

Section I Notices of Development of Proposed Rules and Negotiated Rulemaking

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Consumer Services

RULE NO.: RULE TITLE:
5J-14.002 Electronic Documents
PURPOSE AND EFFECT: The purpose and effect of this Rule 5J-14.002, F.A.C., is to allow for electronic filing of surety bonds.

SUBJECT AREA TO BE ADDRESSED: Rule 5J-14.002, F.A.C., sets material terms for electronic filing of game promotion rules and regulations.

SPECIFIC AUTHORITY: 849.094(8) FS.

LAW IMPLEMENTED: 849.094(4) FS.

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

DATE AND TIME: August 28, 2006, 10:00 a.m.

PLACE: Department of Agriculture and Consumer Services, Division of Consumer Services, Terry L. Rhodes Building, 2005 Apalachee Parkway, Tallahassee, Florida, 32399-6500

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Dee Keck, Regulatory Program Administrator, Division of Consumer Services, Terry L. Rhodes Building, 2005 Apalachee Parkway, Tallahassee, Florida, 32399-6500, Phone (850)410-3679

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

5J-14.002 Electronic Documents.

For purposes of Section 849.094(4), F.S., an operator of a game promotion may submit a surety bond electronically, pursuant to procedures adopted by the Department to implement Chapter 668, F.S.:

(1) A surety bond with an electronic signature shall not be accepted by the Department unless the surety bond expressly states that the surety is subject to valid claims submitted by or through the Department in accordance with Section 849.094, F.S., and that copies or scanned images of the bond may be used to enforce such claims;

(2) By filing electronically, the operator of a game promotion agrees to conduct all transactions with the Department pursuant to Chapter 668, F.S.;

(3) For purposes of Section 849.094(4), F.S., an operator of a game promotion may submit a Durable Power of Attorney with an electronic signature;

(4) A Durable Power of Attorney with an electronic signature may be applied to subsequent game promotions as long as the Durable Power of Attorney expressly states that it encompasses the subsequently filed promotions. The Durable Power of Attorney shall remain in effect until the Department receives cancellation in writing or through electronic means.

Specific Authority 849.094(8) FS. Law Implemented 849.094(4) FS. History–New _____.

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: RULE TITLE:
6A-6.03315 Private School Scholarship
Compliance

PURPOSE AND EFFECT: The purpose of the proposed rule development is to review reporting requirements by which private schools participating in Florida’s K-12 state scholarship programs must submit compliance documentation to the Florida Department of Education and the incorporated form to determine if changes should be considered. The effect is of this development is to provide consistency to private schools, students, and families during the school year to prevent possible disruptions in private school eligibility, in scholarship payments, and in the provision of educational services to children.

SUBJECT AREA TO BE ADDRESSED: The subject areas for the rule development include definitions related to compliance requirements, requirements for new and renewing schools, and timelines for submitting private school scholarship compliance information.

SPECIFIC AUTHORITY: 1002.39, 1002.42, 1002.421 FS.

LAW IMPLEMENTED: 220.187, 316.615, 381.006, 381.0072, 404.056, 440.02, 443.1216, 607.0128, 617.0128, 623.03, 1002.39, 1003.22, 1003.23, 1002.42, 1002.421 FS.

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

DATE AND TIME: August 28, 2006, 3:00 p.m. – 5:00 p.m.

PLACE: Turlington Building, 325 West Gaines Street, Conference Room 1721, Tallahassee, FL 32399-0400

DATE AND TIME: August 29, 2006, 3:00 p.m. – 5:00 p.m.

PLACE: Nova Southeastern University, Jacksonville Student Education Center, 6675 Corporate Center Parkway, Room 10, Jacksonville, FL 32216

DATE AND TIME: August 31, 2006, 3:00 p.m. – 5:00 p.m.

PLACE: Nova Southeastern University, Main Campus, 3301 College Avenue, Fort Lauderdale, FL 33314-7796
(Room number to be posted on location)

DATE AND TIME: August 31, 2006, 3:00 p.m. – 5:00 p.m.

PLACE: Nova Southeastern University, Orlando Student Educational Center, 4850 Millenia Boulevard, Room 126, Orlando, FL 32839

Persons with disabilities who need assistance in order to participate in these workshops may contact Tera Quillen, Office of Independent Education and Parental Choice, Florida Department of Education, 522 Turlington Building, 325 West Gaines Street, Tallahassee, Florida 32399-0400, Telephone (850)245-0502, at least five business days in advance of the meetings to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Virginia Gentles, Executive Director, Office of Independent Education and Parental Choice, Department of Education, 325 West Gaines Street, Room 522, Tallahassee, Florida 32399-0400, (850)245-0502

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

6A-6.03315 Private School Scholarship Compliance Form.

Form Compliance reporting requirements for the participation of a Florida private school registered with the Department of Education to be determined eligible to participate in one or more state scholarship program(s) are specified in Form IEPC SCF-1, Scholarship Compliance Form for Private School Participants in State Scholarship Programs, hereinafter Scholarship Compliance Form, which is hereby incorporated by reference to become a part of this rule effective October 2006 ~~September 2005~~.

(1) Definitions related to this rule and the Scholarship Compliance Form:

(a) Renewing school – Schools that had scholarship students during the current or previous school year.

(b) New school – Schools that did not have scholarship students during the current or previous school year. A school removed from the program pursuant to a Notice of Proposed Action from the Commissioner may not reapply during the same school year it was removed from the program. In addition, a school that had scholarship students during the current or previous school year but is opening an additional location may apply as a new school for that location only.

(c) Regular and direct contact – Daily contact for a minimum of 170 actual school days with the required instructional hours (determined by grade level per state board Rule 6A-1.09512, F.A.C.) under the direct instruction of the private school teacher at the school’s physical location with occasional off-site activities under the supervision of the private school teacher.

(d) School’s physical location – The location where regular and direct contact with the private school teacher occurs and must meet applicable state and local health, safety, and welfare laws, codes, and rules.

(2) Renewing schools. The signed, notarized Scholarship Compliance Form must be ~~postmarked received by March 1~~ postmarked received by March 1 the Office of Independent Education and Parental Choice no

~~later than 5:00 p.m. on May 1~~ of each year for participation in the subsequent school year. Following the timely submission of the Scholarship Compliance Form, any outstanding compliance issues, including submission of the annual survey required by Section 1002.42, Florida Statutes, must be resolved by the private school prior to ~~May July~~ 1 of each year for the school to remain eligible to participate in the scholarship programs.

(3) New schools. When the signed, notarized Scholarship Compliance Form is submitted by a new school the school shall have 60 days to resolve any outstanding compliance issues, including submission of the annual survey required by Section 1002.42, Florida Statutes, to become eligible to participate in the scholarship programs. If the outstanding issues have not been resolved after 60 days, the application shall be administratively closed. The application can be reopened, at any time during the same school year, by request of the private school. At no time can a new private school that has not met and adequately demonstrated compliance with all requirements register or enroll scholarship students.

(4) The Scholarship Compliance Form ~~This form~~ delineates private school reporting requirements specified pursuant to Section 1002.42, Florida Statutes, and statutory and regulatory requirements related to the areas of school location and contact information; school ownership; affiliation; financial solvency; school administration; school staffing; school program; student health, safety, and welfare; student records; school facility; and submission of the scholarship compliance form.

(5) Copies of the Scholarship Compliance Form ~~the form~~ may be obtained from the Office of Independent Education and Parental Choice, Department of Education, 325 West Gaines Street, Tallahassee, Florida 32399.

Specific Authority ~~1002.38, 1002.39, 1002.42, 1002.421~~ FS. Law Implemented 220.187, 316.615, 381.006, 381.0072, 404.056, 440.02, 443.1216, 607.0128, 617.0128, 623.03, ~~1002.38~~, 1002.39, 1003.22, 1003.23, 1002.42, 1002.421 FS. History–New 10-13-2004, Amended 9-20-05,_____.

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-6.0960
 RULE TITLE: Corporate Tax Credit Scholarship Program

PURPOSE AND EFFECT: The purpose of the rule development is to clarify administrative procedures and establish requirements for student and nonprofit scholarship-funding organization participation in a scholarship program for children of families with limited financial resources supported by tax credit contributions from eligible taxpayers. The proposed rule also identifies the nationally norm-referenced tests that participating private schools may select to administer annually to assess the academic improvements of scholarship students. The effect will be a rule

which is consistent with requirements set forth in statute for the administration and implementation of the scholarship program as authorized by Section 220.187, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: The subject areas for the proposed rule include student, nonprofit scholarship-funding organization, and private school eligibility and participation, the measurement of student achievement, the complaint and inquiry process, and responsibilities of the Commissioner of Education for the Corporate Tax Credit Scholarship Program.

SPECIFIC AUTHORITY: 220.187(9)(i), 220.187(12)(e) FS.

LAW IMPLEMENTED: 220.187 FS.

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

DATE AND TIME: August 28, 2006, 3:00 p.m. – 5:00 p.m.

PLACE: Turlington Building, 325 West Gaines Street, Conference Room 1721, Tallahassee, FL 32399-0400

DATE AND TIME: August 29, 2006, 3:00 p.m. – 5:00 p.m.

PLACE: Nova Southeastern University, Jacksonville Student Education Center, 6675 Corporate Center Parkway, Room 10, Jacksonville, FL 32216

DATE AND TIME: August 31, 2006, 3:00 p.m. – 5:00 p.m.

PLACE: Nova Southeastern University, Main Campus, 3301 College Avenue, Fort Lauderdale, FL 33314-7796

(Room number to be posted on location)

DATE AND TIME: August 31, 2006, 3:00 p.m. – 5:00 p.m.

PLACE: Nova Southeastern University, Orlando Student Educational Center, 4850 Millenia Boulevard, Room 126, Orlando, FL 32839

Persons with disabilities who need assistance in order to participate in these workshops may contact: Tera Quillen, Office of Independent Education and Parental Choice, Florida Department of Education, 522 Turlington Building, 325 West Gaines Street, Tallahassee, Florida 32399-0400, Telephone (850)245-0502, at least five business days in advance of the meetings to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Virginia Gentles, Executive Director, Office of Independent Education and Parental Choice, Department of Education, 325 West Gaines Street, Room 522, Tallahassee, Florida 32399-0400, (850)245-0502

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

6A-6.0960 Corporate Tax Credit Scholarship Program.

The Corporate Tax Credit Scholarship Program will be implemented as required by Section 220.187, Florida Statutes, to allow nonprofit scholarship-funding organizations to provide scholarships from eligible contributions to qualified

students attending eligible private schools or public schools outside the school district in which the student resides or in a laboratory school.

(1) Eligibility of nonprofit scholarship-funding organizations.

(a) A nonprofit charitable organization may apply to be an eligible scholarship-funding organization by having its principal officer or legal representative submit documentation to the Department of Education as specified in Form IEPC SFO-1, Nonprofit Scholarship-Funding Organization Participation Renewal for State Scholarship Programs or Form IEPC SFO-2, Nonprofit Scholarship-Funding Organization Participation Application for State Scholarship Programs, which are hereby incorporated by reference to become a part of this rule effective October 2006. The appropriate Nonprofit Scholarship-Funding Organization Form must be signed by the owner or operator, submitted annually, and be postmarked no later than February 1.

(b) By December 1 of each year, beginning in 2006, the Department of Education shall make available the forms for organizations to use pursuant to paragraph (1)(a) of this rule.

(c) Each application to be listed shall be reviewed by the Department to determine compliance with Section 220.187, Florida Statutes, and requirements in this rule.

(d) By March 1, the Department shall send to each nonprofit scholarship-funding organization applicant, at the address listed on the Nonprofit Scholarship-Funding Organization Form, a notice of its eligibility to participate in the program for the upcoming school year, beginning July 1.

(e) No later than March 15 of each year, the Department shall submit to the Florida Department of Revenue a list of organizations that it has determined to be eligible to be listed as a nonprofit scholarship-funding organization for participation in the Corporate Tax Credit Scholarship Program.

(f) If, at any point during the school year, a nonprofit scholarship-funding organization no longer meets the eligibility requirements for nonprofit scholarship-funding organizations, the Commissioner shall:

1. Issue a notice of noncompliance that gives the nonprofit scholarship-funding organization a reasonable time to meet the requirements; or

2. Issue a notice of proposed action to suspend the nonprofit scholarship-funding organization or to remove the nonprofit scholarship-funding organization from the list of eligible nonprofit scholarship-funding organizations where the health, safety, or welfare of students is involved or the nonprofit scholarship-funding organization has failed to meet requirements specified in a notice of noncompliance pursuant to this paragraph.

(g) Nonprofit scholarship-funding organizations suspended or removed pursuant to paragraph (f) shall have 15 days from receipt of the notice of proposed action to file with the Department's agency clerk a request for a proceeding

pursuant to Sections 120.569 and 120.57, Florida Statutes. All resulting proceedings shall be conducted in accordance with Chapter 120.

(h) Upon removal of an approved nonprofit scholarship-funding organization, the Department shall notify the Department of Revenue that the organization is no longer approved to participate in the program.

(2) Nonprofit scholarship-funding organization requirements. Eligible nonprofit scholarship-funding organizations shall:

(a) Beginning with the 2007-2008 school year, upon each first-time scholarship student's entry to the scholarship program, obtain a written statement that the parent has informed the student's school district that the child will be attending an eligible private school. The written statement shall be maintained on file by each nonprofit scholarship-funding organization for no less than three years or until such time as the student graduates or otherwise exits the program.

(b) Four times a year, no later than August 15, October 15, January 15, and March 15 of each year, submit in a format to be specified by the Department an electronic list of all participating scholarship students. The list shall include the following information:

1. Demographic information for each student, including name, date of birth, social security number,
2. Information on the student's school of attendance, including tuition, fees, and transportation amounts; and
3. The amount of each student's scholarship.

(c) No later than 30 days after the last payment date of the school year, provide a summary to the Department detailing the amount paid for each scholarship student during the school year and the school attended. If a student attended more than one school during the year, the summary shall detail the amount of the scholarship payments that the student generated by school.

(3) Nothing in this rule shall abrogate the Department's authority to request any other information related to the scholarship program.

(4) Qualified students. Applications for a Corporate Tax Credit Scholarship shall be made by parents directly to an eligible nonprofit scholarship-funding organization. The nonprofit scholarship-funding organization shall identify qualified students and award all scholarships consistent with the requirements of Section 220.187, Florida Statutes. The process used to identify qualified students and award scholarships is subject to the annual financial and compliance audit required by law.

(5) Private school participation. To participate in the Corporate Tax Credit Scholarship Program, a school must meet the definition of an "eligible private school" as defined in Section 220.187(2)(d), Florida Statutes, and:

(a) Register its intent to participate in the scholarship program with the Department using the Department's website;

(b) Complete the annual survey of private schools required by Section 1002.42(2), Florida Statutes, using the Department's website, and submit it to the Department in both an electronic format and by mail. The survey that is mailed to the Department must include a notarized statement verifying that the private school owner has complied with the background check requirements of Section 1002.42(2)(c), Florida Statutes.

(c) Annually meet all scholarship compliance requirements for private schools pursuant to Rule 6A-6.03315, F.A.C.

(d) Continue to adhere to all statutory and rule requirements after determined eligible to participate in the program.

(6) Measurement of student achievement. Private schools participating in the program are responsible for ensuring that all students receiving scholarships are assessed annually and the results reported as required by Section 220.187(8)(c)2., Florida Statutes. Achievement data for scholarship students shall be used to hold private schools accountable under the Corporate Tax Credit Scholarship Program, but shall not be used to rate publicly the performance of private schools that participate in the program.

(a) Pursuant to Section 220.187(9)(i), Florida Statutes, relating to the identification and selection of nationally norm-referenced tests for the measurement of student achievement, participating private schools must annually administer one of the following approved assessments in grades K-12 to students receiving Corporate Income Tax Credit Scholarships:

1. Basic Achievement Skills Inventory (BASITM) – Comprehensive Version;
2. Florida Comprehensive Assessment Test (FCAT) – NRT Reading and Mathematics;
3. Iowa Tests of Basic Skills® (ITBS®) Forms A and B – Core Battery;
4. Metropolitan Achievement Tests®, Eighth Edition (METROPOLITAN8) – Short Form;
5. Stanford Achievement Test, Tenth Edition (Stanford 10) – Basic Battery;
6. TerraNova (CTBS/5) – Basic Battery;
7. TerraNova, Second Edition (CAT/6) – Basic Battery.

(b) The Department of Education may approve the use of another assessment if it meets the following criteria:

1. Internal consistency reliability coefficients of at least 0.8;
2. High validity evidenced by the alignment of the test with nationally recognized content standards, as well as specific evidence of content, concurrent, or criterion validity;

3. Norming studies within the last 5 to 10 years, with norming within 5 years being preferable; and

4. Serves as a measure of K-12 student achievement in core academic areas.

(7) Commissioner's duties. The Commissioner may deny, suspend, or revoke a private school's participation in the scholarship program pursuant to Section 220.187(10), Florida Statutes.

(a) If the Commissioner issues a notice of noncompliance:

1. Private schools shall be given a reasonable period to demonstrate compliance from the date of the notice.

2. The notice shall state the reasons for the noncompliance, provide instructions on how to demonstrate compliance, and give a deadline for demonstrating compliance to the Commissioner, which shall be no more than 60 days.

3. The private school's participation status shall be unaffected by the above notice of noncompliance process.

4. A copy of the notice shall be provided to the appropriate nonprofit scholarship-funding organization.

(b) If the Commissioner issues a notice of proposed action denying, suspending, or revoking a private school's participation:

1. The notice shall state the reasons for the action and specify the private school's right to appeal.

2. The private school's participation status shall be unaffected until the proposed action becomes final and all relevant appeals have expired.

3. A copy of the notice shall be provided to the appropriate nonprofit scholarship-funding organization.

(c) If the Commissioner immediately suspends payment of scholarship funds:

1. The Commissioner shall issue a notice of proposed action suspending payment of scholarship funds to the private school:

2. The notice shall state the reasons for the suspension and the rights the private school has to appeal; and

3. The private school's participation status will be adjusted so that it will be unable to receive payments or utilize the Department's website and its functionalities to participate in the scholarship program in any way; and

4. A copy of the notice shall be provided to the appropriate nonprofit scholarship-funding organization.

(8) Complaint process. The following process is established to allow individuals to notify the Department of any violation by parents, private schools, or school districts of laws or rules related to scholarship program participation.

(a) Persons interested in filing a complaint should contact the Department through the toll-free hotline, established pursuant to Section 220.187, Florida Statutes, or through the Department's website.

(b) An initial complaint shall include, at a minimum, the complainant's name, phone number, address, and details of the situation.

(c) After receipt of the initial complaint, the Department shall offer to provide a formal complaint form to the complainant.

(d) To register a formal complaint, the complainant must complete the formal complaint form, sign it, and mail or fax it to the Department within 30 days of making the initial complaint.

(e) Upon receipt of a formal complaint, the Department shall review the complaint for legal sufficiency. If the complaint is legally sufficient, the Department shall conduct an inquiry, as described in subsection (9) of this rule, or refer the matter to the appropriate agency for investigation. If the complaint is not legally sufficient, the Department may close the complaint.

(9) Inquiry Process. If an inquiry is made as to the conduct of an individual or entity participating in the program:

(a) A letter of inquiry will be delivered using regular and certified mail that alerts the individual or entity to the inquiry and provides the opportunity to respond. The letter of inquiry shall detail any alleged violations of program rules or law, the response required, any documentation requested, and the deadline for responding to the department.

(b) Failure to respond to a letter of inquiry, in a timely manner by:

1. A parent, then the Department shall notify the appropriate nonprofit scholarship-funding organization of the nature of the inquiry and the parent's deemed admission of alleged violation due to a failure to respond to the letter of inquiry. The nonprofit scholarship-funding organization can use that information to reconsider its determination of student eligibility.

2. A private school, then the Department shall proceed with the noncompliance procedures related to the Commissioner's authority established pursuant to Section 220.187(10), Florida Statutes, and this rule.

3. A school district, then a formal notice will be sent from the Commissioner to the district's Superintendent stating that failure to respond within 5 working days shall be deemed to be an admission of the stated violation or allegation.

(c) The Department shall review the response to the letter of inquiry and:

1. If satisfied that no violation of laws or rules related to scholarship program participation occurred, notify the parent, private school, or school district and complainant that the inquiry will be closed.

2. If more information is needed, request additional information related to the inquiry from the complainant, parent, private school, or school district as appropriate.

3. If a violation of laws or rules related to scholarship program participation has been committed by:

a. A parent, then the Department shall notify the appropriate nonprofit scholarship-funding organization of the violation which it may use to reconsider its determination of student eligibility.

b. A private school, then the Department shall proceed with the noncompliance procedures related to the Commissioner's authority established pursuant to Section 220.187(10), Florida Statutes, and this rule.

c. A school district, then the Department shall take any actions allowable under law to compel school district compliance with program requirements and to ameliorate the effect of the violation on the parent, student, or private school as appropriate.

(d) The Department may at any point refer an inquiry to another appropriate agency for investigation.

(e) Notwithstanding any other provisions of this rule, the Commissioner may at any point during the inquiry process exercise the authority given under Section 220.187(10), Florida Statutes, to immediately suspend payments to a private school if there is probable cause to believe that there is an imminent threat to the health, safety, and welfare of students or suspected fraudulent activity on the part of the private school.

Specific Authority 220.187(9)(i), 220.187(12)(e) FS. Law Implemented 220.187 FS. History--New

DEPARTMENT OF EDUCATION

State Board of Education

RULE NO.: 6A-6.0970
 RULE TITLE: John M. McKay Scholarship for Students with Disabilities Program

PURPOSE AND EFFECT: The purpose of the rule development is to clarify and establish specific student, school, school district, and state requirements for eligibility, participation, and administration of the John M. McKay Scholarships for Students with Disabilities Program. The effect will be consistency in rule and requirements set forth in statute for administration and implementation of the program.

SUBJECT AREA TO BE ADDRESSED: The subject areas for the proposed rule include application procedures, administrative requirements, the public school option, development of a matrix of services, scholarship payments, student and private school program eligibility, the complaint and inquiry process, and duties of the Commissioner of Education for the John M. McKay Scholarships for Students with Disabilities Program.

SPECIFIC AUTHORITY: 1002.39(13) FS.

LAW IMPLEMENTED: 1002.39 FS.

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

DATE AND TIME: August 28, 2006, 3:00 p.m. – 5:00 p.m.
 PLACE: Turlington Building, 325 West Gaines Street, Conference Room 1721, Tallahassee, FL 32399-0400
 DATE AND TIME: August 29, 2006, 3:00 p.m. – 5:00 p.m.

PLACE: Nova Southeastern University, Jacksonville Student Education Center, 6675 Corporate Center Parkway, Room 10, Jacksonville, FL 32216

DATE AND TIME: August 31, 2006, 3:00 p.m. – 5:00 p.m.
 PLACE: Nova Southeastern University, Main Campus, 3301 College Avenue, Fort Lauderdale, FL 33314-7796
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DATE AND TIME: August 31, 2006, 3:00 p.m. – 5:00 p.m.
 PLACE: Nova Southeastern University, Orlando Student Educational Center, 4850 Millenia Boulevard, Room 126, Orlando, FL 32839

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THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Virginia Gentles, Executive Director, Office of Independent Education and Parental Choice, Department of Education, 325 West Gaines Street, Room 522, Tallahassee, Florida 32399-0400, (850)245-0502

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

6A-6.0970 John M. McKay Scholarship for Students with Disabilities Program.

The John M. McKay Scholarship for Students with Disabilities Program will be implemented as required by Section 1002.39, Florida Statutes, in an effective and equitable manner that will maintain the integrity of the program.

(1) Scholarship application procedure.

(a) To receive a McKay Scholarship the parent of a public school student must first request a scholarship by filing a notice of intent with the Department by fully completing an online application for a McKay Scholarship using the Department's website.

1. A school district, a private school, or the Department may assist a parent in filing the notice of intent.

2. A notice of intent must be filed before a student withdraws from public school and must include the student's: name, date of birth, current public school district, last attended public school, parent's name, telephone number, mailing address, and email address (if applicable).

3. Upon filing a notice of intent the parent shall receive immediate online confirmation including: a confirmation number, a notice of potential eligibility or ineligibility, and, if ineligible, reasons for the ineligibility and instructions on contacting the public school district to correct any errors in information that may have caused the ineligibility.

(b) After receipt of a notice of intent, the Department shall, in cooperation with the school district, determine the student's eligibility for a scholarship by verifying that the student:

1. Meets the prior school year in attendance definition in Section 1002.39(2)(a), Florida Statutes, or is exempt because he or she is a dependent child of a member of the United States Armed Forces who transferred to a school in this state from out of state or from a foreign country pursuant to a parent's permanent change of station orders and such transfer occurred less than one full academic year from the time the notice of intent was filed;

2. Filed a valid notice of intent; and

3. Meets one of the following requirements:

a. Is a current public school student with a disability and has an individual education plan; or

b. Is not a current public school student but filed a notice of intent while a public school student, and was a student with a disability and individual education plan at the time he or she left the public school.

(2) Public school McKay Scholarship option. Pursuant to Section 1002.39(5), Florida Statutes, a student meeting the McKay eligibility requirements may choose to attend another public school in the student's school district or in an adjacent school district.

(a) The McKay Scholarship public school options available are determined by the school district and may be subject to both capacity limitations and the ability of the public school to provide the required services for the individual student.

(b) Pursuant to Section 1002.39(4), Florida Statutes, the parent of a student receiving a McKay Scholarship to attend a private school may upon reasonable notice choose to exercise the public school McKay option.

1. Reasonable notice shall be no less than 30 days, unless agreed to by the school district.

2. Notice shall be given to the Department and the school district through use of the Department's website.

3. Public school options are still determined by the school district and may be subject to both capacity limitations and the ability of the public school to provide the required services for the individual student.

4. After exercising the educational choice described in this paragraph, a student seeking to reenter a private school under the McKay Scholarship must re-establish initial eligibility requirements including the prior year in attendance requirement.

(3) Term of McKay Scholarship. Pursuant to Section 1002.39(4)(a), Florida Statutes, a McKay Scholarship remains in effect until one of the following occurs. The student:

(a) Returns to a public school. A return to public school is the enrollment of a McKay Scholarship student in a public school or public school program.

1. For purposes of this paragraph, a public school or public school program is one in which students are reported for funding through the Florida Education Finance Program.

2. Notwithstanding subparagraph 1., the following situations are not a return to public school:

a. Admission to a residential hospital for medical reasons.

b. Entry into a Department of Juvenile Justice detention center for a period of less than 15 days.

c. Entry into a public school for a period of less than 30 days pursuant to placement by or while in the custody of the Department of Children and Families.

d. Completion of virtual school classes if limited to no more than 2 courses per year.

e. Completion of dual enrollment or adult education courses that are not funded through the Florida Education Finance Program.

(b) Graduates from high school. The student may continue in the program until such time as he or she receives a GED, standard diploma, or the private school's equivalent. Certificates of completion or attendance do not constitute graduation from high school for purposes of this paragraph.

(c) Reaches the age of 22. The student may complete the school year in which he or she reaches the age of 22.

(4) Matrix of services.

(a) A matrix of services developed for purposes of the McKay Scholarship Program shall be consistent with the services described in the student's individual education plan at the time the student withdraws from the public school. The student's matrix of services may not be changed by the Department and may only be changed by the school district, pursuant to Section 1002.39(5)(b)2.c., Florida Statutes, to correct a technical, typographical, or calculation error.

(b) The process for development of a matrix of services for a student with a disability who is a dependent child of a member of the United States Armed Forces transferring from another state or country pursuant to the parent's permanent change of station orders shall be expedited as follows:

1. Upon receipt of the parent's notice of intent, the Department shall provide the parent's contact information to the appropriate school district.

2. The school district shall contact the parent and arrange for the student's current individual education plan to be submitted to the school district to develop a matrix of services. The parent will be responsible for providing the school district with a copy of the student's current individual education plan.

3. The school district shall have 15 days from receipt of the student's individual education plan to develop a matrix of services and communicate that information to the Department.

4. If the district is unable to complete the matrix of services within the 15 days required by this rule, the calculation shall be made as provided for in Section 1002.39(10)(a)4., Florida Statutes, until such time as the matrix of services is completed.

5. A matrix of services developed pursuant to this paragraph shall be developed by school district personnel responsible for developing a matrix of services required by Section 1011.62(1)(e), Florida Statutes.

(5) Scholarship payments. The following provisions detail information related to scholarship payments including timeframes, eligibility, and Departmental procedures.

(a) Scholarship payments will be made on or before September 1, November 1, February 1, and April 1 of each year. For purposes of statutory deadlines associated with payment dates, the above listed dates shall be considered the official payment dates.

(b) The following payment periods are established for administration of the scholarship payments:

<u>Payment</u>	<u>Payment Period</u>
<u>September 1</u>	<u>July 1 – September 30</u>
<u>November 1</u>	<u>October 1 – December 31</u>
<u>February 1</u>	<u>January 1 – February 28</u>
<u>April 1</u>	<u>March 1 – June 30</u>

(c) The following requirements must be met to qualify for a scholarship payment:

1. The notice of intent, described in subsection (1) of this rule, must be filed 60 days before the first scholarship payment. This is a one-time requirement that applies to scholarship students entering the program for the first time, and no payment can be earned until such time as the notice requirement has been met.

2. A student must have an enrollment date 30 days before the first scholarship payment is made. The submission of the school and student fee schedules are required to establish the enrollment date and are completed using the Department’s website. A student that changes private schools after meeting the enrollment date requirement may still qualify for payment for that payment period.

3. A student must not be enrolled in a public school or violate any of the prohibitions found in Section 1002.39(3), Florida Statutes.

4. The private school must verify each student’s continued enrollment and attendance using the Department’s website three times per year before the November, February, and April scholarship payments. Failure to verify a student’s continued enrollment and attendance will result in a delayed payment until the next payment period. To receive payment at that time, the private school must verify student attendance for the delayed payment’s payment period and, if the student is still enrolled in the program, for the current payment period.

(d) Private schools are responsible for the return of all scholarship funds to the Department that were received in error, including: for students that were not in attendance or for services listed on a student’s fee schedule that were not provided. If the Department identifies scholarship funds that should be returned, it shall send a letter requesting the return of the funds via both regular and certified mail. The letter shall state the reason the funds are being requested, the student or students involved, instructions on returning the funds, and the procedure to be followed if the private school believes that return of the funds is being requested in error or wishes to provide additional information related to the requested funds.

1. Private school shall respond to such letter within 30 days by either returning the funds or detailing in writing why its retention of the funds is proper.

2. If the Department receives a letter detailing why the funds were properly retained, it shall determine whether the explanation is sufficient and thereafter alert the private school to any funds still due and a timeframe for the return of those funds. The response shall give the private school or parent at least 20 additional days to repay the funds.

3. Failure to return the funds due back to the Department within the time period allotted shall result in the initiation of noncompliance procedures pursuant to the Commissioner’s authority described in Section 1002.39(7), Florida Statutes, and this rule.

(e) Where a scholarship student attends multiple private schools or a private school and the public school in the same payment period, the right to retain the scholarship payment shall be given to the first private school the student attends for 10 or more school days during that payment period. If the student does not attend a private school for at least 10 days and attends a public school, then the funding generated, if any, shall be retained by the school district and no scholarship payment shall be generated.

(f) To ensure proper administration of scholarship funds, all claims by private schools for missed scholarship payments must within one year of the date the payment was originally due.

(6) Private school participation. To participate in the John M. McKay Scholarship for Students with Disabilities Program, a school must:

(a) Register its intent to participate in the scholarship program with the Department using the Department’s website;

(b) Complete the annual survey of private schools required by Section 1002.42(2), Florida Statutes, using the Department’s website, and submit it to the Department in both an electronic format and by mail. The survey that is mailed to the Department must include a notarized statement verifying that the private school owner has complied with the background check requirements of Section 1002.42(2)(c), Florida Statutes.

(c) Annually meet all scholarship compliance requirements for private schools pursuant to Rule 6A-6.03315, F.A.C.

(d) Continue to adhere to all statutory and rule requirements after determined eligible to participate in the program.

(7) Commissioner's duties. The Commissioner may deny, suspend, or revoke a private school's participation in the scholarship program pursuant to Section 1002.39(7), Florida Statutes.

(a) If the Commissioner issues a notice of noncompliance:

1. Private schools shall be given a reasonable period to demonstrate compliance from the date of the notice.

2. The notice shall state the reasons for the noncompliance, provide instructions on how to demonstrate compliance, and give a deadline for demonstrating compliance to the Commissioner, which shall be no more than 60 days.

3. The private school's participation status shall be unaffected by the above notice of noncompliance process.

(b) If the Commissioner issues a notice of proposed action denying, suspending, or revoking a private school's participation:

1. The notice shall state the reasons for the action and specify the private school's right to appeal.

2. The private school's participation status shall be unaffected until the proposed action becomes final and all relevant appeals have expired.

(c) If the Commissioner immediately suspends payment of scholarship funds:

1. The Commissioner shall issue a notice of proposed action suspending payment of scholarship funds to the private school:

2. The notice shall state the reasons for the suspension and the rights the private school has to appeal; and

3. The private school's participation status will be adjusted so that it will be unable to receive payments or utilize the Department's website and its functionalities to participate in the scholarship program in any way.

(8) Complaint process. The following process is established to allow individuals to notify the Department of any violation by parents, private schools, or school districts of laws or rules related to scholarship program participation.

(a) Persons interested in filing a complaint should contact the Department through the toll-free hotline, established pursuant to Section 1002.39, Florida Statutes, or through the Department's website.

(b) An initial complaint shall include, at a minimum, the complainant's name, phone number, and address, and details of the situation.

(c) After receipt of the initial complaint, the Department shall offer to provide a formal complaint form to the complainant.

(d) To register a formal complaint, the complainant must complete the formal complaint form, sign it, and mail or fax it to the Department within 30 days of making the initial complaint.

(e) Upon receipt of a formal complaint, the Department shall review the complaint for legal sufficiency. If the complaint is legally sufficient, the Department shall conduct an inquiry, as described in subsection (9) of this rule, or refer the matter to the appropriate agency for investigation. If the complaint is not legally sufficient, the Department may close the complaint.

(9) Inquiry Process. If an inquiry is made as to the conduct of an individual or entity participating in the program:

(a) A letter of inquiry will be delivered using regular and certified mail that alerts the individual or entity to the inquiry and provides the opportunity to respond. The letter of inquiry shall detail any alleged violations of program rules or law, the response required, any documentation requested, and the deadline for responding to the Department.

(b) Failure to respond to a letter of inquiry in a timely manner by:

1. A parent, then the Department shall notify the parent that the parent's failure to respond to the letter of inquiry is deemed to be an acceptance of the allegations made in the formal complaint and may affect student eligibility.

2. A private school, then the Department shall proceed with the noncompliance procedures related to the Commissioner's authority established pursuant to Section 1002.39(7), Florida Statutes, and this rule.

3. A school district, then a formal notice will be sent from the Commissioner to the district's Superintendent stating that failure to respond within 5 working days shall be deemed to be an admission of the stated violation or allegation.

(c) The Department shall review the response to the letter of inquiry and:

1. If satisfied that no violation of laws or rules related to scholarship program participation occurred, notify the parent, private school, or school district and complainant that the inquiry will be closed.

2. If more information is needed, request additional information related to the inquiry from the complainant, parent, private school, or school district as appropriate.

3. If a violation of laws or rules related to scholarship program participation has been committed by:

a. A parent, then the Department shall notify the parent of any violation of laws or rules committed and any effect it will have on student eligibility.

b. A private school, then the Department shall proceed with the noncompliance procedures related to the Commissioner's authority established pursuant to Section 1002.39(7), Florida Statutes, and this rule.

c. A school district, then the Department shall take any actions allowable under law to compel school district compliance with program requirements and to ameliorate the effect of the violation on the parent, student, or private school as appropriate.

(d) The Department may at any point refer an inquiry to another appropriate agency for investigation.

(e) Notwithstanding any other provision of this rule, the Commissioner may at any point during the inquiry process exercise the authority given under Section 1002.39(7), Florida Statutes, to immediately suspend payments to a private school if there is probable cause to believe that there is an imminent threat to the health, safety, and welfare of students or suspected fraudulent activity on the part of the private school.

Specific Authority 1002.39(13) FS. Law Implemented 1002.39 FS. History--New

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

PUBLIC SERVICE COMMISSION

DOCKET NO: 060476-TL

RULE NOS.: RULE TITLES:
25-24.630 Rate and Billing Requirements
25-24.516 Pay Telephone Rate Caps

PURPOSE AND EFFECT: To consider proposed amendments to subsections 25-24.630(1) and 25-24.516(1), F.A.C., to better reflect competitive markets if appropriate.

SUBJECT AREA TO BE ADDRESSED: Proposed amendments to subsections 25-24.630(1) and 25-24.516(1), F.A.C.

SPECIFIC AUTHORITY: 350.127(2) FS.

LAW IMPLEMENTED: 364.01, 364.3376, 364.03, 364.3375(4) FS.

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

DATE AND TIME: Friday, September 1, 2006, 9:30 a.m.

PLACE: Betty Easley Conference Center, Room 182, 4075 Esplanade Way, Tallahassee, Florida

Any person requiring some accommodation at this workshop 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 hearing. Any person who is hearing or speech impaired should contact the Florida Public Service Commission by using the Florida Relay Service, which can be reached at: 1(800)955-8771 (TDD).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Richard C. Bellak, Office of the General Counsel, Florida Public Service Commission, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0862, (850)413-6092

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

ADMINISTRATION COMMISSION

RULE CHAPTER NO.: RULE CHAPTER TITLE:
28-22 Land Planning Regulations for the
 Apalachicola Bay Area of Critical
 State Concern – Franklin County

RULE NOS.: RULE TITLES:
28-22.210 Amendment to Revised Zoning Code
28-22.211 Amendment to the City of
 Apalachicola Land Development
 Regulations
28-22.212 City of Apalachicola Planning Pause
 Ordinance

PURPOSE AND EFFECT: The purpose of the rules is to amend the City of Apalachicola's land use regulations and zoning code; and establish a planning pause for preparation of amendments to comprehensive plan and land development regulations. The City of Apalachicola adopted Ordinances for this purpose to include:

Ordinance 2005-05 amends Section J of the City of Apalachicola land development code relating to the land use category description for C-1 Commercial Zone District. Ordinance 2006-01 amends the City of Apalachicola land use category description for the C-4 Commercial Zoning District to reflect what is allowed under the provisions of the comprehensive plan.

Ordinance 2005-08 provides additional clarity regarding the permitting of transient lodging facilities and establishes minimum criteria to ensure that transient lodging facilities do not become permanent living accommodations.

Ordinance 2005-09 provides a pause in permitting while staff prepares amendments to the comprehensive plan and land development regulations in order to bring consistency between the two documents and to further address impacts to the environment and community character. Ordinance 2006-02 amends 2005-09 concerning a temporary moratoria on the issuance of multi-family and hotel/motel units building permits. The moratoria was intended to last six months, but can be extended for finding of "good cause." The modification involves clarification of Section 4 to identify that development within the C-1 General Commercial District and C-4 the Commercial District is exempt from the conditions of the moratoria.

SUBJECT AREA TO BE ADDRESSED: Amendments to the City of Apalachicola's land use regulations and zoning code; and a planning pause for preparation of amendments to comprehensive plan and land development regulations.

SPECIFIC AUTHORITY: 380.0555(9) FS.

LAW IMPLEMENTED: 380.0555(7), (9) FS.

REQUESTS FOR A RULE DEVELOPMENT WORKSHOP MUST BE SUBMITTED IN WRITING BY AUGUST 25, 2006. IF REQUESTED AND NOT DEEMED UNNECESSARY BY THE AGENCY, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW (IF NOT REQUESTED, A WORKSHOP WILL NOT BE HELD):

DATE AND TIME: Thursday, August 31, 2006, 10:00 a.m.

PLACE: Conference Room 2103, 21st Floor, The Capitol, Tallahassee, Florida 32399

Any person requiring a special accommodation to participate in the workshop because of a disability should contact Barbara Leighty, (850)487-1884, at least two (2) business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Barbara Leighty, Senior Policy Analyst, Administration Commission, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, telephone (850)487-1884

WATER MANAGEMENT DISTRICTS

South Florida Water Management District

RULE NO.:	RULE TITLE:
40E-2.091	Publications Incorporated by Reference

PURPOSE AND EFFECT: Section 373.227(4), Florida Statutes, allows the water management districts to amend their Basis of Review for Consumptive Water Use Permits for Public Water Suppliers to include provisions for "Goal Based Water Conservation Plans". The multi-year effort, known as Conserve Florida, has produced work products detailed in the Florida Department of Environmental Protection's (FDEP) December 2005 "Report to the Legislature on Progress in Implementing the Comprehensive Statewide Water Conservation Program Required by Section 373.227, Florida Statutes". The proposed rule revisions bring the District into compliance with provisions of FDEP's Chapter 62-40, F.A.C., concerning water conservation in public water supplies.

SUBJECT AREA TO BE ADDRESSED: Water conservation in public water supplies.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.042, 373.0421, 373.219, 373.223, 373.224, 373.229, 373.232, 373.233, 373.236, 373.239 FS.

RULE DEVELOPMENT WORKSHOPS WILL BE HELD AT THE DATES, TIMES AND PLACES SHOWN BELOW:

DATE AND TIME: August 31, 2006, 1:00 p.m. – 3:00 p.m.

PLACE: South Florida Water Management District Lower West Coast Regional Service Center, Auditorium, 2301 McGregor Blvd., Fort Myers, Florida 33901

DATE AND TIME: September 7, 2006, 1:00 p.m. – 3:00 p.m.

PLACE: South Florida Water Management District, Fort Lauderdale Field Station, Field Station Conference Room, 2535 Davie Road, Davie, Florida 33317

DATE AND TIME: September 15, 2006, 1:00 p.m. – 3:00 p.m.

PLACE: South Florida Water Management District, Orlando Service Center, Shingle Creek Conference Room, 1707 Orlando Central Parkway, Suite 200, Orlando, FL 32809

Although Governing Board meetings, hearings and workshops are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is to be based. Persons with disabilities or handicaps who need assistance may contact the South Florida Water Management District Clerk's Office, at (561)682-2087 at least two business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Bruce Adams, Water Conservation Officer, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, extension 6785 or (561)682-6785 (email: badams@sfwmd.gov). For procedural issues, please contact: Jan Sluth, Paralegal, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, extension 6299 or (561)682-6299 (email: sluth@sfwmd.gov).

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40E-2.091 Publications Incorporated by Reference.

The "Basis of Review for Water Use Permit Applications within the South Florida Water Management District – ~~August 31, 2003~~" is hereby published by reference and incorporated into this chapter. A current version of this document is available upon request.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.042, 373.0421, 373.219, 373.223, 373.224, 373.229, 373.232, 373.233, 373.236, 373.239, FS. History—New 9-3-81, Formerly 16K-2.035(1), Amended 2-24-85, 11-21-89, 1-4-93, 4-20-94, 11-26-95, 7-11-96, 4-9-97, 12-10-97, 9-10-01, 12-19-01, 8-1-02, 6-9-03, 8-31-03,_____.

(The following represents proposed changes to the document entitled "Basis of Review for Consumptive Use Permit Applications within the South Florida Water Management District – August 31, 2003" incorporated by reference in Rule 40E-2.091, F.A.C.)

2.6.1 Water Conservation Plans

All public water supply utilities applying for an individual permit are required to develop and implement a water conservation plan. If a utility demonstrates a per capita of 150 or below, and the conditions specified in section 2.6.3 do not exist, the utility may submit a goal based conservation plan.

The water conservation elements of either each plan need to be identified as part of the application. A timetable outlining the implementation schedule of each of the required conservation elements will be required to be submitted or shown to already exist prior to issuance or renewal of a public water supply water use permit. The conservation plan shall be prepared and implemented for the service area incorporating, at a minimum, the following mandatory components. For those components which require ordinance adoption, such ordinance should incorporate the entire boundary of the enacting jurisdiction. The Permittee shall provide a copy of the ordinances for each of the mandatory elements for which ordinances are adopted. If the utility is not submitting a goal based conservation plan, the mandatory water conservation elements are as follows:

A through I. No change.

2.6.3 Per Capita Daily Water Use

Per capita daily water use is a guideline used to measure the reasonable withdrawal requests of public water supply applicants for an individual or general permit. Per capita water use includes population-related withdrawals associated with residential, business, institutional, industrial, miscellaneous metered, and unaccounted uses. The average per capita daily use rate is calculated for the last five years or period of record, whichever is less, by dividing the average daily water withdrawals for each year of record by the permanent or seasonally adjusted population served by the utility for the same period of time. The per capita use rate that is most representative of the anticipated demands, considering the water conservation plans required by criteria in section 2.6.1, shall be identified and used for water demand projection purposes. The historical demand patterns may not always be appropriate for projection purposes. This may occur when there are current large users whose growth is not related to population, or when future development may take on characteristics very different than those of present development. In such cases, alternative per capita estimates, such as a design per capita based on dwelling unit type, population characteristics, seasonality of the population and comparison with adjacent similar developments, shall be presented accompanied by necessary documentation. If no historical water use data exists or in the case of proposed developments, a design per capita use shall be used based on the above alternative criteria. If a utility has a pPer capita daily water use greater than 150 200 gallons per capita per day (gpcd), the utility must submit the following: must be supported with additional information explaining the rate of use.

(1) A standardized water conservation goal based plan using the Conserve Florida Water Conservation Guide which contains a menu of affordable and effective water conservation practices to assist public water supply utilities in the design and implementation of goal-based, utility-specific water conservation plans tailored for their individual service areas as provided in subsection (3).

(2) The utility shall perform a water use audit which includes:

(a) identification of existing rate structures

(b) identification of large users

(c) identification of water loss in the system

(d) per capita use rate

(e) a description of pressure distribution and stabilization

(f) comparison of actual use with SFWMD allocation criteria by types of use

(g) water source types and distribution of water by source

(h) use of reclaimed water

(i) usage, and/or use of alternative water supply sources

(j) existing water conservation program and history of efforts, including demand reductions.

(k) identification of presence of saltwater intrusion/upcoming

(l) a description of the dependence on the regional system

(m) a description of regional interconnects and quantities

(3) A goal based water conservation plan:

(a) identifying areas of potential reduction, especially identified areas of inefficiencies.

(b) adoption of a water conservation goal determined by the applicant and approved by the SFWMD.

(c) a listing of implementation elements that will achieve the water conservation goal, including 5-year program milestones, projects, educational campaigns with a timeline and schedule.

A utility must also submit the documents identified above as requirements of a goal based plan if it demonstrates a per capita of 150 or below and the following conditions exist:

(1) high growth rate

(2) a history of water shortage

(3) substantial change in projected water use characteristics in the service area

(4) service area is located in an area of critical concern
PERMIT ISSUANCE – LIMITING FACTORS/ CONDITIONS
PROPOSED BY THE APPLICANT

The utility must provide reasonable assurance that the plan will achieve effective water conservation at least as well as the mandatory water conservation requirements adopted by the district, and is otherwise consistent with Section 373.223, F.S. If the utility fails to meet the goals, the 20 year permit may be revoked and it may revert to a 5 year permit.

WATER MANAGEMENT DISTRICTS**South Florida Water Management District**

RULE NO.: 40E-20.091
 RULE TITLE: Publications Incorporated by Reference

PURPOSE AND EFFECT: Section 373.227(4), Florida Statutes, allows the water management districts to amend their Basis of Review for Consumptive Water Use Permits for Public Water Suppliers to include provisions for “Goal Based Water Conservation Plans”. The multi-year effort, known as Conserve Florida, has produced work products detailed in the Florida Department of Environmental Protection’s (FDEP) December 2005 “Report to the Legislature on Progress in Implementing the Comprehensive Statewide Water Conservation Program Required by Section 373.227, Florida Statutes”. The proposed rule revisions bring the District into compliance with provisions of FDEP’s Chapter 62-40, F.A.C., concerning water conservation in public water supplies.

SUBJECT AREA TO BE ADDRESSED: Water conservation in public water supplies.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.042, 373.0421, 373.219, 373.223, 373.224, 373.229, 373.232, 373.233, 373.236, 373.239 FS.

RULE DEVELOPMENT WORKSHOPS WILL BE HELD AT THE DATES, TIMES AND PLACES SHOWN BELOW:

DATE AND TIME: August 31, 2006, 1:00 p.m. – 3:00 p.m.

PLACE: South Florida Water Management District Lower West Coast Regional Service Center, Auditorium, 2301 McGregor Blvd., Fort Myers, Florida 33901

DATE AND TIME: September 7, 2006, 1:00 p.m. – 3:00 p.m.

PLACE: South Florida Water Management District, Fort Lauderdale Field Station, Field Station Conference Room, 2535 Davie Road, Davie, Florida 33317

DATE AND TIME: September 15, 2006, 1:00 p.m. – 3:00 p.m.

PLACE: South Florida Water Management District, Orlando Service Center, Shingle Creek Conference Room, 1707 Orlando Central Parkway, Suite 200, Orlando, FL 32809

Although Governing Board meetings, hearings and workshops are normally recorded, affected persons are advised that it may be necessary for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which any appeal is to be based. Persons with disabilities or handicaps who need assistance may contact the South Florida Water Management District Clerk’s Office, (561)682-2087 at least two business days in advance to make appropriate arrangements.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Bruce Adams, Water Conservation Officer, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, extension 6785 or (561)682-6785 (email: badams@sfwmd.gov). For procedural

issues, please contact Jan Sluth, Paralegal, South Florida Water Management District, Post Office Box 24680, West Palm Beach, FL 33416-4680, telephone 1(800)432-2045, extension 6299 or (561)682-6299 (email: jsluth@sfwmd.gov).

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40E-20.091 Publications Incorporated by Reference.

The “Basis of Review for Water Use Permit Applications within the South Florida Water Management District – ~~August 31, 2003~~” is hereby published by reference and incorporated into this chapter. A current version of this document is available upon request.

Specific Authority 373.044, 373.113, 373.171 FS. Law Implemented 373.042, 373.0421, 373.219, 373.223, 373.224, 373.229, 373.232, 373.233, 373.236, 373.239 FS. History—New 9-3-81, Formerly 16K-2.035(1), Amended 2-24-85, 11-21-89, 1-4-93, 4-20-94, 11-26-95, 7-11-96, 4-9-97, 12-10-97, 9-10-01, 12-19-01, 8-1-02, 6-9-03, 8-31-03, _____.

(The following represents proposed changes to the document entitled “Basis of Review for Consumptive Use Permit Applications within the South Florida Water Management District – August 31, 2003” incorporated by reference in Rule 40E-20.091, F.A.C.)

2.6.1 Water Conservation Plans

All public water supply utilities applying for an individual permit are required to develop and implement a water conservation plan. If a utility demonstrates a per capita of 150 or below, and the conditions specified in section 2.6.3 do not exist, the utility may submit a goal based conservation plan.

The water conservation elements of ~~either each~~ plan need to be identified as part of the application. A timetable outlining the implementation schedule of each of the required conservation elements will be required to be submitted or shown to already exist prior to issuance or renewal of a public water supply water use permit. The conservation plan shall be prepared and implemented for the service area incorporating, at a minimum, the following mandatory components. For those components which require ordinance adoption, such ordinance should incorporate the entire boundary of the enacting jurisdiction. The Permittee shall provide a copy of the ordinances for each of the mandatory elements for which ordinances are adopted. If the utility is not submitting a goal based conservation plan, ~~the~~ mandatory water conservation elements are as follows:

A through I. No change.

2.6.3 Per Capita Daily Water Use

Per capita daily water use is a guideline used to measure the reasonable withdrawal requests of public water supply applicants for an individual or general permit. Per capita water use includes population-related withdrawals associated with residential, business, institutional, industrial, miscellaneous metered, and unaccounted uses. The average per capita daily

use rate is calculated for the last five years or period of record, whichever is less, by dividing the average daily water withdrawals for each year of record by the permanent or seasonally adjusted population served by the utility for the same period of time. The per capita use rate that is most representative of the anticipated demands, considering the water conservation plans required by criteria in section 2.6.1, shall be identified and used for water demand projection purposes. The historical demand patterns may not always be appropriate for projection purposes. This may occur when there are current large users whose growth is not related to population, or when future development may take on characteristics very different than those of present development. In such cases, alternative per capita estimates, such as a design per capita based on dwelling unit type, population characteristics, seasonality of the population and comparison with adjacent similar developments, shall be presented accompanied by necessary documentation. If no historical water use data exists or in the case of proposed developments, a design per capita use shall be used based on the above alternative criteria. If a utility has a per capita daily water use greater than 150 200 gallons per capita per day (gpcd), the utility must submit the following: must be supported with additional information explaining the rate of use.:

(1) A standardized water conservation goal based plan using the Conserve Florida Water Conservation Guide which contains a menu of affordable and effective water conservation practices to assist public water supply utilities in the design and implementation of goal-based, utility-specific water conservation plans tailored for their individual service areas as provided in subsection (3).

(2) The utility shall perform a water use audit which includes:

- (a) identification of existing rate structures
 - (b) identification of large users
 - (c) identification of water loss in the system
 - (d) per capita use rate
 - (e) a description of pressure distribution and stabilization
 - (f) comparison of actual use with SFWMD allocation criteria by types of use
 - (g) water source types and distribution of water by source,
 - (h) use of reclaimed water
 - (i) usage, and/or use of alternative water supply sources
 - (j) existing water conservation program and history of efforts, including demand reductions.
 - (k) identification of presence of saltwater intrusion/upcoming
 - (l) a description of the dependence on the regional system
 - (m) a description of regional interconnects and quantities
- (3) A goal based water conservation plan:

(a) identifying areas of potential reduction, especially identified areas of inefficiencies.

(b) adoption of a water conservation goal determined by the applicant and approved by the SFWMD.

(c) a listing of implementation elements that will achieve the water conservation goal, including 5-year program milestones, projects, educational campaigns with a timeline and schedule.

A utility must also submit the documents identified above as requirements of a goal based plan if it demonstrates a per capita of 150 or below and the following conditions exist:

- (1) high growth rate
- (2) a history of water shortage
- (3) substantial change in projected water use characteristics in the service area

(4) service area is located in an area of critical concern
**PERMIT ISSUANCE – LIMITING FACTORS/
 CONDITIONS PROPOSED BY THE APPLICANT**

The utility must provide reasonable assurance that the plan will achieve effective water conservation at least as well as the mandatory water conservation requirements adopted by the district, and is otherwise consistent with Section 373.223, F.S. If the utility fails to meet the goals, the 20 year permit may be revoked and it may revert to a 5 year permit.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Division of Pari-Mutuel Wagering

RULE NO.: 61D-11.019 RULE TITLE: Internal Control System

PURPOSE AND EFFECT: The purpose and effect of the proposed rule will be to implement and interpret Florida Statutes that relate to rules regulating the operation of a cardroom, record keeping and reporting requirements for cardrooms, and the collection of taxes and fees imposed by Section 849.086, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: The subject area to be addressed in this rule is the internal control system of a cardroom licensee for the play of a series of games of poker.

SPECIFIC AUTHORITY: 550.0251(12), 849.086(4), (7), (12), (14) FS.

LAW IMPLEMENTED: 849.086 FS.

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

DATE AND TIME: August 29, 2006, 10:00 a.m. – 1:00 p.m.

PLACE: Florida Department of Business and Professional Regulation, Northwood Centre, Board Room, 1940 N. Monroe Street, Tallahassee, Florida 32399

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Mary Polombo, Clerk, Division of Pari-Mutuel Wagering, 1940 North Monroe Street, Tallahassee, Florida 32399-1035

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the Department at least 5 calendar days before the program by contacting Mary Polombo at (850)413-0750. If you are hearing or speech impaired, please contact the agency using the Florida Dual Party Relay System by calling (800)955-8770 (Voice) or (800)955-8771 (TDD).

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Geologists

RULE CHAPTER NO.: 61G16-4
 RULE CHAPTER TITLE: Inactive, Delinquent and Null and Void Status
 RULE NO.: 61G16-4.004
 RULE TITLE: Reinstatement of Null and Void Licenses

PURPOSE AND EFFECT: The Board proposes the rule amendment to add "Delinquent and Null and Void to the title of Chapter 61G16-4, F.A.C., and to add language to comply with the requirements of Section 455.271(6)(b), Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Null and void licenses.

SPECIFIC AUTHORITY: 455.271, 492.103, 492.1101 FS.

LAW IMPLEMENTED: 455.271, 492.1101 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 Knapp, Executive Director, Board of Professional Geologists, 1940 North Monroe Street, Tallahassee, Florida 32399-0764

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NO.: 61J1-1.009
 RULE TITLE: Probable Cause Panel

PURPOSE AND EFFECT: The Florida Real Estate Appraisal Board is revising Rule 61J1-1.009, F.A.C. in order to comply with Section 455.225(4), Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Probable Cause Panel.

SPECIFIC AUTHORITY: 455.225, 475.614 FS.

LAW IMPLEMENTED: 455.225 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: Michael E. Murphy, Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61J1-1.009 Probable Cause Panel.

(1) No change.

(2) There may be two probable cause panels of the board.

The probable cause panels shall be composed of two members which shall constitute a quorum. The members of the panel shall be appointed by the chairperson of the board. As provided in Section 455.225(4), Florida Statutes, one ~~two~~ of the panel members may be a former members of the board. Panel members shall not participate in the determination and issuance of the final order to be rendered in each disciplinary case.

Specific Authority 455.225, 475.614 FS. Law Implemented 455.225 FS. History—New 10-15-91, Formerly 21VV-1.009, Amended 8-8-93, 1-29-95, 7-2-95, 1-8-06,_____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NO.: 61J1-2.001
 RULE TITLE: Fees

PURPOSE AND EFFECT: The Florida Real Estate Appraisal Board is revising Rule 61J1-2.001, F.A.C., to eliminate the application fee for licensed appraisers to establish a fee for electronic fingerprints to comply with the electronic fingerprinting requirement of Section 475.615(3), Florida Statutes, and to establish fees for letters of good standing and wall certificates.

SUBJECT AREA TO BE ADDRESSED: Fees.

SPECIFIC AUTHORITY: 475.614 FS.

LAW IMPLEMENTED: 215.34, 215.405, 455.217, 455.2281, 475.6147, 475.615, 475.618, 475.619, 475.630 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: Michael E. Murphy, Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61J1-2.001 Fees.

(1) The application fee shall be as follows:

Registered Trainee Appraiser	\$50.00
Licensed Appraiser	\$100.00
Certified Residential Appraiser	\$100.00
Certified General Appraiser	\$100.00

(2) through (12) No change.

(13) Electronic Fingerprint Processing Fee Fingerprint Card

Processing Fee	\$61.00 \$47.00
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(14) through (15) No change.

(16) Letter of Good Standing \$25.00

(17) Wall Certificate \$10.00

Specific Authority 475.614 FS. Law Implemented 215.34, 215.405, 455.217, 455.2281, 455.271(6)(b), 475.6147, 475.615, 475.618 FS. History—New 10-15-91, Amended 6-7-92, 5-6-93, Formerly 21VV-2.001, Amended 9-22-93, 7-5-94, 5-22-95, 8-20-96, 11-11-97, 10-1-98, 10-29-98, 1-7-99, 11-15-99, 11-10-03, 2-21-06, _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NOS.:	RULE TITLES:
61J1-3.001	Application by Individuals
61J1-3.004	Issuance of Registration or Certification

PURPOSE AND EFFECT: The Florida Real Estate Appraisal Board is amending Rule 61J1-3.001, F.A.C. in order to implement changes to Chapter 475, Part II, Florida Statutes.

The Florida Real Estate Appraisal Board is promulgating new Rule 61J1-3.004, F.A.C. in order to implement new Section 475.6171, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Application by Individuals; Issuance of Registration or Certification .

SPECIFIC AUTHORITY: 475.614, 475.613(2), 475.614, 475.6171 FS.

LAW IMPLEMENTED: 475.613, 475.615, 475.617, 475.624 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: Michael E. Murphy, Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61J1-3.001 Application by Individuals.

(1) An applicant for registration, or certification as an appraiser shall submit an application package which shall include, as applicable, forms DBPR RE-2000 (Application Requirements), DBPR 0010 (Master Application), DBPR RE 2010a (Appraiser Background Qualifications), DBPR 0050 (Criminal Background Disclosure), DBPR 0060 (Additional Background Disclosure), and DBPR 0030 (Attest Statement), which are incorporated herein by reference, electronic fingerprints, an application fee, and all other documentation required by this section in such a manner as provided by the Department.

(a) Beginning July 1, 2006, every person applying for any real estate appraiser certification or registration must provide fingerprints in electronic format along with his or her application for real estate appraiser certification or registration.

(b) Every person applying for any real estate appraiser certification or registration must have his or her fingerprints taken electronically by a Department of Business and Professional Regulation approved electronic fingerprint service provider or vendor. The Department of Business and Professional Regulation shall maintain a list of approved electronic fingerprint service providers and vendors.

(c) The Department of Business and Professional Regulation approved electronic fingerprint service providers and vendors shall be responsible for submitting each applicant's electronic fingerprints to the Florida Department of Law Enforcement for purposes of processing the fingerprint card to determine if the applicant has a criminal history record.

(2) through (4) No change.

(5) At the time of filing the application for registration, or certification, the applicant must sign a pledge to comply with the Uniform Standards of Professional Appraisal Practice as defined in Section 475.611(1)(q)(~~e~~), F.S., and must indicate in writing that the applicant understands the types of misconduct for which disciplinary proceedings may be initiated.

(6)(a) through (d) No change.

(7) An individual's application shall expire one (1) year after the date received by the Department of Business and Professional Regulation. If the applicant fails to take the examination or fails to successfully complete the examination within 1 year of the Department receiving the application, the application shall expire and a new application must be filed.

Specific Authority 475.614 FS. Law Implemented 475.613, 475.615, 475.617, 475.624 FS. History—New 10-15-91, Formerly 21VV-3.001, Amended 10-29-98, 1-7-99, 2-21-02, 5-25-04, 1-8-06, _____.

61J1-3.004 Issuance of Registration or Certification.

Any applicant requesting the issuance of his or her registration or certification shall submit to the Board the following in order for the applicant's registration or certification to be issued:

(1) Have a completed application for registration or certification that demonstrates compliance with qualifications as specified in Section 475.615, F.S., approved by the Board;

(2) Provide the Board with proof of successful course completion as specified in Section 475.617, F.S. and as further defined in Rule 61J1-4.001, F.A.C.;

(3) Provide the Board with proof of experience for certification as specified in Section 475.617, F.S., and as further defined in Rule 61J1-6.001, F.A.C.; and

(4) Provide the Board with proof of passing a written examination as specified in Section 475.616, F.S., and as further defined by Rule 61J1-5.001, F.A.C., if a written examination is required. The Board shall not issue a certification to an applicant whose examination results are obtained more than 24 months after the date of examination.

Specific Authority 475.613(2), 475.614, 475.6171 FS. Law Implemented 475.6171 FS. History—New _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NOS.:	RULE TITLES:
61J1-4.001	Education Requirements
61J1-4.003	Continuing Education
61J1-4.005	Notice of Satisfactory Course Completion
61J1-4.007	Renewal of Inactive Registrations, Licenses and Certifications
61J1-4.008	Continuing Education for School Instructors
61J1-4.009	Post Licensing Education for Registered Trainee Appraisers
61J1-4.010	Supervision and Training of Registered Trainee Appraisers

PURPOSE AND EFFECT: The Florida Real Estate Appraisal Board is amending Rule 61J1-4.001, F.A.C., in order to implement the changes to Section 475.617, Florida Statutes, and to remove the requirement that examinations and course materials must be submitted in a blind format.

The Florida Real Estate Appraisal Board is amending Rule 61J1-4.003, F.A.C., in order to remove the option of administering portions of examinations during course intervals and to remove the 15 day grace period beyond the course expiration date to grade an examination.

The Florida Real Estate Appraisal Board is amending Rule 61J1-4.005, F.A.C., in order to require institutions or schools approved to offer post and continuing education courses to electronically submit course attendance rosters in accordance with Section 455.2178(1), Florida Statutes.

The Florida Real Estate Appraisal Board is amending Rule 61J1-4.007, F.A.C., in order to amend the number of hours and type of education required for a licensee to renew inactive registrations, licenses, and certifications.

The Florida Real Estate Appraisal Board is amending Rule 61J1-4.008, F.A.C., in order to remove the 15 day grace period beyond the course expiration date to grade an examination.

The Florida Real Estate Appraisal Board is amending Rule 61J1-4.009, F.A.C., in order to remove the requirement that education providers submit one blind copy of course materials.

The Florida Real Estate Appraisal Board is amending Rule 61J1-4.010, F.A.C., in order to amend the requirements for the supervision and training of registered trainee appraisers.

SUBJECT AREA TO BE ADDRESSED: Education Requirements; Continuing Education; Notice of Satisfactory Course Completion; Renewal of Inactive Registrations, Licenses and Certifications; Continuing Education for School Instructors; Post Licensing Education for Registered Trainee Appraisers

SPECIFIC AUTHORITY: 475.614, 475.619 FS.

LAW IMPLEMENTED: 475.613, 475.615, 475.617, 475.618, 475.628, 475.6175, 475.619, 475.611, 475.6221, 475.6222 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: Michael E. Murphy, Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61J1-4.001 Education Requirements.

(1)(a) Persons desiring to become registered as a trainee appraiser must satisfactorily complete 100 ~~75~~ classroom hours, inclusive of examination, of Board approved academic courses in subjects related to real estate appraisal, which shall include coverage of the Uniform Standards of Professional Appraisal

Practice. ~~Effective January 1, 2008, persons desiring to become registered as a trainee appraiser must satisfactorily complete 100 classroom hours, inclusive of examination, of Board approved academic courses in subjects related to real estate appraisal, which shall include coverage of the Uniform Standards of Professional Appraisal Practice.~~

(b) ~~If a registration expires due to failure to renew pursuant to Rule 61J1-4.007, F.A.C., the education completed to become a registered trainee appraiser original 75 classroom hours to become initially registered will be invalid and may not be used to secure another registration. Effective January 1, 2008, persons desiring to become registered as a trainee appraiser must satisfactorily complete 100 classroom hours, inclusive of examination, of Board approved academic courses in subjects related to real estate appraisal, which shall include coverage of the Uniform Standards of Professional Appraisal Practice.~~

(c) No change.

(2) ~~Persons desiring to become certified as a residential appraiser must successfully complete 120 classroom hours, inclusive of examination, of Board approved academic courses in subjects related to real estate appraisal, which shall include the 15-hour National USPAP course or its equivalent, taught by an AQB certified USPAP instructor. The 120 classroom hours may include the classroom pre-license education required to become a registered trainee appraiser, the classroom pre-license education required to become a licensed appraiser, or the applicable classroom hours of post-license education for registered trainee appraisers. The 120 classroom hours may include the 75 classroom hour requirement for becoming registered or the 90 classroom hour requirement for becoming licensed as an appraiser.~~

(3) ~~Persons desiring to become certified as a general appraiser must successfully complete 180 classroom hours, inclusive of examination, of Board approved academic courses in subjects related to real estate appraisal, which shall include the 15-hour National USPAP course or its equivalent, taught by an AQB certified USPAP instructor. The 180 classroom hours may include the classroom pre-licensing education required to become a registered trainee appraiser, the classroom pre-license education required to become a licensed appraiser, or the 120 classroom hours requirement for becoming certified as a residential appraiser, or the applicable post-license education for registered trainee appraisers. The 180 classroom hours may include the 75 classroom hour requirement for becoming registered, the 90 classroom hour requirement for becoming licensed as an appraiser, or the 120 classroom hour requirement for becoming certified as a residential appraiser.~~

(4) through (7)(g) No change.

(8) ~~Board prescribed or approved courses and end-of-course examinations shall be offered by a nationally or state recognized appraisal organization, accredited universities, colleges, community colleges, area vocational-technical~~

~~centers, state or federal agencies or commissions, or proprietary real estate schools registered pursuant to Section 475.451, F.S. A copy of the course application shall be submitted to the board for evaluation at least 90 days prior to use. The provider must submit two complete copies of the course materials, a detailed course timeline, learning objectives and end-of-course examinations; one submission must be a blind copy. The Board will notify the entity within 60 days whether the course and exams meet the criteria set out in subsections (5), (6) and (7) above and subsection (9) below. Approval must be granted before the course is conducted. Institutions, entities and schools offering Board prescribed or approved appraisal educational courses are responsible for keeping the course subject matter current and accurate.~~

(9) No change.

(10) ~~Satisfactory course completion is demonstrated by achieving a grade of 75% or higher on a Board approved end-of-course examination. The examinations are prepared and administered by a nationally or state recognized appraisal organization, accredited university, college, community college, area vocational-technical center, state or federal agency or commission, or real estate school upon completion of the classroom instruction. The provider shall develop at least two forms of the end-of-course examinations and submit them for approval with a detailed course syllabus, detailed timeline and two copies of the course material in a blind format containing no reference to the provider submitting the course. The answer key must be unique for each form of the examination and reference the page numbers containing the information on which each question and correct answer is based. At least 70% of the questions on each examination form shall be application oriented. Application level means the ability to use the learned material in a completely new and concrete situation. It usually involves the application of rules, policies, methods, computations, laws, theories, or any other relevant and available information. No more than 10% of the questions on each form of the test shall be at the knowledge level. Knowledge level means the recall of specific fact, patterns, methods, terms, rules, dates, formulas, names or other information that should be committed to memory. A provider offering prescribed courses must maintain a sufficient bank of questions to assure examination validity. A course that is more than 30 hours shall contain at least 100 items. A course that is 30 hours or less shall contain a minimum of 50 items. All questions shall be multiple choice with 4 answer choices each. The order of the examination questions may not follow the sequence of the course content. No examination shall contain more than 20% duplication of questions. The examination shall comply with the Item Writing Guidelines as of January 29, 2004, incorporated herein by reference. Approval of satisfactory course completion shall not be issued to any student having absences in excess of 10% of the classroom hours.~~

(11) through (14) No change.

Specific Authority 475.614 FS. Law Implemented 475.613, 475.615, 475.617 FS. History–New 10-15-91, Formerly 21VV-4.001, Amended 1-9-94, 3-10-98, 9-6-98, 10-10-99, 5-25-04, 5-15-05, 1-17-06,_____.

61J1-4.003 Continuing Education.

(1) through (3) No change.

(a) A copy of the course application and all course materials shall be submitted to the Board for evaluation at least 90 days prior to use. The Board will issue a status report to the course provider within 60 days after submission of the course. Approval must be granted before the course and examinations, if required, may be offered. It is the responsibility of the institution, school, or entity offering the Board approved courses to keep the course materials current and accurate, and notify the Board at least 90 days before implementing any significant changes to the course during its approval period.

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

(b) A copy of the distance education course materials and a copy of each form of the course examination that will be administered to students shall be submitted to the Board for evaluation and approval at least 90 days prior to use. A minimum of 2 course examinations for each course shall be submitted for approval. The examination must ~~may~~ be administered at the end of the course ~~or portions of the examination may be administered to students at appropriate intervals during the course.~~ The Board will issue a status report to the course provider within 60 days after submission of the course and examinations. Approval must be granted before the course and examinations may be offered. Thereafter, the course and examinations shall be maintained by each institution, school, or entity offering the distance education course(s) in accordance with the Board approved standard as subsequently modified by changing times, standards and laws. It is the responsibility of the institution, school or entity offering the Board approved distance education courses to keep the course material current and accurate, and notify the Board at least 90 days before implementing any significant changes to the course during its approval period.

(c) through (e) No change.

(f) Continuing education courses by distance education will be approved for 24 months at which point the course will expire unless submitted to the Board and approved for renewal. Courses may not be offered or distributed after the expiration date. ~~However, a 15 day grace period beyond the expiration date will be allowed in order to grade an examination postmarked or otherwise received prior to the expiration date of the course.~~ Students must be notified of the course expiration date upon receipt of the course materials.

(5) through (8) No change.

Specific Authority 475.614 FS. Law Implemented 475.613, 475.618, 475.628 FS. History–New 10-15-91, Amended 4-21-92, 6-7-92, Formerly 21VV-4.003, Amended 11-3-94, 9-5-96, 4-6-98, 9-6-98, 9-14-00, 10-22-01, 3-31-02, 5-25-04, 5-15-05, 1-8-06,_____.

61J1-4.005 Notice of Satisfactory Course Completion.

(1) No change.

(2) An application for renewal of an existing license shall contain an affirmation by the individual of having satisfactorily completed the applicable Florida Real Estate Appraisal Board prescribed, conducted or board approved course(s). Each institution or school approved to offer post and continuing education courses shall comply with Section 455.2178(1) of the Florida Statutes by electronically submitting course attendance rosters to the Department of Business and Professional Regulation. Upon request of the Board, the department shall perform random audits of at least 10% of the registrants, licensees, certificate holders and instructors to verify compliance with continuing education requirements. Each registrant, licensee, certificate holder and instructor shall retain the grade report as proof of successful completion of continuing education requirements for at least two years following the end of the renewal period for which the education is claimed. Failing to provide evidence of compliance with education requirements as prescribed in Rules 61J1-4.003, 61J1-4.007, 61J1-4.008 and 61J1-4.009, F.A.C., or the furnishing of false or misleading information regarding compliance with said requirements shall be grounds for disciplinary action against the registrant, licensee, certificate holder or instructor.

(3) through (6) No change.

Specific Authority 475.614 FS. Law Implemented 475.613, 475.615, 475.617, 475.6175, 475.618 FS. History–New 10-15-91, Formerly 21VV-4.005, Amended 7-19-95, 4-6-98, 3-31-02, 11-14-04, 5-31-05, 1-8-06,_____.

61J1-4.007 Renewal of Inactive Registrations, Licenses and Certifications.

(1) through (4) No change.

(5) When the inactive status is more than one (1) year but does not exceed two (2) years, the continuing education for all appraiser categories is as follows: thirty (30) hours of approved pre-certification education with end of course exam applicable to the licensee’s licensure category and thirty (30) hours of appraiser continuing education (ACE). ~~When the inactive status is more than 1 year but does not exceed 2 years, the educational requirements are as follows:~~

(a) ~~Registered, licensed, and certified appraisers — 30 hours of Appraisal Board Course II (ABII) with end of course exam; however, effective January 1, 2008, the Appraisal Board Course I (ABI) with end of course exam shall be 100 hours.~~

(b) ~~Certified residential and certified general appraisers — 30 hours of ABII with end of course exam and 30 hours of ACE.~~

(6) When the inactive status is more than 2 years but does not exceed the 4 year period, the educational requirements are as follows:

(a) Registered trainee and licensed appraisers – 100 75 hours of ABI with end-of-course exam, and complete a current 7 hour national USPAP update course taught by an AQB certified instructor or equivalent; ~~however, effective January 1, 2008, the Appraisal Board Course I (ABI) with end of course exam shall be 100 hours and registered trainee appraisers must comply with the approved post-licensure education requirements of Rule 61J1-4.009, F.A.C.~~

(b) Certified residential appraisers – 100 75 hours of ABI with end-of-course exam, 30 hours of ABII with end-of-course exam, and complete a current 7 hour national USPAP update course taught by an AQB certified instructor or equivalent; ~~however, effective January 1, 2008, the Appraisal Board Course I (ABI) with end of course exam shall be 100 hours and the Appraisal Board Course II (ABII) with end of course exam shall be 30 hours.~~

(c) through (8) No change.

Specific Authority 475.614, 475.619 FS. Law Implemented 475.618, 475.619 FS. History–New 8-8-93, Amended 2-16-04, 3-1-06, _____.

61J1-4.008 Continuing Education for School Instructors.

(1) through (5)(e) No change.

(f) Continuing education courses by distance education will be approved for 24 months at which point the course will expire unless submitted to the Board and approved for renewal. Courses may not be offered or distributed after the expiration date. ~~However, a 15 day grace period beyond the expiration date will be allowed in order to grade an examination postmarked or otherwise received prior to the expiration date of the course.~~ Students must be notified of the course expiration date upon receipt of the course materials.

Specific Authority 475.614 FS. Law Implemented 475.618 FS. History–New 10-1-95, Amended 9-6-98, 11-15-99, 3-31-02, 2-16-04, _____.

61J1-4.009 Post Licensing Education for Registered Trainee Appraisers.

(1) through (3) No change.

(4) A copy of the course shall be submitted to the Board for evaluation at least 90 days prior to use. The provider must submit two complete copies of the course materials, a detailed course timeline, learning objectives and end-of-course examinations; ~~one submission must be a blind copy.~~ The provider must also submit a copy of the course in the format in which the student will use it. The course and examination, shall comply with “course approval criteria” as follows:

(4)(a) through (9) No change.

Specific Authority 475.614 FS. Law Implemented 475.6175 FS. History–New 2-16-04, Amended 10-27-05, _____.

61J1-4.010 Supervision and Training of Registered Trainee Appraisers.

(1) through (4) No change.

(5) When supervising any aspect of the appraisal process, a supervising appraiser shall train or supervise appraisers located in:

(a) The county where the supervising appraiser’s primary business address is located and office is registered with the Department; and

(b) Any county contiguous to the county where the supervising appraiser’s primary business address is located and office is registered with the Department.

(6) Appraisal logs shall be maintained by both the registered trainee appraiser and the supervisory appraiser in a format determined by the Department and shall, at a minimum, include the following for each appraisal:

- (a) Type of property;
- (b) Date of report;
- (c) Client name and address;
- (d) Address of appraised property;
- (e) Description of work performed;
- (f) Number of work hours; ~~and,~~

~~(g) Signature and state license/certification number of the supervising appraiser.~~

(7) Separate appraisal logs shall be maintained for each supervising appraiser and signed by each supervising appraiser.

(8) A supervisory appraiser may not be employed by a trainee or by a corporation, partnership, firm, or group in which the trainee has a controlling interest.

(9) A registered trainee appraiser may accept appraisal assignments only from his or her primary or secondary supervisory appraiser.

(10) A registered trainee appraiser may only receive compensation for appraisal services from his or her authorized certified or licensed appraiser.

Specific Authority 475.614 FS. Law Implemented 475.611, 475.6221, 475.6222 FS. History–New 2-16-04, Amended 3-1-06, _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NO.: 61J1-6.001 RULE TITLE: Experience Requirement

PURPOSE AND EFFECT: The Florida Real Estate Appraisal Board is amending the citations in Rule 61J1-6.001, F.A.C., in order to implement the changes to Section 475.611, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Experience Requirement.

SPECIFIC AUTHORITY: 475.614, 475.615(2) FS.

LAW IMPLEMENTED: 455.213, 475.611(1)(o), 475.615(2), 475.617, 475.626 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: Michael E. Murphy, Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61J1-6.001 Experience Requirement.

(1) through (4) No change.

(5)(a)1. No change.

2. Certified general: Experience shall consist of a minimum of 23 Summary or Self-Contained Appraisal Reports in a narrative format which comply with the Uniform Standards of Professional Appraisal Practice; or 12 nonresidential Summary or Self-Contained Appraisal Reports in a narrative format which comply with the Uniform Standards of Professional Appraisal Practice as defined in Section 475.611(1)(q)(~~o~~), Florida Statutes, and 135 non-narrative supportable and documented appraisal reports presented in a format generally acceptable to the appraisal industry.

(b)1. through 2.c. No change.

3. Mass appraisals must be as set forth in Standard Rule 6 of the Uniform Standards of Professional Appraisal Practice as defined in Section 475.611(1)(q)(~~o~~), Florida Statutes.

4. through (c)1. No change.

2.a. Review appraisal experience may be claimed only when reviews are as set forth in Standard Rule 3 of the Uniform Standards of Professional Appraisal Practice as defined in Section 475.611(1)(q)(~~o~~), Florida Statutes.

(d)1. No change.

2. Experience may be claimed only when performed as set forth in Standard Rules 4 and 5 of the Uniform Standards of Professional Appraisal Practice as defined in Section 475.611(1)(q)(~~o~~), Florida Statutes, as applicable.

(e) through 1. No change.

2. Experience may be claimed only when the analysis/study is prepared as set forth in Standard Rules 1 and 2 of the Uniform Standards of Professional Appraisal Practice as defined in Section 475.611(1)(q)(~~o~~), Florida Statutes, and the applicant can demonstrate that he is using similar techniques as appraisers to value properties and effectively utilize the appraisal process.

(6) through (7) No change.

Specific Authority 475.614, 475.615(2) FS. Law Implemented 455.213, 475.611(1)(q)(~~o~~), 475.615(2), 475.617, 475.628 FS. History—New 10-15-91, Formerly 21VV-6.001, Amended 9-22-93, 9-6-94, 2-19-98, 9-6-98, 12-12-99, 10-1-00, 6-1-04, 3-1-06,

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NOS.:	RULE TITLES:
61J1-7.004	Appraisal Firm or Business Location and Office Location
61J1-7.0065	Signature on Appraisal Report and Certification

PURPOSE AND EFFECT: The Florida Real Estate Appraisal Board is amending Rule 61J1-7.004, F.A.C., in order to implement the changes to Section 475.623, Florida Statutes, and to require an appraiser to designate a primary business address if the appraiser has several registered business addresses.

The Florida Real Estate Appraisal Board is promulgating new Rule 61J1-7.0065, F.A.C., to require each appraiser signing a certification of an appraisal report to sign the certification with the name that the licensee has registered with the Department of Business and Professional Regulation.

SUBJECT AREA TO BE ADDRESSED: Office Signature on Appraisal Report and Certifications.

SPECIFIC AUTHORITY: 475.613(2), 475.624(14) FS.

LAW IMPLEMENTED: 475.613(2), 475.624(14) 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: Michael E. Murphy, Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61J1-7.004 Appraisal Firm or Business Location and Office Location.

(1) All appraisers who have an active registration, license or certification pursuant to Part II, Chapter 475, Florida Statutes, shall furnish in writing to the Department of Business and Professional Regulation each business name, trade name, or firm name and address from which he or she operates in the performance of appraisal services.

(2) Each such appraiser must notify the Department of any change of business name, trade name, or firm name and address within 10 days of the change of name or address in such a manner as determined by the Department.

(3) In instances when an appraiser has registered more than one (1) business address, the appraiser must designate the primary business address.

Specific Authority 475.614 FS. Law Implemented 475.623 FS. History--New 10-15-91, Formerly 21VV-7.004, Amended 2-16-04, _____.

61J1-7.0065 Signatures on Appraisal Report and Certification.

Each appraiser signing a certification of an appraisal report must sign the certification with the name that the licensee has registered with the Department.

Specific Authority 475.613(2), 475.624(14) FS. Law Implemented 475.613(2), 475.624(14) FS. History--New _____.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Florida Real Estate Appraisal Board

RULE NOS.:	RULE TITLES:
61J1-8.001	Citation Authority
61J1-8.002	Disciplinary Guidelines
61J1-8.003	Notice of Noncompliance

PURPOSE AND EFFECT: The Florida Real Estate Appraisal Board is amending Rule 61J1-8.001, F.A.C., to make failing to sign a certification with the same name registered with the Department and failing to timely notify the Department of any change in business location or change of business name, trade name, or firm name or who has failed to fully disclose all business locations from which the appraiser operates as an appraiser.

The Florida Real Estate Appraisal Board is amending Rule 61J1-8.002, F.A.C., in order to provide disciplinary guidelines for a supervisory appraiser being employed by a trainee appraiser.

The Florida Real Estate Appraisal Board is revising Rule 61J1-7.001, F.A.C., to eliminate some violations for which an appraiser can be issued a notice of non-compliance and also to update citations for offenses for which a notice of non-compliance may be issued to an appraiser.

SUBJECT AREA TO BE ADDRESSED: Citation Authority; Disciplinary Guidelines; Notice of Noncompliance.

SPECIFIC AUTHORITY: 475.614 FS.

LAW IMPLEMENTED: 455.2245, 455.275, 475.622(1), 475.622(1), 475.624(14), (18) 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: Michael E. Murphy, Director, Division of Real Estate, 400 West Robinson Street, Hurston Building, North Tower, Suite N801, Orlando, Florida 32801

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

61J1-8.001 Citation Authority.

(1) No change.

(2) The following violations with accompanying fine may be disposed of by citation:

(a) Section 475.624(4), F.S. – has violated any of the provisions of Chapter 455 or 475, Part II, F.S., by:

1. through 6. No change.

7.a. Failing to sign a certification pursuant to Section 475.624(14), F.S. \$5300.00

b. Failing to sign certification with same name registered with the Department. \$500.00

8. Failing to state reporting options as required by Section 475.624(14), F.S. \$300.00

(b) Failing to timely notify the department \$300.00

of any change in business location or change of business name, trade name, or firm name, or has failed to fully disclose all business locations from which he operates as an appraiser as required by Section 475.624(18), F.S., and Rule 61J1-7.004, F.A.C.

(3) through (5) No change.

Specific Authority 475.614 FS. Law Implemented 455.224, 455.275, 475.622(1), 475.622(1), 475.624(14), (18) FS. History--New 12-4-91, Amended 4-21-92, Formerly 21VV-8.001, Amended 8-8-93, 5-14-95, 3-26-96, 7-23-96, 7-10-97, 11-11-97, 11-20-05, _____.

61J1-8.002 Disciplinary Guidelines.

(1) through (2) No change.

(3)(a) through (aa) No change.

(bb) Section 475.6221(3), F.S.

Supervisory appraiser employed by a trainee appraiser. The usual action of the Board shall be to impose a penalty of a 5 year suspension to revocation and an administrative fine of \$1,000.00

(4)(a) through (b)6. No change.

Specific Authority 455.2273, 475.614 FS. Law Implemented 455.227, 475.622, 475.624, 475.626 FS. History--New 1-7-92, Formerly 21VV-8.002, Amended 1-9-94, 8-17-97, 6-8-03, _____

61J1-8.003 Notice of Noncompliance.

(1) Pursuant to Sections 455.225(3) and 120.695, F.S., the board sets forth below those rules which are considered minor violations for which the DBPR shall provide a registrant,

licensee or certificate holder with a notice of noncompliance. A violation of a rule is considered a minor violation if it does not result in economic or physical harm to a person or adversely affect the public health, safety, or welfare or create a significant threat of such harm. The notice of noncompliance shall only be issued for an initial offense of a listed minor violation.

(a) No change.

(b) ~~Section 475.622, F.S. Rule 61J1-7.002, F.A.C. – Display of number.~~

(c) Rule 61J1-7.003, F.A.C. – Designation and number in advertising.

~~(d) Subsection 61J1-7.004(1), F.A.C. – Registration of business address.~~

~~(e) Subsection 61J1-7.004(2), F.A.C. – Change of business address.~~

~~(d)(f) Section 475.622(1), F.S. Subsection 61J1-7.007(1), F.A.C. – Registering the name of supervising appraiser; notification of termination of relationship with supervising appraiser.~~

~~(e)(g) Subsection 61J1-7.008(2), F.A.C. – Registration or change of current mailing address as defined in Rule 61J1-7.008, F.A.C.~~

(2) through (3) No change.

Specific Authority 475.614 FS. Law Implemented 120.695, 455.225(3) FS. History—New 3-28-94, Amended 1-1-96, _____.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: 64B19-11.004
 RULE TITLE: Licensure by Examination; Additional Educational Requirements for Initial Licensure

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: Licensure by Examination; Additional Educational Requirements for Initial Licensure.

SPECIFIC AUTHORITY: 456.013(7), 456.031, 490.004(4) FS.

LAW IMPLEMENTED: 456.013(7), 456.031 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 NO.: 64B19-13.003
 RULE TITLE: Continuing Psychological Education Credit

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: Continuing Psychological Education Credit.

SPECIFIC AUTHORITY: 456.013(7), 490.004(4), 490.0085(4) FS.

LAW IMPLEMENTED: 456.013(7), 490.007(2), 490.0085(1), (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 NO.: 64B19-17.002
 RULE TITLE: Disciplinary Guidelines

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: Disciplinary Guidelines.

SPECIFIC AUTHORITY: 456.079, 490.004(4) FS.

LAW IMPLEMENTED: 456.072, 456.079, 490.009 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

Division of Environmental Health

RULE CHAPTER NO.: RULE CHAPTER TITLE:

64E-3 Radiologic Technology

PURPOSE AND EFFECT: Review this Chapter and amend and/or adopt new rule language as necessary to ensure that all rules conform with statutory requirements and the current practices and procedures for radiological personnel.

SUBJECT AREA TO BE ADDRESSED: Fees; definitions; forms; application procedures and requirements; educational programs; examinations; endorsement; continuing education and providers; scope of practice and prohibited practices; training; remedial education; supervision; HIV/AIDS; certificate issuance, display, renewal, reactivation, resignation, and relinquishment; investigations; discipline guidelines; national organizations; speciality boards.

SPECIFIC AUTHORITY: 381.0034(4), 468.302(3)(a), (d), (h), 468.303, 468.304(1), (2), (3)(e), 468.305, 468.306, 468.3065, 468.307(1), 468.309(1)(a), (2), (3), (5), (6), (7), 468.3095(1), (2)(a), 468.3101(4), (6) FS.

LAW IMPLEMENTED: 381.0034, 468.3003, 468.301, 468.302, 468.303, 468.304, 468.305, 468.306, 468.3065, 468.307, 468.309, 468.3095, 468.3101 FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: William A. Passetti, Bureau of Radiation Control, Bin C21, 4052 Bald Cypress Way, Tallahassee, FL 32399-1741, (850)245-4266. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: William A. Passetti, Bureau of Radiation Control, Bin C21, 4052 Bald Cypress Way, Tallahassee, FL 32399-1741, (850)245-4266

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

FINANCIAL SERVICES COMMISSION

Office of Insurance Regulation

RULE NO.: RULE TITLE:
690-149.005 Reasonableness of Benefits in Relation to Premiums

PURPOSE AND EFFECT: To implement guidelines for multiple year rate guarantees.

SUBJECT AREA TO BE ADDRESSED: Reasonableness of Benefits in Relation to Premiums.

SPECIFIC AUTHORITY: 624.308(1), 627.410(6)(d), (e) FS.

LAW IMPLEMENTED: 626.9541(1), 627.410(6)(d), (e), 627.410(7), 627.411(1)(a), (e), 627.9175 FS.

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

DATE AND TIME: August 28, 2006, 9:30 a.m.

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: Dan Keating, Life and Health Product Review, Office of Insurance Regulation, E-mail dan.keating@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 AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON.

FINANCIAL SERVICES COMMISSION

Office of Insurance Regulation

RULE NO.: RULE TITLE:
690-191.054 Rates

PURPOSE AND EFFECT: To implement guidelines for multiple year guarantees for HMO's.

SUBJECT AREA TO BE ADDRESSED: Reasonableness of Benefits relative to premiums.

SPECIFIC AUTHORITY: 641.31, 641.36 FS.
 LAW IMPLEMENTED: 641.21(1)(e), 641.22(2), (4), (6), 641.31(2), (3), 641.31074, 641.3922(3) FS.

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

DATE AND TIME: August 28, 2006, 9:30 a.m.
 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: Dan Keating, Life and Health Product Review, Office of Insurance Regulation, E-mail dan.keating@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 AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON.

FINANCIAL SERVICES COMMISSION

Office of Insurance Regulation

RULE NOS.:	RULE TITLES:
69P-2.001	Purpose
69P-2.002	Adoption of Property and Casualty Risk Apportionment Plan

PURPOSE AND EFFECT: To adopt a joint underwriting plan for commercial property insurance.

SUBJECT AREA TO BE ADDRESSED: Property & Casualty Insurance Risk Apportionment Plan.

SPECIFIC AUTHORITY: 624.308(1), 627.351(5) FS.
 LAW IMPLEMENTED: 624.307(1), 627.351(5) FS.

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

DATE AND TIME: August 28, 2006, 9:30 a.m.
 PLACE: Room 116, 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: Abby London, Director, Legislative and Cabinet Affairs, Office of Insurance Regulation, E-mail: abby.london@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 AVAILABLE AT NO CHARGE FROM THE CONTACT PERSON.

**Section II
 Proposed Rules**

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

Division of Agricultural Environmental Services

RULE NO.:	RULE TITLE:
5E-2.028	Restrictions on Use and Sale of Aldicarb; Permit Requirements and Procedures; Forms; Department Authorization; Records; Penalties

PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to broaden the window of aldicarb application on citrus to alleviate time constraints on aldicarb applicators; add a requirement to be effective July 1, 2007 for intended application sites to be identified to the 1/4 of 1/4 section and drinking wells to be identified to the 1/4 of 1/4 section and with Global Positioning System (GPS) coordinates; clarify rule requirements regarding the 1,000-foot setback; specify requirements to be effective July 1, 2007 for cased well documentation for exemption from the 1,000-foot setback; abolish the 10-day waiting period for aldicarb application to start once a permit is approved to allow more flexibility for applicators; establish justification in rule for permit denials; correct website addresses that have changed; and update forms to match changes in the rule.

SUMMARY: The proposed rule amendment changes the time period for application of aldicarb on citrus from January 1 – April 30 to November 15 – April 30; adds a requirement to be effective July 1, 2007 that intended aldicarb application sites must be identified to the 1/4 of 1/4 section and drinking wells must be identified to the 1/4 of 1/4 section and with GPS coordinates in decimal degrees; clarifies that the 1,000-foot setback requirement in citrus applies only if restricted (highly permeable) soils occur within 1,000 feet of any drinking wells; specifies the information to be required effective July 1, 2007 on well construction documentation for exemption from the 1,000-foot setback; abolishes the 10-day waiting period after a permit application is filed before aldicarb application can begin; establishes justification for permit denials in areas where aldicarb or aldicarb residues have been detected in potable wells at concentrations exceeding water quality standards; and updates forms and website addresses.

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

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

SPECIFIC AUTHORITY: 570.07(23), 487.051 FS.

LAW IMPLEMENTED: 487.051 FS.

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: September 6, 2006, 9:00 a.m.

PLACE: Eyster Auditorium, Conner Administration Building, 3125 Conner Blvd., Tallahassee, Florida 32399-1650

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dale Dubberly, Chief, Bureau of Compliance Monitoring, Department of Agriculture and Consumer Services, 3125 Conner Blvd., Building 8 (L29), Tallahassee, Florida 32399-1650; telephone (850)488-8731

THE FULL TEXT OF THE PROPOSED RULE IS:

5E-2.028 Restrictions on Use and Sale of Aldicarb; Permit Requirements and Procedures; Forms; Department Authorization Approval; Records; Penalties.

(1) Use and Sale Restrictions. The use of aldicarb in accordance with label directions is authorized statewide, with the following restrictions:

(a) Aldicarb shall be applied only during the time period for which written or electronic authorization has been issued by the department by means of an aldicarb permit.

(b) Aldicarb shall be applied only at the sites for which written or electronic authorization has been issued by the department by means of an aldicarb permit.

(c) Experimental use must be authorized by the United States Environmental Protection Agency or the department.

(d) Aldicarb shall not be applied within 300 feet of any well in this state, with the exception of wells that meet the provisions of paragraph (1)(f)(e). ~~Aldicarb shall not be used on Florida citrus within 1000 feet of any well when any soil series within the intended site of application is identified by the U.S.D.A. Soil Conservation Service as highly permeable well drained sand, unless the applicator furnishes the department with construction documentation confirming that the well is properly cased to a depth of 100 feet below ground~~

~~surface or a minimum of 30 feet below the water table. The 1000-foot setback requirement shall not apply to any wells that meet the provisions of paragraph (1)(e). Soils series which have been identified by the U.S.D.A. Soil Conservation Service as highly permeable well drained sand include, but are not limited to, the following:~~

(e) Aldicarb shall not be used in Florida citrus on any soil series identified by the USDA Natural Resources Conservation Service as highly permeable well-drained soil within 1,000 feet of any well, with the exception of wells that meet the provisions of paragraph (1)(f) or (1)(g). Soil series which have been identified by the USDA Natural Resources Conservation Service as highly permeable well-drained soil include but are not limited to the following:

- Adamsville
- Archbold
- Astatula
- Candler
- Cassia
- Lake
- Neilhurst
- Orsino
- Palm Beach
- Paola
- Satellite
- St. Lucie
- Tavares

~~Well construction documentation shall consist of either a copy of the well completion report issued by the appropriate water management district or a statement certified as to accuracy by a licensed well contractor.~~

(f)(e) Any well that meets the following provisions is exempt from the 300-foot and 1,000-foot setback requirements specified in paragraphs (1)(d) and (1)(e):

1. The well is not used for human consumption;
2. The well has been posted with a conspicuous warning notice stating "NOT FOR HUMAN CONSUMPTION"; and
3. If the well is situated on property under different ownership from the property where the aldicarb application is to be made, a signed statement has been obtained from the well owner authorizing the posting of the warning notice specified in subparagraph (1)(f)(e)2.

(g) The 1,000-foot setback requirement in paragraph (1)(e) shall not apply to wells for which the permit applicant has furnished the department well construction documentation confirming that the well is continuously cased to a depth of at least 100 feet below ground surface or at least to a minimum depth of 30 feet below the top of the shallowest water-producing zone recognized at the time of well construction. Well construction documentation shall consist of either a copy of the well completion report issued by the appropriate water management district or a statement certified

as to accuracy by a Florida-licensed well contractor. Effective July 1, 2007, the well completion report or statement certified by a Florida-licensed well contractor must contain the following information: name of property owner; well construction permit number (if issued); name and license number of well contractor; well location; well completion date (if available); casing depth; total depth of well; and static water level at time of well completion if not continuously cased to a depth of 100 feet or greater. If available, a driller's log describing the type of subsurface material encountered should also be reported. Well location must be identified by county, range, township, and section; and, effective July 1, 2007, Global Positioning System (GPS) latitude and longitude coordinates in decimal degrees and indication on a section diagram of the 1/4 section of the 1/4 section of the given section in which the well is situated. Latitude and longitude coordinates must be accurate to a minimum of five places after the decimal and must be in the format of this example: Latitude: 28.45874; Longitude: -82.08945.

~~(h)(f)~~ Warning notices specified in subparagraph (1)(f)2. ~~(e)~~ of this subsection shall remain in place subsequent to the aldicarb application until sampling and analysis of the well water performed or approved by the department indicate an aldicarb residue level in compliance with the standards established by the Florida Department of Environmental Protection in Chapter 62-550, F.A.C.

~~(i)(g)~~ Citrus grove use is limited to one application per season year. For purposes of this rule, the citrus season is defined as the period November 15 – April 30. ~~Such application may be made only during the period January 1 – April 30.~~ Application shall not exceed the rate of 5 pounds active ingredient or 33 pounds of 15G formulation per acre.

~~(j)(h)~~ Any drinking water well found to contain aldicarb residues in excess of the standards established by the Florida Department of Environmental Protection in Chapter 62-550, F.A.C., shall have further use of the chemical within 1,000 feet of the well suspended immediately. The suspension shall remain in effect until the well has undergone remedial treatment in a manner acceptable to the department or until subsequent sampling and analyses of the well water performed or approved by the department indicate residue levels in compliance with standards established by the Florida Department of Environmental Protection.

~~(k)(i)~~ Sales documents from any person selling or distributing aldicarb in Florida shall state: "For use only as authorized by Rule 5E-2.028, F.A.C."

(2) Permit Reporting Requirements and Procedures.

~~(a) At least 10 days~~ Prior to applying aldicarb in this state, the licensed applicator shall obtain a permit to apply aldicarb in Florida. Permits may be obtained by filing an application for permit with the department and meeting all permit requirements. Applications shall be filed either electronically on the web site <http://www.temikpermit.com> or

in hard copy by delivery of a completed Application for Permit to Apply Aldicarb (Temik), Form DACS-13317, revised 7/06 4/02, to the address listed on the form. For the purposes of this rule, filing means received by the department. Licensed pesticide applicators may obtain a username and password to use the electronic filing process by submitting a completed Request for Username and Password for Electronic Temik Permit Application, Form DACS-13356, revised 5/04 new 2/02, to the address listed on the form.

~~(b) Licensed applicators conducting research with aldicarb and making application to no more than 10 acres per site shall be exempt from the 10-day pre-application requirement, provided a signed statement attesting the application is for research purposes is filed with the permit application and provided a permit is obtained before the application is made.~~

~~(b)(e)~~ Each intended application site shall be listed on ~~as~~ a separate entry on the permit application. Application sites situated in more than one township, range, and/or section must be submitted as multiple sites, with each site identified as one entry with a distinct township, range, and section.

~~(c) Each intended application site must be identified with county, range, township, and section; and, effective July 1, 2007, indication on a section diagram of all 1/4 of 1/4 sections in which any part of the intended application site is situated.~~

~~(d) Well location must be provided for each well situated inside or within 300 feet of the intended application site. For applications to citrus, well location must also be provided for each well within 1,000 feet of any soil series within the intended application site identified by the USDA Natural Resources Conservation Service as highly permeable well-drained soil. Exception: Well location does not need to be provided for any well that meets the provisions of paragraph (1)(f), but the number of such wells within the intended application site must be provided. Well location must be identified by county, range, township, and section; and, effective July 1, 2007, Global Positioning System (GPS) latitude and longitude coordinates in decimal degrees and indication on a section diagram of the 1/4 section of the 1/4 section of the given section in which the well is situated. Latitude and longitude coordinates must be accurate to a minimum of five places after the decimal and must be in the format of this example: Latitude: 28.45874; Longitude: -82.08945.~~

~~(3)(d)~~ Forms.

~~(a) Form DACS-13317, Application for Permit to Apply Aldicarb (Temik), revised 7/06 4/02, hereby adopted and incorporated by reference, may be obtained from the web site <http://www.flaes.org> or from the Pesticide Certification Section, Florida Department of Agriculture and Consumer Services, 3125 Conner Boulevard, Building 8 (L29), Tallahassee, Florida 32399; telephone (850)488-3314.~~

(b) Form DACS-13356, Request for Username and Password for Electronic Temik Permit Application, revised 5/04 new 2/02, hereby adopted and incorporated by reference, may be obtained from the web sites or from the Pesticide Certification Section, Florida Department of Agriculture and Consumer Services, 3125 Conner Boulevard, Building 8 (L29), Tallahassee, Florida 32399; telephone (850)488-3314.

~~(4)(3) Department Authorization; Permit.~~

(a) No person shall apply aldicarb in this state unless written or electronic authorization has been issued by the department by means of an aldicarb permit.

(b) No person shall apply aldicarb in this state to any site in Florida until for at least 10 days after an aldicarb permit has been approved for that site. ~~This subsection shall not apply to licensed applicators who apply aldicarb for research purposes to 10 acres or less per site and who otherwise meet the requirements set forth in this chapter.~~

(c) The department shall designate on the permit ~~application~~ the time period dates during which aldicarb is approved for application ~~in this state~~. The time period authorized for application shall not exceed six (6) months.

(d) Department authorization is not transferable.

(e) The department may deny permit applications that list intended application sites in areas determined by the department to be unsuitable for aldicarb application. Areas unsuitable for aldicarb application are those geographic areas in which potable well water sampling has revealed a pattern of detections of aldicarb or aldicarb residues at concentrations exceeding water quality standards established by the Florida Department of Environmental Protection in Chapter 62-550, F.A.C. Petitions for the reversal of determinations of unsuitability for aldicarb application may be submitted to the department for review and consideration. In reviewing such petitions, the department shall evaluate the adequacy of documentation submitted by the petitioner to demonstrate that proposed reintroduction of aldicarb use would not result in water quality violations in potable wells in the area. Pending approval of the submitted documentation, the department may require the petitioner to provide written permission to reverse the unsuitability determination from all property owners affected by the proposed change.

~~(5)(4) Records.~~ Each applicator shall maintain a copy of all aldicarb permits approved by the department for that applicator, including all attachments, for a minimum of 2 years. These records shall be made available upon request by an authorized representative of the department. For permit approvals issued to the applicator via the web site <http://www.temikpermit.com>, upon request by an authorized representative of the department, the applicator must either provide a printed copy of the permit information from the web site or make the permit information available by computer screen for review and printing by the department representative.

~~(6)(5) Penalties.~~ The use, sale, distribution or application of aldicarb by any person in a manner inconsistent with the provisions of this rule is a violation of Chapter 487, F.S., and subject to the penalties described therein.

Specific Authority 487.042, 487.051, 570.07(23) FS. Law Implemented 487.051, 487.160 FS. History—New 1-1-84, Amended 4-8-84, 5-8-85, Formerly 5E-2.28, Amended 2-9-93, 7-18-95, 9-21-98, 3-28-02, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mr. Dale Dubberly, Chief, Bureau of Compliance Monitoring, Division of Agricultural Environmental Services, Department of Agriculture and Consumer Services, 3125 Conner Blvd., Tallahassee, FL 32399-1650

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Mr. Anderson Rackley, Director, Division of Agricultural Environmental Services, Department of Agriculture and Consumer Services, 3125 Conner Blvd., Tallahassee, FL 32399-1650

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 21, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 7, 2006

DEPARTMENT OF TRANSPORTATION

RULE CHAPTER NO.: 14-115
 RULE NOS.: 14-115.003, 14-115.004
 RULE TITLE: Rail Corridor Crossing Management
 RULE TITLES: Existing Rail Corridor Crossings, Rail Corridor Crossing Permits

PURPOSE AND EFFECT: With the adoption of Part III of Rule Chapter 14-57, F.A.C., these rules are obsolete and need to be repealed. Repeal of these rules is part of the Department's overall goal to review existing rules and to repeal any rules that are considered to be obsolete or unnecessary.

SUMMARY: New Rule 14-57.014, F.A.C., in Part III of Rule Chapter 14-57, F.A.C., superseded these rules, which are being repealed.

SPECIFIC AUTHORITY: 334.044(2) FS.

LAW IMPLEMENTED: 334.044(14), 337.242 FS.

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 regulatory costs, or to provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

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 RULES IS: James C. Myers, Clerk of Agency Proceedings, Florida Department of Transportation, Office of the General Counsel, 605 Suwannee Street, Mail Station 58, Tallahassee, Florida 32399-0458

THE FULL TEXT OF THE PROPOSED RULES IS:

14-115.003 Existing Rail Corridor Crossings.

Specific Authority 334.044(2) FS. Law Implemented 334.044(14), 337.242 FS. History--New 10-17-95, Amended 5-20-97, Repealed

14-115.004 Rail Corridor Crossing Permits.

Specific Authority 334.044(2) FS. Law Implemented 334.044(14), 337.242 FS. History--New 10-17-95, Amended 5-20-97, Repealed

NAME OF PERSON ORIGINATING PROPOSED RULE: Janice Bordelon, Rail Office

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Denver J. Stutler, Jr., P.E., Secretary
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 31, 2006

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF CORRECTIONS

RULE NOS.:	RULE TITLES:
33-602.220	Administrative Confinement
33-602.222	Disciplinary Confinement

PURPOSE AND EFFECT: The purpose and effect of the proposed rules is to allow routine 30 minute checks to be entered on the Housing Unit Log rather than the Inspection of Housing Record. This prevents the Inspection of Housing Record from becoming cluttered with routine checks, making it more difficult to monitor other required visits and inspections. The rules are also amended to provide that inmates in administrative and disciplinary confinement shall be allowed out of their cells to receive regularly scheduled mental health services unless the inmate has displayed hostile, threatening, or other behavior that could present a danger to others within the past four hours.

SUMMARY: Amends the rules to allow routine 30 minute checks to be entered on the Housing Unit Log rather than the Inspection of Housing Record and to provide that inmates in administrative and disciplinary confinement shall be allowed out of their cells to receive regularly scheduled mental health

services unless the inmate has displayed hostile, threatening, or other behavior that could present a danger to others within the past four hours.

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 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: 944.09 FS.

LAW IMPLEMENTED: 20.315, 944.09, 945.04 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 RULES IS: Dorothy M. Ridgway, Office of the General Counsel, Department of Corrections, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULES IS:

33-602.220 Administrative Confinement.

(1) through (4) No change.

(5) Conditions and Privileges.

(a) through (g) No change.

(h) Counseling Interviews – Inmates shall be allowed out of their cells to receive regularly scheduled mental health services as specified in an ISP unless, within the past four hours, the inmate has displayed hostile, threatening, or other behavior that could present a danger to others. Security staff shall determine the level of restraint required while inmates in administrative confinement access services outside their cells. Counseling shall be provided to inmates in administrative confinement in-cell or out of cell when deemed necessary by mental health staff. The ICT shall determine whether an inmate in administrative confinement may be removed to attend individual or group counseling sessions or interviews when they determine that it is safe to do so, or whether counseling must take place in-cell.

(i) through (q) No change.

(6) No change.

(7) Visits to Administrative Confinement. The following staff members shall be required to officially inspect and tour the administrative confinement unit. All visits by staff, other than the 30 minute checks described in paragraph (a) below, shall be documented on the Inspection of Special Housing Record, Form DC6-228. Form DC6-228 is incorporated by reference in subsection (11) of this rule. The staff member shall also document his or her visit on the Daily Record of Segregation, Form DC6-229, if any discussion of significance, action or behavior of the inmate occurs or any important

information is obtained which may have an influence or effect on the status of confinement. These visits shall be conducted at a minimum of:

(a) At least every 30 minutes by a correctional officer, but on an irregular schedule. These checks shall be documented on Form DC6-209, Housing Unit Log. Form DC6-209 is hereby incorporated by reference in subsection (11) of this rule.

(b) through (h) No change.

(8) through (11) No change.

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

33-602.222 Disciplinary Confinement.

(1) through (3) No change.

(4) Conditions and Privileges.

(a) through (g) No change.

(h) Counseling and Interviews. Inmates shall be allowed out of their cells to receive regularly scheduled mental health services as specified in an ISP unless, within the past four hours, the inmate has displayed hostile, threatening, or other behavior that could present a danger to others. Security staff shall determine the level of restraint required while inmates in administrative confinement access services outside their cells. Counseling shall be provided to inmates in disciplinary confinement in cell or out of cell when deemed necessary by mental health staff. The ICT shall determine whether an inmate in disciplinary confinement may be removed to attend individual or group counseling sessions or interviews when they determine that it is safe to do so, or whether counseling must take place in cell.

(i) through (r) No change.

(5) through (6) No change.

(7) Visits to Disciplinary Confinement.

(a) The following staff members shall be required to officially inspect and tour the disciplinary confinement unit. All visits by staff, other than the 30 minute checks described in subparagraph 1. below, shall be documented on the Inspection of Special Housing Record DC6-228. Form DC6-228 is incorporated in subsection 33-602.220(11)(10), F.A.C. The staff member shall also document his or her visit on the Daily Record of Segregation Form DC6-229, if any discussion of significance, action or behavior of the inmate, or any other important information is obtained which may have an influence or effect on the status of confinement. These visits shall be conducted a minimum of:

1. Every 30 minutes by a correctional officer, but on an irregular schedule. These checks shall be documented on Form DC6-209, Housing Unit Log. Form DC6-209 is incorporated by reference in Rule 33-602.220, F.A.C.

2. through 10. No change.

(b) through (14) No change.

Specific Authority 944.09 FS. Law Implemented 20.315, 944.09 FS. History—New 3-12-84, Formerly 33-3.084, Amended 7-10-90, 4-28-96, 12-7-97, Amended 2-12-01, 2-5-02, 4-1-04, 1-16-06,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE: George Sapp, Assistant Secretary of Institutions
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Hieteenthia “Tina” Hayes, Acting Deputy Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 31, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 12, 2006

COMMISSION ON ETHICS

RULE NO.: 34-7.010
 RULE TITLE: List of Forms and Instructions

PURPOSE AND EFFECT: The purpose of the proposed amendment is to make revisions to various forms that are required to be filed by the Code of Ethics, and which are adopted by reference in Rule 34-7.010, Florida Administrative Code. Most changes are relatively minor – changing the date, correcting statutory citations, updating addresses, etc.

SUMMARY: CE Form 1 (Statement of Financial Interests), CE Form 1F (Final Statement of Financial Interests), CE Form 6 (Full and Public Disclosure of Financial Interests), CE Form 6F (Final Full and Public Disclosure of Financial Interests), CE Form 9 (Quarterly Gift Disclosure), CE Form 10 (Annual Disclosure of Gifts from Governmental Entities and Direct Support Organizations and Honorarium Event Related Expenses), CE Form 3A (Statement of Interest in Competitive Bid for Public Business), and CE Form 30 (Donor's Quarterly Gift Disclosure) will be affected by this rulemaking.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COST: No statement of estimated regulatory costs 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: Art. II, Sec. 8(i), Fla. Const., 112.3144, 112.3145, 112.3147, 112.3215(14), 112.322(9) FS., Chapter 2005-359, L.O.F.

LAW IMPLEMENTED: 112.313(9), (12), 112.3143, 112.3144, 112.3145, 112.3148, 112.3149, 112.3215 FS, Art. II, Sec. 8(a), (f), (h), Fla. Const., Chapter 2005-359, L.O.F.

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

DATE AND TIME: September 8, 2006, 8:30 a.m.

PLACE: The Knott Building, Room 412, 111 West St. Augustine Street, Tallahassee, FL

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Julia Cobb Costas, Senior Attorney, Florida Commission on Ethics, Telephone: (850)488-7864

THE FULL TEXT OF THE PROPOSED RULE IS:

34-7.010 List of Forms and Instructions.

(1) The following forms and instructions are adopted by reference and are used by the Commission in its dealings with the public:

(a) Form 1, Statement of Financial Interests. To be utilized by state officers, local officers, candidates for state or local office and specified state employees for compliance with Section 112.3145(2) and (3), Florida Statutes. Effective 1/2007 ~~4/2006~~.

(b) No change.

(c) Form 6, Full and Public Disclosure of Financial Interests. To be utilized by all elected constitutional officers, candidates for such offices, other statewide elected officers, and others as prescribed by law for compliance with Article II, Section 8(a) and (h), Florida Constitution, as specified in Chapter 34-8 of these rules. Effective 1/2007 ~~4/2006~~.

(d) No change.

(e) Form 3A, Statement of Interest in Competitive Bid for Public Business. To be utilized by persons wishing to do business with their agency or to have employment or a contractual relationship with a business entity doing business with their agency, provided that the business is awarded under a system of sealed, competitive bidding, under Subsection 112.313(12)(b), Florida Statutes. Effective 1/2007 ~~4/95~~.

(f) through (k) No change.

(l) Form 9, Quarterly Gift Disclosure. To be utilized by persons who are required to file Form 1 or Form 6 and by State procurement employees for compliance with the quarterly gift disclosure requirements of Section 112.3148(8), Florida Statutes. Effective 1/2007 ~~4/2001~~.

(m) Form 10, Annual Disclosure of Gifts from Governmental Entities and Direct Support Organizations and Honorarium Event Related Expenses. To be utilized by persons who are required to file Form 1 or Form 6 and by State procurement employees for compliance with the gift disclosure requirements of Section 112.3148(6), Florida Statutes, and the honorarium disclosure requirements of Section 112.3149(6), Florida Statutes. Effective 1/2007 ~~4/2002~~.

(n) Form 30, Donor's Quarterly Gift Disclosure. To be utilized by political committees, committees of continuous existence, lobbyists (persons who for compensation sought to influence the governmental decisionmaking, proposal, or recommendation of an agency), and the partners, firms, principals, and employers of lobbyists for compliance with the gift disclosure requirements of Section 112.3148(5), Florida Statutes. Effective 1/2007 ~~4/2001~~.

(o) Form 1F, Final Statement of Financial Interests. To be filed within 60 days of leaving public office or employment. Effective 1/2007 ~~4/2006~~.

(p) Form 6F, Final Full and Public Disclosure of Financial Interests. To be filed within 60 days of leaving public office. Effective 1/2007 ~~4/2006~~.

(q) and (r) No change.

(2) No change.

PROPOSED EFFECTIVE DATE JANUARY 1, 2007

Specific Authority Art. II, Sec. 8(i), Fla. Const., 112.3144, 112.3145, 112.3147, 112.3215(14), 112.322(9) FS., Chapter 2005-359, L.O.F. Law Implemented 112.313(9), (12), 112.3143, 112.3144, 112.3145, 112.3148, 112.3149, 112.3215 FS., Art. II, Sec. 8(a), (f), (h), Fla. Const., Chapter 2005-359, L.O.F. History--New 4-11-76, Formerly 34-7.10 through 7.22, 8.10, Amended 2-23-77, 4-7-77, 5-17-77, 10-20-77, 2-25-79, 1-29-80, 4-29-81, 1-12-82, 3-25-82, 2-21-83, Formerly 34-7.10, Amended 7-10-88, 3-4-91, 10-6-91, 10-29-91, 12-22-91, 7-5-92, 10-15-92, 12-6-92, 11-10-93, 12-27-93, 11-21-94, 2-16-95, 12-26-95, 1-27-97, 1-1-98, 11-19-98, 12-28-99, 1-1-00, 12-4-00, 12-21-00, 10-14-01, 11-22-01, 1-1-02, 1-1-03, 1-1-04, 1-1-05, 1-1-06, 6-15-06, 1-1-07.

NAME OF PERSON ORIGINATING PROPOSED RULE: Julia Cobb Costas, Senior Attorney

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Commission on Ethics

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 31, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: July 28, 2006

DEPARTMENT OF ELDER AFFAIRS

Federal Aging Programs

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
58A-5	Assisted Living Facilities
RULE NOS.:	RULE CHAPTER TITLES:
58A-5.0181	Residency Criteria and Admission Procedures
58A-5.0182	Resident Care Standards
58A-5.0191	Staff Training Requirements and Competency Test
58A-5.024	Records

PURPOSE AND EFFECT: The proposed rule amendments were developed in consultation with the Agency for Health Care Administration. Pursuant to Section 429.41(1)(l), F.S., [formerly 400.441(1)(l), F.S.], the department is required to establish specific policies and procedures regarding resident elopement.

SUMMARY: The proposed rule amendments include the requirement for resident elopement policies and procedures as they relate to residency criteria and admission procedures, resident care standards, staff training requirements and competency test, and records.

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

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

SPECIFIC AUTHORITY: 429.07, 429.26, 429.41 FS.

LAW IMPLEMENTED: 429.02, 429.07, 429.075, 429.26, 429.41 FS.

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

DATE AND TIME: September 6, 2006, 10:00 a.m. – 11:00 a.m.

PLACE: Department of Elder Affairs, 4040 Esplanade Way, Conference Room 225F, Tallahassee, FL 32399-7000

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Jim Crochet, 4040 Esplanade Way, Tallahassee, FL 32399-7000, telephone number (850)414-2000. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Jim Crochet, Department of Elder Affairs, Office of the General Counsel, 4040 Esplanade Way, Tallahassee, FL 32399-7000, telephone number (850)414-2000, Email address crochethj@elderaffairs.org.

THE FULL TEXT OF THE PROPOSED RULES IS:

58A-5.0181 Residency Criteria and Admission Procedures.

(1) through (2) No change.

(3) ADMISSION PACKAGE.

(a) The facility shall make available to potential residents a written statement(s) ~~or statements~~ which includes the following information listed below. A ~~promotional brochure prepared by the facility or a~~ copy of the facility resident contract or facility brochure form used by the facility which contains all of the required information shall meet this requirement.:-

1. through 10. No change.

11. If the facility also has an extended congregate care program, the ECC program's residency criteria, and a description of the additional personal, supportive, and nursing services provided by the program, additional costs, and any

limitations, if any, on where ECC residents must reside based on the policies and procedures described in Rule 58A-5.030, F.A.C.; ~~and~~

12. If the facility advertises that it provides special care for persons with Alzheimer's disease and ~~or~~ related disorders, a written description of those special services as required under Section 429.177, F.S.; and

13. A copy of the facility's resident elopement response policies and procedures.

(b) through (c) No change.

(4) through (5) No change.

Specific Authority 429.07, 429.26, 429.41 FS. Law Implemented 429.02, 429.07, 429.075, 429.26, 429.41 FS. History--New 9-17-84, Formerly 10A-5.181, Amended 10-20-86, 6-21-88, 8-15-90, 9-30-92, Formerly 10A-5.0181, Amended 10-30-95, 6-2-96, 10-17-99, _____.

58A-5.0182 Resident Care Standards.

An assisted living facility shall provide care and services appropriate to the needs of residents accepted for admission to the facility.

(1) through (5) No change.

(6) RESIDENT RIGHTS AND FACILITY PROCEDURES.

(a) through (d) No change.

(e) The facility shall have a written statement of ~~its the facility's~~ house rules and procedures which shall be included in the admission package provided pursuant to Rule 58A-5.0181, F.A.C. The rules and procedures shall address the facility's policies with respect to such issues, for example, as resident responsibilities, the facility's alcohol and tobacco policy, medication storage, the delivery of services to residents by third party providers, resident elopement, and other administrative and housekeeping practices, schedules, and requirements.

(f) through (h) No change.

(7) No change.

(8) ELOPEMENT STANDARDS.

(a) Residents Assessed At Risk for Elopement.

All residents assessed at risk for elopement or with any history of elopement shall be identified so staff can be alerted to their needs for support and supervision.

1. As part of its resident elopement response policies and procedures, the facility shall make, at a minimum, a daily effort to determine that at risk residents have identification on their persons that includes their name and the facility's name, address, and telephone number. Staff attention shall be directed towards residents assessed at high risk for elopement, with special attention given to those with Alzheimer's disease and related disorders assessed at high risk.

2. At a minimum, the facility shall have a photo identification of at risk residents on file that is accessible to all facility staff and law enforcement as necessary. The photo

identification shall be made available for the file within 10 calendar days of admission. In the event a resident is assessed at risk for elopement subsequent to admission, photo identification shall be made available for the file within 10 calendar days after a determination is made that the resident is at risk for elopement. The photo identification may be taken by the facility or provided by the resident or resident's family/caregiver.

(b) Facility Resident Elopement Response Policies and Procedures.

The facility shall develop detailed written policies and procedures for responding to a resident elopement. At a minimum, the policies and procedures shall include:

1. An immediate staff search of the facility and premises;
2. The identification of staff responsible for implementing each part of the elopement response policies and procedures, including specific duties and responsibilities;
3. The identification of staff responsible for contacting law enforcement, the resident's family, guardian, health care surrogate, and case manager if the resident is not located pursuant to subparagraph (8)(b)1.; and
4. The continued care of all residents within the facility in the event of an elopement.

(c) Facility Resident Elopement Drills.

The facility shall conduct resident elopement drills pursuant to Sections 429.41(1)(a)3. and 429.41(1)(l), F.S.

~~(9)(8)~~ OTHER STANDARDS. Additional care standards for residents residing in a facility holding a limited mental health, extended congregate care or limited nursing services license are provided in Rules 58A-5.029, 58A-5.030 and 58A-5.031, F.A.C., respectively.

Specific Authority 429.02, 429.41 FS. Law Implemented 429.02, 429.255, 429.256, 429.26, 429.28, 429.41 FS. History–New 9-17-84, Formerly 10A-5.182, Amended 10-20-86, 6-21-88, 8-15-90, 9-30-92, Formerly 10A-5.0182, Amended 10-30-95, 4-20-98, 11-2-98, 10-17-99,_____.

58A-5.0191 Staff Training Requirements and Competency Test.

(1) No change.

(2) STAFF IN-SERVICE TRAINING. Facility administrators or managers ~~shall~~ ~~must~~ provide or arrange for the following in-service training to facility staff:

(a) through (e) No change.

(f) All facility staff shall receive in-service training regarding the facility's resident elopement response policies and procedures within thirty (30) days of employment.

1. All facility staff shall be provided with a copy of the facility's resident elopement response policies and procedures.

2. All facility staff shall demonstrate an understanding and competency in the implementation of the elopement response policies and procedures.

(3) through (11) No change.

Specific Authority 429.07, 429.178, 429.41, 429.52 FS. Law Implemented 429.07, 429.075, 429.178, 429.41, 429.52 FS. History–New 9-30-92, Formerly 10A-5.0191, Amended 10-30-95, 6-2-96, 4-20-98, 11-2-98, 10-17-99, 7-5-05,_____.

58A-5.024 Records.

The facility shall maintain the following written records in a form, place and system ordinarily employed in good business practice and accessible to department and agency staff.

(1) FACILITY RECORDS. Facility records shall include:

(a) through (p) No change.

(q) The facility's resident elopement response policies and procedures.

(r) The facility's documented resident elopement response drills.

(2) STAFF RECORDS.

(a) Personnel records for each staff member shall contain, at a minimum, a copy of the original employment application with references furnished and verification of freedom from communicable disease including tuberculosis. In addition, records shall contain the following, as applicable:

1. through 2. No change.

3. Documentation of compliance with level 1 background screening for all staff subject to screening requirements as required under Rule 58A-5.019, F.A.C.; ~~and~~

~~4. For facilities with a licensed capacity of 17 or more residents, A~~ copy of the job description given to each staff member pursuant to Rule 58A-5.019, F.A.C., for facilities with a licensed capacity of seventeen (17) or more residents; and

5. Documentation of facility direct care staff and administrator participation in resident elopement drills pursuant to paragraph 58A-5.0182(8)(c), F.A.C.

(b) through (c) No change.

(3) through (4) No change.

Specific Authority ~~429.41~~, 429.275 FS. Law Implemented 429.07, 429.075, 429.24, 429.27, 429.275, 429.28, 429.35, 429.41 FS. History–New 5-14-81, Amended 1-6-82, 5-19-83, 9-17-84, Formerly 10A-5.24, Amended 10-20-86, 6-21-88, 8-15-90, 9-30-92, Formerly 10A-5.024, Amended 10-30-95, 4-20-98, 11-2-98, 10-17-99,_____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Jim Crochet

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Carole Green, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 26, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 9, 2006

AGENCY FOR HEALTH CARE ADMINISTRATION

Medicaid

RULE NO.: 59G-13.082
 RULE TITLE: Developmental Disabilities Waiver Services Procedure Codes

PURPOSE AND EFFECT: The purpose of this rule is to incorporate by reference in rule the Developmental Disabilities Home and Community-Based Services Waiver Procedure Codes and Maximum Units of Service, November 2003. The effect will be to incorporate by reference in rule the Developmental Disabilities Home and Community-Based Services Waiver Procedure Codes and Maximum Units of Service, November 2003.

SUMMARY: The purpose of this rule is to incorporate by reference in rule the Developmental Disabilities Home and Community-Based Services Waiver Procedure Codes and Maximum Units of Service, November 2003.

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 in writing within 21 days of this notice.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.908 FS.

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

DATE AND TIME: Tuesday, September 12, 2006, 2:00 p.m.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Pam Kyllonen, Bureau of Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308, (850)414-9756

THE FULL TEXT OF THE PROPOSED RULE IS:

59G-13.082 Developmental Disabilities Waiver Services Procedure Codes.

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

(2) All developmental disabilities waiver services providers enrolled in the Medicaid program must be in compliance with the Developmental Disabilities Home and Community-Based Services Waiver Procedure Codes and Maximum Units of Service, November 2003, which is incorporated by reference. The Developmental Disabilities Home and Community-Based Services Waiver Procedure

Codes and Maximum Units of Service is available from the Medicaid fiscal agent website at <http://floridamedicaid.acs-inc.com>. Click on Provider Support, and then on Fees.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.908 FS. History--New.

NAME OF PERSON ORIGINATING PROPOSED RULE: Pam Kyllonen

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Christa Calamas, Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: July 28, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 12, 2006

DEPARTMENT OF MANAGEMENT SERVICES

Division of State Purchasing

RULE NO.: 60A-1.041
 RULE TITLE: Solicitation Requirements

PURPOSE AND EFFECT: The purpose and effect of the proposed rulemaking is to update the rule identified to reflect current practices and procedures regarding certification of contract negotiators and utilization of project management professionals.

SUMMARY: The amendments amend the rule to reflect the current practices and procedures regarding certification of contract negotiators, utilization of project management professionals and clarify the duties of the Department as provided therein. Also, two related forms, referred to in the full text of the proposed rule, are created via this proposed rulemaking.

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 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: 287.042(3), 287.042(12), 287.057(17)(b) FS.

LAW IMPLEMENTED: 287.042, 287.057 FS.

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

DATE AND TIME: September 5, 2006, 1:00 p.m.

PLACE: Department of Management Services, 4050 Esplanade Way, Room 101, Tallahassee, Florida 32399-0950

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Anthony W. Garcia, Department of Management Services, 4050 Esplanade Way, Suite 360, Tallahassee, Florida 32399-0950, (850)488-8440, garciaa@dms.state.fl.us

THE FULL TEXT OF THE PROPOSED RULE IS:

60A-1.041 Solicitation Requirements.

(1) through (2) No change.

(3) Appointment of Contract Negotiators – Pursuant to Section 287.057(17)(b), F.S., if an agency elects to employ the Invitation to Negotiate (ITN) method to solicit competitive sealed replies, the following requirements shall govern the agency head’s appointment of the negotiation team.

(a) Regardless of the value of the contract, the negotiation team members shall collectively have knowledge and experience in negotiating contracts, contract procurement, and the program areas and service requirements for which commodities or contractual services are sought.

(b) If the value of the prospective contract will exceed \$1 million in any fiscal year, at least one member of the negotiation team must be a Department-certified contract negotiator. To the extent practicable, the agency shall involve the certified negotiator in the development of the ITN, taking into account the certified negotiator’s familiarity with the subject matter and the complexity and value of the contract.

(4) Certification of Contract Negotiators – Persons seeking certification as a contract negotiator shall complete and submit to the Department Form PUR ##### (0#/06), “Application for Certification as Contract Negotiator.” Applicants shall either scan the completed form and submit it electronically to PURCertification@dms.state.fl.us or mail the completed form to State Purchasing, Department of Management Services, 4050 Esplanade Way, Ste. 360, Tallahassee, FL 32399-0950. The Department shall certify as a contract negotiator any state or political subdivision employee who satisfies the following criteria:

(a) Any person certified by the Department as a Florida Certified Negotiator prior to the effective date of this administrative rule shall retain their contract negotiator status. The Department will issue to each prior-certified negotiator a new certificate reflecting his or her status as a Certified Contract Negotiator. Submission of Form PUR ##### will not be required;

(b) Any person who has: 1) completed either the NIGP General Public Procurement seminar or the NIGP Sourcing in the Public Sector seminar or Department approved equivalent; (2) completed the NIGP Negotiation Strategies seminar or Department approved equivalent; (3) completed the Department’s Negotiation in Florida seminar; (4) worked a minimum of twelve (12) months as either a purchasing agent, contract manager or contract administrator for the State of Florida or one of its political subdivisions where the job description for the position required that at least half of the individual’s designated duties included procuring commodities or services or their participating in contract negotiation, or contract management or contract administration, or worked as a state or political subdivision agency attorney whose duties included providing legal counsel to an agency’s purchasing or contracting staff; and (5) led at least one federal, state or local

government negotiation team through a negotiated procurement or served on at least three federal, state or local government negotiation teams;

(c) Any person holding an M.B.A. (or similar graduate degree) who has: (1) led a federal, state or local government negotiation team through a negotiated procurement or served on at least three federal, state or local government negotiation teams; (2) completed either a semester-long business school or graduate level class on negotiation; and (3) completed the Department’s Negotiations in Florida class; or

(d) Any state or political subdivision agency attorney currently licensed by the Florida Bar who has: (1) led a federal, state or local government negotiation team through a procurement or served on at least three federal, state or local government negotiation teams; (2) completed a semester-long business school or graduate level class on negotiation; and (3) completed the Department’s Negotiations in Florida class or equivalent training by another agency of the State of Florida.

(5) Department-Approved Negotiation Training Equivalent is training in the form of classes or seminars taken to ensure that certified contract negotiators are: trained in effective negotiation strategies; are capable of successfully implementing those strategies during contract negotiations; and familiar with what is required of them in their role in the procurement process as a contract negotiator. In satisfying the equivalent training requirement, employees seeking certification may either select training classes from the state term contract or other Department listing that identifies pre-approved negotiation training courses or may, on a case-by-case basis, request that the Department separately approve a course or courses not listed on the contract or elsewhere by the Department, by completing and submitting to the Department Form PUR ##### (0#/06), “Request for Approval of Certified Negotiator Training Course.”

(a) Approval of the PUR ##### shall be granted by the Department only if the course(s) identified on the form offers training that meets or exceeds the training standards established in subsection (5).

(b) Approval of the PUR ##### may be granted by the Department either before or after the employee takes the class, so long as the course(s) meets or exceeds the training standards established in subsection (5).

(6) Certification of Contract Negotiators – Certification of contract negotiators by the Department shall be effective for a period of 5 years from the date of issuance of the certification.

(7) Recertification of Contract Negotiators – Recertification of contract negotiators by the Department shall be effective for five (5) years from the date the employee is recertified. The date of recertification shall be reflected on the certified contract negotiator certificate issued by the Department to the employee. If the certified contract negotiator

fails to recertify before the end of the 5 year certification time period, their certification will expire until they are recertified by the Department.

(a) To become recertified as a contract negotiator, the person seeking recertification must have originally been certified by the Department as provided in this rule and shall be required to complete 16 hours of recertification courses offered through the Department, or, on a case-by-case basis, may request that the Department approve a course or courses not offered by the Department by completing and submitting to the Department Form PUR ##### (0#/06), "Request for Approval of Certified Negotiator Training Course." The person seeking recertification shall indicate on the form that the course or courses are presented for purposes of recertification. Further, recertification applicants must have led or participated in three or more federal, state or local government negotiated procurements during their proceeding five (5) year certification period and must be currently employed in a state or local government position in which the job description for the position includes contract negotiation as part of the job description.

(b) Approval of the PUR ##### submitted for recertification shall be granted by the Department only if the course(s) identified on the form offers training that meets or exceeds the training standards established in subsection (5).

(c) Approval of the PUR ##### may be granted by the Department either before or after the employee takes the recertification class or classes, as long as the course(s) meets or exceeds the training standards established in subsection (5).

(8) Appointment of Project Management Professional – If the value of the prospective contract will exceed \$10 million in any fiscal year, at least one member of the negotiation team shall be a Project Management Professional, as certified by the Project Management Institute. The Department shall maintain a list of agency personnel so certified, and shall assist agencies in identifying and training employees who are suited for the certification.

Specific Authority 287.042(12), 287.057(17)(b) FS. Law Implemented 287.032, 287.042, 287.057 FS. History–New 8-19-04, Amended.

NAME OF PERSON ORIGINATING PROPOSED RULE: Anthony W. Garcia, Department of Management Services
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: John Holley, Deputy Secretary, Department of Management Services
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 1, 2006
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 11, 2006

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

Board of Professional Engineers

RULE NO.: 61G15-21.007
 RULE TITLE: Re-examination

PURPOSE AND EFFECT: To establish the minimum passing score to demonstrate an applicant who has failed the licensing examination has acquired the knowledge necessary to demonstrate minimum competency.

SUMMARY: The minimum passing score to demonstrate an applicant who has failed the licensing examination has acquired the knowledge necessary to demonstrate minimum competency is established.

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: 455.217(2) FS.

LAW IMPLEMENTED: 455.217(2), 471.011, 471.013, 471.015 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: Paul Martin, Executive Director, Board of Professional Engineers, 2507 Callaway Road, Suite 200, Tallahassee, Florida 32301

THE FULL TEXT OF THE PROPOSED RULE IS:

61G15-21.007 Re-examination.

If an applicant fails three times to pass the examination, the applicant must take additional courses in order to reapply for examination. The applicant must submit to the Board of Professional Engineers transcripts for the enrollment and completion of twelve (12) college credit hours, with grades no lower than a "C" or its equivalent, of college level courses in the applicant's area of deficiency. For applicants to take Part I of the engineer examination, such additional courses shall be undergraduate college courses in higher mathematics, basic sciences or engineering as described in paragraphs 61G15-20.007(2)(a), (b), and (d), F.A.C. For applicants to take Part II of the engineer examination, such additional courses shall be upper level or higher courses in engineering, as defined in paragraph 61G15-20.007(2)(d), F.A.C.

Specific Authority 455.217(2) FS. Law Implemented 455.217(2), 471.011, 471.013, 471.015 FS. History–New 1-8-80, Amended 8-25-81, Formerly 21H-21.07, 21H-21.007, Amended 2-14-95, 5-22-01, 12-10-02, 2-3-05, _____.

NAME OF PERSON ORIGINATING PROPOSED RULE:
Board of Professional Engineers
NAME OF SUPERVISOR OR PERSON WHO APPROVED
THE PROPOSED RULE: Board of Professional Engineers
DATE PROPOSED RULE APPROVED BY AGENCY
HEAD: April 19, 2006
DATE NOTICE OF PROPOSED RULE DEVELOPMENT
PUBLISHED IN FAW: July 21, 2006

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

Section III
Notices of Changes, Corrections and
Withdrawals

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

PUBLIC SERVICE COMMISSION

DOCKET NO. 060512-EU

RULE NO.: RULE TITLE:
25-6.0343 Municipal Electric Utilities and
 Rural Electric Cooperatives

NOTICE OF CHANGE OF HEARING DATE

The Public Service Commission notifies all interested persons that the date of the hearing on the above rule has been changed from August 31, 2006, to October 4, 2006, pursuant to Order No. PSC-06-0632-PCO-EU, issued July 27, 2006. The hearing will be held at the following date, time and place:

DATE AND TIME: Wednesday, October 4, 2006, 9:30 a.m.
PLACE: Betty Easley Conference Center, Room 148, 4075 Esplanade Way, Tallahassee, FL

The notice of rulemaking was published in the July 7, 2006, Florida Administrative Weekly, Vol. 32, No. 27.

DEPARTMENT OF CORRECTIONS

RULE NO.: RULE TITLE:
33-601.314 Rules of Prohibited Conduct and
 Penalties for Infractions

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. 32, No. 20, (May 19, 2006), issue of the Florida Administrative Weekly:

33-601.314 Rules of Prohibited Conduct and Penalties for Infractions.

The following table shows established maximum penalties for the indicated offenses. As used in the table, "DC" means the maximum number of days of disciplinary confinement that may be imposed and "GT" means the maximum number of days of gain time that may be taken. Any portion of either penalty may be applied.

	Maximum Disciplinary Actions
SECTION 1 ASSAULT, BATTERY, THREATS, AND DISRESPECT	
1-1 through 1-5 No change.	
1-6 1-6 Lewd or lascivious exhibition by intentionally masturbating, intentionally exposing genitals in a lewd or lascivious manner, or intentionally committing any other sexual act in the presence of <u>a staff member, contracted staff member or visitor</u> the victim that does not involve physical or sexual contact with the victim	60 DC + 90 GT
SECTION 2 through SECTION 11 – No change.	

Specific Authority 944.09 FS. Law Implemented 20.315, 944.09, 944.14, 944.279, 944.28 FS. History--New 3-12-84, Amended 1-10-85, Formerly 33-22.12, Amended 12-30-86, 9-7-89, 11-22-90, 6-2-94, 10-01-95, 3-24-97, 7-9-98, 8-13-98, Formerly 33-22.012, Amended 9-30-99, 6-7-00, 4-18-02, 10-10-04, 1-9-05, 4-17-05, 6-5-05, 10-27-05,_____.

AGENCY FOR HEALTH CARE ADMINISTRATION

Division of Health Quality Assurance

RULE CHAPTER NO.: RULE CHAPTER TITLE:
59A-9 Abortion Clinics

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. 32, No. 21, May 26, 2006, Florida Administrative Weekly.

Changes in this rule are as follows:
59A-9.018 – The word "Repromulgated" has been removed from the rule history;

59A-9.019(25)(a) – The definition of first trimester has been amended to add “(the first 14 completed weeks from the last normal menstrual period)” immediately after the term “first 12 weeks of pregnancy”;

59A-9.021(1) – The phrase “including the review of all medical records, policies, procedures, personnel records and training records,” has been removed.

THE PERSON TO BE CONTACTED REGARDING THESE CHANGES IS: M. Riley Gibson, Bureau of Health Facility Regulation, 2727 Mahan Drive, Tallahassee, Florida, or call (850) 922-7752.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF JUVENILE JUSTICE

Residential Services

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
63E-6	Sheriff’s Training And Respect Programs
RULE NOS.:	RULE TITLES:
63E-6.001	Purpose and Scope
63E-6.002	Definitions
63E-6.003	Admission Criteria
63E-6.004	Admission Procedures
63E-6.005	Program Orientation
63E-6.006	Program Components
63E-6.007	Behavior Management
63E-6.008	Operational Inspections
63E-6.009	Program Administration
63E-6.010	Staff Training Requirements
63E-6.011	Youth Release or Transfer

NOTICE OF CORRECTION

Notice is hereby given that the notice of proposed rulemaking for Proposed Rules 63E-6.001-.011, published in Vol. 32, No. 30, of the Florida Administrative Weekly on July 28, 2006, incorrectly listed the publication date of the notice of proposed rule development. The notice of proposed rule development for the referenced rules was published on June 23, 2006. The person to be contacted regarding the proposed rule is: Clyde Benedix, Policy Development Officer, Department of Juvenile Justice, Office of Administration, 2737 Centerview Drive, Ste. 312, Tallahassee, FL 32399-3100.

DEPARTMENT OF JUVENILE JUSTICE

Staff Development and Training

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
63H-1	Protective Action Response
RULE NOS.:	RULE TITLES:
63H-1.001	Purpose and Scope
63H-1.002	Definitions
63H-1.003	Authorized Levels of Response
63H-1.004	Authorized Techniques
63H-1.005	Authorized Mechanical Restraints
63H-1.006	Supervision of Youth in Mechanical Restraints
63H-1.007	Documentation and Retention of Records
63H-1.008	Medical Requirements for Training
63H-1.009	Certification
63H-1.010	Cross-Over Training
63H-1.011	Rehired Employee Training
63H-1.012	Annual Training Requirement
63H-1.013	Testing Requirements
63H-1.014	Training Instructor Qualifications
63H-1.015	Training Instructor Certification Renewal
63H-1.016	Law Enforcement Operations and Partnerships

NOTICE OF CORRECTION

Notice is hereby given that the notice of proposed rulemaking for Proposed Rules 63H-1.001-.016, published in Vol. 32, No. 30, of the Florida Administrative Weekly on July 28, 2006, incorrectly listed the publication date of the notice of proposed rule development. The notice of proposed rule development for the referenced rules was published on June 23, 2006.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Clyde Benedix, Policy Development Officer, Department of Juvenile Justice, Office of Administration, 2737 Centerview Drive, Ste. 312, Tallahassee, FL 32399-3100

DEPARTMENT OF HEALTH

Board of Opticianry

RULE NO.:	RULE TITLE:
64B12-16.003	Apprenticeship Requirement and Training Programs

NOTICE OF CHANGE

Notice is hereby that the following change has been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol 32, No. 21, of the May

26, 2006, issue of the Florida Administrative Weekly. The change is response to written comments submitted by the staff of the Joint Administrative Procedures Committee.

When changed paragraph (4)(b) of the rule shall read as follows:

“Each sponsor may attend an Apprentice/Sponsor Orientation course. This course will count toward the laws and rules continuing education requirement pursuant to Rule 64B12-15.003, F.A.C.”

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Sue Foster, Executive Director, Board of Opticianry, 4052 Bald Cypress Way, Bin #C08, Tallahassee, FL 32399-3253

DEPARTMENT OF HEALTH

Board of Osteopathic Medicine

RULE NO.: 64B15-14.011
 RULE TITLE: Qualifications of Physicians Who Evaluate and Treat Sex Offenders

NOTICE OF CORRECTION

The above-proposed rule was published in the July 28, 2006 issue of the Florida Administrative Weekly, Vol. 32, No. 30. The date of publishing for the original notice of rule development was erroneously given as March 10, 2006. The correct date is November 4, 2005. The foregoing change does not affect the substance of the proposed rule.

THE PERSON TO BE CONTACTED REGARDING THE ABOVE CHANGE IS: Pamela King, Executive Director, Board of Osteopathic Medicine, 4052 Bald Cypress Way, Tallahassee, Florida 32399-3256

DEPARTMENT OF HEALTH

Board of Podiatric Medicine

RULE NO.: 64B18-17.005
 RULE TITLE: Continuing Education Requirement After Initial Licensure

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. 32, No. 30, of the July 28, 2006, issue of the Florida Administrative Weekly. The change is in response to comments submitted by the Board. The change is as follows:

The rule shall read as” During the biennium of initial licensure, podiatric physicians are required to obtain continuing education in the subject area of risk management by attending a meeting of the Board of Podiatric Medicine at which disciplinary hearings are conducted.”

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Joe Baker, Executive Director, Board of Podiatric Medicine/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399

DEPARTMENT OF HEALTH

Board of Psychology

RULE NO.: 64B19-18.001
 RULE TITLE: Qualifications to Evaluate and Treat Sex Offenders as a “Qualified Practitioner”

SECOND NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 32, No. 2, of the January 13, 2006, issue of the Florida Administrative Weekly. These changes are in response to public comments received on the rule. These changes supersede the changes set forth in the original Notice of Change published in Vol. 32, No. 26, of the June 30, 2006, issue of the Florida Administrative Weekly. The Board discussed this rule at a public hearing held on July 28, 2006. The Board voted to change the rule to read as follows:

64B19-18.001 Qualifications to Evaluate and Treat Sex Offenders as a “Qualified Practitioner”.

Prior to holding oneself out as a “Qualified Practitioner,” eligible to evaluate and treat sex offenders, complete a “risk assessment” or prepare a “safety plan,” as defined in Sections 947.005(9), (10), (11), and 948.001(6), (7), (8), Florida Statutes, a Florida licensed psychologist shall demonstrate specialized knowledge in the field. Specialized knowledge shall be demonstrated by completing education or training in each of the following areas:

(1) Theory and research regarding the etiology and diagnostic information regarding sexual deviance and associated conditions. Among the conditions that are the main focus of this area of practice emphasis are those such as:

- (a) Paraphilias;
- (b) Impulse control disorders;
- (c) Psychopathy;
- (d) Psychoactive substance abuse/dependence;
- (e) General criminal behaviors; and
- (f) Cognitive and developmental impairment of sexual offenders;

(2) Theory and research regarding evaluation, risk assessment and treatment of sex offenders;

(3) Theory and research regarding physiological measures of sexual arousal;

(4) Legal and ethical issues in the evaluation and treatment of sex offenders; and

(5) Adherence to the continuing psychological education requirements governing “Qualified Practitioners,” set forth in subsection 64B19-13.003(5), F.A.C.

Specific Authority 490.004(4), 947.005(9), 948.001(6) FS. Law Implemented 947.005(9), 948.001(6) FS. History—New

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Susan K. Love, Executive Director, Board of Psychology, 4052 Bald Cypress Way, Bin C05, Tallahassee, Florida 32399-3255

FISH AND WILDLIFE CONSERVATION COMMISSION

Division of Law Enforcement

RULE NOS.: RULE TITLES:
 68D-23.106 Marker Placement Conditions.
 68D-23.107 Federal System Adopted.

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. 32, No. 18, May 5, 2006, issue of the Florida Administrative Weekly.

In response to written comments received from staff of the Joint Administrative Procedures Committee, subsection 68D-23.106(3), F.A.C., will be revised to strike the last sentence. As changed, that subsection will read as follows:

68D-23.106 Marker Placement ~~Permit~~ Conditions.

(3) The division and its officers and all other law enforcement officers charged with the enforcement of Chapter 327, F.S., have the authority to remove or cause the removal of any marker found in violation of the conditions imposed under this section or otherwise imposed in the permit authorizing the placement of the marker if the violation is not corrected within 30 days following notification of the permittee of the violation.

The introductory clause in subsection 68D-23.107(1), F.A.C., will be revised to expressly state that the federal materials incorporated by reference therein are incorporated as they existed on the original effective date of the rule, December 23, 2001. As changed, the introductory clause of that subsection will read as follows:

(1) The following are adopted and incorporated by reference as they existed on December 23, 2001:

In addition to the above, paragraph 68D-23.106(2)(b), F.A.C., will be revised to remove an unnecessary occurrence of the word “the.”

DEPARTMENT OF FINANCIAL SERVICES

Division of Workers’ Compensation

RULE NO.: RULE TITLE:
 69L-6.023 Non-Construction Limited Liability
 Company Members

NOTICE OF WITHDRAWAL

Notice is hereby given that the above as noticed in Vol. 31, No. 33, August 19, 2005, of the Florida Administrative Weekly, has been withdrawn.

FINANCIAL SERVICES COMMISSION

Office of Insurance Regulation

RULE NO.: RULE TITLE:
 69O-171.009 Medical Malpractice Insurance Open
 Claims Reporting

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. 32, No. 8, February 24, 2006, of the Florida Administrative Weekly. These changes are being made to address concerns expressed at the public hearing.

Subsection (1) is changed to read as follows:

(1) Each insurer transacting medical malpractice insurance in this state shall file with the Office, on an annual basis, the information required by this rule. The information shall be filed electronically on or before May 1 for the immediately preceding calendar year to the Office using the “Professional Liability Claims Reporting (“PLCR”) located at <https://apps.fldfs.com/plcr>, Form OIR-A1-1672 (1-06). The PLCR is incorporated and adopted by reference.

The remainder of the rule reads as previously published.

**Section IV
 Emergency Rules**

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF THE LOTTERY

RULE NO.: RULE TITLE:
 53ER06-43 Instant Game Number 656, JUMBO
 GOLD

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 656, “JUMBO GOLD,” for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER06-43 Instant Game Number 656, JUMBO GOLD.

(1) Name of Game. Instant Game Number 656, "JUMBO GOLD."

(2) Price. JUMBO GOLD lottery tickets sell for \$5.00 per ticket.

(3) JUMBO GOLD lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning JUMBO GOLD lottery ticket, the ticket must meet the applicable requirements of Rule 53ER06-4, F.A.C.

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

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX
7 SEVEN	8 EIGHT	9 NINE	10 TEN	11 ELEVN	12 TWELV
13 THRTN	14 FORTN	15 FIFTN	16 SIXTN	17 SVNTN	18 EGHTN
19 NINTN	20 TWENTY	21 THYONE	22 THYTHO	23 THYTHR	24 THYFOR
25 THYFIV	26 THYSIX	27 THYSVN	28 THYEGT	29 THYNIN	



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

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX
7 SEVEN	8 EIGHT	9 NINE	10 TEN	11 ELEVN	12 TWELV
13 THRTN	14 FORTN	15 FIFTN	16 SIXTN	17 SVNTN	18 EGHTN
19 NINTN	20 TWENTY	21 THYONE	22 THYTHO	23 THYTHR	24 THYFOR
25 THYFIV	26 THYSIX	27 THYSVN	28 THYEGT	29 THYNIN	

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

\$1.00 ONE	\$2.00 TWO	\$4.00 FOUR	\$5.00 FIVE	\$10.00 TEN	\$15.00 FIFTEEN
\$25.00 THY FIV	\$50.00 FIFTY	\$75.00 SVY FIV	\$100 ONE HUN	\$200 TWO HUN	\$500 FIV HUN
\$1,000 ONE THO	\$10,000 TEN THO	\$100,000 HUN THO			

(7) The legends are as follows:

WINNING NUMBERS YOUR NUMBERS

(8) Determination of Prizewinners.

(a) A ticket having a number in the "YOUR NUMBERS" play area that matches any number in the "WINNING NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that number.

(b) The prize amounts are: \$1.00, \$2.00, \$4.00, \$5.00, \$10.00, \$15.00, \$25.00, \$50.00, \$75.00, \$100, \$200, \$500, \$1,000, \$10,000 and \$100,000.



(c) A ticket having a "GOLD BAR" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to a prize of \$100.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 656 are as follows:

GAME PLAY	WIN	ODDS OF 1 IN	NUMBER OF WINNERS IN 90 POOLS OF 120,000 TICKETS PER POOL
\$1 x 5	\$5	30.00	360,000
(\$1 x 3) + \$2	\$5	30.00	360,000
\$1 + (\$2 x 2)	\$5	30.00	360,000
\$5	\$5	30.00	360,000
\$1 x 10	\$10	60.00	180,000
\$2 + (\$4 x 2)	\$10	60.00	180,000
(\$1 x 4) + (\$2 x 3)	\$10	60.00	180,000
\$1 + (\$2 x 2) + \$5	\$10	120.00	90,000
\$10	\$10	120.00	90,000
\$1 x 15	\$15	60.00	180,000
\$15	\$15	60.00	180,000
\$5 x 5	\$25	300.00	36,000
(\$5 x 3) + \$10	\$25	400.00	27,000
\$5 + (\$10 x 2)	\$25	300.00	36,000
(\$2 x 5) + \$5 + \$10	\$25	300.00	36,000
(\$1 x 5) + (\$2 x 10)	\$25	400.00	27,000
\$25	\$25	600.00	18,000
\$50	\$50	98.20	109,980
\$5 x 15	\$75	24,000.00	450
\$5 + (\$10 x 7)	\$75	24,000.00	450
(\$5 x 5) + \$50	\$75	24,000.00	450
(\$10 x 5) + \$25	\$75	24,000.00	450
\$75	\$75	24,000.00	450
\$10 + (\$15 x 6)	\$100	6,000.00	1,800
(\$5 x 10) + (\$10 x 5)	\$100	4,000.00	2,700
\$25 x 4	\$100	12,000.00	900
(\$25 x 2) + \$50	\$100	12,000.00	900
\$100 (GOLD BAR)	\$100	200.00	54,000
\$50 x 10	\$500	216,000.00	50
(\$25 x 10) + (\$50 x 5)	\$500	216,000.00	50
\$500	\$500	216,000.00	50
\$100 x 10	\$1,000	1,080,000.00	10
\$200 x 5	\$1,000	1,080,000.00	10
(\$50 x 10) + (\$100 x 5)	\$1,000	1,080,000.00	10
\$500 x 2	\$1,000	1,080,000.00	10
\$1,000	\$1,000	1,080,000.00	10

\$1,000 x 10	\$10,000	2,700,000.00	4
(\$500 x 10) + (\$1,000 x 5)	\$10,000	1,800,000.00	6
\$10,000	\$10,000	2,700,000.00	4
\$100,000	\$100,000	5,400,000.00	2

(10) The estimated overall odds of winning some prize in Instant Game Number 656 are 1 in 3.76. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 656, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

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

(13) Payment of prizes for JUMBO GOLD lottery tickets shall be made in accordance with rules of the Florida Lottery governing payment of prizes.

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

Specific Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 7-28-06.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: July 28, 2006

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER06-44
 RULE TITLE: Instant Game Number 658, LUCKY GOLD

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 658, "LUCKY GOLD," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:


53ER06-44 Instant Game Number 658, LUCKY GOLD.

(1) Name of Game. Instant Game Number 658, "LUCKY GOLD."

(2) Price. LUCKY GOLD lottery tickets sell for \$1.00 per ticket.

(3) LUCKY GOLD lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning LUCKY GOLD lottery ticket, the ticket must meet the applicable requirements of Rule 53ER06-4, F.A.C.

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

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX
7 SEVEN	8 EIGHT	9 NINE	10 TEN	11 ELEVEN	12 TWELVE
13 THIRTEEN	14 FOURTEEN	15 FIFTEEN	16 SIXTEEN	17 SEVENTEEN	18 EIGHTEEN
19 NINETEEN	20 TWENTY				

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

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX
7 SEVEN	8 EIGHT	9 NINE	10 TEN	11 ELEVEN	12 TWELVE
13 THIRTEEN	14 FOURTEEN	15 FIFTEEN	16 SIXTEEN	17 SEVENTEEN	18 EIGHTEEN
19 NINETEEN	20 TWENTY				

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

TICKET	\$1.00	\$2.00	\$5.00	\$10.00	\$20.00
TICKET	ONE	TWO	FIVE	TEN	TWENTY
\$25.00	\$50.00	\$100	\$500	\$5,000	
THY FIVE	FIFTY	ONE HUN	FIVE HUN	FIVE THO	

(7) The legends are as follows:

WINNING NUMBERS YOUR NUMBERS

(8) Determination of Prizewinners.

(a) A ticket having a number in the "YOUR NUMBERS" play area that matches either number in the "WINNING NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that number. The prizes are: TICKET, \$1.00, \$2.00, \$5.00, \$10.00, \$20.00, \$25.00, \$50.00, \$100, \$500 and \$5,000.



(b) A ticket having a “TICKET WIN” symbol in the “YOUR NUMBERS” play area shall entitle the claimant to a prize of \$25. A claimant who is entitled to a prize of a “TICKET” shall be entitled to a prize of a \$1.00 instant ticket, except as follows. A person who submits by mail a LUCKY GOLD lottery ticket which entitles the claimant to a prize of a \$1.00 instant ticket and whose mailing address is outside the state of Florida will receive a check for \$1.00 in lieu of an actual ticket.

(9) The estimated odds of winning, value and number of prizes in Instant Game Number 658 are as follows:

GAME PLAY	WIN	ODDS OF	NUMBER OF
TICKET	\$1 TICKET	1 IN	WINNERS IN
			84 POOLS OF
			180,000 TICKETS
			PER POOL
\$1	\$1	10.00	1,512,000
\$1 x 2	\$2	10.00	1,512,000
\$1 x 5	\$5	30.00	504,000
\$5	\$5	75.00	201,600
\$2 x 5	\$10	150.00	100,800
\$10	\$10	150.00	100,800
\$25 (GOLD BAR)	\$25	150.00	100,800
\$10 x 5	\$50	300.00	50,400
\$50	\$50	3,000.00	5,040
\$20 x 5	\$100	3,000.00	5,040
\$100	\$100	90,000.00	168
\$100 x 5	\$500	90,000.00	168
\$500	\$500	504,000.00	30
\$5,000	\$5,000	504,000.00	30
		1,890,000.00	8

(10) The estimated overall odds of winning some prize in Instant Game Number 658 are 1 in 3.69. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 658, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

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

(13) Payment of prizes for LUCKY GOLD lottery tickets shall be made in accordance with rules of the Florida Lottery governing payment of prizes.

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

Specific Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS, Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 7-28-06.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: July 28, 2006

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER06-45
 RULE TITLE: Instant Game Number 655, MEGA GOLD

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 655, “MEGA GOLD,” for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER06-45 Instant Game Number 655, MEGA GOLD.

(1) Name of Game. Instant Game Number 655, “MEGA GOLD.”

(2) Price. MEGA GOLD lottery tickets sell for \$10.00 per ticket.

(3) MEGA GOLD lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning MEGA GOLD lottery ticket, the ticket must meet the applicable requirements of Rule 53ER06-4, F.A.C.

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

1	2	3	4	5	6
ONE	TWO	THREE	FOUR	FIVE	SIX
7	8	9	10	11	12
SEVEN	EIGHT	NINE	TEN	ELEVN	TWELV
13	14	15	16	17	18
THRTN	FORTN	FIFTN	SIXTN	SVNTN	EGHTN
19	20	21	22	23	24
NINTN	TWENTY	THYONE	TWYTHO	TWYTHR	TWYFOR
25	26	27	28	29	
THYFIV	THYSIX	THYSVN	THYEGT	THYNIN	

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

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX
7 SEVEN	8 EIGHT	9 NINE	10 TEN	11 ELEVEN	12 TWELVE
13 THIRTEEN	14 FOURTEEN	15 FIFTEEN	16 SIXTEEN	17 SEVENTEEN	18 EIGHTEEN
19 NINETEEN	20 TWENTY	21 TWENTYONE	22 TWENTYTWO	23 TWENTYTHREE	24 TWENTYFOUR
25 TWENTYFIVE	26 TWENTYSIX	27 TWENTYSEVEN	28 TWENTYEIGHT	29 TWENTYNINE	

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

\$5.00 FIVE	\$10.00 TEN	\$15.00 FIFTEEN	\$20.00 TWENTY	\$25.00 THY FIV	\$40.00 FORTY
\$50.00 FIFTY	\$100 ONE HUN	\$200 TWO HUN	\$500 FIVE HUN	\$1,000 ONE THO	\$10,000 TEN THO
\$250,000 TWO FTY THO					

(7) The legends are as follows:

WINNING NUMBERS YOUR NUMBERS PRIZE

(8) Determination of Prizewinners.

(a) A ticket having a number in the "YOUR NUMBERS" play area that matches any number in the "WINNING NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that number.

(b) The prize amounts are: \$5.00, \$10.00, \$15.00, \$20.00, \$25.00, \$40.00, \$50.00, \$100, \$200, \$500, \$1,000, \$10,000 and \$250,000.



(c) A ticket having a "MEGA GOLD WIN" symbol in the "YOUR NUMBERS" play area shall entitle the claimant to a prize of \$200.

(9) The estimated odds of winning, value, and number of prizes in Instant Game Number 655 are as follows:

GAME PLAY	WIN	ODDS OF 1 IN	NUMBER OF WINNERS IN 170 POOLS OF 120,000 TICKETS PER POOL
\$5 x 2	\$10	15.00	1,360,000
\$10	\$10	30.00	680,000
\$5 x 3	\$15	30.00	680,000
\$15	\$15	30.00	680,000
\$10 x 2	\$20	30.00	680,000
\$20	\$20	30.00	680,000
(\$5 x 2) + (\$15 x 2)	\$40	266.67	76,500

\$5 + (\$10 x 2) + \$15	\$40	266.67	76,500
\$10 x 4	\$40	342.86	59,500
\$20 x 2	\$40	400.00	51,000
\$40	\$40	200.00	102,000
\$50	\$50	200.00	102,000
\$5 x 20	\$100	600.00	34,000
\$10 x 10	\$100	600.00	34,000
\$20 x 5	\$100	600.00	34,000
\$25 x 4	\$100	600.00	34,000
\$100	\$100	600.00	34,000
\$10 x 20	\$200	6,000.00	3,400
(\$10 x 10) + (\$20 x 5)	\$200	6,000.00	3,400
(\$10 x 5) + (\$15 x 10)	\$200	4,000.00	5,100
\$200 (GOLD BAR)	\$200	200.00	102,000
\$25 x 20	\$500	2,400.00	8,500
\$50 x 10	\$500	12,000.00	1,700
(\$20 x 10) + (\$50 x 6)	\$500	4,285.71	4,760
\$100 x 5	\$500	12,000.00	1,700
\$500	\$500	12,000.00	1,700
\$50 x 20	\$1,000	15,000.00	1,360
\$100 x 10	\$1,000	15,000.00	1,360
\$200 x 5	\$1,000	15,000.00	1,360
\$500 x 2	\$1,000	15,000.00	1,360
\$1,000	\$1,000	20,000.00	1,020
\$500 x 20	\$10,000	120,000.00	170
\$10,000	\$10,000	120,000.00	170
\$250,000	\$250,000	2,040,000.00	10

(10) The estimated overall odds of winning some prize in Instant Game Number 655 are 1 in 3.68. Prizes, including the top prizes, are subject to availability at the time of ticket purchase. Prizes may be unavailable due to prior sale or other causes occurring in the normal course of business including, but not limited to, ticket damage, defect, theft, or loss.

(11) For reorders of Instant Game Number 655, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

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

(13) Payment of prizes for MEGA GOLD lottery tickets shall be made in accordance with rules of the Florida Lottery governing payment of prizes.

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

Specific Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS, Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 7-28-06.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.

EFFECTIVE DATE: July 28, 2006

DEPARTMENT OF THE LOTTERY

RULE NO.: 53ER06-46
 RULE TITLE: Instant Game Number 657, SUPER GOLD

SUMMARY OF THE RULE: This emergency rule describes Instant Game Number 657, "SUPER GOLD," for which the Department of the Lottery will start selling tickets on a date to be determined by the Secretary of the Department. The rule sets forth the specifics of the game; determination of prizewinners; estimated odds of winning, value and number of prizes in the game.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:


53ER06-46 Instant Game Number 657, SUPER GOLD.

(1) Name of Game. Instant Game Number 657, "SUPER GOLD."

(2) Price. SUPER GOLD lottery tickets sell for \$2.00 per ticket.

(3) SUPER GOLD lottery tickets shall have a series of numbers in machine readable code (or bar code) on the back of the ticket, along with a validation number under the latex area on the ticket. To be a valid winning SUPER GOLD lottery ticket, the ticket must meet the applicable requirements of Rule 53ER06-4, F.A.C.

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

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX
7 SEVEN	8 EIGHT	9 NINE	10 TEN	11 ELEVEN	12 TWELVE
13 THIRTEEN	14 FOURTEEN	15 FIFTEEN	16 SIXTEEN	17 SEVENTEEN	18 EIGHTEEN
19 NINETEEN	20 TWENTY				

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

1 ONE	2 TWO	3 THREE	4 FOUR	5 FIVE	6 SIX
7 SEVEN	8 EIGHT	9 NINE	10 TEN	11 ELEVEN	12 TWELVE
13 THIRTEEN	14 FOURTEEN	15 FIFTEEN	16 SIXTEEN	17 SEVENTEEN	18 EIGHTEEN
19 NINETEEN	20 TWENTY				

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


TICKET	\$1.00	\$2.00	\$5.00	\$10.00	\$20.00
TICKET	ONE	TWO	FIVE	TEN	TWENTY
\$25.00	\$50.00	\$100	\$1,000	\$5,000	\$25,000
THY FIVE	FIFTY	ONE HUN	ONE THO	FIVE THO	THY FIVE THO

(7) The legends are as follows:

WINNING NUMBERS YOUR NUMBERS

(8) Determination of Prizewinners.

(a) A ticket having a number in the "YOUR NUMBERS" play area that matches either number in the "WINNING NUMBERS" play area shall entitle the claimant to the corresponding prize shown for that number. The prizes are: TICKET, \$1.00, \$2.00, \$5.00, \$10.00, \$20.00, \$25.00, \$50.00, \$100, \$1,000, \$5,000 and \$25,000.

(b) A ticket having a "  " symbol in the "YOUR NUMBERS" play area shall entitle the claimant to a prize of \$50. A claimant who is entitled to a prize of a "TICKET" shall be entitled to a prize of a \$2.00 instant ticket or combination of instant tickets with a total value of \$2.00, except as follows. A person who submits by mail a SUPER GOLD lottery ticket which entitles the claimant to a prize of a \$2.00 instant ticket and whose mailing address is outside the state of Florida will receive a check for \$2.00 in lieu of an actual ticket.

(9) The estimated odds of winning, value and number of prizes in Instant Game Number 657 are as follows:

GAME PLAY	WIN	ODDS OF 1 IN	NUMBER OF WINNERS IN 84 POOLS OF 180,000 TICKETS PER POOL
TICKET	\$2 TICKET	8.33	1,814,400
\$2	\$2	30.00	504,000
\$2 x 2	\$4	30.00	504,000
\$1 + (\$2 x 2)	\$5	37.50	403,200
\$5	\$5	50.00	302,400
\$1 + (\$2 x 2) + \$5	\$10	150.00	100,800
(\$1 x 8) + \$2	\$10	150.00	100,800
\$10	\$10	150.00	100,800
\$25	\$25	150.00	100,800
\$50 (GOLD BAR)	\$50	214.29	70,560
\$10 x 10	\$100	1,800.00	8,400
\$20 x 5	\$100	3,600.00	4,200
\$100	\$100	3,600.00	4,200
\$100 x 10	\$1,000	180,000.00	84
\$1,000	\$1,000	180,000.00	84
\$5,000 x 5	\$25,000	7,560,000.00	2
\$25,000	\$25,000	7,560,000.00	2

(10) The estimated overall odds of winning some prize in Instant Game Number 657 are 1 in 3.76. Prizes, including the top prizes, are subject to availability at the time of ticket

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

(11) For reorders of Instant Game Number 657, the estimated odds of winning, value, and number of prizes shall be proportionate to the number of tickets reordered.

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

(13) Payment of prizes for SUPER GOLD lottery tickets shall be made in accordance with rules of the Florida Lottery governing payment of prizes.

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

Specific Authority 24.105(9)(a), (b), (c), 24.109(1), 24.115(1) FS. Law Implemented 24.105(9)(a), (b), (c), 24.115(1) FS. History—New 7-28-06.

THIS EMERGENCY RULE TAKES EFFECT IMMEDIATELY UPON BEING FILED WITH THE DEPARTMENT OF STATE.
EFFECTIVE DATE: July 28, 2006

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

Section V
Petitions and Dispositions Regarding Rule Variance or Waiver

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

WATER MANAGEMENT DISTRICTS

NOTICE IS HEREBY GIVEN that on July 24, 2006, South Florida Water Management District (District) received a petition for waiver from Yoandy Perez, Application No. 06-0724-1, for utilization of Works or Lands of the District known as the C-7 Canal, Miami-Dade County for a proposed concrete wall enclosure within the north right of way of C-7 at the rear of 40 West 53rd Terrace, Section 31, Township 52 South, Range 41 East. The petition seeks relief from subsections 40E-6.011(4), and (6), Fla. Admin. Code, which

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that on July 14, 2006, the Division of Hotels and Restaurants received a Petition for Emergency Variance for paragraph 61C-1.004(2)(a), Florida Administrative Code, from Big C's Downtown Pizzeria located in Pompano Beach. The above F.A.C. states that public access to toilet facilities shall not be permitted through food preparation, storage, or warewashing areas. They are requesting a variance to not add an additional bathroom facility for customer access, instead use an adjacent establishment's bathroom facility.

A copy of the Petition can be obtained from: Xenia Bailey, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

NOTICE IS HEREBY GIVEN that on July 14, 2006, the Division of Hotels and Restaurants received a Petition for Emergency Variance for paragraph 61C-1.004(2)(a), Florida Administrative Code, from Big C's Downtown Pizzeria located in Pompano Beach. The above F.A.C. states that public access to toilet facilities shall not be permitted through food preparation, storage, or warewashing areas. They are requesting a variance to not add an additional bathroom facility for customer access, instead use an adjacent establishment's bathroom facility.

This variance request was approved July 28, 2006, and is contingent upon Petitioner ensuring public bathrooms have running water at all times, kept in a clean and sanitary manner, and they are available during all hours of operation. Petitioner shall ensure directional signage is installed within the establishment clearly stating the location of the bathrooms. All plan review deficiencies and provisos must be complied prior to licensing. 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 July 3, 2006, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsection 61C-4.0101(1), and 61C-4.010(6), Florida Administrative Code, from Eduardo Herrera Catering located in Orlando. 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 request was approved July 28, 2006, and is contingent upon 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 Section 3-403.11, 2001 FDA Food Code; and potentially hazardous food is held at proper temperatures according to Section 3-501.16, 2001 FDA Food Code.

The Petitioner shall strictly adhere to paragraph 61C-4.0161(2)(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 Section 2-201, 2001 FDA Food Code, are to be followed. Petitioner shall also use a potable water tank and utilize a wastewater holding tank that is at least 15% larger than the potable water holding tank; and sloped to a drain that is 1 inch in inner diameter or greater, equipped with a shut-off valve. Petitioner must receive potable water from an approved source with written documentation provided and sanitize the fresh water and wastewater tanks at least once every 24 hours.

Copies of the variance and operating procedures are to be present on each MFDV at all times of operation and shall be adhered to as approved by the Division. This variance is not transferable under any conditions. All provisos must be complied prior to final approval and licensing. 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 July 18, 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 Code, from Milene's

Catering located in Orlando. 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 July 28, 2006, and is contingent upon 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 Section 3-403.11, 2001 FDA Food Code; and potentially hazardous food is held at proper temperatures according to Section 3-501.16, 2001 FDA Food Code.

The Petitioner shall strictly adhere to paragraph 61C-4.0161(2)(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 Section 2-201, 2001 FDA Food Code, are to be followed. Petitioner shall also use a potable water tank and utilize a wastewater holding tank that is at least 15% larger than the potable water holding tank; and sloped to a drain that is 1 inch in inner diameter or greater, equipped with a shut-off valve. Petitioner must receive potable water from an approved source with written documentation provided and sanitize the fresh water and wastewater tanks at least once every 24 hours.

Copies of variance and operating procedures are to be present on each MFDV at all times of operation and shall be adhered to as approved by the Division. This variance is not transferable under any conditions. All provisos must be complied prior to final approval and licensing. 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 June 29, 2006, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from Latin quarters located in Riverview. 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 not add an additional bathroom facility for customer use and have a seating capacity of twenty-eight (28).

A copy of the Petition can be obtained from: Xenia Bailey, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Division of Hotels and Restaurants will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m.

NOTICE IS HEREBY GIVEN that on June 29, 2006, the Division of Hotels and Restaurants received a Petition for a Routine Variance for subsection 61C-4.010(7), Florida Administrative Code, from Latin quarters located in Riverview. 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 not add an additional bathroom facility for customer use and have a seating capacity of twenty-eight (28).

This variance request was approved July 28, 2006, and is contingent upon Petitioner ensuring the public bathroom inside Latin Quarters 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-eight (28) which includes inside and 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 of the issuance of an Order regarding the Petition for Waiver or Variance, filed on February 13, 2006, by David Powers. The Notice of Petition for Waiver or Variance was published in Vol. 32, No. 10, of the March 10, 2006, FAW. Petitioner sought a waiver or variance of subsection 61H1-27.002(3), F.A.C. entitled "Concentration in Accounting and Business" with regard to the requirement that three of the six business law credits required for licensure have been taken at the upper level. The Board considered the instant Petition at a duly-noticed public meeting, held April 21, 2006, in Tampa, Florida.

The Board's Order, filed on July 19, 2006, denied the petition finding that Petitioner had not established that the purpose of the underlying statute, Section 473.306(2), F.S., would be met by granting a variance or waiver from subsection 61H1-27.002(3), F.A.C. The Board further found that Petitioner had not established that applying the requirements of the aforementioned Rule to his circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Board's Order may be obtained by contacting: Veloria Kelly, Acting Division Director, Board of Accountancy/MQA, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607.

The Board of Accountancy hereby gives notice of the issuance of an Order regarding the Petition for Waiver or Variance, filed on February 14, 2006, by Timothy Redetzke. The Notice of Petition for Waiver or Variance was published in Vol. 32, No. 10, of the March 10, 2006, FAW. Petitioner sought a waiver or variance of paragraph 61H1-27.002(2)(a), F.A.C., entitled "Concentration in Accounting and Business" with regard to the requirement that, to be eligible for licensure, an applicant has completed 36 semester or 54 quarter hours in accounting education above the elementary level. The Board considered the instant Petition at a duly-noticed public meeting, held April 21, 2006, in Tampa, Florida.

The Board's Order, filed on July 19, 2006, denied the petition finding that Petitioner had not established that the purpose of the underlying statute, Section 473.306(2), F.S., would be met by granting a variance or waiver from paragraph 61H1-27.002(2)(a), F.A.C. The Board further found that Petitioner had not established that applying the requirements of the aforementioned Rule to his circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Board's Order may be obtained by contacting: Veloria Kelly, Acting Division Director, Board of Accountancy/MQA, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607.

The Board of Accountancy hereby gives notice of the issuance of an Order regarding the Petition for Waiver or Variance, filed on April 17, 2006, by Yiren Ren. The Notice of Petition for Waiver or Variance was published in Vol. 32, No. 18, of the May 5, 2006, F.A.W. Petitioner sought a waiver or variance of paragraph 61H1-27.002(2)(b), F.A.C. entitled "Concentration in Accounting and Business" with regard to the requirement that, to be eligible for licensure, an applicant have completed 39 semester or 58 quarter hours in general business education which shall include not less than the equivalent of 6 semester or 8 quarter hours in business law courses which include coverage of the uniform commercial code, contracts and torts. The Board considered the instant Petition at a duly-noticed public meeting, held June 9, 2006, in Tampa, Florida.

The Board's Order, filed on July 31, 2006, denied the petition finding that Petitioner had not established that the purpose of the underlying statute, Section 473.306, F.S., would be met by granting a variance or waiver from paragraph 61H1-27.002(2)(b), F.A.C. The Board further found that Petitioner had not established that applying the requirements of the aforementioned Rule to his circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Board's Order may be obtained by contacting: Veloria Kelly, Acting Division Director, Board of Accountancy/MQA, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607.

The Board of Accountancy hereby gives notice of the issuance of an Order regarding the Petition for Waiver or Variance, filed on March 16, 2006, by Julie Ann Woelfel Williams. The Notice of Petition for Waiver or Variance was published in Vol. 32, No. 14, of the April 7, 2006, FAW. Petitioner sought a waiver or variance of subsection 61H1-33.006(2), F.A.C., entitled "Inactive or Delinquent Florida Certified Public Accountants Who Desire to Become Active Licensees" with regard to the requirement that the required continuing professional education hours have been completed in the 24 months immediately preceding the date of the application for reactivation. The Board considered the instant Petition at a duly-noticed public meeting, held April 21, 2006, in Tampa, Florida.

The Board's Order, filed on July 17, 2006, denied the petition finding that Petitioner had not established that the purpose of the underlying statutes, Sections 473.312 and 473.313, F.S., would be met by granting a variance or waiver from subsection 61H1-33.006(2), F.A.C. The Board further found that Petitioner had not established that applying the requirements of the aforementioned Rule to her circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Board's Order may be obtained by contacting: Veloria Kelly, Acting Division Director, Board of Accountancy/MQA, 240 N. W. 76th Dr., Suite A, Gainesville, Florida 32607.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

FLORIDA HOUSING FINANCE CORPORATION

NOTICE IS HEREBY GIVEN that on July 28, 2006 Florida Housing Finance Corporation, received a petition for Waiver of subsection 67ER05-10(14), and Part II.A.2.b and Part II.B.1 of the Rental Recovery Loan Application from Gulf Breeze Apartments Partners, Ltd. ("Petition"). The Petition is seeking a waiver from the prohibition on changing the identity of Petitioner's Developer and Petitioner's Ownership Structure.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329. Florida Housing will accept comments concerning the Petition for 14 days from the date of publication of this notice. To be considered,

comments must be received on or before 5:00 p.m., Eastern Standard Time, on the 14th day after publication of this notice at Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

NOTICE IS HEREBY GIVEN that on July 26, 2006 Florida Housing Finance Corporation, received a petition for Amended Petition for Waiver of Rule 67-48.007, Florida Administrative Code, and paragraph 67-48.004(1)(a), F.A.C., from Wakulla Trace Apartments, Ltd./Wakulla Trace Apartments ("Petition").

The Petition is seeking a waiver of certain compliance monitoring fees imposed by Rule 67-48.007, F.A.C., and the Universal Application Instructions adopted as rules, pursuant to paragraph 67-48.004(1)(a), F.A.C.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Sherry Green, Public Records Clerk, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32399-1329.

Section VI Notices of Meetings, Workshops and Public Hearings

DEPARTMENT OF STATE

The **Department of State, Division of Historical Resources**, Florida Main Street Designation Selection announces a public meeting to which all interested persons are invited.

DATE AND TIME: August 24, 2006, 9:30 a.m. – 3:30 p.m.

PLACE: Melbourne-Palm Bay Area Chamber of Commerce, 1005 E. Strawbridge Avenue, Melbourne, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The ad hoc Florida Main Street Advisory Committee will meet to consider applications received and formulate recommendations to the Secretary of State for designation of 2006 Florida Main Street Communities. Up to (3) applicants may be named as "Designated" communities, eligible to receive up to thirty-six (36) months of technical assistance and apply for a one-time ten thousand dollar (\$10,000) grant.

A copy of the final agenda and procedures may be obtained by writing: Joan Jefferson, Florida Main Street Coordinator, Department of State, R. A. Gray Building, 500 South Bronough Street, Tallahassee, Florida 32399-0250 or by calling 1(800)847-7278.

Should any person wish to appeal any decision made with respect to the above referenced meeting, he or she 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 forty-eight (48) hours prior to the meeting in order to request any special assistance.

DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The **Division of Agricultural Environmental Services** announces a workshop to which all persons are invited.

DATE AND TIME: September 19, 2006, 2:00 p.m.
 PLACE: Mid Florida Research and Education Center, 2725 Binion Road, Apopka, Florida, (407)884-2034
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Entomology and Pest Control Regulation: enforcement and penalties under Rule 5E-14.149, F.A.C., as published in the F.A.W. on July 28, 2006, Vol. 32, No. 28.

A copy of the agenda may be obtained by contacting: Steven Dwinell, Assistant Director, Department of Agriculture and Consumer Services, Division of Agricultural Environmental Services, 3125 Conner Blvd., Tallahassee, FL 32399-1650. Tel: (850)488-7447.

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

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

For more information, you may contact: Steven Dwinell, Assistant Director, Department of Agriculture and Consumer Services, Division of Agricultural Environmental Services, 3125 Conner Blvd., Tallahassee, FL 32399-1650. Tel: (850)488-7447.

The **Department of Agriculture and Consumer Services** announces a public meeting of the Florida Amusement Device and Attraction Advisory Committee to which all persons are invited.

DATE AND TIME: Wednesday, September 13, 2006, 10:00 a.m.
 PLACE: Hilton Garden Inn, Orlando Airport, 7300 Augusta National Drive, Orlando, FL 32822
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Regularly scheduled meeting of the Florida Amusement Device and Attraction Advisory Committee.

A copy of the agenda may be obtained by writing: Robert H. Jacobs, 3125 Conner Boulevard, Suite N, Tallahassee, Florida 32399-1650, or by calling Robert Jacobs, (850)488-9790.

Pursuant to the American with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by contacting Robert Jacobs, (850)488-9790. If you are hearing or speech impaired please contact the agency by calling the State of Florida TDD line at 1(800)955-8771.

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 Captain Hiram's Resort, Tiffany Room, Sebastian, Florida.

DATE AND TIME: Tuesday, August 29, 2006, 1:00 p.m. – 3:00 p.m.
 PLACE: Captain Hiram's Resort, Tiffany Room, 1606 Indian River Drive, Sebastian, Florida 32958
 GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss issues affecting the Florida Clam Industry.

A copy of the agenda can be obtained by contacting: Rachelle 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 Rachelle Coleman as soon as possible.

DEPARTMENT OF EDUCATION

The **Department of Education, Division of Blind Services, Business Enterprises Program** announces a Selection Panel meeting to which all persons are invited.

DATES AND TIMES: August 22, 2006, 1:00 p.m.; 8:00 a.m. – 5:00 p.m. on subsequent days until all business has been concluded but no later than by 12:00 Noon on August 25, 2006.

PLACE: Embassy Suites Hotel Tampa-Airport/Westshore, DeSoto Conference Room, 555 N. Westshore Boulevard, Tampa, Florida 32309, (813)875-1555

GENERAL SUBJECT MATTER TO BE DISCUSSED: Review and interview applicants for the business opportunities announced in July 2006.

The State of Florida, **Department of Education, Education Practices Commission**, announces a Teacher Hearing Panel and an Administrator Hearing Panel; all persons are invited.

DATES AND TIMES: Administrator Hearing Panel, August 24, 2006, 9:00 a.m.; Teacher Hearing Panel will follow immediately after the Administrator Panel; Teacher Hearing Panel, August 25, 2006, 9:00 a.m.,

PLACE: Homewood Suites, 2987 Apalachee Parkway, Tallahassee, Florida 32301, (850)402-9400

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

If a person decides to appeal any decision made by the Commission with respect to any matter considered at this hearing, he or she will need to ensure that a verbatim record of the proceeding is made. The record will include the testimony and evidence upon which the appeal is to be based.

SPECIAL ACCOMMODATION: Any person requiring a special impairment accommodation should contact Kathleen M. Richards, (850)245-0455, at least five (5) calendar days prior to the hearing. Persons who are hearing or speech impaired can contact the Commission using the Florida Dual Party Relay System at 711.

Additional information may be obtained by writing: Education Practices Commission, 325 W. Gaines Street, 224 Turlington Building, Tallahassee, Florida 32399-0400.

The Florida **Department of Education**, Office of Independent Education and Parental Choice, announces a public meeting of the STAR subcommittee to which all persons are invited.

DATE AND TIME: August 23, 2006, 1:00 p.m. – 5:00 p.m.

PLACE: 325 W. Gaines Street, Conference Room 503, Tallahassee, Florida 32399-0400

GENERAL SUBJECT MATTER TO BE CONSIDERED: The STAR subcommittee will meet to develop 2-3 templates for charter schools to use to submit their STAR plans. This is an online meeting, persons interested in participating may do so at the above location.

Special Accommodations: Persons with disabilities who require assistance to participate in these hearings are requested to contact: The Office of Independent Education and Parental Choice, 325 West Gaines Street, Suite 522, Tallahassee, Florida 32399, (850)245-0502.

DEPARTMENT OF COMMUNITY AFFAIRS

The **Department of Community Affairs** announces a public hearing to which all interested parties are invited.

DATE AND TIME: August 15, 2006, 10:00 a.m.

PLACE: Jefferson County Library Meeting Room, 375 South Water Street, Monticello, Florida 32344

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Community Affairs (DCA) is seeking public or nonprofit entities to administer the Weatherization Assistance Program (WAP) and the Weatherization-Low Income Home Energy Assistance Program (WAP-LIHEAP) in Jefferson County. Entities interested in contracting with DCA to provide these services should be present at this public hearing in order to be informed of the qualifications and application requirements. Selection of an entity will be based on the entity's experience and performance in weatherization or

housing renovation activities, and in assisting low-income persons in the area to be served, and the entity's capacity to undertake a timely and effective weatherization program. Preference will be given to any Community Action Agency or other public or nonprofit entity which has, or is currently administering an effective DCA funded Weatherization Assistance Program. The following qualities will be reviewed: (1) the extent to which the past or current program achieved or is achieving weatherization goals in a timely fashion; (2) the quality of work performed by the entity; (3) the number, qualifications, and experience of the staff members of the entity; (4) the ability of the entity to secure volunteers, train participants and public service employment workers; and (5) maintain compliance with administration and financial management requirements.

ACTIONS TO BE TAKEN: The DCA will review all submitted applications, and make a decision regarding each entity's eligibility to provide Weatherization Assistance Program services to Jefferson County. Recommendations will then be prepared by the Department staff for the selected entity for subsequent consideration and approval or disapproval by the Department's Secretary.

ADDITIONAL INFORMATION: Requests for additional information or questions may be addressed to: Norm Gempel, Manager, Florida Department of Community Affairs, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)488-7541, or Fax (850)488-2488.

APPEALS INFORMATION: If a person decides to appeal any decision of the Department of Community Affairs with respect to any matter considered at this public hearing, he or she will need a formal record of the proceeding, and for such purposes he or she 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 made.

Anyone who wants a copy of the agenda or additional information on this hearing may write or call: Mr. Norm Gempel, Manager, Department of Community Affairs, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)488-7541, or Fax (850)488-2488.

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact: Department of Community Affairs, (850)488-7541, at least five (5) calendar days prior to the hearing. 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).

The **Department of Community Affairs** announces a public hearing to which all interested parties are invited.

DATE AND TIME: August 16, 2006, 10:00 a.m.

PLACE: Indian River County Administrative Building, 2nd Floor, Conference Room, 1840 25th Street, Vero Beach, Florida 32960

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Community Affairs (DCA) is seeking public or nonprofit entities to administer the Weatherization Assistance Program (WAP) and the Weatherization-Low Income Home Energy Assistance Program (WAP-LIHEAP) in Indian River County. Entities interested in contracting with DCA to provide these services should be present at this public hearing in order to be informed of the qualifications and application requirements. Selection of an entity will be based on the entity's experience and performance in weatherization or housing renovation activities, and in assisting low-income persons in the area to be served, and the entity's capacity to undertake a timely and effective weatherization program. Preference will be given to any Community Action Agency or other public or nonprofit entity which has, or is currently administering an effective DCA funded Weatherization Assistance Program. The following qualities will be reviewed: (1) the extent to which the past or current program achieved or is achieving weatherization goals in a timely fashion; (2) the quality of work performed by the entity; (3) the number, qualifications, and experience of the staff members of the entity; (4) the ability of the entity to secure volunteers, train participants and public service employment workers; and (5) maintain compliance with administration and financial management requirements.

ACTIONS TO BE TAKEN: The DCA will review all submitted applications, and make a decision regarding each entity's eligibility to provide Weatherization Assistance Program services to Indian River County. Recommendations will then be prepared by the Department staff for the selected entity for subsequent consideration and approval or disapproval by the Department's Secretary.

ADDITIONAL INFORMATION: Requests for additional information or questions may be addressed to: Norm Gempel, Manager, Florida Department of Community Affairs, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)488-7541, or Fax (850)488-2488.

APPEALS INFORMATION: If a person decides to appeal any decision of the Department of Community Affairs with respect to any matter considered at this public hearing, he or she will need a formal record of the proceeding, and for such purposes he or she 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 made.

Anyone who wants a copy of the agenda or additional information on this hearing may write or call: Mr. Norm Gempel, Manager, Department of Community Affairs,

Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)488-7541, or Fax (850)488-2488.

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the: Department of Community Affairs, (850)488-7541, at least five (5) calendar days prior to the hearing. 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).

The Department of Community Affairs announces a public hearing to which all interested parties are invited.

DATE AND TIME: August 17, 2006, 10:00 a.m.

PLACE: Room 104, Building 2, Government Complex, 2796 Overseas Highway, Marathon, Florida 33050

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department of Community Affairs (DCA) is seeking public or nonprofit entities to administer the Weatherization Assistance Program (WAP) and the Weatherization-Low Income Home Energy Assistance Program (WAP-LIHEAP) in Monroe County. Entities interested in contracting with DCA to provide these services should be present at this public hearing in order to be informed of the qualifications and application requirements. Selection of an entity will be based on the entity's experience and performance in weatherization or housing renovation activities, and in assisting low-income persons in the area to be served, and the entity's capacity to undertake a timely and effective weatherization program. Preference will be given to any Community Action Agency or other public or nonprofit entity which has, or is currently administering an effective DCA funded Weatherization Assistance Program. The following qualities will be reviewed: (1) the extent to which the past or current program achieved or is achieving weatherization goals in a timely fashion; (2) the quality of work performed by the entity; (3) the number, qualifications, and experience of the staff members of the entity; (4) the ability of the entity to secure volunteers, train participants and public service employment workers; and (5) maintain compliance with administration and financial management requirements.

ACTIONS TO BE TAKEN: The DCA will review all submitted applications, and make a decision regarding each entity's eligibility to provide Weatherization Assistance Program services to Monroe County. Recommendations will then be prepared by the Department staff for the selected entity for subsequent consideration and approval or disapproval by the Department's Secretary.

ADDITIONAL INFORMATION: Requests for additional information or questions may be addressed to: Norm Gempel, Manager, Florida Department of Community Affairs,

Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)488-7541, or Fax (850)488-2488.

APPEALS INFORMATION: If a person decides to appeal any decision of the Department of Community Affairs with respect to any matter considered at this public hearing, he or she will need a formal record of the proceeding, and for such purposes he or she 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 made.

Anyone who wants a copy of the agenda or additional information on this hearing may write or call: Mr. Norm Gempel, Manager, Department of Community Affairs, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)488-7541, or Fax (850)488-2488.

Any person requiring a special accommodation at this hearing because of a disability or physical impairment should contact the: Department of Community Affairs, (850)488-7541, at least five (5) calendar days prior to the hearing. 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).

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

DATE AND TIME: August 21, 2006, 9:00 a.m.

PLACE: Don Shula Hotel, 6842 Main Street, Miami Lakes, Florida, 1(800)247-4852

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Accessibility Advisory Council to consider the following applications for waiver from the accessibility code requirements: River Town Boat House, 3500 State Road 13 North, St. Augustine; American Heritage School, 6200 Linton Boulevard, Delray Beach; University of Miami, 1150 N.W. 14th Street, Miami; Tallahassee Building Partnership, 725 East Park Avenue, Tallahassee; City of Hialeah Fire Station 8, 5405 West 18th Avenue, Hialeah; The King's Academy, 8401 Belvedere Road, West Palm Beach; Delano Hotel, 1700 Collins Avenue, Miami Beach; 320 LLC, 320 Lincoln Road, Miami Beach; The Plaza Theaters, 100 South Orange Avenue Suite 200; Epic theatre, State Road 207, St. Augustine.

DATE: August 21, 2006

- 8:00 a.m. Product Approval/Prototype Buildings/Manufactured Buildings POC.
- 8:00 a.m. Meeting of the Electrical Technical Advisory Committee.
- 8:00 a.m. Meeting of the Plumbing Technical Advisory Committee.
- 8:00 a.m. Meeting of the Roofing Technical Advisory Committee.

- 10:00 a.m. Meeting of the Energy Technical Advisory Committee.
 - 1:00 p.m. Meeting of the Structural Technical Advisory Committee.
 - 1:00 p.m. Meeting of the Education Program Oversight Committee.
 - 2:30 p.m. Meeting of the Fire Technical Advisory Committee.
 - 3:00 p.m. Meeting of the Accessibility Technical Advisory Committee.
 - 3:00 p.m. Meeting of the Mechanical Technical Advisory Committee.
 - 4:00 p.m. Building Code Amendment Process Review Work Group.
- DATE: August 22, 2006
- 8:30 a.m. Meeting of the Plenary Session of the Florida Building Commission.

Review and approval of the Agenda.
 Review and approval of the July 11, 2006, Minutes and Facilitator's Report.

Chair's Discussion of Issues and Recommendations.
 Review and Update of Commission Workplan Consideration of requests for waiver from accessibility code requirements: River Town Boat House, 3500 State Road 13, North, St. Augustine; American Heritage School, 6200 Linton Boulevard, Delray Beach; University of Miami, 1150 N. W. 14th Street, Miami; Tallahassee Building Partnership, 725 East Park Avenue, Tallahassee; City of Hialeah Fire Station 8, 5405 West 18th Avenue, Hialeah; The King's Academy, 8401 Belvedere Road, West Palm Beach; Delano Hotel, 1700 Collins Avenue, Miami Beach; 320 LLC, 320 Lincoln Road, Miami Beach; The Plaza Theaters, 100 South Orange Avenue Suite 200; Epic theatre, State Road 207, St. Augustine.
 Consideration of Applications for Product and Entity Approval.

Rule Adoption Hearing on Rule 9B-3.047, Florida Building Code (if requested)

Rule Development Workshop on Rule 9B-70, Building Code Training Program

Consideration of Legal Issues and Petitions for Declaratory Statement

- Second Hearing:
- DCA06-DEC-094 by James V. Miller, QMI Security Solutions.
 - DCA06-DEC-130 by Tina M. Neace, Florida Air Designs, Inc.
 - DCA06-DEC-131 by Walter M. Hotchkiss, SEA Limited

- First Hearing:
- DCA06-DEC-153 by Kenneth E. Thorndyke, CBO, Panama City Beach
 - DCA06-DEC-160 by Kirk Grundhl PE, WTCA

DCA06-DEC-162 by Clark M. Stranahan, C4 Architecture
 DCA06-DEC-174 by Emil Veksenfeld PE
 DCA06-DEC-175 by Clark M. Stranahan, C4 Architecture
 DCA06-DEC-176 by Jeff Alloway, U.S. Air Conditioning
 DCA06-DEC-179 by Michael P. Morris, CEO,
 Roll-A-Cover International
 DCA06-DEC-180 by Gordon G. Lyle, R2 Self, Inc.
 DCA06-DEC-181 by James S. Luke, PE, Rolf Jensen &
 Associates, Inc.
 DCA06-DEC-182 by Michael Thompson, HPA
 Consulting Engineers Inc.

Consideration of Committee Reports and Recommendations:
 Accessibility TAC Report;

Education POC Report; Electrical TAC Report; Energy
 TAC Report; Fire TAC Report; Mechanical TAC Report;
 Plumbing TAC Report; Structural TAC Report and
 Product Approval/Prototype Buildings/Manufactured
 Buildings Program Oversight Committee Report.

Product Approval Validation Work Group Report
 Building Code Amendment Process Review Work Group
 Report

Discussion on the Florida Board of Engineering Policy
 Development for Engineering Design Practice of Aluminum
 Enclosures

Commission Member Comments and Issues
 General Public Comment

Review Committee Assignments and Issues for the October 9,
 10, and 11, 2006 Commission Meeting.

Summary Review of Meeting Work Products
 Adjourn.

DATE: August 22, 2006

2:00 p.m. Meeting of the Hurricane Research Advisory
 Committee.

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).

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

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

FLORIDA PAROLE COMMISSION

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

DATE AND TIME: Wednesday, August 23, 2006, 9:00 a.m.

PLACE: Florida Parole Commission, 2601 Blair Stone Road,
 Bldg. C, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:
 Regularly Scheduled Meeting for all Parole, Conditional
 Release, Conditional Medical Release, Addiction Recovery
 and Control Release Matters as well as other Commission
 business.

Any person who decides to appeal a decision of the Florida
 Parole Commission with respect to a matter considered at this
 meeting may need to ensure that a verbatim record of the
 proceedings is made, Chapter 80-150, Laws of Florida (1980).

A copy of the Agenda may be obtained by writing: Florida
 Parole Commission, 2601 Blair Stone Road, Building C,
 Tallahassee, Florida 32399-2450.

In accordance with the Americans with Disabilities Act,
 persons needing a special accommodation to participate in this
 proceeding should contact the agency sending the notice not
 later than five working days prior to the proceeding at the
 address given on the notice. Telephone: (850)488-3417.

PUBLIC SERVICE COMMISSION

The Florida **Public Service Commission** announces its
 Internal Affairs Meeting to which all interested persons are
 invited.

DATE AND TIME: *August 28, 2006, 9:30 a.m.

PLACE: The Betty Easley Conference Center, 4075 Esplanade
 Way, Conference Room 140, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To
 discuss and make decisions on matters which affect the
 operation of the Commission.

A copy of the agenda of the Internal Affairs Meeting may be
 obtained by contacting: Division of the Commission Clerk and
 Administrative Services, Florida Public Service Commission,
 2540 Shumard Oak Boulevard, Tallahassee, Florida
 32399-0850.

Any person requiring some accommodation at this meeting 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 conference. 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).

* In the event of a scheduling conflict, this meeting may be rescheduled to August 29, 2006, in Room 140, immediately preceding or immediately following the Commission Conference.

****THIS MEETING IS SUBJECT TO CANCELLATION WITHOUT NOTIFICATION.****

The Florida **Public Service Commission** announces its regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: August 29, 2006, 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider those matters ready for decision.

LEGAL AUTHORITY AND JURISDICTION: Chapters 120, 350, 364, 366, and 367, F.S.

Persons who may be affected by Commission action on certain items on this agenda for which a hearing has not been held will be allowed to address the Commission concerning those items when taken up for discussion at this conference.

A copy of the agenda may be obtained by any person who requests a copy, and pays the reasonable cost of the copy (\$1.00 per copy, Statement of Agency Organization and Operations), by contacting: Division of the Commission Clerk and Administrative Services, (850)413-6770 or writing to the Director, Division of the Commission Clerk and Administrative Services, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850. The agenda and recommendations are also accessible on the PSC Homepage, at <http://www.floridapsc.com>, at no charge.

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

Any person requiring some accommodation at this conference 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 conference. 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).

EXECUTIVE OFFICE OF THE GOVERNOR

The **Council on State Agency Inspectors General** announces a meeting regarding fulfilling its statutory mandate to enhance public trust in government and provide leadership in the promotion of accountability and integrity in state agencies, to which all interested persons are invited.

DATE AND TIME: August 22, 2006, 1:00 p.m. – 3:00 p.m.

PLACE: The Capitol, 21st Floor, Media Conference Room #2103, 400 North Monroe Street, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: The primary objectives of this first meeting of the Council will be as follows:

1. Organizational issues, including scheduling dates for future meetings, conduct of meetings, alternate meeting locations and staffing needs.
2. Substantial issues regarding the methodology, approach and process for completing the Council's primary responsibility of preparing a Report to the designated parties by January 2007.
3. Assigning specific tasks for each member of the Council, such as research, analysis or drafting of the report.

For further information, contact: Derry Harper, Chief Inspector General, The Capitol, Room 2103, Tallahassee, Florida 32399, (850)922-4637.

The **Space Florida** Board of Directors announces a telephone conference call to which all persons are invited.

DATE AND TIME: August 14, 2006, 9:00 a.m. – 10:30 a.m.

PLACE: (888)808-6959, conference code: 488-4711

GENERAL SUBJECT MATTER TO BE CONSIDERED: Transition Update.

A copy of the agenda may be obtained by contacting: www.spaceflorida.gov

REGIONAL PLANNING COUNCILS

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

MEETING: Finance Committee

DATE AND TIME: August 24, 2006, 5:30 p.m.

PLACE: Suwannee County Office Annex, 27055 83rd Place, Branford, Florida

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

MEETING: Executive Committee

DATE AND TIME: August 24, 2006, 6:00 p.m.

PLACE: Suwannee County Office Annex, 27055 83rd Place, Branford, Florida

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

MEETING: Clearinghouse Committee

DATE AND TIME: August 24, 2006, 6:00 p.m.

PLACE: The Gathering Cafe, 26804 State Road 247, Branford, Florida

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: August 24, 2006, 7:30 p.m.

PLACE: The Gathering Cafe, 26804 State Road 247, Branford, Florida

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

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@ncfrpc.org or writing 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 **East Central Florida Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 16, 2006, 10:00 a.m. Please be advised that committee meetings will begin at 9:00 a.m.

PLACE: 631 North Wymore Road, Suite 100, Maitland, Florida 32751 (Please call (407)623-1075, ext. 304, to confirm date, time and place)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Meeting of the East Central Florida Regional Planning Council.

A copy of the agenda may be obtained by writing: Ms. Andrea Fant, Administrative Assistant, East Central Florida Regional Planning Council, 631 North Wymore Road, Suite 100, Maitland, Florida 32751 or by visiting www.ecfrpc.org

The ECFRPC desires to accommodate persons with disabilities. Accordingly, any physically handicapped person, pursuant to Section 286.26, Florida Statutes, should, at least 48 hours prior to the meeting, submit a written request to the Council that the physically handicapped person desires to attend the meeting.

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

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

MEETING: Executive/Budget Committee

DATE AND TIME: Monday, September 11, 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, September 11, 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, September 11, 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, September 14, 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, September 25, 2006, 9:30 a.m.

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

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 Region IX, **Local Emergency Planning Committee** (LEPC) announces a public meeting to which all persons are invited.

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

PLACE: Southwest Florida Regional Planning Council, 1926 Victoria Avenue, Fort Myers, Florida 33901

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and implement provisions of the Emergency Planning and Community Right To Know Act.

A copy of the Agenda may be obtained by contacting: Executive Director, David Y. Burr, Southwest Florida Regional Planning Council, 1926 Victoria Avenue, Fort Myers, Florida 33901.

REGIONAL TRANSPORTATION AUTHORITIES

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

DATE AND TIME: Tuesday, August 15, 2006, 2:00 p.m.

PLACE: Main Conference Room, SFRTA's Administrative Offices, 800 N. W. 33rd Street, Pompano Beach, FL 33064. Attendance by South Florida Regional Transportation Authority Committee Members may be in person or via telephone conference.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular committee meeting.

Any person who decides to appeal any decision made by the Marketing Committee 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.

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: Executive Office, 800 N. W. 33rd Street, Suite 100, Pompano Beach, Florida 33064 or telephone (954)942-7245 for assistance; if hearing impaired, telephone 1(800)273-7545 (TTY) for assistance.

Should you have any questions, please contact: SFRTA Marketing Office, (954)788-7935.

Notice is hereby given that the **South Florida Regional Transportation Authority**, Planning Technical Advisory Committee will hold a regular committee meeting on:

DATE AND TIME: Wednesday, August 16, 2006, 10:00 a.m.

PLACE: Board Room, SFRTA's Administrative Offices, 800 N. W. 33rd Street, Pompano Beach, FL 33064. Attendance by South Florida Regional Transportation Authority Committee Members may be in person or via telephone conference.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Planning Technical Advisory Committee will hold a regular committee meeting.

Any person who decides to appeal any decision made by the Planning Technical Advisory Committee 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: Planning Office, (954)788-7916.

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: Executive Office, 800 N. W. 33rd Street, Suite 100, Pompano Beach, Florida 33064 or telephone (954)942-7245 for assistance; if hearing impaired, telephone 1(800)273-7545 (TTY) for assistance.

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

WATER MANAGEMENT DISTRICTS

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

DATE AND TIME: August 24, 2006, 10:15 a.m. (EDT)

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

DATE AND TIME: August 24, 2006, 10:45 a.m. (EDT)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Administration, Budget and Finance Committee meeting – to discuss FY 2005-2006 Budget Amendment and FY 2006-2007 Budget revision.

DATE AND TIME: August 24, 2006, 11:00 a.m. (EDT)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regulations Committee meeting – to discuss Environmental Resource Permitting implementation.

DATE AND TIME: August 24, 2006, 1:00 p.m. (EDT)

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

DATE AND TIME: August 24, 2006, 1:15 p.m. (EDT)

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

PLACE: District Headquarters, 10 miles West of Tallahassee on U.S. Highway 90

A copy of the agendas may be obtained by contacting: Dorothy Cotton, NFWWMD, 81 Water Management Drive, Havana, Florida 32333, (850)539-5999 (also available through the Internet at www.nfwwmd.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 **Southwest Florida Water Management District** announces a public meeting, hearing or workshop to which all persons are invited.

AGRICULTURAL ADVISORY COMMITTEE

DATE AND TIME: Tuesday, August 22, 2006, 1:00 p.m.

PLACE: Tampa Service Office, 7601 Highway 301, North, Tampa, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Conduct Committee Business.

Some members of the District's Governing and Basin Boards may attend the meetings.

A copy of the agenda may be obtained by writing: Southwest Florida Water Management District, 2379 Broad Street (U.S. 41, South), Brooksville, Florida 34604 or by calling the Southwest Florida Water Management District, (352)796-7211, extension 4402 or 1(800)423-1476, extension 4402 or Suncom 628-4150. If you are hearing or speech impaired, please contact the District by calling TDD ONLY 1(800)231-6103.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the agency at least 48 hours before the meeting by calling (352)796-7211, extension 4402, 1(800)423-1476, extension 4402, or Suncom 628-4150. If you are hearing or speech impaired, please contact the District by calling TDD ONLY 1(800)231-6103.

NOTICE OF CHANGE – The **Southwest Florida Water Management District** (SWFWMD) announces the following public meeting to which all interested persons are invited.

WITHLACOOCHIE RIVER BASIN BOARD MEETING
(Date was changed from original published schedule)

DATE AND TIME: Thursday, August 24, 2006, 9:00 a.m.

PLACE: Lecanto Government Building, 3600 West Sovereign Path, Lecanto, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED:
Consider Basin business including adoption of the Fiscal Year 2007 budget and final millage.

This is a public meeting; agenda is available by contacting: Southwest Florida Water Management District, Executive Department, 2379 Broad Street, Brooksville, FL.

The District does not discriminate based on disability. Anyone requiring reasonable accommodation under the ADA should contact 1(800)423-1476 (Florida only), extension 4606, TDD only 1(800)231-6103 (Florida only), Fax (352)754-6874.

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

DATES AND TIME: Wednesday, August 30, 2006; Thursday, August 31, 2006, 9:00 a.m. – 4:00 p.m.

PLACE: OMNI – Orlando Resort at Champions Gate, 1500 Masters Blvd., Champions Gate, FL

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

A copy of the agenda may be obtained by writing: South Florida Water Management District, Mail Stop 1131, 3301 Gun Club Road, West Palm Beach, Florida 33406, or at our website <http://my.sfwmd.gov/wrac>

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, (561)682-6517.

The **South Florida Water Management District** announces a meeting to conduct the public review of the 2007 South Florida Environmental Report to which all persons are invited to view and in which all members of the public are encouraged to participate. The review will be conducted through the use of an internet accessible website.

DATES: The WebBoard will be available for public viewing from September 1, 2006 through September 29, 2006 and also available for public comment from September 1, 2006, through September 29, 2006 on the 2007 South Florida Environmental Report – Volume I.

The draft Florida Forever Work Plan 2007 Annual Update (Volume II, Chapter 6, of the 2007 South Florida Environmental Report) will be available for public review and comment from October 19, 2006 through December 12, 2006, preceding the District Governing Board review on November 8 and 9, 2006 and approval on December 13 and 14, 2006.

PLACE: <http://www.sfwmd.gov/sfer/> For persons without access to the Internet, access to the website is available at the offices of the South Florida Water Management District, 3301 Gun Club Road, West Palm Beach, Florida

DATE AND TIME: Monday through Friday, 8:00 a.m. – 5:00 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED:
This website <http://www.sfwmd.gov/sfer/> will be used to allow public access to and participation in communications among the chairman and members of the independent peer review panel created to conduct a review of the 2007 South Florida Environmental Report – Volume I, pursuant to Section 373.4592(4)(d), F.S.

Beginning on September 1, 2006 through September 29, 2006, interested parties may access ongoing communications among the peer review panelists, electronically stored communications and other public records associated with the 2007 Report that are posted to this site. Peer review panelists will post information at the website from Monday through Friday during normal working hours, Eastern Daylight Time. The public can provide comment directly at the website at any time between September 1, 2006 and September 29, 2006 on any aspect of the Report, particularly on relevant scientific or technical data and findings. Communications and documents posted are preserved and can be accessed at anytime after they occur or are posted. The peer review panelists will continue to use the WebBoard for revisions and additions to the Report from September 29, 2006 through delivery of the final Report on October 20, 2006.

Peer review and public workshops on the 2007 South Florida Environmental Report – Volume I will be held as follows:

DATES AND TIMES: September 26, 2006, 8:00 a.m. – 5:00 p.m.; September 27, 2006, 8:00 a.m. – 5:00 p.m.; September 28, 2006, 8:00 a.m. – 12:00 Noon (panel working session)

PLACE: South Florida Water Management District, Building B-1, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida 33406

Adoption of the Florida Forever Work Plan 2007 Annual Update (Volume II, Chapter 6 of the 2007 South Florida Environmental Report) will be held as follows:

GOVERNING BOARD PUBLIC MEETING

DATES AND TIME: November 8-9, 2006, 9:00 a.m.

PLACE: Ocean Reef Club, 35 Ocean Reef Drive, Key Largo, Florida 33037

DATES AND TIME: December 13-14, 2006, 9:00 a.m.

PLACE: South Florida Water Management District, Building B-1, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida 33406

For information regarding this review, please write: South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680 or call Garth Redfield, (561)682-6611. For assistance in obtaining computer access to this review, please write to the South Florida Water Management District, P. O. Box 24680, West Palm Beach, Florida 33416-4680 or call Trudy Stein, (561)682-6569.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this review is asked to advise the agency when access to the WebBoard is needed by contacting: Garth Redfield, (561)682-6611. If you are hearing or speech impaired, please contact the agency by calling (561)697-2574.

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

DATES AND TIMES: September 26, 2006, 8:00 a.m. – 5:00 p.m.; September 27, 2006, 8:00 a.m. – 5:00 p.m.; September 28, 2006, 8:00 a.m. – 12:00 p.m. (Panel Working Session)

PLACE: South Florida Water Management District, Building B-1, Auditorium, 3301 Gun Club Road, West Palm Beach, Florida 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: 2007 South Florida Environmental Report – Volume 1 – Peer Review and Public Workshops.

A copy of the agenda may be obtained at the (1) District Website <http://www.sfwmd.gov/sfer/> or (2) by writing: South Florida Water Management District, Mail Stop 2130, P. O. Box 24680, West Palm Beach, FL 33416-4680.

Appeals from any South Florida Water Management District Board decision require a record of the proceedings. Although Governing Board meetings and hearings are normally recorded, affected persons are advised that it may be necessary

for them to ensure that a verbatim record of the proceeding is made, including the testimony and evidence upon which the appeal is to be based.

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: Dr. Garth Redfield, Environmental Resource Assessment Department, District Headquarters, 3301 Gun Club Road, Mail Stop Code 4610, West Palm Beach, FL 33406, (561)682-6611.

AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a meeting of the Governor's Health Information Infrastructure Advisory Board FHIN White Paper Minimal Clinical Dataset Workgroup, to which all interested parties are invited.

DATE AND TIME: Tuesday, August 22, 2006, 12:00 Noon – 1:30 p.m. (EDT)

PLACE: This will be a meeting by conference call. Anyone interested in participating may telephone: (641)793-7500, Pass Code: 9701442#

GENERAL SUBJECT MATTER TO BE CONSIDERED: This workgroup meeting will discuss the development of a minimal dataset that will reside on the server of a local regional health information organization connecting to the Florida Health Information Network and make recommended additions to the FHIN White Paper.

A copy of the agenda may be obtained by writing: Christopher Sullivan, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will be posted at http://ahca.myflorida.com/dhit/work_group05.shtml seven (7) days prior to the meeting.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact: Christopher Sullivan, (850)414-5421, at least five calendar days prior to the meeting.

The **Agency for Health Care Administration** announces a meeting of the State Consumer Health Information and Policy Health Plan Consumer Report Technical Workgroup to which all interested parties are invited.

DATE AND TIME: Wednesday, August 23, 2006, 10:00 a.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building 3, First Floor, Conference Rooms, Tallahassee, FL 32308

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.

A copy of the agenda may be obtained by writing: Penny Bos, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will also be posted at http://ahca.myflorida.com/SCHS/chistwgh_hpcr.shtml seven (7) days prior to the meeting.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact William Dahlem, Ph.D., (850)410-0224, at least five calendar days prior to the meeting.

The **Agency for Health Care Administration** announces a meeting of the Legal Working Group of the Governor's Health Information Infrastructure Advisory Board to which all interested parties are invited.

DATE AND TIME: Wednesday, August 23, 2006, 11:00 a.m.

PLACE: 110 Senate Office Building, 404 South Monroe Street, Tallahassee, FL. Anyone interested in participating may telephone (641)793-7500/Pass Code: 9701442#.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To study and make recommendations on the development and implementation of a Florida health information infrastructure including a strategy for promoting the use of electronic health records.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact: Carolyn H. Turner, (850)922-5861, at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by writing: Pia Neustadter, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will be posted at http://ahca.myflorida.com/dhit/Privacy_ss.shtml seven (7) days prior to the meeting.

The **Agency for Health Care Administration** announces a teleconference of the State Consumer Health Information and Policy (SCHIP) Health Care Facility Website/Ambulatory Surgery Data Technical Workgroup to which all interested parties are invited.

DATE AND TIME: Thursday, August 24, 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.

A copy of the agenda may be obtained by writing: Penny Bos, Agency for Health Care Administration, 2727 Mahan Drive, Bldg. 3, Mail Stop #16, Tallahassee, FL 32308-5403. The agenda will also be posted at http://ahca.myflorida.com/SCHS/chistwgh_hcfw.shtml seven (7) days prior to the meeting.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact: Adrienne Henderson, (850)922-0594, at least five calendar days prior to the meeting.

The **Agency for Health Care Administration**, in conjunction with the **Department of Elder Affairs**, announces the following public meeting to which all interested persons are invited.

DATE AND TIME: Wednesday, August 30, 2006, 1:00 p.m. – 3:00 p.m. (Eastern)

PLACE: Marks Street Senior Recreation Center, Cypress Room, 99 East Marks Street, Orlando, FL 32803

GENERAL SUBJECT MATTER TO BE CONSIDERED: Section 409.912(5), Florida Statutes, mandates the Agency for Health Care Administration, in consultation with the Department of Elder Affairs, to create an "integrated, fixed-payment delivery system for Medicaid recipients who are 60 years of age or older. The Agency for Health Care Administration shall implement the integrated system initially on a pilot basis in two areas of the state". The Agency for Health Care Administration submitted waiver applications to the Centers for Medicare & Medicaid Services on January 26, 2006, in order to obtain Federal approval for implementation of managed, integrated long term care in the Panhandle Pilot Area- Escambia, Santa Rosa, Okaloosa and Walton Counties; and the Central Florida Pilot Area- Seminole, Orange, Brevard and Osceola Counties.

The primary purpose of this meeting is to provide outreach and education to Medicaid beneficiaries about the program. An overview of the proposed program will be provided as well as an opportunity for public comment on a first come - first serve basis.

In accordance with the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting should advise the Agency at least seventy two (72) hours before the meeting by contacting: Sarala Hermes, 2727 Mahan Drive, Mail Stop 20, Tallahassee, FL 32308, (850)487-2618, E-mail: hermess@ahca.myflorida.com.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Florida **Board of Architecture and Interior Design** announces the following meetings, to which all persons are invited to attend.

DATE AND TIME: August 28, 2006, 10:00 a.m.

PLACE: Smith, Thompson, Shaw & Manausa, P.A., 2075 Centre Pointe Boulevard, Tallahassee, Florida 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel Meeting, portions may be closed to the public.

Abinader Home Theaters, Case No. 2006-025820
 Abite Design, Inc., Case No. 2006-025974
 ADG Alpha Design Group, Case No. 2005-024611
 Anderson Design Studio, Inc., Case No. 2006-0034498
 Jeimy Babi, Case No. 2006-026245
 Michael Bataille, Case No. 2006-027598
 Mario Blanco, Case No. 2005-062510
 Bodei Contracting, Inc., Case No. 2005-049304
 Clive Booker, Case No. 2005-002161
 Susan Burgess, Case No. 2005-053071
 Paula Caldas, Case No. 2006-026226 &
 Giovanni Caretti, Case No. 2006-028562
 Carpets & Interiors Creative Design Center, Case No.
 CB Design Studio, Case No. 2006-025154
 Chantel Fabrics and Interior Design, Case No. 2006-025087
 Rita Christensen, Case No. 2006-025072
 Robert Coba, Case No. 2005-065414
 D-Essentials, Inc., Case No. 2006-026214
 Design Spectrum International, Inc., Case No. 2005-002171
 Duffy Complete Relocation, Case No. 2005-047542
 Julian Fajardo, Case No. 2006-026240
 Richard Featherstone, Case No. 2005-063517
 Furniture Showcase & Design, Case No. 2005-043260
 The Garrison Design Group of Florida, Inc., Case No. 2005-049302
 Tracy Gregory, Case No. 2005-063289
 Felix Gurruchaga, Case No. 2005-060185
 L. Reese Coming Interiors, Inc., Case No. 2006-026058
 Thomas Lamb, Case No. 2005-024961
 Bobbie Lecroy Lansdown, Case No. 2005-048734,
 2005-048266, 2005-041872
 Margaux Designs, Inc., Case No. 2005-053237
 William Michalski, Jr., Case No. 2005-046554
 James Mileto, Case No. 2005-063534
 Monaco Interiors, Case Nos. 2005-063569 & 2005-063487
 Diane Noga, Case No. 2006-025053
 Andrew Parker, Case No. 2005-046407
 Milton Pasco, Case No. 2005-059311
 Ryan Alexander Group, Inc., Case No. 2005-021700
 Salini Designs, Case No. 2005-038053
 Francisco Sermer, Case No. 2005-025255
 John Strickland, Case No. 2005-038687
 Tasnim Uddin & Associates International, Case No. 2005-033885
 James Taylor, Case No. 2006-025812
 Walter Toet, Case No. 2005-006537
 Ernest Turner, Case No. 2006-0285788
 Tuscany, Inc., Case No. 2005-041803
 James Walsh, Case No. 2005-041820
 Kristen Woodcox, Case No. 2005-060275

To obtain a copy of the agenda, further information, or submit written or other physical evidence, contact in writing to: Smith, Thompson, Shaw & Manausa, P.A., 2075 Centre Pointe Boulevard, Tallahassee, Florida 32308-4893.

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 Smith, Thompson, Shaw & Manausa, P.A., (850)402-1570, 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, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Probable Cause Panel of the **Construction Industry Licensing Board** announces a meeting.

DATE AND TIMES: August 22, 2006, 9:00 a.m. and 10:00 a.m. or soon thereafter

PLACE: Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32309, (850)488-0062

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review complaints in which a determination of the existence of probable cause has already been made.

A copy of the PUBLIC portion of the agenda may be obtained by writing: Patrick Creehan, Chief Construction Attorney, Department of Business and Professional Regulation, Office of the General Counsel, 1940 N. Monroe Street, Suite 60, Tallahassee, Florida 32399-2202, or by phone (850)488-0062.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Construction Prosecution Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Construction Prosecution Section may be contacted at the address and phone number listed above.

The **Board of Accountancy** announces the following public meetings to which all persons are invited.

DATES AND TIMES: Thursday, September 14, 2006, 9:00 a.m. – all Probable Cause Panel business is concluded; Thursday, September 14, 2006, 1:00 p.m. – all Rules business is concluded; Friday, September 15, 2006, 9:00 a.m. – all Board Meeting business is concluded

PLACE: Hilton Tampa Airport Westshore, 2225 North Lois Avenue, Tampa, FL 33607

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Probable Cause Panel will meet to conduct hearings on disciplinary matters. These meetings are closed to the public;

however, there may be cases where probable cause was previously found which are to be reconsidered. The Board will meet to discuss rule changes. This is a public meeting. The Board will meet to consider enforcement proceedings including consideration of investigation officers' reports and other general business. This is a public meeting.

A copy of any probable cause materials which are open to the public, any rules materials and/or the Board agenda may be obtained by writing: Veloria A. Kelly, Acting Division Director, Division of Certified Public Accounting, 240 N. W. 76th Drive, Suite A, Gainesville, Florida 32607.

Note: Portions of the Probable Cause Panel meeting may be closed to the public. If a person decides to appeal any decision made by the Board with respect to any matter considered at these meetings, he/she may need to insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

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 agency at least 48 hours before the workshop/hearing/meeting by contacting: Veloria A. Kelly, (850)487-1395. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8711.

The **Department of Business and Professional Regulation, Division of Real Estate** announces a meeting to which all persons are invited.

DATE AND TIME: Tuesday, August 22, 2006, 9:00 a.m. or soonest thereafter

PLACE: Division of Real Estate, Conference Room N901, North Tower, 400 West Robinson Street, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official business of the Department – disciplinary proceedings regarding unlicensed activity.

The Hearing Officer for the Department will be participating via teleconference.

A copy of the agenda may be obtained by writing: Deputy Clerk, Division of Real Estate, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

If a person decides to appeal a decision made by the Department, with respect to any matter considered at this meeting or hearing, a record of the proceedings for such purpose, upon which the appeal is based, may be required.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Department of Business and Professional Regulation, (407)245-0800, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Division of Real Estate using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

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

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

PLACE: Southwest Florida Water Management District (Conf. Rooms A & B)

GENERAL SUBJECT MATTER TO BE CONSIDERED: The meeting will present the draft Verified List of Impaired Waters for the Springs Coast Basin for public comment. The draft verified lists are posted on the Department's TMDL website (<http://www.dep.state.fl.us/water/tmdl>), and will be provided upon request to interested parties by mail or via e-mail distribution. Waters placed on these draft lists are those waters meeting the verification requirements of Chapter 62-303, Florida Administrative Code, Identification of Impaired Surface Waters. The final lists developed through this public participation process will be submitted for adoption by Secretarial Order in December, and submitted to the U.S. Environmental Protection Agency as part of the 2006 update to the State's 303(d) list of impaired waters, as required by Section 403.067(4), Fla. Statutes.

A copy of the agenda may be obtained by contacting: Pat Waters, Department of Environmental Protection, 2600 Blairstone Rd., Watershed Assessment Section, MS 3555, Tallahassee, FL 32399-2400 or by calling at (850)245-8449.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Pat Waters, (850)245-8449. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DATE AND TIME: September 7, 2006, 10:00 a.m.

PLACE: Rosen Plaza Hotel, 9700 International Drive, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a meeting of the Operator Certification Technical Advisory Committee (TAC). The TAC will evaluate the current certification procedures for water and wastewater operators, and receive a briefing of any on-going rulemaking.

A copy of the agenda may be obtained by contacting: Edward James, Department of Environmental Protection, 2600 Blair Stone Road, MS 3506, Tallahassee, Florida 32399-2400 or by calling him (850)245-7500.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 7 days before the workshop/meeting by contacting: Edward James, (850)245-7500. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF HEALTH

The **Department of Health, Board of Dentistry** will hold a Probable Cause Panel meeting where reconsiderations will be heard.

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

PLACE: Department of Health, 4040 Esplanade Way, Room 301, Tallahassee, FL 32399, (850)245-4474

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review reconsideration cases.

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact: Sarah Walls, (850)245-4474, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Ms. Walls using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Board of Medicine**, Probable Cause Panel (South) announces a telephone conference call to be held via meet me number.

DATE AND TIME: August 18, 2006, 2:00 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: P. O. Box 14229, Tallahassee, Florida 322317-4229, (850)922-2414, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice) via Florida Relay Service.

The Florida **Board of Medicine** announces a telephone conference call to be held via meet me number.

DATE AND TIME: Wednesday, September 6, 2006, 12:00 Noon

PLACE: Meet me Number: Contact Florida Board of Medicine, (850)245-4131, for the meet me number

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

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 insure 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.

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).

The Florida **Board of Medicine**, Expert Witness Committee announces a telephone conference call to be held via meet me number.

DATE AND TIME: Wednesday, September 6, 2006, immediately following the Board of Medicine Conference Call.

PLACE: Meet me Number: Contact Florida Board of Medicine, (850)245-4131, for the meet me number

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

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 insure 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.

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).

NOTICE OF CORRECTION – The **Council on Physician Assistants** announces a meeting to which all persons are invited.

DATE AND TIME: Thursday, August 10, 2006, 1:00 p.m. or soon thereafter

PLACE: Sirata Beach Resort and Conference Center, 5300 Gulf Blvd., St. Petersburg Beach, FL 33706

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

A copy of the agenda may be obtained by writing: JoAnne Davis-Trexler, Supervisor/Consultant, Council on Physician Assistants, Medical Quality Assurance, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3253.

If any person decides to appeal any decision made by the Council 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.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Council on Physician Assistants, (850)245-4131, at least five (5) calendar days prior to the meeting. If you are hearing or speech impaired, please call the Council on Physician Assistants 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 Nursing**, Central Probable Cause Panel will hold a duly noticed teleconference call meeting, to which all persons are invited to attend.

DATE AND TIME: August 16, 2006, 12:30 p.m. – 3:30 p.m.

PLACE: Department of Health, Tallahassee at Meet Me Number (850)921-6580

GENERAL SUBJECT MATTER TO BE CONSIDERED: For cases previously heard by the panel.

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.

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.

Any person requiring special accommodations at this meeting because of a disability or physical impairment should contact the Board of Nursing, (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, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Florida **Department of Health**, Bureau of Radiation Control announces a public meeting to which all persons are invited.

DATES AND TIMES: Tuesday, August 22, 2006, 10:00 a.m. and Wednesday, August 23, 2006, 8:30 a.m.

PLACE: Wyndham Westshore Tampa, 4800 West Kennedy Blvd., Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Routine meeting of the Advisory Council on Radiation Protection to discuss the transfer of the Radiologic Technology Program from the Division of Environmental Health to the Division of Medical Quality Assurance. Discussing and requesting guidance on the following radiologic technology issues: recently passed legislation and proposed legislation; PET-CT training requirements for NMTs; CT exam for NMT and other advanced exams; accepting RT applicants with criminal or disciplinary history; discipline guideline changes; review of proposed rule and form changes; HIV/AIDS course requirement; continuing education; scope of practice questions for various radiological personnel; consideration of replacing the BXMO study guide; ARRT testing fee increase; and consideration of using endorsement as only method of certification. Also requesting guidance on the Nomad “hand-held” dental x-ray unit and operator and shielding requirements for implantable x-ray tube brachytherapy.

A copy of the agenda may be obtained by contacting: William A. Passetti, Bureau of Radiation Control, Bin C21, 4052 Bald Cypress Way, Tallahassee, FL 32399-1741, (850)245-4266.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting: William A. Passetti, Bureau of Radiation Control,

Bin C21, 4052 Bald Cypress Way, Tallahassee, FL 32399-1741, (850)245-4266. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Florida Substance Abuse and Mental Health Corporation**, created by Chapter 2003-279, Laws of Florida, announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, August 14, 2006, 9:00 a.m. – 4:00 p.m.

PLACE: Department of Children and Family Services, 1317 Winewood Blvd., Building 6, Conference Room 361-A, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Transformation Working Group.

The purpose of this meeting will be to receive the following: an update on the Action Plan from the Department of Children and Family Services; a report from the R and R Task Force; a facilitated discussion on the Action Plan and the R and R Task Force by Dr. Karen Blasé (Florida Mental Health Institute) and Gayle Bluebird; Input from Parent Forums – Notification of Parents; Department of Juvenile Justice intake process and Baker Act Assessments; The Status of Medicaid Managed Behavioral Healthcare and Reform by the Agency for Health Care Administration. Starting at 1:00 p.m. Breakout Sessions will cover the following: How has DCF district staff interfaced with managed care companies at the local level? Medicaid choice counseling and the Medicaid grievance procedure and Targeted case management/update on State Plan revisions.

A copy of the agenda may be obtained by contacting: Amanda Sanford, (850)410-1575.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting Amanda Sanford, Florida Department of Children and Family Services, Mental Health Program Office, Building 1, Room 206, 1317 Winewood Blvd., Tallahassee, FL 32399-0700, (850)410-1575. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FLORIDA INLAND NAVIGATION DISTRICTS

The Board of Commissioners of the **Florida Inland Navigation District** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, August 18, 2006, 8:00 a.m.

PLACE: The Miami City Hall Commission Chambers, 3500 Pan American Drive, Miami, Miami-Dade County, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the Board of Commissioners to conduct the regular business of the District. Additionally, the District's Personnel, Legislative, Finance and Budget, and Land Acquisition and Management Committees will meet.

Please contact: District office, 1314 Marcinski Road, Jupiter, FL 33477, (561)627-3386, for more information.

If a person decides to appeal any decision made by the Commission with respect to any matter considered at this meeting, they will need a record of the proceeding, and for such purposes, they 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 based. Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the District prior to the meeting.

FLORIDA HOUSING FINANCE CORPORATION

The **Florida Housing Finance Corporation** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, August 21, 2006, 12:00 Noon – 3:00 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this rule chapter is to establish procedures for the administration of the Community Workforce Housing Innovation Pilot Program (CWHIP), pursuant to Chapter 2006-69, Laws of Florida. The public meeting will be held to receive comments and suggestions for the CWHIP Program from interested persons.

A copy of the agenda may be obtained by contacting: Bridget Warring, Homeownership Programs Manager, Florida Housing Finance Corporation, 227 North Bronough Street, Tallahassee, Florida 32301, (850)488-4197.

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Bridget Warring, Homeownership Programs Manager, Florida Housing Finance Corporation, 227 North Bronough Street, Tallahassee, Florida 32301, (850)488-4197. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

FISH AND WILDLIFE CONSERVATION COMMISSION

The Florida **Fish and Wildlife Conservation Commission** announces a public meeting to which all persons are invited.

DATES AND TIME: September 13-15, 2006, 8:30 a.m., each day

PLACE: Hilton, 333 First Street, South, St. Petersburg, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review and discuss substantive and procedural issues associated with the Fish and Wildlife Conservation Commission and to take action on proposed rules and policy issues.

A copy of the agenda may be obtained by contacting: Florida Fish and Wildlife Conservation Commission, 620 S. Meridian St., Tallahassee, FL 32399-1600.

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.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Ms. Kathleen Hampton, 620 South Meridian Street, Tallahassee, Florida 32399-1600 or (850)487-3796.

The Florida **Fish and Wildlife Conservation Commission** announces a public meeting to which all persons are invited.

DATES AND TIMES: September 6, 2006, 9:00 a.m. – 5:00 p.m.; September 7, 2006, 8:30 a.m. – 1:00 p.m.; November 8, 2006, 9:00 a.m. – 5:00 p.m.; November 9, 2006, 8:30 a.m. – 1:00 p.m.

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.

A copy of the agenda may be obtained by contacting: Mark Robson, 2590 Executive Center Circle, East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: The ADA Coordinator, (850)488-6411. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Mark Robson, 2590 Executive Center Circle, East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

FINANCIAL SERVICES COMMISSION

The **Office of Insurance Regulation** announces a public hearing to which all persons are invited.

DATE AND TIME: August 25, 2006, 10:30 a.m. – 4:00 p.m.

PLACE: Conrad Hotel, 1395 Brickell Avenue, Miami, Florida. Contact name and number: John Rosbury, Life and Health Product Review, (850)413-5114.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Office of Insurance Regulation in conjunction with Georgetown University has begun a comprehensive analysis on the regulation of Discount Medical Plans (also known as Discount Medical Cards.) The project includes a public hearing to solicit input from those who may be affected by these plans. The public is being invited to participate in the hearing and give input about Discount Medical Plans sold in Florida.

If you are unable to attend this public hearing, please forward your comments to John Rosbury at john.rosbury@fldfs.com

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

WALTON COUNTY, FLORIDA

Walton County, Florida announces a public hearing to which all persons are invited.

DATE AND TIME: September 14, 2006, 6:00 p.m. – 8:00 p.m. (CST)

PLACE: Walton County Coastal Branch Library, 336 Greenway Trail, Santa Rosa Beach, Florida 32459

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; and social, economic, and environmental effects of Financial Project Identification Number

413039-1-54-01, otherwise known as New Access Road West and New Access Road East. The limits of the project corridor are from Mack Bayou Road to U.S. 331 and from U.S. 331 to CR 395, Walton County, Florida.

Anyone needing project or public hearing information or special accommodations under the Americans With Disabilities Act of 1990 should write to Mr. Chris Merritt, the address given below or call telephone number (850)575-1800. Special accommodation requests under the Americans with Disabilities Act should be made at least seven (7) days prior to the public hearing. This hearing is being held to comply with Title VI of the Civil Rights Act of 1964, and Title VIII of the Civil Rights Act of 1968, as amended.

A copy of the agenda may be obtained by writing to: Mr. Chris Merritt, Public Involvement Coordinator, PBS&J, 1901 Commonwealth Lane, Tallahassee, Florida 32303 or by emailing clmerritt@pbsj.com

FLORIDA HEALTH REINSURANCE PROGRAM

The **Florida Health Reinsurance Program** announces a meeting of its Board of Directors.

DATE AND TIME: August 24, 2006, 10:00 a.m. – 3:00 p.m.
 PLACE: Conrad Hotel, 1395 Brickell Avenue, Miami, FL
 GENERAL SUBJECT MATTER TO BE CONSIDERED: The board will conduct regular business of the Program, take testimony on the health insurance market in Florida and review a draft report on the state of the health insurance market in Florida.

A copy of the agenda may be obtained by calling (850)422-7766.

In accordance with the Americans with Disability Act, persons needing a special accommodation to participate in the meeting should call (850)422-7766, at least five working days prior to the meeting.

TAMPA BAY ESTUARY PROGRAM

The **Tampa Bay Estuary Program** (TBEP) announces scheduling of a Management Board Meeting to which all persons are invited.

DATE AND TIME: Friday, August 18, 2006, 9:00 a.m.
 PLACE: Tampa Bay Regional Planning Council, 4000 Gateway Centre Boulevard, Suite 100, Pinellas Park, Florida
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Action will be taken on approval of the FY 06/07 agency-wide budget, results of NEP Non-Profit (501c3) survey and staff recommendations, and amendment to the TBEP Interlocal Agreement.

Please note that if a person decides to appeal any decision made by the Tampa Bay Estuary Program Management Board to any matter considered at the above-cited meeting, 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 **Tampa Bay Estuary Program** (TBEP) announces scheduling of a Policy Board Meeting to which all persons are invited.

DATE AND TIME: Friday, August 18, 2006, 1:00 p.m.
 PLACE: Tampa Bay Regional Planning Council, 4000 Gateway Centre Boulevard, Suite 100, Pinellas Park, Florida
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Action will be taken on approval of the FY 06/07 agency-wide budget, results of NEP Non-Profit (501c3) survey and staff recommendations, and amendment to the TBEP Interlocal Agreement.

Please note that if a person decides to appeal any decision made by the Tampa Bay Estuary Program Policy Board to any matter considered at the above-cited meeting, 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 **Tampa Bay Estuary Program**, Policy Board will conduct a public hearing. All citizens are invited to attend and express their support or objections to the work plan budget.

DATE AND TIME: August 18, 2006, 1:00 p.m.
 PLACE: Tampa Bay Regional Planning Council, 4000 Gateway Centre Blvd., Pinellas Park, Florida
 GENERAL SUBJECT MATTER TO BE CONSIDERED: To present the Program’s Work Plan budget for fiscal year 2006, beginning October 1, 2006.

SOURCES OF FUNDING

Federal	\$ 492,600
Non-Federal	<u>492,600</u>
Total Funding	985,200

PROJECTED EXPENDITURES

Action Plan Implementation	\$ 640,126
Contracted Tech. Projects	105,000
Community Outreach	87,500
Partners Action Plan Imp.	<u>152,574</u>
Total Proj. Expenditures	985,200

For more information, please contact the Program office: 100 8th Ave., S. E., St. Petersburg, FL, call (727)893-2765, or e-mail our Office Administrator, ron@tbep.org

FLORIDA WORKERS’ COMPENSATION JOINT UNDERWRITING ASSOCIATION

The **Florida Workers’ Compensation Joint Underwriting Association, Inc.**, FWCJUA, announces a Producer Committee teleconference meeting to which all interested parties are invited to attend.

DATE AND TIME: August 21, 2006, 1:00 p.m.
PLACE: To participate in the teleconference meeting, please contact Kathleen Coyne, (941)378-7408.
GENERAL SUBJECT MATTER TO BE CONSIDERED: The FWCJUA Producer Committee Agenda items will include but not limited to, approval of minutes; the Producer Authorization Agreement and the authorization process.
A copy of the agenda may be obtained from: FWCJUA's website, www.fwcjua.com or by contacting Kathleen Coyne, (941)378-7408.

The Florida Workers' Compensation Joint Underwriting Association, Inc., FWCJUA announces a Reinsurance Committee teleconference meeting to which all interested parties are invited to attend.
DATE AND TIME: August 23, 2006, 10:00 a.m.
PLACE: To participate in the teleconference meeting, please contact Kathleen Coyne, (941)378-7408
GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics will include approval of minutes; Reinsurance Intermediary confirmation; 2007 Reinsurance Program Goals and Market Strategy; and Workers Compensation NBCR Terrorism Facility.
A copy of the agenda may be obtained from: FWCJUA's website, www.fwcjua.com or by contacting Kathleen Coyne, (941)378-7408.

The Florida Workers' Compensation Joint Underwriting Association, Inc. FWCJUA announces an Audit Committee teleconference meeting to which all interested parties are invited to attend.
DATE AND TIME: August 29, 2006, 10:00 a.m.
PLACE: To participate in the teleconference meeting, please contact Kathleen Coyne, (941)378-7408
GENERAL SUBJECT MATTER TO BE CONSIDERED: The FWCJUA Audit Committee agenda topics will include approval of the minutes; appointment of 2006 Financial Auditor; and Audit Committee Charter Procedures Checklist.
A copy of the agenda may be obtained from: FWCJUA's website, www.fwcjua.com or by contacting Kathleen Coyne, (941)378-7408.

The Florida Workers' Compensation Joint Underwriting Association, Inc., FWCJUA announces an Operations Committee teleconference meeting to which all interested parties are invited to attend.
DATE AND TIME: August 30, 2006, 10:00 a.m.
PLACE: To participate in the teleconference meeting, please contact Kathleen Coyne, (941)378-7408

GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics will include approval of minutes; 2007 Business Plan and Forecast preliminary outline; Disaster Recovery Plan; and Document Management System update.
A copy of the agenda may be obtained from: FWCJUA's website, www.fwcjua.com or by contacting Kathleen Coyne, (941)378-7408

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: August 24, 2006, 1:00 p.m – 3:00 p.m.
PLACE: Office of Enterprise Florida, Inc., 390 North Orange Avenue, Suite 1300, Orlando, FL 32801. 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 Finance Corporation, 403 Brevard Avenue, Suite 1, Cocoa, Florida 32922.

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.
Any person requiring special accommodations at this meeting because of disability or physical impairment should contact the Florida Aerospace Finance Corporation.

H. LEE MOFFITT CANCER CENTER AND RESEARCH INSTITUTE

The **H. Lee Moffitt Cancer Center and Research Institute, Inc.** announces a public meeting to which all persons are invited.
DATE AND TIME: Wednesday, August 23, 2006, 12:30 p.m.
PLACE: Stabile Trustees Board Room, 12902 Magnolia Drive, Tampa, FL
GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the general business of the Board of Directors.
A copy of the agenda may be obtained by writing: Lori Payne, Administration, Moffitt Cancer Center, 12902 Magnolia Drive, SRB-COO, Tampa, FL 33612.

Persons requiring special accommodations due to disability or physical impairment should contact: Ms. Payne, by August 18, 2006.

The **H. Lee Moffitt Cancer Center and Research Institute**, Inc. announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, August 23, 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, August 18, 2006.

BLUE RIBBON IMPLEMENTATION WORKGROUP

The **Blue Ribbon Implementation Workgroup** announces a meeting to which all interested persons are invited.

DATE AND TIME: Monday, August 28, 2006, 2:00 p.m. – 5:00 p.m.

PLACE: Agency for Persons with Disabilities, Room 301, Tallahassee, FL

Contact Allison Chase with questions regarding the meeting (850)566-9606, achaseccg@comcast.net.

JUSTICE ADMINISTRATION COMMISSION

The **Justice Administrative Commission (JAC)** announces a meeting to which all interested persons are invited.

DATE AND TIME: August 30, 2006, 10:30 a.m. EST
PLACE: JAC Conference Room, 227 N. Bronough Street, Suite 2100, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: Justice Administrative Commission meeting.

For inquiries, contact Jessica Kranert, 1(866)355-7902.
An audio recording of this meeting will be made.

In conjunction with the Americans with Disabilities Act, please contact Human Resources at 1(866)355-7902, if special accommodations are needed. If you are hearing or speech impaired please contact the JAC using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD).

Section VII
Notices of Petitions and Dispositions
Regarding Declaratory Statements

DEPARTMENT OF REVENUE

NOTICE IS HEREBY GIVEN that the Florida Department of Revenue has issued a Declaratory Statement, pursuant to Section 120.565, F.S., for Diane Nelson, Pinellas County Tax Collector. The Petitioner had requested that the Department of Revenue withdraw TIP No. 06A01-01, or issue an amended TIP.

A copy of the Declaratory Statement may be obtained by contacting: Nancy Purvis, Agency Clerk, Office of General Counsel, P. O. Box 6668, Tallahassee, Florida 32314-6668, or (850)488-0712.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN that the Division of Florida Land Sales, Condominiums, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, received a Petition for Declaratory Statement In Re: Petition for Declaratory Statement, Land America/Lawyers Title Insurance Corporation; Docket No. 2006040278.

Whether Land America/Lawyers Title Insurance Corporation qualifies as an independent escrow agent under Section 718.202(8), Florida Statutes, and subsection 61B-20.003(1), Florida Administrative Code.

A copy of the Petition for Declaratory Statement, Docket Number 2006040278 may be obtained by writing: Agency Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217. Please refer all comments to Janis Sue Richardson, Chief Assistant General Counsel, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

NOTICE IS HEREBY GIVEN that the Division of Florida Land Sales, Condominiums, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has issued an Order Closing File In Re: Petition for Declaratory

Statement, Les Chateaux Condominium Inc., Mark Ladd, Unit Owner/Petitioner (originally filed as Les Chateaux Des Rois, Inc., No. I, Mark Ladd, Unit Owner/Petitioner), Docket Number 2006036990 because the Petition was withdrawn.

A copy of the Order Closing File on the Petition for Declaratory Statement, Docket Number 2006036990 may be obtained by writing to: Agency Clerk, Department of Business and Professional Regulation, Division of Florida Land Sales, Condominiums, and Mobile Homes, 1940 North Monroe Street, Tallahassee, Florida 32399-2217.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

Section 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:

City of Ormond Beach vs. Department of Community Affairs; Case No.: 06-2534RU; Rule No.: 9J-5

Florida Cable Telecommunications Association, Inc. vs. Public Service Commission; Case No.: 06-2733RP; Rule Nos.: 25-6.0341, 25-6.0342, 25-6.0343, 25-6.034, 25-6.064, 25-6.078, 25-6.115

Planned Parenthood of Southwest and Central Florida vs. Agency for Health Care Administration; Case No.: 06-2342RP; Rule No.: 59A-9

Bennett B. Richardson vs. Department of Management Services; Case No.: 06-1920RP; Rule No.: 60S-1.005(2)

Gloria Austin vs. Florida Department of Environmental Protection; Case No.: 06-2003RX; Rule Nos.: 62B-33.005(3)(a) and 62B-41.002(19)

Jo Heslin vs. Florida Department of Environmental Protection; Case No.: 06-2004RX; Rule Nos.: 62B-41.002(19) and 62B-33.005(3)(a)

Daniel George and Doris L. Wentz vs. Department of Environmental Protection; Case No.: 06-2309RX; Rule No.: 62B-33.008(10)

The Florida Chapter of the American College of Emergency Physicians, Inc. and Jorge Lopez-Ferrer, M.D. vs. State of Florida, Department of Health, Board of Medicine; Case No.: 06-1901RX; Rule No.: 64B8-11.001(7)(c)

Sergio Grau, by and through his next friend and parent, Denise Mota vs. Department of Children and Family Services; Case No.: 06-1950RX; Rule No.: 65-2.056(3)

The Florida Insurance Council, Inc., and National Association of Mutual Insurance Companies vs. The Department of Financial Services, Division of Insurance Fraud; Case No.: 06-1917RP; Rule Nos.: 69D-2.003, 69D-2.004, and 69D-2.005

Fair Isaac Corporation vs. State of Florida, Department of Financial Services, Office of Insurance Regulation, an agency of the State of Florida; Case No.: 06-2036RU; Rule No.: 69O-125.005

Laboratory Corporation of America Holdings and its Subsidiaries vs. Agency for Health Care Administration; Case No.: 06-2127RU

Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:

Florida Education Association and the Teachers Association of Lee County vs. Education Practices Commission; Case No.: 06-0546RP; Rule No.: 6B-4.010; Voluntarily Dismissed

The Florida Education Association and the Teachers Association of Lee County vs. Florida State Board of Education; Case No.: 06-0738RP; Rule No.: 6B-4.010; Voluntarily Dismissed

The Florida Education Association and the Teachers Association of Lee County and Polk County School Board vs. Florida State Board of Education and Department of Education; Case No.: 06-1044RP; Rule No.: 6B-4.010; Dismissed'

Clement Colgan, Jonathan Krauser, Robert Payton, Scott Steiger and Kimberly Watson vs. Florida Department of Law Enforcement; Case No.: 06-1206RU; Rule No.: 11D-8; Dismissed

Florida Prisoners' Legal Aid Organization, Inc. vs. Florida Parole Commission; Case No.: 06-0748RP; Rule No.: 23-21; Dismissed

Patrick Johnson vs. Florida Parole Commission; Case No.: 06-1922RX; Rule Nos.: 23-21.015 and 23-21.0155; Dismissed

DEGC Enterprises, d/b/a CCS Medical vs. Agency for Health Care Administration; Case No. 06-1646RU; Rule No.: 59A-25.002(2); Dismissed

Brent A. Moody vs. Department of Business and Professional Regulation, Division of Alcoholic Beverages and Tobacco; Case No.: 06-0260RX; Rule Nos.: 61A-5.0105(2), 61A-5.747, and 61A-2.019; Dismissed

Michael John Badanek, D.C. vs. Department of Health, Board of Chiropractic Medicine; Case No.: 06-0798RX; Rule No.: 64B2-15.001(2)(e), (i), and (l); Dismissed

Kanithahalli Satya-Prakash, PH.D. vs. Department of Health, Board of Clinical Laboratory Personnel; Case No.: 06-0832RX; Rule No.: 64B3-5.007; Dismissed

The Florida Chapter of the American College of Emergency Physicians, Inc. and Jorge Lopez-Ferrer, M.D. vs. State of Florida, Department of Health, Board of Medicine; Case No.: 06-1901RX; Rule No.: 64B8-11.001(7)(c); Dismissed

Florida Surety Agents Association, Inc. vs. Department of Financial Services, and Athena Solutions, LLC.; Case No.: 06-0597RU; Rule No.: 69B-228; Dismissed

The Florida Insurance Council, Inc., and National Association of Mutual Insurance Companies vs. The Department of Financial Services, Division of Insurance Fraud; Case No.: 06-1917RP; Rule Nos.: 69D-2.003, 69D-2.004 and 69D-2.005; Dismissed

Manning Building Supplies, Inc. vs. Department of Financial Services; Case No.: 06-1286RX; Rule Nos.: 69L-5.101(4), 69L-5.102(2)(b), 69L-5.102(3) and 69L-5.103(3)(a); Voluntarily Dismissed

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 AGRICULTURE AND CONSUMER SERVICES

INVITATION TO BID

As a Contractor, you are invited to submit a bid to the Florida Department of Agriculture and Consumer Services, Division of Animal Industry, hereinafter referred to as Owner, for installation of an HVAC system in the Administration Building of the Kissimmee Diagnostic Laboratory which shall include all labor, equipment, materials necessary to complete the installation of the HVAC system per engineering specifications. The Project Budget is: \$245,000.00.

PROJECT NAME AND LOCATION: HVAC System at the Division of Animal Industry, Kissimmee Diagnostic Laboratory, 2700 N. John Young Parkway, Kissimmee, Florida 34741.

SOLICITATION DOCUMENT: The entire solicitation document, including plans and specifications, may be viewed and downloaded from the Vendor Bid System at <http://www.myflorida.com>, click on Business, Doing Business with the State of Florida, Everything for Vendors and Customers, Vendor Bid System, Search Advertisements, Bid Number ITB/AI-06/07-10, or by calling the Purchasing Office at (850)487-3727.

MANDATORY PRE-BID CONFERENCE/SITE VISIT: Each bidder must, before submitting a bid, attend the mandatory pre-bid conference/site visit. The pre-bid conference/site visit will be held on August 24, 2006, at 10:00 a.m., at the Division of Animal Industry, Kissimmee Diagnostic Laboratory, 2700 N. John Young Parkway, Kissimmee, Florida 34741. During the pre-bid conference a site visit will be held for prospective bidders. It is the bidders' responsibility to consider any and all site conditions or requirements for the project. Plans and engineering specifications will be available at the mandatory pre-bid conference/site visit.

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.

DISCRIMINATION; DENIAL OR REVOCATION FOR THE RIGHT TO TRANSACT BUSINESS WITH PUBLIC ENTITIES: An entity or affiliate who had been placed on the discriminatory vendor list 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.

PERFORMANCE BOND: A performance bond in the amount of one-hundred percent (100%) of the base bid price shall be required.

Sealed bids will be received, publicly opened and read aloud on:

DATE AND TIME: September 12, 2006, 2:00 p.m.

PLACE: Department of Agriculture and Consumer Services, 407 S. Calhoun Street, Room SB8, Mayo Building, Tallahassee, Florida 32399, (850)487-3727.

CONTRACT AWARD: The official Notice of Award Recommendation will be by electronic posting at http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu.

Failure to file a protest within the time prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. If no protest is filed the contract will be awarded to the qualified, responsive low bidder in accordance with Chapter 60D-5, F.A.C. by the Owner.

INVITATION TO BID

As a Contractor, you are invited to submit a bid to the FLORIDA DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES, DIVISION OF FORESTRY, hereinafter referred to as Owner, for the construction of building facilities at St. Lucie Forestry Station located on the east side of Peacock Road at the St. Lucie Fair Grounds in St. Lucie County which shall include all labor, equipment, materials necessary to construct the building. This project was previously bid in July, 2006, but now includes revised technical specifications. The revised project budget is: \$550,000.00.

PROJECT NAME AND LOCATION: Construction of a Building at St. Lucie Forestry Station, St. Lucie County, Florida.

SOLICITATION DOCUMENT: The entire solicitation document, including plans and specifications, may be viewed and downloaded from the Vendor Bid System at <http://www.myflorida.com>, click on Business, Doing Business with the State of Florida, Everything for Vendors and Customers, Vendor Bid System, Search Advertisements, Bid Number ITB/DF-06/07-02-REV, or by calling the Purchasing Office at (850)487-3727.

MANDATORY PRE-BID CONFERENCE/SITE VISIT: Each bidder must, before submitting a bid, attend the mandatory pre-bid conference/site visit. The pre-bid conference/site visit will be held on August 22, 2006, at 10:30 a.m., at the Division of Forestry, Ft. Pierce Forestry Station, 1025 Edwards Road, Ft. Pierce, Florida 34950. During the pre-bid conference a site visit will be held for prospective bidders. It is the bidders' responsibility to consider any and all site conditions or requirements for the project. Plans and engineering specifications will be available at the mandatory pre-bid conference/site visit. Please note that if bidders' attended the mandatory pre-bid conference held on July 19, 2006, and have a signed site visit form, attendance at the August 22, 2006, pre-bid is not required. If bidders' do not have a signed site visit form, then attendance shall be mandatory at the August 22, 2006, pre-bid conference/site visit.

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.

DISCRIMINATION; DENIAL OR REVOCATION FOR THE RIGHT TO TRANSACT BUSINESS WITH PUBLIC ENTITIES: An entity or affiliate who had been placed on the discriminatory vendor list 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.

PERFORMANCE BOND: A performance bond in the amount of one-hundred percent (100%) of the base bid price shall be required.

Sealed bids will be received, publicly opened and read aloud on:

DATE AND TIME: September 8, 2006, 2:00 p.m.

PLACE: Department of Agriculture and Consumer Services, 407 S. Calhoun Street, Room SB8, Mayo Building, Tallahassee, Florida 32399, (850)487-3727

CONTRACT AWARD: The official Notice of Award Recommendation will be by electronic posting at http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu.

Failure to file a protest within the time prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. If no protest is filed the contract will be awarded to the qualified, responsive low bidder in accordance with Chapter 60D-5, F.A.C., by the Owner.

DEPARTMENT OF EDUCATION

NOTICE TO PROFESSIONAL CONSULTANTS

The University of Central Florida announces that Professional Services in the discipline of architecture will be required for the project listed below:

Project No. UCF-516

Project and Location: Recreation and Wellness Center, University of Central Florida, Orlando, Florida 32816-3020.

The phased design and construction of new athletics facilities spaces in this phase may include but not be limited to:

Fitness Space- weight room –free weights/ Cardio and Selectorized

Mac Gymnasium-additional courts

Multi-purpose rooms-combative/group exercise-movement exploration

Outdoor Adventure Center

Boldering Wall

Outdoor Pool- Six lane lap with deep water

Athletic Training room

Racquetball Courts

Retail/ Food Service

Renovation of the existing Wellness center- First Floor office and meeting rooms for RWC use – office/storage/ custodial/maintenance and or laundry space

Relocation and design for the current Wellness Center-Health Centers areas within the expansion

Support Facilities for the Outdoor Park

Pavilion type structure at Lake Claire

The expansion will be located on the University of Central Florida campus adjacent to the existing Recreation Services building. The project cost will be approximately \$11,799,839.

This facility will be in the planning phase in the 2006-2007.

The selected firm will provide design, construction documents and administration for the referenced project. Blanket professional liability insurance will be required for this project in the amount of \$1,000,000, and will be provided as a part of Basic Services.

INSTRUCTIONS:

Firms desiring to apply for consideration must submit a letter of application.

The letter of application should have attached:

1. The most recent version of the "Professional Qualifications Supplement" dated 7/03, completed by the applicant. Applications on any other form will not be considered.
2. A copy of the applicant's current Professional Registration Certificate from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.

Submit four (4) copies of the above requested data bound in the order listed above. Applications which do not comply with the above instructions may be disqualified. Application materials will not be returned.

The plans and specifications for the University of Central Florida projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of placement on the convicted vendor list.

Professional Qualifications Supplement forms, descriptive project information, and selection criteria may be obtained by contacting: Ms. Gina Seabrook, University of Central Florida, Phone (407)823-2166, Fax (407)823-5141, Email: gseabroo@mail.ucf.edu, Web site www.fp.ucf.edu.

Submittals must be received in the Physical Plant Building, University of Central Florida, Office of Facilities Planning, 4000 Central Florida Boulevard, P. O. Box 163020, Orlando, FL 32816-3020, by 5:00 p.m. (local time), on September 22, 2006. Facsimile (FAX) submittals are not acceptable and will not be considered. Late submissions will not be accepted.

PUBLIC ANNOUNCEMENT OF CONSTRUCTION MANAGEMENT SELECTION RESULTS

The Florida School for the Deaf and the Blind announces that on the date listed below ranking was determined and an intent was issued to negotiate and enter into a continuing contract for Construction Management Services in accordance with the Consultants Competitive Negotiation Act, for the following:

DATE: July 26, 2006
 NAME OF AGENCY: Florida School for the Deaf and the Blind
 PROJECT NAME: Continuing Contract for Construction Management Services

1. WG Mills, Inc.
2. C. C. Borden Construction, Inc.
3. Rivers and Rivers, Inc.

DEPARTMENT OF TRANSPORTATION

NOTICE OF BID/PROPOSAL OPPORTUNITY

The Florida Department of Transportation District 6 announces the following project:

BID/PROPOSAL NUMBER: E-6D55
 FINANCIAL PROJECT NUMBER: 419798-1-K2-01 / 419798-2-K2-01
 MBE/DBE RESERVATION OR PREFERENCE: None
 DEADLINE FOR SUBMITTAL OF PRE-QUALIFICATION REQUIREMENTS: August 29, 2006, 5:00 p.m.
 BID/PROPOSAL DUE DATE AND TIME: September 7, 2006, 2:00 p.m.

SCOPE OF SERVICES: Sealed written bids are requested from qualified, experienced, and licensed General Contractors or Certified Roofing Contractors to provide replacement of the roofs of the South Dade Maintenance Yard Warehouse, Auto Shop and Auditorium damaged by hurricanes Katrina & Wilma located at 14655 Southwest 122nd Avenue, Miami, Florida 33186.

MANDATORY PRE-BID/PROPOSAL MEETING: August 24, 2006, 10:00 a.m., at the South Dade Maintenance Yard "Auditorium", 14655 Southwest 122nd Avenue, Miami, Florida 33186.

MANDATORY SITE INSPECTION MEETING: The Mandatory Site Inspection will be immediately following the Mandatory Pre-Bid/Proposal Meeting on August 24, 2006.

Bid/Proposal documents will only be issued to Bidders/Proposers who have been pre-qualified by the District Six Contracts & Procurement Office and who have attended the Mandatory Pre-Bid/Proposal Meeting and the Mandatory Site Inspection Meeting.

MINIMUM QUALIFICATIONS: Bidders/Proposers must submit their qualifications prior to the deadline of August 29, 2006, 5:00 p.m. However Bidders/Proposers are urged to submit qualifications prior to the Mandatory Pre-Bid/Proposal Meeting so that Letters of Pre-Qualification shall be available for pick up at the Mandatory Pre-Bid/Proposal Meeting. Letters of Pre-qualification will only be issued to qualified Bidders/Proposers. Each Bidder/Proposer whose field is governed by Chapters 399, 455, 489, and 633, Florida Statutes, for Licensure or Certification must submit Pre-qualification data of their eligibility to submit Bids/Proposals prior to the Bid/Proposal Opening Date. After the Bid/Proposal Opening,

the low Bidder/Proposer must qualify in accordance with Rule 60D-5.004, Florida Administrative Code. A copy of the rule requirements is included in the Bid/Proposal Package. Each Bidder/Proposer must be pre-qualified by the District Six Contracts & Procurement Office prior to the issuance of Bid/Proposal forms.

To pre-qualify each Bidder/Proposer shall be required to submit the following along with their prequalification letter:

1. Provide proof that their firm is certified with the State of Florida as a Certified General Contractor with a Division 1(A) License or proof that their firm is certified with the State of Florida as a Certified Roofing Contractor.
2. A copy of the state Corporate Charter issued by the Department of State, Division of Corporations, if its firm is a corporation.
3. Provide proof of being actively involved in providing roofing services for a minimum of three (3) continuous years and replaced roofs in at least three (3) locations of similar size.
4. Provide documentation of successful and satisfactory completion of at least three (3) roofs which have been replaced within the last three (3) years.
5. Provide a minimum of three (3) verifiable customer references in the Broward, Miami-Dade and/or Palm Beach County. A list of facilities, including contact information, size of facility, facility use description, addresses & location of facilities where services are either currently provided, or have been provided, shall be included in the reference.
6. Provide proof that the roofing applicator company specializing in installation of S.B.S. modified bitumen mineral surfaced membranes has three (3) years documented satisfactory experience; has completed at least three (3) projects of similar size and complexity; and is approved and certified by the membrane manufacturer.
7. Provide proof that roofing applicator's key supervisory personnel and membrane applicators shall have attended membrane manufacturer's training school.

In the addition to the above the bidder shall be required to submit the following along with their sealed bid:

1. Provide a letter from a surety company to document your firm's ability to obtain the required performance bond and labor and materials bond.
2. Provide a list of any, and all of sub-contractors, licensure and insurance.
3. Bidders shall be required to submit with their bid a current Dade County Product Control Notice of Acceptance per the Florida Building Code for any materials that will be used for the work performed.
4. Bidders shall obtain and provide with their bid a copy of all proposed guarantees or warranties for the materials, or special construction procured or supplied by them.

5. Bidders shall submit properly identified product data for modified bitumen mineral surfaced roofing membrane, flashings, joints and crack sealants, with temperature range for application of membrane and published installation instructions.
6. Bidders shall submit two (2) samples of each type of fastener and fastener assembly.
7. Bidders shall submit a sample guaranty/warranty and letter from membrane manufacturer approving applicator as an approved installer.

BID/PROPOSAL GUARANTY BOND: If the bid amount is less than one hundred thousand dollars (\$100,000.00) no bid guaranty is required, however, if the bid amount exceeds one hundred thousand dollars (\$100,000.00), a five percent (5%) bid guaranty of the bid amount must accompany the Bid/Proposal, or the bid shall be deemed non-responsive and rejected. The bid guaranty shall be in the form of a certified check, cashier's check, treasurer's check, bank draft, or bid bond made payable to the Florida Department of Transportation. Bidders/Proposers shall refer to section A-24 of the Fixed Capital Outlay specifications for clarification of the bid guaranty amount.

PERFORMANCE BOND AND LABOR AND MATERIALS BOND: If the construction contract award amount is one hundred thousand dollars (\$100,000.00) or less, a Performance Bond or a Labor and Material Payment Bond are not required. If the contract sum exceeds one hundred thousand dollars (\$100,000.00) a Performance Bond of one hundred percent (100%) and Labor and Materials Bond of one hundred percent (100%) shall be required. If increases are made to the original contract sum, the contractor shall also furnish the Florida Department of Transportation (FDOT) with additional bonding equivalent to the increases Bidders/Proposers shall refer to section A-25 of The Fixed Capital Outlay Specifications for clarification of the Performance Bond and Labor and Materials Bond amount and the provisions surety companies are required to comply with. If A Performance Bond and Labor and Materials Bond is required the Bidder/Proposer must submit along with their sealed Bid a letter from a surety company (who meets the requirements stated above) stating their intent to provide a one hundred percent (100%) Performance Bond and a one hundred percent (100%) Labor and Materials Bond.

REQUESTING BID/PROPOSAL DOCUMENTS: Requests for Plans, Specifications and/or Bid/Proposal Documents should be directed to Nancy Kay Lyons, District Contracts & Procurement Manager, Florida Department of Transportation, District Six Contracts & Procurement Office, 1000 Northwest 111th Avenue, Room #6203, Miami, Florida 33172, Fax Number (305)470-5717. Projects may also be requested via Internet e-mail, via the Infobox System or on the District Six Website. For Internet e-mail requests please send your request to d6.contracts@dot.state.fl.us. If you have been provided an Infobox access number, please dial (305)470-5871, and follow

the prompts to order a Bid/Proposal package. Enter the document number 6301. The Bid/Proposal package will be mailed within 48 hours. For a copy of the District Six Bid Request Form, please visit the District Six website at www.dot.state.fl.us/contractsadministrationdistrict6.

BID/PROPOSAL OPENING AND POSTING OF BID TABULATIONS: Sealed bids will be received until 2:00 p.m. on September 7, 2006 at the District Six Main Building, Front Lobby, 1000 Northwest 111th Avenue, Miami, Florida 33172. The bid opening will be held in the District Six Main Building, 1000 Northwest 111th Avenue Conference Room 6204A, Miami, Florida 33172 after receipt of bids/proposals.

To receive a listing of firms who submitted bids/proposals please visit the District Six website at www.dot.state.fl.us/contractsadministrationdistrict6, click on "Preliminary Bid Results", and then click on September 7, 2006. You may also contact the Department's Infobox System and order catalog number 4 at (305)470-5871 after 5:00 p.m., on September 7, 2006.

POSTING INFORMATION: Unless otherwise notified in writing the notice of intent to award will be posted on the District Six website at www.dot.state.fl.us/contractsadministrationdistrict6 as well as on the Florida vendor bid system at www.myflorida.com (click on "Business", click on "Doing business with the state", under "everything for vendors and customers", click on "Vendor Bid System (VBS)", on September 21, 2006 at 5:00 p.m., and will remain posted for a period of seventy-two (72) hours.

The notice of intent to award will also be posted at the Florida Department of Transportation, District Six Contracts and Procurement Office, 1000 Northwest 111th Avenue, Miami, Florida 33172, on September 21, 2006, 5:00 p.m. If the Department is unable to post as defined above, the Department will notify all Bidders/Proposers by mail, fax and/or telephone. The Department will provide written notification of any future posting in a timely manner.

BID SOLICITATION/AWARD/NON-AWARD PROTEST RIGHTS: Any person adversely affected by this Bid Solicitation shall file a notice of protest within 72 hours of receipt of the bid documents. Any person adversely affected by the intended decision of the Department to award a contract or to reject all bids shall file a notice of protest within 72 hours after the posting. If notice of intended decision is given by certified mail or express delivery, the adversely affected person must file the notice of protest within 72 hours after receipt of the notice of intent.

A formal written protest must be filed within ten (10) days after filing the notice of protest. The formal written protest shall state with particularity the facts and law upon which the protest is based. All protests must be submitted in accordance with Sections 120.569 and 120.57, Florida Statutes. The required notice of protest and formal protest must each be timely filed with the Clerk of Agency Proceedings, Florida

Department of Transportation, 605 Suwannee Street, MS 58 Room 550, General Counsel's Office, Tallahassee, Florida 32399-0458.

In accordance with Section 120.57(3), Florida Statutes, failure to file a protest within the time prescribed in Section 120.57(3), Florida Statutes, or failure to post the bond or other security required by law within the time allowed for filing a bond shall constitute a waiver of proceedings under Chapter 120, Florida Statutes.

THE DEPARTMENT RESERVES THE RIGHT TO REJECT ANY OR ALL BIDS/PROPOSALS RECEIVED.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

WATER MANAGEMENT DISTRICTS

**REQUEST FOR QUALIFICATIONS
NO. 05/06-065 LM**

The Suwannee River Water Management District is interested in obtaining the services of an incorporated Professional Engineering Firm with a valid State of Florida Certificate of Authorization or an independent Registered Florida Professional engineer specializing in the evaluation and preservation of historic structures. The purpose of this work is to evaluate the structural integrity of the Suwannee Springs springhouse located in Suwannee County; recommend measures for remediation and preservation, and supervise implementation of these measures, if practicable.

Each FIRM being considered for this project is required to submit a Statement of Qualifications. The Statement of Qualifications shall include sufficient information to enable the DISTRICT to evaluate the capability of the FIRM to provide the desired services.

Proposed Schedule

Date:	Event:
August 25, 2006	Deadline for Statement of Qualifications, 4:00 p.m. at the DISTRICT office. Opening of packages will occur at this time.*
September 5, 2006	DISTRICT selection of short listed firms at 4:00 p.m. at DISTRICT office.*
September 15, 2006	Professional presentations begin at 9:00 a.m. at DISTRICT office.*

October 10, 2006 Governing Board meeting, 3:00 p.m. at District office, to request authorization to negotiate with the number 1 ranked firm.*

* Denotes Public Meetings. All times denote DISTRICT local times.

Additional information and request packages may be obtained by logging on to www.mysuwanneeriver.com or by contacting: Gwen Lord, Administrative Assistant, 9225 CR 49, Live Oak, Florida 32060, (386)362-1001 or 1(800)226-1066, email lord_g@srwmd.state.fl.us. Questions regarding the project should be addressed to: Megan Wetherington, Water Resources Engineer II, (386)362-1001 or 1(800)226-1066, email wetherington_m@srwmd.state.fl.us.

DEPARTMENT OF MANAGEMENT SERVICES

Notice of Bid/Request for Proposal
NOTICE TO PROFESSIONAL CONSULTANTS

FOR ARCHITECTURAL AND ENGINEERING SERVICES
The Department of Management Services (DMS), Division of Real Estate Development and Management, announces that architectural and engineering professional services are required for the project listed below.

PROJECT NUMBER: MSFM-26002110

PROJECT NAME: Rework Prototype 100K NSF Office Building Shell

PROJECT LOCATION: Tallahassee, Florida

BUDGET: Modify the existing shell design for a new prototype office building that is planned to be repeated in the Tallahassee area and possibly other state project sites as activated. Please note that this will be an accelerated project schedule.

For details please visit the Department's website listed below and click on "Search Advertisement – Division of Real Estate Development and Management." http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu

Notice of Bid/Request for Proposal
NOTICE TO PROFESSIONAL CONSULTANTS

FOR ARCHITECTURAL AND ENGINEERING SERVICES
The Department of Management Services (DMS), Division of Real Estate Development and Management, announces that professional services in marine civil engineering are required for the project listed below.

PROJECT NUMBER: DOS-25076000

PROJECT NAME: Design and Planning Phase for Seawall, Miami Circle / Brickell Point Property, Dade County

PROJECT LOCATION: Miami, Dade County, Florida

BUDGET: Projected cost estimate for new embedded steel sheet pile seawall exceeds \$1,000,000.00. Funding for this phase is limited to full service design through 100% Contract

Documents preparation and permitting. Future funding has been requested for construction funding and completion of consultant contract obligations.

For details please visit the Department's website listed below and click on "Search Advertisement – Division of Real Estate Development and Management." http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

NOTICE OF INVITATION TO BID BID NO. BDC03-06/07

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Construction is soliciting formal competitive bids for the project listed below:

PROJECT NAME: John U. Lloyd Beach State Park – Parking Lot Expansion

SCOPE OF WORK: The contractor shall provide the necessary labor, supervision, equipment and materials required to construct two parking lots.

PARK LOCATION: John U. Lloyd Beach State Park, 6503 N. Ocean Dr., Dania Beach, FL 33004

PROJECT MANAGER: Richard Reinert, Bureau of Design and Construction, Telephone Number: (850)488-5372, Fax Number: (850)488-1141

MINORITY BUSINESS REQUIREMENT: The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

PREQUALIFICATION: When the total bid price including alternates exceeds \$200,000.00, each bidder whose field is governed by Chapter 399, 489, and 633, Florida Statutes, for licensure or certification must submit prequalification data of their eligibility to submit bids five (5) calendar days prior to the opening date.

INSTRUCTIONS: Any firm desiring plans and bid specifications for this project may obtain a copy by writing the address or calling the telephone number below. Plans and specifications will be available on August 11, 2006 at: John U. Lloyd Beach State Park, 6503 N. Ocean Dr., Dania Beach, FL 33004, Attention: Sidney Leve, (954)923-2833

ADA REQUIREMENTS: Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the

attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact the Bureau of Design and Construction, (850)488-5372, at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

BID SUBMITTAL DUE DATE: No later than 3:30 p.m., Wednesday, September 6, 2006, to the below address: Florida Department of Environmental Protection, Bureau of Design and Construction, 3540 Thomasville Road, Tallahassee, Florida 32309. The Department reserves the right to reject any or all bids. Michael Renard, Contracts Manager, Bureau of Design and Construction.

NOTICE OF INVITATION TO BID BID NO. BDC05-06/07

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Construction is soliciting formal competitive bids for the project listed below:

PROJECT NAME: Eden Gardens State Park- Historic Wesley House Re-Roof

SCOPE OF WORK: The contractor shall provide the necessary labor, supervision, equipment and materials required to re-roof the Historic Wesley House.

PARK LOCATION: Eden Gardens State Park, Off US 98 on CR 395

PROJECT MANAGER: Kimsey Helms, Bureau of Design and Construction, Telephone Number: (850)488-5372 Fax Number: (850)488-3537

MINORITY BUSINESS REQUIREMENT: The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

PREQUALIFICATION: When the total bid price including alternates exceeds \$200,000.00, each bidder whose field is governed by Chapters 399, 489, and 633 of the Florida Statutes for licensure or certification must submit prequalification data of their eligibility to submit bids five (5) calendar days prior to the opening date.

INSTRUCTIONS: Any firm desiring plans and bid specifications for this project may obtain a copy by writing the address or calling the telephone number below. Plans and specifications will be available on August 11, 2006 at: Eden Gardens State Park, 181 Eden Gardens Road, Point Washington, FL 32454, Attention: Dan Blanner, Telephone Number: (850)233-5058

ADA REQUIREMENTS: Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact the Bureau of Design and Construction at (850)488-5372 at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling (800)955-8771 (TDD) or (800)955-8770 (Voice).

PRE-BID MEETING: The Pre-Bid Meeting is not mandatory, however, attendance is highly encouraged. The meeting is scheduled at site, August 23, 2006 at 11:00 a.m. local time.

BID SUBMITTAL DUE DATE: No later than 4:00 p.m., Wednesday, September 6, 2006 to the below address: Florida Department of Environmental Protection Bureau of Design and Construction, 3540 Thomasville Road, Tallahassee, Florida 32309. The Department reserves the right to reject any or all bids. Michael Renard, Contracts Manager, Bureau of Design and Construction.

NOTICE OF INVITATION TO BID

BID NO. BDC07-06/07

The Department of Environmental Protection, Division of Recreation and Parks, Bureau of Design and Construction is soliciting formal competitive bids for the project listed below:

PROJECT NAME: Sebastian Inlet State Park – Modular Home Installation

SCOPE OF WORK: The contractor shall provide the necessary labor, supervision, equipment and materials required to install a DCA approved modular home on a permanent foundation at Sebastian Inlet State Park in Brevard County to Florida Building Code and local government permitting requirements.

PARK LOCATION: Sebastian Inlet State Park, 9700 S. A1A, Melbourne Beach, FL 32951

PROJECT MANAGER: Don Gerteisen, Bureau of Design and Construction, Telephone Number: (850)488-5372, Fax Number: (850)488-1141

MINORITY BUSINESS REQUIREMENT: The Department of Environmental Protection supports diversity in its Procurement Program and requests that all sub-contracting opportunities afforded by this bid embrace diversity enthusiastically. The award of sub-contracts should reflect the full diversity of the citizens of the State of Florida. The Department will be glad to furnish a list of Minority Owned Firms that could be offered sub-contracting opportunities.

PREQUALIFICATION: When the total bid price including alternates exceeds \$200,000.00, each bidder whose field is governed by Chapters 399, 489, and 633 of the Florida Statutes

for licensure or certification must submit prequalification data of their eligibility to submit bids five (5) calendar days prior to the opening date.

INSTRUCTIONS: Any firm desiring plans and bid specifications for this project may obtain a copy by writing the address or calling the telephone number below. Plans and specifications will be available on August 11, 2006 at: Alfred B. Maclay Gardens State Park, 3540 Thomasville Road, Tallahassee, FL 32309, Attention: Dorothy Brown, Telephone Number: (850)488-5372

ADA REQUIREMENTS: Any person with a qualified disability shall not be denied equal access and effective communication regarding any bid/proposal documents or the attendance at any related meeting or bid/proposal opening. If accommodations are needed because of disability, please contact the Bureau of Design and Construction, (850)488-5372, at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

BID SUBMITTAL DUE DATE: No later than 4:30 p.m., Wednesday, September 6, 2006, to the below address: Florida Department of Environmental Protection, Bureau of Design and Construction, 3540 Thomasville Road, Tallahassee, Florida 32309. The Department reserves the right to reject any or all bids. Michael Renard, Contracts Manager, Bureau of Design and Construction.

DEPARTMENT OF HEALTH

NOTICE TO PROFESSIONAL CONSULTANTS FOR PROFESSIONAL SERVICES FOR ARCHITECTURE-ENGINEERING

The State of Florida, Department of Health, Division of Administration, Bureau of General Services, Office of Design and Construction, announces that professional services are required for the project listed below. Applications being sent via the U. S. Mail or via overnight express service shall be sent to, Charles L. Alby, Senior Architect, Florida Department of Health, Office of Design and Construction, 4052 Bald Cypress Way, BIN #B06, Tallahassee, Florida 32399-1734, phone (850)245-4444, ext. 3167, Facsimile (850)412-1419.

PROJECT NUMBER: DOH 50605100

PROJECT NAME: New Facility Children’s Medical Services – Rockledge

SERVICES TO BE PROVIDED: Architecture-Engineering Services for the development of a new 26,000 square foot Florida Department of Health Children’s Medical Services facility to be located in Viera, Florida (Melbourne area), on property adjacent to the new Brevard County Health Department. The scope of work will include, but not limited to,

the development of the project from programming, design through construction documents and construction administration. Site will consist of approximately 3.34 acres.

ESTIMATED CONSTRUCTION BUDGET: \$7,200,000.00

ACCOUNT NO: 64-10-1-000319-64300100-00-084101-07

RESPONSE DUE DATE: By 4:00 p.m., local time, Tuesday, September 12, 2006.

Submissions shall be titled "ARCHITECTURAL AND ENGINEERING QUALIFICATIONS for NEW CHILDRENS MEDICAL SERVICES FACILITY – ROCKLEDGE. Facsimile (FAX) submittals are not acceptable and will not be considered.

INSTRUCTIONS: Submit three (3) bound copies of the following information: *

1. Table of contents.
2. Letter of interest.
3. A copy of the current Department of Health Professional Qualifications Supplement (PQS) Form DBC5112 Revised 10/97. A copy can be obtained by calling (850)245-4066. Submittals are required on the provided Department of Health forms, substitution and attachment forms are subject to disqualification.
4. A copy of the firm's current Florida Professional License registration. (Proper registration at the time of application is required.
5. (CORPORATIONS ONLY) Current Corporate Certificate providing evidence of validation date and designation of professional or professionals qualifying the corporation to practice Architecture and/or Engineering.
6. Completed Standard Form 254.
7. Completed Standard Form 255.
*In Article Eight, Work by Firm or Joint-Venture Members, list only projects designed, under construction, and/or completed within the past five (5) years.
8. A stamped self-addressed if the applicant would like a Notice of Selection result.

* All applicants are urged to limit their submittal content to fifty (50) pages, excluding front and back covers and any section dividers. However, this is not a mandatory requirement.

EVALUATION: All proposals submitted shall become the property of the Department of Health. The submitted proposals will be placed on file and not returned. Any proposals that do not comply with the above instructions as set forth and/or do not include the required qualification data will be considered improper and disqualify the applicant. Proposals submitted by qualified firms shall be evaluated in accordance with Chapter 60D-2, Florida Administrative Code, and Section 287.055, Florida Statutes.

SHORTLIST SELECTION PROCESS: From the proposals received, the department shall shortlist a minimum of three (3) firms.

FLORIDA LOCAL GOVERNMENT INVESTMENT TRUST

REQUEST FOR PROPOSAL
FOR AUDIT OF THE

FLORIDA LOCAL GOVERNMENT INVESTMENT TRUST

FACC Services Group, LLC (the "Administrator"), on behalf of the Trustees of Florida Local Government Investment Trust, (the "Trust" is seeking a nationally or regionally recognized independent accounting firm to provide auditing services to the Trust.

To receive a copy of the RFP contact: Donald J. Ringheisen, Trust Services Manager, FACC Services Group, LLC, 3544 Maclay Blvd., Tallahassee, Florida 32312, (850)921-0808, fax: (850)921-4119.

Qualified accounting firms are invited to submit proposals to provide auditing services for the Trust. Written proposals will be received until 5:00 p.m., EST on Monday, September 11, 2006 at the offices of Administrator. Proposals received after this date will not receive further consideration.

REQUEST FOR PROPOSALS
NOTICE TO PROFESSIONAL CONSULTANTS
PINELLAS COUNTY METROPOLITAN PLANNING ORGANIZATION

The Pinellas County Metropolitan Planning Organization (MPO), in conjunction with the Florida Department of Transportation (FDOT), is conducting a guideway study and is accepting technical proposals from qualified General Planning Consultants to provide professional services on the following transit planning project:

PROJECT: DOWNTOWN CLEARWATER TO CLEARWATER BEACH GUIDEWAY PROJECT

The Complete RFP Package can be found at www.pinellascounty.org/mpo/guidewayrfp.

The consultant will be required to fulfill task requirements including Re-evaluation of System Configuration and Station Locations, Ridership Evaluation, Cost Evaluation and Development of a Scope for the Next Phase.

RESPONSE EVALUATION: All respondents will be evaluated in accordance with Section 287.055(4), F.S., and must be determined by the MPO and the FDOT as qualified to do business in Florida and qualified to perform the advertised work requirements. The above project falls into the selection process so indicated in Rule 14-75, F.A.C. wherein at least three (3) firms will be requested to submit technical proposals. The contract fee will be negotiated in accordance with Section 287.055, F.S.

Lobbying of PMI Steering Committee members, Pinellas County MPO employees and elected officials regarding this RFP by any member of a Proposer's staff, or those people who are members of, or employed by, any legal entity affiliated with an organization that is responding to the RFP is strictly prohibited. Such actions may cause your proposal, or the proposal you are supporting, to be rejected.

SUBCONSULTANT OPPORTUNITY: Subconsultants that are not pre-qualified by the FDOT shall be subject to compensation restrictions as specified in Chapter 14-75, F.A.C. Any such subconsultant utilized must be technically qualified by the FDOT before work may commence. Preference points will be given in the technical proposal evaluation for certified DBE consultants and non-DBE consultants who propose certified DBE subconsultants.

NOTIFICATION OF CRIME CONVICTION: Each applicant shall notify the FDOT within 30 days after a conviction of a contract crime applicable to it or any officers, directors, executive, shareholders active in management, employees, or agents of its affiliates. Under Section 337.164, F.S., the privilege of conducting business with the FDOT shall be denied to applicants so convicted until such applicant is properly reinstated pursuant to Section 337.165, F.S., and Chapter 14-75, F.A.C.

FEDERAL DEBARMENT: By signing and submitting a Letter of Response/Proposal, the consultant certifies that no principal (which includes officers, directors, or executives) is presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation on this transaction by any federal department or agency.

EQUAL OPPORTUNITY AND DISADVANTAGED BUSINESS ENTERPRISE PROGRAM STATEMENT: The MPO does not discriminate on any basis, as required by 49 USC 5332 (which prohibits discrimination on the basis of race, color, creed, national origin, sex or age in employment or business opportunity), Title VI of the Civil Rights Act of 1964, as amended 42 USC 2000d to 2000d-4, and Title 49 CFR, Part 21. The MPO ensures, in accordance with 49 CFR Part 26, that certified FDOT Disadvantaged Business Enterprise Program participants have an equal opportunity to receive and participate in FDOT assisted contracts.

PROPOSAL RECEIPT: RFP Proposals must be received by 4:30 p.m. EST on September 5, 2006, at the MPO and FDOT offices. Questions concerning the RFP must be submitted to Heather Sobush at hsobush@pinellascounty.org by August 18,

2006. Responses to all questions will be posted at one time by 4:30 p.m. August 22, 2006, on the MPO website at www.pinellascounty.org/mpo/guidewayrfp.

One original, eight copies and one .pdf version on CD of the proposal must be submitted to:

Heather Sobush
Pinellas County Metropolitan Planning Organization
600 Cleveland St., Suite 750
Clearwater, FL 33755
E-MAIL: hsobush@pinellascounty.org
PHONE: (727)464-8200
FAX: (727)464-8201

One copy of the RFP must be submitted to:
Florida Department of Transportation, District VII
Attn: Rebecca Schwarz
11201 North McKinley Drive, MS #7-700
Tampa, FL 34612-6430
Telephone (813)975-6469

The outside of the package containing the proposal must be marked "PROPOSAL TO PROVIDE PROFESSIONAL PLANNING SERVICES TO THE PINELLAS COUNTY MPO" The MPO will accept no responsibility for proposals not so marked. Proposals are to remain in effect for 90 calendar days from the date of submission. The MPO reserves the right to reject any and all proposals, to waive any formality concerning proposals, or negotiate changes to the proposals whenever such rejection or waiver or negotiation is in the best interest of the MPO.

Proposals must follow the above RFP format and include the following information:

1. Name and Address of Firm
2. Contact person for the project and telephone number and email address
3. Key personnel, their titles and/or classification
4. Subconsultants that may be used for the project
5. Relevant past experiences
6. Firm's Certified DBE status
6. Name(s) of DBE FDOT certified subconsultants that may be used for the project.

SHORTLIST SELECTION PROCESS: The PMI Steering Committee will evaluate the proposals received, reserving the right to reject all, and will develop a shortlist of a minimum of three FDOT pre-qualified firms. The shortlisted firms will be notified by mail or e-mail and will be invited to provide oral

presentations lasting no longer than 1/2 hour each to the PMI Committee. The committee will then select one firm and forward their recommendation to the MPO Board for their approval.

SCHEDULE: The proposed schedule for this RFP is as follows:

RFP issued	August 11
Questions/Clarifications received by 4:30 p.m.	August 18
Response to questions posted	August 22
Proposals due to MPO and FDOT by 4:30 p.m.	September 5
Shortlist PMI meeting	September 11
Oral presentations to PMI and selection made	October 2 <i>Tentative</i>
Recommendation submitted to MPO Board	October 11 <i>Tentative</i>
Contract Executed and Notice to Proceed	November 8 <i>Tentative</i>

The MPO reserves the right to change the above schedule as necessary. Any changes will be posted on the RFP website.

Section XII Miscellaneous

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

NOTICE OF WITHDRAWAL

Notice is hereby given that the publication of a new point for a franchised dealership in Sarasota County by NP Motorsports, Inc., for a dealership to sale Jialing and Qingqi motorcycles, as noticed in Vol. 32, No. 30, page 3566 of the FAW, on July 28, 2006, has been withdrawn.

Notice of Publication for a New Point

Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), Campagna Moto Sports, Inc., intends to allow the establishment of Ambassador Auto Sales, Inc., as a dealership for the sale of Campagna T-Rex vehicles at 3164 Davis Boulevard, Naples (Collier County), Florida 34104, on or after July 28, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Ambassador Auto Sales, Inc., are dealer operator(s): Nick Garulay, 121 Lambton Lane, Naples, Florida 34104; principal investor(s): Nick Garulay, 121 Lambton Lane, Naples, Florida 34104.

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: Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Rene` Lessard, Commercial Manager, Campagna Moto Sports, Inc., 150 Bedell Avenue, Clintodale, New York 12515.

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 (2005), Zongshen, Inc., intends to allow the establishment of Scooter Escapes, LLC, d/b/a Scooters Escapes, as a dealership for the sale of Zongshen motorcycles at 1450 First Avenue, North, St. Petersburg (Pinellas County), Florida 33705, on or after August 1, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Scooter Escapes, LLC, d/b/a Scooters Escapes, are dealer operator(s): Chris R. Densmore, 1450 First Avenue, North, St. Petersburg, Florida 33705; principal investor(s): Chris R. Densmore, 1450 First Avenue, North, St. Petersburg, Florida 33705.

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: Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Cavan Chan, Authorized Representative, Zongshen, Inc., 3511 Northwest 113 Court, Doral, Florida 33178.

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 (2005), Motomojo, Inc., intends to allow the establishment of Mini Bikes of Florida as a dealership for the sale of Qianjiang (Qian) and Chuanl (Chua) motorcycles, at 2170 Whitfield Park Drive, Unit G-1, Sarasota (Sarasota County), Florida 34243, on or after July 17, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Mini Bikes of Florida are dealer operator(s): Mark Cannon, 2170 Whitfield Park Drive, Unit G-1, Sarasota, Florida 34243; principal investor(s): Mark Cannon, 2170 Whitfield Park Drive, Unit G-1, 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: Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Paul D. Kerns, CEO, Motomojo, Inc., 3762 B. Dekalb Technology Parkway, Atlanta, Georgia 30340.

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 (2005), notice is given that Cobra Scooters, LLC, intends to allow the establishment of Wenmark, Inc., d/b/a All The Wheel Toys, as a dealership for the sale of Taiwan Golden Bee (TGB) motorcycles at 1540 Northwest Federal Highway, Stuart, (Martin County), Florida 34994, on or after July 31, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Wenmark, Inc., d/b/a All The Wheel Toys, are dealer operator(s): Mark Mourning, 1540 Northwest Federal Highway, Stuart, Florida 34994; principal investor(s): Mark Mourning, 1540 Northwest Federal Highway, Stuart, Florida 34994.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, 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: Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Robert P. Bates, Vice President of Operations, Cobra Scooters, LLC, 3939 Royal Drive Northwest, Suite 139, Kennesaw, Georgia 30144.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving

the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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 (2005), notice is given that U.V.M. Trading, Inc., intends to allow the establishment of Motomania Powersports, LLC, as a dealership for the sale of Qianjiang motorcycles at 3264 Southeast Dixie Highway, Stuart (Martin County), Florida 34997, on or after July 25, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Motomania Powersports, LLC, are dealer operator(s): William Talero, 5910 Loxahatchee Pines Drive, Jupiter, Florida 33458; principal investor(s): William Talero, 5910 Loxahatchee Pines Drive, Jupiter, Florida 33458; Camilo Zambrano, 11291 Southwest 26th Street, Miami, Florida 33165; and Jorge A. Calvo, 2236 Southwest 156th Court, Miami, Florida 33185.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, 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: Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Anabella Cabello, President, U.V.M. Trading, Inc., 7341 Collins Avenue, Miami Beach, Florida 33141.

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 (2005), notice is given that Yamaha Motor Corporation, U.S.A., intends to allow the establishment of Ron Turner Cycles, Inc., d/b/a North Florida Yamaha, as a dealership for the sale of Yamaha motorcycles and Riva motor scooters at 76 U.S. Highway 17, South, Yulee (Nassau County), Florida 32097, on or after December 1, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Ron Turner Cycles, Inc., d/b/a North Florida Yamaha, are dealer operator(s): Ron Turner, 3750 Vickers Lake Drive, Jacksonville, Florida 32224; principal investor(s): Ron Turner, 3750 Vickers Lake Drive, Jacksonville, Florida 32224.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, as amended by Chapter 88-395, Laws of Florida, 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: Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Russell D. Jura, Senior Vice President and General Counsel, Yamaha Motor Corporation, U.S.A., 6555 Katella Avenue, Cypress, California 90630.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND

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

LAND AND WATER ADJUDICATORY COMMISSION

NOTICE OF RECEIPT OF PETITION

On June 23, 2006, the Florida Land and Water Adjudicatory Commission (the "Commission") received a Petition to adopt an amendment to rule Chapter 42H-1, F.A.C., to amend the boundary of the Crossings at Fleming Island Community Development District (the "District") pursuant to Chapter 190, F.S. Petitioner asserts a copy of the Petition was filed with Clay County. The Commission will follow the requirements of Chapter 190, F.S., and Chapter 42-1, F.A.C., in ruling on this Petition.

SUMMARY OF CONTENTS OF PETITION: The Petition was filed by the Crossings at Fleming Island Community Development District with its registered office located at 1279 Kingsley Avenue, Suite 118, Orange Park, Florida 32073. The Petition proposes to modify the land area presently serviced by the District by amending its boundary to add 41 acres to the District located solely within Clay County, Florida. The District currently covers approximately 2,848 acres of land and after amendment the District will encompass approximately 2,889 acres generally located northwest, southwest and southeast of the intersection of U.S. 17 and C.R. 220 on Fleming Island. There are no parcels within the expansion parcels or the proposed amended boundaries of the District that are to be excluded from the District. Petitioner has obtained written consent to amend the boundaries of the District from the owners of 100% of the real property located within the expansion parcels. The expansion parcels proposed to be included within the boundary of the District are owned by Eagle Harbor at Fleming Island Joint Venture, a Florida Joint Venture, Corey M. and Renee D. Kurlander, Coppenger Homes, Providence Homes, Inc., Toll Jacksonville Limited Partnership, CornerStone Homes, LLC, Robert B. Wilson, C.R. Rosewood Homes, Inc., Eugene M. and Tracy A. Russin, Richard W. Prest, Norman D. Kelly, and Richard J. and Linda Haberman, Jr. The District intends to provide the following improvements or provide the following facilities or services for

the expansion parcels: a master surface water management and drainage system; internal roadways serving the expansion parcels; and a potable water distribution system, wastewater collection system and reclaim water system.

SUMMARY OF THE STATEMENT OF ESTIMATED REGULATORY COST: In association with the Petition, the Petitioner has caused a Statement of Estimated Regulatory Costs ("SERC") to be prepared in compliance with Section 120.541, F.S. The complete text of the SERC is contained at Exhibit "9" to the Petition. By way of summary, the SERC estimates the principal individuals and entities likely to be required to comply with the amended rule are the state, Clay County, Florida, the current property owners within the existing District and the landowners within the District's proposed amended boundary. The SERC estimates the households and businesses that locate within the proposed expansion area and within the current District boundaries would be under the jurisdiction of the District. The SERC estimates that rule amendment implementation and enforcement costs to the above-described entities will be minimal and/or are offset by the payment of requisite filing and annual fees; and, estimates there will be no negative impact on state and local revenues from the proposed amendment of the rule. With respect to an estimate of the transactional costs likely to be incurred by individuals and entities required to comply with the requirements of the rule, the SERC indicates that to fund the cost of maintaining infrastructure, assessments and fees will be imposed on the District property owners. Finally, the SERC concludes that the amendment of the District's boundary will have no impact on small businesses and should not have negative impact on small counties and cities as defined in Section 120.52, F.S. Clay County is not a small county as defined by Section 120.52, F.S. According to the SERC, the SERC analysis is based on a straightforward application of economic theory and input was received from professionals associated with the District.

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

DATE AND TIME: Monday, August 28, 2006, 1:00 p.m.

PLACE: Holiday Inn, 150 Park Avenue, Orange Park, Florida

Any person requiring a special accommodation to participate in the hearing because of a disability should contact: Jonathan T. Johnson, or Michael C. Eckert, telephone (850)222-7500, at least two (2) business days in advance in order to provide sufficient opportunity to make appropriate arrangements.

COPIES OF THE PETITION MAY BE OBTAINED BY CONTACTING: Jonathan T. Johnson or Michael C. Eckert, Hopping Green & Sams, 123 South Calhoun Street, Tallahassee, Florida 32301, or Barbara Leighty, Florida Land and Water Adjudicatory Commission, Office of Policy and Budget, Executive Office of the Governor, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, (850)487-1884.

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

The Division of Alcoholic Beverages and Tobacco, Department of Business and Professional Regulation, announces it will be accepting applications for inclusion in the drawing for new quota liquor licenses beginning August 21, 2006, and continuing through November 18, 2006 for the following counties and amounts: ALACHUA(1), BREVARD(1), BROWARD(2), CITRUS(1), CLAY(1), COLLIER(2), DADE(10)**(**), DUVAL(4), FLAGLER(1), HENDRY(1), HERNANDO(1), HILLSBOROUGH(3), LEE(3), LEON(2), MANATEE(1), MARION(2), MARTIN(1), OKALOOSA(1), ORANGE(4), OSCEOLA (1), PALM BEACH(3), PASCO (2), PINELLAS(1), POLK(3), ST. JOHNS(1), ST. LUCIE(2), SANTA ROSA (1), SARASOTA (2), SEMINOLE (1), SUMTER (1), VOLUSIA (2).

DBPR Form ABT 4000-033L is the only application that will be accepted for filing into these drawings. All other application forms from prior drawings will be denied. All interested persons should contact the Division's district office serving their area of interest or visit the Division's Internet website at www.myflorida.com/dbpr/abt to obtain the proper application form. *1 license Re-issued pursuant to Section 561.19(2)(a), F.S., (***) 3 licenses were available in the 1993 drawing. All persons who applied in that drawing were notified of their right to apply for issuance and no applications were filed.

Further information may also be obtained by calling: (850)488-8284 or writing to Division of Alcoholic Beverages and Tobacco, Bureau of Licensing, New Quota License Drawing, 1940 North Monroe Street, Tallahassee, FL 32399-1021.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

DEPARTMENT OF HEALTH

On July 28, 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 Adam Frent, D.O. License number OS 1492. 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.

DEPARTMENT OF FINANCIAL SERVICES

Section 215.5586, F.S., created the Florida Comprehensive Hurricane Damage Mitigation Program within the Department of Financial Services on July 1, 2006. The Department of Financial Services will accept matching grant applications from local governments within the State of Florida for projects that will reduce hurricane damage to single-family, site-built, owner-occupied, residential property with an insured value of \$500,000 or less. Grant monies can only be used for the improvements set forth in Section 215.5586(2)(e), F.S. The Department shall rank applications to the extent of estimated available program funds based on criteria relating to administrative capacity, public benefit, and reduction of the state's probable maximum insured loss from hurricanes.

Program guidelines can be viewed at <http://www.my.safefloridahome.com/ForLocalGov.htm>.

Applications are available from the Department of Financial Services, Division of Administration, 200 E. Gaines Street, Tallahassee, FL 32399-0317, Attn: Local Governments Hurricane Mitigation Grant Program, (850)413-2006, fax: (850)487-2389, e-mail: JIM.GODFREY@FLDFS.COM

Applications will be accepted for consideration from August 11, 2006, through October 31, 2006, 5:00 p.m.

Please Note: Site of benefiting grantees for consideration of these funds must be located entirely within the state.

FINANCIAL SERVICE COMMISSION

NOTICE OF FILINGS

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, 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, 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., September 1, 2006):

APPLICATION FOR A NEW FINANCIAL INSTITUTION
Applicant and Proposed Location: Central Florida Bank, 101 South Florida Avenue, Lakeland, Polk County, Florida 33801
Correspondent: Bob and Sandy Calvert, Calvert Consulting, 2619 Pilgrim Rest Church Road, Alford, Florida 32420
Received: July 28, 2006

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received a request by a credit union to expand its field of membership. Specific information regarding the expansion can be found at <http://www.fldfs.com/ofr/banking/cufm.asp>
Name and Address of Applicant: University Credit Union, Post Office Box 248133, Coral Gables, Florida 33124
Expansion Includes: Geographic Area
Received: July 26, 2006

Section XIII
Index to Rules Filed During Preceding Week

RULES FILED BETWEEN July 24, 2006 and July 28, 2006					Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.					
DEPARTMENT OF TRANSPORTATION					40E-1.6058	7/28/06	10/1/06	32/18	
14-57.014	7/25/06	8/14/06	32/25		40E-1.6065	7/28/06	10/1/06	32/18	
FLORIDA PAROLE COMMISSION					40E-1.6105	7/28/06	10/1/06	32/18	
23-21.001	7/28/06	8/17/06	32/6		40E-1.6107	7/28/06	10/1/06	32/18	
23-21.002	7/28/06	8/17/06	32/6		40E-1.615	7/28/06	10/1/06	32/18	
23-21.003	7/28/06	8/17/06	32/6		40E-4.021	7/28/06	10/1/06	32/18	32/27
23-21.004	7/28/06	8/17/06	32/6	32/25	40E-4.091	7/28/06	10/1/06	32/18	
23-21.0051	7/28/06	8/17/06	32/6		40E-4.101	7/28/06	10/1/06	32/18	
23-21.0052	7/28/06	8/17/06	32/6		40E-4.321	7/28/06	10/1/06	32/18	
23-21.006	7/28/06	8/17/06	32/6		40E-4.381	7/28/06	10/1/06	32/18	
23-21.007	7/28/06	8/17/06	32/6		40E-61.020	7/28/06	10/1/06	32/18	
23-21.008	7/28/06	8/17/06	32/6		40E-61.031	7/28/06	10/1/06	32/18	
23-21.010	7/28/06	8/17/06	32/6		40E-61.042	7/28/06	10/1/06	32/18	
23-21.011	7/28/06	8/17/06	32/6		40E-61.321	7/28/06	10/1/06	32/18	
23-21.012	7/28/06	8/17/06	32/6		40E-61.381	7/28/06	10/1/06	32/18	
23-21.013	7/28/06	8/17/06	32/6		40E-400.211	7/28/06	10/1/06	32/18	
23-21.014	7/28/06	8/17/06	32/6		40E-400.475	7/28/06	10/1/06	32/18	
23-21.015	7/28/06	8/17/06	32/6		AGENCY FOR HEALTH CARE ADMINISTRATION				
23-21.0155	7/28/06	8/17/06	32/6		Office of Licensure and Certification				
23-21.016	7/28/06	8/17/06	32/6		59A-8.002	7/26/06	8/15/06	32/12	
23-21.0161	7/28/06	8/17/06	32/6		59A-8.003	7/26/06	8/15/06	32/12	
23-21.0165	7/28/06	8/17/06	32/6		59A-8.004	7/26/06	8/15/06	32/12	
23-21.017	7/28/06	8/17/06	32/6		59A-8.0086	7/26/06	8/15/06	32/12	
23-21.018	7/28/06	8/17/06	32/6		59A-8.0095	7/26/06	8/15/06	32/12	32/26
23-21.019	7/28/06	8/17/06	32/6		59A-8.0185	7/26/06	8/15/06	32/12	
23-21.020	7/28/06	8/17/06	32/6		59A-8.020	7/26/06	8/15/06	32/12	
23-21.021	7/28/06	8/17/06	32/6		59A-8.0215	7/26/06	8/15/06	32/12	
23-21.022	7/28/06	8/17/06	32/6		59A-8.022	7/26/06	8/15/06	32/12	
PUBLIC SERVICE COMMISSION					59A-8.027	7/26/06	8/15/06	32/12	
25-6.044	7/28/06	8/17/06	32/25		DEPARTMENT OF MANAGEMENT SERVICES				
25-6.0455	7/28/06	8/17/06	32/25		Agency for Workforce Innovation				
DEPARTMENT OF CORRECTIONS					60BB-8.204	7/28/06	8/17/06	32/7	32/26
33-601.502	7/25/06	8/14/06	32/20		60BB-8.301	7/28/06	8/17/06	32/7	32/26
WATER MANAGEMENT DISTRICTS					60BB-8.400	7/28/06	8/17/06	32/7	32/26
South Florida Water Management District					DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION				
40E-1.021	7/28/06	10/1/06	32/18	32/27	61-5.005	7/28/06	8/17/06	32/23	
40E-1.5095	7/28/06	10/1/06	32/18		Division of Pari-Mutuel Wagering				
40E-1.511	7/28/06	10/1/06	32/18		61D-14.044	7/24/06	8/13/06	32/17	32/26
40E-1.603	7/28/06	10/1/06	32/18		61D-14.047	7/24/06	8/13/06	32/17	32/26
Barbers' Board					61D-14.074	7/24/06	8/13/06	32/17	32/26
					61G3-19.011	7/28/06	8/17/06	32/13	32/26

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.	Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
Electrical Contractors' Licensing Board					DEPARTMENT OF FINANCIAL SERVICES				
61G6-5.006					Division of Insurance Agents and Agency Services				
61G6-5.006	7/26/06	8/15/06	32/23		69B-231.010	7/26/06	8/15/06	32/24	
61G6-9.004	7/26/06	8/15/06	32/23		69B-231.020	7/26/06	8/15/06	32/24	
61G6-10.002	7/28/06	8/17/06	32/13	32/25	69B-231.030	7/26/06	8/15/06	32/24	
Board of Accountancy					69B-231.040	7/26/06	8/15/06	32/24	
61H1-20.001	7/24/06	8/13/06	32/24		69B-231.070	7/26/06	8/15/06	32/24	
61H1-27.001	7/24/06	8/13/06	32/23		69B-231.080	7/26/06	8/15/06	32/24	
DEPARTMENT OF HEALTH					69B-231.090	7/26/06	8/15/06	32/24	
Board of Clinical Laboratory Personnel					69B-231.100	7/26/06	8/15/06	32/24	
64B3-2.003	7/25/06	8/14/06	32/19		69B-231.110	7/26/06	8/15/06	32/24	
Board of Medicine					69B-231.120	7/26/06	8/15/06	32/24	
64B8-8.001	7/24/06	8/13/06	32/24		69B-231.130	7/26/06	8/15/06	32/24	
Board of Psychology					69B-231.140	7/26/06	8/15/06	32/24	
64B19-14.003	7/28/06	8/17/06	32/10	32/21	69B-231.150	7/26/06	8/15/06	32/24	
					69B-231.160	7/26/06	8/15/06	32/24	