

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Rebecca Poston, R. Ph., Executive Director, Board of Pharmacy-Drugs Devices and Cosmetics, 4052 Bald Cypress Way, Mail Bin C-04 Tallahassee, Florida 32399, (850)245-4292.

DEPARTMENT OF FINANCIAL SERVICES

Division of Workers' Compensation

RULE NO.: 69L-7.602
 RULE TITLE: Florida Workers' Compensation Medical Services Billing, Filing and Reporting Rule

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. 15, April 14, 2006, issue of the Florida Administrative Weekly (FAW).

The Notice erroneously neglected to have American Medical Association in the title for the 2006 ICD 9-CM Professional for Hospital and the Physician ICD 9-CM 2006.

FINANCIAL SERVICES COMMISSION

Office of Insurance Regulation

RULE NO.: 69N-121.007
 RULE TITLE: Public Records and Availability of Forms; Procedures for Inspecting and Copying Public Records and for Obtaining Office Forms

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule as noticed in Vol. 32, No. 16, April 21, 2006, of the Florida Administrative Weekly, has been withdrawn.

FINANCIAL SERVICES COMMISSION

Office of Insurance Regulation

RULE NO.: 69O-137.001
 RULE TITLE: Annual and Quarterly Reporting Requirements

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule as noticed in Vol. 32, No. 19, May 12, 2006, of the Florida Administrative Weekly, been withdrawn.

FINANCIAL SERVICES COMMISSION

Office of Insurance Regulation

RULE NO.: 69O-138.001
 RULE TITLE: NAIC Financial Examiners Handbook Adopted

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule as noticed in Vol. 32, No. 19, May 12, 2006, of the Florida Administrative Weekly, been withdrawn.

**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

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."

**Section V
 Petitions and Dispositions Regarding Rule Variance or Waiver**

DEPARTMENT OF STATE

NOTICE IS HEREBY GIVEN that on March 21, 2006, the Department of State filed the City of Hialeah's Petition for Variance of Section IX(H) of the Public Library Construction Grant Guidelines. The subject Guidelines are incorporated by reference into Rule 1B-2.011, F.A.C., and give a recipient of a Public Library Construction Grant, 540 days from the date of the grant award to place the construction project under contract, unless the recipient is involved in litigation. Notice of this petition was published in the April 14, 2006 issue of the Florida Administrative Weekly. On May 23, 2006, the Department of State entered an order disposing of this petition by granting the requested variance, and extending the deadline to enter into a construction contract by 90 days, or until June 30, 2006. The general basis for the Department of State's decision is that even though the petitioner exercised due diligence in meeting this deadline, hurricane response and recovery efforts required as a result of a series of hurricanes in the Fall of 2005, particularly Hurricane Wilma, significantly delayed the City of Hialeah's progress in meeting the subject deadline. Because the City would forfeit a \$500,000 grant if the Department of State literally applied the subject rule to the

petitioner, and because the delay was outside of the control of the petitioner, relief was granted, as strict application of the rule at issue would violate principles of fairness.

A copy of the petition and its order of disposition may be obtained from: Lisa Ginn, Agency Clerk, Office of the General Counsel, Department of State, 500 South Bronough Street, Tallahassee, FL 32399-0250.

DEPARTMENT OF LAW ENFORCEMENT

Notice is hereby given that the Officer Professionalism Program, Florida Department of Law Enforcement has received from Frederick Bulanda on May 10, 2006, a petition for Waiver of subsections 11B-27.0021(1) and (2), F.A.C., pursuant to Section 120.542, F.S. Petitioner has requested that the Department recognize his special diploma for purposes of the rule.

Comments on this Petition should be filed with: Office of General Counsel, Florida Department of Law Enforcement, P. O. Box 1489, Tallahassee, Florida 32302, Attention: Assistant General Counsel, Grace A. Jaye.

A copy of the Petition may be obtained by contacting: Assistant General Counsel Grace A. Jaye at the above address, or by calling (850)410-7676.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN that on May 19, 2006, South Florida Water Management District (District) received a petition for waiver from Juan M. Cabado, Application Number 06-0404-2, for issuance of a Right of Way Occupancy Permit for utilization of Works or Lands of the District known as the C-1W Canal, Miami-Dade County, to allow the proposed placement of a prefabricated fence along the C-1W Canal, Section 21, Township 55 South, Range 39 East. The petition seeks relief from subsections 40E-6.011(4), (6), Florida Administrative Code, which governs the placement of permanent and/or semi-permanent above-ground structures within 40 feet of the top of the canal bank within Works or Lands of the District.

A copy of the petition may be obtained from Kathie Ruff at (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

The Florida Real Estate Appraisal Board hereby gives notice that it has received a petition, filed on May 9, 2006 by Ben L. Faulk, seeking a waiver or variance of subsections 61J1-6.001(5), (5)(b)5., and (7), Florida Administrative Code, from the requirements that the applicant produce appraisal experience logs, be a current government employee, and provide an official statement made by an individual who is a licensed or certified appraiser who is in an appraisal supervisory capacity to the applicant.

Comments on this petition should be filed with: Florida Real Estate Appraisal Board, 400 West Robinson Street, Hurston building, North Tower, Suite N801, Orlando, Florida 32801, within 14 days of publication of this notice.

For a copy of the petition, contact: Michael E. Murphy, Acting Director, Florida Real Estate Appraisal Board, at the above address or telephone (850)245-4161.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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 HEALTH

The Board of Dentistry hereby gives notice that it has received a petition, filed on May 23, 2006, by Edwin A. Bayo, Esq., on behalf of Andres J. Torres, D.D.S., M.S.D. seeking a waiver or variance of subsection 64B5-2.0146(2), F.A.C., with respect to the following licensure requirements: (1) that each applicant for a Florida dental license successfully completes remediation to the level of a graduation senior and (2) obtain a letter from the dental school dean so indicating.

Comments on this petition should be filed with the Board of Dentistry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, Florida 32399-3258, within 14 days of publication of this notice.

For a copy of the petition, contact: Sue Foster, Executive Director, at the above address or telephone (850)245-4474.

NOTICE IS HEREBY GIVEN that on May 19, 2006, the Department of Health received an Emergency Petition for Variance from paragraph 64E-18.003(3)(a), Florida Administrative Code, from Chris McAllister. That portion of the rule, Standards for the Certification of Environmental

Health Professionals, requires applicants to meet minimum educational standards. Mr. McAllister is a resident of Leon County, Florida.

Comments on this Emergency Petition should be filed with: Sam Power, Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, BIN A02, Tallahassee, Florida 32399-1703, within 7 days of publication of this notice.

A copy of the Petition may be obtained from: David B. Wolfe, Bureau of Community Environmental Health, 4052 Bald Cypress Way, BIN A08, Tallahassee, Florida 32399-1710, or by calling (850)245-4277.

NOTICE IS HEREBY GIVEN that on May 12, 2006, the Department of Health received a Petition for an Emergency Variance from subsection 64E-15.005(2), Florida Administrative Code, from Susan and Bernard Belanger on behalf of Southern Trails RV Park. That portion of the rule requires RV parks to have minimum sanitary facilities. The Southern Trails RV Park is located in Washington County, Florida.

Comments on this petition should be filed with: Sam Power, Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, BIN A02, Tallahassee, Florida 32399-1703, within 7 days of publication of this notice.

A copy of the Petition may be obtained from: David B. Wolfe, Bureau of Community Environmental Health, 4052 Bald Cypress Way, BIN A08, Tallahassee, Florida 32399-1710, or by calling (850)245-4277.

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Comments on this petition should be filed with: Sam Power, Agency Clerk, Department of Health, Office of General Counsel, 4052 Bald Cypress Way, BIN A02, Tallahassee, Florida 32399-1703, within 14 days of publication of this notice.

A copy of the Petition may be obtained from: David B. Wolfe, Bureau of Community Environmental Health, 4052 Bald Cypress Way, BIN #A08, Tallahassee, Florida 32399-1710, or by calling (850)245-4277.

Section VI Notices of Meetings, Workshops and Public Hearings

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

- State Board of Administration
- Financial Services Commission
- Department of Veterans' Affairs
- Department of Highway Safety and Motor Vehicles
- Department of Law Enforcement
- Department of Revenue
- Department of Education
- Administration Commission

- Florida Land and Water Adjudicatory Commission
- Board of Trustees of the Internal Improvement Trust Fund
- Department of Environmental Protection

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

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

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Regular scheduled meeting of the Governor and Cabinet

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

The Financial Services Commission will take action on matters duly presented on its agenda which may include, but not be limited to, matters relating to rulemaking for all activities concerning insurers and other risk bearing entities, including licensing, rates, policy forms, market conduct, claims, adjusters, issuance of certificates of authority, solvency, viatical settlements, premium financing, and administrative supervision, as provided under the Insurance Code or Chapter 636, F.S., and for all activities relating to the regulation of banks, credit unions, other financial institutions, finance companies, and the securities industry.