.green@floridahousing.org.

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

agency at least 5 days before the workshop/meeting by contacting: Sherry Green at (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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.

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

DATE AND TIME: September 28, 2009, 2:00 p.m.

PLACE: Florida Housing Finance Corporation, Sixth Floor, Seltzer Room, 227 North Bronough Street, Tallahassee, FL 32301. The meeting will be accessible via phone at 1(888)808-6959, Conference Code #7884197

GENERAL SUBJECT MATTER TO BE CONSIDERED: To receive comments and suggestions from interested persons relative to the methodology to be used regarding the implementation of a Request for Proposals utilizing available HOME funds in conjunction with Florida Housing's Multifamily Mortgage Revenue Bonds.

A copy of the agenda may be obtained by contacting: Blake Carson-Poston at (850)488-4197 or by viewing the FHFC website: [www.floridahousing.org](http://www.floridahousing.org).

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

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#### **FISH AND WILDLIFE CONSERVATION COMMISSION**

The Florida **Fish and Wildlife Conservation Commission, Division of Law Enforcement**, Boating and Waterways Section announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, September 18, 2009, 8:00 a.m. – 11:00 a.m.

PLACE: Bryant Building, 620 South Meridian Street, Room G52, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Evaluation Committee for the Boating Infrastructure Grant (BIG) Program will meet to score applications submitted.

For a copy of the agenda and to obtain additional information, email: [BIGP@MyFWC.com](mailto:BIGP@MyFWC.com) or call (850)488-5600.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: ADA Coordinator at (850)488-6411. If you are hearing or speech impaired, please contact: Fish and Wildlife Conservation at (850)488-9542. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The Florida **Fish and Wildlife Conservation Commission** announces a workshop to which all persons are invited.

DATE AND TIME: October 1, 2009, 9:00 a.m. – 4:00 p.m.

PLACE: This workshop will be conducted using video conferencing equipment (communications media technology) with access points at the following locations (all of which are normally open to the public). FWC Headquarters, Farris Bryant Building, 620 South Meridian Street, Tallahassee, FL 32399, (850)488-4676; FWRI Wildlife Research Lab, 1105 S.W. Williston Road, Gainesville, FL 32601, (386)758-0525; The Fish and Wildlife Research Institute, 100 8th Avenue, S.E., St. Petersburg, FL 33701, (727)896-8626; South Regional Office, 8535 Northlake Blvd., West Palm Beach, FL 33412, (561)625-5122

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission is considering revising Rule 68A-1.004 and Chapter 68A-27, F.A.C., rules relating to species classified as Candidate Species, Endangered Species, Threatened Species and Species of Special Concern and considering proposing additional rules related to endangered and threatened species as part of the ongoing effort to develop a new imperiled species listing process.

A copy of the agenda may be obtained by contacting: Caly Murphy at (850)488-3831, 620 South Meridian Street, MS #2A, Tallahassee, FL 32399; please also use this contact information to submit written or other physical evidence which you intend to offer as part of the record during 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 5 days before the workshop/meeting by contacting: ADA Coordinator, see numbers listed above. If you are 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: Caly Murphy, 620 South Meridian Street, MS #2A, Tallahassee, FL 32399, (850)488-3831.

**FINANCIAL SERVICES COMMISSION**

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: December 8, 2009, 9:00 a.m. during a regular meeting of the Financial Services Commission

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Final Public Hearing on the adoption of proposed amendments to Chapter 690-156, F.A.C.; Part 1, published on June 19, 2009 in Vol. 35, No. 24, has been rescheduled from September 15, 2009 to December 8, 2009.

A copy of the agenda may be obtained by contacting: Governor and Cabinet Website at <http://www.myflorida.com/myflorida/cabinet/mart.html>. The agenda should be available approximately one week before the cabinet meeting.

**SOIL AND WATER CONSERVATION DISTRICTS**

The **Collier Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: 3rd Thursday of each month, 8:30 a.m.

PLACE: 14700 Immokalee Rd., Naples, FL 34120

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly Business Meeting.

The **South Dade Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: September 17, 2009 9:30 a.m.

PLACE: USDA Building, 1450 N. Krome Ave., Suite #104, Florida City, FL 333034

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Agenda items for presentation to Board of Supervisors: District, MIL Lab, Nursery BMP Lab projects and reports.

A copy of the agenda may be obtained by contacting: Norma H. Wilson at (305)242-1288.

For more information, you may contact: Morgan Levi, Administrator at (305)242-1288.

The **Madison Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: September 21, 2009, 8:15 a.m.

PLACE: USDA-NRCS Office, 1416 U.S. 90 E., Madison, FL 32340

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.

A copy of the agenda may be obtained by contacting: Doris Newman at (850)973-6596.

The **Hendry Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: September 24, 2009, 1:00 p.m.

PLACE: Dallas B. Townsend Agriculture Building, 1085 Pratt Blvd., LaBelle, Florida 33935

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular scheduled board meeting with special item from AFCD Michele Thatcher for Supervisor Training.

A copy of the agenda may be obtained by contacting: Barbara Tillis at (863)674-4160.

The **Hendry and Glades Soil and Water Conservation District** announces a workshop to which all persons are invited.

DATE AND TIME: September 24, 2009, 1:00 p.m.

PLACE: 1085 Pratt Blvd., Labelle, FL 33975

GENERAL SUBJECT MATTER TO BE CONSIDERED: Supervisor Training.

A copy of the agenda may be obtained by contacting: Michelle Thatcher at (407)310-1744.

**PASCO-PINELLAS AREA AGENCY ON AGING**

The **Area Agency on Aging of Pasco-Pinellas** announces a public meeting to which all persons are invited.

DATE AND TIME: September 21, 2009, 9:30 a.m.

PLACE: Sunshine Christian Homes, 5250 Whippoorwill Drive, Holiday, FL 34690

GENERAL SUBJECT MATTER TO BE CONSIDERED: Items related to Area Agency on Aging of Pasco-Pinellas business and Board of Directors oversight.

A copy of the agenda may be obtained by contacting: Elizabeth Laubach at (727)570-9696.

Pursuant to the provisions of 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. If you are 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: Elizabeth Laubach at (727)570-9696.

**FLORIDA INDEPENDENT LIVING COUNCIL, INC.**

The **Florida Independent Living Council, Inc.** announces a telephone conference call to which all persons are invited.

MEETING: Statute Review

DATE AND TIME: Tuesday, September 22, 2009, 10:00 a.m. (EST)

PLACE: 1416 N. Adams Street, Tallahassee, Florida 32303

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the council.

**COMMITTEE AND TASK FORCE MEETINGS:** Please note that committees and task forces of the Florida Independent Living Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting. Persons who want to be notified of such meetings may request to be put on the mailing list for such notices by writing to Molly Gosline at the council address.

A copy of the agenda may be obtained by contacting: Florida Independent Living Council, 1416 N. Adams Street, Tallahassee, Florida 32303 (850)488-5624 or Toll Free 1(877)822-1993. The Agenda will provide conference call in number and conference code.

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

**H. LEE MOFFITT CANCER CENTER AND RESEARCH INSTITUTE, INC.**

The **H. Lee Moffitt Cancer Center and Research Institute** announces a public meeting to which all persons are invited.

**DATE AND TIME:** September 22, 2009, 11:30 a.m.

**PLACE:** Stabile Trustees Board Room, 12902 Magnolia Drive, Tampa, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct the general business of the Joint Finance and Planning Committee.

A copy of the agenda may be obtained by contacting: Barbara Sawyer, Administration, Moffitt Cancer Center, 12902 Magnolia Drive, SRB-ADM, Tampa, FL.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 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).

The **H. Lee Moffitt Cancer Center and Research Institute, Inc.** announces a public meeting to which all persons are invited.

**DATE AND TIME:** September 22, 2009, 1:30 p.m.

**PLACE:** Stabile Trustees Board Room, 12902 Magnolia Drive, Tampa, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To conduct the general business of the Board of Directors.

A copy of the agenda may be obtained by contacting: Lori Payne, Administration, Moffitt Cancer Center, 12902 Magnolia Drive, SRB-ADM, 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 2 days before the workshop/meeting by contacting: Lori Payne. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**FLORIDA LEAGUE OF CITIES, INC.**

The **Florida Municipal Insurance Trust** announces a public meeting to which all persons are invited.

**DATE AND TIME:** Friday, September 25, 2009, 8:00 a.m.

**PLACE:** Four Seasons, 2800 South Ocean Blvd., Palm Beach, FL, (561)582-2800

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Business meeting of the Board of Trustees.

A copy of the agenda may be obtained by contacting: Linda Bridges, Florida League of Cities, Inc., Tallahassee, FL, (850)222-9684.

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, September 25, 2009, 10:00 a.m.

**PLACE:** Law Offices of Bryant Miller Olive, One Biscayne Tower, Suite 1480, 2 South Biscayne Boulevard, Miami, Florida

**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 from the Commission's website: [www.ssgfc.com](http://www.ssgfc.com).

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

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

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

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**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 Catherine Adolf, Petitioner/Unit Owner, In Re: 2080 Ocean Drive Condominium Association, Inc. on March 25, 2009. The following is a summary of the agency's declination of the petition:

The Division declined to issue an order because the Division does not have jurisdiction to interpret vague or ambiguous provisions in the governing documents; or in events that have already taken place; or where there are parties who will be affected by the decision who are not parties to the proceeding.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Division Clerk, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

Please refer all comments to: Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

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NOTICE IS HEREBY GIVEN THAT on August 20, 2009, the Florida Real Estate Appraisal Board has issued an order disposing of the petition for declaratory statement filed by Nanette Johnson-Smith on May 20, 2009. The following is a summary of the agency's disposition of the petition:

The Notice of Petition for Declaratory Statement was published in Vol. 35, No. 26, of the July 2, 2009, Florida Administrative Weekly. Petitioner sought the Board's interpretation of Section 475.611(1)(h), Florida Statutes, entitled "Definitions." Petitioner sought to know whether her licensure as a certified residential real estate appraiser authorized her to appraise "Condo-tels." The Florida Real Estate Appraisal Board considered the Petition at its meeting held on August 4, 2009, in Orlando, Florida. The Board's Order, filed on August 20, 2009, denied the petition on the grounds that it was not in substantial compliance with the provisions of Section 120.565, F.S., and Chapter 28-105, F.A.C.

A copy of the Order Disposing of the Petition for Declaratory Statement may be obtained by contacting: Thomas W. O'Bryant, Jr., Deputy Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801.

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**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."

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**DEPARTMENT OF HEALTH**

The Board of Opticianry hereby gives notice of the issuance of an Order regarding the Petition for Declaratory Statement for Charles L. Harrup, filed on February 3, 2009. The Notice of Petition for Declaratory Statement was published in Vol. 35, No. 10, of the March 13, 2009, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on June 1, 2009. 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 declines to issue a declaratory statement because Section 484.012, Florida Statutes, is clear as written.

A copy of the Board's Order may be obtained by contacting: Sue Foster, Executive Director, Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

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The Board of Opticianry hereby gives notice of the issuance of an Order regarding the Petition for Declaratory Statement for Anthony D. Record, filed on February 3, 2009. The Notice of Petition for Declaratory Statement was published in Vol. 35, No. 10, of the March 13, 2009, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on June 1, 2009. The petition inquired as to disciplinary actions taken when records are not readily available to clients when an optician is deceased.

The Board declines to issue a declaratory statement because Rule 64B12-10.006, Florida Administrative Code, is clear regarding the optician's obligations regarding prescription files.

A copy of the Board's Order may be obtained by contacting: Sue Foster, Executive Director, Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

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The Board of Opticianry hereby gives notice of the issuance of an Order regarding the Petition for Declaratory Statement for Anthony D. Record, filed on February 3, 2009. The Notice of Petition for Declaratory Statement was published in Vol. 35, No. 10, of the March 13, 2009, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public

meeting held on June 1, 2009. The petition 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 declines to issue a declaratory statement because Section 484.006(3), Florida Statutes, is clear about the "sale" of spectacles for reading purposes, and Sections 484.002 and 484.012, Florida Statutes, are clear as to the scope of practice of opticianry.

A copy of the Board's Order may be obtained by contacting: Sue Foster, Executive Director, Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

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The Board of Opticianry hereby gives notice of the issuance of an Order regarding the Petition for Declaratory Statement for Anthony D. Record, filed on February 3, 2009. The Notice of Petition for Declaratory Statement was published in Vol. 35, No. 10, of the March 13, 2009, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on June 1, 2009. The petition seeks the Board's guidance regarding Section 484.012, Florida Statutes. Specifically, whether the written prescription that is required to be kept on files means only the original prescription or whether various types of copies would fulfill the requirements.

The Board declines to issue a declaratory statement because Section 484.012, Florida Statutes, is clear about copies of prescriptions.

A copy of the Board's Order may be obtained by contacting: Sue Foster, Executive Director, Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

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The Board of Opticianry hereby gives notice of the issuance of an Order regarding the Petition for Declaratory Statement for Anthony D. Record, filed on February 3, 2009. The Notice of Petition for Declaratory Statement was published in Vol. 35, No. 10, of the March 13, 2009, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on June 1, 2009. The petition seeks the Board's guidance regarding the clause "optical dispensing" as used in Section 484.002(9), Florida Statutes.

The Board declines to issue a declaratory statement because Section 484.002(9), Florida Statutes, is clear that an optician can interpret but not alter a prescription.

A copy of the Board's Order may be obtained by contacting: Sue Foster, Executive Director, Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

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The Board of Opticianry hereby gives notice of the issuance of an Order regarding the Petition for Declaratory Statement for Anthony D. Record, filed on February 3, 2009. The Notice of Petition for Declaratory Statement was published in Vol. 35, No. 10, of the March 13, 2009, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on June 1, 2009. The petition seeks the Board's guidance about several issues relating to Section 484.002(9), Florida Statutes, regarding optical dispensing.

The Board declines to issue a declaratory statement because Section 484.002(9), Florida Statutes, is clear regarding this question.

A copy of the Board's Order may be obtained by contacting: Sue Foster, Executive Director, Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

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NOTICE IS HEREBY GIVEN THAT the Board of Opticianry has declined to rule on the petition for declaratory statement filed by Miguel R. Rodriguez on December 12, 2008. The following is a summary of the agency's declination of the petition:

The Notice of Petition for Variance or Waiver was published in Vol. 35, No. 4, of the January 30, 2009, Florida Administrative Weekly. The Board considered the Petition at a duly-noticed public meeting held on February 9, 2009. The Board's Order, filed on March 2, 2009, denies the Petition for Variance or Waiver of Rule 64B12-9.016, Florida Administrative Code. The Board finds that the Petitioner has not established that the purpose of the underlying statute, Section 484.007(1)(d)2., Florida Statutes, would be met were he granted a variance or waiver from Rule 64B12-9.016, Florida Administrative Code. Further, the Petitioner failed to establish that the Board's application of Rule 64B12-9.016, Florida Administrative Code, to his circumstances would violate the principles of fairness and would impose a substantial hardship on him.

A copy of the Order Declining of the Petition for Declaratory Statement may be obtained by contacting: Sue Foster, Executive Director, Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258.

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**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 STATE**

Procurement bid and meeting notices

The Department of State purchasing office, in accordance with Section 120.525 F.S., hereby notices interested parties that procurement related public meeting notices, formal solicitations and request for information shall be posted within the Vendor Bid System (VBS) and not by re-advertised in the Florida Administrative Weekly. Amendments, addenda and meeting notice timeline changes shall also post with the VBS. The VBS may be accessed at: [http://vbs.dms.state.fl.us/vbs/main\\_menu](http://vbs.dms.state.fl.us/vbs/main_menu).

**DEPARTMENT OF EDUCATION**

Notice of Bid

The University of Florida, Purchasing and Disbursement Services will receive sealed bids for the following: ITB10MB-112, Elevator Maintenance Cancer Center Genetics Research Complex, estimated budget: TBD, to be opened October 2, 2009, 2:00 p.m., 101 Elmore Hall, Radio Road, Gainesville, FL. Scope of work: Includes all labor, material, parts devices, equipment, permits, taxes, licenses, insurance, diagrams and as-built, and manuals necessary for modification of passenger and/or freight elevator(s), with non-proprietary parts. All work to be performed in accordance with the most recent applicable edition of National Safety Codes for Elevators as applicable. Barrier free code as pertaining to passenger elevators, the American Disabilities Act (ADA), national electrical code and any State, local codes or University of Florida Standards as may be applicable. Mandatory pre-bid meeting will be held September 17, 2009, 2:00 p.m., in 101 Elmore Hall, Radio Road, Gainesville, FL.

Questions should be directed to: Lisa Pennington at [lpenn@ufl.edu](mailto:lpenn@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 at [purchasing@ufl.edu](mailto:purchasing@ufl.edu) or (352)392-1331, within three (3) days of the event.

Professional Services for Engineering Services

The Florida School for The Deaf and The Blind (FSDB) announces that professional services are required for the project listed below.

PROJECT NAME: Campus Infrastructure, Bulkhead

PROJECT LOCATION: Florida School for the Deaf and the Blind, 207 San Marco Avenue, St., Augustine, FL 32084

SERVICES TO BE PROVIDED: Engineering services for a retaining wall to stabilize the FSDB campus shoreline to protect the FSDB Campus Systems Infrastructure and prevent future erosion. The retaining wall design shall take into account all existing features, existing utilities, existing and planned water quality systems. All construction documents shall be prepared and permitted in accordance with St. Johns Water Management District and U.S. Corp of Engineers.

Construction bidding services shall be provided for construction. The project shall conform to the FSDB construction standards and the campus values use of substantial design.

PROJECT NUMBER: FSDB – 20100002

PROJECT BUDGET: \$6,000,000.00

CONSTRUCTION BUDGET: \$5,000,000.00

FSDB PROJECT MANAGER: Steve Armstrong

PHONE NUMBER: (904)827-2363

RESPONSE DUE DATE/TIME: Monday, October 5, 2009 by 3:00 p.m.

INSTRUCTIONS FOR SUBMITTAL: Firms interested in being considered for this project should access [www.fldb.k12.fl.us](http://www.fldb.k12.fl.us) Administrative Information – Business Services – Construction Services – Selection Info – Selection of Architect/Engineering Firms.

**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.”

**REGIONAL PLANNING COUNCILS**

**REQUEST FOR PROPOSALS – “CONTRACT FOR BICYCLE PEDESTRIAN MASTER PLAN” LEE COUNTY METROPOLITAN PLANNING ORGANIZATION**

Proposals for this service must be received by the Lee County Metropolitan Planning Organization (MPO), 1926 Victoria Avenue, Fort Myers, Florida 33901, by 3:00 p.m. (Local Time), Friday, October 9, 2009. Lee County MPO reserves the right to reject any or all proposals.

SCOPE OF SERVICES: The Lee County MPO is soliciting responses to this request for proposal, which is issued for the purpose of selecting one consulting firm to be retained under a contract from the execution date through December 31, 2010. The firm shall be responsible for knowledge of the compliance with all relevant local, state, and federal laws and regulations, and shall be capable of providing the services described in the scope. The project includes the development of a Bicycle/Pedestrian Master Plan that will identify the bicycle and pedestrian improvements that are needed on all of the arterials and collectors in Lee County. The project will include the identification of all of the existing bicycle/pedestrian facilities and determine recommendations on developing consistent policies and procedures for developing the facilities that are needed. The study will also recommend what the MPO should be doing to encourage walking and biking to reduce congestion. Finally, the study will identify a prioritized bicycle/pedestrian project list that includes all of the costs necessary to develop a safe interconnected system of bicycle and pedestrian facilities throughout the County.

INVITATION TO PROPOSE: The program hereby solicits proposals for selection of a Consultant to propose a Bicycle Pedestrian Master Plan to the Lee County MPO. Award will be made to respondent whose proposal is deemed by the Program to be most beneficial, all factors considered.

REQUEST FOR PROPOSALS (RFP) INFORMATION AND INSTRUCTION (HOW TO APPLY): A Request for Proposals document may be obtained by contacting, in writing, Ms. Meghan Marion, Lee MPO Designee, 1926 Victoria Avenue, Fort Myers, Florida 33901, (239)338-2550, ext. 219, Fax: (239)338-2560 or by email: [mmarion@swfrpc.org](mailto:mmarion@swfrpc.org). Materials will be sent by email or standard mail to the requestor within two business days. All requests for clarification or additional information on the RFP must be submitted in writing to the same address as above by no later than 5:00 p.m., September 29, 2009. Proposals must then be received by the Lee County MPO, 1926 Victoria Avenue, Fort Myers, Florida 33901, by 3:00 p.m. (Local Time), Friday, October 9, 2009.

This public notice was posted in the lobby of the offices of: Southwest Florida Regional Planning Council and the Lee County MPO, 1926 Victoria Avenue, Fort Myers, Florida 33901, on Friday, September 4, 2009. The Lee County MPO does not discriminate based on age, race, color, sex, religion, national origin, disability or marital status. Qualified minority-owned, women-owned or disadvantaged business enterprises are encouraged to apply.

**EXPRESSWAY AUTHORITIES**

**REQUEST FOR PROPOSALS TO PERFORM WAGE, SALARY AND COMPENSATION SURVEY CONTRACT NO. 000654**

The Orlando-Orange County Expressway Authority (Authority) requires the services of a qualified personnel management contractor to perform a review of the Authority’s existing employee classification plan, perform a salary survey and provide recommendations to update the existing pay plan schedule. Any firm wanting to be considered by the Authority should contact” Claude Miller at (407)690-5371, ([millerc@oocea.com](mailto:millerc@oocea.com)) for a Request for Proposal (RFP) package.

QUALIFICATION REQUIREMENTS AND RESPONSE EVALUATION: Proposer shall have a minimum of five (5) years experience in performing wage, salary and compensation surveys for the public or private sector. Proposers must show they have the ability to provide the personnel necessary throughout the duration of the contract and are willing to meet the requirements of the Authority in personnel, performance, training and all other areas mentioned in the RFP.

Proposers that are corporations must be registered to do business in Florida, prior to the submittal of the Proposal. The Authority will evaluate and determine the relative ability of each Proposer to perform the required services based upon the information provided by the Proposer in response to the RFP.

NON-SOLICITATION PROVISION: From the first date of publication of this Notice, no person may contact any Authority Member, Officer, Employee, or any evaluation committee member, with respect to this Notice or the services to be provided, except as related to the submittal requirements

detailed in the RFP. Reference is made to the lobbying guidelines of the Authority for further information regarding this Non-Solicitation Provision.

**SCOPE OF SERVICES MEETING:** The Authority will convene a Scope of Services meeting for interested firms on September 29, 2009. The meeting will begin at 10:00 a.m. (Orlando Local Time), Authority's Headquarters office, 4974 ORL Tower Road, Orlando, Florida 32807. The purpose of the meeting will be to discuss requirements of the project in an open forum. Although not mandatory, attendance at the meeting is highly recommended.

**PROPOSAL DUE DATE:** Proposals will be received by the Authority until 3:00 p.m. (Orlando Local Time), October 14, 2009. Proposals delivered or received after that time and date will be disqualified.

**CODE OF ETHICS:** All firms selected to work with the Authority are required to comply with the Authority's Code of Ethics, a copy of which is available on the Authority's web site: [www.ocea.com](http://www.ocea.com).

**EQUAL OPPORTUNITY STATEMENT:** The Orlando-Orange County Expressway Authority, in accordance with the provisions of Title VI and Title VII of the Civil Rights Act of 1964, as amended, prohibits discrimination on the basis of race, color, sex, national origin, age, religion and disability. The Authority hereby notifies all Proposers and individuals that it requires and encourages equal employment opportunity for minority and women as employees in the workforce.

**MINORITY/ WOMEN/ DISADVANTAGED BUSINESS ENTERPRISE PARTICIPATION:** The Orlando-Orange County Expressway Authority hereby notifies all Proposers and individuals that it will require affirmative efforts be made to ensure participation of local minority and women business enterprises on contracts awarded by the Authority.

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#### INVITATION TO BID

MDX PROCUREMENT/CONTRACT NO.: ITB-10-05

MDX PROJECT/SERVICE TITLE: CONCRETE COATING FOR SR 924 BRIDGES AND SYSTEMWIDE BARRIER WALLS

The Miami-Dade Expressway Authority (MDX) is soliciting Bids from qualified firms to provide concrete coating for SR 924 bridges and systemwide barrier walls. A Pre-Bid conference is scheduled for September 9, 2009, 10:00 a.m. (Eastern Time),

For a copy of the ITB with information on the Scope of Services, Pre-qualification and submittal requirements free of charge, please logon to MDX's Website: [www.mdxway.com](http://www.mdxway.com) to download the documents under "Doing Business with MDX, or call MDX's Procurement Department at (305)637-3277 for assistance. Note: In order to download any MDX solicitation,

you must first be registered as a Vendor with MDX. This can only be facilitated through MDX's Website: [www.mdxway.com](http://www.mdxway.com) under "Doing Business with MDX: Vendor Registration". The deadline for submitting Bids in response to this ITB is October 6, 2009 by 2:00 p.m. (Eastern Time)

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#### 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."

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#### NOTICE OF INVITATION TO BID

BID NO. BDC 28-09/10

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Construction is soliciting formal competitive bids from certified or registered contractors licensed to work in the jurisdiction for the project listed below:

**PROJECT NAME:** Highland Hammock State Park-Road Improvements

**SCOPE OF WORK:** The Contractor shall furnish all labor, material, equipment and supervision to construct a new equestrian campground (work area 4 as indicated in the construction documents) including but not limited to site work, utilities, buildings and all items associated with work area 4. The contractor shall provide all labor, materials, equipment and supervision necessary to construct a new day use area (work areas 5-7 as indicated in the construction documents) including but not limited to site work, utilities, buildings and all items associated with work areas 5-7. Pursuant to Executive Order 07-126 and Section 255.252(3), F.S. the Department requires the proposed project be designed and constructed in accordance with green building standards where applicable.

**PROJECT BUDGET:** \$350,000.00

**PARK LOCATION:** Highlands Hammock State Park, 5931 Hammock Road, Sebring, Florida in Highlands County

**PROJECT MANAGER:** Hubert Baxter, Architect, Bureau of Design and Construction, Alfred B. Maclay Gardens State Park, 3540 Thomasville Road, Tallahassee, Florida 32309, (850)488-5372, Fax: (850)488-3537.

**MINORITY BUSINESS REQUIREMENT:** The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

**PREQUALIFICATION:** When the total Bid including Alternates exceeds \$200,000, each Bidder whose field is governed by Chapter 399, 455, 489 or 633, Florida Statutes, for licensure or certification, must submit the following prequalification data of their eligibility to submit bids 240 hours (10 days) PRIOR TO the Bid Opening date, unless the Bidder has been previously qualified by the Department of Environmental Protection for the current biennium (July 1-June 30) of odd numbered years in accordance with subsection 60D-5.004(2), F.A.C., as evidenced by a letter from DEP to the Bidder, which letter shall be presented to DEP upon request. If the Department requires clarification or additional information, Bidder shall submit such information by 120 hours (5 days) prior to Bid Opening. Material submitted after those deadlines shall disqualify the Bidder.

**INSTRUCTIONS:** Any firm desiring a Project Manual for this project may obtain a copy by writing to the address or calling the telephone number below. A Compact Disk (CD) containing the plans and specifications will be available on September 11, 2009, Highlands Hammock State Park, 5931 Hammock Road, Sebring, Florida 33872, Attention: Peter Anderson, Park Manager, (863)386-6094, Fax: (863)386-6095.

**ADA REQUIREMENTS:** Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact: Michael Renard, Bureau of Design and Construction, (850)488-5372 at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact: Florida Relay Services by calling 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**BID SUBMITTAL DUE DATE:** No later than 2:30 p.m. (ET), Tuesday, October 6, 2009 to the below address: Florida Department of Environmental Protection, Bureau of Design and Construction, 3540 Thomasville Road, Tallahassee, Florida 32309, Attention: Michael Renard, Construction Projects Administrator, Bureau of Design and Construction, (850)488-5372. The Department reserves the right to reject any or all bids.

**BID POSTING DATE:** No later than 2:00 p.m. (ET), Tuesday, October 13, 2009, unless extended by the Department for good cause.

**NOTICE OF RIGHTS:** Notice of Intent to Protest the Bid Specifications must be filed with (received by) the Agency Clerk, Lea Crandall, Department of Environmental Protection, Office of General Counsel, MS #35, 3900 Commonwealth Blvd., Tallahassee FL 32399-3000, (850)245-2242, Fax: (850)245-2303, Lea.Crandall@dep.state.fl.us during the

72-hour period after Bid Specifications are posted on the Vendor Bid System. Failure to file a Notice of Intent to Protest or a formal, written Protest in accordance with Chapter 28-110, F.A.C., within ten days after the 72-hour period ends, as prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of your right to an administrative hearing on the Bid Specifications under Chapter 120, Florida Statutes. Rules for bid protests can be found in Sections 120.569 and 120.57, F.S., and Chapter 28-110, Florida Administrative Code. A bid protester shall comply with these statutes and rules.

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**ADVERTISEMENT FOR BIDS**

**BIDS ARE REQUESTED FROM QUALIFIED CONTRACTORS BY THE FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION FOR THE CONSTRUCTION OF:**

**PROJECT NO:** FWC 09/10-14  
**PROJECT NAME:** MILLER OXBOW RESTORATION  
**PROJECT LOCATION:** FT. PIERCE, ST. LUCIE COUNTY, FLORIDA

**FOR:**

Work on this proposed Contract comprises regarding and planting with native grasses access road and staging area, excavating approximately 2,690 cubic yard of spoil sediment (mostly fine sand), hauling and disposal of spoil sediment, providing and placing Coquina boulders rip-rap over filter cloth, stabilizing side slopes with natural jute fabric and planting native species.

**QUALIFICATION:**

Each bidder whose field is governed by Chapters 399, 455, 489 and 633, Florida Statutes for licensure or certification must submit qualification data of their eligibility to submit proposals with their bid.

**PRE-BID CONFERENCE:**

A non-mandatory pre-bid conference has been scheduled for 10:00 a.m. (EDT), Thursday, September 10, 2009, Ft. Pierce (St. Lucie County, FL 34981) at the State Park parking lot at the south end of Lewis St. (off of Edwards Rd.), (772)215-9217.

**REQUIRED BONDS:**

Bids shall be accompanied by a bid guarantee of not less than five (5) percent of the amount of the bid. After award of Contract, a 100% Performance Bond and a 100% Labor and Material Payment Bond Will be required.

Sealed bids will be received, publicly opened and read aloud on:

DATE AND TIME: October 2, 2009, 3:00 p.m. (EDT)

PLACE: Purchasing Office, Room 364, Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)488-3427

**PROPOSAL:**

Bids must be submitted in full accordance with the requirements of the Drawings, Specifications, Bidding Conditions and Contractual Conditions.

**BID PACKAGE:**

Bid documents shall be obtained from the Commission, upon payment of \$50.00, non-refundable, for one set. The payment envelope **MUST** be plainly marked on the outside with the bid number. The bid package will be sent overnight upon receiving payment by the above-mentioned Purchasing Office. Provide contact information, phone and fax number, as well as complete return address. **DO NOT PROVIDE POST OFFICE BOX FOR RETURN ADDRESS.**

or by downloading at no cost from:

[http://vbs.dms.state.fl.us/vbs/search.criteria\\_form](http://vbs.dms.state.fl.us/vbs/search.criteria_form)  
search for Number: FWC 09/10-14.

**CONTACT PERSON:**

Direct questions to the Project Director:

Jeff Beal

FFWCC Marine/Estuarine Subsection

Marine Habitat Coordinator East Central Region

HBOI/FAU 5600 US 1 N

Ft. Pierce, FL 34946

Office: (772)465-2400 x561

Cell: (772)215-9217

e-mail: [jeff.beal@myfwc.com](mailto:jeff.beal@myfwc.com)

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**FLORIDA ALLIANCE FOR ASSISTATIVE SERVICES AND TECHNOLOGIES**

**REQUEST FOR PROPOSALS (RFP #10-SFRDC)**

FAAST South Florida Regional Demonstration Center Project  
The Florida Alliance for Assistive Services and Technology, Inc. (FAAST) is pleased to announce that we are seeking applications/request for proposals within the South Florida region to establish a FAAST South Florida Regional Demonstration Center Project.

Disability organizations, not-for-profit and for-profit agencies, universities, community colleges, and other interested parties may submit proposals in response to this RFP. FAAST will provide funds for a period not to exceed 10 months for fiscal support of this RFP for the first year of the project.

Standard Contract Funding: \$98,000. Possible additional amendments to standard contract may include additional years and funds for AT Device Loan Program up to \$20,000 and funds for a Device Repair/Refurbishing Program up to \$15,000.

Copies of this RFP can be downloaded from the FAAST website: [www.faaast.org](http://www.faaast.org) or copies may be requested by email: [info@faast.org](mailto:info@faast.org) or hard copy by contacting: FAAST at 1(888)788-9216, (850)487-3278, Fax: (850)487-2805, 325 John Knox Rd., Bldg. 400, Suite 402, Tallahassee, FL 32303.

The deadline for submitting optional letters of intent with written questions for this RFP is September 30, 2009, by 5:00 p.m. (EST). Letters of intent are encouraged but not mandatory. Letters of Intent will be accepted by Fax, email, U.S. mail, commercial carrier, or hand delivered to the FAAST headquarters.

All answers to written questions will be posted on the FAAST website during the week of October 5, 2009. The deadline for submitting proposals for this RFP to FAAST is October 26, 2009 by 5:00 p.m. (EST).

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**NORTHWEST FLORIDA AGREA AGENCY ON AGING, INC.**

**REQUEST FOR INFORMATION (RFI) BY THE  
NORTHWEST FLORIDA AREA AGENCY ON AGING,  
INC. AGING RESOURCE CENTER FOR PSA 1  
5090 COMMERCE PARK CIRCLE  
PENSACOLA, FLORIDA 32505**

- I. Statement of Purpose: By distribution of this RFI, the Northwest Florida Area Agency on Aging, Inc./Aging Resource Center for PSA 1, solicits from qualified parties letters of interest in providing the following direct services to Older Americans Act consumers 60+ years of age in Escambia, Santa Rosa, Okaloosa and Walton Counties. Services to be delivered may include: homemaker, chore, respite, companionship, shopping assistance, outreach, transportation, congregate meal sites and home bound meal delivery. To ensure continuity and coordination of service delivery, as well as to enhance the consumers' access to services, only one contractor will be selected in each county. Interested parties should indicate the county or counties they wish to serve.

- II. Qualifications of potential bidders: A responding entity must be incorporated as either a for-profit or a not-for-profit business in the State of Florida and have an annual audit exhibiting sound financial practices. A ten percent match of federal dollars is required.
- III. Contract period is January 1, 2010, through December 31, 2013.
- IV. Funding source for this program is the Older Americans Act (as amended 2006). Project continuity is contingent upon allocation of funds by the U. S. Congress and the Florida Legislature.
- V. Time Limit for RFI: September 18, 2009 by 5:00 p.m. An agency’s failure to reply in writing on or before this date shall constitute a “not interested” response. All written response should be sent certified mail to the attention of Linda Torres.
- VI. Contact Person: Dorothy Peoples, Executive Director, Northwest Florida Area Agency on Aging, Inc., 5090 Commerce Park Circle, Pensacola, FL 32505

VII. Disclaimer: the area agency does not intend to award a contract solely on the basis of this request for information or to otherwise pay either for the information solicited or for any related expenses incurred by respondents.

**PETER R. BROWN CONSTRUCTION, INC.**

Notice of Request for Proposals  
 Florida Department of Health  
 DOH #70664100 Volusia County Health Department New  
 Smyrna Beach Facility Additions  
 Volusia County  
 New Smyrna Beach, FL

Peter R. Brown Construction, Inc. (CGC-061419), the Construction Manager for the Florida Department of Health DOH #70664100 Volusia County Health Dept. New Smyrna Beach Facility Additions hereby solicits sealed proposals for the referenced project in accordance with the proposal documents to include but not limited to the following:

The Scope of Work for this project includes but is not limited to the following:

Base Scope of Work			Alternate Add Scope of Work		
01A	Material Testing	08C	Coiling Counter Doors	02F	Selective Demolition
01B	Construction Facilities	08D	Entrances & Storefronts	07C	Metal Roofing
01F	Construction Waste Management	09A	Stucco	08E	Skylights
01G	Final Cleaning	09B	Drywall Assemblies		
02A	Surveying	09C	Ceramic Wall Tile		
31A	Site Work	09D	Acoustical Ceilings		
32A	Fences & Gates	09G	Reslient Flooring & Accessories		
32C	Landscaping & Irrigation	09M	Painting		
03A	Cast-in-Place Concrete	10B	Signage		
03J	Concrete Polishing	10C	Misc. Accessories		
04A	Masonry	12B	Window Blinds		
05A	Structural Steel	21A	Fire Sprinkler System		
06D	Cabinets	22A	Plumbing System		
07C	Modified Bitumen Roofing	23A	HVAC System		
07D	Joint Sealants	26A	Electrical Systems		
08A	Doors, Frames & Hdwre				

A pre-proposal meeting will be held at 10:30 a.m. (Local Time), Wednesday, October 14, 2009 at the following location:  
 New Smyrna Beach Health Clinic  
 717 Canal Street  
 New Smyrna Beach, FL 32168

Deadline for receipt of All Proposal Packages has been set for 2:00 p.m., October 22, 2009. Only proposals received on or before the time and date listed will be considered. All proposals received after 2:00 p.m., of the day specified above, will be returned unopened.

All interested subcontractors must be pre-qualified or have completed the pre-qualification process within the last year. Subcontractors must submit pre-qualification prior to October 5, 2009 in order to be considered for this project. Pre-qualification information and forms can be obtained through the Peter R. Brown Construction, Inc. website ([www.peterbrownconstruction.com](http://www.peterbrownconstruction.com)) or by contacting: Peter R. Brown Construction, Inc. Estimating Department at (727)535-6407.

Drawings will be available by September 11, 2009. Pre-qualified subcontractors may obtain drawings and specifications through an approved reprographer. Each

pre-qualified subcontractor will be provided the planroom log-in and contact information for the approved reprographer where documents will be available for purchase. Subcontractors are responsible for all printing and shipping costs.

Florida Department of Health and Peter R. Brown Construction, Inc. are committed to provide equal opportunity and strongly encourage all interested M/WBE and SBE firms to submit proposals.

Florida Department of Health and Peter R. Brown Construction, Inc. reserve the right to accept or reject any and all proposals in whole or part and to waive informalities and irregularities.

No verbal instruction or directives will be accepted regarding this project during the proposal period. All instructions or directives must be clarified through written Addenda or Supplements. All questions regarding the work should be directed to the Construction Manager, in writing by October 12, 2009. The Owner and Architect will not accept calls regarding this project.

All future updates regarding this project will be only be posted on Peter R. Brown Construction, Inc. website ([www.peterbrownconst.com](http://www.peterbrownconst.com)).

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## Section XII Miscellaneous

### DEPARTMENT OF COMMUNITY AFFAIRS

#### NOTICE OF FUNDING AVAILABILITY – STATE OF FLORIDA COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) 2008 DISASTER RECOVERY FUNDING

The Department of Community Affairs (DCA) announces the availability of disaster recovery funding in the amount of \$81,063,855, to address needs resulting from federally declared disasters in 2008. This CDBG disaster recovery funding is provided by the U.S. Department of Housing and Urban Development (HUD), as outlined in Federal Register/Vol. 74, No. 29 and Federal Register/Vol. 74, No. 156, and can only be used for Recovery from the federally declared disasters noted in the Federal Register Notices. The federal disaster declarations issued by the Federal Emergency Management Agency (FEMA) cover counties affected by Tropical Storm Fay (FEMA-3288-DR and FEMA-1785-DR), Hurricane Ike (FEMA-3293-DR), and Hurricane Gustav (FEMA-1806-DR). Please note that the Department initially noticed a Draft Action Plan and comment period on the first allocation of funding in the amount of \$17,457,005. However, since that Action Plan was not completed prior to the award of additional funds in the amount of \$63,606,850, and the Action Plan for the additional

funds must be submitted to HUD no later than September 30, 2009, the Department determined that best alternative was to combine the two allocations since they were for recovery from the same weather events.

The State of Florida is required to submit an Action Plan to HUD which reflects proposed uses of the funds for disaster relief, long-term recovery, and restoration of infrastructure, public facilities, housing, and commercial or business areas. Urban Entitlements, Non-Entitlements eligible to participate in the Florida Small Cities Community Development Block Grant (CDBG) Program, and federally recognized Indian Tribes within (or contiguous to) the counties listed in the disaster declarations are eligible to apply for assistance.

The Department used FEMA damage assessment data, which was collected at the county level, to determine counties with the greatest unmet need. Damage assessment data and proposed allocations are reflected in the Draft Action Plan.

HUD has provided alternative Citizen Participation requirements to allow states to expedite the allocation of this funding. Therefore, the state will not conduct a public hearing on the Draft Action Plan. To facilitate the public comment process, the Draft Action Plan is being emailed to local governments and posted to the Department's website: <http://www.floridacommunitydevelopment.org/disasterrecovery.cfm>.

Comments will be accepted from September 2, 2009, through September 26, 2009, and can be hand-delivered, emailed or mailed to the Department.

Attention: CDBG Program

Department of Community Affairs

2555 Shumard Oak Boulevard

Tallahassee, Florida 32399-2100

Telephone: (850)922-6075

Email: [glenn.hodges@dca.state.fl.us](mailto:glenn.hodges@dca.state.fl.us) or [stacie.rolan-toci@dca.state.fl.us](mailto:stacie.rolan-toci@dca.state.fl.us)

The application cycle will be from October 27, 2009 through December 15, 2009. An application workshop will be held on October 27 and 28, 2009. Additional information about the workshop will be provided to all eligible local governments. Should the Department find it necessary to change the application cycle start and end dates, notice will be provided to all eligible local governments and will be posted to the Department's website.

A copy of the application, along with other relevant information, will be provided to eligible local governments and posted to the Department's website. Applicants must certify that no other funding is available to address the proposed activities reflected in the application and must document that

they are directly a result of the 2008 storms. Please contact the Department at the address and telephone number listed above if you have questions.

Florida Small Cities Community  
Development Block Grant Program

The Department of Community Affairs, Florida Small Cities Community Development Block Grant (CDBG) Program, received \$7,530,194 in funding under the American Recovery and Reinvestment Act of 2009 from the U.S. Department of Housing and Urban Development (HUD). In order to receive this supplemental CDBG funding, the Department was required to amend its 2009 Annual Action Plan for the Small Cities CDBG Program. The Action Plan was submitted to HUD in June 2009 and was approved by HUD on August 13, 2009. This Action Plan outlined the distribution of the funding and specified the local governments that would receive funding. Requirements related to the regular Florida Small Cities CDBG Program apply to this funding.

The Department must amend the Action Plan that was approved due to factors that resulted in two local governments not being eligible for the funding. The Department plans to use the same methodology for awarding the grants, which results in two new local governments becoming eligible.

An amended Draft Action Plan is being posted to the Department's website at:

<http://www.floridacommunitydevelopment.org/cdbg/index.cfm>.

Comments on the Draft will be accepted from September 2 through September 28, 2009.

Comments may be submitted by email: Jackie.dupree@dca.state.fl.us or Fax: (850)922-5609. They may also be mailed to:

Florida Small Cities CDBG Program  
Department of Community Affairs  
2555 Shumard Oak Boulevard  
Tallahassee, Florida 32399-2100

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

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

Pursuant to Section 320.642, Florida Statutes, notice is given that Valley Scooters, LLC, intends to allow the establishment of Acme Scooter Inc., as a dealership for the sale of motorcycle manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 358-A Cypress Drive, Tequesta (Palm Beach County), Florida 33469, on or after September 5, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Acme Scooter Inc. are dealer operator(s): David L. Wakefield, 358-A Cypress Drive, Tequesta, Florida 33469; principal investor(s): David L. Wakefield, 358-A Cypress Drive, Tequesta, Florida 33469.

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

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

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

A copy of such petition or complaint must also be sent by U.S. Mail to: John Dikov, Valley Scooters, LLC, 1687 Blythe Island Drive, Brunswick, Georgia 31523.

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 Valley Scooters, LLC, intends to allow the establishment of Electric Cart Company, LLC, as a dealership for the sale of motorcycle manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 5480 US Highway 98 West, Santa Rosa Beach (Walton County), Florida, 32459, on or after September 3, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Electric Cart Company, LLC are dealer operator(s): Thomas B. Waldrop, 5480 US Highway 98 West, Santa Rosa Beach, Florida 32459 and Jonathan C. Waldrop, 5480 US Highway 98 West, Santa Rosa Beach, Florida 32459; principal investor(s): Thomas B. Waldrop, 5480 US Highway 98 West, Santa Rosa Beach, Florida 32459 and Jonathan C. Waldrop, 5480 US Highway 98 West, Santa Rosa Beach, Florida 32459.

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: John Dikov, Valley Scooters, LLC, 1687 Blythe Island Drive, Brunswick, Georgia 31523.

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

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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 Trade Flow Holdings, Inc., intends to allow the establishment of Go Anywhere Scooters, LLC, as a dealership for the sale of motorcycle manufactured by Taizhou Zhongneng Motorcycle Co. Ltd. (ZHNG) at 9050A Navarre Parkway, Navarre (Santa Rosa County), Florida, 32566, on or after September 2, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Go Anywhere Scooters, LLC are dealer operator(s): Jerry Rogers, 6 Indian Bayou Drive, Destin, Florida 32541, principal investor(s): Jerry Rogers, 6 Indian Bayou Drive, Destin, Florida 32541.

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: Leon Li, Trade Flow Holdings, Inc., 7307 Edgewater Drive, Suite H, Oakland, California 94621.

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

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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 JH Global Services Inc., intends to allow the establishment of Sun City Golf Cars, as a dealership for the sale of low-speed vehicles manufactured by JH Global Services Inc. (STAR) at 1605 Sun City Center, Sun City (Hillsborough County), Florida, 33573, on or after September 3, 2009.

The name and address of the dealer operator(s) and principal investor(s) of Sun City Golf Cars are dealer operator(s): Barry Klawans, 1605 Sun City Center, Sun City, Florida 33573; principal investor(s): Barry Klawans, 1605 Sun City Center, Sun City, Florida 33573.

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: Jane Zhang, JH Global Services Inc., 52 Pelham Davis Circle, Greenville, South Carolina 29615.

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

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## **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."

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## **WATER MANAGEMENT DISTRICTS**

### **NOTICE OF INTENDED AGENCY ACTION**

The South Florida Water Management District gives notice of its intent to issue the following Permit with conditions:

Permit No. 43-02355-P (Application No. 080502-13) Langford Landing LLC (Langford Landing) 450 E. Las Olas Blvd., Ste. 1500, Ft. Lauderdale, FL 33301, for issuance of an Environmental Resource Permit to authorize construction and operation of a surface water management system to serve a 53.30 acre residential development, dredging of 6400 cubic yards of submerged material, and the construction of a 60-slip residential docking facility in the St. Lucie River. The project is located in Martin County, Sections 26, 27, 34, 35, Township 37 South, Range 41 East.

The Staff Report setting forth the staff recommendation regarding the permit, including proposed limiting conditions to provide reasonable assurances that the project meets SFWMD statutes and rules, can be obtained by contacting the Regulatory Records Management Section, during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at 3301 Gun Club Road, West Palm Beach, FL 33406, Environmental Resource Regulation Department, (561)682-6911, by e-mail: [permits@sfwmd.gov](mailto:permits@sfwmd.gov) or by accessing the Staff Report directly from the District's website ([www.sfwmd.gov](http://www.sfwmd.gov)) using the Application/Permit Search on the ePermitting page.

As required by Sections 120.569(1), and 120.60(3), Florida Statutes, following is notice of the opportunities which may be available for administrative hearing or judicial review

when the substantial interests of a party are determined by an agency. Please note that this Notice of Rights is not intended to provide legal advice. Not all legal proceedings detailed below may be an applicable or appropriate remedy. You may wish to consult an attorney regarding your legal rights.

**Right to Request Administrative Hearing** – A person whose substantial interests are or may be affected by the South Florida Water Management District's (SFWMD or District) action has the right to request an administrative hearing on that action pursuant to Sections 120.569 and 120.57, Florida Statutes. Persons seeking a hearing on a District decision which does or may determine their substantial interests shall file a petition for hearing with the District Clerk within 21 days of receipt of written notice of the decision, unless one of the following shorter time periods apply: 1) within 14 days of the notice of consolidated intent to grant or deny concurrently reviewed applications for environmental resource permits and use of sovereign submerged lands pursuant to Section 373.427, Florida Statutes; or 2) within 14 days of service of an Administrative Order pursuant to Subsection 373.119(1), Florida Statutes. "Receipt of written notice of agency decision" means receipt of either written notice through mail, or electronic mail, or posting that the District has or intends to take final agency action, or publication of notice that the District has or intends to take final agency action. Any person who receives written notice of a SFWMD decision and fails to file a written request for hearing within the timeframe described above waives the right to request a hearing on that decision.

**Filing Instructions** – The Petition must be filed with the Office of the District Clerk of the SFWMD. Filings with the District Clerk may be made by mail, hand-delivery or facsimile. Filings by e-mail will not be accepted. Any person wishing to receive a clerked copy with the date and time stamped must provide an additional copy. A petition for administrative hearing is deemed filed upon receipt during normal business hours by the District Clerk at SFWMD headquarters in West Palm Beach, Florida. Any document received by the office of the SFWMD Clerk after 5:00 p.m. shall be filed as of 8:00 a.m. on the next regular business day. Additional filing instructions are as follows:

- Filings by mail must be addressed to the Office of the SFWMD Clerk, P. O. Box 24680, West Palm Beach, Florida 33416.
- Filings by hand-delivery must be delivered to the Office of the SFWMD Clerk. Delivery of a petition to the

SFWMD's security desk does not constitute filing. To ensure proper filing, it will be necessary to request the SFWMD's security officer to contact the Clerk's office. An employee of the SFWMD's Clerk's office will receive and file the petition.

- Filings by facsimile must be transmitted to: SFWMD Clerk's Office at (561)682-6010. Pursuant to subsections 28-106.104(7), (8) and (9), Florida Administrative Code, a party who files a document by facsimile represents that the original physically signed document will be retained by that party for the duration of that proceeding and of any subsequent appeal or subsequent proceeding in that cause. Any party who elects to file any document by facsimile shall be responsible for any delay, disruption, or interruption of the electronic signals and accepts the full risk that the document may not be properly filed with the clerk as a result. The filing date for a document filed by facsimile shall be the date the SFWMD Clerk receives the complete document.

Initiation of an Administrative Hearing – Pursuant to Rules 28-106.201 and 28-106.301, Florida Administrative Code, initiation of an administrative hearing shall be made by written petition to the SFWMD in legible form and on 8 and 1/2 by 11 inch white paper. All petitions shall contain:

1. Identification of the action being contested, including the permit number, application number, District file number or any other SFWMD identification number, if known.
2. The name, address and telephone number of the petitioner and petitioner's representative, if any.
3. An explanation of how the petitioner's substantial interests will be affected by the agency determination.
4. A statement of when and how the petitioner received notice of the SFWMD's decision.
5. A statement of all disputed issues of material fact. If there are none, the petition must so indicate.
6. A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the SFWMD's proposed action.
7. A statement of the specific rules or statutes the petitioner contends require reversal or modification of the SFWMD's proposed action.
8. If disputed issues of material fact exist, the statement must also include an explanation of how the alleged facts relate to the specific rules or statutes.
9. A statement of the relief sought by the petitioner, stating precisely the action the petitioner wishes the SFWMD to take with respect to the SFWMD's proposed action.

A person may file a request for an extension of time for filing a petition. The SFWMD may, for good cause, grant the request. Requests for extension of time must be filed with the SFWMD prior to the deadline for filing a petition for hearing. Such requests for extension shall contain a certificate that the moving party has consulted with all other parties concerning the extension and that the SFWMD and any other parties agree to or oppose the extension. 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 the District takes action with substantially different impacts on water resources from the notice of intended agency decision, the persons who may be substantially affected shall have an additional point of entry pursuant to Rule 28-106.111, Florida Administrative Code, unless otherwise provided by law.

Mediation – The procedures for pursuing mediation are set forth in Section 120.573, Florida Statutes, and Rules 28-106.111 and 28-106.401-.405, Florida Administrative Code. The SFWMD is not proposing mediation for this agency action under Section 120.573, Florida Statutes, at this time.

Right to Seek Judicial Review – Pursuant to Sections 120.60(3) and 120.68, Florida Statutes, a party who is adversely affected by final SFWMD action may seek judicial review of the SFWMD's final decision by filing a notice of appeal pursuant to Florida Rule of Appellate Procedure 9.110 in the Fourth District Court of Appeal or in the appellate district where a party resides and filing a second copy of the notice with the SFWMD Clerk within 30 days of rendering of the final SFWMD action.

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#### **AGENCY FOR HEALTH CARE ADMINISTRATION**

The Agency for Health Care Administration has received an application for an emergency service exemption from: Seven Rivers Regional Medical Center, 6201 N. Suncoast Blvd., Crystal River, FL 34428 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 and 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: Julie Young, 2727 Mahan Drive, MS #31, Tallahassee, Florida 32308, by phone at (850)487-2717 or by e-mail: youngj@ahca.myflorida.com.

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**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**NOTICE OF APPLICATION AND PUBLIC MEETING**

The Department of Environmental Protection gives notice and announces receipt of an application for permit by the City of Tarpon Springs for the discharge of Reverse Osmosis (RO) concentrate from a proposed Potable Water Treatment Plant (WTP) to serve the City of Tarpon Springs. The Department PA File Number is FL0571580-001-IW5A. This proposed WTP will be located in Pinellas County, at 1624 L & R Industrial Blvd., Tarpon Springs, Florida 34689. The permit application requests the discharge of up to a maximum of 2.79 million gallons per day of industrial wastewater (RO concentrate) to waters of the State. The RO concentrate will be conveyed via force main from the City of Tarpon Springs WTP in Pinellas County to Pasco County for final disposal. The outfall location for the discharge of the RO concentrate will be 50-foot north of Progress Energy Florida, Inc.'s point of compliance within the cooling water canal, located adjacent to its Anclote Power Generation Facility, Permit Number FL0002992. The RO concentrate outfall will be located at latitude 28°11'21.95" N, longitude 82°47'10" W, in Pasco County.

The discharge of the RO concentrate may not meet all surface water quality criteria for Class III marine waters as required by Chapter 62-302, F.A.C. Because of this, the permittee has sought relief for eight surface water quality parameters under the Department's mixing zone rule, Section 62-4.244, F.A.C. The application has provided reasonable assurance that the following mixing zones can be attained for the following constituents with their corresponding size (the discharge must meet water quality standards for each parameter at the edge of the mixing zone):

The permit application is being processed and is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Department's Southwest District Office, 13051 North Telecom Parkway, Temple Terrace, Florida 33637-0926. Please phone ahead to schedule an appointment to review the file. You may contact the Department at (813)632-7600, extension 303.

The Department of Environmental Protection's Southwest District Office also announces a public meeting to which all persons are invited.

**DATE AND TIME:** Wednesday, September 23, 2009, 1:00 – 4:00 p.m.

**PLACE:** Tarpon Springs City Hall, Auditorium, 324 East Pine Street, Tarpon Springs, FL 34689

**PURPOSE:** To obtain public comments on the application for the discharge of RO concentrate with mixing zones from the proposed City of Tarpon Springs WTP.

A copy of the agenda may be obtained by writing: Southwest District Office, 13051 North Telecom Parkway, Temple Terrace, Florida 33637-0926, calling Astrid Flores Thiebaud at (813)632-7600, ext. 325, or by e-mail: [astrid.floresthiebaud@dep.state.fl.us](mailto:astrid.floresthiebaud@dep.state.fl.us).

Pursuant to the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting/workshop/hearing is asked to advise the agency at least 5 days before the meeting/workshop/hearing by calling the Bureau of Personnel Services at (850)245-2511, or by calling 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice) via the Florida Relay Service.

**FLORIDA CATEGORICAL EXCLUSION NOTIFICATION  
CITY OF SEBRING**

The Florida Department of Environmental Protection has determined that the City of Sebring's project involving replacement of deteriorated and undersized distribution lines, installation of new transmission and distribution lines at previously disturbed sites, and improvements to two of the existing water production facilities will not adversely affect the environment. The total cost of the project is estimated to be \$28,357,424. The project may qualify for a Drinking Water State Revolving Fund loan composed of federal funds and state funds.

A full copy of the Florida Categorical Exclusion Notification can be obtained by writing: Venkata Panchakarla, Department of Environmental Protection, Bureau of Water Facilities Funding, 2600 Blair Stone Road, MS #3505, Tallahassee, Florida 32399-2400 or calling (850)245-8366.

**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.

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#### DEPARTMENT OF HEALTH

On August 27, 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 Daniel Bradley, C.N.A. License #CNA 102157. 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.

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On August 31, 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 Jessica Anne Gracia, R.N. License #RN 2995752. 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.

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On August 31, 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 Brandy Denise Hand, L.P.N. License #PN 1326581. 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.

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On September 1, 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 Sharon Kay Mazzatto, R.R.T., R.N., License #RT 5467, RN 9257592. 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.

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On September 1, 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 Sharon Kay Mazzatto, R.R.T., R.N., License #RT 5467, RN 9257592. 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.

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**FINANCIAL SERVICES COMMISSION**

**NOTICE OF FILINGS**

NOTICE IS HEREBY GIVEN THAT the Office of Financial Regulation, Division of Financial Institutions, has received a request by a credit union to expand its field of membership. Specific information regarding the expansion can be found at <http://www.flofr.com/banking/cufm.asp>. Comments may be submitted to: Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with: Clerk, Legal Services Office, Office of Financial Regulation, 200 East Gaines Street, Tallahassee, Florida

32399-0379. The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., October 2, 2009):

Name and Address of Applicant: FOCUS Credit Union, 303 East Washington Street, Chattahoochee, Florida

Expansion Includes: Select Employee Group

Received: August 31, 2009

Name and Address of Applicant: Miami Postal Service Credit Union, 2190 N. W. 72 Avenue, Miami, FL 33152

Expansion Includes: Select Employee Group

Received: August 31, 2009

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**Section XIII**  
**Index to Rules Filed During Preceding Week**

**RULES FILED BETWEEN August 24, 2009  
 and August 28, 2009**

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF STATE**

**Division of Elections**

1S-2.033	8/24/09	9/13/09	35/27	
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**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Housing and Community Development**

9B-1.002	8/24/09	9/13/09	35/13	35/28
9B-1.003	8/24/09	9/13/09	35/13	35/28
9B-1.004	8/24/09	9/13/09	35/13	35/28
9B-1.006	8/24/09	9/13/09	35/13	35/28
9B-1.007	8/24/09	9/13/09	35/13	35/28
9B-1.009	8/24/09	9/13/09	35/13	35/28
9B-1.0095	8/24/09	9/13/09	35/13	35/28
9B-1.010	8/24/09	9/13/09	35/13	35/28
9B-1.011	8/24/09	9/13/09	35/13	35/28
9B-1.016	8/24/09	9/13/09	35/13	35/28
9B-1.017	8/24/09	9/13/09	35/13	35/28
9B-1.018	8/24/09	9/13/09	35/13	35/28
9B-1.019	8/24/09	9/13/09	35/13	35/28
9B-1.020	8/24/09	9/13/09	35/13	35/28
9B-1.0211	8/24/09	9/13/09	35/13	35/28
9B-1.0221	8/24/09	9/13/09	35/13	35/28
9B-1.023	8/24/09	9/13/09	35/13	35/28
9B-1.026	8/24/09	9/13/09	35/13	35/28
9B-1.028	8/24/09	9/13/09	35/13	35/28
9B-1.030	8/24/09	9/13/09	35/13	35/28

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**PUBLIC SERVICE COMMISSION**

25-4.017	8/26/09	9/15/09	35/29	
25-4.0171	8/26/09	9/15/09	35/29	
25-4.0174	8/26/09	9/15/09	35/29	
25-4.0175	8/26/09	9/15/09	35/29	
25-4.0178	8/26/09	9/15/09	35/29	
25-4.0405	8/26/09	9/15/09	35/29	
25-4.135	8/26/09	9/15/09	35/29	
25-4.140	8/26/09	9/15/09	35/29	
25-4.141	8/26/09	9/15/09	35/29	
25-4.214	8/26/09	9/15/09	35/29	
25-4.215	8/26/09	9/15/09	35/29	

**DEPARTMENT OF MANAGEMENT SERVICES**

**Agency for Workforce Innovation**

60BB-8.204	8/25/09	9/14/09	35/29	
60BB-8.205	8/25/09	9/14/09	35/23	35/29

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Professional Engineers**

61G15-37.001	8/24/09	9/13/09	35/19	35/27
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**Florida Real Estate Appraisal Board**

61J1-1.003	8/24/09	9/13/09	35/29	
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**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**Division of Beaches and Shores**

62B-26.001	8/25/09	8/25/09	35/17	35/28
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Section XIV  
List of Rules Affected

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
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This "List of Rules Affected" is a cumulative list of all rules which have been proposed but not filed for adoption. Beginning with the February 2, 1996 issue, the list will be published monthly for the period covering the last eight weeks.

- w - Signifies Withdrawal of Proposed Rule(s)
- c - Rule Challenge Filed
- v - Rule Declared Valid
- x - Rule Declared Invalid
- d - Rule Challenge Dismissed
- dw - Dismissed Upon Withdrawal

AGRICULTURE AND CONSUMER SERVICES

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
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5B-58.001	27/29		
5E-14.106	33/7		
5E-14.117	33/7		
5F-2.001	35/35		
5F-2.002	35/35		
5F-2.003	35/35		
5F-2.005	35/35		
5F-2.006	35/35		
5F-2.014	35/35		
5F-2.016	35/35		
5F-5.002	35/25	35/33	
5G-6.007	35/3	35/32	
5G-6.009	35/3	35/32	
5I-4.002	32/49		
5I-4.006	32/49		
5L-1.003	35/36		

STATE

1A-31.035	34/39	35/12	
1A-31.045	34/39	35/12	
1A-39.001	35/25		
1A-39.002	35/25	35/33	
1A-39.003	35/25	35/33	
1A-39.004	35/25	35/33	
1A-39.005	35/25	35/33	
1A-39.006	35/25		
1A-39.007	35/25	35/33	
1A-39.008	35/25	35/33	
1A-39.009	35/25	35/33	
1A-39.010	35/25	35/33	
1A-39.011	35/25	35/33	
1A-39.012	35/25	35/33	
1B-2.011	35/20	35/29	

EDUCATION

6A-1.06421	33/45		
6A-1.09412	35/32		
6A-1.09981	35/32	35/35	
6A-4.0012	35/32	35/34	
6A-4.00821	35/25	35/29	35/35
6A-4.0251	32/3	32/5	
6A-6.014	35/23		35/32
6A-6.05271	35/5		35/33w
6A-6.0573	35/23		35/32
6A-6.0907	35/5	35/12	
		35/16	
6A-6.0970	35/32		
6A-6.0981	35/32		
6B-4.010	33/10		
6C7-7.101	Newspaper		35/35
6C7-7.102	Newspaper		35/35
6C7-7.113	Newspaper		35/35
6C7-7.124	Newspaper		35/35
6C7-7.126	Newspaper		35/35
6C7-7.130	Newspaper		35/35
6C7-7.201	Newspaper		35/35
6C7-7.202	Newspaper		35/35
6C7-7.203	Newspaper		35/35
6C7-7.204	Newspaper		35/35
6C7-7.205	Newspaper		35/35
6C7-7.206	Newspaper		35/35
6C7-7.207	Newspaper		35/35
6C7-7.208	Newspaper		35/35
6C7-7.209	Newspaper		35/35
6C7-7.210	Newspaper		35/35
6C7-7.211	Newspaper		35/35
6C7-7.212	Newspaper		35/35

LEGAL AFFAIRS

2AER09-1			35/23
2A-5.005	35/21		35/30
2A-5.011	35/21		35/30





Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
14-97.003	35/24			25-4.215	35/29		35/36
14-97.004	35/24			25-56.034	32/32c		
14-97.005	35/24			25-56.0341	32/32c		
14-100.004	35/2c		35/30d	25-56.0342	32/32c		
HIGHWAY SAFETY AND MOTOR VEHICLES				25-56.0343	32/32c		
15C-7.005	33/8c			25-56.064	32/32c		
15C-16.004	34/18			25-56.078	32/32c		
BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND				25-56.115	32/32c		
18-2.017	33/22			25-72.180	35/3		
18-2.018	33/22			EXECUTIVE OFFICE OF THE GOVERNOR			
18-21.001	35/12		35/34	27MER09-1			35/22
18-21.002	35/12		35/34	27MER09-2			35/22
18-21.003	35/12		35/34	27MER09-3			35/22
18-21.004	35/12		35/34	27O-1.001	35/32		
18-21.005	35/12		35/34	27O-1.002	35/32		
18-21.0051	35/12	35/24	35/34	27O-1.003	35/32		
18-21.008	35/12		35/34	27O-1.004	35/32		
18-21.011	35/12		35/34	27O-1.005	35/32		
18-21.020	35/12	35/24	35/34	27O-1.006	35/32		
18-21.021	35/12	35/24	35/34	ADMINISTRATION COMMISSION			
		35/26	35/34	28-106.201	35/12c		
18-21.022	35/12	35/24	35/34	CORRECTIONS			
18-21.900	35/12		35/34	33-102.101	35/24		35/32
STATE BOARD OF ADMINISTRATION				33-103.019	35/32		
19ER09-1			35/23	33-108.101	35/26		35/33
19-8.010	35/26		35/33	33-210.105	35/36		
19-8.028	35/16	35/24	35/30	33-401.701	35/9	35/21	
19-8.029	35/16	35/24	35/30			35/24	
19B-4.001	35/33				35/23c		
19B-16.002	35/33			33-601.105	35/36		
PUBLIC SERVICE COMMISSION				33-601.303	35/30		
25-4.017	34/39			33-602.001	34/9		
	35/29		35/36	33-602.201	35/31		
25-4.0171	35/29		35/36	33-602.223	35/34		
25-4.0174	35/29		35/36	COMMISSION ON ETHICS			
25-4.0175	35/29		35/36	34-7.010	35/32		
25-4.0178	35/29		35/36	WATER MANAGEMENT DISTRICTS			
25-4.0185	35/3	35/35		40B-1.703	35/33		
25-4.0405	35/29		35/36	40B-1.709	35/33		
25-4.066	35/3	35/35		40B-1.901	35/8		
25-4.070	35/3	35/35		40B-2.011	35/33		
25-4.073	35/3	35/35		40B-2.021	35/33		
25-4.083	35/3			40B-2.025	35/33		
25-4.110	35/3	35/35		40B-2.041	35/33		
25-4.135	35/29		35/36	40B-2.051	35/33		
25-4.140	35/29		35/36	40B-2.101	35/33		
25-4.141	35/29		35/36	40B-2.201	35/33		
25-4.214	35/29		35/36				

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
40B-2.301	35/33				35/34		
40B-2.311	35/33			40D-3.101	35/19		35/34
40B-2.321	35/33			40D-3.411	35/19		35/34
40B-2.331	35/33			40D-3.531	35/19		35/34
40B-2.341	35/33			40D-4.021	35/32		
40B-2.351	35/33			40D-4.042	35/19		35/34
40B-2.361	35/33			40D-4.091	22/48		
40B-2.381	35/33				35/19		35/34
40B-2.441	35/33				35/28		
40B-2.451	35/33				35/32		
40B-2.501	35/33			40D-4.101	35/19		35/34
40B-2.751	35/33			40D-4.331	35/19		35/34
40B-2.781	35/33			40D-4.351	35/19		35/34
40B-3.3020	33/16			40D-4.381	35/19		35/34
40B-3.3030	33/16			40D-22.201	35/23	35/35	
40B-3.3040	33/16			40D-22.401	35/23	35/35	
40B-4.1090	35/25		35/34	40D-26.201	35/19		35/34
40B-400.051	35/29			40D-40.044	35/19		35/34
40C-1.1101	35/28			40D-40.112	35/19		35/34
40C-2.091	33/23			40D-40.302	35/32		
40C-2.231	33/23			40D-40.331	35/19		35/34
40C-4.021	35/24	35/34		40D-40.381	35/19		35/34
40C-4.091	35/24	35/34			35/32		
40D-1.1003	35/32			40D-400.491	35/19		35/34
40D-1.1010	35/32			40D-400.500	35/19		35/34
40D-1.139	35/18		35/32w	40E-1.607	35/27		
	35/33			40E-2	35/30c		35/30d
40D-1.600	35/32			40E-2.051	34/45		
40D-1.603	35/23		35/34	40E-2.061	34/45		
40D-1.604	35/32			40E-2.091	34/45		
40D-1.605	35/23		35/34	40E-2.331	34/45		
40D-1.6051	35/23		35/34	40E-4.021	35/30		
40D-1.607	35/33			40E-4.091	35/30		
	35/34	35/36		40E-10	35/30c		35/30d
40D-1.6105	35/19		35/34	40E-20	35/30c		35/30d
	35/32			40E-20.091	34/45		
40D-1.659	35/19		35/34	40E-20.331	34/45		
	35/23	35/35		40E-24.011	34/45		
	35/23		35/34	40E-24.101	34/45		
40D-2.041	35/32			40E-24.201	34/45		
40D-2.091	22/48			40E-24.301	34/45		
	35/19		35/34	40E-24.401	34/45		
	35/23			40E-24.501	34/45		
	35/32			40E-210	35/30c		
	35/34			40E-400.315	35/25	35/35	
40D-2.101	35/19		35/34	COMMISSION FOR THE TRANSPORTATION DISADVANTAGED			
	35/23	35/35					
40D-2.301	22/48			41-2.002	35/16		35/31
	35/34			41-2.007	35/16	35/31	
40D-2.311	35/32			41-2.0162	35/16		35/31
40D-2.321	35/34			LOTTERY			
40D-2.322	35/34						
40D-2.331	35/32						
40D-2.351	35/19		35/34				
40D-2.381	35/32			53ER07-75			34/1
40D-3.037	35/19		35/34	53ER07-76			34/1



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59C-1.010	34/48	35/9		59V-560.908	34/39		
59C-1.012	34/48	35/9		59W-600.002	34/39		
		35/20		59W-600.006	34/39		
59C-1.013	34/48	35/9		59W-600.013	34/39		
59C-1.030	34/48	35/9		59W-600.0131	34/39		
		35/11					
59E-7.024	35/12	35/20					
59E-7.028	35/12	35/21	35/29				
59G-4.016	32/19			60A-1.044	35/25		
59G-4.105	35/14		35/29	60BBER09-1			35/21
59G-4.106	35/14		35/29	60BB-3.0251	35/36		
59G-4.200	35/18			60BB-3.0252	35/36		
59G-4.251	35/18		35/33	60BB-3.0253	35/36		
59G-6.010	35/2c		35/35d	60BB-3.0254	35/36		
	35/2c		35/35d	60BB-8.204	35/29		35/36
59G-6.020	34/23c			60BB-8.205	35/23	35/29	35/36
59G-6.050	35/15		35/29	60BB-8.410	35/7	35/17	35/31
59G-8.300	35/14		35/29			35/23	35/31
59G-9.060	35/16		35/29	60BB-9.300	35/17		35/31
59G-11.001	35/33			60FF-5.001	35/25		
59G-11.003	35/33			60FF-5.002	35/26		
59G-11.004	35/33			60FF-5.004	35/28		
59G-13.001	35/9		35/35w	60FF-5.005	35/26		
59G-13.083	34/23c			60FF-5.006	35/26		
59G-13.131	35/15	35/29	35/30	60L-35.007	34/2	34/2	
59G-13.132	35/24		35/29w			34/19	
59G-20.091	35/1	35/8		60S-1.004(5)(d)	35/30c		35/30w
59G-20.381	33/36			60S-9.001	35/30c		
59K-17.0035	34/43			60Y-1	32/2c		
59O-137.001	34/43				32/2c		
59O-138.001	34/43						
59O-157.302	34/43						
59V-560.102	34/39						
59V-560.103	34/39			61A-1.010	34/12c		
59V-560.107	34/39			61A-1.010(1)	33/2c		
59V-560.108	34/39			61A-1.0101	34/3	35/30	
59V-560.201	34/39				34/12c		
59V-560.302	34/39			61A-1.01010	34/3	34/36	
59V-560.402	34/39					35/30	
59V-560.403	34/39				34/41c		
59V-560.602	34/39			61A-1.01011	34/3	34/36	
59V-560.606	34/39					35/30	
59V-560.702	34/39				34/41c		
59V-560.703	34/39			61A-1.01012	34/3	34/36	
59V-560.704	34/39					35/30	
59V-560.705	34/39				34/41c		
59V-560.706	34/39			61A-1.01013	34/3	35/30	
59V-560.707	34/39				34/12c		
59V-560.801	34/39			61A-1.01014	34/3	35/30	
59V-560.804	34/39				34/12c		
59V-560.805	34/39			61A-1.01015	34/3	35/30	
59V-560.902	34/39				34/12c		
59V-560.903	34/39			61A-1.01018	34/3	35/30	
59V-560.904	34/39				34/12c		
59V-560.905	34/39			61A-1.0102	34/4	35/30	
59V-560.906	34/39				34/12c		

MANAGEMENT SERVICES

BUSINESS AND PROFESSIONAL REGULATION

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
61A-1.01021	34/3	34/36		61D-15.001	35/21		
		35/30		61F10-18.001	35/28		
61A-1.01022	34/3	34/36		61G1-21.004	35/20		35/30
		35/30		61G1-22.002	35/20		35/30
	34/41c			61G1-22.003	35/20	35/34	
61A-1.01024	34/3	35/30		61G2-2.006	33/47	35/9	
	34/12c			61G3-15.019	35/34		
61A-1.0103	34/3	35/30		61G3-16.0010	35/35		
	34/12c			61G3-16.002	35/35		
61A-1.0104	34/3	35/30		61G3-16.005	35/35		
	34/12c			61G3-16.007	35/34		
61A-1.0105	34/3	34/36		61G3-16.008	35/34		
		35/30		61G3-16.010	35/34		
	34/41c			61G3-20.002	35/34		
61A-1.0106	34/3	35/30		61G3-20.0075	35/35		
	34/12c			61G3-21.012	35/16		35/36w
61A-1.0107	34/3	35/30		61G4-12.006	35/23		
	34/12c			61G4-15.001	34/10		
61A-1.0108	34/3	34/36		61G4-15.028	34/10		
		35/30		61G4-15.029	34/10		
	34/41c			61G4-15.032	34/14	34/19	
61A-1.0109	34/12c			61G4-18.005	34/53		
	34/41c			61G4-18.014	35/36		
61A-3.0141	35/18c			61G4-22.001	35/23		35/31
61A-5.0105	33/29	33/46		61G5-18.0055	35/36		
61A-5.747	33/29	33/46		61G6-5.002	34/45		
		35/5		61G6-5.003	34/45		
61A-10.0021	35/30			61G6-5.0061	33/35	34/18	35/31w
61B-19.001	35/34			61G6-5.009	34/45		
61B-19.002	35/34			61G6-10.0065	33/35	34/18	35/31w
61B-80.124	35/34			61G7-33.0065	30/16		
61C-3.001	35/22	35/32		61G9-9.001	31/6		
61D-13.008	34/42			61G10-18.001	35/28		35/35
61D-14.002	35/21			61G10-18.002	35/32		
61D-14.005	35/21			61G10-18.003	35/32		
61D-14.006	35/21			61G10-18.006	35/32		
61D-14.007	35/21			61G14-19.001	35/19		35/29
61D-14.008	35/21			61G15-19.004	34/32	35/13	
61D-14.010	35/21			61G15-20.001	35/29		
61D-14.020	35/21			61G15-20.0015	35/30		
61D-14.023	35/21			61G15-20.007	35/29		
61D-14.036	35/21			61G15-22.010	35/21		35/31
61D-14.038	35/21			61G15-22.011	35/22		35/31
61D-14.041	35/21			61G15-23.001	35/34		
61D-14.042	35/21			61G15-37.001	35/19	35/27	35/36
61D-14.044	35/21			61G17-5.0043	35/35		
61D-14.047	35/21			61G17-9.005	35/35		
61D-14.053	35/21			61G18-30.001	35/3	35/26	35/32
61D-14.063	35/21			61G19-7.002	34/19	35/11	
61D-14.075	35/21					35/36	
61D-14.079	35/21			61H1-19.008	35/31		
61D-14.087	35/21			61H1-19.010	35/33		
61D-14.096	35/21			61H1-20.001	35/31		
61D-14.097	35/21			61H1-20.003	35/33		
61D-14.098	35/21			61H1-20.004	35/33		

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61H1-20.0051	35/33			61J2-3.015	35/30		
61H1-20.0052	35/33			61J2-17.012	28/3	28/17	
61H1-20.0053	35/33			61J2-24.001	35/31		
61H1-20.007	35/33			ENVIRONMENTAL PROTECTION			
61H1-20.008	35/33			62-204.800	35/36		
61H1-20.009	35/33			62-258.421	34/51		
61H1-20.0092	35/33			62-296.470	32/45c		
61H1-20.0093	35/33			62-302.800(2)	35/30c		35/35d
61H1-20.0095	35/33			62-304.310	35/31		
61H1-20.0096	35/33			62-304.315	35/31		
61H1-20.0097	35/33			62-304.415	35/21		35/29
61H1-20.0099	35/33				35/31		
61H1-20.010	35/33			62-304.505	34/16	34/23	
61H1-20.013	35/33				35/31		
61H1-20.016	35/33			62-304.510	29/25		
61H1-21.001	35/33			62-304.600	35/31		
61H1-21.002	35/33			62-304.605	35/31		
61H1-21.005	35/33			62-304.610	35/31		
61H1-21.006	35/33			62-304.615	35/31		
61H1-22.011	35/25			62-304.620	35/31		
61H1-23.002	35/33			62-304.800	35/24		35/31
61H1-24.001	35/33			62-304.805	35/31		
61H1-24.002	35/33			62-341.417	35/25		
61H1-25.001	35/33			62-341.494	34/53	35/13	
61H1-27.0041	35/30					35/36	
61H1-27.005	35/33			62-346.010	35/20		
61H1-28.0011	35/33			62-346.020	35/20		
61H1-28.0052	35/25		35/32	62-346.030	35/20		
61H1-28.007	35/25		35/32	62-346.050	35/20		
61H1-29.004	35/36			62-346.051	35/20		
61H1-29.005	35/33			62-346.060	35/20		
61H1-31.001	35/25		35/32	62-346.070	35/20		
61H1-33.001	35/31	35/36		62-346.071	35/20		
61H1-33.002	35/33			62-346.075	35/20		
61H1-33.003	35/31	35/36		62-346.080	35/20		
61H1-33.0031	35/33			62-346.090	35/20		
61H1-33.0032	35/31			62-346.091	35/20		
61H1-33.0033	35/33			62-346.095	35/20		
61H1-33.0065	35/33			62-346.100	35/20		
61H1-38.005	35/31			62-346.120	35/20		
61J1-1.003	35/29		35/36	62-346.130	35/20		
61J1-3.001	28/41	28/43		62-346.150	35/20		
		28/46		62-346.301	35/20		
61J1-3.002	28/41	28/43		62-346.302	35/20		
		28/46		62-346.381	35/20		
61J1-4.005	28/41	28/43		62-346.900	35/20		
		28/46		62-354.071	35/2		
61J1-4.010	35/17			62-704.400	35/30		
61J1-6.001	35/17	35/34		62-704.410	35/30		
61J1-7.004	28/41	28/43		62-704.420	35/30		
		28/46		62-704.600	35/30		
61J1-7.005	28/41	28/43		62-731.030	35/32		
		28/46					
61J1-11.009	32/37						

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62-731.050	35/32			64B8-30.005	35/35		
62-731.060	35/32			64B8-30.013	35/35		
62B-26.001	35/17	35/28	35/36	64B8-30.014	35/23		35/32
62B-33.002	33/50c			64B8-40.003	35/36		
(18)(43)(60)				64B8-55.0021	35/12		35/35w
62B-33.005	33/50c			64B9-2.002	34/49		
(1)(a),(1),(2)				64B9-3.0085	35/25		35/32
62B-33.0051	33/50c			64B9-4.013	35/28		35/35
(1)(a),(2)(c)				64B9-4.014	35/28		35/35
62B-33.0051	33/50c			64B9-8.005	35/26	35/28	
(1)(a),(2)(d)				64B9-9.015	32/24	32/51	
62B-56	34/23c			64B9-17.001	33/8c		
				64B9-17.002	33/8c		
	JUVENILE JUSTICE			64B10-12.018	35/32		
63H-1.014	35/22		35/30	64B12-14.002	35/28		
63H-2.005	35/22		35/30	64B12-16.003	35/35		
63H-2.006	35/22		35/30	64B13-4.001	35/35		
63H-2.007	35/22		35/30	64B13-4.004	35/19	35/21	35/34
						35/28	35/34
				64B13-5.002	35/35		
	HEALTH			64B13-6.001	35/35		
64-1	30/29c			64B13-10.002	35/35		
64B-1.001	35/13	35/25		64B13-18.002	35/28		35/35
64B-1.002	35/13	35/25		64B14-4.100	35/27		35/35w
64B-1.003	35/13	35/25			35/35		
		35/30		64B15-6.0035	35/35		
64B-1.004	35/13	35/25		64B15-6.0105	35/35		
64B-1.005	35/13	35/25		64B15-6.01051	35/23		35/32
64B-1.006	35/13	35/25		64B16-25.170	35/31		
64B-1.007	35/13	35/25		64B16-26.1004	35/35		
64B-1.008	35/13	35/25		64B16-26.1005	35/35		
64B-1.009	25/39	26/1		64B16-26.1021	35/35		
	35/13	35/25		64B16-26.104	35/35		
64B-1.011	35/13	35/25		64B16-26.2031	34/28c		35/35x
64B-1.013	35/13	35/25			34/28c		35/35x
64B-1.017	35/13				34/28c		35/35x
64B-9.001	35/33				34/28c		35/35x
64B-9.002	35/28				34/28c		35/35x
64B1-4.001	35/11				34/28c		35/35x
64B1-6.005	35/21				34/28c		35/35x
64B3-3.001	35/16				34/28c		35/35x
64B4-3.007	35/11				34/28c		35/35x
64B5-0.2014	34/50				34/28c		35/35x
64B5-1.021	35/21				34/32c		35/35x
64B5-2.014	30/51				34/32c		35/35x
	34/50	35/21			34/32c		35/35x
64B5-2.0144	34/50	35/21			34/32c		35/35x
64B5-2.0151	34/39			64B16-26.601	33/21	35/9	
64B5-15.010	27/30			64B16-27.100	35/35		
64B7-25.001	33/48	34/19	35/35	64B16-27.1001	35/35		
		35/26	35/35	64B16-27.300	35/35		
64B8-1.007	35/26			64B16-27.400	35/31		
64B8-4.009	35/26			64B16-27.410	35/35		
64B8-8.011	35/24		35/33	64B16-27.420	35/32		
64B8-9.005	35/26			64B16-27.430	35/35		

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64B16-27.440	35/35			64J-1.001	35/26		
64B16-27.620	35/31				35/35		
64B16-28.114	35/31			64J-1.002	35/23		35/34
64B16-28.140	35/35			64J-1.003	35/23		35/34
64B16-28.141	35/35			64J-1.005	35/23		35/34
64B16-28.303	35/35			64J-1.006	35/26		
64B16-28.451	35/35			64J-1.007	35/23		35/34
64B16-28.605	35/35			64J-1.008	35/12		
64B16-28.607	35/35			64J-1.009	35/12		
64B16-28.830	35/35			64J-1.010	35/12		
64B16-28.840	35/35			64J-1.011	35/12		
64B16-28.901	35/35			64J-1.012	35/12		
64B17-3.001	35/23		35/31	64J-1.0201	35/19		
64B17-3.002	35/23		35/31	64J-2.001	35/35		
64B17-3.003	35/23		35/31	64J-2.004	35/35		
64B17-4.001	35/22			64J-2.006	35/35		
	35/23			64J-2.010	35/19		35/29w
64B17-4.002	35/23		35/31	64J-2.010(3)	35/30c		35/35dw
64B17-4.003	35/23			64J-2.011	35/35		
64B17-7.0027	35/23		35/31	64J-2.012	35/35		
64B17-9.001	35/23		35/31	64J-2.013	35/35		
64B18-14.012	35/4			64J-2.014	35/35		
64B18-16.005	35/24	35/33		64J-2.015	35/35		
64B21-502.001	35/34			64J-2.016	35/35		
64B24-3.003	35/21		35/30w	64J-2.017	35/35		
64B24-3.004	35/21		35/30w	64J-2.019	35/34		
64B27-2.002	35/21		35/29	64J-3.002	34/43	35/2	
64B27-2.003	35/21		35/29		35/30	35/36	
64B32-6.001	35/16		35/30	64J-3.003	35/30	35/36	
64B32-6.004	35/26		35/34	64V-1.0031	35/17		35/29
64B33-1.001	35/22		35/29	64V-1.0061	35/17		35/29
64B33-2.002	35/22		35/29	64V-1.016	35/17		35/29
64B33-2.003	35/22		35/29				
64B33-2.005	35/2		35/31				
64B33-3.001	35/22		35/29				
64B33-4.001	35/22						
64E-15.002	35/28		35/36w	65-1	30/6c		
	35/36				30/9c		
64E-15.003	35/28		35/36w		30/15c		
	35/36				32/2c		
64E-15.004	35/28		35/36w	65A-1.205	33/22c		
	35/36			65A-1.303	34/53		
64E-15.006	35/28		35/36w	65A-1.400	31/27c		
	35/36			65A-1.707	34/53		
64E-15.007	35/28		35/36w	65A-1.712	34/53	35/12	
	35/36				35/30		
64E-15.009	35/28		35/36w	65A-1.900	35/13		
	35/36			65A-4.203	35/29		
64E-15.010	35/28		35/36w	65A-4.207	35/26		35/35
	35/36			65A-4.209	35/24		35/35
64F-1.0015	35/26			65A-15.005	32/9		
64F-12.024	35/26			65A-15.062	32/9		
64F-17.001	35/28			65B-27.017	32/9		
64H-2.002	35/25	35/30		65C-5.001	32/29	32/37	
		35/34		65C-5.002	32/29	32/37	
64H-2.008	35/25			65C-5.003	32/29	32/37	

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67-48.001	35/12		35/30	68A-23.003	35/26		35/33
67-48.002	30/39			68A-23.012	35/26		35/33
	35/12		35/30	68A-24.003	28/17		
67-48.004	35/12		35/30	68A-24.004	28/17		
67-48.004(1)(a)	35/23c		35/30v	68A-24.006	28/17		
67-48.005	35/12		35/30	68A-25.0032	35/19		
67-48.007	35/12		35/30	68B-8.002	34/53		
67-48.0072	35/12		35/30	68B-8.003	34/53		
67-48.0075	35/12		35/30	68B-8.006	34/53		
67-48.009	35/12		35/30	68B-8.007	34/53		
67-48.0095	35/12		35/30	68B-8.008	34/53		
67-48.010	35/12		35/30	68B-8.009	34/53		
67-48.0105	35/12		35/30	68B-8.010	34/53		
67-48.013	35/12		35/30	68B-8.011	34/53		
67-48.014	35/12		35/30	68B-8.012	34/53		
67-48.015	35/12		35/30	68B-8.013	34/53		
67-48.017	35/12		35/30	68B-8.014	34/53		
67-48.018	35/12		35/30	68B-14.0035	35/19		35/33
67-48.019	35/12		35/30	68B-14.00355	35/19		35/33
67-48.020	35/12		35/30	68B-14.0036	35/19		35/33
67-48.0205	35/12		35/30	68B-14.0038	35/28		35/33
67-48.022	35/12		35/30	68B-14.0039	35/19	35/28	35/33
67-48.023	35/12		35/30	68B-14.0045	35/19	35/28	35/33
67-48.027	35/12		35/30	68B-21.0015	35/28		35/34
67-48.028	35/12		35/30	68B-21.003	35/28		35/34
67-48.029	35/12		35/30	68B-21.004	35/28		35/34
67-48.030	35/12		35/30	68B-21.005	35/28		35/34
67-48.031	35/12		35/30	68B-23.101	32/18		
67-53.003	35/12		35/32	68B-23.103	32/18		
67-53.0035	35/12		35/32	68B-23.104	32/18		
67-53.004	35/12		35/32	68B-23.106	32/18		
67-53.006	35/12	35/24	35/32	68B-23.107	32/18		
67-53.007	35/12	35/24	35/32	68B-23.108	32/18		
67-53.008	35/12	35/24	35/32	68B-23.109	32/18		
67-53.009	35/12		35/32	68B-23.110	32/18		
67-53.010	35/12	35/24	35/32	68B-23.112	32/18		

FISH AND WILDLIFE CONSERVATION COMMISSION

FINANCIAL SERVICES

68A-6.0011	35/19		35/33	69-1	30/42c		
68A-6.002	35/19	35/28	35/33	69A-3.012	35/28		
68A-6.0021	35/19		35/33	69A-42.003	35/28		
68A-6.0022	33/1	33/11		69A-42.004	35/28		
	35/19	35/28	35/33	69A-42.0041	35/28		
68A-6.0023	35/19	35/28	35/33	69A-42.005	35/28		
68A-6.0024	35/19		35/33	69A-48.008	35/28	35/36	
68A-6.0025	35/19		35/33	69A-52.003	35/28		
68A-6.003	35/19		35/33	69A-60.008	35/28		
68A-6.004	35/19		35/33	69A-64.005	35/36		
68A-6.0041	35/19		35/33	69B-33.005(3)(a)	32/32c		
68A-6.005	35/19		35/33		32/32c		
68A-6.007	35/19		35/33	69B-41.002(19)	32/32c		
68A-6.0071	35/19		35/33		32/32c		
68A-9.006	35/19		35/33	69B-162.011	35/20	35/32	
68A-12.011	35/19		35/33			35/33	
68A-17.005	35/31			69B-228.030	35/20		35/30

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69B-228.220	35/20		35/30	69L-5.221	35/21		
69H-2.008	35/25	35/33		69L-5.222	35/21		
69I-44.021	35/35			69L-5.223	35/21		
69I-51.003	35/17	35/23	35/29	69L-5.224	35/21		
69JER09-1			35/27	69L-5.225	35/21		
69J-7.003	35/31				35/35c		35/35dw
69J-10.001	35/32			69L-5.226	35/21		
69J-166.002	35/17	35/28	35/34		35/35c		35/35dw
69J-166.031	35/11	35/27		69L-5.227	35/21		
69K-1.005	35/32			69L-5.228	35/21		
69K-12.001	35/28	35/34		69L-5.229	35/21		
69K-12.002	35/24	35/26		69L-5.230	35/21		
		35/28		69L-5.231	35/21		
		35/32		69L-6.028	35/15	35/25	35/34
69K-24.040	35/24		35/31w	69L-7.602	35/23		
69L-5.101	35/21			69L-7.602(5)(q)	32/45c		
69L-5.102	35/21			69L-24.001	35/25		
69L-5.103	35/21			69L-24.002	35/25		
69L-5.104	35/21			69L-24.003	35/25		
69L-5.105	35/21			69L-24.004	35/25		
69L-5.106	35/21			69L-24.005	35/25		
69L-5.107	35/21			69L-24.006	35/25		
69L-5.108	35/21			69L-24.007	35/25		
69L-5.109	35/21			69L-24.021	35/25		
69L-5.110	35/21			69L-24.0211	35/25		
69L-5.111	35/21			69L-24.022	35/25		
69L-5.112	35/21			69L-24.0222	35/25		
69L-5.113	35/21			69L-24.0231	35/25		
69L-5.114	35/21			69L-24.024	35/25		
69L-5.115	35/21			69L-24.0241	35/25		
69L-5.116	35/21			69L-56.530	31/3		
69L-5.117	35/21			69M-1	29/52c		
69L-5.201	35/21			69O-1	31/37c		
69L-5.202	35/21				31/37c		
69L-5.203	35/21			69O-125.005	31/6		
69L-5.204	35/21				31/26	32/7	
69L-5.205	35/21				33/26		
69L-5.206	35/21			69O-125.006	33/26		
69L-5.207	35/21			69O-136.0075	35/20		
69L-5.208	35/21			69O-136.009	35/20		
69L-5.209	35/21			69O-136.011	35/20		
69L-5.209(1)(a)3.	35/35c		35/35dw	69O-137.001	35/32	35/34	
69L-5.210	35/21			69O-138.001	35/32		
69L-5.211	35/21			69O-139.019	33/10		
69L-5.212	35/21			69O-146.040	35/20		
69L-5.213	35/21			69O-149.041	34/49c		35/30d
69L-5.214	35/21			69O-149.205	35/14		35/29
69L-5.215	35/21			69O-156.003	35/24		
	35/35c		35/35dw	69O-156.005	35/24		
69L-5.216	35/21			69O-156.006	35/24	35/32	
69L-5.217	35/21			69O-156.007	35/24		
69L-5.218	35/21			69O-156.0075	35/24		
	35/35c		35/35dw	69O-156.008	35/24		
69L-5.219	35/21			69O-156.0085	35/24	35/32	
69L-5.220	35/21			69O-156.0095	35/24		

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69O-156.011	35/24			69O-175.003	31/26		
69O-156.012	35/24			69O-175.008	35/4		
69O-156.020	35/30				35/12c		
69O-163.0075	35/20			69O-186.013	33/8c		
69O-163.009	35/20			69O-189.003	35/25		
69O-163.011	35/20			69O-204.020	33/50	34/10	
69O-164.040	35/20	35/28		69O-204.030	33/50	34/10	
69O-170.006	31/32c				34/39	34/52	
69O-170.020	32/5	32/12		69O-204.040	33/50	34/10	
69O-170.105(1)(d)	35/30c				34/39	34/52	
69O-171.003	32/8	33/10	35/33w	69O-204.050	33/50		
		33/14	35/33w	69O-204.060	33/50		
		33/35	35/33w	69O-204.070	33/50	34/10	
	32/23c					34/15	
69O-171.009	32/8	32/32		69V-560.1012	35/22	35/32	
		33/20				35/35	
	32/23c						
69O-175.001	31/2c						