

Section I

Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF STATE

Division of Cultural Affairs

RULE TITLE: Division of Cultural Affairs

RULE NO.: IT-1.001

PURPOSE AND EFFECT: The purpose of this amendment is to establish in rule the most recent eligibility and evaluation criteria, and new administrative requirements for managing a Regional Cultural Facilities Program grant award.

SUBJECT AREA TO BE ADDRESSED: Regional Cultural Facilities Program eligibility and evaluation criteria.

SPECIFIC AUTHORITY: 265.284(5)(d), 265.286(1), 265.2861(2)(b), 265.702(8) FS.

LAW IMPLEMENTED: 215.97, 265.284, 265.286, 265.2861, 265.702, 286.011, 286.012, 286.25 FS.

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

TIME AND DATE: 9:00 a.m., Monday, March 27, 2006

PLACE: Division of Cultural Affairs, R. A. Gray Building, 3rd Floor, 500 South Bronough Street, Tallahassee, Florida 32399-0250

Pursuant to the provisions of the American 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 Morgan Barr, (850)245-6356.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: Sandy Shaughnessy, Director, Division of Cultural Affairs, R. A. Gray Building, 3rd Floor, 500 South Bronough Street, Tallahassee, Florida 32399-0250

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

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE TITLE: College or University Requirements

RULE NO.: 61H1-27.001

PURPOSE AND EFFECT: The Board proposes to review the existing language in this rule to determine whether changes are necessary.

SUBJECT AREA TO BE ADDRESSED: College or University Requirements.

SPECIFIC AUTHORITY: 473.304, 473.306 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, IF AVAILABLE, IS: John Johnson, Executive Director, Board of Accountancy/MQA, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE TITLE: Inactive or Delinquent Florida Certified Public Accountants Who Desire to

RULE NO.:

Become Active Licensees

61H1-33.006

PURPOSE AND EFFECT: The Board proposes the rule amendment to add the language regarding a delinquent license.

SUBJECT AREA TO BE ADDRESSED: Inactive or Delinquent Florida Certified Public Accountants Who Desire to Become Active Licensees.

SPECIFIC AUTHORITY: 473.304, 473.311, 473.312, 473.313 FS.

LAW IMPLEMENTED: 473.311, 473.312, 473.313, 473.323(1)(h) 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: John Johnson, Executive Director, Board of Accountancy/MQA, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-33.006 Inactive or Delinquent Florida Certified Public Accountants Who Desire to Become Active Licensees.

(1) Each certified public accountant who has requested ~~or~~ ~~reverted to~~ inactive status or became delinquent as distinguished from a certified public accountant whose certificate or license has been suspended who desires to become an active licensee, i.e., engage or reengage in the practice of public accounting in Florida, shall apply for such reactivation on forms prescribed by the Board and submitted to the Department.

(2) Each such application shall demonstrate successful completion of the required number of continuing professional education hours. Inactive or delinquent licensees must satisfy the requirements of their last reestablishment period, plus successful completion of at least 32 hours total, of which at least 8 hours must be in accounting and auditing subjects for each year or portion thereof the license was inactive and/or delinquent prior to July 1, 1989 and 40 hours total, of which at least 10 hours must be in accounting and auditing subjects for each year or portion thereof license was inactive after June 30, 1989. No more than 25% of the total required hours may be in behavioral subjects, as defined in paragraph 61H1-33.003(3)(c), F.A.C., if taken subsequent to July 1, 1985. The necessary hours must have been completed in the twenty-four months immediately preceding the date of application for reactivation. This twenty-four month requirement will be waived where the licensee can document completion of the CPE requirements in all biennia in the same manner as if the licensee had remained active.

(3) through (4) No change.

Specific Authority 473.304, 473.311, 473.312, 473.313 FS. Law Implemented 473.311, 473.312, 473.313, 473.323(1)(h) FS. History—New 12-4-79, Amended 2-3-81, 11-6-83, 3-29-84, 8-20-85, Formerly 21A-33.06, Amended 4-8-86, 12-28-89, 10-16-90, Formerly 21A-33.006, Amended 12-14-93, 5-26-96,_____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE TITLE: Eligibility Criteria
RULE NO.: 61H1-38.004
PURPOSE AND EFFECT: The Board proposes the rule amendment to change the month that the application is due.
SUBJECT AREA TO BE ADDRESSED: Eligibility Criteria.
SPECIFIC AUTHORITY: 473.304(1), 473.3065(3) FS.
LAW IMPLEMENTED: 473.3065 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: John Johnson, Executive Director, Board of Accountancy/MQA, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61H1-38.004 Eligibility Criteria.

A student who meets the foregoing general criteria shall be eligible to be chosen to receive a scholarship so long as the following criteria are met:

(1) through (5) No change.

(6) All applications must be postmarked by June ~~May~~ 1 of the year to which the scholarship will apply.

Specific Authority 473.304(1), 473.3065(3) FS. Law Implemented 473.3065 FS. History—New 9-22-99, Amended _____.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are published on the Internet at the Department of Environmental Protection’s home page at <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

DEPARTMENT OF HEALTH

Board of Dentistry

RULE TITLE: Subject Area Requirements
RULE NO.: 64B5-12.016
PURPOSE AND EFFECT: The Board proposes to review the existing language in this rule to determine whether changes are necessary.
SUBJECT AREA TO BE ADDRESSED: Subject area requirements.
SPECIFIC AUTHORITY: 466.004(4), 466.0135, 466.014 FS.
LAW IMPLEMENTED: 456.031, 466.0135, 466.014 FS.
IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE NOTICED IN THE NEXT AVAILABLE FLORIDA ADMINISTRATIVE WEEKLY.
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Sue Foster, Executive Director, Board of Dentistry/MQA, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.

DEPARTMENT OF HEALTH

Board of Psychology

RULE TITLE: RULE NO.:

Biennial Inactive Renewal Fee 64B19-12.007

PURPOSE AND EFFECT: The Board proposes to review the existing language in this rule to determine whether changes are necessary.

SUBJECT AREA TO BE ADDRESSED: Biennial Inactive Renewal Fee.

SPECIFIC AUTHORITY: 456.036(3) FS.

LAW IMPLEMENTED: 456.036(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: Susan Love, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin C05, Tallahassee, Florida 32399-3253

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

DEPARTMENT OF HEALTH

Board of Psychology

RULE TITLE: RULE NO.:

Request for Inactive Status 64B19-15.001

PURPOSE AND EFFECT: The Board proposes to review the existing language in this rule to determine whether changes are necessary.

SUBJECT AREA TO BE ADDRESSED: Request for Inactive Status.

SPECIFIC AUTHORITY: 456.036, 490.004(5) FS.

LAW IMPLEMENTED: 456.036, 490.004(4), (5) 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: Susan Love, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin C05, Tallahassee, Florida 32399-3253

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

DEPARTMENT OF HEALTH

Board of Psychology

RULE TITLE: RULE NO.:

Reactivation of Inactive Licenses 64B19-15.003

PURPOSE AND EFFECT: The Board proposes to review the existing language in this rule to determine whether changes are necessary.

SUBJECT AREA TO BE ADDRESSED: Reactivation of Inactive Licenses.

SPECIFIC AUTHORITY: 456.036, 490.004(5) FS.

LAW IMPLEMENTED: 456.036 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Susan Love, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin C05, Tallahassee, Florida 32399-3253

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

DEPARTMENT OF FINANCIAL SERVICES

Division of Accounting and Auditing

RULE TITLE: RULE NO.:

Procedure for Processing Delinquent 69I-21.003
Accounts Receivable

PURPOSE AND EFFECT: To update the delinquent accounts receivable transmittal form and the procedures to be followed by state agencies.

SUBJECT AREA TO BE ADDRESSED: Procedures for processing delinquent accounts receivable by state agencies.

SPECIFIC AUTHORITY: 17.29 FS.

LAW IMPLEMENTED: 17.03, 17.04, 17.20 FS.

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

TIME AND DATE: 9:00 a.m., March 29, 2006

PLACE: Room 430, Fletcher Building, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Norm Crew, Senior Management Analyst, Department of Financial Services, Bureau of Accounting, 200 East Gaines Street, Tallahassee, Florida 32399-0354, (850)413-5459

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

69I-21.003 Procedure for Processing Delinquent Accounts Receivable.

(1) Each agency shall be responsible for exercising due diligence in securing full payment of all accounts receivable and other claims due the State.

(2) Within six months after the date on which an account or other claim was due and payable, unless another period is approved pursuant to subsection (4), and after exhausting other lawful measures available to an agency, the delinquent account receivable must be reported to the Department for further action as authorized by Chapter 17, F.S., which includes possible assignment to a collection agency. A Delinquent Accounts Receivable Transmittal Form (DFS-AA-580) must be completed by the agency in as much detail as is available for each delinquent account reported. Other methods for transmitting the information required on Form DFS-AA-580 may be used if approved in advance by the Department. This prior approval is necessary in order for the Department to properly perform its duties pursuant to Section 17.04, F.S. Delinquent Accounts Receivable Transmittal Form DFS-AA-580, revised 2/06 ~~11-20-94~~, is hereby incorporated ~~herein~~ by reference and is available from:

Department of Financial Services
 Division of Accounting and Auditing
 Bureau of Accounting
 200 East Gaines Street
 Tallahassee, Florida 32399-0354

Agencies will be notified, in writing, of the delinquent accounts assigned to a collection agency. Payment(s) received by an agency on accounts assigned to a collection agency must be reported, in writing, to the Bureau of Accounting within 30 days of receipt.

(3) An agency which has delinquent accounts receivable which it considers to be of such a nature that their assignment to a collection agency would be inappropriate may request, in writing, an exemption for those accounts. The request shall fully explain the nature of the delinquent accounts receivable and the reasons which the agency believes would preclude them from being assigned to a collection agency. The Department will disapprove the request in writing unless it is demonstrated shown that a ~~demonstrative~~ harm to the State of Florida will occur as a result of assignment of the account to a collection agency.

(4) through (6) No change.

(7) The contracted collection agent will send payment along with a remittance advice to each agency for accounts collected. To facilitate the transfer of moneys collected, each agency shall designate one FLAIR revenue account code to which all collected moneys will be transferred by journal transfer and notify the Department of the account code so designated. Agencies will be provided a detailed listing of amounts collected and collection fees charged, for each account. The Department will also provide instructions in

~~accordance with General Accepted Accounting Principles on the appropriate method of recording the difference between any moneys collected and the amount of the delinquent account; i.e., treat the difference as cost of collection or provide approval for adjusting the balance of the account pursuant to Section 17.04, F.S.~~

Specific Authority 17.29 FS. Law Implemented 17.03, 17.04, 17.20 FS. History—New 1-8-86, Formerly 3A-21.03, Amended 4-12-89, 6-3-90, 11-20-94, 5-12-97, Formerly 3A-21.003, Amended.

DEPARTMENT OF FINANCIAL SERVICES

Board of Funeral, Cemetery, and Consumer Services

RULE TITLES:	RULE NOS.:
Procedure for Submission and Approval of Retail Sales Agreements	69K-12.003
Cancellation of Retail Sales Agreements and Refunds	69K-12.004
Requirements for Retail Sales Agreements	69K-12.005

PURPOSE AND EFFECT: The purpose of the proposed rules is establish the procedure for submission and approval of retail sales agreements used by monument establishments and the requirements for such retail sales agreements.

SUBJECT AREA TO BE ADDRESSED: Retail sales agreements used by monument establishments.

SPECIFIC AUTHORITY: 497.103(1), 497.152(11), 497.553(2) FS.

LAW IMPLEMENTED: 497.103(1), 497.553(2) FS.

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

TIME AND DATE: 9:00 a.m., March 30, 2006

PLACE: Room 104J, Hartman Building, 2012 Capital Circle, S. E., Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Diana Evans, Executive Director, Board of Funeral, Cemetery, and Consumer Services, Alexander Building, 2020 Capital Circle, S. E., Tallahassee, Florida 32399-0361, (850)413-3039

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

DEPARTMENT OF FINANCIAL SERVICES

Board of Funeral, Cemetery, and Consumer Services

RULE TITLES:	RULE NOS.:
Direct Disposer/Establishment; Fees	69K-17.0030
Continuing Education for License Renewal	69K-17.0034

PURPOSE AND EFFECT: To update the rules to reflect legislative changes to application fees for direct disposer establishments and continuing education requirements for direct disposers.

SUBJECT AREA TO BE ADDRESSED: Application fees for direct disposer establishments and continuing education requirements for direct disposers.

SPECIFIC AUTHORITY: 497.103, 497.140, 497.147, 497.367, 497.378, 497.602, 497.603, 497.604 FS.

LAW IMPLEMENTED: 497.140, 497.147, 497.367, 497.378, 497.602, 497.603, 497.604 FS.

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

TIME AND DATE: 9:00 a.m., March 30, 2006

PLACE: Room 104J, Hartman Building, 2012 Capital Circle, S. E., Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Diana Evans, Executive Director, Board of Funeral, Cemetery, and Consumer Services, Alexander Building, 2020 Capital Circle, S. E., Tallahassee, Florida 32399-0361, (850)413-3039

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

69K-17.0030 Direct Disposer/Establishment; Fees.

(1) The direct disposer nonrefundable application fee shall be ~~\$300~~ ~~50.00~~.

~~(2) The direct disposer registration fee shall be \$200.~~

~~(2)(3) The direct disposer renewal fee shall be \$250.~~

~~(3)(4) The direct disposal establishment nonrefundable application registration fee shall be \$300.~~

Specific Authority 497.103, 497.140, 497.602, 497.603, 497.604 FS. Law Implemented 497.140, 497.602, 497.603, 497.604 FS. History—New 3-10-98, Formerly 61G8-17.0030, Amended.

69K-17.0034 Continuing Education for License Renewal.

(1) through (3) No change.

(4) No license shall be renewed unless the licensee has completed the required continuing education hours together with completion of a single board approved course on communicable diseases, including HIV/AIDS, which course shall contain the subject area requirements set out in subsection 69K-17.0042(3), F.A.C. Courses approved in communicable diseases shall meet the requirements of Sections 497.367, 497.378, 497.603 and 497.162, F.S.

(a) Funeral directors and embalmers shall complete twelve (12) hours of continuing education.

(b) Registered direct disposers shall complete ~~six (6) three~~ ~~(3)~~ hours of continuing education.

(5) through (6) No change.

Specific Authority 497.103, 497.147, 497.367, 497.378, 497.603 FS. Law Implemented 497.147, 497.367, 497.378, 497.603 FS. History—New 4-10-94, Amended 3-14-95, 7-25-95, 9-25-95, 9-25-97, 11-11-99, 11-20-00, 6-24-01, 11-29-01, 4-27-03, Formerly 61G8-17.0034, Amended.

DEPARTMENT OF FINANCIAL SERVICES

Board of Funeral, Cemetery, and Consumer Services

RULE TITLE: Fees
RULE NO.: 69K-22.003

PURPOSE AND EFFECT: To update the rule to reflect legislative changes to the application fee for cinerator facilities.

SUBJECT AREA TO BE ADDRESSED: License fees for cinerator facilities.

SPECIFIC AUTHORITY: 497.103, 497.140, 497.606 FS.

LAW IMPLEMENTED: 497.140, 497.606 FS.

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

TIME AND DATE: 9:00 a.m., March 30, 2006

PLACE: Room 104J, Hartman Building, 2012 Capital Circle, S. E., Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Diana Evans, Executive Director, Board of Funeral, Cemetery, and Consumer Services, Alexander Building, 2020 Capital Circle, S. E., Tallahassee, Florida 32399-0361, (850)413-3039

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

69K-22.003 Fees.

(1) The application fee for a cinerator facility shall be ~~\$300~~ ~~250~~ and will include licensure for the remainder of the biennium during which license application is granted.

(2) through (4) No change.

Specific Authority 497.103, 497.140, 497.606 FS. Law Implemented 497.140, 497.606 FS. History—New 2-13-80, Formerly 21J-22.03, Amended 4-1-90, 12-18-90, Formerly 21J-22.003, Amended 2-21-95, 7-4-95, 9-17-97, 2-16-98, 11-17-99, Formerly 61G8-22.003, Amended.

FINANCIAL SERVICES COMMISSION

Office of Insurance Regulation

RULE TITLES: Categories of Reserves
Specific Minimum Standards for Morbidity, Mortality and Interest
RULE NOS.: 69O-154.203
69O-154.204

PURPOSE AND EFFECT: To revise the health reserve rules to reflect changes made by the NAIC in 2006 and to revise the Specific Minimum Standards for Morbidity, Mortality and Interest to reflect revisions made to the NAIC Accounting Practices and Procedures Manual in 2006.

SUBJECT AREA TO BE ADDRESSED: Changes made to Categories of Reserves and Specific Minimum Standards for Morbidity, Mortality and Interest by the NAIC in 2006.

SPECIFIC AUTHORITY: 624.308(1), 625.121(14), 625.081 FS.

LAW IMPLEMENTED: 624.307(1), 625.081, 625.121 FS.

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

TIME AND DATE: 9:30 a.m., March 27, 2006

PLACE: Room 142, Larson Building, 200 East Gaines Street, Tallahassee, Florida

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Office at least 5 calendar days before the program by contacting the person listed above.

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

Section II Proposed Rules

DEPARTMENT OF STATE

Division of Elections

RULE TITLE: Provisional Ballots

RULE NO.: 1S-2.037

PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to adopt permanently the provisions of Emergency Rule 1SER06-1, entitled, "Exception for Provisional Ballots-Sequoia Touch Screen" which was adopted on January 29, 2006, and expires on April 27, 2006. The emergency rule had been adopted subsequent to a finding by the Bureau of Voting Systems Certification that identified a significant obstacle with the application of Rule 1S-2.037, F.A.C., and the incorporated forms during the Bureau's testing of the Sequoia Voting System for compliance with the disability accessibility requirements of Title III of the Help America Vote Act and Section 101.56062, Florida Statutes. Rule 1S-2.037, F.A.C., and the incorporated forms as applied to the Sequoia Touch Screen Voting System could not ensure the secrecy of the provisional ballot as required under state and federal law. If the forms were used, the provisional ballot identification number included on the certificate and affirmation would reveal a link between the identity of the voter and the vote cast when ballot image reports are generated. This problem was confirmed by the vendor for the Sequoia Touch Screen Voting System. At least four counties Pinellas, Indian River, Palm Beach and Hillsborough were potentially at risk but the adoption of the emergency rule.

The proposed rule amendment are necessary to continue to ensure that procedures and forms protect the secrecy of provisional ballots cast by voters in those counties using the Sequoia Touch Screen Voting System beyond the expiration date of the emergency rule.

The proposed rule contains the same text as the emergency rule which provides specific procedures and forms to be followed and used for provisional ballots in counties that use the Sequoia Touch Screen Voting System.

SUMMARY: The proposed rule amendment provides the procedures and forms to be used for provisional ballots in counties that use the Sequoia Touch screen Voting System.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory cost has been prepared.

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 within 21 days of this notice.

SPECIFIC AUTHORITY: 101.048 FS.

LAW IMPLEMENTED: 101.049 FS.

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

TIME AND DATE: 1:30 p.m., Monday, April 3, 2006

PLACE: Florida Heritage Hall, Plaza Level, R. A. Gray Building, Tallahassee, Florida

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT: Any person needing special accommodations to participate in this proposed rule workshop should contact the Department of State at 1(850)245-6536 no later than March 28, 2006. Any person who is hearing or speech impaired may contact the Department by using the Florida Relay Service with the following toll free numbers: 1(800)955-8770 (voice) or 1(800)955-8771.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Maria I. Matthews, Assistant General Counsel, Office of the General Counsel, Division of Elections, Department of State, 500 S. Bronough Street, Tallahassee, Florida 32399-0250. Copies of the proposed rule and the draft Forms DS DE #50 Sequoia and #50- Sequoia-A, are also available for viewing and downloading off the Division of Elections' website at: <http://election.dos.state.fl.us/index.html> or by contacting the above-named person at 1(850)245-6536

THE FULL TEXT OF THE PROPOSED RULE IS:

1S-2.037 Provisional Ballots.

(1) Notice of Rights to Provisional Ballot Voters. Written instructions are to be provided to each person who casts a provisional ballot and shall be entitled "Notice of Rights to Provisional Ballot Voters." The instructions shall contain:

(a) Information on how to access the respective county supervisor of election’s free access system and the information the voter will need to provide to obtain information on whether his or her provisional ballot was counted, and if not, the reason it was not counted.

(b) The statement “If this is a primary election, you should contact the supervisor of elections’ office immediately to confirm that you are registered and can vote in the general election.”

(c) The statement “You may provide written evidence supporting your eligibility to vote to the Supervisor of Elections at (provide address of the Supervisor) by no later than 5:00 p.m. of the third day following the election.”

(d) The statement “If you voted a provisional ballot because you did not have the proper identification, your ballot will be counted if your signature on the provisional ballot Voter’s Certificate and Affirmation matches the signature on your registration record and if you voted in the proper precinct. You will not need to provide further written evidence to the Supervisor of Elections.”

(2) Forms for Certificates and Affirmations. The Department of State, Division of Elections, is required to establish forms for Provisional Ballot Certificates and Affirmations to be used statewide. Subject to the exception in subsection (3), provisional ballot certificates and affirmations shall be substantially in accordance with Form DS DE 49 OS (Eff. 01/06), entitled “Optical Scan, Provisional Ballot Voter’s Certificate and Affirmation”; Form DS DE 49 OS/TS (eff. 01/06), entitled “Touch Screen, Provisional Ballot Voter’s Certificate and Affirmation”; or Form DS DE 49 OT (eff. 01/06), entitled “Optical Scan/Touchscreen, Provisional Ballot Voter’s Certificate and Affirmation”. All forms under this rule are hereby incorporated by reference. Copies of the forms may be obtained from the Division of Elections, Room 316, R.A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250, from the Division of Elections website at: <http://election.dos.state.fl.us>, or by contacting the Division of Elections at (850)245-6200.

(3) Exception. In order to ensure the secrecy of the ballot of each provisional ballot voter, the following forms and procedures must be used and followed in all counties using the Sequoia Touch Screen Voting System:

(a) Forms. Form DS DE 50 Sequoia, entitled “Sequoia Touch Screen, Provisional Ballot Voter’s Certificate and Affirmation,” (eff. /)” shall be used as the provisional ballot envelope form, and form DS DE 50 Sequoia-A, entitled “Provisional Ballot Identification Number Form,” (eff. /) shall be used to write the provisional ballot voter’s identification number, in reference to the procedures in paragraphs (b) and (c).

(b) Procedures at the polls:

1. Once a determination is made that a voter needs to vote a provisional ballot, the voter is provided with the provisional ballot envelope form DS DE 50 Sequoia.

2. The voter fills out the Provisional Ballot Voter’s Certificate and Affirmation using DS DE 49 Sequoia and provides it to the election official to witness.

3. The election official witnesses the voter’s signature and fills out the information on the back side of the envelope indicating the reason the voter is voting a provisional ballot.

4. The election official activates the voter card and writes the provisional ballot number from the card activator on a separate form using DS DE 50 Sequoia-A.

5. The voter verifies that the provisional ballot identification number on the form matches the ballot number from the card activator display.

6. The voter places the form with the ballot identification number in the Provisional Ballot envelope and seals the envelope.

7. The voter proceeds to the touch screen voting system and votes his or her provisional ballot.

8. At the close of the polls, all completed provisional ballot envelopes are returned to the supervisor of elections.

(c) Procedures during the canvassing process:

1. The canvassing board determines the eligibility of each provisional voter.

2. For each provisional voter that is determined to be eligible, the provisional ballot envelope shall be opened and the provisional ballot number shall be separated from the envelope containing the voter’s name to ensure that the voter’s name and provisional ballot number cannot be connected.

3. All ballots connected to the provisional ballot numbers for eligible voters shall be tabulated according to the procedures for tabulating ballots provided by the manufacturer.

4. For each provisional voter that is determined to be ineligible, the provisional ballot envelope shall not be opened and the Provisional Ballot Identification Number shall remain sealed in the envelope.

(d) Provisional ballot procedures on election day and during the early voting period must otherwise meet all requirements of this rule.

Specific Authority 20.10(3), 97.012(1), (2), 101.048 FS. Law Implemented 97.053(6), 101.043, 101.048, 101.049, 101.111 FS. History—New 2-2-04, Amended 1-29-06,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Maria Matthews, Assistant general Counsel

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Sarah Jane Bradshaw, Assistant Director of the Division of Elections

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: March 1, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 10, 2006

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Fruit and Vegetable

RULE CHAPTER TITLE: Inspection Programs
 RULE CHAPTER NO.: 5G-5

RULE TITLE: Alternative Inspection Programs
 RULE NO.: 5G-5.001

PURPOSE AND EFFECT: To provide alternative methods of citrus inspection compliance other than what is currently in place in order to effectively compete in the world market and avert a substantial loss of revenue within the citrus industry.

SUMMARY: The Division of Fruit and Vegetables may approve registered citrus processing plants that agree to comply with the Florida Quality Systems Certification Program Description and Guidelines.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory cost has been prepared.

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 within 21 days of this notice.

SPECIFIC AUTHORITY: 570.07(21), (23) FS.

LAW IMPLEMENTED: 570.07(2),(16),(21), 601.27, 601.49 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: Shannon Shepp, Director, Division of Fruit and Vegetable, Department of Agriculture and Consumer Services, 500 3rd Street, Winter Haven, Florida 33881, (863)291-5820

THE FULL TEXT OF THE PROPOSED RULE IS:

INSPECTION PROGRAMS

5G-5.001 Alternative Inspection Programs.

The Division of Fruit and Vegetables may approve registered citrus processing plants that apply for, agree to comply with and qualify to operate under the Florida Quality Systems Certification Program Description and Guidelines, dated January 17, 2006 hereby adopted by reference and available from the Division of Fruit and Vegetables, Department of Agriculture and Consumer Services, P. O. Box 1072, Winter Haven, Florida 33882-1072.

Specific Authority 570.07(21), (23) FS. Law Implemented 570.07(2),(16),(21),601.27, 601.49 FS. History–New_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Shannon Shepp, Director, Division of Fruit and Vegetable, Department of Agriculture and Consumer Services, 500 3rd Street, Winter Haven, Florida 33881, (863)291-5820

NAME OF PERSON OR SUPERVISOR WHO APPROVED THE PROPOSED RULE: Craig Meyer, Deputy Commissioner, Florida Department of Agriculture and Consumer Services, The Capital, 400 South Monroe Street, Tallahassee, Florida 32399

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 7, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: February 10, 2006

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are published on the Internet at the Department of Environmental Protection’s home page at <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Barbers’ Board

RULE TITLE: Endorsement
 RULE NO.: 61G3-16.005

PURPOSE AND EFFECT: To provide the necessary requirements for endorsement licenses.

SUMMARY: Address the hours and subject areas needed for endorsement application.

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

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

SPECIFIC AUTHORITY: 476.064(4), 476.144(5) FS.

LAW IMPLEMENTED: 476.144(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, Barbers’ Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0783

THE FULL TEXT OF THE PROPOSED RULE IS:

61G3-16.005 Endorsement

(1) through (3) No change.

(4) Demonstrates that he or she has completed:

(a) 1,000 hours of schooling in a program similar to, comparable to or more stringent than that required of Florida students and covering the subjects of Safety, Sanitation and

Sterilization, Hair Structure and Chemistry, Hair Cutting, Shampooing, Chemical Services, and Shaving as specified by the Barbers' Board; or

(b) through (5) No change.

Specific Authority 476.064(4), 476.144(5) FS. Law Implemented 476.144(5) FS. History—New 10-14-85, Formerly 21C-16.05, Amended 6-1-87, 11-12-87, 7-4-90, 12-23-90, 1-26-93, Formerly 21C-16.005, Amended 11-30-93,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Barbers' Board

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Barbers' Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 12, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 23, 2005

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Accountancy

RULE TITLE: Continuing Professional Education
RULE NO.: 61H1-33.003

PURPOSE AND EFFECT: The Board proposes to change the language regarding the deadline for submitting continuing professional education requirements.

SUMMARY: The deadline for submitting continuing professional education requirements will be changed to December 31 of the applicant's renewal year.

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

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

SPECIFIC AUTHORITY: 120.55(1)(a)4, 455.213(6), 455.2177, 455.2178, 455.2179, 473.304, 473.312 FS.

LAW IMPLEMENTED: 455.213(6), 455.2177, 455.2178, 455.2179, 473.312(1)(a), (c) 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: John Johnson, Executive Director, Board of Accountancy/MQA, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607

THE FULL TEXT OF THE PROPOSED RULE IS:

61H1-33.003 Continuing Professional Education.
(1) through (5) No change.

(6) Each certified public accountant shall, on or before July 15 prior to his biennial license renewal, report on forms prescribed by the Board, programs of continuing professional education completed during the applicable reestablishment period. Each certified public accountant's documentation supporting such programs 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 licensee will be given 60 days from the date of notification, but no later than December 31 ±, to comply with the continuing professional education requirements. Licensees 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 a \$50 fine within 60 days.

(7) No change.

Specific Authority 120.55(1)(a)4, 455.213(6), 455.2177, 455.2178, 455.2179, 473.304, 473.312 FS. Law Implemented 455.213(6), 455.2177, 455.2178, 455.2179, 473.312(1)(a), (c) FS. History—New 12-4-79, Amended 2-3-81, 4-5-83, 10-19-83, 8-20-85, Formerly 21A-33.03, Amended 9-18-88, 7-7-92, 12-2-92, Formerly 21A-33.003, Amended 12-14-93, 1-26-98, 12-17-00, 8-21-01, 3-21-05, 5-18-05, 7-10-05,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Accountancy

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Accountancy

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 27, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 28, 2005

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF HEALTH

Board of Dentistry

RULE TITLE: Licensees Excused from Continuing
RULE NO.: Educational Requirements 64B5-12.0135

PURPOSE AND EFFECT: The Board proposes to make changes to this section to clarify that the statutory licensure renewal training requirements found in Sections 456.013(7), 456.031 and 456.033, F.S. are not exempted by any provision of this rule section.

SUMMARY: The rule clarifies the point that nothing in this rule section operates to exempt licensees from complying with the biennial renewal training requirements imposed on renewing licensees by Sections 456.013 (7), 456.031, 456.033, F.S.

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

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

SPECIFIC AUTHORITY: 466.004(4), 466.0135, 466.014 FS.

LAW IMPLEMENTED: 466.0135, 466.014 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B5-12.0135 Licensees Excused from Continuing Educational Requirements.

(1) through (3) No change.

(4) No provision of this Section shall relieve a licensee from the obligation to obtain training required by Sections 456.013(7), 456.031, 456.033, F.S., as a condition of licensure renewal.

Specific Authority 466.004(4), 466.0135, 466.014 FS. Law Implemented 466.0135, 466.014, 456.013(7), 456.031, 456.033 FS. History--New 1-18-89, Formerly 21G-12.0135, 61F5-12.0135, 59Q-12.0135, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Dentistry

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Dentistry

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 4, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: December 16, 2005

DEPARTMENT OF HEALTH

Board of Psychology

RULE TITLE: Request for Retired Status

RULE NO.: 64B19-14.001

PURPOSE AND EFFECT: The Board proposes the creation of the rule in order to implement Section 456.036, F.S. 2005.

SUMMARY: The creation of the rule allows the licensee to request a retired status license.

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

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

SPECIFIC AUTHORITY: 456.036, 490.004(5) FS.

LAW IMPLEMENTED: 456.036, 490.004(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: Susan Love, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

THE FULL TEXT OF THE PROPOSED RULE IS:

64B19-14.001 Request for Retired Status.

A licensee with an active or inactive license may request to the Department for retired status by submitting a written request and remitting any applicable required fees.

Specific Authority 456.036, 490.004(5) FS. Law Implemented 456.036, 490.004(4), (5) FS. History--New

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Psychology

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Psychology

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 20, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 2, 2005

DEPARTMENT OF HEALTH

Board of Psychology

RULE TITLE: Reactivation of Retired Status Licenses

RULE NO.: 64B19-14.003

PURPOSE AND EFFECT: The Board proposes the creation of the rule in order to implement Section 456.036, F.S. 2005.

SUMMARY: The creation of the rule sets forth the process for reactivating a retired status license.

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

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

SPECIFIC AUTHORITY: 456.036, 490.004(5) FS.

LAW IMPLEMENTED: 456.036 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: Susan Love, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

THE FULL TEXT OF THE PROPOSED RULE IS:

64B19-14.003 Reactivation of Retired Status Licenses.

(1) A licensee, who has maintained a retired status license for fewer than five years, may reactivate his or her own retired status license and thereby place the license on active status by:

(a) Submitting a written request;

(b) Paying the application fee, set out in Rule 64B19-12.006, F.A.C.;

(c) Paying the fee for biennial renewal of an active license, set out in Rule 64B19-12.005, F.A.C. for all biennial licensure periods during which the license was in retired status;

(d) Paying any owed delinquency fees; and

(e) Paying any owed fees for changing status.

(2) A licensee, who has maintained a retired status license for five or more years, may reactivate his or her own retired status license and thereby place the license on active status by:

(a) Submitting a written request;

(b) Paying the application fee; set out in Rule 64B19-12.006, F.A.C.;

(c) Paying the fee for biennial renewal of an active license, set out in Rule 64B19-12.005, F.A.C. for all biennial licensure periods during which the license was in retired status;

(d) Paying any owed delinquency fees;

(e) Paying any owed fees for changing status; and

(f) Retake and pass the Florida laws and rules examination in the 12 months prior to submitting the request for reactivation.

(3) In addition, the licensee must submit proof that the licensee has obtained forty (40) hours of continuing education for each biennial licensure period in which the license was in retired status and for the last full biennial period in which the license was in active status. Finally, the licensee must either report any disciplinary action that has been taken against the licensee by an regulatory agency or must state that no such disciplinary action has been taken against the licensee. If the licensee has any outstanding administrative fines, the license may not be restored to active status until the administrative fines are paid.

Specific Authority 456.036, 490.004(5) FS. Law Implemented 456.036 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Psychology

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Psychology

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: January 20, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 2, 2005

FINANCIAL SERVICES COMMISSION

Office of Insurance Regulation

RULE TITLE: Insurance Administrator Annual Report and Licensure Application

RULE NO.: 690-136.019

PURPOSE, EFFECT, AND SUMMARY: To adopt forms Insurance Administrators must submit to the Office of Insurance Regulation to apply to do business in Florida and to submit financial information. The forms reflect new 2005 legislation, which in part requires Insurance Administrators to submit audited financial statements.

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

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.

SPECIFIC AUTHORITY: 626.8991 FS.

LAW IMPLEMENTED: 626.8805, 626.89 FS.

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

TIME AND DATE: 9:00 a.m., April 5, 2006

PLACE: Room 116, Larson Building, 200 East Gaines Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sandra DuPont, Specialty Product Administration, Office of Insurance Regulation, E-mail sandra.dupont@fldfs.com

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Office at least 5 calendar days before the program by contacting the person listed above.

THE FULL TEXT OF THE PROPOSED RULE IS:

690-136.019 Insurance Administrator Annual Report and Licensure Application.

(1) The forms adopted in subsections (2) and (3) below, are forms that Insurance Administrators must submit to the Office of Insurance Regulation to apply to do business in

Florida and to report financial information. All forms may be obtained from the Office's website: www.flor.com. All forms may be reproduced at will.

(2) Form OIR-C1-1075, "Application for Certificate of Authority – Insurance Administrator" (REV 12/05), is hereby incorporated by reference and is to be submitted to the Office of Insurance Regulation when applying to do business in Florida.

(3) Form OIR-A3-975, "Insurance Administrator Annual Report" (REV 12/05), is hereby incorporated by reference and is to be submitted to the Office of Insurance Regulation to report financial information.

Specific Authority 626.8991 FS. Law Implemented 626.8805, 626.89 FS. History—New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Sandra DuPont, Specialty Product Administration, Office of Insurance Regulation

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rich Robleto, Deputy Commissioner, Office of Insurance Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 16, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 23, 2005

FINANCIAL SERVICES COMMISSION

Office of Insurance Regulation

RULE TITLE: Life Expectancy Providers

RULE NO.: 690-204.201

PURPOSE, EFFECT AND SUMMARY: To implement rules over life expectancy providers.

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

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.

SPECIFIC AUTHORITY: 624.308(1), 626.99175, 626.9925 FS.

LAW IMPLEMENTED: 624.307(1), 626.99175 FS.

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

TIME AND DATE: 9:30 a.m., April 4, 2006

PLACE: Room 116, Larson Building, 200 East Gaines Street, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Bernie Stoffel, Specialty Product Administration, Office of Insurance Regulation, E-mail bernie.stoffel@fldfs.com

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Office at least 5 calendar days before the program by contacting the person listed above.

THE FULL TEXT OF THE PROPOSED RULE IS:

690-204.201 Life Expectancy Providers.

(1) Life Expectancy Provider Registration Forms.

(a) The following forms are incorporated by reference to be used in conjunction with an application for registration as a life expectancy provider to implement the provisions of Sections 626.99175, Florida Statutes:

<u>Form #</u>	<u>Title</u>
<u>OIR-C1-1663, (01/06)</u>	<u>Application for Registration Life Expectancy Provider</u>
<u>OIR-C1-1298, REV 10/05</u>	<u>Management Information Form</u>
<u>OIR-C1-1423, (January 27, 2005)</u>	<u>Biographical Affidavit</u>

(b) During the pendency of the application if any of the information submitted in the application for registration changes, the applicant must immediately notify the Office in writing of the change and submit documentation to evidence such change.

(c) If any of the information submitted in the application for registration changes subsequent to registration, the registrant shall notify the Office in writing and provide documentation evidencing such changes within 45 days. Changes in the registrant's name, residence address, principal business address, or mailing address requires at least 30 days advance notice.

(d) All forms may be obtained from and shall be submitted to Company Admissions, Office of Insurance Regulation, 200 East Gaines Street, Tallahassee, FL 32399-0326.

(2) Life Expectancy Provider Triennial Audit of Life Expectancies.

(a) The audit required by Section 626.99175(5), F.S., must be certified by an actuary who is a member of the American Academy of Actuaries and qualified in the area of determination of life expectancies used in connection with life insurance, pension funding, or other similar enterprises. The actuary's certification must include a statement that in his or her opinion the techniques and assumptions used to conduct the audit are reasonable and meet the requirements of Section 626.99175(5), F.S. Any exceptions to the statutory requirements shall be fully explained in detail in the certification.

(b) Should the actuary conducting the audit of the life expectancies find that in his or her professional judgment that the number of predicted deaths associated with such life expectancies would be too small to be statistically credible and/or if the lag in reporting deaths to the Social Security

Administration would result in a statistically significant underreporting of deaths for those life expectancies, such events shall be detailed in the audit report and certified by the actuary.

Specific Authority 624.308(1), 626.99175, 626.9925 FS. Law Implemented 624.307(1), 626.99175 FS. History—New

NAME OF PERSON ORIGINATING PROPOSED RULE:
Bernie Stoffel, Specialty Product Administration, Office of Insurance Regulation

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rich Robleto, Deputy Commissioner, Office of Insurance Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: February 16, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 10, 2005

Section III Notices of Changes, Corrections and Withdrawals

DEPARTMENT OF TRANSPORTATION

RULE CHAPTER NO.: 14-75 RULE NOS.: 14-75.0022 14-75.003 14-75.004 14-75.0051 14-75.0052	RULE CHAPTER TITLE: Qualification, Selection, and Performance Evaluation Requirements for Professional Consultants to Perform Work for DOT RULE TITLES: Consultant Qualification Process Minimum Qualification Standards by Type of Work Consultant Competitive Selection Process Suspension or Revocation of Qualification Professional Consultant Work Performance Evaluation System
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NOTICE OF CHANGE

Notice was published in Florida Administrative Weekly, Vol. 31, No. 50, December 16, 2005. There was no request for a hearing. However, in response to a review by the Joint Administrative Procedures Committee, the following changes are being made.

SUMMARY OF CHANGES:

1. 14-75.0022(3)(c)1.: The word “should” is changed to “must” in the added and the sentence which showed the deletion of a “b.” is reinstated as “b.” with subsequently identified “b.” through “d.” changed to “c.” through “e.” respectively, the “(s)” after “listing” is removed in two places, and the comma is deleted in “2003, Revision” so the section reads as follows:

“1. An audit report prepared by an independent Certified Public Accountant or governmental agency. The audit report must be received by the Department within six months of the end of the fiscal year it addresses, ~~will be no more than twelve months old on the date of submission~~ and will include the following:

a. A statement indicating the existence of an adequate accounting system that meets the Department’s audit requirements, as evidenced by certification by an independent Certified Public Accountant or governmental agency. The system must be adequate to support all billings made to the Department and other clients.

b. ~~A An~~ overhead statement indicating the direct labor costs incurred, listing allocable indirect costs, and listing other direct costs incurred and overhead rate for the most recently completed fiscal year.

c. A statement of reimbursement rates for indirect costs (overhead), direct expenses, and Facilities Capital Cost of Money (FCCM) for the most recently completed fiscal year.

~~d.e.~~ A statement that the consultant’s method of estimating costs for proposals is consistent with the accounting system.

~~e.d.~~ A statement that the audit was performed in accordance with generally accepted governmental auditing standards, the Department’s Reimbursement Rate Overhead Audit Guidelines, 2005, November 2002, and the Government Auditing Standards, 2003 Revision Revised July 1999 through Amendment No. 2, 8/18/99, published by the U.S. Government Printing Office, which are hereby incorporated by reference.”

2. 14-75.003(5)(c)1.a.(I): The heading is revised to delete “and Minor Bridge Design” and the phrase “This group is subdivided into two categories” is replaced by “This type of work includes the design of sound barriers, structural supports for highway signals, luminaries, and traffic signals” so that it reads as follows:

“(I) Type of Work 4.1.1: Miscellaneous Structures. This group type of work includes the design of sound barriers, structural supports for highway signals, luminaries, and traffic signals.”

3. 14-75.003(5)(c)2.e.: The word “Steel” is replaced by “Segmental” after “. . . Work Group 4.2.3 Major Bridge Design” to read as follows:

“. . . Engineers, having a minimum of five years each of structural bridge design experience in continuous span segmental concrete (precast or cast-in-place) bridges as defined in Work Group 4.2.3 Major Bridge Design - Segmental and three or more structural design engineers/technicians having a minimum of three years of bridge design experience.”

4. 14-75.003(5)(d)2.: The second letter “A” is deleted from the FHWA publication designation.

“2. Qualification Requirements. Types of work 5.1, 5.2, 5.3, and 5.4: Bridge Inspection. This type of work requires at least one professional engineer registered with the Florida State Board of Professional Engineers, having experience

appropriate to the sub-category requested. For types of work 5.1, 5.2, and 5.3, the engineer must have participated in field inspections meeting the requirements of the National Bridge Inspection Standards, Appendix C to U.S. Department of Transportation Federal Highway Administration, *Recording and Coding Guide for the Structure Inventory and Appraisal of the Nation's Bridges*, Report No. FHWA-A-PD96-001, December 1995, incorporated herein by reference, for the structure types in the sub-category for which qualification is requested. For type of work 5.4, the engineer must have performed a load rating of a bridge.”

5. 14-75.003(5)(e)1.c.: The description for the type of work underlined new language at the end is revised to agree with the subsequent descriptions under the Qualification Requirements that follow in 14-75.003(5)(e)2.a. through c.:

“ . . . This work Type is subdivided into four categories: Type of Work 6.3.1: Intelligent Transportation Systems Analysis and Design, Type of Work 6.3.2: Intelligent Transportation Systems Implementation, Type of Work 6.3.3: Intelligent Transportation Traffic Engineering Systems Communications, and Type of Work 6.3.4: Intelligent Transportation Systems Software Development.”

6. 14-75.003(5)(h)1.d.(II): Correction of a typographical error “fro” changed to “for.”

7. 14-75.003(5)(q): The listed C.F.R. document cited is to be incorporated by reference.

“1. Type of Work. This type of work is defined as relocation planning at the conceptual stage of a transportation project and the preparation of the Relocation Needs Assessment Survey, identifying displaced persons and likely business damage candidates pursuant to the Uniform Relocation Assistance and Real Property Acquisition Policies Act and 49 C.F.R., Part 24, incorporated herein by reference, and _____ available at: <http://www.fhwa.dot.gov/realestate/ua/index.htm>.”

8. 14-75.0051(1): Change reference in the last sentence from “(a) through (e)” to “(a) through (c).”

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are published on the Internet at the Department of Environmental Protection’s home page at <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.: 40E-6.311
 RULE TITLE: Access to Works and Land of the District; Closures

NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the Notice of Proposed Rulemaking that was published in the Vol. 32, No. 8, February 24, 2006, issue of the Florida Administrative Weekly (FAW). The Notice inadvertently did not include Rule 40E-6.311, F.A.C., Access to Works and Land of the District; Closures, in the list of rule numbers and titles at the beginning of the Notice. The proposed rule repeal was included in the text portion of the Notice.

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-4.199
 RULE TITLE: Mental Health Targeted Case Management

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. 30, No. 51, December 17, 2004, issue of the Florida Administrative Weekly. The proposed rule was incorporating by reference the Florida Medicaid Mental Health Targeted Case Management Coverage and Limitations Handbook, May 2006. The handbook contains the policies and procedures for the Medicaid Mental Health Targeted Case Management Program. In response to comments received at the public hearing, the following changes were made to the handbook that is being incorporated by reference: On the Update Log, the Update No. was corrected to read, “May 2006 – Revised Handbook.” The footer date on the handbook pages was also changed to “May 2006.”

A copy of the revised Florida Medicaid Mental Health Targeted Case Management Coverage and Limitations Handbook, May 2006, is available from Michelle Comeaux, Bureau of Medicaid Services, at 921-8288.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Construction Industry Licensing Board

RULE NO.: 61G4-16.0031
 RULE TITLE: Practical Examination for Swimming Pool Specialty Contractors

NOTICE OF CORRECTION

The above-adopted rule was originally published as Rule 61G4-16.003 in the October 7, 2005, issue of the Florida Administrative Weekly, Vol. 31, No. 40, on pages 3511 through 3514.

The rule has been adopted and published in the Florida Administrative Code as 61G4-16.0031.

The foregoing change does not affect the substance of the adopted rule.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Tim Vaccaro, Executive Director, Construction Industry Licensing Board, 1940 N. Monroe Street, Tallahassee, FL 32399-0750

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NO.: 61J1-2.005
 RULE TITLE: Inactive Registration

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. 31, No. 44, of the November 4, 2005, issue of the Florida Administrative Weekly. The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee (JAPC). The Board, at its meeting held on February 6, 2006, voted to make changes to the rule to address the JAPC concerns. The changes are as follows:

Subsection (1): Delete the word “automatically.”

Subsection (2) shall read: At any time after obtaining registration as an appraiser, the registrant may request inactive status by submitting to the Board DBPR form DBPR RE-2060 or DBPR form DBPR RE-2065, which are incorporated by reference. The fee to change licensure status is found in Rule 61J1-2.001, F.A.C.

Subsection (3): Delete the word “automatically.”

Subsection (4): Delete the word “automatically.”

Subsection (5) shall read: A registered appraiser, whose registration is designated inactive pursuant to subsection (1), (2) or (3), may request an active registration on DBPR form DBPR RE-2060 or DBPR form DBPR RE-2065. If the inactive duration is less than 2 years and does not extend beyond 1 biennial renewal cycle (registration period), no additional education is required.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Michael E. Murphy, Acting Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are published on the Internet at the Department of Environmental Protection’s home page at <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

DEPARTMENT OF HEALTH

Board of Nursing Home Administrators

RULE NO.: 64B10-15.001
 RULE TITLE: Continuing Education for Licensure Renewal

NOTICE OF CHANGE

Pursuant to subparagraph 120.54(3)(d)1., F.S., notice is hereby given that the following changes have been made to the proposed Rule published in Vol. 31, No. 40, October 7, 2005, issue of the Florida Administrative Weekly. The Board held a public hearing on this Rule on July 8, 2005, in Ft. Lauderdale, Florida, and determined changes to the Rule should be made.

(1) through (2) No change.

~~(3) A newly licensed Nursing Home Administrator shall not be required to complete a continuing education requirement prior to the first renewal of his license, but it shall be required prior to any subsequent renewal.~~

~~(4) During the license renewal period, the Department will send to each license holder at the last address of record, a notice for renewal. Failure to receive any notification does not relieve the continuing education requirements or waive the license expiration date. The application for renewal shall include a statement in which the licensee shall declare that during the biennium preceding renewal, he completed the required hours of approved continuing education.~~

~~(3)(5) Each licensee shall be responsible for maintaining the documentation as may be necessary to prove his/her compliance with the continuing education requirements for a period of four years during the current renewal period and the one immediately preceding and shall provide such documentation to the Department upon request.~~

~~(4)(6) The Department shall audit at random a number of licensees as necessary to ensure that these continuing education requirements are met.~~

~~(5)(7)(a) Licensees shall include either the hours obtained from attendance at the HIV/AIDS course required under Section 456.033(1), F.S., or a course in end of life care and palliative health care that may be taken in lieu of the HIV/AIDS course pursuant to Section 456.033(9), F.S., as part of the hours required for biennial renewal.~~

~~(b) As a condition of biennial licensure renewal, each licensee must participate in a Board approved continuing education course on medical errors as required by Section 456.013, F.S. The course shall not be less than two (2) contact hours and must contain the following components: Root-cause analysis; error reduction and prevention; and patient safety.~~

~~(6)(8) A licensee who attends a meeting of a national association involved in the establishment of standards of practice for nursing home administrators or the regulation of nursing home administrators may apply to the Board for approval of that activity as a continuing education activity. In order to receive said approval, the licensee must submit a written statement to the Board within 60 days of attendance or participation in said conference, stating the name of the organization conducting the meeting, dates of attendance, and a brief statement as to how the course that activity contributed to the enhancement of the licensee’s skills, or otherwise enabled the licensee to keep abreast of changes affecting the~~

~~practice of nursing home administration. The Board may approve up to 5 hours of continuing education per year in one year under this paragraph.~~

~~(7)(9) Three hours of continuing education may be obtained by the following:~~

~~(a) Attending one full day of a board meeting in compliance with the following:~~

~~1. The licensee must sign in with the Executive Director/Program Operations Administrator of the board before the meeting day begins.~~

~~2. The licensee must remain in continuous attendance.~~

~~3. The licensee must sign out with the Executive Director/Program Operations Administrator at the end of the meeting. A licensee shall receive continuing education credit in risk management for attending a board meeting at which another licensee is disciplined. A licensee may also be granted continuing education hours if he or she serves as a volunteer expert witness for the department in a disciplinary case, or if he or she serves as a member of a probable cause panel after the expiration of the Board member's term. A licensee who attends a meeting of the Board of Nursing Home Administrators may receive 3 hours of continuing education in one year for attending said Board meeting. Licensees who are attending the meeting because of pending disciplinary action, and members of the Board, are not eligible to receive credit under this paragraph. In order to receive credit for these continuing education hours, the licensee must deliver a statement, in writing, to the senior staff member present at said Board meeting, of his intention to claim continuing education hours under this paragraph. A maximum of three (3) hours of continuing education credits in risk management may be earned each biennium by licensees in the following manner:~~

~~(b)(4) Serve as a volunteer expert witness for the department in a disciplinary case.~~

~~(c)(5) Serve as a member of a probable cause panel after expiration of the Board's member's term(s).~~

~~(10) In addition to the continuing education credits authorized above, a maximum of three-~~

~~(3) hours of credit in the area of risk management may be earned each biennium in the following manner:~~

~~(a) Attend a board meeting where a licensee is disciplined.~~

~~(b) Serve as a volunteer expert witness for the department in a disciplinary case.~~

~~(c) Serve as a member of a probable cause panel after expiration of the Board's member's term(s).~~

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

FISH AND WILDLIFE CONSERVATION COMMISSION

Marine Fisheries

RULE CHAPTER TITLE: Blue Crab

RULE NOS.:	RULE TITLES:
68B-45.004	Regulation and Prohibition of Certain Harvesting Gear
68B-45.007	Blue Crab Limited Entry Endorsement Program

NOTICE OF CHANGES TO PROPOSED RULE

The Fish and Wildlife Conservation Commission announces additional changes to the above-referenced proposed rules, as a result of comments provided by the staff of the Joint Administrative Procedures Committee of the Florida Legislature. The changes make permission to allow another person to work blue crab traps mandatory on the agency once criteria are met and specify the title of forms being incorporated by reference in the two rules. The two rules as changed will now read as follows:

68B-45.004 Regulation and Prohibition of Certain Harvesting Gear.

(1) through (9) No change.

(10) During any time of the year when it is legal to transport blue crab traps, a harvester may seek permission from the Division of Law Enforcement to allow another person to transport, deploy, pull, or retrieve his or her traps. Permission will be granted upon receipt of a written statement signed by both the commercial harvester seeking to have his or her traps pulled and the person designated to pull the traps, which statement also shall contain the following:

(a) The reason the harvester needs to have his or her traps pulled;

(b) The numbers of the saltwater products license and blue crab endorsement of both the harvester seeking to have the traps pulled and the person who will be pulling the traps;

(c) The buoy colors of the harvester seeking such permission;

(d) The name and number of the vessel to be used by the person who will be pulling the traps;

(e) The general locations of the pulling activity of the vessel to be engaged in pulling the traps; and

(f) The dates the other person will be transporting, deploying, pulling or retrieving the traps.

Permission to pull traps in this manner shall be obtained daily by telephone from the Division of Law Enforcement for a maximum of 5 days without renewal or extension of the request. Permission to have traps pulled by another person for a longer period of time must be based on extraordinary circumstances such as severe personal or family illness or accident or major equipment problem, and shall be obtained through petition to the Division of Law Enforcement on Commission Form DMF-SL4590 (01-06) (Blue Crab Trap

Pulling Petition), herein incorporated by reference, and will be granted upon such conditions as the Division deems appropriate for the protection of the resource. It shall be the responsibility of the commercial harvester, or a member of the harvester's immediate family, to petition the Division. The petition shall include a complete description of the extraordinary circumstances with corroborating documentation, the amount of additional time requested, the number of traps to be pulled, and a signed statement from the other person, attesting to his/her willingness and ability to pull these traps during this time period as well as an awareness of all rules governing the blue crab fishery. If the person designated to pull the petitioner's traps does not possess a saltwater products license with restricted species and a blue crab endorsement, the petitioner, as the license holder of record must possess a vessel saltwater products license and shall be held accountable for the designee's compliance with all regulations governing the blue crab fishery.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 12-14-93, Amended 6-1-94, 1-1-95, 10-4-95, 9-30-96, 1-1-98, 6-1-99, Formerly 46-45.004, Amended 2-28-02, 10-21-04, 3-1-05,_____.

68B-45.007 Blue Crab Limited Entry Endorsement Program.

(1) No change.

(2) The Commission shall notify all holders of a 2004/2005 commercial saltwater products license with a restricted species endorsement and an existing blue crab endorsement of their initial eligibility or denial of a blue crab limited entry endorsement. Those notified will indicate either their acceptance of the initial award of a blue crab limited entry endorsement number by completion of an acceptance application (Form DMF-SL4500, Blue Crab Limited Entry Endorsement Application (01-06 05-05), incorporated herein by reference) or submit an application to appeal (Form DMF-SL4510, Application for Appeal of Blue Crab Limited Entry Endorsement (05-05), incorporated herein by reference), as specified in paragraph (11)(b) ~~(10)(b)~~.

(3) Except for those qualifying for a non-transferable blue crab limited entry endorsement as specified in subsection (6), the Blue Crab Limited Entry Endorsement Application The acceptance application must be received by the Commission no later than September 30, 2006. An applicant may be a person, firm, or corporation.

(a) No change.

(b) Except as specified in subsection (6), qualification for a blue crab limited entry endorsement number shall be determined by landings of blue crab reported on a valid saltwater products license with a valid restricted species endorsement and a blue crab endorsement, and as specified in paragraph (c).

(c) No change.

(4) through (5) No change.

(6) Non-transferable blue crab limited entry endorsement (V-N). Persons will qualify for the V-N endorsement if they meet the criteria set forth in paragraph (3)(a), have had no convictions for violations associated with gears defined in subsection 68B-4.002(3) or (4), F.A.C., since July 1, 1995, and have documented landings using such gears pursuant to Commission trip tickets generated for the Marine Information System under Rule Chapter 68E-5, F.A.C. prior to July 1, 1995, or 2) sold nets to the state according to the provisions of the net buy back program, Chapter 95-414, Laws of Florida. Qualifying landings must have been received by the Marine Information System no later than August 1, 1995.

(a) The non-transferable blue crab limited entry endorsement cannot be sold or otherwise transferred to any other person as described in subsections (15) or (16).

(b) The holder of a non-transferable blue crab limited entry endorsement number shall be entitled to purchase up to 100 hard shell blue crab trap tags that will allow them to deploy a like number of hard shell blue crab traps in any state waters.

(c) Applicants qualifying for a V-N blue crab limited entry endorsement number pursuant to this subsection may apply for the endorsement by completing and submitting application Form DMF-SL4570, Non-Transferable Blue Crab Limited Entry Endorsement (01-06), incorporated herein by reference.

(d) Applicants must submit their application to the Commission no later than September 30, 2006. An applicant may be a person, firm, or corporation.

(e) Applicants qualifying pursuant to subsection (6) will only be eligible for one V-N endorsement.

(f) Applicants initially denied a V-N endorsement number may appeal their denial by submitting a completed appeals application form (DMF-4580, Application for Appeal of the Non-Transferable Blue Crab Limited Entry Endorsement (01-06), hereby incorporated by reference), to the Director of the Division of Marine Fisheries Management by March 31, 2006.

(g) The Executive Director of the Commission or his designee shall consider disputes or problems of applicants appealing their initial denial of a V-N award.

(h) The burden of proof shall be on the appellant to demonstrate through either: 1) copies of trip tickets or other proof of landings described in paragraph (a) legitimate sales to a licensed wholesale dealer that were not reported by the wholesale dealer or included in the agencies database, or 2) proof of sales to the state according to the provisions of the net buy back program, Chapter 95-414, Laws of Florida.

(i) The holder of a V-N blue crab limited entry endorsement number shall be subject to the same trap tag requirements described in subsection (7).

(j) The holder of a V-N blue crab limited entry endorsement number shall be subject to the same renewal criteria described in subsection (9).

(k) The holder of a V-N blue crab limited entry endorsement number shall be subject to the renewal criteria described in paragraph (10)(a).

(l) The holder of a V-N blue crab limited entry endorsement number shall not be eligible to serve either on the blue crab limited entry appeals board described in subsection (11) or the advisory board described in subsection (12).

(m) The holder of a V-N endorsement number shall be subject to the requirements of subsections (13) and (14).

(n) If the holder of a V-N blue crab limited entry endorsement number purchases a V-H endorsement described in subsection (4) or a V-S endorsement described in subsection (5), the non-transferable endorsement shall be forfeited.

~~(7)(6)~~ No change.

~~(8)(7)~~ Effective September 30, 2006, no additional blue crab limited entry endorsements will be issued except to applicants qualifying as specified in subsection (18), and no blue crab limited entry ~~such~~ endorsement will be renewed or replaced except those that were issued pursuant to subsection (4), (5), (6), or (11)(10).

~~(9)(8)~~ No change.

~~(10)(9)~~ Requalification. Beginning with license year 2009/2010, the holder of a blue crab limited entry endorsement number, except those qualifying as specified in subsection (18), must requalify for the endorsement number by documenting landings on such endorsement as specified in paragraph (a) or (b) in at least one of the previous three license years. Each endorsement number will then be valid for three years from the date of requalification, but must still be renewed annually as required by subsection (8). Except for the V-I endorsement specified in subsection (18), aAny blue crab limited entry endorsement number not meeting the requalification criteria as specified in paragraph (a) or (b) will not be renewed.

(a) In order to requalify a V-H or a V-N endorsement number, an applicant for requalification must document landings equal to or exceeding 500 pounds of hard shell blue crabs. Persons wishing to also requalify V-H endorsement numbers on additional saltwater products licenses must document landings equal to or exceeding 7,500 pounds of hard shell blue crabs on each of those licenses.

(b) No change.

(10) through (16) renumbered (11) through (17) No change.

(18) Blue crab incidental take endorsement. Persons possessing a valid stone crab endorsement or can demonstrate landings of blue crabs caught as bycatch by shrimp gears that were used to lawfully harvest shrimp pursuant to Commission trip tickets generated for the Marine Information System under Rule Chapter 68E-5, F.A.C., will qualify for a blue crab incidental take endorsement (V-I). The holder of an V-I number

shall be entitled to harvest and sell blue crab as bycatch, provided the amount does not exceed 200 pounds of blue crabs per vessel per trip.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History--New 5-26-05, Amended _____.

Section IV Emergency Rules

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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Section V

Petitions and Dispositions Regarding Rule Variance or Waiver

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN that on February 23, 2006, South Florida Water Management District (District) received a petition for waiver from Miami-Dade County Water and Sewer Department, Application Number 06-0119-3 for issuance of a Modification to Right of Way Occupancy Permit Number 7453, for utilization of Works or Lands of the District known as the C-6 Canal, Miami-Dade County, to allow the proposed placement of an above-ground meter vault within 40 feet of the top of the canal bank and within the District's 100 foot long designated equipment staging area at the northeast quadrant of 116th Way bridge and N. W. South River Drive in conjunction with the proposed relocation of an existing, previously-authorized sewer main to accommodate the Florida

Department of Transportation's road widening project within the north right of way of C-6, Section 32, Township 52 South, Range 40 East. The petition seeks relief from subsections 40E-6.011(4), (5) (6), and paragraph 40E-6.221(2)(j), Florida Administrative Code, which governs the placement of permanent and/or semi-permanent above-ground encroachments within 40 feet of the top of the canal bank and within the District's 100 foot long designated equipment staging areas within Works or Lands of the District.

A copy of the petition may be obtained from Kathie Ruff, (561)682-6320 or e-mail kruff@sfwmd.gov. The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by the end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406, Attn: Kathie Ruff, Office of Counsel.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that on January 3, 2006, the Division of Hotels and Restaurants received a Petition for a Routine Variance for paragraphs 61C-1.004(1)(a), 61C-1.004(1)(d) and subsection 61C-4.010(6), Florida Administrative Codes (F.A.C.s), from Vejigante (Latin Food) located in Orlando. The above referenced F.A.C. state the water supply shall meet the standards provided in Chapters 64E-8, 62-550 and 62-555 F.A.C., that sewage shall be disposed of in a public sewerage system or other approved sewerage system in accordance with the provisions of Chapter 64E-6 or 62-601, F.A.C., and physical facilities at public food service establishments shall be subject to the provisions of Chapter 6 of the Food Code. The Petitioner is requesting a variance to not have hard plumbing in their kiosk and use alternative methods for sewage disposal and obtaining potable water.

This variance request was approved February 21, 2006 and is contingent upon Petitioner using two (5) gallon or greater potable water tanks and utilizing wastewater holding tank(s) that is at least 15% larger than the potable water holding tank. Water and wastewater holding tanks are to be emptied as often as needed to prevent a sanitary nuisance. Petitioner must have an approved supply of potable water with written documentation provided and sanitize the fresh water and wastewater tanks at least once every 24 hours. If the menu changes or expands in any manner, the Petitioner must notify the Division in writing and this variance request will be re-evaluated. All provisos and plan review deficiencies shall be met prior to licensing. The Petitioner shall follow all applicable Administrative Rules and Federal Food and Drug Administration Food Code references. Any violation of the variance is the equivalent of a violation of the rule and may

result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, Florida Statutes.

NOTICE IS HEREBY GIVEN that on January 25, 2006, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsections 61C-4.010(1) and 61C-4.010(6), Florida Administrative Codes, from Food to You, Inc. located in North Port. The above referenced F.A.C. addresses food supplies, food protection, and physical facilities-except as specifically provided in this rule, public food service establishments shall be subject to the provisions of Chapter Three and Chapter Six of the FDA Food Code. They are requesting to do open air food service on a Mobile Food Dispensing Vehicle.

This variance was approved January 21, 2006 and is contingent upon the Petitioner's use of an open-air steam table that is properly covered and air curtain is operating properly-according to manufacturer's specifications and Section 6-202-15(D)(2), 2001 FDA Food Code, as to expel possible contaminants and vermin. Approval is also contingent upon Petitioner conducting all re-heating for hot holding at approved commissaries to the proper temperature per the 2001 FDA Food Code, Section 3-403.11; and potentially hazardous food is held at proper temperatures according the 2001 FDA Food Code Section 3-501.16.

The Petitioner shall strictly adhere to paragraph 61C-4.016(1)(c), Florida Administrative Code, and report to the commissary at least once daily when operating. All warewashing is to be conducted at the commissary and strict adherence to employee health guidelines as specified in the 2001 FDA Food Code Section 2-201 are to be followed. Copies of variance and operating procedures are to be present on the MFDV at all times of operation and shall be adhered to as approved by the Division. Any violation of the variance is the equivalent of a violation of the rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, Florida Statutes.

NOTICE IS HEREBY GIVEN that on January 27, 2006, the Division of Hotels and Restaurants received a Petition for an Emergency Variance Request for subsection 61C-4.010(7), Florida Administrative Code, from the Comfort Inn Northeast located in Fern Park. The above referenced Florida Administrative Code states "that each food service establishment must maintain a minimum of one public bathroom for each sex, properly designated...." They are requesting a variance to use the one bathroom facility located in the establishment and have seating for twenty (20).

This variance request was approved February 21, 2006 and is contingent upon Petitioner ensuring the public restroom inside Comfort Inn is functional, has hot and cold running water at all

times, provided with soap and an approved method to dry hands, and kept in a clean and sanitary manner. Seating shall not exceed twenty (20) which includes inside and any outside seating. Any violation of the variance is the equivalent of a violation of the rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, Florida Statutes.

NOTICE IS HEREBY GIVEN that on January 31, 2006 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsections 61C-4.0101(1) and 61C-4.010(6) Florida Administrative Codes, from Hammer's Catering located in Cocoa. The above referenced F.A.C. addresses food supplies, food protection, and physical facilities-except as specifically provided in this rule, public food service establishments shall be subject to the provisions of Chapter Three and Chapter Six of the FDA Food Code. They are requesting to do open air food service on a Mobile Food Dispensing Vehicle.

This variance was approved January 21, 2006 and is contingent upon the Petitioner's use of an open-air steam table that is properly covered and air curtain that is operating properly-according to manufacturer's specifications and Section 6-202-15(D)(2), 2001 FDA Food Code, as to expel possible contaminants and vermin. Approval is also contingent upon Petitioner conducting all re-heating for hot holding at approved commissaries to the proper temperature per the 2001 FDA Food Code, Section 3-403.11; and potentially hazardous food is held at proper temperatures according the 2001 FDA Food Code Section 3-501.16.

The Petitioner shall strictly adhere to paragraph 61C-4.0161(1)(c), Florida Administrative Code, and report to the commissary at least once daily when operating. All warewashing is to be conducted at the commissary and strict adherence to employee health guidelines as specified in the 2001 FDA Food Code Section 2-201 are to be followed.

Copies of variance and operating procedures are to be present on the MFDV at all times of operation and shall be adhered to as approved by the Division. Any violation of the variance is the equivalent of a violation of the rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, Florida Statutes.

NOTICE IS HEREBY GIVEN that on January 31, 2006 the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsections 61C-4.0101(1) and 61C-4.010(6), Florida Administrative Codes, from Munch Time Wagon located in Cocoa. The above referenced F.A.C. addresses food supplies, food protection, and physical facilities-except as specifically provided in this rule, public food service establishments shall be subject to the provisions

of Chapter Three and Chapter Six of the FDA Food Code. They are requesting to do open air food service on a Mobile Food Dispensing Vehicle.

This variance was approved January 21, 2006 and is contingent upon the Petitioner's use of an open-air steam table that is properly covered and air curtain that is operating properly-according to manufacturer's specifications and Section 6-202-15(D)(2), 2001 FDA Food Code, as to expel possible contaminants and vermin. Approval is also contingent upon Petitioner conducting all re-heating for hot holding at approved commissaries to the proper temperature per the 2001 FDA Food Code, Section 3-403.11; and potentially hazardous food is held at proper temperatures according the 2001 FDA Food Code Section 3-501.16.

The Petitioner shall strictly adhere to paragraph 61C-4.0161(1)(c), Florida Administrative Code, and report to the commissary at least once daily when operating. All warewashing is to be conducted at the commissary and strict adherence to employee health guidelines as specified in the 2001 FDA Food Code Section 2-201 are to be followed.

Copies of variance and operating procedures are to be present on the MFDV at all times of operation and shall be adhered to as approved by the Division. Any violation of the variance is the equivalent of a violation of the rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, Florida Statutes.

NOTICE IS HEREBY GIVEN that on February 9, 2006, the Division of Hotels and Restaurants received a Petition for Emergency Variance for paragraph 61C-1.004(1)(d), Florida Administrative Code, from Stefano's Gelato Cafe located in Oviedo. The above referenced F.A.C. state that sewage shall be disposed of in a public sewerage system or other approved sewerage system in accordance with the provisions of Chapter 64E-6 or 62-601, F.A.C. Petitioner is requesting a variance to not have water plumbed in their kiosk and use alternative methods for sewage disposal.

This variance request was approved February 21, 2006 and is contingent upon Petitioner using a seven (7) gallon or greater potable water tank and utilizing a wastewater holding tank that is at least 15% larger than the potable water holding tank. Water and wastewater holding tanks are to be emptied as often as needed to prevent a sanitary nuisance. Petitioner must have an approved supply of potable water with written documentation provided and sanitize the fresh water and wastewater tanks at least once every 24 hours. If the menu changes or expands in any manner, the Petitioner must notify the Division in writing and this variance request will be re-evaluated. All provisos and plan review deficiencies shall be met prior to licensing. The Petitioner shall follow all applicable Administrative Rules and Federal Food and Drug Administration Food Code references. Any violation of the

variance is the equivalent of a violation of the rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, Florida Statutes.

NOTICE IS HEREBY GIVEN that on February 9, 2006, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsections 61C-4.010(1) and 61C-4.010(6), Florida Administrative Codes (F.A.C.), from Liza's located in Orlando. The above referenced F.A.C.s address food supplies, food protection, and physical facilities-except as specifically provided in this rule, public food service establishments shall be subject to the provisions of Chapter Three and Chapter Six of the FDA Food Code. They are requesting to do open air food service on a Mobile Food Dispensing Vehicle.

This variance request was approved January 21, 2006 and is contingent upon the Petitioner's use of open-air steam table is properly covered and air curtain is operating properly-according to manufacturer's specifications and Section 6-202-15(D)(2), 2001 FDA Food Code, as to expel possible contaminants and vermin. Approval is also contingent upon Petitioner conducting all re-heating for hot holding at approved commissaries to the proper temperature per the 2001 FDA Food Code, Section 3-403.11; and potentially hazardous food is held at proper temperatures according the 2001 FDA Food Code Section 3-501.16.

The Petitioner shall strictly adhere to paragraph 61C-4.0161(1)(c), Florida Administrative Code, and report to the commissary at least once daily when operating. All warewashing is to be conducted at the commissary and strict adherence to employee health guidelines as specified in the 2001 FDA Food Code Section 2-201 are to be followed.

Copies of variance and operating procedures are to be present on the MFDV at all times of operation and shall be adhered to as approved by the Division. Any violation of the variance is the equivalent of a violation of the rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, Florida Statutes.

NOTICE IS HEREBY GIVEN that on February 15, 2006, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsection 61C-4.010(7), Florida Administrative Code from Fritanga Monimbo El Doral located in Miami. The above referenced F.A.C. states "...each public food service establishment shall maintain a minimum of one public bathroom for each sex, properly designated...." They are requesting a variance to use one bathroom instead of adding an additional bathroom facility to the proposed establishment.

This variance request was approved February 21, 2006, and is contingent upon Petitioner ensuring the public restroom is functional, has hot and cold running water at all times, provided with soap and an approved method to dry hands, and kept in a clean and sanitary manner. Seating shall not exceed twenty-four seats (24) which includes inside and any outside seating. Any violation of the variance is the equivalent of a violation of the rule and may result in a rescission of the variance, and subject the Petitioner to disciplinary sanctions as enumerated in Section 509.261, Florida Statutes.

The Board of Accountancy hereby gives notice that it has received a petition, filed on February 8, 2006, by Jose Ignacio Fernandez, seeking a variance or waiver of paragraph 61H1-28.0052(4)(a), Florida Administrative Code, to allow an extension of the time period during which a candidate for licensure must pass all four sections of the CPA examination in order that he be allowed an additional sitting for the Regulation section.

Comments on this petition should be filed with the Board of Accountancy/MQA, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607, within 14 days of publication of this notice.

For a copy of the petition, contact John Johnson, Division Director, Board of Accountancy, at the above address or by telephone at (352)333-2505.

The Board of Accountancy hereby gives notice that it has received a petition, filed on February 13, 2006, by David Powers, seeking a variance or waiver of subsection 61H1-27.002(3), Florida Administrative Code, and the requirement that three of the six business law credits required for licensure have been taken at the upper level.

Comments on this petition should be filed with the Board of Accountancy/MQA, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607, within 14 days of publication of this notice.

For a copy of the petition, contact John Johnson, Division Director, Board of Accountancy, at the above address or by telephone at (352)333-2505.

The Board of Accountancy hereby gives notice that it has received a petition, filed on February 14, 2006, by Timothy Redetzke, seeking a variance or waiver of paragraph 61H1-27.002(2)(a), Florida Administrative Code, and the requirement that, to be eligible for licensure, an applicant has completed 36 semester hours in accounting education above the elementary level.

Comments on this petition should be filed with the Board of Accountancy/MQA, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607, within 14 days of publication of this notice.

For a copy of the petition, contact: John Johnson, Division Director, Board of Accountancy, at the above address or by telephone at (352)333-2505.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are published on the Internet at the Department of Environmental Protection’s home page at <http://www.dep.state.fl.us/> under the link or button titled “Official Notices.”

DEPARTMENT OF HEALTH

The Board of Medicine hereby gives notice that it has received a petition filed on behalf of Ronald Sagalowsky, M.D., on February 23, 2006, seeking a waiver or variance from subsection 64B8-5.001(1), F.A.C., with regard to the requirement to take the SPEX in order to become licensed in Florida. Comments on this petition should be filed with Board of Medicine, MQA, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253, within 14 days of publication of this notice.

For a copy of the petition, contact: Larry G. McPherson, Jr., Executive Director, Board of Medicine, at above address or telephone (850)245-4131.

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

DEPARTMENT OF STATE

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

DATE AND TIME: Wednesday, March 29, 2006, 2:00 p.m. – 4:30 p.m.

PLACE: 22nd Floor Gallery, The Capitol, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: A joint meeting of the Florida Historical Commission, Florida Arts Council and the Florida Folklife Council.

DATE AND TIME: Thursday, March 30, 2006, 9:00 a.m.

PLACE: R. A. Gray Building, Auditorium (Heritage Hall), 500 South Bronough Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agendas may be obtained by writing: Division of Historical Resources, 500 South Bronough Street, Tallahassee, Florida 32399-0250 or calling (850)245-6333.

Should any person wish to appeal any decision made with respect to the above referenced meeting, she or he may need to ensure verbatim recording of the proceedings in order to provide a record for judicial review.

Pursuant to Section 286.26, Florida Statutes, people with disabilities wishing to attend this meeting should contact the agency at least 48 hours prior to the meeting in order to request any special assistance. Please contact the Division of Historical Resources by telephone, (850)245-6360, or by Fax (850)245-6435.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Florida Tobacco Advisory Council** announces a meeting to which all interested persons are invited.

DATE AND TIME: Thursday, March 23, 2006, 4:00 p.m.

PLACE: Farm Bureau Suwannee, 407 Dowling Avenue, S. E., Live Oak, FL 32064, (386)362-1274

GENERAL SUBJECT MATTER TO BE CONSIDERED: For the advisory council to discuss general business, marketing, and research proposals for 2006.

If you need special accommodations due to disability please call: Marshall Wiseheart, (850)488-4366.

The **Department of Agriculture and Consumer Services, Division of Aquaculture** announces a meeting of the Clam Industry Task Force. Guests and other parties interested in participating should meet at the Division of Aquaculture’s Conference Room, Tallahassee, Florida.

DATE AND TIME: April 19, 2006, 1:00 p.m. – 2:30 p.m.

PLACE: Division of Aquaculture, 5th Floor, Conference Room, 1203 Governors Square Blvd., Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss issues affecting the Florida Clam Industry.

A copy of the agenda can be obtained by contacting: Rachele Coleman, 1203 Governor’s Square Boulevard, Tallahassee, FL 32301, (850)488-4033.

If special accommodations are needed to attend this meeting because of disability, please contact Rachele Coleman as soon as possible.

DEPARTMENT OF EDUCATION

The **Board of Education** announces a meeting to which the public is invited.

DATE AND TIMES: March 21, 2006, 8:30 a.m. – 10:30 a.m. Workshop; Meeting will begin at 10:30 a.m.

PLACE: 400 South Monroe Street, The Capitol, Room LL03, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: A workshop will be held from 8:30 a.m. – 10:30 a.m. to review the Strategic Plan of the Department as approved by the State Board of Education including the trends, standards, and targets. The meeting agenda will consist of the approval of minutes of meeting held February 21, 2006, and updates on various

reports and status on education initiatives by the Chairman and Commissioner. The following rules will be considered: amendment to Rule 6A-1.09981, F.A.C., Implementation of Florida's System of School Improvement and Accountability, amendment to Rule 6A-6.014, F.A.C., General Requirements for Adult General Education Program, and amendment to Rule 6A-10.040, F.A.C., Basic Skills Requirements for Postsecondary Career Certificate Education. In addition the request of Miami-Dade College will be considered to approve a Bachelor of Applied Science in Public Safety Management and the request of South Florida Community College for a site designation approval for Lake Placid Special Purpose Center. Policy issues for consideration include the revision of the Sunshine State Standards for Language Arts/Reading, Improvement Process for VPK Providers not meeting the state's readiness rates, and intervention policy for repeating F schools.

A copy of the agenda may be obtained from the Department of Education's website at <http://www.fldoe.org>.

Persons with disabilities who require assistance to participate in the meeting are requested to notify the Office of Equity and Access, (850)245-9531 (Voice), at least 7 days in advance, so that their needs can be accommodated.

The Board of Trustees of the **Florida School for the Deaf and the Blind** announces a public meeting to which all persons are invited.

DATE AND TIME: Saturday, March 25, 2006, 9:00 a.m.

PLACE: Center for Leadership Development, Moore Hall, FSDB Campus, St. Augustine, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Matters pertaining to the Florida School for the Deaf and the Blind.

A copy of the agenda may be obtained by writing: Elmer L. Dillingham, President, Florida School for the Deaf and the Blind, 207 N. San Marco Avenue, St. Augustine, FL 32084-2799, or by calling (904)827-2200.

Should any person wish to appeal any decision made with respect to any matter considered at the above referenced meeting, he may need to ensure that a verbatim record of the proceedings be made, which record includes the testimony and evidence upon which the appeal is to be based.

Special accommodations for persons with disabling conditions should be requested at least 48 hours in advance from the aforementioned address.

The **Foundation for Florida's Community College Finance Committee** announces a conference call meeting to which all persons are invited to attend.

DATE AND TIME: Thursday, March 9, 2006, 10:00 a.m.

PLACE: Please contact Judy Wilson, (850)245-9494 for meet me number.

The public is invited to a joint meeting of the Student Affairs Committee of the Florida **Board of Governors** and the **Governor's Commission on Access and Diversity**.

DATE AND TIME: March 22, 2006, 2:00 p.m. – 5:00 p.m.

PLACE: 17th Floor, Turlington Building, 325 W. Gaines Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Continued discussion of access and diversity in the State University System and successful high school outreach and university retention strategies.

A copy of the agenda may be obtained from the Board of Governors website at <http://www.flbog.org> and from the Department of Education's website at <http://www.fldoe.org>

Persons with disabilities who require assistance to participate in the meeting are requested to notify the Office of Access and Equity, (850)245-9531 (Voice), at least 7 days in advance, so that their needs can be accommodated.

The public is invited to Committee meetings and the regular meeting of the Florida **Board of Governors**. The Finance/Facilities Committees and the Strategic Planning/Educational Policy Committee will meet. The regular meeting of the Board of Governors will follow.

DATE AND TIME: March 23, 2006, 8:00 a.m. – 5:00 p.m.

PLACE: Turnbull Center for Professional Development, 555 W. Pensacola Street, Florida State University, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Continued discussion of strategic planning and program offerings in the State University System; consideration and approval of the 2007-2008 State University System Legislative Budget Guidelines; consideration and approval of Amendments to the 2006-2007 SUS Legislative Budget Request; discussion of Legislative Issues for the 2006 Legislative Session; consideration of a Regulation Development Procedure for the Board of Governors; consideration of a bonding policy for the State University System; consideration of implementation authorization for a Doctor of Medicine, FIU; consideration of implementation authorization for a Doctor of Medicine, UCF; consideration of implementation authorization of the Doctor of Nursing Practice at universities currently authorized to offer the Ph.D. in Nursing; consideration of Resolution authorizing the financing of the University of South Florida Parking Structure IV Project on the Main Campus, USF; consideration of Resolution authorizing the redemption prior to maturity of \$8,675,000 State of Florida, Board of Regents, University of South Florida Housing Facility Revenue Bonds, Series 1996A, and authorizing the Execution of an Escrow Deposit Agreement; consideration of Resolution requesting the Division of Bond Finance of the State Board of Administration to Issue Revenue Bonds on Behalf of Florida Atlantic

University to Finance the Construction of a Student Housing Project at the Boca Raton Campus, FAU; and other matters pertaining to the Florida Board of Governors.

A copy of the agendas may be obtained from the Board of Governors website at <http://www.flbog.org> and from the Department of Education's website at <http://www.fldoe.org>.

Persons with disabilities who require assistance to participate in the meeting are requested to notify the Office of Access and Equity, (850)245-9531 (Voice), at least 7 days in advance, so that their needs can be accommodated.

The public is invited to a meeting of the Florida **Board of Governors**.

DATE AND TIME: March 24, 2006, 9:00 a.m. – 10:00 a.m.

PLACE: By Telephone Conference Call, 1605 Turlington Building, 325 W. Gaines Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of matters of interest to the Board of Governors being discussed by the 2006 Florida Legislature; and other matters pertaining to the Florida Board of Governors.

A copy of the agenda may be obtained from the Board of Governors website at <http://www.flbog.org> and from the Department of Education's website at <http://www.fldoe.org>.

Persons with disabilities who require assistance to participate in the meeting are requested to notify the Office of Access and Equity, (850)245-9531 (Voice), at least 7 days in advance, so that their needs can be accommodated.

DEPARTMENT OF COMMUNITY AFFAIRS

The **Florida Building Commission** announces the following meetings to which all persons are invited.

DATE AND TIME: March 20, 2006, 9:00 a.m.

PLACE: Embassy Suites Hotel, 3705 Spectrum Boulevard, Tampa, Florida, (813)977-7066

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Accessibility Advisory Council to consider the following applications for waiver from the accessibility code requirements: Florida Marines Agency Islands Shipping Lines, Inc., 3795 N. W. South River Drive, Miami; Little Hatti Soccer Park, 6301 N. E. 2nd Avenue, Miami; Dunnellon Historic Train Station, 12061 South Williams Street, Dunnellon; Sanibel Harbour Resort and Spa Courtside Restaurant, 1777260 Harbour Pointe Drive, Ft. Myers; Ruth's Chris Renovation and Addition, 814 A1A North, Ponte Vedra Beach; Adolfo Ibanez School of Management, LLC, 1200 Brickell Avenue, Miami; Planet Fitness, 19 Alafaya Woods Boulevard, Oviedo; Herrle Communications Group, 117 South Gadsden Street, Tallahassee; Adora Inn, 610 North Tremain Street, Mount Dora; Colony Theater Restoration and Stage House Improvements, 1040 Lincoln Road, Miami Beach; Camelot, 603 Mandalay Avenue, Clearwater Beach; Roxy 10 Movie

Theater, 1553 Palm Bay Road, N. E., Melbourne; Just Acute Medicine, 401 East 8th Street, Jacksonville; Master Excavators, 9950 S. W. 168th Terrace, Miami.

DATE: March 20, 2006

8:00 a.m. Product Approval/Prototype Buildings/Manufactured Buildings POC.

1:00 p.m. Meeting of the Accessibility Technical Advisory Committee.

1:00 p.m. Meeting of the Structural Technical Advisory Committee

3:00 p.m. Meeting of the Fire Technical Advisory Committee.

DATE: March 21, 2006

8:00 a.m. Meeting of the Electrical Technical Advisory Committee.

10:00 a.m. Meeting of the Education Program Oversight Committee.

10:00 a.m. Hurricane Research Advisory Committee.

DATE: March 21, 2006

3:30 p.m. Meeting of the Plenary Session of the Florida Building Commission. Review and approval of the Agenda. Review and approval of the February 6-7, 2006 Minutes and Facilitator's Report.

Report on 2004 FBC Purchases and ICC Services.

Consideration of requests for waiver from accessibility code requirements: Florida Marines Agency Islands Shipping Lines, Inc., 3795 N. W. South River Drive, Miami; Little Hatti Soccer Park, 6301 N. E. 2nd Avenue, Miami; Dunnellon Historic Train Station, 12061 South Williams Street, Dunnellon; Sanibel Harbour Resort and Spa Courtside Restaurant, 1777260 Harbour Pointe Drive, Ft. Myers; Ruth's Chris Renovation and Addition, 814 A1A North, Ponte Vedra Beach; Adolfo Ibanez School of Management, LLC, 1200 Brickell Avenue, Miami; Planet Fitness, 19 Alafaya Woods Boulevard, Oviedo; Herrle Communications Group, 117 South Gadsden Street, Tallahassee; Adora Inn, 610 North Tremain Street, Mount Dora; Colony Theater Restoration and Stage House Improvements, 1040 Lincoln Road, Miami Beach; Camelot, 603 Mandalay Avenue, Clearwater Beach; Roxy 10 Movie Theater, 1553 Palm Bay Road, N. E., Melbourne; Just Acute Medicine, 401 East 8th Street, Jacksonville; Master Excavators, 9950 S. W. 168th Terrace, Miami.

Consideration of Applications for Product and Entity Approval.

Consideration of Legal Issues and Petitions for Declaratory Statement

Supplemental Hearing:

DCA05-DEC-173 by Thomas J. Baird, Attorney, Okeechobee County

Second Hearing:

DCA05-DEC-216 by John O'Connor, Marion County

DCA05-DEC-235 by Joseph Herrmann, Arroyo Enterprises

DCA05-DEC-245 by Joseph Hetzel, PE, DASMA

DCA05-DEC-282 by Joseph Hetzel, PE, DASMA

DCA05-DEC-283 by Joaquim Medeiros, PE, Madsen, Kneppers & Assoc.

DCA05-DEC-284 by Andrew Croft, Fastnet International

First Hearing:

DCA05-DEC-219 by Dr. Humayoun Farooq, PE, Al-Farooq Corporation

DCA06-DEC-003 by Martha A. Heller

DCA06-DEC-008 by Gary Harrison, Contractor Sales Inc.

DCA06-DEC-014 by Kevin McGrath, PE, Four Seasons Solar Products, LLC

DCA06-DEC-067 by Joseph Hetzel, PE, DASMA

DCA06-DEC-068 by Jack Glenn, CBO, Florida Home Builders Association

DCA06-DEC-071 by Bob Ousley, VP, Kodi Klip Corporation

DCA06-DEC-072 by Diego Rivera, Diritec Corporation

General Public Comment and Commission Member Comments and Issues

Accessibility Awareness Presentation

Recess until Wednesday at 8:30 a.m.

DATE: March 22, 2006

8:30 a.m. Meeting of the Plenary Session of the Florida Building Commission continued.

Review and approval of the Agenda.

Chair's Discussion of Issues and Recommendations.

Review and Update of Commission Workplan.

May Code Hearing/Rule Development Workshop Process.

Update on 2006 Legislative Session.

Preliminary Report on the Panhandle Wind Borne Debris Study.

Consideration of Committee Reports and Recommendations: Accessibility TAC Report;

Building Code Education and Outreach Council Report; Education POC Report; Electrical TAC Report; Fire TAC Report; Hurricane Research Advisory Committee Report; Structural TAC Report; and Product Approval/Prototype Buildings/Manufactured Buildings Program Oversight Committee Report and Product Approval Validation Work Group.

General Public Comment.

Review Committee Assignments and Issues for the May 1-3, 2006 Commission Meeting.

A copy of the Committee and Commission meeting agendas and other documents may be obtained by sending a request in writing: 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, Fax (850)414-8436, or looking on the web site at www.floridabuilding.org

If a person decides to appeal any decision made by the Commission with respect to any matter considered at this meeting, they will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Any person requiring a special accommodation at the meetings because of a disability or physical impairment should contact Ms. Barbara Bryant, Department of Community Affairs, (850)487-1824, at least ten days before the meetings. If you are hearing or speech impaired, please contact the Department of Community Affairs using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF LAW ENFORCEMENT

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

DATES AND TIMES: Wednesday, March 22, 2006, 1:00 p.m. – 5:00 p.m.; Thursday, March 23, 2006, 8:30 a.m. – 3:00 p.m.

PLACE: The Rosen Centre Hotel, 9840 International Drive, Orlando, Florida 32819, (407)996-9840

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Violent Crime and Drug Control Council and any other interested individuals will meet to hear presentations and discuss issues relating to violent crime and multi-agency or statewide drug control or illicit money laundering investigative or task force efforts.

A copy of the agenda may be obtained by writing: Government Analyst Joyce Gainous-Harris, Florida Department of Law Enforcement, Division of Criminal Investigations and Forensic Science Services, Office of Statewide Intelligence, Post Office Box 1489, Tallahassee, Florida 32302, or by telephoning (850)410-7096.

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

DEPARTMENT OF TRANSPORTATION

The **Department of Transportation**, District 5 announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 21, 2006, 3:00 p.m. – 8:00 p.m.

PLACE: Orlando City Hall, 400 South Orange Avenue, Ninth Floor Meeting Room, Orlando, FL 32801

GENERAL SUBJECT MATTER TO BE CONSIDERED: This public meeting will be held to discuss the upcoming Interstate 4/ State Road 408 Interchange Improvement Project

set to begin construction Monday, April 3, 2006. The meeting will be held in an "open house" format with brief presentations at 4:00 p.m. and 6:00 p.m. Representatives from the Florida Department of Transportation will be available to answer questions and discuss the project with the public.

Located in the center of the city of Orlando, the interchange will feature a new, more efficient design. Designed to enhance traffic flow and increase safety, the new interchange will feature seven new/or reconfigured entrance and exit ramps, a new Anderson Street bridge, and removal of four ramps.

Information may be obtained by contacting: Derek Hudson at the I-4 Public Information Office, c/o Global-5, 2180 West S R 434, Suite 1150, Longwood, Florida 32779 or call toll free 1(888)454-4884.

Persons requiring special accommodations under the American Disabilities Act of 1990 should contact the I-4 Public Information Office toll free at 1(888)454-4884. Special accommodation request should be made at least seven (7) days prior to the meeting.

The Florida **Department of Transportation**, District Six announces a public workshop to which all persons are invited.

DATE AND TIME: Tuesday, March 28, 2006, 6:00 p.m. – 8:00 p.m.

PLACE: First Presbyterian Church of Miami (social hall behind the sanctuary), 609 Brickell Avenue, Miami, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This workshop is being conducted to afford interested persons the opportunity to express their views concerning the location, conceptual design, and social, economic and environmental effects of the roadway improvement project FM# 412473-1-22-01 otherwise known as SR5/Brickell Avenue Corridor. The limits of the project corridor extend from S. of S. E. 25th Road to S. E. 4th Street in Miami Dade County, a distance of 1.7 miles. The purpose of the project is to provide improvements to safety, operations, pedestrian facilities and aesthetics along this segment of the Brickell Avenue Corridor.

This project is being developed in compliance with Titles VI and VIII of the Civil Rights Act. Anyone needing project or public workshop information or special accommodations under the Americans with Disabilities Act of 1990, should write to the address given below or call (305)470-5208. Special accommodation requests under the Americans with Disabilities Act should be made at least seven (7) days prior to the public workshop.

A copy of the agenda may be obtained by writing: Andre W. Goins, P.E., Project Development Manager, Florida Department of Transportation, 1000 N. W. 111th Avenue, Room 6111-A, Miami, FL 33172, Fax (305)470-5205 or via email to: andre.goins@dot.state.fl.us

The **Department of Transportation**, District 1 announces a public hearing to which all persons are invited.

DATE AND TIME: Tuesday, April 4, 2006, 7:00 p.m.

PLACE: Edison College Conference Center, Rooms J103/J104, 7007 Lely Cultural Parkway, Naples, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, social, economic, and environmental effects of proposed roadway widening and intersection improvements to SR/CR 951 at US 41, Project Number KHA047253407.

Anyone needing public hearing information or special accommodations under the Americans with Disabilities Act of 1990 should write to the address given below or call Kari Lanning, (772)794-4063. Special accommodation requests under the Americans with Disabilities Act should be made at least seven days prior to the public hearing.

For project information please write: Dick Combs, Deputy Director, Transportation Development, Florida Department of Transportation, District 1, Post Office Box 1249, Bartow, Florida 33831.

The Florida **Department of Transportation**, District 2 announces a public hearing to which all persons are invited.

DATE AND TIME: April 6, 2006, 7:00 p.m.

PLACE: Cecil Conference Center, 13541 Lake Newman Street, Jacksonville, Florida 32221

GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, social, economic and environmental effects of Financial Project ID Number 213301-2, otherwise known as the Interstate 10/Marietta Interchange PD&E Study in Jacksonville, Duval County, Florida. The proximity of the Marietta Interchange to the I-10/I-295 Interchange and the current traffic patterns are affecting the capacity, operation and safety of the Marietta Interchange, Interstate 10 and the I-10/I-295 Interchange. Alternatives have been developed from the PD&E Study and a preferred alternative has been selected and is being presented at the public hearing for review and comment. Right of way will be required for the proposed improvements.

This project is being developed in compliance with Titles VI and Related Statutes of the Civil Rights Act. Anyone needing project or public hearing information or special accommodations under the Americans with Disabilities Act of 1990, should write to the address given below or call telephone number (386)961-7379 or 1(800)749-2967.

Special accommodation requests under the Americans with Disabilities Act should be made at least seven (7) days prior to the public hearing.

A copy of the agenda may be obtained by writing: Mr. Bill Henderson, District Planning and Environmental Manager, Florida Department of Transportation District 2, 1109 South Marion Avenue, MS #2007, Lake City, Florida 32025.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

STATE BOARD OF ADMINISTRATION

The **State Board of Administration** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, March 28, 2006, 9:00 a.m. – Conclusion

PLACE: The Hermitage Room, Plaza Level, Hermitage Centre, 1801 Hermitage Boulevard, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled quarterly meeting of the Audit Committee.

A copy of the agenda may be obtained by writing: State Board of Administration, Attention: Kris Ding, 1801 Hermitage Boulevard, Suite 100, Tallahassee, Florida 32308, (850)413-1249.

In compliance with the Americans with Disabilities Act, anyone needing special accommodations should call James Linn, (850)488-4406 at least five (5) days prior to the meeting.

DEPARTMENT OF CITRUS

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

DATE AND TIME: Wednesday, March 15, 2006, 9:00 a.m. The Commission will convene for the purpose of standing committee meetings and the regular monthly meeting of the Florida Citrus Commission.

PLACE: Florida Department of Citrus, 1115 East Memorial Blvd., Lakeland, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission will address issues pertaining to budget items and revisions, contracts, advertising programs, balanced scorecards, licensing, rulemaking, and other matters generally addressed during monthly meetings of the Commission. The Commissioners of the Florida Citrus Commission also sit as the members of each referenced committee of the Florida Citrus Commission; therefore substantial and detailed discussions, public input, consideration of, and Committee action upon, Committee issues, occurs during the Committee

meetings. Such actions may include, but are not limited to, the adoption of resolutions to be acted upon by the Florida Citrus Commission following the Committee meetings.

In accordance with the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Department at least 48 hours before the meeting by contacting Mr. Bill Jones at the above address or by telephone at (863)499-2500.

The **Department of Citrus** announces an emergency meeting of the Special Industry Committee to which all persons are invited.

DATE AND TIME: Tuesday, March 7, 2006, 9:00 a.m.

PLACE: Florida Department of Citrus, 1115 East Memorial Blvd., Lakeland, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting will be to receive a report assessing citrus industry economics, presentations on canker/greening research and funding, and an executive summary of Chapter 601, F.S., relating to tax rates and allocation of funds and to discuss any other issues that may properly come before the Committee.

If there is a member of the public who cannot attend the meeting at the Florida Department of Citrus, but wishes to appear by telephone, they may do so by calling (800)416-4254.

In accordance with the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Department at least 48 hours before the meeting by contacting: Mr. Bill Jones at the above address or by telephone at (863)499-2500.

The **Department of Citrus** announces a public meeting of the Health and Nutrition Research Advisory Council to which all persons are invited.

DATE AND TIME: Thursday, March 23, 2006, 8:00 a.m.

PLACE: Florida Department of Citrus, 1115 East Memorial Blvd., Lakeland, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: There will be a meeting to discuss direction and strategy for nutrition, health and wellness research. The Council will also discuss any other issues that may properly come before the Council.

In accordance with the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Department at least 48 hours before the meeting by contacting: Mr. Bill Jones at the above address or by telephone at (863)499-2500.

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces a hearing to be held in the following dockets, to which all interested persons are invited.

Docket No.: 050119-TP – Joint petition by TDS Telecom d/b/a TDS Telecom/Quincy Telephone; ALLTEL Florida, Inc.; Northeast Florida Telephone Company d/b/a NEFCOM; GTC, Inc. d/b/a GT Com; Smart City Telecommunications, LLC d/b/a Smart City Telecom; ITS Telecommunications Systems, Inc.; and Frontier Communications of the South, LLC [“Joint Petitioners”] objecting to and requesting suspension and cancellation of proposed transit traffic service tariff filed by BellSouth Telecommunications, Inc.

Docket No.: 050125-TP – Petition and complaint for suspension and cancellation of Transit Traffic Service Tariff No. FL2004-284 filed by BellSouth Telecommunications, Inc., by AT&T Communications of the Southern States, LLC.

DATES AND TIME: March 29-30, 2006, 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To permit parties to present testimony and exhibits relative to the joint petition by TDS Telecom d/b/a TDS Telecom/Quincy Telephone; ALLTEL Florida, Inc.; Northeast Florida Telephone Company d/b/a NEFCOM; GTC, Inc. d/b/a GT Com; Smart City telecommunications, LLC d/b/a Smart City Telecom; ITS Telecommunications Systems, Inc.; and Frontier Communications of the South, LLC [“Joint Petitioners”] objecting to and requesting suspension and cancellation of proposed transit traffic service tariff filed by BellSouth Telecommunications, Inc., the petition and complaint for suspension and cancellation of Transit Traffic Service Tariff No. FL2004-284 filed by BellSouth Telecommunications, Inc., by AT&T Communications of the Southern States, LLC, and for such other purposes as the Commission may deem appropriate. All witnesses shall be subject to cross-examination at the conclusion of their testimony on the issues identified by the parties at the prehearing conference held on March 15, 2006. The proceedings will be governed by the provisions of Chapter 120, F.S., and Chapter 25-28, F.A.C.

Any person requiring some accommodation at this hearing because of a physical impairment should call the Division of the Commission Clerk and Administrative Services, (850)413-6770, at least 48 hours prior to the hearing. Any person who is hearing or speech impaired should contact the Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The Florida **Public Service Commission** announces a Customer Meeting to be held in the following docket, to which all interested persons and parties are invited to attend.

DOCKET NO.: 050880-WU – Petition for limited alternative rate increase in Lake County by Brendenwood Water System, Inc.

DATE AND TIME: Wednesday, March 29, 2006, 2:00 p.m.

PLACE: Eustis City Commission Room, City Hall, 10 North Grove Street, Eustis, FL 32726

GENERAL SUBJECT MATTER TO BE CONSIDERED: To give customers and other interested persons the opportunity to comment on the Petition for limited alternative rate increase filed by Brendenwood Water System, Inc.

A copy of the agenda for any meeting may be obtained by writing: Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

Any person requiring some accommodation at this Customer Meeting because of a physical impairment should call the Division of the Commission Clerk and Administrative Services at (850)413-6770, at least 48 hours prior to the Customer Meeting. Any person who is hearing or speech impaired, please contact the Florida Public Service Commission using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

One or more of the Commissioners of the Florida Public Service Commission may attend and participate in the Customer Meeting.

The Florida **Public Service Commission** announces a prehearing conference and a hearing to be held in the following docket, to which all interested persons are invited.

Docket No.: 060155-EM – Petition for determination of need for proposed Stanton Energy Center Combined Cycle Unit B electrical power plant in Orange County, by Orlando Utilities Commission.

PREHEARING CONFERENCE

DATE AND TIME: Monday, May 8, 2006, 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this prehearing conference is to: (1) simplify the issues; (2) identify the positions of the parties on the issues; (3) consider the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) identify exhibits; (5) establish an order of witnesses; and (6) consider such other matters as may aid in the disposition of the action.

HEARING

DATE AND TIME: Monday, May 22, 2006, 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this hearing is for the Commission to take final action to determine the need, pursuant to Section 403.519, Florida Statutes, for the Orlando Utilities Commission’s (OUC) proposed 283 megawatt (MW), integrated gasification, combined cycle, electrical power plant to be constructed at OUC’s Stanton Coast Energy Center in Orange County. The proposed unit will operate primarily on coal-derived synthetic gas, but will also have the capability to burn natural gas. This proceeding shall: (1) allow OUC to present evidence and testimony in support of its petition for a determination of need

for its proposed electrical power plant; (2) permit any intervenors to present testimony and exhibits concerning this matter; (3) permit members of the public who are not parties to the need determination proceeding the opportunity to present testimony concerning this matter; and (4) allow for such other purposes as the Commission may deem appropriate.

Any member of the public who wishes to offer testimony should be present at the beginning of the hearing. By providing public testimony, a person does not become a party to the proceeding. To become an official party of record, you must file a Petition for Intervention at least five days before the final hearing, pursuant to the requirements contained in Rule 25-22.039, Florida Administrative Code. All witnesses shall be subject to cross-examination at the conclusion of their testimony.

The hearing will be governed by the provisions of Chapter 120, Florida Statutes; Section 403.519, Florida Statutes; and Chapters 25-22 and 28-106, Florida Administrative Code.

Only issues relating to the need for the electrical power plant will be heard at the July 8, 2005, hearing. Separate public hearings will be held before the Division of Administrative Hearings to consider environmental and other impacts of the proposed power plant, as required by the "Power Plant Siting Act," Sections 403.501-.519, F.S.

Any person requiring some accommodation at the prehearing conference or hearing because of a physical impairment should call the Division of Commission Clerk and Administrative Services, (850)413-6770, at least 48 hours prior to the particular event. If you are hearing or speech impaired, please contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at 1(800)955-8771 (TDD).

EXECUTIVE OFFICE OF THE GOVERNOR

Volunteer Florida, the Governor's Commission on Volunteerism and Community Service, Grants Committee, is pleased to announce a conference call to which all persons are invited.

DATE AND TIME: Tuesday, March 21, 2006, 2:00 p.m.

PLACE: Please Call (850)921-5172 for call-in number and pass-code

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review and approval of Emergency Prevention and Readiness Outreach program proposals.

Please call (850)921-5172 for a meeting agenda.

If you require a reasonable accommodation to participate, please contact Gwen Erwin, (850)921-5172, Voice/TTY, 72 hours in advance with your request.

Volunteer Florida, the Governor's Commission on Volunteerism and Community Service, Grants Committee, is pleased to announce a conference call to which all persons are invited.

DATE AND TIME: Tuesday, March 28, 2006, 2:00 p.m.

PLACE: Please Call (850)921-5172 for call-in number and pass-code

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review and approval of AmeriCorps Formula Concept Papers. Please Call (850)921-5172 for a meeting agenda.

If you require a reasonable accommodation to participate, please contact Gwen Erwin, (850)921-5172, Voice/TTY, 72 hours in advance with your request.

REGIONAL PLANNING COUNCILS

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

DATE AND TIME: March 20, 2006, 5:00 p.m.

PLACE: Niceville City Hall, 208 N. Partin Drive, Niceville, Florida

The **North Central Florida Regional Planning Council** announces the following meetings to which all persons are invited.

MEETING: Search Committee

DATE AND TIME: March 23, 2006, 5:00 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Search Committee.

MEETING: Executive Committee

DATE AND TIME: March 23, 2006, 6:00 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive Committee.

MEETING: Clearinghouse Committee

DATE AND TIME: March 23, 2006, 6:00 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Committee.

MEETING: North Central Florida Regional Planning Council

DATE AND TIME: March 23, 2006, 7:30 p.m.

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

PLACE: Quality Inn and Conference Center, I-75 and U.S. 90, Lake City, Florida

Any person deciding to appeal decisions of the Council or its committees with respect to any matter considered at the meetings, may need to make a verbatim record of the proceedings.

A copy of any of these agendas may be obtained by emailing ncfrpc@ncfpc.org or writing to: NCFRPC, 2009 N. W. 67 Place, Suite A, Gainesville, Florida 32653.

Persons with disabilities who need assistance may contact us at (352)955-2200, at least two business days in advance to make appropriate arrangements.

The **Tampa Bay Regional Planning Council** announces the following meetings to which all persons are invited.

MEETING: Executive/Budget Committee

DATE AND TIME: Monday, April 10, 2006, 8:45 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Executive/Budget Committee.

MEETING: Tampa Bay Regional Planning Council

DATE AND TIME: Monday, April 10, 2006, 10:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Tampa Bay Regional Planning Council.

MEETING: TBRPC Legislative Committee

DATE AND TIME: Monday, April 10, 2006, 11:30 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the TBRPC Legislative Committee.

MEETING: Agency On Bay Management

DATE AND TIME: Thursday, April 13, 2006, 9:00 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Agency On Bay Management.

MEETING: Clearinghouse Review Committee

DATE AND TIME: Monday, April 24, 2006, 9:30 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Clearinghouse Review Committee.

PLACE: 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, FL 33782 (Please call to confirm date, time and location.)

Please note that if a person decides to appeal any decision made by Council with respect to any matter considered at the above cited meeting or hearing, he will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

The **Apalachee Regional Planning Council** announces a public meeting to which all persons are invited. In addition to its regular business, the agenda will include the review of any Local Government Plan Amendment(s) received in a timely manner.

DATE: Thursday, March 23, 2006, 10:30 a.m. (Eastern Time), 9:30 a.m. (Central Time)

PLACE: Holiday Inn Select, 316 W. Tennessee Street, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To hold the regular monthly meeting of the Apalachee Regional Planning Council's Board of Directors.

An agenda may be obtained by writing: The Apalachee Regional Planning Council, 20776 Central Avenue, East, Suite 1, Blountstown, FL 32424 or calling (850)674-4571.

If special accommodations at the meeting are required because of a disability or impairment, please contact Council Offices at (850)674-4571 prior to the meeting.

If any person desires to appeal any decision with respect to any matter considered at the above-cited meeting, such person will need a record of the proceedings. For such purpose, he/she will need to ensure that a verbatim record of the proceeding is made to include the testimony and evidence upon which the appeal is to be based.

REGIONAL TRANSPORTATION AUTHORITIES

Notice is hereby given that the Board of Directors for the **South Florida Regional Transportation Authority** will hold a meeting on:

DATE AND TIME: Friday, March 24, 2006, 10:00 a.m.

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

If you have any questions, please do not hesitate to contact the Executive Office at (954)788-7915.

Attendance by South Florida Regional Transportation Authority Board Members may be in person or via conference telephone.

Board of Directors' Meetings for the South Florida Regional Transportation Authority are generally held on the fourth Friday of each month. Please check our website at www.sfrta.fl.gov for any changes.

CONSTRUCTION OVERSIGHT COMMITTEE

Meetings are generally held each Tuesday. Please check our website at www.sfrta.fl.gov for details.

PROPERTY COMMITTEE MEETING

Notice is hereby given that the South Florida Regional Transportation Authority Property Committee will hold a regular committee meeting on:

DATE AND TIME: Friday, March 24, 2006, 8:30 a.m.

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

Should you have any questions, please contact SFRTA Planning Office, (954)935-1930.

Attendance by South Florida Regional Transportation Authority Committee Members may be in person or via conference telephone.

In accordance with the Americans with Disabilities Act and Section 286.26, Florida Statutes, persons with disabilities needing special accommodation to participate in this proceeding, must at least 48 hours prior to the meeting, provide a written request directed to the Executive Office, 800 N. W.

33rd Street, Suite 100, Pompano Beach, FL 33064, (954)942-7245 for assistance; if hearing impaired, telephone (800)273-7545 (TTY) for assistance.

Any person who decides to appeal any decision made by the Board of Directors, the Construction Oversight Committee or the Property Committee for the South Florida Regional Transportation Authority with respect to any matter considered at this meeting or hearing, will need a record of the proceedings, and that, for such purpose, he/she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. If you have any questions, please do not hesitate to contact the Executive Office, (954)788-7915.

WATER MANAGEMENT DISTRICTS

The **Northwest Florida Water Management District** announces public meetings to which all persons are invited.

DATE AND TIME: March 23, 2006, 10:30 a.m., EST

GENERAL SUBJECT MATTER TO BE CONSIDERED: Inspector General Selection Committee – to discuss selection of a firm for Inspector General Services

DATE AND TIME: March 23, 2006, 11:30 a.m., EST

GENERAL SUBJECT MATTER TO BE CONSIDERED: District Lands Committee meeting – to discuss land management and acquisition matters

DATE AND TIME: March 23, 2006, 1:00 p.m., EST

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Monthly Governing Board meeting – to consider District Business.

DATE AND TIME: March 23, 2006, 1:15 p.m., EST

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Hearing for Consideration of Regulatory Matters.

DATE AND TIME: March 23, 2006, 1:30 p.m., EST

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Hearing for Consideration of Land Acquisition Matters.
PLACE: District headquarters, U.S. Highway 90, 10 miles west of Tallahassee, FL

A copy of the agendas may be obtained by contacting: Carolyn Wise, NWFWM, 81 Water Management Drive, Havana, Florida 32333, (850)539-5999 (also available through the Internet at www.nwfwmd.state.fl.us).

If any person decides to appeal any decision with respect to any matter considered at the above-cited meetings, such person may need to ensure that a verbatim record of the proceedings is made to include the testimony and evidence upon which the appeal is to be based.

Persons with disabilities or handicaps who need assistance or reasonable accommodation in order to participate in these meetings should contact: Larry Wright at the District at least 72 hours in advance of these meetings to make appropriate arrangements.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited.

DATE AND TIME: March 13, 2006, 9:00 a.m.

PLACE: The South Florida Water Management Headquarters, B-1 Building, Auditorium, Richard Rogers Conference Room, 3301 Gun Club Road, West Palm Beach, Florida 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Lower East Coast Subregional (LECsR) model Peer Review. Kick off meeting.

During the meeting, staff shall conduct an overview of the LECsR model. Staff will explain Sunshine laws and use of Web Board. A review of the SOW and the responsibilities of the panel will be conducted.

A copy of the agenda may be obtained at the (1) District Website (<http://www.sfwmd.gov>) or (2) by writing: South Florida Water Management District, Mail Stop 6115, P. O. Box 24680, West Palm Beach, FL 33416-4680.

Persons with disabilities who need assistance may contact the District Clerk, (561)686-8800, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact: Hope Radin or Laura Kuebler, Water Supply Department, District Headquarters, 3301 Gun Club Road, Mail Stop Code 4330, West Palm Beach, FL 33406, (561)682-2120 or (561)682-2815.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited.

DATE AND TIME: March 16, 2006, 5:00 p.m. – 7:30 p.m.

PLACE: Golden Gate Community Center, 4701 Golden Gate Parkway, Naples, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Water Resources Advisory Commission (WRAC), Acceler8, Picayune Strand 30% Design Issues Workshop.

A copy of the agenda may be obtained at the (1) District Website (<http://www.sfwmd.gov>) or (2) by writing: South Florida Water Management District, Mail Stop 1130, P. O. Box 24680, West Palm Beach, FL 33416-4680.

Persons with disabilities who need assistance may contact the District Clerk, (561)686-8800, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact: Rick Smith, District Headquarters, 3301 Gun Club Road, Mail Stop Code 1131, West Palm Beach, FL 33406, (561)682-6517.

REVISED PUBLIC MEETING – The **South Florida Water Management District** announces a public meeting to which all interested parties are invited.

DATE AND TIME: March 21, 2006, 10:00 a.m.

PLACE: The South Florida Water Management Headquarters, B-1 Building, Everglades Conference Room, 3301 Gun Club Road, West Palm Beach, Florida 33406. Call In Numbers: (850)488-2854, Suncom 278-2854, Confirmation #20F0221.

GENERAL SUBJECT MATTER TO BE CONSIDERED Lower East Coast Subregional (LECsR) model Peer Review Teleconference meeting.

Peer review panel shall discuss progress on tasks.

A copy of the agenda may be obtained at the (1) District Website (<http://www.sfwmd.gov/>) or (2) by writing: South Florida Water Management District, Mail Stop 4330, P. O. Box 24680, West Palm Beach, FL 33416-4680.

Persons with disabilities who need assistance may contact the District Clerk, (561)686-8800, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact: Hope Radin or Laura Kuebler, Water Supply Department, District Headquarters, 3301 Gun Club Road, Mail Stop Code 4330, West Palm Beach, FL 33406, (561)682-2120 or (561)682-2815.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited.

DATE AND TIME: March 29, 2006, 9:00 a.m.

PLACE: Ft. Pierce, Florida. (Exact location to be determined at a later date. Call Rick Smith, (561)682-6517 for more information)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Water Resources Advisory Commission (WRAC), Lake Okeechobee Committee Meeting.

A copy of the agenda may be obtained at the (1) District Website (http://www.sfwmd.gov) or (2) by writing: South Florida Water Management District, Mail Stop 1130, P. O. Box 24680, West Palm Beach, FL 33416-4680.

Persons with disabilities who need assistance may contact the District Clerk, (561)686-8800, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact: Rick Smith, District Headquarters, 3301 Gun Club Road, Mail Stop Code 1131, West Palm Beach, FL 33406, (561)682-6517.

REVISED PUBLIC MEETING – The **South Florida Water Management District** announces a public meeting to which all interested parties are invited.

DATE AND TIME: March 29, 2006, 10:00 a.m.

PLACE: The South Florida Water Management Headquarters, B-1 Biscayne Bay Conference Room, 3301 Gun Club Road, West Palm Beach, Florida 33406. Call in Numbers: (850)488-2854 or Suncom 278-2854.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Lower East Coast Subregional (LECsR) model Peer Review Teleconference meeting. Peer review panel shall discuss progress on tasks.

A copy of the agenda may be obtained at the (1) District Website (http://www.sfwmd.gov) or (2) by writing: South Florida Water Management District, Mail Stop 4330, P. O. Box 24680, West Palm Beach, FL 33416-4680.

Persons with disabilities who need assistance may contact the District Clerk, (561)686-8800, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact: Hope Radin or Laura Kuebler, Water Supply Department, District Headquarters, 3301 Gun Club Road, Mail Stop Code 4330, West Palm Beach, FL 33406, (561)682-2120 or (561)682-2815.

The **South Florida Water Management District** announces a public meeting to which all interested parties are invited.

DATE AND TIME: March 30, 2006, 5:00 p.m. – 7:30 p.m.

PLACE: SFWMD Headquarters, B-1 Auditorium, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Water Resources Advisory Commission (WRAC), Acceler8, Everglades Reservoir 30% Design Issues Workshop.

A copy of the agenda may be obtained at the (1) District Website (http://www.sfwmd.gov) or (2) by writing: South Florida Water Management District, Mail Stop 1130, P. O. Box 24680, West Palm Beach, FL 33416-4680.

Persons with disabilities who need assistance may contact the District Clerk, (561)686-8800, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact: Rick Smith District Headquarters, 3301 Gun Club Road, Mail Stop Code 1131, West Palm Beach, FL 33406, (561)682-6517.

REVISED PUBLIC MEETING – The **South Florida Water Management District** announces a public meeting to which all interested parties are invited.

DATE AND TIME: April 4, 2006, 9:00 a.m.

PLACE: The South Florida Water Management Headquarters, B-2 Building, Kissimmee River Conference Room, 3301 Gun Club Road, West Palm Beach, Florida 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Lower East Coast Subregional (LECsR) model Peer Review Workshop meeting. During the meeting Peer review panel shall have questions regarding the LECsR model answered.

A copy of the agenda may be obtained at the (1) District Website (http://www.sfwmd.gov) or (2) by writing: South Florida Water Management District, Mail Stop 4330, P. O. Box 24680, West Palm Beach, FL 33416-4680.

Persons with disabilities who need assistance may contact the District Clerk, (561)686-8800, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact: Hope Radin or Laura Kuebler, Water Supply Department, District Headquarters, 3301 Gun Club Road, Mail Stop Code 4330, West Palm Beach, FL 33406, (561)682-2120 or (561)682-2815.

REVISED PUBLIC MEETING – The **South Florida Water Management District** announces a public meeting to which all interested parties are invited.

DATE AND TIME: April 11, 2006, 10:00 a.m.

PLACE; The South Florida Water Management Headquarters, B-2 Building, Florida Bay Pine Island Sound Conference Room, 3301 Gun Club Road, West Palm Beach, Florida 33406. Call in Numbers: (850)488-2854 or Suncom at 278-2854

GENERAL SUBJECT MATTER TO BE CONSIDERED: Lower East Coast Subregional (LECsR) model Peer Review Teleconference meeting. Peer review panel shall discuss progress on tasks.

A copy of the agenda may be obtained at the (1) District Website (<http://www.sfwmd.gov>) or (2) by writing: South Florida Water Management District, Mail Stop 4330, P. O. Box 24680, West Palm Beach, FL 33416-4680.

Persons with disabilities who need assistance may contact the District Clerk, (561)686-8800, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact: Hope Radin or Laura Kuebler, Water Supply Department, District Headquarters, 3301 Gun Club Road, Mail Stop Code 4330, West Palm Beach, FL 33406, (561)682-2120 or (561)682-2815.

REVISED PUBLIC MEETING – The **South Florida Water Management District** announces a public meeting to which all interested parties are invited.

DATE AND TIME: April 19, 2006, 10:00 a.m.

PLACE: The South Florida Water Management Headquarters, B-2 Building, Upper Chain of Lakes Conference Room, 3301 Gun Club Road, West Palm Beach, Florida 33406. Call In Numbers: (850)488-2854 or Suncom 278-2854

GENERAL SUBJECT MATTER TO BE CONSIDERED: Lower East Coast Subregional (LECsR) model Peer Review Teleconference meeting. Peer review panel shall discuss progress on tasks.

A copy of the agenda may be obtained at the (1) District Website (<http://www.sfwmd.gov>) or (2) by writing: South Florida Water Management District, Mail Stop 4330, P. O. Box 24680, West Palm Beach, FL 33416-4680.

Persons with disabilities who need assistance may contact the District Clerk, (561)686-8800, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact: Hope Radin or Laura Kuebler, Water Supply Department, District Headquarters, 3301 Gun Club Road, Mail Stop Code 4330, West Palm Beach, FL 33406, (561)682-2120 or (561)682-2815.

REVISED PUBLIC MEETING – The **South Florida Water Management District** announces a public meeting to which all interested parties are invited.

DATE AND TIME: May 24, 2006, 10:00 a.m.

PLACE: The South Florida Water Management Headquarters, B-2 Building, Biscayne Bay Conference Room, 3301 Gun Club Road, West Palm Beach, Florida 33406. Call in Numbers: (850)488-5776 or Suncom 278-5776.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Lower East Coast Subregional (LECsR) model Peer Review Teleconference meeting. Peer review panel shall discuss progress on tasks.

A copy of the agenda may be obtained at the (1) District Website (<http://www.sfwmd.gov>) or (2) by writing: South Florida Water Management District, Mail Stop 4330, P. O. Box 24680, West Palm Beach, FL 33416-4680.

Persons with disabilities who need assistance may contact the District Clerk, (561)686-8800, at least two business days in advance of the meeting to make appropriate arrangements.

Those who want more information, please contact: Hope Radin or Laura Kuebler, Water Supply Department, District Headquarters, 3301 Gun Club Road, Mail Stop Code 4330, West Palm Beach, FL 33406, (561)682-2120 or (561)682-2815.

ORLANDO ORANGE COUNTY EXPRESSWAY AUTHORITY

The **Orlando Orange County Expressway Authority** (OOCEA) announces a public hearing to which all persons are invited.

DATE AND TIMES: Tuesday, April 4, 2006, Project information from 5:30 p.m. – 7:30 p.m.; 6:00 p.m. the formal portion of the public hearing begins with a project presentation followed by a public testimony period

PLACE: Eagle Creek Golf Club, Eagle Creek Golf Club, 10350 Emerson Lake Boulevard, Orlando, Florida 32832, (407)273-4653

GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is being held to afford interested persons an opportunity to express their views concerning the location, conceptual design, social, economic, and environmental effects of OOCEA Project ID Number: 417-301, otherwise known as the SR 417/Boggy Creek Interchange Project Development

and Environment (PD&E) Study in Orange County, Florida. The project study involves the design of the S.R. 417/Boggy Creek Road Interchange (South Airport Entrance) Improvements. Work includes expanding the interchange to provide direct access ramps to and from S.R. 417 and widening 0.7 miles of the southern access road to the airport in Orange County, Florida. The project also includes operational enhancements at the interchange; widening/reconstruction of bridge structures; access management controls; and, stormwater management controls.

Anyone needing Project or Public Hearing information or special accommodations under the Americans with Disabilities Act of 1990 should write: Ms. Abra E. Horne, AICP, Public Involvement Coordinator, PBS&J, 482 South Keller Road, Orlando, Florida 32810, or contact Ms. Horne, (407)806-4493 or email aehorne@pbsj.com. Special accommodation requests under the Americans with Disabilities Act should be made at least seven (7) days prior to the Public Hearing.

A copy of the agenda, reports, maps, and other documents may be obtained by writing to Ms. Horne at the above address.

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a meeting of the Comprehensive Health Information System Health Care Facility Website/Ambulatory Surgery Data Technical Workgroup to which all interested parties are invited.

DATE AND TIME: Thursday, March 23, 2006, 10:00 a.m.

PLACE: Anyone interested in participating may telephone (641)793-7500/ Pass Code: 9701442#

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of key health care stakeholders to discuss issues relating to implementing Florida Statutes mandating transparency in health care through public reporting of health care data.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact: Beth Eastman, (850)922-3803, at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by writing: Beth Eastman, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will also be posted at <http://www.fdhc.state.fl.us/SCHS/chismetings.shtml> seven (7) days prior to the meeting.

The **Agency for Health Care Administration** announces a meeting of the Panel on Excellence in Long-Term Care to which all interested parties are invited.

DATE AND TIME: Monday, March 27, 2006, 10:00 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, Conference Room B, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Governor's Panel on Excellence in Long Term Care will vote on two applications to be recommended to the Governor for the Gold Seal award. Other matters before the Panel may also be discussed.

For additional information contact: Agency for Health Care Administration, 2727 Mahan Drive, MS #51, Tallahassee, FL 32308, or call Barbara Dombrowski, (850)922-0048 or e-mail dombrowb@ahca.myflorida.com.

The **Agency for Health Care Administration** announces an Informational Workshop to which all persons are invited.

DATE AND TIME: March 23, 2006, 9:00 a.m. – 12:00 Noon

PLACE: Hilton Jacksonville Riverfront, 1201 Riverplace Blvd., Jacksonville, Florida 32207

GENERAL SUBJECT MATTER TO BE CONSIDERED: This workshop is being held to afford interested persons the opportunity to gather information regarding Medicaid reform, as it relates to its effect on Medipass providers.

Anyone needing further information, or special accommodations under the Americans with Disabilities Act of 1990, should write to the address given below or call (850)488-3560. Special Accommodations requests under the Americans with Disabilities Act should be made at least seven days prior to the Public hearing.

A copy of the agenda may be obtained by writing: Joshua Davis, Agency for Health Care Administration, 2727 Mahan Drive, Mail Stop #48, Tallahassee, FL 32308.

DEPARTMENT OF MANAGEMENT SERVICES

The State of **Florida Retirement Commission** announces public hearings to which all persons are invited.

DATES AND TIME: March 20-21, 2006, 8:30 a.m.

PLACE: Betty Easley Conference Center, 4075 Esplanade Way, Room 180, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct hearings pursuant to Section 121.23, Florida Statutes, and to consider other matters related to the business of the Commission.

A copy of the agenda may be obtained by writing: State Retirement Commission, Department of Management Services, 4050 Esplanade Way, Suite 160, Tallahassee, Florida 32399-0950, or by telephoning (850)487-2410.

A party who decides to appeal any decision made at such hearings will need a verbatim record of the hearing and may need to ensure that one is made, including the testimony and evidence, upon which the appeal is to be based.

Persons requiring accommodation because of a physical, visual, auditory, or speech impairment should contact the Commission Clerk at least ten days prior to the hearing. If you

are hearing or speech impaired, call by using the Florida Relay Service which can be reached at 1(800)955-8771 (TDD). Hearing rooms and facilities are wheelchair accessible.

The Florida **Correctional Finance Corporation** announces a meeting to which all interested persons are invited to participate.

DATE AND TIME: Thursday, March 23, 2006, 10:00 a.m. – 11:00 a.m.

PLACE: Department of Management Services, 4050 Esplanade Way, Suite 160J, Tallahassee, Florida 32399-0950

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Correctional Finance Corporation announces the meeting of its Board to consider corporate resolutions, contracts and other documents approving bond financing, along with any other matters that may come before the Board.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Florida **Board of Landscape Architecture** announces the following meeting to which all persons are invited to attend.

DATE AND TIME: April 7, 2006, 9:00 a.m. (Eastern Time)

PLACE: Paramount Plaza Hotel and Suites, 2900 Southwest 13th Street, Gainesville, FL 32608, (352)377- 4000

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

To obtain a copy of the agenda, further information, or submit written or other physical evidence, contact in writing: Board of Landscape Architecture, 1940 N. Monroe St., Tallahassee, Florida 32399.

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board office at (850)487-8304, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Board of Pilot Commissioners** announces the following meetings to which all persons are invited to attend.

DATE AND TIME: April 10, 2006, 1:00 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Finance Committee Meeting and Rules Committee Meeting immediately followed by Probable Cause Panel meeting, which portions may be closed to the public.

DATE AND TIME: April 11, 2006, 9:00 a.m.

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

PLACE: Hyatt Regency Tampa, Two Tampa City Center, Tampa, FL 33602

To obtain a copy of the agenda, further information, or submit written or other physical evidence, contact in writing: Board of Pilot Commissioners, 1940 N. Monroe St., Tallahassee, Florida 32399.

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board office at (850)922-6096, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Board of Professional Geologists** announces a General Business Meeting to which all interested parties are invited to attend.

DATES AND TIMES: April 26, 2006, 1:00 p.m.; April 27, 2006, 9:00 a.m.

PLACE: Hampton Inn Cocoa Beach, 3425 North Atlantic Avenue, Cocoa Beach, Florida 32931

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct General Business.

A copy of the agenda may be obtained by writing: John Knap, Executive Director, Department of Business and Professional Regulation, Board of Professional Geologists, 1940 North Monroe Street, Tallahassee, FL 32399 or by calling (850)487-1395.

If a 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 John Knap, by Tuesday, April 25, 2006.

The **Florida Building Code Administrators and Inspectors Board** announces the following meeting to which all persons are invited to attend.

DATE AND TIME: April 13, 2006, 10:30 a.m.
 PLACE: Nova Southeastern University, 3200 S. University Dr., Davie, FL 33328

GENERAL SUBJECT MATTER TO BE CONSIDERED: Attend and Participate in a Panel Discussion for the South Florida Building Code Educational Conference.

Any person deciding to appeal a decision made with respect to any matter considered at this meeting will need to ensure that a verbatim record of the proceeding is made. Such record must include testimony and evidence upon which the appeal is to be based.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact Department of Business and Professional Regulation, Building Code Administrators and Inspectors Board, (850)922-5012, at least forty-eight (48) hours prior to the meeting. If you are hearing or speech impaired, please contact the board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Florida Building Code Administrators and Inspectors Board** announces the following meetings to which all persons are invited to attend.

DATES AND TIME: April 25-26, 2006, 9:00 a.m. (CST)
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Application Review Committee Meeting.

DATE AND TIME: April 26, 2006, 1:30 p.m. (CST)
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Workshop discussion of possible statutory changes to Section 468.609, F.S., entitled "Administration of this part; standards for certification; additional categories of certification."

DATES AND TIME: April 27-28, 2006, 9:00 a.m. (CST)
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Application Review Committee, Rules and Legislation, Examination and Continuing Education, Executive Committee Meetings and General Board and Business Meeting.

PLACE: Bay Point Marriott Resort, 4200 Marriott Drive, Panama City Beach, FL 32408

Any person deciding to appeal a decision made with respect to any matter considered at this meeting will need to ensure that a verbatim record of the proceeding is made. Such record must include testimony and evidence upon which the appeal is to be based.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact Department of Business and Professional Regulation, Building Code Administrators and Inspectors Board, (850)922-6096, at least forty-eight (48) hours prior to the meeting. If you are hearing or speech impaired, please contact the board office

using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF HEALTH

The Florida **Emergency Medical Services Advisory Council Committees, Constituency Groups, Florida Emergency Medical Services for Children Advisory Committee**, and the Florida **Emergency Medical Advisory Council** will hold their quarterly meetings.

DATES AND TIMES: April 12, 2006, 8:00 a.m. – 6:00 p.m.; April 13, 2006, 8:00 a.m. – 6:00 p.m.; April 14, 2006, 8:00 a.m. – 2:00 p.m.

PLACE: Crowne Plaza Hotel Universal, 7800 Universal Boulevard, Orlando, Florida 32819, (407)355-0550

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the council.

A schedule of meetings or an agenda may be obtained by contacting: Desi Lassiter, Bureau of Emergency Medical Services, (850)245-4055.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment, should contact the Bureau of Emergency Medical Services, (850)245-4055, at least 48 hours prior to the meeting. If you are hearing or speech impaired, please call the Bureau of Emergency Medical Services using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

For further information write: Desi Lassiter, 4052 Bald Cypress Way, Bin #C18 (HEMS), Tallahassee, Florida 32399-1738 or call (850)245-4440.

The **Correctional Medical Authority** announces a conference call meeting to be held by telephone to which all persons are invited.

DATE AND TIME: March 23, 2006, 10:00 a.m. – 11:30 a.m.
 PLACE: Correctional Medical Authority, 4030 Esplanade Way, 2nd Floor, Room 280N, Tallahassee, Florida 32399-1732, (850)245-4557, (850)410-8045, Suncom 210-8045

GENERAL SUBJECT MATTER TO BE CONSIDERED: Continued discussion of issues relating to correctional health care in the Florida Department of Corrections.

A copy of the agenda may be obtained by writing: Executive Director, Correctional Medical Authority, 4052 Bald Cypress Way, Bin #B-04, Tallahassee, FL 32399-1732, (850)245-4557. Pursuant to Section 286.26, Florida Statutes, any handicapped person wishing to attend this meeting should contact staff at least 48 hours prior to the meeting in order to request any special assistance.

The **Board of Chiropractic Medicine**, Probable Cause Panel will hold a duly noticed telephone conference call, to which all persons are invited to attend.

DATE AND TIME: Thursday, March 30, 2006, 9:00 a.m.

PLACE: Department of Health, 4052 Bald Cypress Way, Tallahassee, Florida, at Meet Me Number (850)410-8045

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board at (850)245-4355, at least 48 hours prior to the meeting. If you are a hearing or speech impaired, please contact the Board office using the Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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.

A copy of the agenda item may be obtained by writing: Joe Baker, Jr., Executive Director, Board of Chiropractic Medicine, 4052 Bald Cypress Way, Bin #C07, Tallahassee, FL 32399-3257.

The **Department of Health, Board of Dentistry**, announces a meeting of the Council on Dental Hygiene, an official meeting to be held via telephone conference call. All interested parties are invited to attend the telephone conference call, which is open to the public.

DATE AND TIME: March 20, 2006, 5:30 p.m.

PLACE: Telephone Number (850)921-5230

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss Dental Hygiene issues.

A copy of the agenda may be obtained by writing: 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.

The **Department of Health, Board of Dentistry** announces a meeting of the Rules Committee/Rules Development Workshop, an official meeting to be held via telephone conference call. All interested parties are invited to attend the telephone conference call, which is open to the public.

DATE AND TIME: March 21, 2006, 5:30 p.m.

PLACE: Telephone Number: (850)921-5230

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss proposed rule changes.

A copy of the agenda may be obtained by writing: 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.

The **Department of Health, Board of Hearing Aid Specialists** announces an official Board meeting. All interested parties are invited to attend at the address listed below, which is normally open to the public.

DATE AND TIME: March 31, 2006, 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Business.

A copy of the agenda may be obtained by writing: Sue Foster, Executive Director, Department of Health, Board of Hearing Aid Specialists, 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 least one week prior to meeting date.

The Florida **Board of Medicine's**, Probable Cause Panel (North) announces a telephone conference call to be held via meet me number.

DATE AND TIME: March 24, 2006, 3:00 p.m.

PLACE: Meet Me Number: (850)414-5775, Suncom 994-5775

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a private meeting to review cases for which a determination of probable cause is to be made and to conduct a public meeting to review cases on which probable cause has been made.

A copy of the agenda may be obtained by writing: Gaynetta Rosier, Regulation Specialist II, Agency for Health Care Administration, Medical Services, Palmer Building, P. O. Box 14229, Tallahassee, Florida 32317-4229.

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.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Medical Litigation Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required.

The Medical Litigation Section may be contacted at: P. O. Box 14229, Tallahassee, Florida 32317-4229, (850)922-2414, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice) via Florida Relay Service.

The Florida **Board of Medicine**, Rules/Legislative Committee announces a meeting to which all persons are invited.

DATE AND TIME: Thursday, April 6, 2006, immediately following or soon thereafter the Rules Workshop

PLACE: Sheraton Suites, 4400 West Cypress Street, Tampa, FL 33607, (813)873-8675

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Committee.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Florida Board of Medicine, (850)245-4131 at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Florida Board of Medicine using the Florida Dual Party Relay System, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

A copy of the agenda may be obtained by writing: Larry McPherson, Board Director, Medical Quality Assurance, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above cited meeting or hearing, he will need a record of the proceedings, and for such purpose, may need to ensure that a verbatim record of the proceeding is made, which record includes the testimony and evidence upon which the appeal is to be based. A verbatim tape record of the proceeding may be obtained from a court reporter, if present, or an audio record from the Board Director.

The **Board of Medicine** hereby gives notice that an additional workshop for the purposes of rule development on Rule 64B8-9.015, F.A.C., will be held on:

DATE AND TIME: April 6, 2006, 2:00 p.m.

PLACE: The Sheraton Suites, 4400 W. Cypress Street, Tampa, Florida 33607

A notice of rule development and workshop was published in Vol. 31, No. 44, of the November 4, 2005, F.A.W. A rule development workshop was held on this rule on December 1, 2005.

THE PERSON TO BE CONTACTED REGARDING THE RULE DEVELOPMENT WORKSHOP IS: Larry McPherson, Executive Director, Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days prior to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

NOTICE OF CHANGE – The **Department of Health, the Electrolysis Council**, under the **Board of Medicine**, announces a conference call to which all persons are invited.

DATE AND TIME: May 15, 2006, 9:00 a.m. or soon thereafter
PLACE: (850)413-9245, Suncom 293-9245, toll free (877)651-3473

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by writing: Department of Health, Electrolysis Council, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, or by calling the council office, (850)245-4373.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/

meeting by contacting the council office, (850)245-4373. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

Please note that if a person decides to appeal any decision made by the council with respect to any matter considered at the above-cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

The **Board of Nursing**, North Cause Panel will hold a duly noticed teleconference call meeting to which all persons are invited to attend.

DATE AND TIME: March 13, 2006, 5:30 p.m.

PLACE: Department of Health, Tallahassee at Meet Me Number (850)410-8045

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board at (850)245-4125, at least 48 hours prior to the meeting. If you are a hearing or speech impaired, please contact the Board office using the Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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.

A copy of the agenda item may be obtained by writing: Florida Board of Nursing, 4052 Bald Cypress Way, Bin #C02, Tallahassee, FL 32399-3257.

The **Board of Osteopathic Medicine** hereby gives notice that a public workshop for the purposes of rule development on Rule 64B15-14.011, F.A.C., will be held on:

DATE AND TIME: April 6, 2006, 2:00 p.m.

PLACE: The Sheraton Suites, 4400 W. Cypress Street, Tampa, Florida 33607

A notice of rule development and workshop was published in Vol. 31, No. 44, of the November 4, 2005, F.A.W. A rule development workshop was held on this rule on December 1, 2005.

THE PERSON TO BE CONTACTED REGARDING THE RULE DEVELOPMENT WORKSHOP IS: Pamela King, Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256.

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the Board's Executive Director at least five calendar days prior

to the hearing. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Health, Board of Pharmacy**, Probable Cause Panel announces a public meeting to which all persons are invited.

DATE AND TIME: March 28, 2006, 11:15 a.m.

PLACE: Conference Call (850)413-9245, (877)651-3473 (toll Free)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Panel will meet for reconsideration of disciplinary cases where probable cause was found.

A copy of the board agenda materials, which are open to the public, may be obtained by writing: Garnet Keller, Program Administrator, Board of Pharmacy, 4052 Bald Cypress Way, BIN #C04, Tallahassee, Florida 32399-3254.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board of Pharmacy, Garnet Keller, (850)245-4614, at least five calendar days prior to the meeting. If you are hearing or speech impaired, please contact the Agency using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting he 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 based.

The **Department of Health, the Board of Psychology** announces a meeting to which all persons are invited.

DATE AND TIME: March 23, 2006, 9:00 a.m. or soon thereafter

PLACE: 4042 Bald Cypress Way, Room 301, Tallahassee, FL 32399-3255

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by writing: Department of Health, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255, or by calling the board office, (850)245-4373, ext 3467.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the department at least 48 hours before the workshop/hearing/meeting by contacting the board office, (850)488-0595. If you are hearing or speech impaired, please contact the department by calling 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above-cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

The Probable Cause Panel of the **Department of Health**, Bureau of Emergency Medical Services announces a meeting to which all interested parties are invited.

DATE AND TIME: March 17, 2006, 1:00 p.m.

PLACE: Bureau of Emergency Medical Services, 4025 Esplanade Way, 3rd Floor, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review cases for which a determination of probable cause is to be made and to conduct a public meeting to review cases on which probable cause has been made.

A copy of the public portion of the agenda may be obtained by writing: Emily Hauge, Section Administrator of Investigations, Department of Health, Bureau of Emergency Medical Services, 4052 Bald Cypress Way, Bin #C-18, Tallahassee, Florida 32399.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Bureau of Emergency Medical Services, (850)245-4440, at least 48 hours prior to the meeting. If you are a hearing or speech impaired, please contact the Board office using the Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Department of Children and Families** announces a meeting of the Florida Interprogram Task Force addressing implementation of Florida's State Plan for the Prevention of Child Abuse, Abandonment, and Neglect: July 2005 – June 2010.

DATE AND TIME: March 10, 2006, 9:00 a.m. – 4:00 p.m.

PLACE: 4052 Bald Cypress Way, Southwood Office Complex, Room 301, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Modified objectives, Subcommittees' Reports, the Progress Report, and Statewide Marketing.

A copy of the agenda may be obtained from: Julie Helter, (850)488-4768.

Persons with disabilities who require assistance to participate in the meeting are requested to notify Julie Helter, (850)488-4768.

FLORIDA HOUSING FINANCE CORPORATION

The **Florida Housing Finance Corporation** announces the following Review Committee meeting to which all persons are invited to attend:

DATE AND TIME: Tuesday, March 21, 2006, 2:30 p.m., Eastern Time

PLACE: Formal Conference Room, Suite 5000, Florida Housing Finance Corporation, 227 North Bronough Street, Tallahassee, Florida 32301-1329

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the evaluations of the response(s) submitted for Florida Housing Finance Corporation's Request for Proposals #2005-05 for the Development and Rehabilitation of Migrant Farmworker Housing. Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Robin Grantham, at Florida Housing Finance Corporation, (850)488-4197, at least five (5) calendar days prior to the meeting. If you are hearing impaired, please contact Florida Housing Finance Corporation using the Florida Dual Party Relay System, which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

If any person decides to appeal any decision made by Florida Housing Finance Corporation with respect to any matter considered at this meeting, he or she will need a record of the proceedings, and for such purpose, may need to ensure that a verbatim record of the proceedings be made, which record shall include the testimony and evidence upon which the appeal is to be based.

FISH AND WILDLIFE CONSERVATION COMMISSION

The **Fish and Wildlife Conservation Commission** announces two public meetings of the ad hoc Spiny Lobster Advisory Board, to which all interested persons are invited.

DATES AND TIMES: April 11, 2006, 9:00 a.m. – 5:00 p.m.; April 12, 2006, 9:00 a.m. – 12:00 Noon

PLACE: Hawk's Cay Resort, 61 Hawk's Cay Boulevard, Duck Key, Florida

DATES AND TIMES: May 23, 2006, 9:00 a.m. – 5:00 p.m.; May 24, 2006, 9:00 a.m. – 12:00 Noon

PLACE: Hawk's Cay Resort, 61 Hawk's Cay Boulevard, Duck Key, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to allow the ad hoc Spiny Lobster Advisory Board and staff of the Commission's Division of Marine Fisheries Management and the Fish and Wildlife Research Institute to identify and discuss pertinent issues concerning the spiny lobster fishery. The Board is composed of commercial lobster harvesters, recreational lobster fishers, a wholesale seafood dealer, and representatives of non-government organizations.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 calendar days before the workshop/meeting by contacting the ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency by calling (850)488-9542.

For further information, contact: Mark Robson, 2590 Executive Center Circle, East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

DEPARTMENT OF FINANCIAL SERVICES

The **Department of Financial Services** announces a public meeting of the Florida Board of Funeral, Cemetery and Consumer Services Preneed License Financial Requirements Committee, to which all persons are invited.

DATE AND TIME: March 14, 2006, 9:00 a.m. – 3:00 p.m.

PLACE: Department of Financial Services, Hartman Building, Suite 104J (Koger Center), 2012 Capital Circle, S.E., Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Committee Business.

If a person decides to appeal any decision made by the Committee with respect to any matter considered at this meeting, the person will need a record of the proceedings, and for such purpose the person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

At least 7 days before each meeting, a copy of the agenda of the meeting will be available. Agendas will be available on the home page of the Division of Funeral, Cemetery and Consumer Services (www.fldfs.com/FuneralCemetery).

A copy of the agenda may also be obtained by writing: Department of Financial Services, Division of Funeral, Cemetery and Consumer Services, Attn: LaTonya Bryant, 200 East Gaines Street, Tallahassee FL 32399-0361, or by calling Ms Bryant, (850)413-3039.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise LaTonya Bryant, (850)413-3039, at least 48 hours before the meeting. If you are hearing or speech impaired, contact: LaTonya Bryant via the Florida Relay Service at 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice) for assistance.

The **Department of Financial Services** announces a public meeting of the Florida **Board of Funeral, Cemetery and Consumer Services** Rules Committee to which all persons are invited.

DATE AND TIME: March 30, 2006, 9:00 a.m. – 3:00 p.m.

PLACE: Department of Financial Services, Hartman Building, Suite 104J (Koger Center), 2012 Capital Circle, S.E., Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Rules Committee Business.

If a person decides to appeal any decision made by the Committee with respect to any matter considered at this meeting, the person will need a record of the proceedings, and for such purpose the person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

At least 7 days before each meeting, a copy of the agenda of the meeting will be available. Agendas will be available on the home page of the Division of Funeral, Cemetery and Consumer Services (www.fldfs.com/FuneralCemetery).

A copy of the agenda may also be obtained by writing: Department of Financial Services, Division of Funeral, Cemetery and Consumer Services, Attn: LaTonya Bryant, 200 East Gaines Street, Tallahassee FL 32399-0361, or by calling Ms Bryant, (850)413-3039.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise LaTonya Bryant, (850)413-3039, at least 48 hours before the meeting. If you are hearing or speech impaired, contact LaTonya Bryant via the Florida Relay Service at 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice) for assistance.

The **Department of Financial Services** announces a public meeting of the Florida **Board of Funeral, Cemetery and Consumer Services** to which all persons are invited.

DATE AND TIME: April 20, 2006, 10:00 a.m. – 5:00 p.m.

PLACE: Department of Business and Professional Regulation, Northwood Center, Board Room 101, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board Business.

The above date relates to the next meeting of the Board of Funeral, Cemetery and Consumer Services. The public is advised to check with Department of Financial Services staff, Ms. LaTonya Bryant, (850)413-3039, before traveling to a scheduled meeting on the date above, to ascertain whether the meeting has been cancelled. Notice of such cancellations will be posted on the home page of the Division of Funeral, Cemetery and Consumer Services (www.fldfs.com/FuneralCemetery) as soon as known.

At least 7 days before each meeting, a copy of the agenda of the meeting will be available. Agendas will be available on the home page of the Division of Funeral, Cemetery and Consumer Services (www.fldfs.com/FuneralCemetery).

A copy of the agenda may also be obtained by writing: Department of Financial Services, Division of Funeral, Cemetery and Consumer Services, Attn.: LaTonya Bryant, 200 East Gaines Street, Tallahassee, FL 32399-0361, or by calling Ms. Bryant, (850)413-3039.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, the person will need a record of the proceedings, and for such purpose the person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise LaTonya Bryant, (850)413-3039, at least 48 hours before the meeting. If you are hearing or speech impaired, contact LaTonya Bryant via the Florida Relay Service at 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice), for assistance.

The **Department of Financial Services** announces a public meeting of the Florida **Board of Funeral, Cemetery and Consumer Services Review of Disciplinary Rules Committee**, to which all persons are invited.

DATE AND TIME: March 29, 2006, 1:00 p.m. – 3:00 p.m.

PLACE: Department of Financial Services, Hartman Building, Suite 104J (Koger Center), 2012 Capital Circle, S. E., Tallahassee, FL 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Committee Business.

The above date relates to the next meeting of the Board of Funeral, Cemetery and Consumer Services. The public is advised to check with Department of Financial Services staff (Ms. LaTonya Bryant, (850)413-3039), before traveling to a scheduled meeting on the date above, to ascertain whether the meeting has been cancelled. Notice of such cancellations will be posted on the home page of the Division of Funeral, Cemetery & Consumer Services, which is on the website of the Department of Financial Services (www.fldfs.com), as soon as known.

At least 7 days before each meeting, a copy of the agenda of the meeting will be available. Agendas will be available on the home page of the Division of Funeral, Cemetery & Consumer Services, on the website of the Dept of Financial Services (www.fldfs.com).

A copy of the agenda may also be obtained by writing: Department of Financial Services, Division of Funeral, Cemetery & Consumer Services, Attn.: LaTonya Bryant, 200 East Gaines Street, Tallahassee, FL 32399-0361, or by calling Ms. Bryant at (850)413-3039.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting, the person will need a record of the proceedings, and for such

purpose the person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise LaTonya Bryant at (850)413-3039, at least 48 hours before the meeting. If you are hearing or speech impaired, contact LaTonya Bryant via the Florida Relay Service at 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice), for assistance.

The **Department of Financial Services** announces a public meeting of the Florida **Board of Funeral, Cemetery and Consumer Services Emergency Preparedness Committee** to which all persons are invited.

DATE AND TIME: March 21, 2006, 10:00 a.m. – 3:00 p.m.

PLACE: Hardage Giddens, 517 Park Street, Jacksonville, FL 32204, (904)355-5641

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Committee Business.

If a person decides to appeal any decision made by the Committee with respect to any matter considered at this meeting, the person will need a record of the proceedings, and for such purpose the person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

At least 7 days before each meeting, a copy of the agenda of the meeting will be available. Agendas will be available on the home page of the Division of Funeral, Cemetery and Consumer Services (www.fldfs.com/FuneralCemetery).

A copy of the agenda may also be obtained by writing: Department of Financial Services, Division of Funeral, Cemetery and Consumer Services, Attn.: LaTonya Bryant, 200 East Gaines Street, Tallahassee FL 32399-0361, or by calling Ms. Bryant, (850)413-3039.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise LaTonya Bryant, (850)413-3039, at least 48 hours before the meeting. If you are hearing or speech impaired, contact LaTonya Bryant via the Florida Relay Service at 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice) for assistance.

FINANCIAL SERVICES COMMISSION

The **Office of Insurance Regulation** announces a public hearing to which all persons are invited.

DATE AND TIMES: March 21, 2006, First Hearing 12:00 Noon; Second Hearing 6:00 p.m.

PLACE: Signature Grand, 6900 State Road 84, Davie, Florida 33317. Contact: Kristopher Duer, Esquire, (850)413-4276 or Sam Coskey (850)413-2616.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Liberty Mutual Fire Insurance Company has requested a 24.9% average statewide rate increase. The requested rate increase was not uniform and some areas are subject to a higher rate increase. Florida law allows the Office of Insurance Regulation to hold a public hearing for any purpose within the scope of the Insurance Code deemed to be necessary. Input from interested parties will be received at this public hearing. If you are unable to attend this public hearing, please forward your comments to Kristopher Duer at kristopher.duer@fldfs.com

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing, please telephone or email Sam Coskey at (850)413-2616 or email at sam.coskey@fldfs.com, at least 48 hours before the hearing.

The **Office of Insurance Regulation** announces a public hearing to which all persons are invited.

DATE AND TIMES: March 22, 2006, first hearing 12:00 Noon; second hearing 6:00 p.m.

PLACE: Signature Grand, 6900 State Road 84, Davie, Florida 33317, Contact: Kristopher Duer, Esquire, (850)413-4276 or Sam Coskey (850)413-2616

GENERAL SUBJECT MATTER TO BE CONSIDERED: Tower Hill Select Insurance Company has requested a 25.3% average statewide rate increase. The requested rate increase was not uniform and some areas are subject to a higher rate increase. Florida law allows the Office of Insurance Regulation to hold a public hearing for any purpose within the scope of the Insurance Code deemed to be necessary. Input from interested parties will be received at this public hearing. If you are unable to attend this public hearing, please forward your comments to Kristopher Duer at kristopher.duer@fldfs.com

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing, please telephone or email Sam Coskey, (850)413-2616 or email at sam.coskey@fldfs.com, at least 48 hours before the hearing.

The **Office of Insurance Regulation** announces a public hearing to which all persons are invited.

DATE AND TIME: Friday, March 31, 2006, 9:30 a.m.

PLACE: State of Florida, Office of Insurance Regulation, J. Edwin Larson Building, 200 East Gaines Street, Room 116, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the hearing is to discuss a revision that has been made to proposed Rule 69O-125.003, as per the Notice of Change published in the Florida Administrative Weekly on February 24, 2006.

The proposed rule now reads as follows:

69O-125.003 Unfair Discrimination Because of Travel Plans.

(1) No insurer nor person authorized to engage in the business of insurance in the State of Florida shall refuse to issue any policy, contract or certificate of life insurance, annuity contract, accident, disability or health insurance, because of the intent of the applicant to engage in future lawful foreign travel or based upon past lawful foreign travel, unless the insurer can demonstrate that insureds who have traveled or intend to travel are a separate actuarially supportable class whose risk of loss is different from those insureds who have not traveled and do not intend to travel.

(2) No insurer nor person authorized to engage in the business of insurance in the State of Florida, shall, in determining the rates charged an applicant for coverage under any policy, contract or certificate of life insurance, annuity contract, accident, disability or health insurance, issued or to be issued to be delivered to any resident of this state, consider the intent of the applicant to engage in future lawful foreign travel or past lawful travel of the applicant, unless the insurer can demonstrate that insureds who have traveled or intend to travel are a separate actuarially supportable class whose risk of loss is different from those insureds who have not traveled and do not intend to travel.

(3) Violation of this rule constitutes unfair discrimination prohibited by Section 626.9541(1)(g), Florida Statutes.

Specific Authority 626.9611 FS. Law Implemented 626.951, 626.9521, 626.9541(1)(g) FS. History—New

CONTACT NAME AND NUMBER: Frank Dino, Life and Health Product Review, Office of Insurance Regulation, (850)413-5014 or e-mail: frank.dino@fldfs.com.

Input from interested parties will be received at this public hearing. If you are unable to attend this public hearing, please forward your comments to Frank Dino at frank.dino@fldfs.com.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing, please telephone or E-mail the contact person listed above at least 48 hours before the hearing.

The **Financial Services Commission** announces a public hearing to which all persons are invited.

DATE AND TIME: April 4, 2006, 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: This is the Final Public Hearing on the proposed repeal of Rule Chapter 69O-213, Customer Representatives, Florida Administrative Code, published on January 6, 2006, in Vol. 32, No. 1, of the Florida Administrative Weekly. No notice of change was published.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the contact person at least 5 calendar days before the program by contacting: Bob Prentiss at E-mail bob.prentiss@fldfs.com.

THE FULL TEXT OF THE PROPOSED RULES IS:

69O-213.010 Purpose and Scope.

Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.072, 626.7351, 626.7352, 626.7353, 626.7354 FS. History–New 12-19-93, Formerly 4-213.010, Repealed.

69O-213.020 Definitions.

Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.072, 626.7351, 626.7352, 626.7353, 626.7354 FS. History–New 12-19-93, Formerly 4-213.020, Repealed.

69O-213.040 Who May Appoint a Customer Representative.

Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.072, 626.7351, 626.7352, 626.7353, 626.7354 FS. History–New 12-19-93, Formerly 4-213.040, Repealed.

69O-213.050 Limits on Lines and Products the Customer Representative May Handle.

Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.072, 626.7351, 626.7352, 626.7353, 626.7354 FS. History–New 12-19-93, Formerly 4-213.050, Repealed.

69O-213.060 Appointment of Customer Representative and Designation of Supervising Agent.

Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.072, 626.7351, 626.7352, 626.7353, 626.7354 FS. History–New 12-19-93, Formerly 4-213.060, Repealed.

69O-213.070 Termination of Appointment or Supervision.

Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.072, 626.112, 626.471, 626.561(2), 626.7351, 626.7352, 626.7353, 626.7354, 626.748 FS. History–New 12-19-93, Formerly 4-213.070, Repealed.

69O-213.080 Duties of Appointing Agent.

Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.072, 626.734, 626.7351, 626.7352, 626.7353, 626.7354 FS. History–New 12-19-93, Formerly 4-213.080, Repealed.

69O-213.090 Duties of Appointing Agency.

Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.072, 626.592, 626.7351, 626.7352, 626.7353, 626.7354 FS. History–New 12-19-93, Formerly 4-213.090, Repealed.

69O-213.100 Duties of Designated Supervising Agent.

Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.072, 626.734, 626.7351, 626.7352, 626.7353, 626.7354 FS. History–New 12-19-93, Formerly 4-213.100, Repealed.

69O-213.110 Customer Representative’s Duties.

Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.072, 626.7351, 626.7352, 626.7353, 626.7354, 626.747 FS. History–New 12-19-93, Formerly 4-213.110, Repealed.

69O-213.120 Duty to Supervise Explained.

Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.072, 626.7351, 626.7352, 626.7353, 626.7354 FS. History–New 12-19-93, Formerly 4-213.120, Repealed.

69O-213.130 The Customer Representative’s Authority; Limitations.

Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.072, 626.7351, 626.7352, 626.7353, 626.7354 FS. History–New 12-19-93, Formerly 4-213.130, Repealed.

The **Financial Services Commission** announces a public hearing to which all persons are invited.

DATE AND TIME: April 4, 2006, 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:

This is the Final Public Hearing on the proposed repeal of Rule Chapter 69O-221, Bail, bonds, and Bail Bond Agents, Florida Administrative Code, published on January 6, 2006, in Vol. 32, No. 1, of the Florida Administrative Weekly. No notice of change was published.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the contact person at least 5 calendar days before the program by contacting: Bob Prentiss at E-mail bob.prentiss@fldfs.com.

THE FULL TEXT OF THE PROPOSED RULES IS:

69O-221.001 License Required.

Specific Authority 648.26 FS. Law Implemented 648.30, 648.35 FS. History–Repromulgated 12-24-74, Formerly 4-1.06, Amended 9-10-91, Formerly 4-1.006, Amended 4-14-97, Formerly 4-221.001, Repealed.

69O-221.003 Managing General Agents.

Specific Authority 648.26 FS. Law Implemented 648.25, 648.27, 648.388, 648.48 FS. History–New 4-14-97, Amended 1-22-03, Formerly 4-221.003, Repealed.

69O-221.005 Currently Revoked, Suspended or Denied License.

Specific Authority 648.26 FS. Law Implemented 648.45(1), (2), 648.50 FS. History–Repromulgated 12-24-74, Formerly 4-1.07, Amended 9-10-91, Formerly 4-1.007, Amended 4-14-97, Formerly 4-221.005, Repealed.

69O-221.051 Actively Engaged in Business; Place Suitably Designated; Accessible to Public.

Specific Authority 648.26 FS. Law Implemented 648.25, 648.34, 648.355, 648.387 648.44(6) FS. History–Repromulgated 12-24-74, Amended 7-27-78, 12-23-82, Formerly 4-1.04, 4-1.004, Amended 4-14-97, 7-2-98, 1-22-03, Formerly 4-221.051, Repealed.

69O-221.055 Permanent Office Records Required.

Specific Authority 648.26 FS. Law Implemented 648.25, 648.34, 648.36 FS. History–Repromulgated 12-24-74, Formerly 4-1.01, Amended 9-10-91, Formerly 4-1.001, Amended 4-14-97, 1-22-03, Formerly 4-221.055, Repealed.

69O-221.060 Notice of Change of Address.

Specific Authority 648.26 FS. Law Implemented 648.421 FS. History–New 12-23-82, Formerly 4-1.17, Amended 9-10-91, Formerly 4-1.017, Amended 4-14-97, 1-22-03, Formerly 4-221.060, Repealed.

69O-221.065 Statistical Reporting Form.

Specific Authority 648.26 FS. Law Implemented 648.365 FS. History–New 12-23-82, Formerly 4-1.19, Amended 9-10-91, Formerly 4-1.019, Amended 4-14-97, Formerly 4-221.065, Repealed.

69O-221.070 Build-up Funds; Reporting.

Specific Authority 648.26 FS. Law Implemented 648.29 FS. History–New 9-10-91, Formerly 4-1.021, Amended 4-14-97, 1-22-03, Formerly 4-221.070, Repealed.

69O-221.075 Power of Attorney; Penal Sum of Bond; Not Applicable to Automobile Clubs.

Specific Authority 648.26 FS. Law Implemented 903.09 FS. History–Repromulgated 12-24-74, Formerly 4-1.08, Amended 9-10-91, Formerly 4-1.008, Formerly 4-221.075, Repealed.

69O-221.080 Professional Bail Bond Agent; Justification and Sufficiency of Sureties.

Specific Authority 648.26 FS. Law Implemented 648.25 FS. History–Amended 7-1-69, Repromulgated 12-24-74, Formerly 4-1.03, 4-1.003, Amended 4-14-97, Formerly 4-221.080, Repealed.

69O-221.085 Rate Filing; Approval; Proof.

Specific Authority 648.26 FS. Law Implemented 648.35(2) FS. History–Repromulgated 12-24-74, Formerly 4-1.11, Amended 9-10-91, Formerly 4-1.011, Amended 4-14-97, Formerly 4-221.085, Repealed.

69O-221.095 Soliciting Business.

Specific Authority 648.26(1)(a) FS. Law Implemented 648.44 FS. History–New 12-23-82, Formerly 4-1.18, Amended 11-5-89, Formerly 4-1.018, Amended 4-14-97, 1-22-03, Formerly 4-221.095, Repealed.

69O-221.100 Terms and Conditions of Contract; Surrender Form.

Specific Authority 648.26 FS. Law Implemented 648.4425 FS. History–Repromulgated 12-24-74, Formerly 4-1.16, Amended 9-10-91, Formerly 4-1.016, Amended 1-22-03, Formerly 4-221.100, Repealed.

69O-221.105 Premium Charge Only Permitted.

Specific Authority 648.26 FS. Law Implemented 648.33, 648.44(1)(i) FS. History–Amended 7-1-69, Repromulgated 12-24-74, Amended 5-22-80, Formerly 4-1.05, Amended 9-10-91, Formerly 4-1.005, Amended 4-14-97, Formerly 4-221.105, Repealed.

69O-221.110 Premium Shall be Term Charge; Premium Refund; When.

Specific Authority 648.26 FS. Law Implemented 624.307(1), 648.295, 648.33 FS. History–Amended 7-1-69, Repromulgated 12-24-74, Formerly 4-1.09, Amended 9-10-91, Formerly 4-1.009, Amended 4-14-97, 1-22-03, Formerly 4-221.110, Repealed.

69O-221.115 Pre-numbered Receipt as Evidence of Payment.

Specific Authority 648.26 FS. Law Implemented 648.295, 648.36 FS. History–Repromulgated 12-24-74, Formerly 4-1.02, Amended 9-10-91, Formerly 4-1.002, Amended 4-14-97, 1-22-03, Formerly 4-221.115, Repealed.

69O-221.120 Pre-numbered Receipt as Evidence of Collateral.

Specific Authority 648.26 FS. Law Implemented 648.25(9), 648.36, 648.442(2) FS. History–New 12-23-82, Formerly 4-1.021, Amended 9-10-91, Formerly 4-1.0021, Amended 4-14-97, 1-22-03, Formerly 4-221.120, Repealed.

69O-221.125 Collateral Security; Affidavit; Form.

Specific Authority 648.26, 648.442(8) FS. Law Implemented 903.14(1), 648.36, 648.44(1)(m), 648.442, 648.45 FS. History–Repromulgated 12-24-74, Formerly 4-1.14, Amended 9-10-91, Formerly 4-1.014, Amended 4-14-97, Formerly 4-221.125, Repealed.

69O-221.130 Collateral Security; Statement; Form.

Specific Authority 648.26 FS. Law Implemented 903.14(3), 648.36, 648.44(1)(m), 648.442, 648.45 FS. History–New 7-1-69, Repromulgated 12-24-74, Formerly 4-1.141, Amended 9-10-91, Formerly 4-1.0141, Amended 4-14-97, Formerly 4-221.130, Repealed.

69O-221.135 Collateral Security Requirements.

Specific Authority 648.26 FS. Law Implemented 648.442(1) FS. History–New 12-23-82, Formerly 4-1.142, Amended 9-10-91, Formerly 4-1.0142, Amended 4-14-97, Formerly 4-221.135, Repealed.

69O-221.140 Indemnity Agreement; Form.

Specific Authority 648.26 FS. Law Implemented 648.442 FS. History–Repromulgated 12-24-74, Formerly 4-1.15, 4-1.015, Amended 4-14-97, 1-22-03, Formerly 4-221.140, Repealed.

69O-221.145 Use of Credit Cards and Cash Advance Facilities in Conjunction with Issuing Bail Bonds.

Specific Authority 648.26(1)(a) FS. Law Implemented 648.33, 648.44(1)(j) FS. History–New 11-5-89, Formerly 4-1.020, Amended 4-14-97, 1-22-03, Formerly 4-221.145, Repealed.

69O-221.150 Department May Request Information.

Specific Authority 648.26 FS. Law Implemented 626.601, 626.744, 648.27, 648.36 FS. History–Repromulgated 12-24-74, Formerly 4-1.10, Amended 9-10-91, Formerly 4-1.010, Amended 4-14-97, 1-22-03, Formerly 4-221.150, Repealed.

The **Financial Services Commission** announces a public hearing to which all persons are invited.

DATE AND TIME: April 4, 2006, 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: This is the Final Public Hearing on the proposed repeal of Rule Chapter 69O-215, Part III, Code of Ethics – Life Underwriters, Florida Administrative Code, published on January 6, 2006, in Vol. 32, No. 1, of the Florida Administrative Weekly. No notice of change was published.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the contact person at least 5 calendar days before the program by contacting: Bob Prentiss at E-mail bob.prentiss@fldfs.com.

THE FULL TEXT OF THE PROPOSED RULE IS:

69O-215.210 Scope.

Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.797 FS. History—Repromulgated 12-24-74, Formerly 4-9.01, 4-9.001, 4-215.210, Repealed.

69O-215.215 Twisting.

Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.797, 626.9541(1)(l) FS. History—Repromulgated 12-24-74, Formerly 4-9.02, 4-9.002, 4-215.215, Repealed.

69O-215.220 Rebating.

Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.797, 626.9541(1)(h) FS. History—Repromulgated 12-24-74, Formerly 4-9.03, 4-9.003, 4-215.220, Repealed.

69O-215.225 Defamation.

Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.797, 626.9541(1)(c) FS. History—Repromulgated 12-24-74, Formerly 4-9.04, 4-9.004, 4-215.225, Repealed.

69O-215.230 Misrepresentations.

Specific Authority 624.308 FS. Law Implemented 624.307(1), 626.797, 626.9541(1)(a), (b) FS. History—Repromulgated 12-24-74, Formerly 4-9.05, 4-9.005, 4-215.230, Repealed.

TREASURE COAST EDUCATION, RESEARCH AND DEVELOPMENT AUTHORITY

The **Treasure Coast Education, Research and Development Authority** announces a public meeting to which all interested persons are invited.

DATE AND TIME: Tuesday, March 14, 2006, 2:00 p.m.
 PLACE: St. Lucie County Administration Building, Code Enforcement Conference Room, 2300 Virginia Avenue, Fort Pierce, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Staffing, County building status, funding, budget workshop, Park layout, staffing, new tenant application review, land lease transfer status, and such other business as the Authority may deem appropriate.

Those who desire a copy of the agenda or more information should contact: Rick Minton, Chairman, (772)370-7425, or Jane Bachelor, Secretary, (772)468-3922, ext. 151.

Anyone with a disability requiring accommodation to attend this meeting should contact: Beth Ryder, St. Lucie County Community Services Director, (772)422-1777 or TDD (772)462-1428, at least forty-eight (48) hours prior to the meeting.

FLORIDA AEROSPACE FINANCE CORPORATION

The **Florida Aerospace Finance Corporation (FAFC)** announces a Board of Director’s meeting and teleconference to which the public is invited.

DATE AND TIME: March 17, 2006, 9:00 a.m. – 11:00 a.m.
 PLACE: Office of Florida Department of Transportation, Room 479, 605 Suwannee Street, Tallahassee, FL 32399. To attend via telephone the number to call is: 1(866)249-5325, participant code 393255.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board of Directors will meet to review general board business, ratifications of agreements, financings, budgets, procedures and to consider other proposed matters related to the business of the Corporation.

For more information, contact: Ms. Judy Blanchard, (321)690-3397. To obtain a copy of the agenda write: The Florida Aerospace Financing Corporation, 403 Brevard Avenue, Suite 1, Cocoa, Florida 32922.

Any person requiring special accommodations at this meeting because of disability or physical impairment should contact the Florida Aerospace Finance Corporation.

Please note that if a person decides to appeal any decision made by the Board with respect to any matter considered at the above cited meeting, they will need a record of the proceedings, and for such purpose, they may need to ensure that a verbatim record of the proceeding, which record includes the testimony and evidence upon which the appeal is to be based.

DEPARTMENT OF MILITARY AFFAIRS

The **Department of Military Affairs** announces a meeting to which all interested persons are invited.

DATE AND TIME: Saturday, March 18, 2006, 1:30 p.m.
 PLACE: Adjutant General’s Conference Room, St. Francis Barracks, 82 Marine Street, St. Augustine, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Armory Board Meeting. The Armory Board will consider action on contracts, leases, agreements and other business relative to real property and facility management issues under its control.

If a person decides to appeal any decision made by the Armory Board with respect to any matter considered at this meeting, that person may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

IN ACCORDANCE WITH FLORIDA STATUTE 286.0105.

H. LEE MOFFITT CANCER CENTER AND RESEARCH INSTITUTE, INC.

The **H. Lee Moffitt Cancer Center and Research Institute, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, March 22, 2006, 1:30 p.m.
 PLACE: SRB Trustee Board Room, 12902 Magnolia Drive, Tampa, FL
 GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct general business of the Joint Finance and Planning Committee of the Board of Directors.
 A copy of the agenda may be obtained by writing: Ms. Barbara Sawyer, Administration, Moffitt Cancer Center, 12902 Magnolia Drive, Tampa, FL 33612.
 Persons requiring special accommodations due to disability or physical impairment should contact: Ms. Barbara Sawyer by Friday, March 17, 2006.

FLORIDA LOCAL GOVERNMENT INVESTMENT TRUST

The Advisory Board for the **Florida Local Government Investment Trust** announces a public meeting to which all persons are invited.
 DATE AND TIME: March 23, 2006, 10:30 a.m. – 12:00 Noon
 PLACE: Nabors, Gilblin & Nickerson P.A, 2502 Rockypoint Drive, Suite 1060, Tampa, Florida 33607
 GENERAL SUBJECT MATTER TO BE CONSIDERED: General Administrative Operations.
 A copy of the agenda may be obtained by contacting: The Trust’s Administrator, FACC Service Corporation, (850)921-0808.

FLORIDA LEAGUE OF CITIES

The **Florida Municipal Construction Insurance Trust**, an interlocal entity created pursuant to Sections 768.28 and 163.01, F.S., announces a public meeting to which all persons are invited.
 DATE AND TIME: Thursday, March 23, 2006, 3:00 p.m.
 PLACE: Riverside Hotel, 620 East Las Olas Boulevard, Fort Lauderdale, Florida, (954)467-0671
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Business meeting of the Board of Trustees.
 A copy of the proposed agenda may be obtained by contacting: Linda Bridges, Florida League of Cities, Inc., Tallahassee, FL, (850)222-9684.
 If any person desires to appeal any decision with respect to any matter considered at the above cited meeting, such person may need to ensure that a verbatim record of the proceedings is made to include the testimony and evidence upon which the appeal is based.

The **Florida Municipal Construction Insurance Trust**, an interlocal entity created pursuant to Sections 768.28 and 163.01, F.S., announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, March 24, 2006, 9:30 p.m.
 PLACE: Riverside Hotel, 620 East Las Olas Boulevard, Fort Lauderdale, Florida, (954)467-0671
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Business meeting of the Board of Trustees.
 A copy of the proposed agenda may be obtained by contacting: Linda Bridges, Florida League of Cities, Inc., Tallahassee, FL, (850)222-9684.
 If any person desires to appeal any decision with respect to any matter considered at the above cited meeting, such person may need to ensure that a verbatim record of the proceedings is made to include the testimony and evidence upon which the appeal is based.

BLUEPRINT 2000 INTERGOVERNMENTAL AGENCY

The **Blueprint 2000 Intergovernmental Agency** announces a public hearing to which all persons are invited.
 OPEN HOUSE
 DATE AND TIME: April 4, 2006, 6:00 p.m. – 6:30 p.m.
 PRESENTATION
 DATE AND TIME: April 4, 2006, 6:30 p.m. – 7:00 p.m.
 PUBLIC TESTIMONY
 DATE AND TIME: April 4, 2006, 7:00 p.m. – 8:00 p.m.
 PLACE: Tallahassee Community College, Student Union Building, 444 Appleyard Drive, Tallahassee, Florida 32304
 GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is being held to afford interested persons the opportunity to express their views concerning the location, conceptual design, social, economic, and environmental effects of Blueprint 2000 Project No. 772, otherwise known as Capital Circle, N.W./S.W. (SR 263) Expanded Project Development and Environment Study. The limits of the project corridor are from Orange Avenue to Tennessee Street, in Tallahassee, Leon County, Florida.
 This Public Hearing will be held in conformance with the Americans With Disabilities Act. Persons with a disability who need special accommodations should contact the following no later than seven days prior to the date of the meeting to ensure that reasonable accommodations are available: Mr. Paul Hiers, P.E., Project Manager, 1311 Executive Center Drive, Suite 109, Tallahassee, FL. 32301.

FLORIDA SPORTS FOUNDATION

The **Florida Sports Foundation** announces it’s quarterly GRANT COMMITTEE meeting to which all persons are invited.
 DATE AND TIME: Tuesday, March 14, 2006, 10:00 a.m. – 12:00 Noon
 PLACE: Florida Sports Foundation, 2930 Kerry Forest Parkway, Suite 101, Tallahassee, FL 32309, Call In Numbers (877)651-3473 (toll free), (850)413-9245 (Tallahassee)

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Quarterly Grant Committee meeting.

Please make note that if a person decides to appeal any decision made by the Grant Committee with respect to any matter considered at the above-cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which recorded includes the testimony and evidence upon which appeal is to be based.

The **Florida Sports Foundation** announces it's quarterly JR. GOLF GRANT COMMITTEE meeting to which all persons are invited.

DATE AND TIME: Thursday, March 26, 2006, 2:00 p.m. – 4:00 p.m.

PLACE: Florida Sports Foundation, 2930 Kerry Forest Parkway, Suite 101, Tallahassee, FL 32309, Call In Numbers: 1(800)416-4132 (Toll Free), (850)922-7892 (Tallahassee)

Please make note that if a person decides to appeal any decision made by the Jr. Golf Grant Committee with respect to any matter considered at the above-cited meeting or hearing, he/she will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

TECHNOLOGICAL RESEARCH AND DEVELOPMENT AUTHORITY

The **Technological Research and Development Authority** (TRDA) announces a general meeting of its Board of Directors to which all persons are invited to participate.

DATE AND TIME: March 15, 2006, 1:00 p.m.

PLACE: TRDA, Conference Room, 5195 South Washington Avenue, Titusville, FL 32780

GENERAL SUBJECT MATTER TO BE CONSIDERED:
General Meeting.

A copy of the agenda may be obtained by contacting: Dave Kershaw, TRDA Deputy Director, (321)269-6330, ext. 243 or dkershaw@trda.org.

AREA AGENCY ON AGING OF PASCO – PINELLAS

The **Area Agency on Aging of Pasco-Pinellas, Inc.** (AAAPP) announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, March 20, 2006, 9:30 a.m. (Please call to confirm date, time and location)

PLACE: Area Agency on Aging of Pasco-Pinellas, Inc., 9887 4th Street, North, Suite 100, St. Petersburg, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Area Agency on Aging of Pasco-Pinellas, Inc., Board Meetings.

Please note that if a person decides to appeal any decision made by AAAPP Board with respect to any matter considered at the above cited meeting or hearing, they will need to ensure

that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

CITIZENS PROPERTY INSURANCE CORPORATION

The **Citizens Property Insurance Corporation** announces a Reinsurance Workshop to be held from:

DATE AND TIME: Thursday, March 30, 2006, 8:00 a.m. – 9:45 a.m. (EDT)

PLACE: The Hyatt Regency Orlando International Airport, Orlando, FL

Special Accommodations: In accordance with the Americans with Disabilities Act, people with disabilities or physical impairments who require assistance to participate in this meeting are requested to contact Barbara Walker 1(800)807-7647, extension 3744, at least five days prior to the meeting.

The **Citizens Property Insurance Corporation** announces a Board of Governor's meeting to be held:

DATE AND TIME: Thursday, March 30, 2006, 10:00 a.m. – 1:00 a.m. (EDT)

PLACE: The Hyatt Regency Orlando International Airport, Orlando, FL

Items of discussion include, but are not limited to, the Market Accountability Advisory Committee Report and a Financial Update.

For additional information, please call Barbara Walker at 1(800)807-7647, extension 3744.

Special Accommodations: In accordance with the Americans with Disabilities Act, people with disabilities or physical impairments who require assistance to participate in this meeting are requested to contact: Barbara Walker, 1(800)807-7647, extension 3744, at least five days prior to the meeting.

ORANGE COUNTY RESEARCH AND DEVELOPMENT AUTHORITY

The Orange County Research and Development Authority announces a public meeting to which all persons are invited.

DATE AND TIME: April 13, 2006, 8:00 a.m.

PLACE: Central Florida Research Park, 12424 Research Parkway, Suite 100, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:
General Business Meeting.

FLORIDA SELF-INSURERS GUARANTY ASSOCIATION, INC.

The **Florida Self-Insurers Guaranty Association, Inc.** announces a meeting of its Board of Directors to which all interested persons are invited to attend.

DATE AND TIME: Friday, March 17, 2006, 12:00 Noon
 PLACE: Hilton Garden Inn, 3333 Thomasville Road, Tallahassee, Florida 32308
 GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business.
 Information on the meeting may be obtained by contacting: Brian Gee, Florida Self-Insurers Guaranty Association, 1427 E. Piedmont Drive, 2nd Floor, Tallahassee, Florida 32308, (850)222-1882.

Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF MANAGEMENT SERVICES

NOTICE IS HEREBY GIVEN THAT the Public Employees Relations Commission has issued an order disposing of the petition for declaratory statement filed by the Florida State Lodge, Fraternal Order of Police, Inc. on December 13, 2005, in Case No. DS-2005-004. The following is a summary of the Commission's disposition of the petition: The petition was denied because the petition did not state sufficient facts with particularity to answer the all-encompassing question posed that may have related to diverse public employers.

A copy of the order may be obtained by writing: Clerk, Public Employees Relations Commission, 4050 Esplanade Way, Suite 150, Tallahassee, Florida 32399-0950.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF HEALTH

The Board of Psychology hereby gives notice that it has issued an Order on the Petition for Declaratory Statement, that was filed on December 7, 2005 by Thomas K. Zander, Psy.D. The Notice of Petition for Declaratory Statement was published in Vol. 31, No. 52, of the December 30, 2005, Florida Administrative Weekly. Petitioner sought the Board's

interpretation of Section 490.005(1)(c), Florida Statutes and Rule 64B19-11.005, Florida Administrative Code, entitled "Supervised Experience Requirements," and whether he would meet the post-doctoral experience requirements for a cohesive and integrated training experience by working in both Wisconsin and Florida under the supervision of different psychologists licensed in their respective states. The Board of Psychology considered the Petition at its meeting held on January 20, 2006, in Tampa, Florida. The Board's Order, filed on February 8, 2006, answered the Petition for Declaratory Statement in the affirmative, finding that the post-doctoral experience that Petitioner has been performing does meet the requirements of Rule 64B19-11.005, F.A.C.

A copy of the Board's Order may be obtained by contacting Susan Love, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255.

DEPARTMENT OF FINANCIAL SERVICES

NOTICE IS HEREBY GIVEN that the Department of Financial Services, Division of State Fire Marshal, has received a Petition for Declaratory Statement filed February 14, 2006, from Newport Health Services, L.L.C., Petitioner. The Petition requests an interpretation of the Florida Fire Prevention Code, and specifically asks the following question: Since each nursing homes is now required to have a sprinkler system installed, is it permissible to anchor the system to the walls rather than the ceiling, because many of the ceilings contain asbestos, the cost of whose removal would be exorbitant or, in some cases, prohibitive.

A copy of the Petition may be obtained by writing or calling: Casia Sinco, Senior Attorney, Division of Legal Services, 200 East Gaines Street, Tallahassee, Florida 32399-0300, (850)413-3110.

Section VIII
Notices of Petitions and Dispositions
Regarding the Validity of Rules

Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:

NONE

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

NONE

Section IX
Notices of Petitions and Dispositions
Regarding Non-rule Policy Challenges

NONE

Section X
Announcements and Objection Reports of
the Joint Administrative Procedures
Committee

NONE

Section XI
Notices Regarding Bids, Proposals and
Purchasing

DEPARTMENT OF EDUCATION

INVITATION TO BID

The Florida State University Facilities Purchasing shall receive sealed bids until the dates and times shown for the following projects. Bids may be brought to the bid opening or sent to:

Florida State University
Facilities Maintenance, Purchasing
114F Mendenhall Building A
Tallahassee, Florida 32306

prior to bid opening. Bidder must reference bid number, opening date and time on outside of bid package to insure proper acceptance. Bids submitted by facsimile are not acceptable. For information relating to the Invitation(s) to Bid, contact the

Bid Number: FAC82-06
Purchasing Agent: B.J. Lewis, Facilities
Public Bid Opening: March 27, 2006, 2:00 p.m.
FSU-Facilities Maintenance
114 Mendenhall Hall, Building A
Tallahassee, Florida 32306-4150
Facilities Maintenance Purchasing

Bid Documents: MC CX500 UPGRADE

CONTACT PERSON: Donna Trumbower, [dtrumbower@
admin.fsu.edu](mailto:dtrumbower@admin.fsu.edu)

Advertisement for Design Services

RFP #06-013

Pursuant to the provisions of Section 287.055, Florida Statutes, the "Consultants' Competitive Negotiations Act", Daytona Beach Community College hereby publicly announces it will consider qualified professional firms, registered to do work in the State of Florida, for a project requiring design services.

The project is the redesign of the Southeast Parking Lot on the Daytona Beach Campus. The scope of work will include site planning, storm-water drainage and contract administration. The estimated construction budget is \$1 million inclusive of design fees. The existing parking lot contains approximately 600 spaces. This lot and adjoining areas are to be redesigned to maximize the number of parking spaces.

Proposals are due by 12:00 Noon, March 16, 2006. Interested parties may obtain information by contacting the DBCC Facilities Planning Department at (386)506-4322 or by email to McReeD@dbcc.edu. Information also available at <http://go.dbcc.edu/fp/proposal.html>.

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

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF HEALTH

NOTICE TO PROFESSIONAL CONSULTANTS
PUBLIC ANNOUNCEMENT FOR PROFESSIONAL
SERVICES FOR
ARCHITECTURE-ENGINEERING

THIS ADVERTISEMENT HAS BEEN CANCELLED BY
THE DEPARTMENT OF HEALTH

PROJECT NUMBER: DOH 70008150

PROJECT NAME: New Charlotte County Health Department Building

SERVICES TO BE PROVIDED: Architecture-Engineering

ESTIMATED CONSTRUCTION BUDGET: \$11,000,000.00

SAMAS NO: 64-30-2-141001-64200700-00-084093-01
 64-30-1-000319-64200700-00-084093-06
 RESPONSE DUE DATE WAS: Friday, March 24, 2006, by
 5:00 p.m.

WEST CENTRAL FLORIDA AGENCY ON AGING

Request for Proposal

Community Care for the Elderly Program

The West Central Florida Area Agency on Aging for Hardee, Highlands, Hillsborough, Manatee, and Polk Counties, is soliciting proposals from all parties interested in bidding for Community Care for the Elderly (CCE) case management services, coordination of core services, and lead agency functions for the annual period beginning July 1, 2006. Community-based organizations interested in obtaining a CCE lead agency designation will be requested to submit written proposals (through the RFP process) detailing their respective qualifications and plans for providing case management services, coordination of core services, and other required lead agency functions of the CCE program.

Copies of the Request for Proposal may be picked up at the: West Central Florida Area Agency on Aging, 5905 Breckenridge Parkway, Suite F, Tampa, FL 33610-4239, Friday, March 10, 2006, 9:00 a.m.

A pre-proposal conference will be held on Tuesday, March 21, 2006, at 10:00 a.m., in the Area Agency conference room. Sealed proposals are due by 3:00 p.m., April 10, 2006. The primary contact person for this RFP is Phil Hollister, Contracts and Grants Specialist (ext. 240).

DEPARTMENT OF MILITARY AFFAIRS

ADVERTISEMENT FOR BIDS

SEALED BIDS ARE REQUESTED FROM QUALIFIED GENERAL CONTRACTORS, LICENSED BY THE STATE OF FLORIDA, FOR THE FOLLOWING:

PROJECT NO: CFMO-205010 ACCOUNTING CODE: N/A
 PROJECT NAME AND LOCATION:
 REMODEL/CONSTRUCT MAINTNEANCE SHOP NUMBER
 8,

Robert Harkness National Guard Armory, Lake Jeffery Road, Lake City, Florida.

PROJECT SCOPE: Furnish all labor, materials, equipment and services to renovate and convert an existing Unit Maintenance Building, of approximately 4180 Sq. ft. to a Vehicle Maintenance Shop. Provide all interior and exterior work to include site work as specified and defined in the Architects-Engineers Drawings and Specifications.

FOR: Department of Military Affairs, Construction and Facility Management Office, Florida Army National Guard.

MINORITY PROGRAM: Maximum MBE participation is highly encouraged and recommended from all interested parties.

BIDDER QUALIFICATIONS: General Contractors currently licensed by the State of Florida. Note: Contractor must register or be registered with the State of Florida at MyFlorida.com prior to Award of Bid.

PUBLIC ENTITY CRIME INFORMATION STATEMENT: A person, or affiliate, who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity in excess of the threshold amount provided in Section 287.017, F.S., for Category Two for a period of 36 months from the date of being placed on the convicted vendor list.

BID SECURITY: If the bid proposal amount is \$100,000 or less, a bid security (5%) is not required.

PERFORMANCE BOND AND LABOR AND MATERIAL PAYMENT BOND: If the construction contract award amount is \$100,000 or less, a Performance Bond and Labor and Material Payment Bond are not required.

PRE BID: There will be a pre-bid meeting 10:00 a.m. 20 Mar 06 at the project site below, all interested parties are highly encouraged to attend and observe existing site conditions.

BID PROCEDURES: Sealed bids will be received and publicly read aloud on:

DATE AND TIME: April 6, 2006, 2:00 p.m., Local Time

PLACE: Robert Harkness National Guard Armory, Lake Jeffery Road, Lake City, Florida

Bids must be sealed and submitted or delivered to the address location above prior to posted time, In full accordance with the requirements of the Drawings, Specifications, Bidding Conditions, and Contractual Conditions as stated, which may be examined and obtained as of 10:00 a.m., March 6, 2006, from Harper Aiken Partners, Inc for \$72.50 per set, plus ship, (nonrefundable), or order direct from NGI, 17 Third Street, St. Petersburg, FL, (727)896-6036, Fax (727)896-6074.

All Technical and Project Scope questions shall be directed to the A-E, Mr. Jeff Salt until close of business March 29, 2006.

ARCHITECT-ENGINEER: Harper Aiken Partners, 3950 Third Street North, St. Petersburg, Florida 33703

TELEPHONE: (727)823.9110, POC: MR. Jeff Salt. A.I.A.

CONTRACT AWARD: The official Notice of Award Recommendation (Intent to Award) will be by electronic posting On the Department’s website at http://fcn/state.fl.us/owa_vbs_www.main_menu. Failure to file a protest within the time prescribed in Section 120.57(3), Florida Statutes, shall

constitute a waiver of proceedings under Chapter 120, Florida Statutes. If no protest is filed per Section B-21 of the Instructions to Bidders, "Notice and Protests Procedures", the contract will be awarded to the qualified, responsive low bidder in accordance with Rule 60D-5, F.A.C., by the Owner.
 NOTE: AWARD OF CONTRACT IS CONTINGENT UPON THE AVAILABILITY OF FUNDS.

MID-FLORIDA AREA AGENCY ON AGING

REQUEST FOR PROPOSALS

Competitive sealed proposals will be received by the Mid-Florida Area Agency on Aging, Inc. until 4:00 p.m. on April 27, 2006 for the designation of Community Care for the Elderly Lead Agencies, including the provision of an array of home and community based services to frail older persons residing in the counties of Alachua, Bradford, Citrus, Columbia, Dixie, Gilchrist, Hamilton, Hernando, Lafayette, Lake, Levy, Marion, Putnam, Sumter, Suwannee, and Union. The Community Care for the Elderly program is administered pursuant to provisions of Chapter 430, F.S. The proposal package and application instructions may be obtained from the office of the Mid-Florida Area Agency on Aging, Inc. on March 13, 2006 or thereafter. A bidders conference will be conducted concerning this Request for Proposals at 3:00 p.m. on March 24, 2006. Interested parties are encouraged to attend the bidders conference at the following location:

Florida Farm Bureau Building – Suite 222
 5700 S.W. 34th Street
 Gainesville, Florida

The Mid-Florida Area Agency on Aging, Inc. reserves the right to reject any and all proposals.

Correspondence concerning this Request for Proposals should be addressed to:

Ms. Vidya R. Hogan, Director of Consumer Services
 Mid-Florida Area Agency on Aging, Inc.
 5700 S.W. 34 Street, Suite 222
 Gainesville, Florida 32608
 (352)378-6649

EARLY LEARNING COALITION (ELC)

**CLAY NASSAU BAKER BRADFORD COUNTY
 SEEKS SERVICE PROVIDERS**

The Clay Nassau Baker Bradford County ELC seeks Service Providers to provide services in one or more of four areas:

1. School Readiness, including eligibility determination and provider reimbursement, Parent and Child Services, and Provider development, support and training.
2. Inclusion Services
3. Child Care Resource and Referral

4. Voluntary Pre-Kindergarten, including eligibility determination and provider reimbursement, Parent and Child Services, and Provider development, support and training.

THE ELC ENCOURAGES PROPOSALS FOR EACH INDIVIDUAL COMPONENT, OR FOR A COMBINATION OF COMPONENTS.

Copies of the Invitation To Negotiate for service provision are available at www.elcofnbb.org; or at 1845 Town Center Blvd., Suite 150, Orange Park, Florida 32003.

**Section XII
 Miscellaneous**

DEPARTMENT OF COMMUNITY AFFAIRS

Notice of Funding Availability
 Florida Department of Community Affairs
 Division of Emergency Management
 Hazard Mitigation Grant Program

The Department of Community Affairs, Division of Emergency Management is pleased to announce the availability of Hazard Mitigation Grant Program (HMGP) funds as a result of the recent Presidential Disaster Declarations (FEMA-1595-DR-FL and FEMA-1602-DR-FL). The HMGP is authorized by Section 404 of the Robert T. Stafford Disaster Relief Act and is designed to assist communities in implementing mitigation measures designed to reduce or eliminate long-term risk to people and property from natural hazards and their effects. DEM is soliciting applications and encourage all eligible applicants to identify and submit applications that address eligible mitigation activities that are designed to reduce your community's overall risk to hazards. The amount of funding available to the state is based on 7.5% of the total federal disaster assistance for these events. The application period will close June 7, 2006. Therefore, all applications must be postmarked by June 7, 2006. The Department encourages and welcomes the submittal of complete applications at anytime during this cycle.

Application Timeline

Applications are currently being accepted. The deadline for the submission of applications is June 7, 2006 (postmarked). Applications will only be accepted from eligible applicants as defined in the Minimum Program Eligibility section of this notice. Please provide four completed copies of the State of Florida Joint Hazard Mitigation and Flood Mitigation Assistance Application and all appropriate attachments, which may be obtained at the DEM website located at <http://www.floridadisaster.org/brm/hmgp.htm>.

Alternatively, you may contact the DEM directly at (850)413-9884. In order to be considered, completed applications must be sent to the following address:

Florida Department of Community Affairs
 Division of Emergency Management
 Mitigation Section
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399-2100
 ATTN: Hazard Mitigation Grant Program

Minimum Program Eligibility

Eligible Applicants: are local governments, state agencies, federally recognized Indian Tribal governments and private non-profit organizations and institutions.

Eligible Activities: include mitigation projects that will result in protection of public or private property from natural hazards. Eligible projects include, but are not limited to:

- Acquisition of hazard prone properties
- Retrofitting of existing buildings and facilities
- Elevation of flood prone structures
- Infrastructure protection measures
- Storm water management improvements
- Minor structural flood control projects
- Relocation of structures from hazard prone areas
- Retrofitting of existing buildings and facilities for shelters

The state will not consider funding request for:

- Generators: Unless they are an integral part of a larger eligible project
- Construction of new facilities: However, the cost associated with above code upgrades can be considered.
- Equipment such as emergency pumps, vehicles and communication devices.
- Tree removal.
- Projects already in progress. (Construction may not begin until the project has met requirements of the National Environmental Policy Act. In addition, the contract between the State and subgrantee must be executed.)

All projects submitted must meet the following minimum criteria to be considered for funding:

- Conform with the State Mitigation Plan and the respective community’s Local Mitigation Strategy;
- Demonstrate cost-effectiveness;
- Is technically feasible;
- Provide a beneficial impact upon the designated disaster area;
- Conform to all applicable environmental laws, and regulations and executive orders;
- Solve a problem independently or constitutes a functional part of a solution;
- Is in an NFIP participating community that is not on probation or have been suspended from NFIP; and
- Meet all applicable state and local codes and standards.

Cost-Share Requirements

Under the HMGP, FEMA will contribute up to 75 percent (75%) of the total amount approved under the grant award to implement eligible cost-effective mitigation measures. The applicant must provide the remaining 25 percent (25%)

non-federal share. All contributions, cash or in-kind services, are acceptable as part of the non-federal share. Requirements for in-kind contributions can be found in 44 Code Federal Regulations, Section 13.24. In-kind contributions must be directly related to the eligible project cost. In-kind resources are those personnel, materials, equipment and supplies owned, controlled and operated by the applicant or a third party contributor. Applicants are encouraged to link HMGP funds with other state, local and private sources.

Pre-Award Costs

Prior to receiving a grant award, pre-award costs may be requested. Pre-award costs include items such as engineering, environmental study, permitting and other “soft” costs associated with a construction project. Construction activities are not considered pre-award costs. Pre-award costs must be requested in writing.

Technical Assistance

DEM is in the process of scheduling HMGP application development workshops. The dates, times, locations and a short overview of the workshops will be posted on the DEM website www.floridadisaster.org. DEM will provide technical assistance throughout the application process. DEM will be available to assist with the application process, Benefit Cost Analysis, Engineering Feasibility and Environmental/Historical Preservation Compliance. If there are any questions regarding the allocation of funds or the project review and selection criteria, please call Bureau staff at one of the following numbers:

- (850)922-5269 (Grants/Projects Review Office)
- (850)413-9884 (Mitigation Planning Office)
- (850)922-5332 (Engineering and Technical Feasibility)

DCA Final Order No.: DCA06-OR-058

STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS

In re: MONROE COUNTY LAND
 DEVELOPMENT REGULATIONS
 ADOPTED BY MONROE COUNTY
 ORDINANCE NO. 028-2005

FINAL ORDER

The Department of Community Affairs (the “Department”) hereby issues its Final Order, pursuant to §§ 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2005), approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

FINDINGS OF FACT

1. The Florida Keys Area is a statutorily designated area of critical state concern, and Monroe County is a local government within the Florida Keys Area.

2. On December 30, 2005, the Department received for review Monroe County Ordinance No. 028-2005 which was adopted by the Monroe County Board of County Commissioners on October 19, 2005 (“Ord. 028-2005”).

3. The Ordinance provides for a Tier Overlay District Map designation on the Monroe County Land Use District Map for Big Pine Key and No Name Key to implement the Master Plan for Big Pine Key and No Name Key and Goal 105 of the 2010 Comprehensive Plan, Rule 28-20.100, F.A.C., and the Tier Overlay System.

4. Ordinance 028-2005 is consistent with the 2010 Monroe County Comprehensive Plan.

CONCLUSIONS OF LAW

5. The Department is required to approve or reject land development regulations that are enacted, amended or rescinded by any local government in the Florida Keys Area of Critical State Concern. § 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2005).

6. Monroe County is a local government within the Florida Keys Area of Critical State Concern. § 380.0552, Fla. Stat. (2005) and Rule 28-29.002 (superseding Chapter 27F-8), Fla. Admin. Code.

7. “Land development regulations” include local zoning, subdivision, building and other regulations controlling the development of land. § 380.031(8), Fla. Stat. (2005). The regulations adopted by Ord. 028-2005 are land development regulations.

8. All land development regulations enacted, amended or rescinded within an area of critical state concern must be consistent with the Principles for Guiding Development (the “Principles”) as set forth in § 380.0552(7), Fla. Stat. See *Rathkamp v. Department of Community Affairs*, 21 F.A.L.R. 1902 (Dec. 4, 1998), *aff’d*, 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.

9. Ord. 028-2005 promotes and furthers the following Principles:

- (a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without the continuation of the area of critical state concern designation.
- (b) To protect shoreline and marine resources, including mangroves, coral reef formations, seagrass beds, wetlands, fish and wildlife, and their habitat.
- (c) To protect upland resources, tropical biological communities, freshwater wetlands, native tropical vegetation (for example, hardwood hammocks and pinelands), dune ridges and beaches, wildlife, and their habitat.

(f) To enhance natural scenic resources, promote the aesthetic benefits of the natural environment, and ensure that development is compatible with the unique historic character of the Florida Keys.

(g) To protect the historical heritage of the Florida Keys.

(i) To limit the adverse impacts of public investments on the environmental resources of the Florida Keys.

(l) To protect the public health, safety, and welfare of the citizens of the Florida Keys and maintain the Florida Keys as a unique Florida resource.

1. Ord. 028-2005 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 028-2005 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

 TRACY D. SUBER
 State Planning Administrator
 Division of Community Planning
 Department of Community Affairs
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399-2100

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY’S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT’S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT’S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A

WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 2555 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100.

THE PETITION MUST MEET THE FILING REQUIREMENTS IN RULE 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 24th day of February, 2006.

Miriam Snipes, Deputy Agency Clerk

By U.S. Mail:
Honorable Charles McCoy
Mayor of Monroe County
500 Whitehead Street, Suite 102
Key West, Florida 33040

Danny L. Kolhage
Clerk to the Board of County Commissioners
500 Whitehead Street
Key West, Florida 33040

Aref Joulani
Acting Director
2798 Overseas Highway, Suite 400
Marathon, Florida 33050

DCA Final Order No.: DCA06-OR-065
STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS
In re: CITY OF LAKELAND LAND DEVELOPMENT
REGULATIONS ADOPTED BY
ORDINANCE NO. 4724

FINAL ORDER

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to §§ 380.05(6) and (11), Florida Statutes, (2005), approving a land development regulation adopted by a local government within the Green Swamp Area of Critical State Concern as set forth below.

FINDINGS OF FACT

1. The Green Swamp Area is a statutorily designated area of critical state concern, and the City of Lakeland is a local government located within the Green Swamp Area.
2. On December 28, 2005, the Department received for review City of Lakeland Ordinance No. 4724 ("Ordinance"), which was adopted by the City Commission for the City of Lakeland on December 19, 2005.
3. The Ordinance amends the City of Lakeland's Land Development Code ("Code") to add eleven (11) sections addressing intent, applicability, density and intensity of use, development regulations, landscaping, road requirements,

transit district requirements, wetlands, water and wastewater utility requirements, storm water management facilities, listed species, permitting requirements, and effective dates.

4. The Ordinance is consistent with the City of Lakeland's Comprehensive Plan.

CONCLUSIONS OF LAW

5. The Department is required to approve or reject land development regulations that are enacted, amended or rescinded by any local government in the Green Swamp Area of Critical State Concern. §§ 380.05(6) and (11), Fla. Stat. (2005).

6. Lakeland is a local government within the Green Swamp Area of Critical State Concern. § 380.0551, Fla. Stat. (2005) and Chapter 28-26, Fla. Admin. Code.

7. "Land development regulations" include local zoning, subdivision, building and other regulations controlling the development of land. § 380.031(8), Fla. Stat. (2005). The regulations adopted by the Ordinances are land development regulations.

8. All land development regulations enacted, amended or rescinded within an area of critical state concern must be consistent with the principles for guiding development for that area. § 380.05(6), Fla. Stat.; see Rathkamp v. Department of Community Affairs, 21 F.A.L.R. 1902 (Dec. 4, 1998), aff'd, 740 So. 2d 1209 (Fla. 3d DCA 1999). The principles for guiding development in the Green Swamp Area of Critical State Concern are set forth in Rule 28-26.003, Florida Administrative Code ("Principles").

9. Ordinance No. 4724 furthers the following Principles:
- (a) Minimize adverse impacts of development on resources of the Florida Aquifer, and flood-detention areas.
 - (b) Protect the normal quantity, quality, and flow of ground water and surface water which are necessary for the protection of resources of state and regional concern.
 - (d) Protect the functions of the Green Swamp Potentiometric High of the Floridian Aquifer.
 - (h) Protect the water-retention capabilities of wetlands.
 - (i) Protect the biological-filtering capabilities of wetlands.

11. Ordinance No. 4724 is not inconsistent with the remaining Principles, and is consistent with the Principles as a whole.

WHEREFORE, IT IS ORDERED that Ordinance No. 4724 is found to be consistent with the Principles for Guiding Development of the Green Swamp Area of Critical State Concern and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

Tracy D. Suber, State Planning Administrator
 Department of Community Affairs
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399-2100

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND SUBMIT

REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

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THE PETITION MUST MEET THE FILING REQUIREMENTS IN SUBSECTION 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

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YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned Agency Clerk of the Department of Community Affairs, and that true and correct copies have been furnished to the persons listed below by the method indicated this 24th day of February, 2006.

Paula Ford, Agency Clerk
By U.S. Mail:
The Honorable Ralph L. Fletcher
Mayor, City of Lakeland
228 South Massachusetts
Lakeland, Florida 33801

DCA Final Order No.: DCA06-OR-059
STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS

In re: MONROE COUNTY LAND
DEVELOPMENT REGULATIONS
ADOPTED BY MONROE COUNTY
ORDINANCE NO. 030-2005

FINAL ORDER

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to §§ 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2005), approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

FINDINGS OF FACT

- 1. The Florida Keys Area is a statutorily designated area of critical state concern, and Monroe County is a local government within the Florida Keys Area.
- 2. On December 30, 2005, the Department received for review Monroe County Ordinance No. 030-2005 which was adopted by the Monroe County Board of County Commissioners on October 19, 2005 ("Ord. 030-2005").
- 3. The Ordinance provides for expediting the planning approval process for large master planned communities that area gated, provide their own infrastructure, and that contain at least 100 homes. The only development that falls within this category in the Keys is Ocean Reef, which is a vested development that has been building out since 1973.
- 4. Ordinance 030-2005 is consistent with the 2010 Monroe County Comprehensive Plan.

CONCLUSIONS OF LAW

- 5. The Department is required to approve or reject land development regulations that are enacted, amended or rescinded by any local government in the Florida Keys Area of Critical State Concern. § 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2005).
- 6. Monroe County is a local government within the Florida Keys Area of Critical State Concern. § 380.0552, Fla. Stat. (2005) and Rule 28-29.002 (superseding Chapter 27F-8), Fla. Admin. Code.
- 7. "Land development regulations" include local zoning, subdivision, building and other regulations controlling the development of land. § 380.031(8), Fla. Stat. (2005). The regulations adopted by Ord. 030-2005 are land development regulations.
- 8. All land development regulations enacted, amended or rescinded within an area of critical state concern must be consistent with the Principles for Guiding Development (the "Principles") as set forth in § 380.0552(7), Fla. Stat. See Rathkamp v. Department of Community Affairs, 21 F.A.L.R. 1902 (Dec. 4, 1998), aff'd, 740 So. 2d 1209 (Fla. 3d DCA

1999). The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.

9. Ord. 030-2005 promotes and furthers the following Principles:

(a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without the continuation of the area of critical state concern designation.

1. Ord. 030-2005 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 030-2005 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

 TRACY D. SUBER
 State Planning Administrator
 Division of Community Planning
 Department of Community Affairs
 2555 Shumard Oak Boulevard
 Tallahassee, Florida 32399-2100

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

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WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

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THE PETITION MUST MEET THE FILING REQUIREMENTS IN SUBSECTION 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 24th day of February, 2006.

Miriam Snipes, Deputy Agency Clerk

By U.S. Mail:

Honorable Charles McCoy
Mayor of Monroe County
500 Whitehead Street, Suite 102
Key West, Florida 33040

Danny L. Kolhage
Clerk to the Board of County Commissioners
500 Whitehead Street
Key West, Florida 33040

Aref Joulani
Acting Director
Planning and Environmental Resources
2798 Overseas Highway, Suite 400
Marathon, Florida 33050

DCA Final Order No.: DCA06-OR-060
STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS

In re: MONROE COUNTY LAND
DEVELOPMENT REGULATIONS
ADOPTED BY MONROE COUNTY
ORDINANCE NO. 033-2005

FINAL ORDER

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to §§ 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2005), approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

FINDINGS OF FACT

1. The Florida Keys Area is a statutorily designated area of critical state concern, and Monroe County is a local government within the Florida Keys Area.

2. On February 2, 2006, the Department received for review Monroe County Ordinance No. 033-2005 which was adopted by the Monroe County Board of County Commissioners on November 16, 2005 ("Ord. 033-2005").

4. The Ordinance amends Surface Water Management Criteria of the Monroe County Land Development Regulations concerning stormwater drainage and provides for repeal of all inconsistent ordinances.

4. Ordinance 033-2005 is consistent with the 2010 Monroe County Comprehensive Plan.

CONCLUSIONS OF LAW

5. The Department is required to approve or reject land development regulations that are enacted, amended or rescinded by any local government in the Florida Keys Area of Critical State Concern. § 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2005).

6. Monroe County is a local government within the Florida Keys Area of Critical State Concern. § 380.0552, Fla. Stat. (2005) and Rule 28-29.002 (superseding Chapter 27F-8), Fla. Admin. Code.

7. "Land development regulations" include local zoning, subdivision, building and other regulations controlling the development of land. § 380.031(8), Fla. Stat. (2005). The regulations adopted by Ord. 033-2005 are land development regulations.

8. All land development regulations enacted, amended or rescinded within an area of critical state concern must be consistent with the Principles for Guiding Development (the "Principles") as set forth in § 380.0552(7), Fla. Stat. See Rathkamp v. Department of Community Affairs, 21 F.A.L.R. 1902 (Dec. 4, 1998), aff'd, 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.

9. Ord. 033-2005 promotes and furthers the following Principles:

(a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without the continuation of the area of critical state concern designation.

(b) To protect shoreline and marine resources, including mangroves, coral reef formations, seagrass beds, wetlands, fish and wildlife, and their habitat.

(c) To limit the adverse impacts of development on the quality of water throughout the Florida Keys.

(d) To protect the public health, safety, and welfare of the citizens of the Florida Keys and maintain the Florida Keys as a unique Florida resource.

10. Ord. 033-2005 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 033-2005 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

TRACY D. SUBER
State Planning Administrator
Division of Community Planning
Department of Community Affairs
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO

CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 2555 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100.

THE PETITION MUST MEET THE FILING REQUIREMENTS IN SUBSECTION 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 24th day of February, 2006.

Miriam Snipes, Deputy Agency Clerk

By U.S. Mail:
Honorable Charles McCoy
Mayor of Monroe County
500 Whitehead Street, Suite 102
Key West, Florida 33040

Danny L. Kolhage
Clerk to the Board of County Commissioners
500 Whitehead Street
Key West, Florida 33040

Aref Joulani
Acting Director
Planning and Environmental Resources
2798 Overseas Highway, Suite 400
Marathon, Florida 33050

DCA Final Order No.: DCA06-OR-057

STATE OF FLORIDA

DEPARTMENT OF COMMUNITY AFFAIRS

In re: MONROE COUNTY LAND
DEVELOPMENT REGULATIONS
ADOPTED BY MONROE COUNTY
ORDINANCE NO. 029-2005

FINAL ORDER

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to §§ 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2005), approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

FINDINGS OF FACT

1. The Florida Keys Area is a statutorily designated area of critical state concern, and Monroe County is a local government within the Florida Keys Area.

2. On December 30, 2005, the Department received for review Monroe County Ordinance No. 029-2005 which was adopted by the Monroe County Board of County Commissioners on October 19, 2005 ("Ord. 029-2005").

3. The Ordinance provides for a Tier Overlay District Map designation on the Monroe County Land Use District Map for Big Pine Key and No Name Key, and provides criteria for designation of Tier Boundaries for Big Pine Key and No Name Key pursuant to the Habitat Conservation Plan (HCP) to implement Goal 105 of the 2010 Comprehensive Plan, Rule 28-20.100, F.A.C., and the Tier Overlay System. The Ordinance renumbers existing section 9.5-256 to 9.5-271 and creates a new section 9.5-256.

4. Ordinance 029-2005 is consistent with the 2010 Monroe County Comprehensive Plan.

CONCLUSIONS OF LAW

5. The Department is required to approve or reject land development regulations that are enacted, amended or rescinded by any local government in the Florida Keys Area of Critical State Concern. § 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2005).

6. Monroe County is a local government within the Florida Keys Area of Critical State Concern. § 380.0552, Fla. Stat. (2005) and Rule 28-29.002 (superseding Chapter 27F-8), Fla. Admin. Code.

7. "Land development regulations" include local zoning, subdivision, building and other regulations controlling the development of land. § 380.031(8), Fla. Stat. (2005). The regulations adopted by Ord. 029-2005 are land development regulations.

8. All land development regulations enacted, amended or rescinded within an area of critical state concern must be consistent with the Principles for Guiding Development (the "Principles") as set forth in § 380.0552(7), Fla. Stat. See Rathkamp v. Department of Community Affairs, 21 F.A.L.R. 1902 (Dec. 4, 1998), aff'd, 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.

9. Ord. 029-2005 promotes and furthers the following Principles:

- (b) To protect shoreline and marine resources, including mangroves, coral reef formations, seagrass beds, wetlands, fish and wildlife, and their habitat.
- (c) To protect upland resources, tropical biological communities, freshwater wetlands, native tropical vegetation (for example, hardwood hammocks and pinelands), dune ridges and beaches, wildlife, and their habitat.
- (g) To protect the historical heritage of the Florida Keys.
- (j) To make available adequate affordable housing for all sectors of the population of the Florida Keys.
- (l) To protect the public health, safety, and welfare of the citizens of the Florida Keys and maintain the Florida Keys as a unique Florida resource.

10. Ord. 029-2005 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 029-2005 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

TRACY D. SUBER
State Planning Administrator
Division of Community Planning
Department of Community Affairs
2555 Shumard Oak Boulevard
Tallahassee, Florida 32399-2100

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CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 24th day of February, 2006.

Miriam Snipes, Deputy Agency Clerk

By U.S. Mail:

Honorable Charles McCoy
Mayor of Monroe County
500 Whitehead Street, Suite 102
Key West, Florida 33040

Danny L. Kolhage
Clerk to the Board of County Commissioners
500 Whitehead Street
Key West, Florida 33040

Aref Joulani
Acting Director
Planning and Environmental Resources
2798 Overseas Highway, Suite 400
Marathon, Florida 33050

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, Hyosung Motors America, Inc., intends to allow the establishment of Bikes, Parts and Cruisers as a dealership for the sale of Hyosung motorcycles, at 18524 US Highway 19, Hudson (Pasco County), Florida 34667, on or after March 1, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Bikes, Parts and Cruisers are dealer operator(s): John Wolding, 17954 Branch Road, Hudson, Florida 34667; principal investor(s): John Wolding, 17954 Branch Road, Hudson, Florida 34667.

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: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Edward Park, President, Hyosung Motors America, Inc., 502 Shartom Drive, Augusta, Georgia 30907.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, Vento Motorcycles, Inc. ("Vento"), intends to allow the establishment of Gasoline Alley, Inc., as a dealership for the sale of Vento motorcycles at 10 South Scenic Highway, Frostproof, (Polk County), Florida 33843, on or after February 22, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Gasoline Alley, Inc., are dealer operator(s): Robert O'Hara, 10 South Scenic Highway, Frostproof, Florida 33843; principal investor(s): Robert O'Hara, 10 South Scenic Highway, Frostproof, Florida 33843.

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: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Matthew Scott, Vento North America, 6190 Cornerstone Court, E., Suite #200, San Diego, California 92121.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, X Power Motorsports, Inc., intends to allow the establishment of Mister Moped International, as a dealership for the sale of CF Moto and Linhai motorcycles, at 6227A North Washington Boulevard, Sarasota (Sarasota County), Florida 34243, on or after February 15, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Mister Moped International are dealer operator(s): Robert Fusco, 6227A North Washington Boulevard, Sarasota, Florida 34243; principal investor(s): Robert Fusco, 6227A North Washington Boulevard, Sarasota, Florida 34243.

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: Mr. Ronald D. Reynolds, Administrator, Dealer

License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Bill R. Morrow, Owner/President, X Power Motorsports, Inc., 2727 U.S. Highway 411S, Maryville, Tennessee 37801.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point

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

Pursuant to Section 320.642, Florida Statutes, Goldenvale, Inc., intends to allow the establishment of Motorsports Depot, Inc., as a dealership for the sale of ROKETA and JMStar motorcycles at 17630 US 41 North, Lutz (Hillsborough County), Florida 33549, on or after February 23, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Motorsports Depot, Inc., are dealer operator(s): Robert L. Sardegna, 230 Deer Cove Lane, Lutz, Florida 33548; principal investor(s): Robert L. Sardegna, 230 Deer Cove Lane, Lutz, Florida 33548.

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: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Mike Turber, General Manager, Goldenvale – ROKETA, Inc., 2041 South Turner Avenue, Ontario, California 91761.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of Less than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Toyota Motor Distributors, LLC, intends to establish Clermont Motor Sales, LLC d/b/a Toyota of Clermont as an additional dealership for the sale of Toyota cars and trucks and Scion cars at the northwest corner of State Road 50 and Tiny Morse Boulevard, in Clermont, Lake County, Florida, on the property described as follows: Tract 64 and a portion of Tracts 50A and 63 map of section 23, Township 22 South, Range 26 East, Lake County, Florida, Lake Highlands Company as recorded in Plat Book 4, Page 11, of the Public Records of Lake County, Florida; and Tract 1 and a portion of Tracts 2, 15A, and 16 of map of Section 26, Township 22 South, Range 26 East, Lake County, Florida, Lake Highlands Company as recorded in Plat Book 3, Page 52 of the Public Records of Lake County, Florida, lying North of State Road Number 50 right of way and being more particularly described as follows: Begin at the Northeast corner of Section 26, Township 22 South, Range 26 East; a five (5) inch diameter round concrete monument, and run South 00 degrees 40' 12" West along the East line of the Northeast quarter of said Section 26, a distance of 1183.47 feet to a point on the North right-of-way line of State Road Number 50, according to the Florida Department of Transportation (FDOT) right-of-way map of State Road Number 50, Section Number 11070-2505; thence, departing said East section line, run N 89 degrees 09' 12" West, along said North right of way line, a distance of 680.32 feet to a point on the approximate centerline of Tiny Morse Boulevard; thence run North 00 degrees 25' 53" West, along said approximate centerline, a distance of 1952.46 feet to the North line of Tract 50a of map of Section 23, Township 22 South, Range 26 East, Lake County, Florida, Lake Highlands Company as recorded in Plat Book 4, Page 11 of the Public Records of Lake County, Florida; thence run South 66 degrees 13' 46" East, along the North line of said tracts 50a and 64 of said map of Section 23, parallel with and 30.00 feet South of, perpendicular measure, the centerline of the abandoned Atlantic Coast Line Railroad (CSX Map Number V12FLA.-8), a distance of 780.30 feet to the Northeast corner of said Tract 64; thence departing said Northerly line, run South 00 degrees 39' 25" seconds West, along the East line of said Tract 64, a distance of 464.58 feet to the Point of Beginning. Described parcel containing 28.84 acres, more or less. The dealership location will be on the parcel described above and will initially require approximately the southernmost 17 acres of the property.

The dealership will be opened on or after July 1, 2006. The names and addresses of the dealer operators of the proposed dealer are: Joseph Siviglia, 3800 West Colonial Drive, Orlando, Florida 32808; and Robert James Siviglia, 13055 Water Point Boulevard, Windermere, Florida 34786.

The name and address of the principal investors in the proposed dealer are described as follows. Clermont Motor Sales, LLC is solely owned by the Siviglia Family Limited Partnership, a Nevada limited partnership, whose address is 3800 West Colonial Drive, Orlando, FL 32808. The owners of the Siviglia Family Limited Partnership are Siviglia Enterprises, LLC, a Nevada limited liability company, and the Siviglia Children Gifting Trust. The owner of Siviglia Enterprises, LLC is Joseph Siviglia, 3800 West Colonial Drive, Orlando, Florida 32808. The trustee of the Siviglia Children Gifting Trust is Robert James Siviglia, whose address is 13055 Water Point Boulevard, Windermere, FL 34786. The ultimate beneficiaries of the sub-trusts of the Siviglia Children Gifting Trust are Jordan Joseph Siviglia, Spencer Price Siviglia, and Joshua Adams Siviglia, whose address is 5226 Isleworth Country Club Drive, Windermere, Florida 34786.

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

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, to file a petition or complaint protesting the establishment.

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: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Lori Engwiller, Senior Market Representation Coordinator, Southeast Toyota Distributors, LLC, 100 Northwest 12th Avenue, Deerfield Beach, Florida, 33442.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, American IronHorse Motorcycle Company intends to allow the establishment of Daytona Harley-Davidson, Inc., d/b/a Bruce Rossemeyers Daytona Harley-Davidson, as a dealership for the sale of American IronHorse motorcycles, at 1637 North U.S. Highway 1, Ormond Beach (Volusia County), Florida 32174, on or after February 15, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Daytona Harley-Davidson, Inc., d/b/a Bruce Rossmeyers Daytona Harley-Davidson are dealer operator(s): Bruce Rossmeyer, 290 North Beach Street, Daytona Beach, Florida 32114; principal investor(s): Bruce Rossmeyer, 290 North Beach Street, Daytona Beach, Florida 32114.

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

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

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Gary Sipes, Director of Sales, American IronHorse, 4600 Blue Mound Road, Fort Worth, Texas 76106.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point
Franchise Motor Vehicle Dealer in a County of More
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, Global Electric Motorcars, LLC intends to allow the establishment of Gator Chrysler, Inc., as a dealership for the sale of GEM vehicles at 300 East NASA Boulevard, Melbourne (Brevard County), Florida 32901, on or after March 1, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Gator Chrysler, Inc., are dealer operator(s): Joseph Kelly, 3875 Burton Road, Auburn, Florida 32950; principal investor(s): Gary Miller, 5746 Peach Street, Erie, Pennsylvania 16509; Joseph Kelly, 3875 Burton Road, Auburn, Florida 32950; and Gary Miller, 300 East NASA Boulevard, Melbourne, Florida 32901.

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: Mr. Ronald D. Reynolds, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Russell J. Kiefer, Director of Sales and Marketing, Global Electric Motorcars, LLC, 1301 39th Street, Northwest Fargo, North Dakota 58102.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Board of Trustees of the Internal Improvement Trust Fund are published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

AGENCY FOR HEALTH CARE ADMINISTRATION

CERTIFICATE OF NEED

DECISIONS ON EXPEDITED APPLICATIONS

The Agency for Health Care Administration made the following decisions on Certificate of Need applications for expedited review:

County: Walton Service District: 1
 CON#: 9907 Decision Date: 2/20/2006 Decision: A
 Facility/Project: Chautauqua Rehabilitation and Nursing Center

Applicant: DRNC, L.L.C.
 Project Description: Transfer CON # 5317/8088/8274/0100023/9523 to add 60 community skilled nursing beds

County: Jackson Service District: 2
 CON#: 9908 Decision Date: 2/20/2006 Decision: A
 Facility/Project: North Florida Rehabilitation and Nursing Center

Applicant: GRNC, L.L.C.
 Project Description: Transfer CON # 4392/6980/9118/0100024/9522 to add 60 community skilled nursing beds

County: Miami-Dade Service District: 11
 CON#: 9909 Decision Date: 2/20/2006 Decision: A

Facility/Project: Brookwood Gardens Rehabilitation and Nursing Center

Applicant: HRNC, L.L.C.
 Project Description: Transfer CON # 8157/9473 to add 60 community skilled nursing beds

County: Polk Service District: 6
 CON#: 9910 Decision Date: 2/20/2006 Decision: A
 Facility/Project: Carpenter's Home Manor

Applicant: Carpenter's Home Estates, Inc.
 Project Description: Add 12 sheltered skilled nursing beds

A request for administrative hearing, if any, must be made in writing and must be actually received by this department within 21 days of the first day of publication of this notice in the Florida Administrative Weekly pursuant to Chapter 120, Florida Statutes, and Chapter 59C-1, Florida Administrative Code.

CERTIFICATE OF NEED

DECISIONS ON BATCHED APPLICATIONS

The Agency for Health Care Administration made the following decisions on Certificate of Need applications for Other Beds and Programs batching cycle with an application due date of November 23, 2005:

County: Marion Service District: 3
 CON # 9896 Decision Date: 2/24/2006 Decision: D
 Facility/Project: Hospice of the Palm Coast, Inc.

Applicant: Hospice of the Palm Coast, Inc.
 Project Description: Establish a hospice program
 Approved Cost: \$0

County: Volusia Service District: 4
 CON # 9897 Decision Date: 2/24/2006 Decision: A
 Facility/Project: Halifax Medical Center

Applicant: Halifax Hospital Medical Center
 Project Description: Establish an adult kidney transplantation program

Approved Cost: \$424,666
 County: Pinellas Service District: 5
 CON # 9898 Decision Date: 2/24/2006 Decision: D

Facility/Project: Hospice of the Florida Suncoast, Inc.
 Applicant: Hospice of the Florida Suncoast, Inc.
 Project Description: Establish a freestanding inpatient hospice facility of 30 beds

Approved Cost: \$0
 County: Pinellas Service District: 5
 CON # 9899 Decision Date: 2/24/2006 Decision: D

Facility/Project: Hospice of the Palm Coast, Inc.
 Applicant: Hospice of the Palm Coast, Inc.
 Project Description: Establish a hospice program

Approved Cost: \$0
 County: Hillsborough Service District: 6
 CON # 9900 Decision Date: 2/24/2006 Decision: D

Facility/Project: Hospice of the Palm Coast, Inc.
 Applicant: Hospice of the Palm Coast, Inc.
 Project Description: Establish a hospice program
 Approved Cost: \$0
 County: Polk Service District: 6
 CON # 9901 Decision Date: 2/24/2006 Decision: A
 Facility/Project: Lake Wales Health Care Operations Company, LLC
 Applicant: Lake Wales Health Care Operations Company, LLC
 Project Description: Establish a 120-bed community nursing home through delicensure of 120 beds from Lake Wales Medical Center's Extended Care facility
 Approved Cost: \$8,709,700
 County: Orange Service District: 7
 CON # 9902 Decision Date: 2/24/2006 Decision: A
 Facility/Project: Florida Hospital
 Applicant: Adventist Health System/Sunbelt, Inc.
 Project Description: Establish an adult liver transplantation program
 Approved Cost: \$355,100
 County: Palm Beach Service District: 9
 CON # 9904 Decision Date: 2/24/2006 Decision: D
 Facility/Project: Chatsworth at PGA
 Applicant: Devonshire Associates, Ltd.
 Project Description: Add 40 community nursing home beds through delicensure of 40 community nursing home beds at Palm Beach Shores Rehab and Sub-Acute Center
 Approved Cost: \$0
 County: Dade Service District: 11
 CON # 9905 Decision Date: 2/24/2006 Decision: A
 Facility/Project: Floridean Nursing Home, Inc.
 Applicant: Floridean Nursing Home, Inc.
 Project Description: Add 30 community nursing home beds through delicensure of 30 community nursing home beds from Greynolds Park Manor Rehab Center
 Approved Cost: \$2,725,112
 County: Dade Service District: 11
 CON # 9906 Decision Date: 2/24/2006 Decision: D
 Facility/Project: New Riviera Nursing and Rehabilitation Center, LLC
 Applicant: New Riviera Nursing & Rehabilitation Center, LLC
 Project Description: Establish a community nursing home of 234 beds through delicensure of 234 community nursing home beds from Greynolds Park Manor Rehab Center
 Approved Cost: \$0

A request for administrative hearing, if any, must be made in writing and must be actually received by this department within 21 days of the first day of publication of this notice in

the Florida Administrative Weekly pursuant to Chapter 120, Florida Statutes, and Chapter 59C-1, Florida Administrative Code.

**CERTIFICATE OF NEED
 EXEMPTIONS**

The Agency for Health Care Administration authorized the following exemptions pursuant to Section 408.036(3), Florida Statutes:

County: Polk District: 6
 ID # 0500014 Decision: A Issue Date: 2/14/2006
 Facility/Project: Lakeland Regional Medical Center
 Applicant: Lakeland Regional Medical Center, Inc.
 Project Description: Add nine adult psychiatric beds
 Proposed Project Cost: \$0

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Pursuant to Chapter 2003-145, Laws of Florida, all notices for the Department of Environmental Protection are published on the Internet at the Department of Environmental Protection's home page at <http://www.dep.state.fl.us/> under the link or button titled "Official Notices."

DEPARTMENT OF JUVENILE JUSTICE

The Florida Department of Juvenile Justice has posted a new policy for review and comment on MyFlorida.com at: http://www.djj.state.fl.us/DJJServices/Administration/policies_procedures/policyreview.html. Sexual Abuse and Battery (FDJJ 8050, department-wide policy type B) – is based on the Federal Prison Rape Elimination Act (PREA) of 2003, which establishes a zero tolerance standard for the incidence of inmate sexual assault and rape; makes prevention of inmate sexual assault and rape a top priority in each corrections facility; develops/implements national standards for the detection, prevention, and punishment of prison rape; increases available data and information of the incidence of inmate sexual assault and rape; standardizes the definitions used for data collection; increases accountability of corrections officials who fail to detect, prevent, reduce and punish prison rape; and protects the Eighth Amendment rights of federal, state and local inmates. It is the policy of the Florida Department of Juvenile Justice to ensure that sexual activity between staff and juveniles, volunteers or contract personnel and juveniles, regardless of consensual status, is prohibited and subject to administrative and criminal disciplinary sanctions. This policy is posted for a single 20 working day review and comment period, with the closure date for submission of comments on this policy of April 6, 2005. Responses to comments received

will be posted during the review period to the extent possible, but no later than 10 working days after the end of the review period on the above website.

DEPARTMENT OF HEALTH

On February 23, 2006, M. Rony François, M.D., M.S.P.H., Ph.D., Secretary of the Department of Health, issued an Order of Emergency Suspension with regard to the license of Mark Howard Musser, R.N., license number RN 3194712. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

FINANCIAL SERVICES COMMISSION

NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institution, has received the following applications. Comments may be submitted to the Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public

hearing by filing a petition with the Clerk, Legal Services Office, Office of Financial Regulation, Division of Financial Institutions, 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., March 31, 2006:

APPLICATION WITHDRAWN

Application for a New Financial Institution

Applicant: Prosperity Bank of Northwest Florida, Lynn Haven, Bay County, Florida

Withdrawn: February 27, 2006

APPLICATION FOR A NEW FINANCIAL INSTITUTION

Applicant and Proposed Location: Central Bank, 20701 Bruce B. Downs Boulevard, Tampa, Hillsborough County, Florida 33647

Correspondent: A. George Iglar and Herbert D. Haughton, 2457 Care Drive, Tallahassee, Florida 32308

Received: February 27, 2006

APPLICATION FOR A NEW FINANCIAL INSTITUTION

Applicant and Proposed Location: Sabal Bank, Fruitville Road at the northeast corner of Fruitville Road and Richardson Way, Sarasota, Sarasota County, Florida 34232

Correspondent: John P. Greeley, 255 South Orange Avenue, Suite 800, Orlando, Florida 32802

Received: February 27, 2006

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN February 20, 2006
 and February 24, 2006

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF STATE

Division of Elections

1S-2.0011	2/24/06	3/16/06	31/47	
1S-2.009	2/24/06	3/16/06	31/47	
1S-2.0091	2/24/06	3/16/06	31/47	32/5
1S-2.034	2/24/06	3/16/06	31/42	31/48

DEPARTMENT OF COMMUNITY AFFAIRS

Division of Emergency Management

9G-14.002	2/21/06	3/13/06	31/34	
9G-14.0045	2/21/06	3/13/06	31/34	
9G-14.006	2/21/06	3/13/06	31/34	32/3
9G-14.010	2/21/06	3/13/06	31/34	

STATE BOARD OF ADMINISTRATION

Florida Prepaid Postsecondary Education Expense Board

19B-8.001	2/23/06	3/15/06	32/3	
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DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

61D-11.010	2/22/06	3/14/06	31/49	
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Florida Real Estate Commission

61J2-10.024	2/23/06	3/15/06	32/1	
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Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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DEPARTMENT OF HEALTH

Board of Dentistry

64B5-2.014	2/24/06	3/16/06	31/21	32/3
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Board of Nursing Home Administrators

64B10-15.0021	2/22/06	3/14/06	31/20	31/43
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Board of Opticianry

64B12-10.003	2/24/06	3/16/06	31/27	31/27
64B12-10.006	2/24/06	3/16/06	31/27	32/4

FISH AND WILDLIFE CONSERVATION COMMISSION

Vessel Registration and Boating Safety

68D-24.003	2/24/06	3/16/06	31/51	
68D-24.020	2/24/06	3/16/06	31/51	

DEPARTMENT OF FINANCIAL SERVICES

Division of Workers' Compensation

69L-6.021	2/23/06	3/15/06	31/49	32/6
69L-6.030	2/23/06	3/15/06	31/49	

FINANCIAL SERVICES COMMISSION

Securities

69W-301.002	2/24/06	3/16/06	31/41	32/3
69W-600.001	2/24/06	3/16/06	31/41	
69W-600.002	2/24/06	3/16/06	31/41	
69W-600.004	2/24/06	3/16/06	31/41	
69W-600.007	2/24/06	3/16/06	31/41	
69W-600.008	2/24/06	3/16/06	31/41	
69W-600.0092	2/24/06	3/16/06	31/41	
69W-600.0093	2/24/06	3/16/06	31/41	