

## Section I

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

#### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

##### Division of Plant Industry

RULE NO.:                      RULE TITLE:

5B-63.001                      Citrus Health Response Program

PURPOSE AND EFFECT: The purpose of this rule is to manage the impact of citrus canker and citrus greening in commercial citrus groves and to adopt the Citrus Health Response Plan. The effect will be to reduce the impact of citrus canker and citrus greening on commercial citrus production.

SUBJECT AREA TO BE ADDRESSED: Citrus Health Response Program.

SPECIFIC AUTHORITY: 570.07(21), (23), 581.031(1), (4), (5), 581.091(1), 581.101(1), 581.184 FS.

LAW IMPLEMENTED: 570.07(2), (13), (21), 581.031(6), (7), (9), (15), (17), 581.083, 581.101, 581.131, 581.141, 581.184, 581.211 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: Connie Riherd, Assistant Director, Department of Agriculture and Consumer Services, Division of Plant Industry, Room A116, 1911 SW 34th Street, Gainesville, Florida 32608, (352)372-3505

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

##### 5B-63.001 Citrus Health Response Program.

(1) Definitions. For the purpose of this rule, the definitions in Section 581.011, F.S., and the following definitions shall apply:

(a) Approved landfill. A landfill that is fenced, that prohibits the removal of dumped material, and that requires that dumped material be covered at the end of every day on which dumping occurs.

(b) Asian citrus psyllid. The insect known as the Asian citrus psyllid, *Diaphorina citri*, classified in the order Homoptera, Family Psyllidae, and all of its life stages.

(c) Citrus Health Response Program (CHRP) Certificate. A document issued by an authorized representative of the department verifying compliance with the requirements of these rules.

(d) Citrus. All members and any hybrids of the family Rutaceae including any plants, plant parts, fruits, seeds and any other parts thereof.

(e) Citrus canker. A bacterial disease of citrus incited by the organism *Xanthomonas axonopodis* pv. *citri*, (formerly known as *Xanthomonas campestris* pv. *citri*), Asian strain.

(f) Citrus greening. A phloem-limited bacterial disease of citrus and citrus relatives incited by the organism *Candidatus Liberibacter asiaticus*, or huanglongbing (also known as yellow dragon disease or yellow shoot disease).

(g) Commercial citrus grove. A solid set planting of 40 or more citrus trees.

(h) Commercial citrus-producing area. American Samoa, Arizona, California, Florida, Guam, Hawaii, Louisiana, Northern Mariana Islands, Puerto Rico, Texas, and the Virgin Islands of the United States.

(i) Exposed. Determined by the department to likely harbor citrus canker bacteria but not expressing visible symptoms, or determined by the department to likely harbor citrus greening bacteria because of proximity to infected plants or infected psyllids.

(j) Foundation tree. A citrus tree owned and maintained by the department in accordance with Rule 5B-62.014, F.A.C., that is used for horticultural evaluation and to provide a source of budwood to nurseries, primarily for establishing scion and increase trees.

(k) Infected. Citrus trees harboring citrus canker bacteria and exhibiting visible symptoms of the disease or harboring citrus greening bacteria as confirmed by laboratory diagnostic tests conducted in laboratories approved by the department or the USDA.

(l) Regulated articles. Any article capable of transporting or harboring citrus canker, citrus greening or Asian citrus psyllid.

(2) Purpose. This rule is enacted to manage the impact of citrus canker and citrus greening in commercial citrus groves. To accomplish that purpose, this rule declares citrus canker, citrus greening and the Asian citrus psyllid to be plant pests and nuisances, sets forth procedures for establishing quarantine areas, identifies regulated articles, sets forth procedures for decontaminating regulated articles, and regulates the movement of citrus nursery stock from areas quarantined for citrus greening.

(3) Declaration of citrus canker, citrus greening and Asian citrus psyllid as plant pests. Pursuant to Section 581.031(6), F.S., citrus canker, citrus greening and Asian citrus psyllid are declared to be plant pests and nuisances capable of causing serious damage to citrus.

(4) Quarantine areas.

(a) Broward County, Martin County, Miami-Dade County, Monroe County, and Palm Beach County, in their entirety are declared quarantined because of the presence of citrus greening disease.

(b) Other areas around a site where an infestation of citrus greening is known to occur will also be quarantined. The geographical boundaries of the quarantine area will be based on the potential of citrus greening being present and will encompass an area around a citrus greening infected site of approximately six square miles. Affected businesses or residents will be notified in writing unless too numerous to contact individually. In those cases, the quarantine area will be published in a major newspaper of general distribution in each area affected and through other appropriate media.

(c) The entire state of Florida is under a federal quarantine for citrus canker.

(5) Hosts of citrus greening and hosts of Asian citrus psyllid listed below are regulated articles and will be subject to the provisions of this rule.

(a) Hosts of citrus greening.

1. Aeglopsis chevalieri (Chevalier's aeglopsis)
2. Balsamocitrus dawei (Uganda powder-flask)
3. Calodendrum capensis Thunb. (Cape chestnut)
4. X Citrofortunella microcarpa (calamondin)
5. X Citroncirus webberi (citrange)
6. Citrus spp. (orange, grapefruit, tangerine, etc.)
7. Clausena indica (clausena)
8. Clausena lansium (wampee, wampi)
9. Fortunella spp. (kumquat)
10. Limonia acidissima (Indian wood-apple)
11. Microcitrus australasica (finger-lime)
12. Murraya koenigii (curry-leaf)
13. Poncirus trifoliata (trifoliolate orange)
14. Severinia buxifolia (Chinese box-orange)
15. Swinglea glutinosa (tabog)
16. Toddalia lanceolata (toddalia)
17. Triphasia trifolia (trifoliolate lime-berry)

(b) Hosts of Asian citrus psyllid only

1. Aegle marmelos (bael, Bengal quince)
2. Afraegle gabonensis (Gabon powder-flask)
3. Afraegle paniculata (Nigerian powder-flask)
4. Atalantia sp. (atalantia)
5. Citropsis gillettiana (Gillet's cherry-orange)
6. Citropsis schweinfurthii (African cherry-orange)
7. Clausena anisum-olens (anis)
8. Clausena excavata (clausena)
9. Eremocitrus glauca (Australian desert-lime)
10. Eremocitrus hybrid (desert-lime)
11. Merrillia caloxylon (flowering merrillia)
12. Microcitrus australis (Australian round-lime)
13. Microcitrus papuana (desert-lime)
14. X Microcitronella 'Sydney' (faustrimedina)
15. Murraya paniculata (orange-jasmine)
16. Naringi crenulata (naringi)
17. Pamburus missionis (pamburus)

18. Toddalia asiatica (orange-climber)

19. Vepris lanceolata (white ironwood)

20. Zanthoxylum fagara (wild-lime)

(c) Hosts of citrus canker. All species of citrus in the subfamily Aurantioideae.

(6) Movement of regulated articles from or through a quarantine area.

(a) The movement or planting of citrus greening host plants as listed in paragraph (5)(a) from or within a citrus greening quarantine area is prohibited unless produced in compliance with Rule Chapter 5B-62, Florida Administrative Code.

(b) The movement of Asian citrus psyllid host plants that are not also hosts of citrus greening from a citrus greening quarantine area is prohibited unless treated under the supervision of the department and accompanied by an Asian citrus psyllid certificate (Temporary Certificate Of Inspection For Citrus Psyllid, DACS-08376, effective 10/05, and incorporated in this rule by reference.) and provided they are not destined to a commercial citrus producing area outside of Florida. A copy of Temporary Certificate Of Inspection For Citrus Psyllid, DACS-08376, effective 10/05, may be obtained from the Citrus Health Response Program, 3027 Lake Alfred Road, Winter Haven, Florida 33881.

(c) The movement of citrus fruit from a citrus canker quarantine area is governed by USDA regulations contained in 7 CFR 301.75. There are no restrictions on citrus fruit movement from citrus greening quarantine areas.

(7) Regulated Areas. A regulated area, not to exceed a radius of one mile is hereby established around the perimeter of commercial citrus nurseries constructed on sites after April 1, 2006. A regulated area, not to exceed a radius of ten miles is hereby established around the perimeter of all sites on which foundation trees are maintained. The planting of citrus in these regulated areas is prohibited. Citrus plants within a regulated area that were planted prior to the establishment of the regulated area may remain unless they are determined to be infected or infested with citrus canker or citrus greening. The department shall require the removal of infected or infested citrus, or citrus planted or citrus sprouted by natural means after the establishment of regulated areas. The property owner shall be responsible for the removal of such citrus. Notice of the removal of citrus trees, by immediate final order, shall be provided to the owner of the property on which such trees are located. An immediate final order issued by the department pursuant to this section shall notify the property owner that the citrus trees that are the subject of the immediate final order must be removed and destroyed unless the property owner, no later than 10 days after delivery of the immediate final order requests and obtains a stay of the immediate final order from the district court of appeal with jurisdiction to review such

requests. The property owner shall not be required to seek a stay of the immediate final order by the department prior to seeking the stay from the district court of appeal.

(8) All citrus grove owners or caretakers, harvesters, haulers, packers, and processors must sign compliance agreements; Citrus Grower/Caretaker Compliance Agreement, DACS-08316, effective 6/06, and incorporated into this rule by reference. A copy of Grower/Caretaker Compliance Agreement, DACS-08316, effective 6/06, may be obtained from the Citrus Health Response Program, 3027 Lake Alfred Road, Winter Haven, Florida 33881. Processor Compliance Agreement, DACS-08356, effective 7/06, and incorporated into this rule by reference. A copy of Processor Compliance Agreement, DACS-08356, effective 7/06, may be obtained from the Citrus Health Response Program, 3027 Lake Alfred Road, Winter Haven, Florida 33881. Packinghouse Compliance Agreement, DACS-08358, effective 8/06, and incorporated into this rule by reference.

A copy of Packinghouse Compliance Agreement, DACS-08358, effective 8/06, may be obtained from the Citrus Health Response Program, 3027 Lake Alfred Road, Winter Haven, Florida 33881. Harvester/Handler Compliance Agreement, DACS-08359, effective 8/06, and incorporated into this rule by reference.

A copy of Harvester/Handler Compliance Agreement, DACS-08359, effective 8/06, may be obtained from the Citrus Health Response Program, 3027 Lake Alfred Road, Winter Haven, Florida 33881. Fruit may not be harvested from a grove if a valid compliance agreement is not in place.

(9) Decontamination requirements. All harvesters, intermediate handlers, grove owners or caretakers, packers, and processors must decontaminate equipment, personnel, regulated articles in accordance with applicable compliance agreements listed in subsection (8), and have approved decontaminates on hand at all times when in a citrus grove.

(10) All non-production people entering commercial citrus groves must decontaminate equipment, personnel and regulated articles if contact with citrus does occur.

(11) Citrus grove surveys. In addition to the routine inspection of citrus groves by the department, citrus grove owners or caretakers should conduct a self-inspection of their groves every 60 days. If citrus canker or citrus greening is found, the department must be notified immediately. Failure to notify the department of citrus canker or citrus greening is a violation of Section 581.091, F.S., and this rule and is subject to penalties in accordance with Section 581.211, F.S.

(12) The Citrus Health Response Plan is hereby adopted by this rule.

Specific Authority 570.07(21), (23), 581.031(1), (4), (5), 581.091(1), 581.101(1), 581.184 FS. Law Implemented 570.07(2), (13), (21), 581.031(6), (7), (9), (15), (17), 581.083, 581.101, 581.131, 581.141, 581.184, 581.211 FS. History—New \_\_\_\_\_.

## DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

### Division of Aquaculture

RULE CHAPTER NO.: RULE CHAPTER TITLE:

5L-1 Comprehensive Shellfish Control Code

RULE NO.: RULE TITLE:

5L-1.003 Shellfish Harvesting Area Standards

PURPOSE AND EFFECT: This amendment proposes to reclassify the Suwannee Sound shellfish harvesting area and the North St. Johns shellfish harvesting area. Sanitary surveys have been conducted that evaluated current information on pollution sources and bacteriological water quality, and recommend reclassification of the Suwannee Sound shellfish harvesting area and the North St. Johns shellfish harvesting area. This amendment further proposes to amend the shellfish harvesting map for Apalachicola Bay Approved Summer.

SUBJECT AREA TO BE ADDRESSED: The proposed reclassification and management of the Suwannee Sound shellfish harvesting area and the North St. Johns shellfish harvesting area for shellfish harvesting is in accordance with Rule 5L-1.003, F.A.C., to protect the health of shellfish consumers and to provide access to renewable shellfish resources. The proposed amendment of the shellfish harvesting map for Apalachicola Bay Summer Approved is in accordance with Rule 5L-1.003, F.A.C., to protect the health of shellfish consumers and to provide access to renewable shellfish resources.

SPECIFIC AUTHORITY: 597.020 FS.

LAW IMPLEMENTED: 597.020 FS.

A RULE DEVELOPMENT WORKSHOP WILL BE HELD FOR THE PROPOSED RECLASSIFICATION OF THE SUWANNEE SOUND SHELLFISH HARVESTING AREA AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: October 20, 2006, 5:00 p.m. – 6:00 p.m.

PLACE: Department of Agriculture and Consumer Services, Division of Aquaculture, 11350 Southwest 153rd Court, Cedar Key, Florida

A RULE DEVELOPMENT WORKSHOP WILL BE HELD FOR THE PROPOSED RECLASSIFICATION OF THE NORTH ST. JOHNS SHELLFISH HARVESTING AREA AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: October 20, 2006, 5:00 p.m. – 6:00 p.m.

PLACE: Department of Agriculture and Consumer Services, Division of Aquaculture, 1378 Malabar Road, Palm Bay, Florida

A RULE DEVELOPMENT WORKSHOP WILL BE HELD FOR THE PROPOSED AMENDMENT OF THE APALACHICOLA BAY APPROVED SUMMER SHELLFISH HARVESTING AREA MAP AT THE DATE TIME AND PLACE SHOWN BELOW:

DATE AND TIME: October 20, 2006, 5:00 p.m. – 6:00 p.m.

PLACE: Department of Agriculture and Consumer Services, Division of Aquaculture, 260 7th Street, Apalachicola, Florida  
 THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Chris Brooks, Division of Aquaculture, 1203 Governor's Square Boulevard, 5th Floor, Tallahassee, Florida 32301, Phone: (850)488-4033

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.: 6A-1.09422  
 RULE TITLE: Florida Comprehensive Assessment Test Requirements

PURPOSE AND EFFECT: The purpose of the proposed rule development is to include the writing grade-level scale scores for each achievement level for use in reporting student proficiency levels in writing as part of the Florida Comprehensive Assessment Test (FCAT). The effect of the rule development will be the establishment of the passing score on the grade 10 FCAT in writing in order to qualify for a standard high school diploma pursuant to Section 1008.22(3)(c)5., Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: The inclusion of writing as part of the Florida Comprehensive Assessment Test (FCAT).

SPECIFIC AUTHORITY: 1001.02, 1008.22(11) FS.

LAW IMPLEMENTED: 1001.02, 1001.11, 1008.22, 1008.25, 1008.33 FS.

IF REQUESTED IN WRITING AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, RULE DEVELOPMENT WORKSHOPS WILL BE HELD AT THE DATES, TIMES AND PLACES SHOWN BELOW:

- DATE AND TIME: October 24, 2006, 4:00 p.m. – 6:00 p.m.
  - PLACE: DoubleTree Hotel, Florida Rooms, 101 South Adams Street, Tallahassee, Florida 32301
  - DATE AND TIME: November 8, 2006, 4:00 p.m. – 6:00 p.m.
  - PLACE: Hyatt Regency Jacksonville Riverfront, River Terrace 2, 225 East Coast Line Drive, Jacksonville, Florida 32202
  - DATE AND TIME: November 9, 2006, 4:00 p.m. – 6:00 p.m.
  - PLACE: Seminole County School Board, Board Meeting Room, 400 East Lake Mary Boulevard, Sanford, Florida 32773
- Requests for the rule development workshop should be addressed to: Lynn Abbott, Agency Clerk, Department of Education, 325 West Gaines Street, Room 1514, Tallahassee, Florida 32399-0400

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT, IF AVAILABLE, IS: Dr. Cornelia S. Orr, Director, Assessment and School Performance, 325 W. Gaines Street, Suite 414, Tallahassee, Florida 32399, (850)245-0513

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

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

**Division of Driver Licenses**

RULE CHAPTER NO.:	RULE CHAPTER TITLE:
15A-9	Breath Alcohol Ignition Interlock Devices
RULE NOS.:	RULE TITLES:
15A-9.001	Authority
15A-9.002	Purpose
15A-9.003	Definitions
15A-9.004	When Ignition Interlock Devices Are Required
15A-9.0041	Medical Considerations
15A-9.005	Specifications
15A-9.006	Procedure for Ignition Interlock Device Approval
15A-9.007	Certification
15A-9.008	Installation and De-installation
15A-9.009	Servicing
15A-9.010	Monitoring
15A-9.011	Warning Label
15A-9.012	Liability
15A-9.013	Auditing of Administrative Offices and Service Providers
15A-9.014	Forms

PURPOSE AND EFFECT: The 2002 Legislature amended Section 316.193, F.S., to require the ignition interlock device to be installed on the vehicles used by certain persons convicted of driving under the influence (DUI). The purpose of the proposed rule action is to establish a process to review cases in which drivers with documented medical issues are unable to utilize the ignition interlock device at the designated setting.

SUBJECT AREA TO BE ADDRESSED: Breath Alcohol Ignition Interlock Devices.

SPECIFIC AUTHORITY: 316.193, 316.1937, 316.1938, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787.

LAW IMPLEMENTED: 316.193, 316.1937, 316.1938, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787.

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: Barbara Lauer, Bureau of Driver Education and DUI Programs, Division of Drivers Licenses, Department of Highway Safety and Motor Vehicles, Room B211, Neil Kirkman Building, Tallahassee, Florida 32399-0571, (850)617-2505

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

#### 15A-9.001 Authority.

This chapter is promulgated pursuant to Sections 316.193, 316.1937, ~~and~~ 316.1938, 322.2715, and 322.16, Florida Statutes.

Specific Authority 316.193, 316.1937, 316.1938, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. Law Implemented 316.193, 316.1937, 316.1938, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. History--New 10-12-92, Amended 1-20-04,\_\_\_\_\_.

#### 15A-9.002 Purpose.

The purpose of this chapter is to establish guidelines for certification and installation of Breath Alcohol Ignition Interlock Devices and implementing the use of such devices as required by Sections 316.193, 316.1937, ~~and~~ 316.1938, 322.2715, and 322.16 Florida Statutes.

Specific Authority 316.193, 316.1937, 316.1938, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. Law Implemented 316.193, 316.1937, 316.1938, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. History--New 10-12-92, Amended 1-20-04,\_\_\_\_\_.

#### 15A-9.003 Definitions.

(1) through (2) No change.

(3) Breath sample. The volume of breath to be exhaled by the convicted person for the accurate operation of the Ignition Interlock Device. This will be 1.5 litres of breath volume per blow into the device.

~~(4)(3)~~ Breath test. An analysis of the breath alcohol concentration of a deep lung breath sample.

~~(5)(4)~~ Calibration. The process which ensures an accurate alcohol concentration reading on an ignition interlock device.

~~(6)(5)~~ Certification. The testing and approval process required by the Department of Highway Safety and Motor Vehicles.

~~(7)(6)~~ Convicted person. The person required by the court or the department to drive only motor vehicles that have certified ignition interlock devices installed.

~~(8)(7)~~ Deep lung breath sample. Also called "alveolar breath sample." An air sample which is the last portion of a prolonged, uninterrupted exhalation and which gives a quantitative measurement of alcohol concentration from which breath alcohol concentrations can be determined. "Alveolar"

refers to the aveoli, which are the smallest air passages in the lungs, surrounded by capillary blood vessels and through which an interchange of gases occurs during respiration.

~~(9)(8)~~ Department. The Department of Highway Safety and Motor Vehicles.

~~(10)(9)~~ Device. A breath alcohol ignition interlock device.

~~(11)(10)~~ Emergency bypass. A one-time event, authorized by a service provider, that permits the ignition interlock device-equipped motor vehicle to be started without the requirement of passing the breath test.

~~(12)(11)~~ Fail point. A preset or predetermined breath alcohol level, defined in Section 316.1937, Florida Statutes.

~~(13)(12)~~ Free restart. The ability to start the engine again within three (3) minutes without completion of another breath test, when the condition exists where a breath test is successfully completed and the motor vehicle is started, but then the engine stops for any reason (including stalling).

~~(14)(13)~~ Ignition interlock device. A breath alcohol analyzer connected to a motor vehicle's ignition. In order to start the motor vehicle engine, a convicted person must blow a deep lung breath sample into the analyzer, which measures the breath alcohol concentration. If the breath alcohol concentration exceeds the fail point on the ignition interlock device, the motor vehicle engine will not start.

~~(15)(14)~~ Lockout. The ability of the ignition interlock device to prevent a motor vehicle's engine from starting.

~~(16)(15)~~ Manufacturer. The actual producer of the ignition interlock device who assembles the product and who may provide distribution and services.

~~(17)(16)~~ Motor vehicle. Any self-propelled motor vehicle not operated upon rails or guideway, but not including any motorcycle, bicycle, motorized scooter, electric personal assistive mobility device, or moped.

~~(18)(17)~~ Permanent lockout. A feature of the ignition interlock device in which a motor vehicle will not start until the ignition interlock device is reset by a service provider.

~~(19)(18)~~ Retest. An additional chance to provide a deep lung breath sample below the alcohol fail point.

~~(20)(19)~~ Rolling retest. Additional deep lung breath samples required while the motor vehicle is in operation.

~~(21)(20)~~ Service provider. The retail supplier of the approved ignition interlock devices.

~~(22)(21)~~ Tampering. An unlawful act or attempt to disable or circumvent the legal operation of the ignition interlock device.

~~(23)(22)~~ Temporary lockout. A feature of the ignition interlock device which will not allow the motor vehicle to start for time periods specified in Rule 15A-9.005, Florida Administrative Code, after a breath test result indicating a BrAC above the fail point.

~~(24)~~(23)-Violation. An event, such as two (2) breath tests above the fail point upon initial startup, a refusal to provide a rolling retest deep lung breath sample, a rolling retest above the fail point, or tampering, which breaches the guidelines for use of the ignition interlock device.

~~(25)~~(24) Violation reset. A feature of the ignition interlock device in which a service reminder is activated due to a violation.

Specific Authority 316.193, 316.1937, 316.1938, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. Law Implemented 316.193, 316.1937, 316.1938, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. History–New 10-12-92, Amended 1-20-04,\_\_\_\_\_.

15A-9.004 When Ignition Interlock Devices Are Required.

Specific Authority 316.193, 316.1937, 316.1938, 322.271, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. Law Implemented 316.193, 316.1937, 316.1938, 322.16, 322.271, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. History–New 10-12-92, Amended 1-20-04.

#### 15A-9.0041 Medical Considerations.

(1) In consideration of a medical condition, a minimum breath sample of 1.0 litres of breath volume per blow may be considered, if the convicted person is certified by a licensed pulmonologist to have a lung condition which will render the convicted person incapable of blowing a breath sample into an ignition interlock device, after appropriate review by the Medical Review Board of such medical condition and certification.

(2) When a medical condition exists in the convicted person which makes such person incapable of properly operating the ignition interlock device, the convicted person may submit a medical report from an appropriate specialist to the Medical Review Board who shall review and issue a finding of the medical incapacity. Pursuant to the authority under Section 322.2715, F.S., the use of the ignition interlock requirement may be waived or modified.

(a) If a medical waiver has been approved for a convicted person seeking a hardship license, the convicted person shall not be entitled to a hardship license until the required installation period of the ignition interlock device prescribed in Section 322.2715, F.S. expires, in addition to the time requirements outlined in Section 322.271, F.S.

(b) If a medical waiver has been approved for a convicted person seeking permanent reinstatement of the driver's license, the convicted person will not be entitled to such reinstatement until the required installation period of the ignition interlock device prescribed in Section 322.2715, F.S. expires.

Specific Authority 316.193, 316.1937, 316.1938, 322.271, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. Law Implemented 316.193, 316.1937, 316.1938, 322.16, 322.271, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. History–New \_\_\_\_\_.

15A-9.005 Specifications.

Specific Authority 316.193, 316.1937, 316.1938, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. Law Implemented 316.193, 316.1937, 316.1938, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. History–New 10-12-92, Amended 1-20-04.

15A-9.006 Procedure for Ignition Interlock Device Approval.

Specific Authority 316.193, 316.1937, 316.1938, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. Law Implemented 316.193, 316.1937, 316.1938, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. History–New 10-12-92, Amended 1-20-04.

15A-9.007 Certification.

Specific Authority 316.193, 316.1937, 316.1938, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. Law Implemented 316.193, 316.1937, 316.1938, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. History–New 10-12-92, Amended 1-20-04.

15A-9.008 Installation and De-installation.

Specific Authority 316.193, 316.1937, 316.1938, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. Law Implemented 316.193, 316.1937, 316.1938, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. History–New 10-12-92, 1-20-04.

15A-9.009 Servicing.

Specific Authority 316.193, 316.1937, 316.1938, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. Law Implemented 316.193, 316.1937, 316.1938, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. History–New 10-12-92, Amended 1-20-04.

15A-9.010 Monitoring.

Specific Authority 316.193, 316.1937, 316.1938, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. Law Implemented 316.193, 316.1937, 316.1938, 322.292, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. History–New 10-12-92, Amended 1-20-04.

15A-9.011 Warning Label.

Specific Authority 316.193, 316.1937, 316.1938, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. Law Implemented 316.193, 316.1937, 316.1938, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. History–New 10-12-92, Amended 1-20-04.

15A-9.012 Liability.

Specific Authority 316.1938 FS., Federal Register Vol. 57, No. 67, page 11772. Law Implemented 316.1938 FS., Federal Register Vol. 57, No. 67, page 11772. History–New 10-12-92.

15A-9.013 Auditing of Administrative Offices and Service Providers.

Specific Authority 316.193, 316.1937, 316.1938, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. Law Implemented 316.193, 316.1937, 316.1938, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. History--New 10-12-92, Amended 1-20-04.

15A-9.014 Forms.

Specific Authority 316.193, 316.1937, 316.1938, 322.2715, 322.16, Federal Register Vol. 57, No. 67, pages 11772-11787. Law Implemented 316.193, 316.1937, 316.1938, 322.2715, 322.16 FS., Federal Register Vol. 57, No. 67, pages 11772-11787. History--New 10-12-92, Amended 1-20-04.

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

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

**STATE BOARD OF ADMINISTRATION**

**Florida Prepaid College Board**

RULE NO.:                    RULE TITLE:  
19B-4.001                    Application

PURPOSE AND EFFECT: To amend the New Enrollment Application and the Master Covenant with updated form numbers and effective dates.

SUBJECT AREA TO BE ADDRESSED: The Florida Prepaid College Plan New Enrollment Application and Master Covenant.

SPECIFIC AUTHORITY: 1009.971(1), (4), (6) FS.

LAW IMPLEMENTED: 1009.98 FS.

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

DATE AND TIME: October 23, 2006, 2:00 p.m.

PLACE: Suite 210, Hermitage Building, 1801 Hermitage Boulevard, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Thomas J. Wallace, Executive Director, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308, telephone (850)488-8514

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

19B-4.001 Application.

(1) No change.

(2) The Florida Prepaid College Plan and Florida College Investment Plan New Account Application, Form No. FPCB 2006-10, is hereby incorporated by reference and may be obtained from the Board by calling (800)552-GRAD (4723) (prompt 1). The Florida Prepaid College Plan Program Master Covenant, Form No. FPCB 2006-02, is hereby incorporated by reference and may be obtained from the Board by calling (800)552-GRAD (4723) (prompt 1).

Specific Authority 1009.971(1), (4), (6) FS. Law Implemented 1009.98 FS. History--New 3-29-89, Amended 2-6-90, 3-19-92, Formerly 4G-4.001, Amended 12-5-93, 5-31-95, 6-20-96, 10-20-96, 12-16-97, 2-18-99, 6-6-99, 2-8-00, 5-21-00, 1-3-01, 10-9-01, 11-27-02, 10-1-03, 1-29-04, 12-28-04, 6-2-05, 12-20-05,\_\_\_\_\_.

**STATE BOARD OF ADMINISTRATION**

**Florida Prepaid College Board**

RULE NO.:                    RULE TITLE:  
19B-5.002                    Contract Benefits

PURPOSE AND EFFECT: To amend the Contract Benefits to permit the use of prepaid benefits for graduate coursework.

SUBJECT AREA TO BE ADDRESSED: The Florida Prepaid College Plan Contract Benefits.

SPECIFIC AUTHORITY: 1009.971(1), (4), (6) FS.

LAW IMPLEMENTED: 1009.98 FS.

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

DATE AND TIME: October 23, 2006, 2:00 p.m.

PLACE: Suite 210, Hermitage Building, 1801 Hermitage Boulevard, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Thomas J. Wallace, Executive Director, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308, telephone (850)488-8514

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

19B-5.002 Contract Benefits.

(1) A qualified beneficiary may begin to receive benefits during the Summer Semester of the scheduled matriculation year. The fees contracted for by the purchaser shall be paid at the time of enrollment of the qualified beneficiary in a state postsecondary institution except in the event of legislative action pursuant to Section 1009.98(5), F.S. The credit hours purchased may be used during any semester of postsecondary ~~undergraduate~~ enrollment. To receive benefits under this program, a qualified beneficiary whose contract is in good standing will be issued an identification card prior to each postsecondary Fall enrollment period. No identification card will be issued to a beneficiary unless the beneficiary submits a social security number. Benefits under each contract are

available for use by the specified beneficiary for one matriculation each semester, however, a beneficiary may matriculate more than once a semester if required by law or policy of the postsecondary institution.

- (2)(a) No change.
- (b) No change.
- (3) No change.

Specific Authority 1009.971(1), (4), (6) FS. Law Implemented 1009.98 FS. History--New 3-29-89, Amended 2-6-90, 3-19-92, Formerly 4G-5.002, Amended 5-31-95, 6-20-96, 2-18-99,\_\_\_\_\_.

**STATE BOARD OF ADMINISTRATION**

**Florida Prepaid College Board**

RULE NO.:                   RULE TITLE:  
19B-7.001                   Beneficiary Defined

PURPOSE AND EFFECT: To amend the beneficiary definition to require beneficiaries to have a valid social security number for plan participation.

SUBJECT AREA TO BE ADDRESSED: The Florida Prepaid College Plan definition and requirements for beneficiaries.

SPECIFIC AUTHORITY: 1009.971(1), (4), (6) FS.

LAW IMPLEMENTED: 1009.98 FS.

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

DATE AND TIME: October 23, 2006, 2:00 p.m.

PLACE: Suite 210, Hermitage Building, 1801 Hermitage Boulevard, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Thomas J. Wallace, Executive Director, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308, telephone (850)488-8514

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

19B-7.001 Beneficiary Defined.

For each annual application period, a qualified beneficiary is defined as an individual who is under the age of 21 on the first day of the month in which the application period begins, has not completed the 11th grade, and is either:

- (1) A resident of Florida, or
- (2) A non-resident who is the child of a non-custodial parent who is a resident of this state. Documentation shall be in such form as required by the Board and may include a copy of the court order.

The qualified beneficiary must be either a United States citizen or a resident alien with a valid social security number.

Specific Authority 1009.971(1), (4), (6) FS. Law Implemented 1009.971, 1009.98 FS. History--New 3-29-89, Amended 2-6-90, Formerly 4G-7.001, Amended 11-27-02,\_\_\_\_\_.

**STATE BOARD OF ADMINISTRATION**

**Florida Prepaid College Board**

RULE NO.:                   RULE TITLE:  
19B-8.003                   Scholarship Programs

PURPOSE AND EFFECT: To add a rule permitting the transfer of a prepaid college scholarship to any qualified beneficiary who meets the residency requirements at the time of substitution, and to codify the I.R.S. regulations permitting the transfer of a prepaid college scholarship to a qualified beneficiary who is not a member of the family of the original beneficiary.

SUBJECT AREA TO BE ADDRESSED: The Florida Prepaid College Plan permitted substitutions of beneficiaries.

SPECIFIC AUTHORITY: 1009.971(1), (4), (6) FS.

LAW IMPLEMENTED: 1009.98 FS.

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

DATE AND TIME: October 23, 2006, 2:00 p.m.

PLACE: Suite 210, Hermitage Building, 1801 Hermitage Boulevard, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Thomas J. Wallace, Executive Director, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308, telephone (850)488-8514

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

19B-8.003 Scholarship Programs.

Advance payment contracts purchased through an approved non-profit organization as provided in Rule 19B-5.007, F.A.C., or the Florida Prepaid College Foundation Inc., may transfer the Prepaid benefits to any qualified beneficiary who meets the residency requirements at the time of substitution. An authorized representative for the scholarship donor organization will be required to sign and notarize any request to substitute beneficiaries on advance payment contracts.

Specific Authority 1009.971(1), (4), (6) FS. Law Implemented 1009.98 FS. History--New \_\_\_\_\_.

**STATE BOARD OF ADMINISTRATION**

**Florida Prepaid College Board**

RULE NO.:                   RULE TITLE:  
19B-16.002                   Application for Participation in the Program

PURPOSE AND EFFECT: To amend the rule to require the applicant and beneficiary to have a valid social security number for program participation, and to update the New Account Application effective date and form number.



SUBJECT AREA TO BE ADDRESSED: The Florida College Savings Program application for participation.

SPECIFIC AUTHORITY: 1009.971(1), (4), (6) FS.

LAW IMPLEMENTED: 1009.981 FS.

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

DATE AND TIME: October 23, 2006, 2:00 p.m.

PLACE: Suite 210, Hermitage Building, 1801 Hermitage Boulevard, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Thomas J. Wallace, Executive Director, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308, telephone (850)488-8514

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

19B-16.002 Application for Participation in the Program.

(1) Any person may apply for participation in the Program by submitting a completed Florida Prepaid College Plan and Florida College Investment Plan New Account Application, along with an initial contribution to the Program that meets the requirements of Rule 19B-16.004, F.A.C. Benefactors and designated beneficiaries do not have to be residents of the State of Florida. Any natural person named as the benefactor in a completed application must have reached the age of majority and must be a citizen or resident alien of the United States with a valid social security number. Any person named as the beneficiary in a completed application must be a citizen or resident alien of the United States with a valid social security number.

(2) The Florida Prepaid College Plan and Florida College Investment Plan New Account Application, Form No. FPCB 20065-10, is hereby incorporated by reference. The form may be obtained from the Board by calling (800)552-GRAD (4723) (prompt 1).

(3) No change.

Specific Authority 1009.971(1), (4), (6) FS. Law Implemented 1009.981 FS. History--New 11-27-02, Amended 1-29-04, 12-28-04, 6-2-05, 12-20-05,\_\_\_\_\_.

**STATE BOARD OF ADMINISTRATION**

**Florida Prepaid College Board**

RULE NO.: 19B-16.011  
RULE TITLE: Unclaimed Refunds

PURPOSE AND EFFECT: To amend the rule by correcting the references to the Florida Statutes which permit the transfer of unclaimed funds to the florida Prepaid Tuition Scholarship Program.

SUBJECT AREA TO BE ADDRESSED: The Florida College Savings Program's disposition of unclaimed refunds.

SPECIFIC AUTHORITY: 1009.971(1), (4), (6) FS.

LAW IMPLEMENTED: 1009.981(4) FS.

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

DATE AND TIME: October 23, 2006, 2:00 p.m.

PLACE: Suite 210, Hermitage Building, 1801 Hermitage Boulevard, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Thomas J. Wallace, Executive Director, 1801 Hermitage Boulevard, Suite 210, Tallahassee, Florida 32308, telephone (850)488-8514

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

19B-16.011 Unclaimed Refunds.

(1) The Board shall mail written notice to any benefactor of an account terminated pursuant to Rule 19B-16.010, F.A.C., when the benefactor has not negotiated the refund check for such account after a period of six (6) years. The notice shall indicate the procedure which the benefactor must follow to obtain a refund of the monies held by the Board for said accounts and that if a claim for a refund is not made within seven (7) years of the termination of the account that the funds shall be subject to disposition as provided under Chapter 1009.981(2)(b)10, 747, F.S. An alphabetical list of the names of the account owners of such accounts shall be posted on the Board's website on the Internet. Any such refund for any account terminated pursuant to Rule 19B-16.010, F.A.C., which remains unclaimed after seven (7) years shall be subject to disposition pursuant to Chapter 1009.981(2)(b)10, 747, F.S.

(2) The Board shall annually review and approve the list of unclaimed refunds which have remained unclaimed for the periods required under this rule and are subject to disposition pursuant to Chapter 1009.981(2)(b)10, 747, F.S.

Specific Authority 1009.971(1), (4), (6) FS. Law Implemented 1009.981(4) FS. History--New 5-30-02, Amended\_\_\_\_\_.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NO.: 59G-4.300  
RULE TITLE: Targeted Case Management for Children at Risk of Abuse and Neglect

PURPOSE AND EFFECT: The purpose of this rule is to incorporate by reference the Florida Medicaid Targeted Case Management for Children at Risk of Abuse and Neglect Coverage and Limitations Handbook, August 2006. The

handbook contains the policies and procedures for the Targeted Case Management for Children at Risk of Abuse and Neglect Program. The effect will be to incorporate the Florida Medicaid Targeted Case Management for Children at Risk of Abuse and Neglect Coverage and Limitations Handbook, August 2006, into rule.

SUBJECT AREA TO BE ADDRESSED: Targeted Case Management for Children at Risk of Abuse and Neglect.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.906, 409.907, 409.908 FS.

IF REQUESTED WITHIN 14 DAYS BY AN AFFECTED PERSON 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: Tuesday, October 24, 2006, 2:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Drive, Building #3, Conference Room C, Tallahassee, Florida  
THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Erica Carpenter, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)487-2617

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.330 Targeted Case Management for Children at Risk of Abuse and Neglect.

(1) This rule applies to all targeted case management providers enrolled in the Medicaid Targeted Case Management for Children at Risk of Abuse and Neglect Program.

(2) All Medicaid-enrolled targeted case management for children at risk of abuse and neglect providers must be in compliance with the Florida Medicaid Targeted Case Management for Children at Risk of Abuse and Neglect Coverage and Limitations Handbook, August 2006, incorporated by reference, and the Florida Medicaid Provider Reimbursement Handbook, Non-Institutional 081, which is incorporated by reference in Rule 59G-13.001, F.A.C. Both handbooks are available from the Medicaid fiscal agent's website at <http://floridamedicaid.acs-inc.com>. Click on Provider Support, and then on Handbooks. Paper copies of the handbooks may be obtained by calling Provider Inquiry at 800-377-8216.

(3) The following forms that are included in the Florida Medicaid Targeted Case Management for Children at Risk of Abuse and Neglect Coverage and Limitations Handbook are incorporated by reference: Agency Certification, Targeted Case Management for Children at Risk of Abuse and Neglect, AHCA Med-Serv Form 005, August 2006, in Appendix B, one page; Case Management Supervisor Certification, Targeted Case Management for Children at Risk of Abuse and Neglect, AHCA Med-Serv Form 006, August 2006, in Appendix C, one page; Case Manager Certification, Targeted Case Management

for Children at Risk of Abuse and Neglect, AHCA Med-Serv Form 007, August 2006, in Appendix D, one page; Child Certification, Targeted Case Management for Children at Risk of Abuse and Neglect, AHCA Med-Serv Form 008, August 2006, in Appendix E, one page.

Specific Authority 409.919 FS. Law Implemented 409.906, 409.907, 409.908 FS. History—New

## AGENCY FOR HEALTH CARE ADMINISTRATION

### Medicaid

RULE NO.: 59G-5.010  
RULE TITLE: Provider Enrollment

PURPOSE AND EFFECT: The purpose of this rule workshop is to discuss the amendment to rule 59G-5.010, Provider Enrollment, subsections (1) and (6), F.A.C. The Florida Medicaid Enrollment Application for participating in the Medicaid Program is incorporated by reference.

SUBJECT AREA TO BE ADDRESSED: Provider Enrollment.

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.907(9)(a) FS.

IF REQUESTED IN WRITING WITHIN 14 DAYS BY AN AFFECTED PERSON AND NOT DEEMED UNNECESSARY BY THE AGENCY HEAD, A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW.

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

PLACE: 2727 Mahan Drive, Bldg. 3, Conf. Rm. D, Tallahassee, FL 32301

THE PERSON TO BE CONTACTED REGARDING THE RULE DEVELOPMENT IS: Shawn McCauley, Medicaid Contract Management, 2308 Killearn Center Boulevard, Suite B200, Tallahassee, Florida 32309, (850)922-7344

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-5.010 Provider Enrollment.

(1) Unless otherwise specified in Chapter 59G-4, F.A.C., all providers and billing agents are required to enroll in the Medicaid program and submit a completed Florida Medicaid Provider Enrollment Application AHCA Form 2200-0003 (January 2006 ~~December 2004~~), which is available from the fiscal agent and incorporated in this rule by reference.

(2) through (5) No change.

(6) ~~Enrollment of a Medicaid provider applicant is effective no earlier than the date of the approval of the provider application.~~ "Approved application" means an accurately and fully completed application with all the requirements, including, but not limited to background screenings and onsite inspections resolved and completed.

Specific Authority 409.919 FS. Law Implemented 409.902, 409.907, 409.9071, 409.908 FS. History—New 9-22-93, Formerly 10P-5.010, Amended 7-8-97, 9-8-98, 7-5-99, 7-10-00, 5-7-03, 7-7-05, \_\_\_\_\_.

## AGENCY FOR HEALTH CARE ADMINISTRATION

### Medicaid

RULE CHAPTER NO.: RULE CHAPTER TITLE:

59G-14 Florida Kidcare

RULE NOS.: RULE TITLES:

59G-14.001 Florida KidCare Definitions

59G-14.002 Florida KidCare Grievance Process

PURPOSE AND EFFECT: Section 409.818(3)(e), F.S. directs the Agency for Health Care Administration to establish a mechanism for investigating and resolving complaints and grievances for the Florida KidCare Program. The purpose of the proposed rule is to establish the Agency's Florida KidCare grievance process in rule.

SUBJECT AREA TO BE ADDRESSED: Florida KidCare.

SPECIFIC AUTHORITY: 409.818 FS.

LAW IMPLEMENTED: 409.818 FS.

IF REQUESTED IN WRITING BY AN AFFECTED PERSON 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: Monday, October 23, 2007, 2:00 p.m.

PLACE: Agency for Health Care Administration, 2727 Mahan Blvd., Bldg. 3, Conference Room D, Tallahassee, Florida

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Angela Wiggins, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)922-7313

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

#### 59G-14.001 Florida KidCare Definitions.

The following definitions are applicable to all sections of Chapter 59G-14, F.A.C. These definitions do not apply to any Medicaid program rules other than those in Chapter 59G-14, F.A.C.

(1) "Complaint" may be either written or verbal. A complaint is an expression of dissatisfaction.

(2) "Problem" may be either written or verbal. It is a question offered for consideration, discussion or solution.

(3) "Grievance" is a formal complaint process initiated only after all other forms of resolution have been exhausted and the complainant has not obtained relief. A grievance must be submitted in writing and must be signed by the complainant.

(4) "Florida KidCare Grievance Committee" or "Committee" is the entity responsible for hearing and resolving complaints and grievances related to the Florida KidCare program as delineated in these procedures.

(5) "Florida KidCare Partners" include the Agency for Health Care Administration, the Department of Children and Families, the Department of Health, and the Florida Healthy Kids Corporation.

Specific Authority 409.818 FS. Law Implemented 409.818 FS. History—New \_\_\_\_\_.

#### 59G-14.002 Florida KidCare Grievance Process.

(1) The following provisions apply to the Florida KidCare Grievance Committee:

(a) The Florida KidCare Grievance Committee consists of one representative from each of the following Florida KidCare partners, appointed by their respective organization's agency head:

1. Agency for Health Care Administration.

2. Department of Children and Families.

3. Department of Health.

4. Florida Healthy Kids Corporation.

5. A family representative nominated by the KidCare Partners.

(b) The Agency for Health Care Administration's representative will serve as the committee chairperson. The committee members will elect a co-chair, who will serve as the chairperson in the absence of the Agency's representative.

(c) A quorum of at least three appointed members, or their designated representative (proxy), is required to make decisions on grievance cases the committee hears. Committee members or their designated representative must be present at the meeting to review documentation.

(d) Staff from the Agency for Health Care Administration will serve as committee staff, prepare committee minutes, and prepare communications to affected parties on behalf of the committee.

(e) Unless otherwise specified, committee meetings will be held in Tallahassee at the Agency for Health Care Administration's Headquarters offices.

(2) Initial complaints and problems will be routed to the appropriate KidCare partner for resolution. All initial complaints and problems must be answered within a reasonable length of time, not to exceed ten (10) business days from initial filing by the complainant, unless the complainant and affected KidCare partner mutually agree to extend the time. Emergency issues will be addressed within twenty-four (24) hours. Only when the affected KidCare partner has failed to provide relief may the issue be elevated to the form of a formal grievance for review by the committee.

(3) Florida KidCare Grievance Procedures.

(a) A formal grievance must be submitted to the committee in writing and signed by the complainant. The complainant may submit the request on the KidCare Formal Grievance Request Form, AHCA Med-Serv Form 009, Sept. 06, which is incorporated by reference. In the event that a complainant is unable to submit a request in writing, assistance

will be provided and a dictation of the grievance will be accepted. All formal grievances must be sent to: Florida KidCare Grievance Committee, Bureau of Medicaid Services, 2727 Mahan Drive, MS 20, Tallahassee, Florida 32308.

(b) In the event a formal grievance is submitted by someone other than the custodial parent or legal guardian, no confidential information will be released to the complainant. The grievance will be investigated and notification will be sent to the custodial parent or legal guardian.

(c) Upon receipt of a formal grievance, the Agency for Health Care Administration staff will send a letter of acknowledgement to the complainant informing them of the process, established time frames, and any additional information needed to proceed. If additional information is necessary, the KidCare Formal Grievance Request Form, AHCA Med-Serv Form 009, will be sent to the complainant for completion.

(d) Agency for Health Care Administration staff will review the grievance and determine if the affected KidCare partner used appropriate measures in handling the previous problem and complaint phases of resolution. When necessary, the appropriate KidCare partner will be contacted and asked to provide information relevant to the case. If the affected KidCare partner used appropriate action in handling the grievance, the complainant will be notified in writing.

(e) If it is determined that further remedy is warranted, the committee will be required to hear the grievance. The committee shall hear the grievance at its next regularly scheduled meeting.

(f) The committee shall meet the second Monday of each month. The committee will not meet if there are no pending grievances. Additional meetings to resolve a grievance will be scheduled, as needed. If further documentation is necessary for the committee to reach a decision, extensions of thirty (30) days will be granted. The complainant will be notified in writing of each extension. When a decision is rendered by the committee, the complainant will be notified in writing within thirty (30) calendar days.

(g) The committee members will review all pertinent information. When committee members have assessed the grievance information presented, the committee members will verbally vote to render a decision. The committee's decision will be based on a majority vote. The decision of the committee is final and all KidCare partners will abide by such decision.

(h) The KidCare grievance process will comply with Section 409.821, Florida Statutes, with regard to confidentiality of records for the Florida KidCare program.

(4) The Florida KidCare Grievance Committee will hear grievances for which no other vehicle of remedy exists. Grievances heard by the committee shall include eligibility issues relating to Healthy Kids, MediKids or the Children's Medical Services Network. Grievances involving more than

one KidCare program will be addressed by this committee. Complaints, problems or grievances associated with the following issues will not be heard by the Florida KidCare Grievance Committee:

(a) Quality of care. When contacted with quality of care complaints, problems or grievances, the Florida KidCare partners will make appropriate referrals to existing mechanisms to address these issues.

(b) Benefits disputes. Each Florida KidCare partner is responsible for resolving disputes about benefits relating to its own program.

(c) Medicaid eligibility issues. All decisions made by the Department of Children and Families with respect to Medicaid eligibility are final and may not be appealed beyond the Department's own fair hearing process.

Specific Authority 409.818 FS. Law Implemented 409.818 FS. History—New

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Board of Cosmetology**

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

PURPOSE AND EFFECT: To address the requirements for the supervised practice of license applicants.

SUBJECT AREA TO BE ADDRESSED: Supervised Cosmetology Practice Exception.

SPECIFIC AUTHORITY: 477.016, 477.019(4) FS.

LAW IMPLEMENTED: 477.019(4) 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: Robyn Barineau, Executive Director, Board of Cosmetology, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE CHAPTER NO.: RULE CHAPTER TITLE:  
 62-345 Uniform Mitigation Assessment Method

RULE NOS.: RULE TITLES:  
 62-345.300 Assessment Method Overview and Guidance  
 62-345.400 Qualitative Characterization – Part I  
 62-345.500 Assessment and Scoring – Part II  
 62-345.600 Time Lag, Risk, and Mitigation Determination  
 62-345.900 Forms

**PURPOSE AND EFFECT:** This proposed rulemaking will amend the rule to provide clarification and guidance on establishing the reference community in Part I, assessing current condition in Part II, and determining time lag. In addition, the mathematical formula will be modified to better address multiple impact and mitigation sites and sites with known mitigation acreage.

**SUBJECT AREA TO BE ADDRESSED:** Minor clarifications to the use of the Uniform Mitigation Assessment Method.

**SPECIFIC AUTHORITY:** 373.026(7), 373.043, 373.414(9), (18) FS.

**LAW IMPLEMENTED:** 373.414(18) FS.

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

**DATE AND TIME:** October 25, 2006, 10:00 a.m. (ET)  
**PLACE:** Department of Environmental Protection, Twin Towers Office Building, 2600 Blair Stone Road, Room 609, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Beth Saska at (850)245-8486. 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:** Constance Bersok, Environmental Administrator, Office of Submerged Lands and Environmental Resources at 2600 Blair Stone Road – MS 2500, Tallahassee, FL. 32399-2400, by e-mail at [connie.bersok@dep.state.fl.us](mailto:connie.bersok@dep.state.fl.us), or by phone at (850)245-8479

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

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

**Agency for Persons With Disabilities**  
 RULE CHAPTER NO.: RULE CHAPTER TITLE:  
 65G-6 Crisis Enrollment

**PURPOSE AND EFFECT:** Currently procedures relating to the crisis enrollment of eligible person with developmental disabilities in the Medicaid Home and Community-Based Services waiver in are included in the *Florida Medicaid Developmental Disabilities Waiver Services Coverage & Limitations Handbook*, incorporated by reference in Rule 59G-13-080, F.A.C. During the 2006 legislative session (ch. 2006-227, Laws of Florida), Section 393.065, Florida Statutes, was amended to authorize the Agency for Persons with Disabilities to promulgate rules relating to crisis enrollment for waiver services. The purpose of the proposed rule development is to adopt rule providing a procedure for persons with developmental disabilities to be considered for enrollment on a Medicaid Home and Community-Based Services waiver if the applicant demonstrates an immediate need for services. The proposed rule development will address procedures for requesting crisis enrollment, the criteria for assessment, and for approving or denying waiver enrollment.

**SUBJECT AREA TO BE ADDRESSED:** Crisis enrollment on the Florida Supported Living or Developmental Disabilities Home and Community-Based Medicaid Waivers.

**SPECIFIC AUTHORITY:** 393.501(1), 393.065 FS.

**LAW IMPLEMENTED:** 20.197(3), 393.065 FS.

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

**DATE AND TIME:** Tuesday, October 24, 2006, 10:00 a.m. The workshop will be held in conjunction with the Agency for Health Care Administration’s proposed rule development workshop on Rule 59G-13-080, F.A.C., Home and Community-Based Services, to amend Appendix F of the Florida Medicaid Developmental Disabilities Waiver Services Coverage and Limitations Handbook, to remove the provisions relating to crisis enrollment and provide edits updating the remaining Appendix F provisions.

**PLACE:** Conference Room A and B, Hurston Building South Tower, 400 West Robinson Street, Orlando, Florida

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS:** Terri McGarrity, Senior Management Analyst Supervisor, Division of Operations, Suite 360, 4030 Esplanade Way, Tallahassee, Florida 32399-0950; e-mail: [terri\\_mcgarrity@apd.state.fl.us](mailto:terri_mcgarrity@apd.state.fl.us)

**FLORIDA HOUSING FINANCE CORPORATION**

<b>RULE CHAPTER NO.:</b>	<b>RULE CHAPTER TITLE:</b>
67-21	Multifamily Mortgage Revenue Bonds (MMRB)
<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
67-21.002	Definitions
67-21.003	Application and Selection Process for Developments
67-21.0035	Applicant Administrative Appeal Procedures
67-21.004	Federal Set-Aside Requirements
67-21.0045	Determination of Method of Bond Sale
67-21.006	Development Requirements
67-21.007	Fees
67-21.008	Terms and Conditions of MMRB Loans
67-21.009	Interest Rate on Mortgage Loans
67-21.010	Issuance of Revenue Bonds
67-21.013	Non-Credit Enhanced Multifamily Mortgage Revenue Bonds
67-21.014	Credit Underwriting Procedures
67-21.015	Use of Bonds with Other Affordable Housing Finance Programs
67-21.017	Transfer of Ownership
67-21.018	Refundings and Troubled Development Review
67-21.019	Issuance of Bonds for Section 501(c)(3) Entities

**PURPOSE AND EFFECT:** The purpose of this Rule is to establish the procedures by which the Corporation shall administer the Application process, determine loan amounts, and make and service mortgage loans for new construction or rehabilitation of affordable rental units under the Multifamily Mortgage Revenue Bond (MMRB) Program authorized by Sections 142 and 145 of the Code and Section 420.509, F.S.

**SUBJECT AREA TO BE ADDRESSED:** The Rule Development workshop will be held to receive comments and suggestions from interested persons relative to the development of the 2007 application and program requirements for the MMRB Program, as specified in Rule Chapter 67-21, Florida Administrative Code (F.A.C.).

**SPECIFIC AUTHORITY:** 420.507, 420.508 FS.

**LAW IMPLEMENTED:** 420.509 FS.

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

**DATE AND TIME:** October 20, 2006 following the Board Meeting at a time to be announced at the conclusion of the Board Meeting.

**PLACE:** Hilton Garden Inn, 12 Via de Luna, Pensacola Beach, FL 32561

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 Valerie Turner at (850)488-4197 If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS:** Wayne Conner, Deputy Development Officer, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197

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

**FLORIDA HOUSING FINANCE CORPORATION**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
67-48.001	Purpose and Intent
67-48.002	Definitions
67-48.004	Application and Selection Procedures for Developments
67-48.005	Applicant Administrative Appeal Procedures
67-48.007	Fees
67-48.0072	Credit Underwriting and Loan Procedures
67-48.0075	Miscellaneous Criteria
67-48.009	SAIL General Program Procedures and Restrictions
67-48.0095	Additional SAIL Application Ranking and Selection Procedures
67-48.010	Terms and Conditions of SAIL Loans
67-48.0105	Sale, Refinancing or Transfer of a SAIL Development
67-48.013	SAIL Construction Disbursements and Permanent Loan Servicing
67-48.014	HOME General Program Procedures and Restrictions
67-48.015	Match Contribution Requirement for HOME Allocation
67-48.017	Eligible HOME Activities
67-48.018	Eligible HOME Applicants
67-48.019	Eligible and Ineligible HOME Development Costs
67-48.020	Terms and Conditions of Loans for HOME Rental Developments
67-48.0205	Sale or Transfer of a HOME Development
67-48.022	HOME Disbursements Procedures and Loan Servicing

- 67-48.023           Housing Credits General Program  
                          Procedures and Requirements
- 67-48.027           Tax-Exempt Bond-Financed  
                          Developments
- 67-48.028           Carryover Allocation Provisions
- 67-48.029           Extended Use Agreement
- 67-48.030           Sale or Transfer of a Housing Credit  
                          Development
- 67-48.031           Termination of Extended Use  
                          Agreement and Disposition of  
                          Housing Credit Developments

**PURPOSE AND EFFECT:** The purpose of this Rule is to establish the procedures by which the Corporation shall: (1) administer the Application process, determine loan amounts, make and service mortgage loans for new construction or rehabilitation of affordable rental units under the State Apartment Incentive Loan (SAIL) Program authorized by Section 420.5087, Florida Statutes (F.S.), and the HOME Investment Partnerships (HOME) Program authorized by Section 420.5089, Florida Statutes; and (2) administer the Application process, determine Housing Credit (HC) amounts and implement the provisions of the Housing Credit Program authorized by Section 42 of the Code and Section 420.5099, Florida Statutes.

**SUBJECT AREA TO BE ADDRESSED:** The Rule Development workshop will be held to receive comments and suggestions from interested persons relative to (1) the development of the 2007 application and program requirements for the SAIL, HOME, HC Programs, as specified in Rule Chapter 67-48, Florida Administrative Code (F.A.C.) and (2) amendments to the Florida Housing Finance Corporation’s 2006 Qualified Allocation Plan (QAP).

**SPECIFIC AUTHORITY:** 420.507 FS.

**LAW IMPLEMENTED:** 420.5087, 420.5089, 420.5099 FS.

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

**DATE AND TIME:** October 20, 2006, following the Board Meeting at a time to be announced at the conclusion of the Board Meeting

**PLACE:** Hilton Garden Inn, 12 Via de Luna, Pensacola Beach, FL 32561

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: Valerie Turner at (850)488-4197 If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Vicki Robinson, Deputy Development Officer, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329, (850)488-4197

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

**FLORIDA FISH AND WILDLIFE CONSERVATION COMMISSION**

**Division of Law Enforcement**

RULE NO.:	RULE TITLE:
68D-24.144	Monroe County Boating Restricted Areas

**PURPOSE AND EFFECT:** The purpose of this rule is to reduce the incidence of vessel masts coming into contact with high tension power lines. Masts of sailboats and other masted vessels typically contact the high tension power lines when vessels drag anchor during storm events (hurricanes, winter storms, severe local thunderstorms), presenting grave danger to all persons aboard the vessel and to the vessel itself. These events also have caused power outages affecting thousands of customers in the Lower Keys and present life-threatening dangers to persons in hospitals and to other special-needs patients in the Lower Keys. The effect of this rule will be to prohibit the anchoring of sailboats and other vessels with masts within a portion of Pine Channel adjacent to high tension power lines.

**SUBJECT AREA TO BE ADDRESSED:** No Anchoring by sailboats and other vessels with masts within the area between Pine Key and Little Torch Key South of US 1, for distance of approximately 6,000 feet.

**SPECIFIC AUTHORITY:** 327.04, 327.46 FS.

**LAW IMPLEMENTED:** 327.46 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 IS: Ms. Tara Alford, Management Analyst, Boating and Waterways Section, Division of Law Enforcement, (850)410-0656, extension 17169, Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399

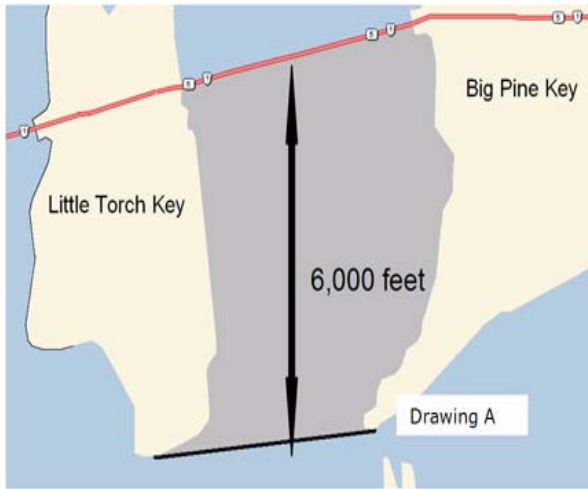
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

68D-24.144 Monroe County Boating Restricted Areas.

(1) For the purpose of regulating the anchoring of vessels in and adjacent to the Pine Channel within Monroe County, the following boating restricted area is established:

Pine Channel – Anchoring of all sailboats and other vessels with masts is prohibited in Pine Channel, shoreline to shoreline, between Big Pine Key and Little Torch Key, from the centerline of U. S. Highway 1 south to a line drawn from the southernmost point on Little Torch Key to the southernmost point on Big Pine Key (a distance approximately 6,000 feet south of the centerline of U. S. Highway 1). If the overhead power lines are removed the zone established in this paragraph shall no longer be in force or effect.

(2) The boating restricted area is depicted in drawing A:



Specific Authority 327.04, 327.46 FS. Law Implemented 327.46 FS. History–New \_\_\_\_\_.

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of Consumer Services**

RULE CHAPTER NO.: 69J-7  
 RULE CHAPTER TITLE: Florida Comprehensive Hurricane Damage Mitigation Program (My Safe Florida Home Program)

RULE NO.: 69J-7.004  
 RULE TITLE: Participating Contractors

PURPOSE AND EFFECT: This rule implements Section 215.5586 F.S., by incorporating a pamphlet which contains procedures relating to participation as a Participating Contractor under the Florida Comprehensive Hurricane Damage Mitigation Program.

SUBJECT AREA TO BE ADDRESSED: The Florida Comprehensive Hurricane Damage Mitigation Program.

SPECIFIC AUTHORITY: 215.5586(6) FS.

LAW IMPLEMENTED: 215.5586 FS.

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

DATE AND TIME: Wednesday, October 25, 2006, 12:00 Noon

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Ray Wenger, (850)413-5660 If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Ray Wenger, 4th Floor Larson Building, 200 E. Gaines St., Tallahassee FL 32399-0333; Email ray.wenger@FLDFS.com.

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

69J-7.004 Participating Contractors.

The standards and procedures for participation as a Participating Contractor pursuant to Section 215.5586(2)(c) F.S. are set forth in Florida Department of Financial Services Florida Comprehensive Hurricane Damage Mitigation Program My Safe Florida Home Program Guide for Participating Contractors and Applicants for Participating Contractor Status (Eff. \_\_\_\_\_), which is hereby incorporated by reference into this rule.

Specific Authority 215.5586(6) FS. Law Implemented 215.5586 FS. History–New \_\_\_\_\_.

**FINANCIAL SERVICES COMMISSION**

**OFR Administrative Rules**

RULE CHAPTER NO.: 69T-1  
 RULE CHAPTER TITLE: Organizational Structure of the Office of Financial Regulation

RULE NO.: 69T-1.001  
 RULE TITLE: Organizational Structure

PURPOSE AND EFFECT: The purpose of the rule is to establish the organizational structure of the Office of Financial Regulation as required by Section 20.121(3)(b), F.S.

SUBJECT AREA TO BE ADDRESSED: The organizational structure of the Office of Financial Regulation.

SPECIFIC AUTHORITY: 20.121(3)(b) FS.

LAW IMPLEMENTED: 20.121(3)(b) 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: Andrea Moreland, Executive Senior Attorney, Office of Financial Regulation, Room 118K, Fletcher Building, 200 East Gaines Street, Tallahassee, Florida 32399-0370, Telephone: (850)410-9662 e-mail: andrea.moreland@fldfs.com If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT, IF AVAILABLE, IS: Andrea Moreland, Executive Senior Attorney, Office of Financial Regulation, Room 118K, Fletcher Building, 200 East Gaines Street, Tallahassee, Florida 32399-0370, Telephone: (850)410-9662, e-mail:andrea.moreland@fldfs.com

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

## Section II Proposed Rules

### DEPARTMENT OF REVENUE

RULE NOS.:	RULE TITLES:
12-2.022	Public Inspection and Copying
12-2.023	Final Orders Required to be Indexed
12-2.025	Designation of Official Reporter
12-2.026	Numbering of Final Orders

**PURPOSE AND EFFECT:** (A) The purpose of the proposed amendments to Rule 12-2.022, F.A.C., is to provide guidance to the public regarding inspection and copying of final orders pertaining to the Child Support Enforcement Program. The effect is to provide information to the public concerning the location, inspection and copying of final orders issued by the Child Support Enforcement Program, as well as the responsibilities of the Deputy Agency Clerks for the Program. (B) The purpose of the proposed amendments to Rule 12-2.023, F.A.C., is to inform the public of final orders required to be indexed by the Child Support Enforcement Program. The effect is to ensure the public understands that final orders issued by the Child Support Enforcement Program will be excluded from indexing, unless the final order is of precedential value. (C) The purpose of the proposed amendments to Rule 12-2.025, F.A.C., is to inform the public that administrative child support final orders will be indexed,

listed and maintained by the child support enforcement Deputy Agency Clerks. The effect is to ensure the public understands which child support enforcement final orders will be listed and maintained by the Deputy Agency Clerks. (D) The purpose of the proposed amendments to Rule 12-2.026, F.A.C., is to inform the public of the Department’s numbering of final orders issued by the Child Support Enforcement Program. The effect is to create two agency prefix designations and eleven sub-suffix designations for use in numbering final orders issued by the Child Support Enforcement Program.

**SUMMARY:** A) The proposed amendments to Rule 12-2.022, F.A.C., conform this rule to the proposed changes in Rules 12-2.023, 12-2.025, and 12-2.026, F.A.C. Also, these proposed amendments clarify how the public can seek information or copies of child support enforcement (CSE) final orders from the Department. B) The proposed changes to Rule 12-2.023, F.A.C., add final orders issued to administratively establish a support order or to determine paternity to the list of agency final orders that do not have to be indexed, unless such support or paternity order has precedential value as discussed in paragraphs (a) through (d) of subsection (1) of this rule. C) The proposed revisions to Rule 12-2.025, F.A.C., specify which office will list and maintain final orders pertaining to CSE. D) The proposed amendments to Rule 12-2.026, F.A.C., add several child support enforcement final order categories to the list used by the Department, including “Paternity Only Orders” and “Paternity and Support Orders”, and revises the index numbering structure to enable the various types of child support orders to be specifically identified.

**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:** 120.533, 213.06(1), 213.071, 409.2557(3), 409.256(17), 409.2563(16) FS.

**LAW IMPLEMENTED:** 120.53(2), (3), (4), 409.256, 409.2563 FS.

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

**DATE AND TIME:** Tuesday, October 31, 2006, 9:30 a.m.

**PLACE:** 4070 Esplanade Way, Room 301, Tallahassee, Florida  
Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Larry Green at (850)922-4830. A person who is hearing-impaired or speech-impaired, should contact the Department by using the Florida Relay Service, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

The Department's proposed rules are available on the Department's web site: [www.myflorida.com/dor/rules](http://www.myflorida.com/dor/rules). 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: Phil Scruggs, Government Analyst II, Department of Revenue, P. O. Box 8030, Tallahassee, Florida 32314-8030, telephone (850)922-9558, e-mail address [scruggsp@dor.state.fl.us](mailto:scruggsp@dor.state.fl.us)

THE FULL TEXT OF THE PROPOSED RULES IS:

12-2.022 Public Inspection and Copying.

(1) The following shall be made available from the agency for public inspection and copying, at no more than cost:

(a) All final orders.

(b) A current subject-matter index identifying final orders which are indexed.

(c) A list of all final orders which are not indexed, which must be listed pursuant to Rule 1S-6.005, F.A.C.

(2)(a) The Agency Clerk shall assist the public in obtaining information pertaining to final orders, except for final orders for child support enforcement. The Office of the Agency Clerk is located at the Department of Revenue, Carlton Building, Room 204, Tallahassee, Florida 32399-0100, Phone Number (850)488-0712. ~~The office is open to the public between the hours of 8:00 a.m. and 5:00 p.m., excluding state holidays and weekends.~~

(b) The Office of the Deputy Agency Clerks for the Child Support Enforcement Program shall assist the public in obtaining information regarding final orders for child support enforcement.

1. For purposes of final orders for child support enforcement, except for administrative paternity and support orders, contact the Deputy Agency Clerk at the Department of Revenue, 4070 Esplanade Way, Tallahassee, FL 32399-3150, Phone Number (850)922-9590.

2. For purposes of administrative paternity and support orders, contact the Deputy Agency Clerk at the Department of Revenue, 400 W. Robinson Street, Suite S-509, Orlando, FL 32801, Phone Number (407)317-7765.

(c) The office of the Agency Clerk and the offices of the Deputy Agency Clerk are open to the public between the hours of 8:00 a.m. and 5:00 p.m., excluding state holidays and weekends.

(3)(a) Final orders, except final orders for child support enforcement, required to be indexed may be found by utilizing the Department's official reporter, Florida Administrative Law Reports (FALR). The official reporter is found at most county law libraries, and is available by subscription at Florida Administrative Law Reports, Post Office Box 385, Gainesville, Florida 32602, Phone Number (904)375-8036.

(b) Final orders relating to child support enforcement that are required to be indexed are located at the offices of the Deputy Agency Clerks, as provided in subsection (2).

~~(4)(a) Except for final orders relating to child support enforcement, final Final orders that which are listed, but not indexed and published, and the list of such final orders are maintained at the Office of the Agency Clerk and available for public inspection and copying at cost.~~

(b) Deputy Agency Clerks will render, file, index, and certify final orders relating to child support enforcement. Final orders relating to child support enforcement that are listed, but not indexed and published, and the list of those final orders are maintained at the offices of the Deputy Agency Clerks for the Child Support Enforcement Program.

(5) Certified copies of final orders pertaining to child support enforcement may be obtained from the Deputy Agency Clerks at their office designations, as provided in subsection (2). Certified copies of other final orders may be obtained from the Office of the Agency Clerk. The Department will charge fees, as provided in Section 119.07(1)(a), F.S., for certified copies of final orders. The list of final orders not indexed and published is maintained at the Office of the Agency Clerk and is available for public inspection and copying at cost.

Specific Authority 120.533, 213.06(1), 213.071, 409.2557(3), 409.256(17), 409.2563(16) FS. Law Implemented 120.53(2)(a) FS. History—New 11-11-92, Amended \_\_\_\_\_.

12-2.023 Final Orders Required to be Indexed.

(1) For purposes of this part, final orders issued pursuant to Sections 120.565, 120.569, 120.57(1), (2), and (3), 409.256, and 409.2563, F.S., which are required to be indexed pursuant to Rule 1S-6.004, F.A.C., shall be indexed. The following categories of final orders are required to be indexed:

(a) A final order which discusses a substantial legal issue of first impression which is actually resolved in the case;

(b) A final order which establishes a rule of law, principle, or policy for the first time, which the agency will rely upon and apply in similar circumstances;

(c) A final order which alters, modifies, or significantly clarifies a rule of law, principle, or policy previously applied, announced, or relied upon by the agency; and

(d) A final order which resolves an apparent conflict in decisions of the agency or harmonizes decisions of appellate courts.

(2) Final orders rendered by the Division of Administrative Hearings pursuant to Sections 120.535, 120.54(4), and 120.56, F.S., will be indexed by the Division of Administrative Hearings.

(3) The following categories of final orders are excluded from indexing, but are listed pursuant to the provisions of Rule 12-2.024, F.A.C.:

(a) Final orders resulting from stipulations, agreed settlements, and consent agreements; ~~and~~

(b) Final orders in license or permit denial or revocation proceedings, unless the final order is of precedential value as described in paragraphs (1)(a) through (d); and

(c) Final orders issued by the child support enforcement program of the Department, unless the final order is of precedential value as described in paragraphs (1)(a) through (d).

Specific Authority 120.533, 213.06(1), 409.2557(3)(p), 409.256(17), 409.2563(16) FS. Law Implemented 120.53(2) FS. History--New 11-11-92, Amended \_\_\_\_\_.

#### 12-2.025 Designation of Official Reporter.

(1) Child support enforcement final orders will be listed and maintained by the child support enforcement Deputy Agency Clerks.

(2) For all other Department final orders, the Department designates the Florida Administrative Law Reports as its official reporter for purposes of publishing and indexing by subject matter all Department final orders required to be indexed by s. 120.533, FS., and Rule 1S-6.004, F.A.C.

(3) The General Counsel, the General Counsel's designee, or Agency Clerk shall determine the final orders required to be indexed.

Specific Authority 120.533, 213.06(1) FS. Law Implemented 120.53(4) FS. History--New 11-11-92, Amended \_\_\_\_\_.

#### 12-2.026 Numbering of Final Orders.

(1) All final orders shall be sequentially numbered at the time of rendition.

(2) The sequential number shall be a two-part number separated by a dash with the first part indicating the year and the second part indicating the numerical sequence of the order as rendered for that year, beginning with number 1 each new calendar year. The assigned agency designation prefix ~~DOR~~, shall precede the two-part number. The agency designated prefixes are:

(a) "DORCSA" for administrative paternity and support orders rendered by the Child Support Enforcement Program.

(b) "DORCSO" for all other final orders rendered by the Child Support Enforcement Program.

(c) "DOR" for all final orders not rendered by the Child Support Enforcement Program.

(3) The applicable order category shall be added as a suffix succeeding the agency designation prefix and two-part number. The order categories are as follows:

(a) DS – Declaratory Statement

(b) FOI – Final Order/Informal Proceedings

(c) FOF – Final Order/Formal Proceedings

(d) AS – Agreed Settlement

(4) For child support enforcement administrative paternity and support orders, the applicable categories shall be added as a sub-suffix succeeding the applicable order categories in subsection (3). The sub-suffix categories are as follows.

(a) Paternity Only: ESTPAT – Establishment of Administrative Paternity Order

(b) Paternity and Support:

1. ESTPAS – Establishment of Administrative Paternity and Support Order

2. MODPAS – Modification of Administrative Paternity and Support Order

3. SUSPPAS – Suspension of Administrative Paternity and Support Order

4. REIPAS – Reinstatement of Administrative Paternity and Support Order

5. TERMPAS – Termination of Administrative Paternity and Support Order

(c) Support Only:

1. ESTS – Establishment of Administrative Support Order

2. MODS – Modification of Administrative Support Order

3. SUSPS – Suspension of Administrative Support Order

4. REIS – Reinstatement of Administrative Support Order

5. TERMS – Termination of Administrative Support Order

Specific Authority 120.533, 213.06(1) FS. Law Implemented 120.53(2), (3), (4), 409.256, 409.2563 FS. History--New 11-11-92, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Phil Scruggs, Government Analyst II, Department of Revenue, P. O. Box 8030, Tallahassee, Florida 32314-8030, telephone (850)922-9558, e-mail address scruggsp@dor.state.fl.us.

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Sharyn Thomas, Revenue Program Administrator II, Department of Revenue, P. O. Box 8030, Tallahassee, Florida 32314-8030

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 25, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 4, 2006, Vol. 32, No. 31, pp. 3579-3581. A workshop was held on August 22, 2006. No one other than Department staff presented written or verbal comments at the workshop. No comments have been submitted on these proposed 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 CORRECTIONS**

RULE NO.: 33-603.101  
 RULE TITLE: Use of Committed Name

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify how an inmate's committed name is established.

SUMMARY: Amends the rule to clarify how an inmate's committed name is established for multiple cases imposed on the same date or on separate dates.

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: 944.09 FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Dorothy M. Ridgway, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE FULL TEXT OF THE PROPOSED RULE IS:

33-603.101 Use of Committed Name.

(1)(a) In order to avoid conflicts in mailing and visiting privileges, as well as to assist inmates in making bank and canteen transactions and ensure timely delivery of legal documents, and to provide staff with a consistent means of inmate identification for security and daily institutional operation purposes, each inmate shall be recognized by the department under the name on the initial commitment under which the inmate was received. The committed name shall be obtained from the information or indictment page of the commitment package, not from the uniform commitment to custody cover sheet. For multiple cases imposed on separate dates, the committed name is the name on the information page of the commitment of the earliest imposed case. For multiple cases imposed on the same date, commitments are arranged according to service of the sentences or sequential order as directed by the sentencing court and the committed name is the name on the information page of the first imposed case as so designated. For multiple cases imposed on the same date where the order of sentencing cannot be determined, the cases are arranged numerically and the committed name is the name on the information page of the commitment with the lowest case number. For multiple cases imposed on the same date, the committed name is the name listed on the earliest chronological case. This name shall be the inmate's official identification throughout the continuous incarceration of the

inmate on that sentence or combined sentences and must be included on any official document sent or received by the inmate except as provided in subsection (3) below.

- (b) through (d) No change
- (2) through (4) No change.

Specific Authority ~~20-315~~, 944.09 FS. Law Implemented 944.09 FS. History--New 9-30-93, Formerly 33-6.012, Amended 4-29-02, 5-20-03, 7-7-05,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Doyle W. Kemp, Bureau Chief, Sentence Structure and Population Management

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: David Pridgen, Deputy Assistant Secretary of Institutions-Operations

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 29, 2006

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 8, 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."

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**Division of Beaches and Shores**

RULE CHAPTER NO.: 62B-49  
 RULE CHAPTER TITLE: Joint Coastal Permits and Concurrent Processing of Proprietary Authorizations

RULE NOS.:  
 62B-49.001 Scope  
 62B-49.002 Definitions  
 62B-49.003 Policy  
 62B-49.004 Consultation  
 62B-49.005 Application Requirements and Processing Procedures  
 62B-49.006 Fees  
 62B-49.007 After-the-Fact Permits and Authorizations  
 62B-49.008 Permit Modifications  
 62B-49.009 Emergency Permitting Procedures  
 62B-49.010 Transfer of Permits and Authorizations  
 62B-49.011 Time Limits on Permits and Authorizations  
 62B-49.012 Suspension and Revocation  
 62B-49.013 General Conditions

PURPOSE AND EFFECT: To update the rule to reflect subsequent updates to the statutes, and to modernize procedures for application.

SUMMARY: Chapter 62B-49, F.A.C., provides the rules and procedures for obtaining joint coastal permits for activities upon sovereignty lands of Florida, below the mean high-water line of any tidal water of the state, seaward of the CCCL.

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: 120.60, 120.63, 161.041, 161.0535, 161.054, 161.055, 161.061, 370.021(1), 373.427 FS.

LAW IMPLEMENTED: 120.569, 161.041, 161.0535, 161.055, 161.061, 253.77, 258.43, 373.427 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: November 3, 2006, 10:00 a.m. – 1:00 p.m.

PLACE: The Bureau of Beaches and Coastal Systems Training Room, Building B, 5050 West Tennessee Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Rosaline Beckham, Florida Department of Environmental Protection, Bureau of Beaches and Coastal Systems, Mail Station #300, Tallahassee, Florida 32399-3000, (850)488-7815. 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: Rosaline Beckham, Florida Department of Environmental Protection, Bureau of Beaches and Coastal Systems, Mail Station #300, Tallahassee, Florida 32399-3000, (850)488-7815

THE FULL TEXT OF THE PROPOSED RULES IS:

#### 62B-49.001 Scope.

This chapter implements the provisions of Section 161.055, F.S. Florida Statutes, by combining the regulatory requirements of the coastal construction program (Section 161.041, F. S.) with the environmental resource (or wetland resource) permit program (Part IV of Chapter 373, F.S.) to establishing the joint coastal permit program. Activities that would have required both a coastal construction permit and an environmental resource (or wetland resource) permit, are now authorized by a single joint coastal permit. A joint coastal permit is issued when both a coastal construction permit required pursuant to Section 161.041, Florida Statutes, and an environmental resource permit pursuant to Part IV of Chapter

~~373, Florida Statutes, are required. In addition, (This Chapter also provides for concurrent review of any activity requiring a joint coastal permit that also requires a proprietary authorization for use of sovereign submerged lands owned by the Board of Trustees of the Internal Improvement Trust Fund. This Chapter also establishes procedures for processing applications for joint coastal permits and the linked proprietary authorizations. In the event that there is a conflict between the procedural requirements of this Chapter and other procedural rules promulgated pursuant to the referenced statutes, then this chapter shall govern. The standards and criteria for issuance of joint coastal permits include the criteria for environmental resource or wetland resource permits pursuant to Rule 62-312 and the rules adopted under Rule 62-330, F.A.C., the and coastal construction criteria permits pursuant to Rule 62B-41, F.A.C., and any specific criteria for issuance of a joint coastal permit listed in this Chapter. The criteria for the associated Title 62, Florida Administrative Code, and proprietary authorizations are found in Rules pursuant to Chapters 18-18, 18-20, 18-21, F.A.C. Florida Administrative Code, shall be applicable to the review of joint coastal permits.~~

Specific Authority 161.055, 373.427 FS. Law Implemented 161.041, 161.055, 373.427 FS. History—New 10-12-95, Amended 2-19-98,\_\_\_\_\_.

#### 62B-49.002 Definitions.

For purposes of this Chapter, the following definitions shall apply:

(1) “Activity” is any construction, dredge and fill, or other action that requires a permit pursuant to Section 161.041, F.S. Florida Statutes, and an environmental resource or wetland resource permit pursuant to Part IV of Chapter 373, F.S. Florida Statutes, which action may also require and a proprietary authorization to use sovereignty submerged lands pursuant to Chapters 253 or 258, F.S. Florida Statutes.

(2) “Agent” is any person with the written power or authority to act for the applicant for purposes of an application submitted pursuant to Section 161.041, F.S. Florida Statutes, Part IV of Chapter 373, F.S. Florida Statutes, and, if applicable, Chapters 253 or 258, F.S. Florida Statutes.

(3) “Applicant” is any person, firm, corporation, county, municipality, township, special district, or any public agency having authority, pursuant to Section 161.041, Chapters 253 or 258 and Part IV of Chapter 373, F.S. Florida Statutes, to request a permit and, if necessary, an authorization to conduct activities upon sovereignty submerged lands of Florida.

(4) through (5) No change.

(6) “Coastal System” is the beach and adjacent upland dune system and vegetation; swash zone; surf zone; breaker zone; offshore and longshore shoals; reefs and bars; tidal, wind and wave driven currents; longshore and onshore/offshore drift of sediment materials; inlets and their ebb and flood tide shoals

and zones of primary tidal influence; all other associated flora and fauna, and natural and manmade topographic features and structures.

(7) No change.

(8) "Environmental Resource Permit" is a standard general or individual environmental resource permit, including a short form or standard form wetland resource management (dredge and fill) permit issued under Part IV of Chapter 373 Sections 373.414(11)-(16) or 373.4145, F.S. Florida Statutes, but excluding noticed general environmental resource permits.

(9) through (12) No change.

(13) "Proprietary Authorization" or "Authorization" is the necessary instrument providing authorization to conduct activities on sovereignty submerged land pursuant to Chapter 253 and, if applicable, or Chapter 258, F.S. Florida Statutes.

(14) "Request for Additional Information" or "RAI" is a written document from the Department to an applicant identifying errors, or omissions or clarifications in the application information that which must be provided by the applicant.

(15) "Sovereignty Submerged Lands" means those lands including, but not limited to, tidal lands, islands, sand bars, shallow banks and lands waterward of the mean high water line, beneath tidally-influenced waters, to which the State of Florida acquired title on March 3, 1845, by virtue of statehood, and which have not been heretofore conveyed or alienated, or This also includes those lands located seaward of an established erosion control line.

(16) "Substantial Revision" is a request by the applicant to revise a pending permit application such that the proposed changes would alter modify the nature or extent of a proposed activity to such a degree that the Department would need additional time to reevaluate the expected performance or impacts of the project. Requested revisions that only decrease the degree or extent of impacts at the same sites, and do not require a reanalysis to confirm this decrease, would not be considered Substantial Revisions significantly different environmental impacts are expected and reanalysis of the modified project will be necessary to complete processing. A modification proposed by the Department shall not be considered a substantial revision.

Specific Authority 161.041, 161.055, 373.427 FS. Law Implemented 161.041, 161.055, 373.427 FS. History-New 10-12-95, Amended 2-19-98, \_\_\_\_\_.

62B-49.003 Policy.

(1) through (2) No change.

(3) Any application submitted pursuant to this chapter shall not be deemed complete, and the timeframe for approval or denial shall not commence until the Department has received all information required for: a coastal construction permit under Section 161.041, F.S. Florida Statutes and Rule Chapter 62B-41, F.A.C. Florida Administrative Code; an

environmental resource permit under Part IV of Chapter 373, F.S. Florida Statutes, and Title 62, F.A.C. Florida Administrative Code; and a proprietary authorization, under Chapter 253, F.S. and Rules Chapters 18-18, 18-20 and 18-21, F.A.C. Florida Administrative Code, if applicable.

(4) No change.

(5) Nothing in this Chapter shall be construed to limit an applicant's ability to make separate applications for stages, phases, or portions of a project separate from an activity requiring both: a proprietary authorization under Chapters 253 or 258, Florida Statutes; and a Joint Coastal Permit under Chapter 161, Florida Statutes.

Specific Authority 161.055, 373.427 FS. Law Implemented 161.041, 161.055, 373.427 FS. History-New 10-12-95, Amended 2-19-98, \_\_\_\_\_.

62B-49.004 Consultation.

(1) No change.

(2) Consultations under this chapter are limited to evaluation of data provided by the interested party, in addition to information and that which is generally available to the staff. Consultations will address the specific criteria applicable to the proposed activity that are of special significance to the permitting requirements. Failure to address a specific process or criterion during the consultation process shall not preclude the issue being raised during review of the application.

(3) To obtain a consultation, the interested party must submit a written request for consultation citing this chapter. In addition the applicant is advised to provide a detailed description of the proposed activity, including:

(a) ~~Submit a written request for consultation citing this Chapter;~~

(b) ~~Provide a detailed description of the proposed activity including:~~

(a) ~~1. The location of the proposed activity;~~

(b) ~~2. Current topographic and bathymetric surveys;~~

(c) ~~3. A plan view of the proposed activity;~~

(d) ~~4. Typical cross-sectional elevation views of any proposed structure(s);~~

(e) ~~Maps or aerial photographs showing the current extent of submerged biological communities and wetlands (if any) in the vicinity of the proposed activity;~~

(f) ~~5. Geotechnical data on any borrow source and fill site; and~~

(g) ~~6. Information required under Chapter 253, F.S., and Rules Chapters 18-18, 18-20 and 18-21, F.A.C. Florida Administrative Code, if applicable, Part IV of Chapter 373, and Section 161.041, F.S. Florida Statutes, to describe the proposed activity and its potential impacts.~~

(4) No change.

Specific Authority 161.055, 373.427 FS. Law Implemented 161.041, 161.055, 373.427 FS. History-New 10-12-95, Amended 2-19-98, \_\_\_\_\_.

62B-49.005 Application Requirements and Processing Procedures.

(1) ~~In order to make application for Any person desiring to obtain a joint coastal permit application, from the applicant Department shall submit one signed original and two (2) paper five copies of the application form and supporting documents, plus two (2) electronic copies of the full application package, to the Department of Environmental Protection, Bureau of Beaches and Coastal Systems, 3900 Commonwealth Boulevard, Mail Station 300, Tallahassee, Florida, 32399-3000, using the form, Application for a Joint Coastal Permit (DEP Form 73-500 (effective 12-06 6-95), entitled "Joint Application for a Joint Coastal Permit and Authorization to Use Sovereignty Submerged Lands," which is hereby incorporated by reference. Copies of the form may be obtained by writing to the above address or by downloading from the Bureau's web page.~~

(2) The applicant shall provide the specific information required by this Chapter, Section 161.041, ~~Chapter 253 and Florida Statutes, Part IV of Chapter 373, F.S. Florida Statutes, and Rules Chapters 18-18, 18-20 and 18-21, F.A.C. Florida Administrative Code, if applicable, as well as Rules Chapters 62B-41, 62-330, 62-343, 62-4, and 62-312, F.A.C. Florida Administrative Code.~~

(3) Within 30 days of receipt of an application for a joint coastal permit, the Department shall review the application to determine whether all information needed for a complete evaluation of the application has been submitted. If the Department determines the application to be incomplete, the Department will make a request for additional information within 30 days after receipt of the application. Within 30 days after receipt of each submittal of ~~timely requested~~ additional information, the Department shall review it and may request only that information needed to clarify such additional information or to answer new questions raised by or directly related to such additional information.

(4) An application shall be denied if the applicant fails to provide additional information to the Department within six (6) months after a written request for such information has been sent to the applicant. However, if the applicant can demonstrate that he or she has been actively working on collecting or developing the requested information, and that additional time will be required to complete their response to the "RAI," the applicant may request up to six (6) additional months to submit their response.

(5) No change.

(6) A notice of receipt of a complete or substantially complete joint coastal permit application shall be provided to any persons who have filed a written request for notification of any pending applications affecting the particular area in which the proposed activity is to occur. Such request shall expire after three (3) years. The notice that is distributed by the Department shall contain: the name and address of the applicant; a brief

description of the proposed activity, including any mitigation; the location of the proposed activity, including whether it is located within an Aquatic Preserve or other Outstanding Florida Water; a map identifying the location of the proposed activity; a depiction of the proposed activity; a name or number identifying the application; and the office where the application can be inspected. ~~Where a person has requested notice of the intended agency action for a specific application, the Department shall provide such person with notice of such intended agency action on that specific application.~~

(7) Where a person has filed a written request with the Department for notification of the intended agency action for a specific joint coastal permit application, the Department shall provide that person with notice of such intended agency action on that specific application.

~~(8)(7)~~ In addition to the notice required in subsections (6) and (7) above, the Department shall require an applicant to publish in a newspaper of general circulation in the area affected by the proposed activity, ~~at the applicant's expense,~~ a notice of receipt of the application and a separate notice of intended agency action on the application for those activities, which because of their size, potential effect on the environment or the public, controversial nature, or location, are reasonably expected by the Department to result in a heightened public concern or likelihood of request for administrative proceedings. The notice of intended agency action shall include a notice of all interested party's rights under Section 120.57, F.S. Florida Statutes. If the applicant fails to publish any notice required by the Department as provided in this chapter and to provide proof of publication the Department shall deny the application.

~~(9)(8)~~ The applicant, ~~all persons who filed comments on the proposed activity~~ and persons who have requested a copy of the intended agency action for a specific application shall be notified of the Department's consolidated notice of denial or intent to issue and their rights under Sections 120.567 and 120.57, F.S. Florida Statutes.

~~(10)(9)~~ When ~~an application under this Chapter includes a request for proprietary authorization, and~~ the authority to take final action on a such request for proprietary authorization has been delegated to the Department without the need for separate action by the Board of Trustees, the Department shall issue a consolidated notice of denial or intent to issue within 90 days of receiving a complete application under this chapter. The applicant may waive the ninety (90) day time limit specified under Sections 120.60(1)(2), 161.055 and 373.414(27), F.S. Florida Statutes, at any time.

~~(11)(10)~~ When ~~an application under this chapter includes a request for proprietary authorization and~~ the authority to take final action on a request for proprietary authorization has not been delegated to the Department, the Department shall review the application, issue a recommended consolidated notice of

~~denial or intent to issue shall be reviewed and take final agency action taken~~ in accordance with the procedures in Sections 373.427(2)(a)-(c), F.S. Florida Statutes.

~~(12)(11)~~ Upon issuance of the consolidated notice of denial or intent to issue or upon issuance of the recommended consolidated notice of denial or intent to issue pursuant to subsection ~~(11)(10)~~, the Department shall be deemed to be in compliance with the timeframes for approval or denial in Section 120.60(2), F.S. Florida Statutes. Failure to satisfy these timeframes shall not result in approval by default of the request for proprietary authorization.

~~(13)(12)~~ Once the Department's consolidated intent becomes final, the Department shall prepare and mail the final agency action ~~and a notice to proceed~~ to the applicant, affected local governments, and all persons who requested in writing, notification pursuant to Section 373.413(3), F.S. Florida Statutes, and Rule Chapter 62-343, F.A.C. Florida Administrative Code. The permit shall include specific conditions necessary to help define the project or provide reasonable assurance that the project will meet applicable rules and statutes. If the Department has determined in the notice of consolidated intent that additional information, corrected plans or certain assurances are needed to ensure compliance with Florida Statutes, this Chapter and the permit, the Department shall require submittal of such by special condition. When this occurs, the Department will send the applicant a copy of the final agency action with appropriate instructions but will delay sending the notice to proceed until the required special conditions have been met. The permittee may not begin the activity until the notice to proceed has been received.

(13) through (16) renumbered (14) through (17) No change.

Specific Authority 161.055, 373.427 FS. Law Implemented 161.041, 161.0535, 161.055, 373.427 FS. History–New 10-12-95, Amended 2-19-98,\_\_\_\_\_.

62B-49.006 Fees.

(1) Each application for a joint coastal permit, except those applications filed by ~~state agencies created pursuant to Chapter 20, Florida Statutes, water management districts created pursuant to Chapter 373, Florida Statutes, and the U.S. Army Corps of Engineers~~, shall be accompanied by the full application fee which is based on the sum of fees as required in Rules 62-4.050, 62-312.060, 62-343.070, ~~62-312.060 and 62B-41.0085, 18-21.008, 18-21.009 and 18-21.010, F.A.C. Florida Administrative Code. Refer to the Department's Bureau of Beaches and Coastal Systems web page for an automated fee calculation tool. If requested, the processing fee shall be waived for state agencies established pursuant to Chapter 20, F.S. Florida Statutes. If the application includes a request to use sovereign submerged lands owned by the Board of Trustees, the fees required under Rules 18-21.009(1)(g), 18-21.010(1)(i) and 18-21.008(1)(a)8., Florida Administrative Code, shall also accompany the application except Severance~~

and lease fees shall be paid prior to receipt of notice to proceed. Fees assessed pursuant to these rules are not refundable, except fees received for an activity that is exempt and fee payments in excess of the amount required by these chapters.

(2) When an application is received without the required fee, or with a fee that is less than the amount required, the Department shall begin processing the application. The Department shall calculate the full application fee based upon the information submitted, within 30 days of receipt of the application, request and notify the correct applicant of the calculated fee in a "RAI." If the applicant fails to remit the calculated correct processing fee within 45 days of the subsequent response (or partial response) to the "RAI." the Department shall deny the application pursuant to Section 373.109, F.S. Florida Statutes.

(3) The cost for publishing public notice of receipt of the application and public notice of intended agency action, as described in subsection 62B-49.005(8) F.A.C., shall be borne by the applicant. If the Department incurs publication costs as a result of the applicant's failure to publish, the final permit notice to proceed shall not be issued until such costs are reimbursed.

Specific Authority 161.0535, 161.055, 373.427 FS. Law Implemented 161.0535, 161.055, 373.427 FS. History–New 10-12-95, Amended 2-19-98,\_\_\_\_\_.

62B-49.007 After-the-Fact Permits and Authorizations.

Specific Authority 161.054, 161.055, 161.061, 373.427 FS. Law Implemented 161.041, 161.0535, 161.055, 161.061, 373.427 FS. History–New 10-12-95, Amended 2-19-98, Repealed\_\_\_\_\_.

62B-49.008 Permit Modifications.

(1) Applications for major modifications to activities authorized under existing permits shall be processed in the same manner as new permits except that the Department shall not require any information ~~that which~~ has already been furnished to the Department to be submitted again unless the site conditions on which the permit was issued have changed. ~~Along with the application,~~ The applicant shall submit a new application form, any changes to the permit drawings, and information demonstrating that the activity continues to meet the permitting requirements in this chapter, including physical or biological surveys that reflect the current conditions (if those surveys are pertinent to the proposed modification).

(2) Major modifications are design changes that are of such size or nature that they are expected to either increase the potential for adverse impact, ~~or~~ have a significantly different type of environmental impact, or impact resources at new locations.

(3) Applications for major modifications shall be accompanied by the full application fee, calculated and submitted according to Rule 62B-49.006, F.A.C. each of the



~~processing fees set forth in Chapters 62-4, 62-343, 18-21.009(1)(g), 18-21.010(1)(i), 18-21.008(1)(a)8. and 62B-41, Florida Administrative Code, as applicable.~~

(4) Minor modifications are design changes that are not expected to either increase the potential for adverse impact or have a significantly different environmental impact than the authorized activity. Applications for minor modifications shall be accompanied by the calculated application fee, according to Rule 62B-49.006, F.A.C. Florida Administrative Code. A request for minor modifications shall not be considered a new application.

(5) Permit modifications shall include additional specific conditions or revisions to existing conditions that are necessary to provide reasonable assurance that the modified project will meet applicable rules and statutes.

~~(6)(5) The Department shall, f~~For good cause and after notice to potentially affected parties and an administrative hearing pursuant to Section 120.569, F.S., if requested, ~~the Department shall~~ require the permittee to conform to new or additional conditions. An application from the permittee to modify the permit is not required for the Department to initiate such action. Upon a showing by the permittee that a specific period of time is required to comply with the new or additional conditions, the Department shall allow the permittee such time to conform to the new or additional conditions. For the purpose of this rule, good cause shall include any of the following:

(a) A showing of any change in the environment or surrounding conditions that would result in a violation of water quality standards pursuant to Rule 62-302.530, ~~F.A.C. Florida Administrative Code~~, or would result in a significant adverse impact to the coastal system as defined in Rule 62B-41.002(6), ~~F.A.C. Florida Administrative Code~~;

(b) A record of non-compliance with Department permits by the permittee, the authorized agent or the contractor for discharges into wetlands or other surface waters, a showing that the activity would result in a violation of the water quality standards under the amendment of or the enactment of any new law concerning activities seaward of the coastal construction control line, in sovereign submerged lands, or wetlands or other surface waters;

(c) Adoption or revision of Florida Statutes ~~or, and implementing~~ Department rules/ or standards that necessitate which require the modification of a permit condition to bring the permit into for compliance with the statute, rule or standard;

(d) ~~To correct~~ Errors or omissions in the permit with the consent of the permittee;

(e) ~~To correct a permit as a result of the~~ Submittal of incorrect, inaccurate, or incomplete information in the application; ~~or~~

(f) ~~If~~ The activity or structure has become a danger to the public health or safety;

(g) Issuance of a revised Biological Opinion by the U.S. Fish & Wildlife Service or the National Marine Fisheries Service; or

(h) A change in the classification of the waterbody.

(7) Issuance of the modification shall require notice to potentially affected parties. If an administrative hearing is held, the hearing may result in further modification of the permit or a denial of the modification request.

Specific Authority 161.055, 373.427 FS. Law Implemented 161.041, 161.0535, 161.055, 373.427 FS. History–New 10-12-95, Amended 2-19-98,\_\_\_\_\_.

62B-49.009 Emergency Permitting Procedures.

Specific Authority 161.055, 373.427 FS. Law Implemented 120.569, 161.041, 161.055, 373.427 FS. History–New 10-12-95, Amended 2-19-98, Repealed\_\_\_\_\_.

62B-49.010 Transfer of Permits and Authorizations.

(1) A permit and proprietary authorization, ~~if required~~, are issued to a specified applicant and are not valid for any other person unless formally transferred. A permittee must make application to the Bureau of Beaches and Coastal Systems for a transfer of the permit and sovereignty submerged lands authorization upon the transfer of ownership or control of the real property or ~~the upon~~ sale or legal transfer of a permitted facility to a new party. Payment of a fee as set forth in Rule 62B-49.006, ~~F.A.C. Florida Administrative Code~~, shall be required. Until such transfer takes place the original permittee remains responsible for the terms and conditions of the permit and the authorization, if applicable. An application for transfer shall include a signed written request for the transfer by the transferor. The application shall also include a signed written request for the transfer by the transferee, which includes the name, address and phone number of the transferee along with proof of ownership or authorization to use the property, and a signed certificate by the transferee acknowledging acceptance of responsibility as provided in this Chapter. A permit and an authorization, ~~if required~~, shall not be transferred after expiration.

(2) through (4) No change.

Specific Authority 161.041, 373.427 FS. Law Implemented 161.041, 161.055, 373.427 FS. History–New 10-12-95, Amended 2-19-98,\_\_\_\_\_.

62B-49.011 Time Limits on Permits and Authorizations.

(1) Permits shall expire five years from the date of issuance unless a shorter period of time is requested by the applicant, the time period is limited by law or rule, or the permit authorizes an operation and maintenance phase pursuant to Section 373.416, F.S. Florida Statutes and Rules Chapters 62-312, 62-330 and 62-343, F.A.C Florida Administrative Code. If requested by an applicant, the Department shall issue a permit and an authorization, ~~if~~

applicable, for a longer term reasonably expected to be necessary for completion of the construction upon reasonable assurance that:

(a) through (b) No change.

(2) Permits and authorizations for maintenance of inlets that have an adopted inlet management plan in accordance with Section 161.142, F.S., that have an adopted inlet management plan and permits and authorizations for beach nourishment that maintain a previously authorized beach restoration template and that are consistent with the statewide strategic beach management plan pursuant to Chapter 62B-41.006, Florida Administrative Code, and Chapter 161.161, F.S. Florida Statutes, may be issued for periods up to ten (10) twenty-five (25) years.

~~(3) Permits and authorizations issued for longer than five (5) years may be renewed at intervals not to exceed five (5) years, as specified in the permit or authorization. Applications for renewal shall be assessed a processing fee and shall be subject to the requirements of this Chapter. Application for renewal shall not require information already provided to the Department to be submitted again unless site conditions existing at the time the permit was issued have changed. The applicant shall submit information to demonstrate that site or other conditions have not changed such that the permitted activity would no longer meet the permitting requirements of this Chapter.~~

~~(3)(4) Permits and authorizations shall be effective until the activity is certified complete or until expiration, whichever is earlier, unless suspended, revoked or surrendered according to Section 120.60, F.S. Florida Statutes, and Rule 62B-49.012, F.A.C. Florida Administrative Code. Sovereignty submerged lands a~~Authorizations shall expire upon expiration of the permit unless otherwise noted in the authorization.

~~(4)(5) Once a permit or and, if required, an authorization has have expired, all construction activity authorized must cease unless a new permit and authorization, if necessary, is approved.~~

~~(5)(6) The permittee or authorized agent may apply for a minor permit modification to extend request an extension of the expiration date of the permit by filing a written application request with the Bureau before the permit expiration date and paying any fees required in Rule Chapter 62B-49.006, F.A.C. Florida Administrative Code. An application request will not be considered filed until the application request is received by the Bureau. A new joint coastal permit is required to continue maintenance of a project beyond ten (10) years.~~

~~(6)(7) In order to be eligible for a time extension the permittee must provide reasonable assurance that:~~

~~(a) Sufficient justification as to why the authorized construction could not be completed within the allotted period;~~

~~(b)(a) Reasonable assurance that tThe activity can be completed within the time extension requested (based on a schedule for completion included with the request); and~~

~~(c)(b) Reasonable assurance that nNo significant change in shoreline conditions, including biological habitat, has occurred since the original permit was issued.~~

~~(7)(8) Prior to issuing a modification for a time extension, the Department shall determine that the proposed activity is consistent with the statutes and rules in effect at the time the Department takes final agency action on the requested modification for extension. The Department shall deny an application request for a time extension modification if shoreline, habitat or other conditions have changed so that the project is no longer permissible under this chapter.~~

~~(8)(9) If the application for a permit modification to extend the permit expiration date an extension request is received prior to permit expiration, then the permit is still valid until the Department acts upon the extension request.~~

~~(9)(10) When the Department takes final agency action on the application for a permit modification to extend the permit expiration date a time extension request, the staff will notify by mail the applicant, affected local government and all persons who requested in writing notification pursuant to Section 373.413(3), F.S. Florida Statutes, and subsection 62B-49.005(7) Chapter 62-343, F.A.C. Florida Administrative Code.~~

~~(10)(11) The expiration date of time limit on a permit shall not be extended if application is made after expiration of the permit. No changes in the nature of the work will be considered in requests for time extensions.~~

~~(11)(12) No change.~~

~~(12)(13) The permittee shall comply with aAll special conditions of the permit, such as financial assurance or monitoring requirements shall be complied with as specified in the permit, including those that extend past the expiration date of the permit.~~

Specific Authority 161.055, 373.427 FS. Law Implemented 161.041, 161.055, 373.427 FS. History—New 10-12-95, Amended 2-19-98,\_\_\_\_\_.

62B-49.012 Suspension and Revocation.

~~(1) The following shall be grounds for suspension or revocation of a permit A permit shall be suspended or revoked if:~~

~~(a) No change.~~

~~(b) Section 161.041, Chapter 253 or Part IV of Chapter 373, F.S. Florida Statutes, or Rules Chapters 18-18, 18-20, 18-21 62B-41, 62-302, 62-312, 62-330, 62-343, 62-4 or 62B-41 62-4, F.A.C. Florida Administrative Code, as applicable, have been violated.~~

~~(2) A permit shall be summarily suspended, revoked or modified by the Department if shoreline conditions change such that the activity could result in a significant adverse impact as defined in Rule 62B-41.002, F.A.C. Florida Administrative Code, or violation of state water quality standards pursuant to Rule Chapter 62-302, F.A.C. Florida~~

~~Administrative Code~~, or if the activity is determined to be inconsistent with ~~Section Chapter~~ 370.12, ~~F.S. Florida Statutes~~, to cause or have caused conditions which endanger the public health, safety or welfare, or to render the previously authorized activity inconsistent with ~~Sections Chapters~~ 161.041, 161.055, ~~Chapter~~ 253, and Part IV of Chapter 373, ~~F.S. Florida Statutes~~, ~~Rules Chapters~~ 18-18, 18-20 and 18-21, ~~62-312, 62-330, 62-343, 62-4, or 62B-41 F.A.C. Florida Administrative Code~~, and this chapter.

(3) No change.

Specific Authority 161.055, 373.427 FS. Law Implemented 161.041, 161.055, 373.427 FS. History--New 10-12-95, Amended 2-19-98, \_\_\_\_\_.

62B-49.013 General ~~and Limiting~~ Conditions.

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

(c) This permit does not eliminate the necessity to obtain any other applicable licenses or permits ~~that which~~ may be required by federal, state, local or special district laws and regulations. This permit is not a waiver or approval of any other Department permit or authorization that may be required for other aspects of the total project ~~that which~~ are not addressed in this permit.

(d) through (h) No change.

(i) At least forty-eight (48) hours prior to commencement of activity authorized by this permit, the permittee shall submit to the Bureau of Beaches and Coastal Systems (JCP Compliance Officer) and the appropriate District office of the Department a written notice of commencement of construction indicating the actual start date and the expected completion date and an affirmative statement that the permittee and the contractor, if one is to be used, have read the general and specific conditions of the permit and understand them.

(j) If historical or archaeological artifacts, ~~such as, but not limited to, Indian canoes, arrow heads, pottery or physical remains,~~ are discovered at any time on the project site, the permittee shall immediately stop all activities in the immediate area that disturb the soil in the immediate locale and notify the State Historic Preservation Officer and the Bureau of Beaches and Coastal Systems (JCP Compliance Officer). In the event that unmarked human remains are encountered during permitted activities, all work shall stop in the immediate area and the proper authorities notified in accordance with Section 872.02, F.S.

(k) Within 30 days after completion of construction or completion of a subsequent maintenance event authorized by this permit, the permittee shall submit to the Bureau of Beaches and Coastal Systems (JCP Compliance Officer) and the appropriate District office of the Department a written statement of completion and certification by a registered professional engineer. This certification shall state that all locations and elevations specified by the permit have been verified; the activities authorized by the permit have been

performed in compliance with the plans and specifications approved as a part of the permit, and all conditions of the permit; or shall describe any deviations from the plans and specifications, and all conditions of the permit. When the completed activity differs substantially from the permitted plans, any substantial deviations shall be noted and explained on two paper copies and one electronic copy of as-built drawings submitted to the Bureau of Beaches and Coastal Systems (JCP Compliance Office) ~~Department~~.

(2) The Department shall require additional permit conditions based on site specific circumstances to insure compliance with the provisions of this chapter. Any such additional conditions will be specified in the Intent to Issue or draft permit.

Specific Authority 161.055, 373.427 FS. Law Implemented 161.041, 161.055, 373.427 FS. History--New 2-19-98, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mimi Drew, Director, Division of Water Resource Management

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Allan Bedwell, Deputy Secretary

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 11, 2005

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 6, 2005

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-1.001                      RULE TITLE: Probable Cause Determinations

PURPOSE AND EFFECT: The proposed rule amendments are intended to address a physician assistant member of the probable cause panel.

SUMMARY: The proposed rule amendment clarifies that a physician assistant shall serve on the probable cause panel to review cases which involve physician assistants.

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: 120.53, 456.073(4) FS.

LAW IMPLEMENTED: 456.073(4), 458.331(10) 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: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-1.001 Probable Cause Determinations.

(1) through (2) No change.

(3) In instances when the probable cause panel is considering cases involving a physician assistant, the panel shall also have a physician assistant participating on the probable cause panel. The physician assistant is only permitted to hear cases involving discipline of physician assistants. If the physician assistant is not able to attend the meeting of the probable cause panel, the panel may consider the case and vote on the matter in the absence of the physician assistant.

(4)~~(3)~~ No change.

(5)~~(4)~~ No change.

Specific Authority 120.53, 456.073(4) FS. Law Implemented 456.073(4), 458.331(10) FS. History--New 12-5-79, Amended 11-26-80, 5-27-81, Formerly 21M-18.06, Amended 12-4-86, 7-4-88, 1-1-92, Formerly 21M-18.006, 61F6-18.006, 59R-1.006, Amended 3-29-01,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:

Council on Physician Assistants

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 8, 2006

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.:                      RULE TITLE:

64B8-2.001                      Definitions

PURPOSE AND EFFECT: The proposed rule amendment is intended to set forth a definition for the term "record" with regard to the implementation of Section 456.50(2), Florida Statutes.

SUMMARY: The proposed rule amendment defines the term "record" with regard to the implementation of Section 456.50(2), Florida Statutes.

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: 458.309, 458.315(1), 458.317(1)(c), 456.50(2), 458.319(1), 766.314(4) FS.

LAW IMPLEMENTED: 456.072(2)(g), 456.50(2), 458.303, 458.311, 458.313, 458.315(1), 458.317(1)(c), 458.331(1)(u), 458.3485, 766.314(4) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULE IS:

64B8-2.001 Definitions.

(1) through (11) No change.

(12) The term "record" as it appears in Section 456.50(2), F.S., shall include a certified copy of the official transcript of the civil or administrative proceeding resulting in a finding of medical malpractice, all evidence admitted, those matters officially recognized by the civil or administrative tribunal, and the final order or judgment reported or issued by the tribunal.

Specific Authority 458.309, 458.315(1), 458.317(1)(c), 456.50(2), 458.319(1), 766.314(4), FS. Law Implemented 456.072(2)(g), 456.50(2), 458.303, 458.311, 458.313, 458.315(1), 458.317(1)(c), 458.331(1)(u), 458.3485, 766.314(4), FS. History--New 11-10-82, Amended 12-4-85, Formerly 21M-29.01, Amended 12-4-86, 11-15-88, 3-13-89, 1-1-92, 9-24-92, 2-21-93, Formerly 21M-29.001, Amended 4-14-94, Formerly 61F6-29.001, 59R-2.001, Amended 4-7-99, 10-2-01, 11-10-02,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rules Committee, Board of Medicine

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 8, 2006

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NOS.:                      RULE TITLES:

64B8-8.001                      Disciplinary Guidelines

64B8-8.019                      Submission of Malpractice Record

PURPOSE AND EFFECT: The proposed rule amendment to Rule 64B8-8.001, F.A.C., is intended to set forth a penalty for failing to submit the medical malpractice record as pursuant to Section 456.50(2), F.S. The proposed new Rule 64B8-8.019, F.A.C., is intended to set forth the criteria for submission of the medical malpractice record.

SUMMARY: The proposed amendment to Rule 64B8-8.001, F.A.C., sets forth the penalties for failing to submit the medical malpractice record pursuant to Section 456.50(2), F.S. The proposed new Rule 64B8-8.019, F.A.C., sets forth the criteria for the submission of the medical malpractice record.

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: 456.0375(4)(c), 456.50(2), 456.0575, 456.079, 458.309, 458.331(5) FS.

LAW IMPLEMENTED: 456.0375(4)(c), 456.50(2), 456.0575, 456.072, 456.079, 458.331(5) FS.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253

THE FULL TEXT OF THE PROPOSED RULES IS:

64B8-8.001 Disciplinary Guidelines.

(1) No change.

(2) Violations and Range of Penalties. In imposing discipline upon applicants and licensees, in proceedings pursuant to Sections 120.57(1) and (2), F.S., the Board shall act in accordance with the following disciplinary guidelines and shall impose a penalty within the range corresponding to the violations set forth below. The verbal identification of offenses are descriptive only; the full language of each statutory provision cited must be consulted in order to determine the conduct included.

VIOLATION	RECOMMENDED RANGE OF PENALTY FIRST OFFENSE	SECOND OFFENSE
(a) through (w) No change.		
(x)1. through 2. No change.		
<u>3. Failure to comply with any provision of Rule 64B8-8.019, F.A.C.</u>	<u>From a \$1,000.00 fine, letter of concern, demonstration of compliance with the rule or denial to a \$5,000.00 fine, a reprimand, completion of a laws and rules course, a term of probation, demonstration of compliance with the rule or denial.</u>	<u>From a \$7,500.00 fine, a reprimand, a term of probation, completion of a laws and rules course, demonstration of compliance with the rule or denial to a \$10,000.00 fine and revocation.</u>
(y) through (tt) No change.		
(3) through (7) No change.		
Specific Authority 456.0375(4)(c), <u>456.50(2)</u> , 456.0575, 456.079, 458.309, 458.331(5) FS. Law Implemented 456.0375(4)(c), <u>456.50(2)</u> , 456.0575, 456.072, 456.079, 458.331(5), FS. History—New 12-5-79, Formerly 21M-20.01, Amended 111-87, 6-20-90, Formerly 21M-20.001, Amended 11-4-93, Formerly 61F6-20.001, Amended 6-24-96, 12-22-96, Formerly 59R-8.001, Amended 5-14-98, 12-28-99, 1-31-01, 7-10-01, 6-4-02, 9-10-02, 12-11-02, 8-20-03, 6-7-04, 8-17-04, 1-4-06, 8-13-06, 8-29-06,_____.		<u>matters officially recognized by the civil or administrative tribunal, and the final order or judgment reported or issued by the tribunal.</u>

(3) The record shall be provided to the Board in a read only CD ROM disc in portable document format (.pdf) or tagged image file format (.tif).

Specific Authority 456.50(2) FS. Law Implemented 456.50(2) FS. History—New \_\_\_\_\_.

64B8-8.019 Submission of Malpractice Record.

(1) All physicians licensed pursuant to Chapter 458, F.S., shall provide to the Board of Medicine a copy of the record of any finding of medical malpractice resulting from a civil or administrative proceeding, entered against the licensee in any jurisdiction on or after November 2, 2004, within 60 days of entry of the final judgment or order. The record shall be sent to the Board of Medicine, 4052 Bald Cypress Way, Bin C03, Tallahassee, Florida 32399-3253.

(2) The record shall include a certified copy of the official transcript of the civil or administrative proceeding resulting in a finding of medical malpractice, all evidence admitted, those

NAME OF PERSON ORIGINATING PROPOSED RULE: Rules Committee, Board of Medicine  
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Medicine  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: August 12, 2006  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 8, 2006

**DEPARTMENT OF HEALTH**

**Board of Medicine**

RULE NO.: 64B8-9.0075  
RULE TITLE: Standards of Practice in Certain Office Settings

PURPOSE AND EFFECT: The proposed rule amendment is intended to clarify the authority for those who practice in clinics registered under Chapter 400, Part XIII, F.S.

SUMMARY: The proposed rule amendment clarifies authority for those who practice in clinics registered under Chapter 400, Part XIII, F.S.

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

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

SPECIFIC AUTHORITY: 456.0375, 458.309, 458.331(1)(v) FS.

LAW IMPLEMENTED: 456.0375, 458.331(1) 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: Larry McPherson, Jr., Executive Director, Board of Medicine/MQA, 4052 Bald Cypress Way, Bin # C03, Tallahassee, Florida 32399-3253

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

64B8-9.0075 Standards of Practice in Certain Office Settings.

(1) through (2) No change.

(3) Licensed physicians and physician assistants in a clinic registered under Chapter 400, Part XIII, F.S. Section 456.0375, F.S., may reasonably rely upon a Florida licensed medical director to ensure compliance with the responsibilities set forth ~~out~~ in Section 400.991, F.S., subsection (2); only if the medical director has specifically agreed to accept the responsibilities set forth in Section 456.0375(3)(b), F.S.

Specific Authority 456.0375, 458.309, 458.331(1)(v) FS. Law Implemented 456.0375, 458.331(1) FS. History—New 11-13-00, Amended 6-4-02,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Rules Committee, Board of Medicine

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

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

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 8, 2006

**DEPARTMENT OF FINANCIAL SERVICES**

**Division of State Fire Marshal**

RULE CHAPTER NO.: 69A-40  
RULE CHAPTER TITLE: Uniform Fire Safety Standards for Assisted Living Facilities

RULE NOS.: 69A-40.024, 69A-40.027, 69A-40.037  
RULE TITLES: Scope, Definitions, Intergenerational Respite Care Assisted Living Facility

PURPOSE AND EFFECT: To adopt standards for assisted living facilities which are also intergenerational respite care facilities as established by Section 400.4071, Florida Statutes.

SUMMARY: Intergenerational Respite Care Assisted Living Facilities provide temporary respite for caregivers of minors and adults with disabilities and elderly persons with special needs. The rules provide that the living area of any minor will be on the ground floor; the personal living space of any minor will be served by separate exits from those serving other intergenerational respite care residents, and any exit designed to serve both minors and adults in any common area must be 1.5 times the minimum required egress width.

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

Any person who wishes to provide information regarding the statement of 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: 400.441, 400.4071, 633.01, 633.022 FS.

LAW IMPLEMENTED: 400.441, 400.4071, 633.022 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 A HEARING IS NOT REQUESTED, NO HEARING WILL BE HELD.

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

PLACE: Atrium Third Floor Conference Room, 325 John Knox Road, Tallahassee, Florida 32308

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Jim Goodloe, Chief, Bureau of Fire Prevention, Division of State Fire Marshall, 200 East Gaines Street, Tallahassee, Florida 32399-0342, Phone (850)413-3171; FAX (850)922-2553

Pursuant to the provisions of the Americans with Disabilities Act and Section 286.26, Florida Statutes, any person requiring special accommodations to participate in this program, please advise the Department at least 48 hours before the program by contacting Millicent King, (850)413-3619.

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

69A-40.024 Scope.

(1) These rules apply to any institution, building, or buildings, residence, private home, boarding home, home for the aged, or any other place, whether operated for profit or not, which is an assisted living facility under the definitions of Chapter 400, F.S., and of Chapter 58A-5, F.A.C., and include the intergenerational respite care assisted living facility created pursuant to Section 400.4071, F.S. These rules do not apply to transient rentals, as defined in Section 212.03, F.S.

(2) No change.

Specific Authority 400.441, 400.4071, 633.01, 633.022 FS. Law Implemented 400.441, 400.4071, 633.022 FS. History—New 11-29-89, Formerly 4A-40.024, Amended 1-7-97, \_\_\_\_\_.

69A-40.027 Definitions.

(1) through (5) No change.

(6) “Intergenerational Respite Care Assisted Living Facility” means a facility licensed pursuant to a 5 year pilot program established by the Agency for Health Care Administration to provide temporary personal, respite and custodial care to minors and adults with disabilities and elderly persons with special needs who do not require 24-hour nursing services, and that provides respite care services for minors and adults with disabilities and elderly persons with special needs for a period of at least 24 hours but not more than 14 consecutive days, in which minors and adults reside in distinct and separate living units, with a maximum of 48 beds located in Miami-Dade County, and is operated as a not-for-profit entity.

~~(7)(6)~~ “NFPA” is the abbreviation for the National Fire Protection Association.

~~(8)(7)~~ “Owner” shall refer to the person, partnership, association, or corporation that owns the assisted living facilities enterprise, whether licensed or not. In the event a facility is operated by a person that leases the physical plant which is owned by another person, “owner” means the person that operates the facility. When the person that owns the physical plant is an affiliate of the person that operates the facility and has significant control over the day-to-day operation for the facility, he is considered an owner of the facility.

~~(9)(8)~~ “Point of Safety” shall be as defined in Chapter 22 and 23, NFPA 101, Life Safety Code, incorporated by reference in subsection 69A-40.028(1), F.A.C.

~~(10)(9)~~(a) “Satisfactory Firesafety Inspection” shall mean there are no uncorrected firesafety deficiencies in the facility associated with fire alarm systems, installed fire sprinkler systems, or means of egress/escape components. For purposes of this definition, firesafety deficiencies associated with maintenance items, such as “an exit light burned out” or “an electrical wall outlet cover plate missing”, would not be considered as items for an unsatisfactory firesafety inspection.

(b) Facilities shall be granted a period of time to correct firesafety deficiencies that are determined by the firesafety authority having jurisdiction citing the deficiencies. The time periods granted shall be based on the risk to life and property created by the violation and the ease of correction. Those existing facilities that are required to install fire sprinkler systems shall be granted the time frames specified in Section 400.441(1)(a)2.i., F.S.

(c) During these time frames, the lack of a required fire sprinkler system shall not be grounds for denial of a “Satisfactory Firesafety Inspection.”

Specific Authority 400.441, 400.4071, 633.01, 633.022 FS. Law Implemented 400.441, 400.4071, 633.022 FS. History—New 11-29-89, Formerly 4A-40.027, Amended 1-7-97, \_\_\_\_\_.

69A-40.037 Intergenerational Respite Care Assisted Living Facility.

(1) The living area for any minor, including the available means of egress, shall be on the level of exit discharge.

(2) Each living area or portion of living area for personal use, comprised of bathrooms, bathing areas, and sleeping areas serving minors, shall be served by exits separate from those serving other intergenerational respite care residents.

(3) Any exit designed to serve both minors and adults in any area other than the living area or portion of the living area for personal use referred to in subsection (2), such as living rooms and dining areas, shall be increased in size to 1.5 times the minimum required egress width.

Specific Authority 400.441, 400.4071, 633.01, 633.022 FS. Law Implemented 400.441, 400.071, 633.022 FS. History—New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Jim Goodloe, Chief, Bureau of Fire Prevention, Division of State Fire Marshall, 200 East Gaines Street, Tallahassee, Florida 32399-0342, Phone (850)413-3171; FAX (850)922-2553

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Rand Napoli, Director, Division of State Fire Marshal

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: April 18, 2006

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

**DEPARTMENT OF FINANCIAL SERVICES  
Division of Insurance Agents and Agency Services**

RULE NO.: 69B-211.320  
RULE TITLE: Curriculum Standards for Special Designation

**PURPOSE AND EFFECT:** The rule adds Professional Property Insurance Adjuster (PPIA) and Certified Claims Adjuster (CCA) as special designations for curriculum standards as established by the rule in accordance with a recent amendment to Section 626.221(1), F.S.

**SUMMARY:** The amendment adds Professional Property Insurance Adjuster and Certified Claims Adjuster to the designations for which curriculum standards are specified by the rule.

**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:** 626.221 FS.

**LAW IMPLEMENTED:** 626.221 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 19, 2006, 9:30 a.m.

**PLACE:** Room 139, Larson Building, 200 East Gaines Street, Tallahassee, Florida

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Hazel Muhammad, (850)413-5460 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:** Hazel Muhammad, Chief, Bureau of Licensing, Division of Agent and Agency Services, Department of Financial Services, 200 East Gaines Street, Tallahassee, Florida 32399-0319, (850)413-5460

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

69B-211.320 Curriculum Standards for Special Designation.

Pursuant to Section 626.221(1), Florida Statutes, the Department of Financial Services establishes the following curriculum standards:

- (1) No change.
- (2) For designation as an Accredited Claims Adjuster (ACA), ~~or~~ Professional Claims Adjuster (PCA), Professional Property Insurance Adjuster (PPIA) or Certified Claims Adjuster (CCA), the requirement is at least 40 course hours:
  - (a) through (b) No change.

Specific Authority 626.221 FS. Law Implemented 626.221 FS. History–New 11-6-01, Amended 8-7-03, Formerly 4-211.320, Amended 1-17-05,\_\_\_\_\_.

**NAME OF PERSON ORIGINATING PROPOSED RULE:** Hazel Muhammad, Chief, Bureau of Licensing, Division of Agent and Agency Services, Department of Financial Services

**NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE:** Mary Alice Palmer, Director, Bureau of Licensing, Division of Agent and Agency Services, Department of Financial Services

**DATE PROPOSED RULE APPROVED BY AGENCY HEAD:** July 7, 2006

**DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW:** July 21, 2006

**FINANCIAL SERVICES COMMISSION**

**OIR – Insurance Regulation**

**RULE NO.:** 69O-186.013 **RULE TITLE:** Title Insurance Statistical Gathering

**PURPOSE AND EFFECT:** Section 627.782(8), F.S., provides that the Commission may, by rule, require title insurance licensees to annually submit statistical information so the Office can analyze premium rates, retention rates and the condition of the title insurance industry.

**SUMMARY:** This rule specifies the data that must be provided to the Office and sets out the procedure to be used in their collection.

**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:** 624.308 FS.

**LAW IMPLEMENTED:** 624.307(1), 627.782 FS.

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

**DATE AND TIME:** October 31, 2006, 1:30 p.m.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Lawrence Steinert, Property and Casualty Product Review, Office of Insurance Regulation, E-mail: lawrence.steinert@fldfs.com. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).



THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Lawrence Steinert, Property and Casualty Product Review, Office of Insurance Regulation, E-mail: lawrence.steinert@fldfs.com

THE FULL TEXT OF THE PROPOSED RULE IS:

690-186.013 Title Insurance Statistical Gathering.

(1) By June 1 of each year after 2006, licensed title insurance agencies and title insurers must electronically submit statistical data to the Office. The submittal shall be accomplished by electronically completing OIR Forms OIR-B1-1682, Agent Cover Letter (07/26/06); OIR-B1-1683, Agent Data Call (07/26/06); OIR-B1-1684, Insurer Cover Letter (07/26/06); and OIR-B1-1685, Insurer Data Call (07/26/06); as applicable to the title agency or title insurer, as adopted and incorporated by this reference. Forms OIR-B1-1682, Agent Cover Letter (07/26/06), and OIR-B1-1683, Agent Data Call (07/26/06), are to be completed by title agencies. Forms OIR-B1-1684, Insurer Cover Letter (07/26/06), and OIR-B1-1685, Insurer Data Call (07/26/06), are to be completed by title insurers. The submittal shall reflect data for the prior year ending December 31. Pursuant to Section 627.782, Florida Statutes, the statistical data is collected for the purposes of analyzing premium rates, retention rates, and the condition of the title insurance industry, or an entity chosen by the Office as frequently as required by the Office, not to exceed once annually.

(2) OIR Forms OIR-B1-1682, Agent Cover Letter (07/26/06) and OIR-B1-1684, Insurer Cover Letter (07/26/06) shall be submitted electronically in Microsoft Word compatible format. OIR Forms OIR-B1-1683, Agent Data Call (07/26/06) and OIR-B1-1685, Insurer Data Call (07/26/06) shall be submitted electronically in Microsoft Excel compatible format. All submittals shall be to <https://iportal.fldfs.com>, the industry portal to the Office's I-File System, as an "informational filing." A filing shall be considered received by the Office on business days between the hours of 8:00 a.m., and 5:00 p.m., Eastern Time. Filings received after 5:00 p.m., shall be considered to be received the next business day. The data shall include:

- (a) Income, loss and expense information to analyze risk premium and charges for related title services;
- (b) Retention rates and the condition of the title insurance industry;
- (c) Data regarding production of title evidence;
- (d) Premium income from agency/agents, and
- (e) Premium income from insurer direct operations.

(3) The Commission will, among other relevant factors, use the data submitted to the Office pursuant to this rule in adopting rules specifying:

(a) The premium to be charged in this state by title insurers for the respective types of title insurance contracts,

(b) For policies issued through agents or agencies, the percentage of such premium required to be retained by the title insurer, and

(c) Any limitations on related title services charges.

Hence, title insurers may wish to ensure that title agencies with whom they do business make accurate, timely and complete data submittals pursuant to this rule.

(4) Pursuant to Section 815.045, Florida Statutes, "trade secret information," as defined in Section 812.081, Florida Statutes, and as provided for in Section 814.043, Florida Statutes, is confidential and exempt from the public records law. However, a claim that some portion of the information to be submitted to the Office pursuant to this rule is trade secret information shall not be a ground for any failure to submit the information required by this rule. Failure to submit information as required by this rule shall be a violation of the Insurance Code and shall subject the licensed title insurance agency or licensed title insurer to sanctions. If a public records request is made to the Office and if the Office determines that a response would make available information which the submitter has indicated is "trade secret information," the Office will notify the agency or insurer to determine if the information should still be protected as trade secret information. The agency or insurer should be prepared to take formal measures to protect any information which the agency or insurer maintains should be protected as trade secret information. For every information submittal pursuant to this rule, any claim of trade secret information must take the following form:

(a) Each document claimed to contain trade secret information shall be submitted to the I-File System, and the submitting agency or insurer shall check the trade secrets indicator flag appearing in I-File;

(b) Every portion of a document claimed to contain trade secret information shall be clearly marked on each page claimed to contain trade secret information, and each such page shall be clearly marked to specify the portion of the text claimed to contain trade secret information; and

(c) For every submittal for which a claim is made that such submittal contains trade secret information, the submitter shall additionally include a separate document titled "Trade Secret Summary" which must identify each document and each page of a document claimed to contain trade secret information and for each claim of trade secret information must specify the detailed factual basis on which each such claim is made.

Specific Authority 624.308, 624.424(1)(c), 627.782(8) FS. Law Implemented 624.307(1), 624.311, 627.7711, 627.782, 812.081, 815.045 FS. History—New 2-13-95, Formerly 4-186.013, Amended \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Lawrence Steinert, Actuary, Property and Casualty Product  
Review, Office of Insurance Regulation  
NAME OF SUPERVISOR OR PERSON WHO APPROVED  
THE PROPOSED RULE: Tom Streukens, Deputy  
Commissioner, Office of Insurance Regulation  
DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: August 15, 2006  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAW: May 26, 2006

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

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Plant Industry**

RULE NOS.:	RULE TITLES:
5B-62.004	Manuals
5B-62.017	Tree Registration Certificate
5B-62.027	Exemptions

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. 25, June 23, 2006, issue of the Florida Administrative Weekly.

5B-62.004 Manuals.

The regulations, definitions, and standards in Citrus Nursery Stock Certification Manual, Revised 9/08/06 ~~4/01/06~~, Citrus Budwood Testing Manual, Revised 4/01/06, and C. N. Roistacher, Graft-transmissible Diseases of Citrus: Handbook for detection and diagnosis (Food and Agricultural Organization of the United Nations, Rome, 1991) are hereby adopted as regulations and rules under the Division of Plant Industry, pursuant to Chapter 581, F.S. Copies may be obtained by contacting the Secretary of State’s Office, Tallahassee, FL. Copies are available for examination at the Florida Department of Agriculture and Consumer Services, Bureau of Citrus Budwood Registration, 3027 Lake Alfred Road, Winter Haven, FL 33881, and the Florida Department of Agriculture and Consumer Services, Division of Plant Industry, Plant Pathology Section, 1911 S.W. 34th Street, Gainesville, FL 32608-1201.

Specific Authority 570.07(23), 581.031(1), (3), (8) FS. Law Implemented 570.07(23), 570.0705, 581.031(1), (14), (17), (23) FS. History–New \_\_\_\_\_.

5B-62.017 Tree Registration Certificate.

(5) Cancellation. Source Tree Registration Certificates (DACS-08072) will be suspended upon ~~will be canceled or suspended upon~~:

(7) Reinstatement. The Certificate of Source Tree Registration (DACS-08072) suspended as provided above may be reinstated when; ~~canceled or suspended as provided above may be reinstated when~~:

Specific Authority 570.07(23), 581.031(1), (3), (8) FS. Law Implemented 570.07(2), (13), 570.0705, 581.031(1), (14), (17), (23) FS. History–New \_\_\_\_\_.

5B-62.027 Exemptions.

(2) The Department will propagate and maintain pathogen-infected material for the purpose of testing or shoot-tip grafting. The Department must approve the propagation or maintenance of pathogen infected material for the purpose of testing or shoot tip grafting. Such material will be kept in enclosed structures on department owned sites. Such material must be kept in enclosed structures that have been approved by the Department.

Specific Authority 570.07(23), 581.031(1), (3), (8) FS. Law Implemented 570.07(2), (13), 570.0705, 581.031(1), (14), (17), (23) FS. History–New \_\_\_\_\_.

**DEPARTMENT OF EDUCATION**

**Florida School for the Deaf and the Blind**

RULE NO.:	RULE TITLE:
6D-14.002	Transportation Policies and Procedures

NOTICE OF WITHDRAWAL

Notice is hereby given that the above rule, as noticed in Vol. 32 No. 38, September 22, 2006 issue of the Florida Administrative Weekly has been withdrawn.

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

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

**DEPARTMENT OF CORRECTIONS**

RULE NO.:	RULE TITLE:
33-203.101	Canteen Operations

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. 33, (August 18, 2006), issue of the Florida Administrative Weekly:

33-203.101 Canteen Operations.

- (1) No change.
- (2) Each inmate shall be allowed to purchase \$65.00 of canteen merchandise on a weekly basis; ~~unless an increase up to \$100.00 is approved by the Secretary for special occasions.~~
- (3) through (8) No change.

Specific Authority 20.315, 944.09, 945.215 FS. Law Implemented 20.315, 944.09, 945.215, 946.002, FS. History--New 1-20-86, Formerly 33-3.035, Amended 11-22-91, 5-25-95, 11-13-95, 5-28-96, 2-12-97, Formerly 33-3.0035, Amended 11-18-02, 12-3-03, 12-14-04, 6-16-05, \_\_\_\_\_.

**LAND AND WATER ADJUDICATORY COMMISSION**

**Twin Creeks Community Development District**  
 RULE CHAPTER NO.: RULE CHAPTER TITLE:  
 42DDD-1 Twin Creeks Community  
 Development District

RULE NOS.: RULE TITLES:  
 42DDD-1.001 Establishment  
 42DDD-1.002 Boundary  
 42DDD-1.003 Supervisors

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rules, as noticed in Vol. 32, No. 25, June 23, 2006, Florida Administrative Weekly have been withdrawn.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NO.: RULE TITLE:  
 59G-4.110 Hearing Services

**NOTICE OF CHANGE**

Notice is hereby given 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. 33, August 18, 2006, issue of the Florida Administrative Weekly. This change is in response to written comments received prior to the public hearing.

The rule incorporates by reference the Florida Medicaid Hearing Services Coverage and Limitations Handbook, July 2006. The following change was made to the handbook:

Page 1-2, Provider Qualifications, the following qualification was added, "Audiology assistants and pre-professional graduates who do not meet the requirements to become a Medicaid provider must be supervised by a federally-qualified licensed Medicaid audiologist in order to provide any services to a Medicaid recipient.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NO.: RULE TITLE:  
 62-312.825 General Permit to U.S. Army Corps  
 of Engineers for Environmental  
 Restoration or Enhancement  
 Activities

**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. 26, June 30, 2006 issue of the Florida Administrative Weekly.

62-312.825 General Permit to U.S. Army Corps of Engineers for Environmental Restoration or Enhancement Activities.

(1) No change.

(a) Section 204 of the Water Resources Development Act of 1992, as amended through January 24, 2002 (Beneficial Uses of Dredged Material), which is hereby adopted and incorporated by reference;

(b) Section 206 of the Water Resources Development Act of 1996, as amended through January 24, 2002 (Aquatic Ecosystem Restoration), which is hereby adopted and incorporated by reference; or

(c) Section 1135 of the Water Resources Development Act of 1986, as amended through January 24, 2002 (Project Modifications for Improvement of Environment), which is hereby adopted and incorporated by reference.

(2) No change.

(a) through (e) No change.

(f) Activities that would adversely affect historic properties listed in or eligible for listing in the National Register of Historic Places under the provisions of Section 267.061, F.S.;

~~(g) Activities requiring a permit under Section 373.1502, F.S., or authorized under Sections 206 or 528 of the Water Resources Development Act of 1996, Public Law 104-303 (Critical Restoration Projects).~~

(3) Prior to submittal of the notice to the agency to use this general permit as required and described in paragraph (5)(a), the environmental restoration or enhancement activity must be included in a Feasibility Report, Reevaluation Report, Letter Report or other equivalent Federal environmental decision document that has been reviewed by the state of Florida. Documentation that the state has found the environmental restoration or enhancement activity to be consistent with the Florida Coastal Management Program must be submitted with the notice to use this general permit.

(4) through (6) No change.

Specific Authority 373.026, 373.043, 373.044, 373.118, 373.406, ~~373.414~~ 373.414 FS. Law Implemented 373.026, 373.043, 373.046, 373.118, 373.403, 373.413, 373.414, 373.416, 373.418, 373.419, 373.422, 373.423, 373.426, ~~403.814~~ FS. History--New [effective date].

CONTACT: Beth Saska, Office of Submerged Lands and Environmental Resources, 2600 Blair Stone Road, MS 2500, Tallahassee, FL 32399-2400; telephone (850)245-8486; facsimile (850)245-8499; or e-mail Beth.Saska@dep.state.fl.us.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NO.: 62-341.486  
 RULE TITLE: General Permit to U.S. Army Corps of Engineers for Environmental Restoration or Enhancement Activities

**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. 26, June 30, 2006 issue of the Florida Administrative Weekly.

62-341.486 General Permit to U.S. Army Corps of Engineers for Environmental Restoration or Enhancement Activities.

(1) No change.

(a) Section 204 of the Water Resources Development Act of 1992, as amended through January 24, 2002 (Beneficial Uses of Dredged Material), which is hereby adopted and incorporated by reference;

(b) Section 206 of the Water Resources Development Act of 1996, as amended through January 24, 2002 (Aquatic Ecosystem Restoration), which is hereby adopted and incorporated by reference; or

(c) Section 1135 of the Water Resources Development Act of 1986, as amended through January 24, 2002 (Project Modifications for Improvement of Environment), which is hereby adopted and incorporated by reference.

(2) No change.

(3) Prior to submittal of the notice to the agency to use this general permit as required and described in paragraph (5)(a), the environmental restoration or enhancement activity must be included in a Feasibility Report, Reevaluation Report, Letter Report or other equivalent Federal environmental decision document that has been reviewed by the state of Florida. Documentation that the state has found the environmental restoration or enhancement activity to be consistent with the Florida Coastal Management Program must be submitted with the notice to use this general permit.

(4) through (6) No change.

Specific Authority 373.026, 373.043, 373.044, 373.118, 373.406, ~~373.414(9)~~ ~~403.814~~ FS. Law Implemented 373.026, 373.043, 373.046, 373.118, 373.403, 373.413, 373.414(9), 373.416, 373.418, 373.419, 373.422, 373.423, 373.426, ~~403.814~~ FS. History—New \_\_\_\_\_.

CONTACT: Beth Saska, Office of Submerged Lands and Environmental Resources, 2600 Blair Stone Road-MS 2500, Tallahassee, FL 32399-2400; telephone (850)245-8486; facsimile (850)245-8499; or e-mail Beth.Saska@dep.state.fl.us.

**DEPARTMENT OF JUVENILE JUSTICE**

**Residential Services**

RULE CHAPTER NO.: 63E-6  
 RULE CHAPTER TITLE: Sheriff's Training and Respect Programs

RULE NOS.: 63E-6.003, 63E-6.006, 63E-6.009, 63E-6.011  
 RULE TITLES: Admission Criteria, Program Components, Program Administration, Youth Release or Transfer

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule sections in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 32, No. 30, July 28, 2006, issue of the Florida Administrative Weekly. The changes are in response to comments received at a public hearing on August 21, 2006, and to those provided by the Joint Administrative Procedures Committee in an August 25 letter.

63E-6.003 Admission Criteria.

(1) A youth is eligible for the STAR program if:

(a) He or she is at least 14 years of age but less than 18 years of age at the time of adjudication; and

(b) Has been committed to the department for any offense that, if committed by an adult, would be a felony other than a capital felony, a life felony, or a violent felony of the first degree.

(2) All youth referred to the STAR program shall be screened by the department to determine if they have the physical, psychological and substance abuse profile conducive to successfully completing the rigorous physical aspects and intensive behavioral management inherent in a STAR program. The screening shall include:

(a) A comprehensive physical assessment prior to admission conducted by a physician (M.D., D.O.) or physician assistant (PA) licensed under Chapter 458 or 459, F.S., or an Advanced Registered Nurse Practitioner (ARNP) licensed and certified under Chapter 464, F.S. The assessment shall include a resting electrocardiogram (EKG) to screen for baseline arrhythmias. These assessments shall assist in determining the youth's fitness for the physical demands of the program and to preliminarily screen out those youth whose health problems would prohibit them from engaging in intensive physical exercise as determined by the program's physical exercise curricula. Any youth with abnormal EKGs shall be automatically excluded;

(b) The comprehensive physical assessment and all required tests must be completed within 60 days prior to commencement of the STAR program;

(c) A preadmission comprehensive evaluation with the psychological component conducted by a licensed mental health professional or a Master's level mental health clinical staff person working under the direct supervision of a licensed mental health professional should be completed no more than

six months prior to commencement of the STAR program. A mental health clinical staff person is a person providing mental health services in a DJJ facility or program who has received training in mental health assessment processes and procedures and mental health treatment strategies and techniques. A Master's level mental health clinical staff person is a person who holds a Master's degree from an accredited university or college with a major in psychology, social work, counseling or related human services field. Related human services field is one in which major course work includes the study of human behavior and development, counseling and interviewing techniques, and individual, group or family therapy. Licensed mental health professional means a board certified psychiatrist licensed pursuant to Chapter 458, F.S., a psychologist licensed pursuant to Chapter 490, F.S., a mental health counselor, clinical social worker or marriage and family therapist licensed pursuant to Chapter 491, F.S., or a psychiatric nurse as defined in Section 394.455(23), F.S. This evaluation must be completed prior to admission to screen out those youth whose mental status requires psychotropic medication interventions, who have a developmental disability as defined by an IQ less than 75 or classification as "Educable Mentally Handicapped" or "Trainable Mentally Handicapped," a need for intensive mental health treatment, reveals suicidal risk histories, a DSM-IV-TR diagnosis of substance abuse, substance dependence, poly substance dependence, substance intoxication or substance withdrawal, or indicates high-risk suicidal tendencies or history of self-injurious behavior.

(3) Within 24 hours of admission, a preadmission substance abuse screening test must be conducted or ordered by the department, with results of testing reviewed prior to admission to the STAR program.

Specific Authority 985.3091, 985.405 FS. Law Implemented 985.3091(2), (7)(a) FS. History–New \_\_\_\_\_.

#### 63E-6.006 Program Components.

(1) The STAR program shall contain the following program components or services:

(a) Participation in physical training exercises, which are designed to develop optimum physical conditioning of the youth. The physical conditioning may include the use of an obstacle course;

(b) Educational and vocational services, designed to meet youth abilities, specialized needs and interests;

(c) Community service or work assignments of a productive nature;

(d) Personal development counseling, which shall include training in good decision-making, development of social adjustment skills, and life and job skills education. Counseling services shall also be provided to replace criminal thinking, beliefs and values with pro-social thinking, beliefs and values;

(e) Mental health and substance abuse counseling and services shall be provided, including alcohol and other drug abuse awareness, education, treatment or referral to treatment for youth in need of such services; and

(f) Health care services, sick call and acute and chronic medical treatment provided by the Designated Health Authority, a Physician Assistant (PA) licensed under Chapter 458 or 459, F.S., an Advanced Registered Nurse Practitioner (ARNP) licensed and certified under Chapter 464, F.S., or a Registered Nurse licensed under Chapter 464, F.S., at the level appropriate to their training.

(2) While the youth is in the program, assessment shall be made for conditional release, providing for the youth's transition back to his or her home community.

Specific Authority 985.3091, 985.405 FS. Law Implemented 985.3091(3), (4) FS. History–New \_\_\_\_\_.

#### 63E-6.009 Program Administration.

(1) The program's administration shall include, but is not limited to:

(a) Rule and contract compliance:

1. The inspection shall include operational compliance with admission criteria and screening, behavior management sanctions and privileges.

2. A contractual STAR program will comply with the terms and conditions as identified in the contract.

(b) Safety and security:

1. The STAR program shall ensure the safety and security of staff and youth, conduct security inspections and checks, and provide preventive maintenance and control of safety and security equipment.

2. The program shall develop escape prevention and escape response plans.

3. Youth at the program shall be interviewed by regional program monitors at least quarterly regarding their safety and security at the program. The interviews shall address availability of services, abuse allegations, grievances, access to treatment services, and overall treatment.

4. Departmental staff shall meet with STAR program directors to review Protective Action Response reports for trends and conditions that would indicate staff are engaging in excessive or inappropriate use of force.

(c) Treatment:

1. The STAR program shall provide youth treatment and activities, youth work assignments, physical training, delivery of specialized treatment services, and youth case management.

2. The program shall provide for visitation and family involvement, correspondence and telephone communications for the youth in the program.

3. The program shall include academic and vocational activities, life and job skills, and appropriate decision making training for the youth.

(d) Behavior management:

1. The program shall implement a behavior management system, which includes consequences, sanctions and privileges for youth.
2. The behavior management system shall not deny a youth meals, clothing, sleep, education, exercise or physical and mental health services.

(e) Medical:

1. The program shall implement access to and the delivery of medical, substance abuse and mental health services and assessments.
2. The program shall have a written suicide prevention and suicide response plan.
3. The program shall have a Designated Health Authority, who comes on site weekly to perform administrative duties and healthcare services that are beyond the scope of the nurse's training.
4. The program shall provide for medication storage, medical documentation, medication monitoring and distribution; sick call and medical appointments; "medical and mental health alerts"; management of health and mental health records and information; and control of infectious and communicable diseases.
5. Anytime the health care staff determines that the health or physical safety of a youth has been compromised or is potentially compromised, they shall remove the youth from all physical activities without prior approval from program staff. Staff shall intervene anytime a youth indicates that he or she is in pain and unable to perform as instructed. Anytime a staff member determines that the health or physical safety of a youth has been compromised or is potentially compromised, the staff member shall remove the youth immediately from all physical activities without prior approval from supervisory or health care staff. If the health care staff cannot determine the cause of the pain or discomfort the youth should be immediately transported to the emergency room.
6. Health care services must be provided daily from 7:00 a.m. to 9:00 p.m. by a Registered Nurse licensed under Chapter 464, F.S. Around-the-clock, on-call access to the Designated Health Authority, Physician Assistant (PA), or Advanced Registered Nurse Practitioner (ARNP) must be available at all other times.
7. All STAR program staff shall be CPR and First Aid certified.
8. All STAR programs shall have Automated External Defibrillators (AEDs) on site within 12 months of opening and at least one staff person on every shift shall be AED certified.

(f) Administration:

1. The program shall have a written mission statement.
2. Requirements for the prominent display of the telephone number of the statewide abuse registry and for immediate access by children in the program, upon request, to

a telephone for the purpose of contacting the statewide abuse registry, the public defender's office, his or her attorney, or a law enforcement agency.

- (2) All usage of PAR must be documented in accordance with Rule 63H-1.007, F.A.C.
- (3) All alleged violations of PAR shall be reviewed by the department's Inspector General.

Specific Authority 985.3091, 985.405 FS. Law Implemented 985.3091(3)-(5), (7), (9) FS. History--New \_\_\_\_\_.

63E-6.011 Youth Release or Transfer.

(1) The program shall notify the department regarding the removal of a youth from the program if the youth becomes unmanageable or ineligible for the program due to changes in his or her physical, psychological or substance abuse profile. Preliminary notification to the department shall occur immediately if a youth has a change in physical or mental health status that warrants a:

- (a) Referral to a medical specialist;
- (b) Referral offsite for any imaging other than an x-ray;
- (c) Surgical procedures; or
- (d) Involuntary commitment (Baker Act).

(2) Prior to the release or transfer of a youth from the STAR program, the youth:

(a) Must have a physical examination performed by a licensed physician, physician assistant, or a licensed and certified Advanced Registered Nurse Practitioner. Any evidence of abuse as defined in Section 39.01(2), F.S., must be documented and immediately reported by the examiner to the statewide abuse registry and the department.

(b) Must sign an exit statement upon transfer from the residential component to the aftercare component indicating whether his or her rights were observed and whether he or she was subjected to any abuse or harmful psychological intimidation techniques. Any allegation by the youth that:

1. He or she was subjected to abuse while in the STAR program must be investigated by the department and the Department of Children and Family Services under Section 39.302, F.S.

2. His or her rights were not observed or that he or she was subjected to harmful psychological intimidation techniques or to violations of the department's Protective Action Response rule must be investigated by the department's Inspector General.

(c) The STAR program shall deliver a copy of each youth's exit statement at the time it is executed to:

1. The department either by facsimile or electronic mail.
2. The statewide abuse registry if it contains any allegation of abuse as defined in Section 39.01(2), F.S.

Specific Authority 985.3091, 985.405 FS. Law Implemented 985.3091(7), (10) FS. History--New \_\_\_\_\_.

**DEPARTMENT OF JUVENILE JUSTICE****Staff Development and Training**

63H-1	Protective Action Response
RULE NOS.:	RULE TITLES:
63H-1.002	Definitions
63H-1.007	Documentation and Retention of Records
63H-1.009	Certification
63H-1.014	Training Instructor Qualifications

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule sections in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 32, No. 30, July 28, 2006, issue of the Florida Administrative Weekly. The changes are in response to comments received at a public hearing on August 21, 2006, and to those provided by the Joint Administrative Procedures Committee in an August 23 letter.

**63H-1.002 Definitions.**

(1) Active Resistance – Youth makes physically evasive movements to defeat an employee's attempts to control; for example, bracing, or attempting to push or pull away from an employee.

(2) Actively Engaged – An employee is participating in the practical performance or application of any one of the approved physical intervention techniques or mechanical restraints.

(3) Administrator – One whose primary responsibility is overseeing the daily operations of a facility, program or probation circuit.

(4) Aggravated Resistance – Youth makes overt, hostile, attacking movements with or without a weapon with the apparent intent and apparent ability to cause death or great bodily harm to the employee, self, or others; for example, striking with a stick, banging head against the wall, or swinging a razor blade.

(5) CJSTC – Criminal Justice Standards and Training Commission.

(6) Combative Resistance – Youth makes overt, hostile, attacking movements that may cause injury.

(7) Control Techniques – Techniques used to control and/or move a youth from point A to point B with minimum effort by the employee in order to gain and retain control over the youth.

(8) Countermoves – Techniques that impede a youth's movement toward an employee or others; for example, blocking, distracting, evading, redirecting, or avoiding.

(9) Designated Health Authority – A physician who holds an active license under Chapters 458 or 459, F.S.

(10) Dialogue – A two-way, controlled, non-emotional communication between the employee and the youth aimed at problem identification and/or resolution.

(11) Direct Care – Having direct contact with youth for the purpose of providing care, supervision, custody, or control in a detention facility, delinquency program, or commitment program within any restrictiveness level, operated by the department or by a provider under contract with the department.

(12) Facility – A contracted or state-operated secure environment that provides custody, care, or confinement of youth alleged or found to have committed a violation of law. This includes, but is not limited to, secure detention, law enforcement operated facilities, and residential commitment programs.

(13) Facility Employee – Any employee who exercises direct care in a facility.

(14) Hard Mechanical Restraints – Restraint devices constructed from inflexible material; for example, metal handcuffs, leg cuffs, and waist chains.

(15) Individual Health Care Record – The compilation of all records related to a youth's medical, dental and mental health.

(16) Master PAR Instructor – An advanced, qualified instructor who assists and monitors PAR instructors in maintaining quality delivery of PAR training and evaluation for PAR certification.

(17) Mechanical Restraints – This includes hard and soft mechanical restraints as defined in this rule.

(18) Mechanical Restraints Supervision Log – The form used to document a facility employee's use of mechanical restraints as a result of a Level 3 response, as defined in subsection 63H-1.003(3), F.A.C. The Mechanical Restraints Supervision Log ([ADSD-001](#), revised 6/01/06) is incorporated by reference, and is available at the department's website ([http://www.djj.state.fl.us/forms/sd/mechanical\\_restraints\\_supervision\\_log.pdf](http://www.djj.state.fl.us/forms/sd/mechanical_restraints_supervision_log.pdf)).

(19) PAR Medical Release – The form signed and dated by a licensed physician that authorizes an employee to perform the physical intervention techniques that were checked on the Medical Status form. The PAR Medical Release ([ADSD-002](#), revised 8/15/03) is incorporated by reference, and is available at the department's website ([http://www.djj.state.fl.us/forms/sd/par\\_medical\\_release.pdf](http://www.djj.state.fl.us/forms/sd/par_medical_release.pdf)).

(20) PAR Medical Status – The form signed and dated by a licensed physician that identifies the physical intervention techniques listed on the applicable PAR Training Plan an employee cannot perform and why. The PAR Medical Status ([ADSD-003](#), revised 6/01/06) is incorporated by reference, and is available at the department's website ([http://www.djj.state.fl.us/forms/sd/par\\_medical\\_status.pdf](http://www.djj.state.fl.us/forms/sd/par_medical_status.pdf)).

(21) PAR Medical Review – The evaluation deemed necessary as a result of the Post PAR Interview.

(22) Passive Resistance – The youth physically refuses to comply or respond. The youth does not attempt to physically defeat the actions of the employee but refuses to obey all verbal directives.

(23) Post PAR Interview – The interview conducted by the Administrator or designee following a Level 2 or Level 3 response.

(24) Program – A contracted or state-operated non-residential environment providing supervision of youth who have been identified to receive services within the community. This includes, but is not limited to, probation, non-secure detention, home detention, juvenile assessment centers, Intensive Delinquency Diversion Services (IDDS) programs, conditional release programs, screening and intake units, and day treatment programs. This does not include prevention programs.

(25) Program Employee – Any employee who exercises direct care for a program.

(26) PAR – The department-approved verbal and physical intervention techniques and the application of mechanical restraints used in accordance with this rule, the Protective Action Response Escalation Matrix, and PAR training curricula.

(27) PAR Certification – This applies to an employee who has successfully completed PAR training as described in this rule. Only employees who are PAR trained are authorized to use PAR.

(28) PAR Escalation Matrix – The document that provides guidance as to the authorized level of response based upon the youth's level of resistance. This document articulates the five levels of resistance that may be displayed by a youth and the levels of response employees are authorized to use. The PAR Escalation Matrix (ADSD-004, revised 6/01/06) is incorporated by reference, and is available at the department's website ([http://www.djj.state.fl.us/forms/sd/par\\_escalation\\_matrix.pdf](http://www.djj.state.fl.us/forms/sd/par_escalation_matrix.pdf)).

(29) PAR Incident Report – The form used to document the occurrence of an event where an employee has used one of the enumerated physical intervention techniques. The PAR Incident Report (ADSD-005, revised 6/01/06) is incorporated by reference, and is available at the department's website ([http://www.djj.state.fl.us/forms/sd/par\\_incident\\_report.pdf](http://www.djj.state.fl.us/forms/sd/par_incident_report.pdf)).

(30) PAR Performance Evaluation Forms – These forms are used to measure an employee's or PAR Instructor's ability to perform verbal and physical intervention techniques and apply mechanical restraints. The following forms are incorporated by reference and are available at the department's website listed below respectively:

(a) PAR Performance Evaluation – State operated facility/Contracted detention/ and Law Enforcement operated facility staff (ADSD-006, revised 6/01/2006) ([http://www.djj.state.fl.us/forms/sd/par\\_performance\\_evaluation\\_state\\_operated.pdf](http://www.djj.state.fl.us/forms/sd/par_performance_evaluation_state_operated.pdf))

(b) PAR Performance Evaluation – Contracted facility staff (ADSD-007, revised 8/15/2003 ~~6/01/2006~~) ([http://www.djj.state.fl.us/forms/sd/par\\_performance\\_evaluation\\_contracted.pdf](http://www.djj.state.fl.us/forms/sd/par_performance_evaluation_contracted.pdf))

(c) PAR Performance Evaluation – Program staff (ADSD-008, revised 8/15/2003) ([http://www.djj.state.fl.us/forms/sd/par\\_performance\\_evaluation\\_program\\_staff.pdf](http://www.djj.state.fl.us/forms/sd/par_performance_evaluation_program_staff.pdf))

(d) PAR Performance Evaluation – PAR Instructors (ADSD-009, revised 6/01/2006) ([http://www.djj.state.fl.us/forms/sd/par\\_performance\\_evaluation\\_instructor.pdf](http://www.djj.state.fl.us/forms/sd/par_performance_evaluation_instructor.pdf)).

(31) PAR Training Plan forms– These forms identify the specific techniques that program and facility employees shall be trained to use. The identified techniques are the only techniques employees are authorized to use (except where provided in Rules 63H-1.003 and 63H-1.004, F.A.C.). The PAR Training Plan – Contracted facility staff form (ADSD-010, revised 6/01/2006) is incorporated by reference and is available at the department's website ([http://www.djj.state.fl.us/forms/sd/par\\_training\\_plan.pdf](http://www.djj.state.fl.us/forms/sd/par_training_plan.pdf)).

(32) Soft Mechanical Restraints – Restraint devices that are made with flexible materials; for example, Velcro, nylon flex cuffs (also known as zip cuffs), and leather.

(33) Takedowns – Techniques that redirect a youth to the ground in a controlled manner in order to limit the youth's physical resistance and to facilitate the application of a restraint device, if needed.

(34) Touch – Employee uses a familiar touch when directing, or a custodial touch prior to escalating to a higher response level.

(35) Verbal Directions – Employee tells or commands a youth to engage in, or refrain from, a specific action or non-action.

(36) Verbal Resistance – Youth verbally refuses to comply with an employee's verbal attempts to control the situation.

Specific Authority 985.4055, 985.405 FS. Law Implemented 985.4055 FS. History–New\_\_\_\_\_.

63H-1.007 Documentation and Retention of Records.

(1) Documentation:

(a) A PAR Report shall be completed after an incident involving the use of countermoves, control techniques, takedowns, or application of mechanical restraints.

(b) The employees who were engaged with the youth shall complete the PAR Report and shall complete it no later than the end of the employee's workday.

(c) When mechanical restraints are used as a result of a level 3 response, the Mechanical Restraints Supervision Log shall be completed.

(d) All reports of incidents in which employees are trained in the use of CJSTC techniques shall be completed according to the facility's reporting documentation procedures.

(2) Review and Retention of Records:



(a) The PAR Incident Report shall be reviewed by the administrator or designee within 72-hours of the incident, excluding weekends and holidays.

(b) A monthly summary of all PAR Incident Reports shall be submitted to the regional director or designee within two weeks of the end of each month.

(c) Post PAR Interview: The administrator or designee shall interview the youth. The purpose of the interview is to determine if a youth has any physical complaints, any visible injuries, is unable to answer questions appropriately, is not fully alert, appears short of breath or distressed in any way, or demonstrates anything else of concern to the interviewer, then a PAR Medical Review is mandatory. This interview must be conducted as soon as possible, but no longer than thirty minutes after the incident. The findings of the interview shall be placed in the youth's individual health care record, and labeled "Post PAR Interview" and shall be dated, timed, and signed by the individual conducting the interview. This individual shall also sign and date the PAR Report.

~~(d)~~ PAR Medical Review:

1. If the Post PAR Interview indicates the need for a PAR Medical Review the youth shall be referred to the licensed medical health professional (Physician, Physician Assistant, Advanced Registered Nurse Practitioner, Registered Nurse, or Licensed Practical Nurse) on site. If a medical health professional is not on site, then the youth must be sent off site for this evaluation.

2. The purpose of the Medical Review is to determine, from a medical perspective, if injuries or complications occurred as a result of the physical intervention or application of mechanical restraints, and if the youth requires further medical treatment.

3. Descriptions of injuries or complications and medical treatment provided shall be filed in the youth's individual health care record.

4. If an onsite review is conducted, the documentation shall be labeled, "PAR Medical Review." If an offsite review is conducted, the youth's individual health care record and medication administration record shall accompany the youth to the review. Prior to placing the documentation in the individual health care record, the top of each page returned by the reviewer shall be dated and labeled, with "PAR Medical Review."

~~(e)~~ The supervisor or designee shall review the PAR Incident Report, including the Post PAR Interview and the PAR Medical Review prior to the report being submitted to the Administrator or designee.

~~(f)~~ The Administrator shall establish and maintain a centralized file, which shall include:

1. PAR Incident Reports, and attachments to the PAR Incident Report.

2. Any other incident reports or investigative reports related to the application of physical intervention techniques and/or mechanical restraints.

3. A copy of the PAR Report shall be placed in the facility's or program's centralized file within 48 hours of being signed by the Administrator.

~~(g)~~ Facilities/Programs shall retain a copy of the PAR Incident Report for three (3) years following the youth's release.

Specific Authority 985.4055, 985.405 FS. Law Implemented 985.4055(2)(a) FS. History--New\_\_\_\_\_.

63H-1.009 Certification.

(1) Any employee not PAR Certified prior to 7/01/2006 shall be required to become PAR certified by 9/30/2006.

~~(1)~~ Any employee hired on or after 7/01/2006, must become PAR certified within 90 calendar days following his or her date of hire.

~~(2)~~ Any employee who exercises direct care prior to receiving PAR certification must be directly supervised by an employee who is PAR certified.

~~(3)~~ Employees shall be PAR certified by successfully completing the PAR training designed for facility or program employees, whichever is applicable. Successful completion requires:

(a) Attendance and participation in the training hours specified in the employee's PAR curriculum (40 hours for Facility employees and 32 hours for Program employees). Employees shall participate in the performance of all physical intervention techniques and mechanical restraints being taught during the training session.

(b) A minimum score of seventy-five percent (75%) on the PAR written examination.

(c) One-hundred percent (100%) satisfactory performance of the techniques specified on the applicable PAR Performance Evaluation form.

~~(4)~~ All PAR training must be conducted by a certified PAR Instructor (Rule 63H-1.014, F.A.C.).

~~(5)~~ To ensure that all employees are properly observed, are able to receive constructive feedback, and are properly evaluated, the instructor to employee ratio, for employees who are actively engaged, shall be no more than 1:8 during the performance-based segment of a PAR training session. There is no required ratio during the non performance-based segment of a PAR training session.

Specific Authority 985.4055, 985.405 FS. Law Implemented 985.4055(2)(b), (e) FS. History--New\_\_\_\_\_.

63H-1.014 Training Instructor Qualifications.

(1) PAR Instructor Candidate requirements:

(a) One year of experience, working full time, in juvenile justice, criminal justice, or juvenile social services;

(b) PAR certification;

(c) Successful completion of the Instructor Techniques Workshop 80-hour course; and

(d) Successful completion of the PAR Train-the-Trainer 80-hour course conducted by a Master PAR Instructor. An instructor candidate shall be allowed to attend a PAR Train-the-Trainer course only if he or she has achieved the requirements in paragraphs (a), (b), and (c).

(e) PAR Instructor candidates shall demonstrate proficiency for all physical intervention techniques and mechanical restraints listed on the PAR Instructor Performance Evaluation form. In addition, the Instructor candidate must demonstrate the ability to verbally communicate how the techniques are to be performed. The demonstration shall be evaluated by one Master PAR Instructor and one PAR Instructor.

(f) Satisfactory demonstration of presentation skills using the PAR Instructor Skills Evaluation ~~Report form~~. The PAR Instructor Skills Evaluation ~~Report form~~ (ADSD-011, revised 6/01/2006) is incorporated by reference, and is available at the department's website ([http://www.djj.state.fl.us/forms/sd/par\\_performance\\_evaluation.pdf](http://www.djj.state.fl.us/forms/sd/par_performance_evaluation.pdf)).

(2) A score of 85 percent or higher on the PAR written examination. The instructor candidate shall have two attempts to pass the examination.

(3) One PAR Performance Evaluation for PAR Instructors form shall be used for each attempt that the instructor candidate makes to pass the performance evaluation. The instructor candidate shall have two attempts to pass the evaluation.

(a) If remediation is required, the Master PAR Instructor shall have the discretion to determine whether remediation will be conducted on-site or at a future date. If remediation occurs at a future date, the instructor candidate shall be evaluated, at the second attempt, on all techniques initially evaluated.

(b) If the instructor candidate fails the second attempt, he or she shall not be certified as a PAR Instructor. However, this candidate is eligible to attend the PAR Train-the-Trainer course again, provided all other criteria for becoming a PAR Instructor remain current.

(4) Demonstrations of the physical intervention techniques and presentation skills shall be videotaped. The videotapes shall be submitted to the Assistant Secretary for Staff Development and Training within thirty (30) working days after completion of the evaluations.

Specific Authority 985.4055, 985.405 FS. Law Implemented 985.4055(2)(c) FS. History—New\_\_\_\_\_.

## DEPARTMENT OF HEALTH

### Board of Osteopathic Medicine

RULE NO.: 64B15-19.009  
RULE TITLE: Submission of Malpractice Record

#### NOTICE OF CORRECTION

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 32, No. 35, September 1, 2006 issue of the Florida Administrative Weekly.

The rule development notice on the above-proposed rule was confirmed as being scheduled for publication on the September 1, 2006 issue of the Florida Administrative Weekly, Vol. 32, No. 35 and was inadvertently left out from publishing as scheduled. As a correction of this, the rule development on the above-proposed rule is being resubmitted here as follows:

**PURPOSE AND EFFECT:** The purpose and effect of this rule development is to establish rules for compliance with new legislation.

**SUBJECT AREA TO BE ADDRESSED:** Submission of Malpractice Record.

**SPECIFIC AUTHORITY:** 456.50(2) FS.

**LAW IMPLEMENTED:** 456.50(2) FS.

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

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS:** Pamela King, Executive Director, Board of Osteopathic Medicine/MQA, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256.

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

#### 64B15-19.009 Submission of Malpractice Record.

(1) All physicians licensed pursuant to Chapter 459, F.S., shall provide the Board of Osteopathic Medicine a copy of the record of any finding of medical malpractice resulting from a civil or administrative proceeding, entered against the licensee in any jurisdiction on or after November 2, 2004 within 60 days of entry of the final judgment or order. The record shall be sent to the Board of Osteopathic Medicine, 4052 Bald Cypress Way, BIN-CO6, Tallahassee, Florida 32399.

(2) The record shall include the official transcript of the civil or administrative proceeding resulting in a finding of medical malpractice, all evidence admitted, those matters officially recognized by the civil or administrative tribunal, and the final order or judgment reported or issued by the tribunal.

(3) The record shall be provided to the Board on a read only CD ROM disc in portable document format (.pdf) or tagged image file format (.tif).

Specific Authority 456.50(2) FS. Law Implemented 456.50(2) FS. History–New

**DEPARTMENT OF HEALTH**

**Board of Podiatric Medicine**

RULE NO.:                   RULE TITLE:  
64B18-12.011               Assessment Fees

NOTICE OF CHANGE

Notice is hereby given 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. 30, of the July 28, 2006, issue of the Florida Administrative Weekly. The correction is in response to comments submitted by the Joint Administrative Procedures Committee. The correction is as follows:

The text of the rule shall read as:

In order to maintain integrity, the Board is assessing a one time assessment fee on all podiatric physicians of \$375.00, payable by March 31, 2007, in compliance with Section 456.025, F.S.

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**

**Division of Environmental Health**

RULE NOS.:               RULE TITLES:  
64E-6.001               General  
64E-6.020               Master Septic Tank Contractors  
64E-6.021               Issuance of Registration Certificates  
                                  and Renewal

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. 35, September 1, 2006 issue of the Florida Administrative Weekly.

64E-6.001 General.

(1) through (2) No change.

(3) Combination of commercial and domestic sewage into a single system shall require that all the sewage be treated ~~treatment~~ as commercial sewage.

(4) Except as provided for in Section 381.0065, F.S. ~~other provisions of law~~, any existing and prior approved system which has been placed into use and which remains in satisfactory operating condition shall remain valid for use under the terms of the rule and permit under which it was approved. Alterations that change the conditions under which the system was permitted and approved, sewage characteristics or increase sewage flow will require that the owner, or their authorized representative, apply for and receive reapproval of the system by the DOH county health department, prior to any alteration of the structure, or system. If an applicant requests that the department consider the previous structure's or

establishment's most recent approved occupancy, the applicant must provide written documentation that the onsite sewage treatment and disposal system was approved by the department for that previous occupancy. An applicant will be required to complete Form DH 4015, 10/97, Application for Onsite Sewage Treatment and Disposal System Construction Permit, herein incorporated by reference, and provide a site plan in accordance with paragraph 64E-6.004(3)(a), F.A.C., to provide information of the site conditions under which the system is currently in use and conditions under which it will be used. The applicant shall have all system tanks, pumped by a permitted septage disposal service to determine tank volume based on the actual measurements of the tank. The service pumping the tank shall perform a visual inspection of the tank when the tank is empty to detect any observable defects or leaks in the tank, and shall submit the results to the DOH county health department as part of the application. If a prior approved existing system has been approved by the DOH county health department within the preceding three years, and the system was determined to be in satisfactory operating condition at that time, a new inspection is not required unless there is a record of failure of the system. If it is determined that a new inspection is not required, only the application fee shall be charged for this application and approval. A commercial system out of service for more than one year shall be brought into full compliance with current requirements of this Chapter prior to the system being placed into service. If the use of a building is changed or if additions or alterations to a building are made which will increase domestic sewage flow, change sewage characteristics, or compromise the integrity or function of the system, the onsite sewage treatment and disposal system serving such building shall be brought into full compliance with the provisions and requirements of these rules. Proper well setbacks shall be maintained. Prior to any modification of the system, the owner shall apply for and obtain a permit for modification of the system from the county health department in accordance with Rule 64E-6.004, F.A.C. The permit shall be valid for 18 months from the date of issue. Where building construction has commenced, it shall be valid for an additional 90 days. Necessary site investigations and tests shall be performed at the expense of the owner by either an engineer with soils training who is licensed in the state of Florida pursuant to Chapter 471, F.S., registered septic tank contractors, master septic tank contractors, or persons certified under Section 381.0101, F.S., or department personnel for the appropriate fee specified in Section 381.0066, F.S.

(a) through (g) No change.

(5) through (7) No change.

Specific Authority 381.0011(4), (13), 381.0065(3)(a), 489.553(3), 489.557(1) FS. Law Implemented 381.0065, 381.0067, 386.041, 489.553 FS. History–New 12-22-82, Amended 2-5-85, Formerly 10-6-41, Amended 3-17-92, 1-3-95, 5-14-96, 2-13-97, Formerly 10D-6.041, Amended 11-19-97, 2-3-98, 3-22-00, 9-5-00, 5-24-04,

64E-6.020 Master Septic Tank Contractors.

(1) through (6) No change.

Specific Authority 489.553(3), 489.557(1) FS. Law Implemented 489.552, 489.553, 489.554 FS. History—New 2-13-97, Formerly 10D-6.0725, Amended 2-3-98, 4-21-02, 6-18-03.

64E-6.021 Issuance of Registration Certificates and Renewal.

(1) through (2) No change.

(3) A registered contractor may request inactive status. ~~Inactive registrations not renewed in five renewal cycles from the date of inactivation shall be considered null and void.~~ Persons wishing to renew an inactive registration must make application on Form DH 4076 and substantiate 12 classroom hours of approved instruction for each year the registration was considered inactive. Application must be accompanied by necessary exhibits and renewal fees. Persons holding inactive registrations for more than five renewal cycles from the date of inactivation who wish to become active may not renew the inactive registration but shall seek new registration under Rule 64E-6.019, F.A.C.

(4) No change.

(5) Approval of continuing education courses and course providers will be in accordance with the department Policy on Requirements for Continuing Education Courses and Course Providers, September 2006 July 2003, herein incorporated by reference.

(6) through (7) No change.

Specific Authority 489.553(3), 489.557(1) FS. Law Implemented 489.552, 489.553, 489.554 FS. History—New 10-25-88, Amended 3-17-92, 1-3-95, 5-14-96, 2-13-97, Formerly 10D-6.073, Amended 3-22-00, 4-21-02, 5-24-04,\_\_\_\_\_.

**Section IV  
Emergency Rules**

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

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**DEPARTMENT OF JUVENILE JUSTICE**

<b>RULE NOS:</b>	<b>RULE TITLES:</b>
63EER06-44	Purpose and Scope
63EER06-45	Definitions
63EER06-46	Admission Criteria
63EER06-47	Admission Procedures
63EER06-48	Program Orientation
63EER06-49	Program Components
63EER06-50	Behavior Management
63EER06-51	Operational Inspections.
63EER06-52	Program Administration.
63EER06-53	Staff Training Requirements
63EER06-54	Youth Release or Transfer

**SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC, HEALTH, SAFETY OR WELFARE:** The 2006 Legislature passed House Bill 5019, which became law on May 31, 2006, as chapter 2006-62, Laws of Florida. The law establishes Sheriff’s Training and Respect (STAR) programs beginning on the July 1, 2006 effective date. The law required the programs be in compliance with Department rules upon their July 1, 2006 opening, and authorized the Department to utilize emergency rulemaking procedures. Emergency Rules 63EER06-17 through 63EER06-27 timely implemented the STAR program on July 1. Those rules will expire on September 28, 2006. Because permanent rules are not yet finalized, amended Emergency Rules 63EER06-44 through 63EER06-54 are necessary to ensure the safety and welfare of youths in STAR programs.

**REASONS FOR CONCLUDING THAT THE PROCEDURE USED IS FAIR UNDER THE CIRCUMSTANCES:** Emergency Rules 63EER06-17 through 63EER06-27 will expire on September 28, 2006. The permanent rules that will take their place have required extensive amendment, necessitating unexpected delay. Emergency Rules 63EER06-44 through 63EER06-54 incorporate the amendments that will be included in the permanent rules, and are thus the product of the workshops and hearings that have been conducted on their permanent rule counterparts. A separate hearing on these emergency rules was noticed in the September 15, 2006, Florida Administrative Weekly, and was held on September 22. The draft emergency rules were posted on the Department’s website.

**SUMMARY OF THE RULE:** These eleven rule sections establish pre-admission, operational, programmatic, training, evaluation and release requirements governing Sheriff’s Training and Respect (STAR) programs.

**THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULES IS:** Clyde Benedix, Policy Development Officer, Department of Juvenile Justice, Office of Administration, 2737 Centerview Drive, Ste. 312, Tallahassee, FL 32399-3100, phone number (850)921-4116

THE FULL TEXT OF THE EMERGENCY RULE IS:

63EER06-44 Purpose and Scope.

The rule establishes pre-admission, operational, training, evaluation and release requirements governing Sheriff's Training and Respect (STAR) programs.  
EFFECTIVE DATE: September 29, 2006

Specific Authority 985.3091, 985.405 FS. Law Implemented 985.3091 FS. History--New 9-29-06.

63EER06-45 Definitions.

(1) Alternative Training – authorized physical activities or extra duty assignments, which are imposed by STAR program staff following a youth's misconduct. Alternative training is intended to correct a youth's behavior by imposing minor sanctions.

(2) Critical Life Safety – a condition or conditions in facility buildings and grounds or in the operation of the program that may adversely affect the health or safety of youth and staff.

(3) Designated Health Authority – a Physician licensed under Chapters 458 or 459, F.S.

(4) Direct Care – means direct contact with youth for the purpose of providing care, supervision, custody, or control of youth in the STAR program.

(5) Extenuating Circumstances – a situation or circumstance beyond the control of the program, including but not limited to hurricanes/Acts of God, facility damage or structural problems, and situations involving a youth prior to his or her admission into the program.

(6) Intensive Mental Health Treatment – treatment for:

(a) Youth with a Diagnostic and Statistical Manual of Mental Disorders – Fourth Edition, Text Revision (DSM-IV-TR) diagnosis of: Schizophrenia or other Psychotic Disorder; Major Depression, Bipolar Disorder or other Mood Disorder; Generalized Anxiety Disorder or other Anxiety Disorder; Personality Disorder; or

(b) Youth classified as Severely Emotionally Disabled (SED) or Emotionally Handicapped (EH) by the school system; or

(c) Youth who have a psychiatric disorder that requires treatment with psychotropic medication; or

(d) Youth who have a psychiatric disorder (other than Conduct Disorder) and serious impairment in functioning as evidenced by a Global Assessment of Functioning (GAF) Scale rating of 50 or below.

(7) Minimum Thresholds - defined as at least a 60 percent performance overall rating in the department's Quality Assurance evaluation system, as referenced in 63E-6.008 (1).

(8) Obstacle Course – a strenuous exercise program, which requires youth to overcome a series of barriers and is designed to promote the development of self-confidence and physical endurance.

(9) Physical Training – a series of organized group calisthenics and exercises designed to develop the physical fitness of a youth to an optimum level.

(10) Post-residential Services Counselor – the person supervising the youth's post-commitment probation or conditional release after residential placement.

(11) Program Director – a STAR program staff member who is responsible for all aspects of the STAR program, including, but not limited to, program content, staff supervision, youth treatment and facility security.

(12) Protective Action Response Policy – the departmental policy governing staff's use of verbal and physical intervention techniques, mechanical restraints, prohibition of aerosol and chemical agents, and Tasers, as referenced in Rule Chapter 63H-1, F.A.C.

(13) Suicidal Risk History – means youth with any history of: suicide attempt; suicide gesture; intentional self-injurious behavior; suicide ideation or suicide threats.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.3091, 985.405 FS. Law Implemented 985.3091 FS. History--New 9-29-06.

63EER06-46 Admission Criteria.

(1) A youth is eligible for the STAR program if:

(a) He or she is at least 14 years of age but less than 18 years of age at the time of adjudication; and

(b) Has been committed to the department for any offense that, if committed by an adult, would be a felony other than a capital felony, a life felony, or a violent felony of the first degree.

(2) All youth referred to the STAR program shall be screened by the department to determine if they have the physical, psychological and substance abuse profile conducive to successfully completing the rigorous physical aspects and intensive behavioral management inherent in a STAR program. The screening shall include:

(a) A comprehensive physical assessment prior to admission conducted by a physician (M.D., D.O.) or physician assistant (PA) licensed under Chapter 458 or 459, F.S., or an Advanced Registered Nurse Practitioner (ARNP) licensed and certified under Chapter 464, F.S. The assessment shall include a resting electrocardiogram (EKG) to screen for baseline arrhythmias. These assessments shall assist in determining the youth's fitness for the physical demands of the program and to preliminarily screen out those youth whose health problems would prohibit them from engaging in intensive physical exercise as determined by the program's physical exercise curricula. Any youth with abnormal EKGs shall be automatically excluded;

(b) The comprehensive physical assessment and all required tests must be completed within 60 days prior to commencement of the STAR program;

(c) A preadmission comprehensive evaluation with the psychological component conducted by a licensed mental health professional or a Master's level mental health clinical staff person working under the direct supervision of a licensed mental health professional should be completed no more than six months prior to commencement of the STAR program. A mental health clinical staff person is a person providing mental health services in a DJJ facility or program who has received training in mental health assessment processes and procedures and mental health treatment strategies and techniques. A Master's level mental health clinical staff person is a person who holds a Master's degree from an accredited university or college with a major in psychology, social work, counseling or related human services field. Related human services field is one in which major course work includes the study of human behavior and development, counseling and interviewing techniques, and individual, group or family therapy. Licensed mental health professional means a board certified psychiatrist licensed pursuant to Chapter 458, F.S., a psychologist licensed pursuant to Chapter 490, F.S., a mental health counselor, clinical social worker or marriage and family therapist licensed pursuant to Chapter 491, or a psychiatric nurse as defined in Section 394.455(23), F.S. This evaluation must be completed prior to admission to screen out those youth whose mental status requires psychotropic medication interventions, who have a developmental disability as defined by an IQ less than 75 or classification as "Educable Mentally Handicapped" or "Trainable Mentally Handicapped," a need for intensive mental health treatment, reveals suicidal risk histories, a DSM-IV-TR diagnosis of substance abuse, substance dependence, poly substance dependence, substance intoxication or substance withdrawal, or indicates high-risk suicidal tendencies or history of self-injurious behavior.

(3) Within 24 hours of admission, a preadmission substance abuse screening test must be conducted or ordered by the department, with results of testing reviewed prior to admission to the STAR program.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.3091, 985.405 FS. Law Implemented 985.3091(2), (7)(a) FS. History--New 9-29-06.

#### 63EER06-47 Admission Procedures.

(1) Youth will be placed in a STAR program within the judicial circuit where they were adjudicated, or if there is no STAR program in that circuit, they may be placed in the closest judicial circuit that has a STAR program.

(2) Program directors of STAR programs shall coordinate with the department's regional commitment management staff the admissions and release of youth to and from the STAR program.

(3) Prior to a youth being transported to the receiving STAR program, the sending region shall ensure the commitment package is in order and contains all required documents, to include but not be limited to:

(a) Department generated facesheet, including youth demographics;

(b) Current commitment order;

(c) Pre-disposition report;

(d) Summary of commitment conference; and

(e) The youth's individual healthcare record, if it exists from a prior commitment program or detention placement. The following documents shall be included in the individual healthcare record, or in the commitment packet if the individual healthcare record has not been created:

1. Current document indicating parental consent for evaluation and treatment (a signed copy of the department's Authority for Evaluation and Treatment);

2. Comprehensive physical assessment and EKG report;

3. Hard copy immunization records; and

4. Tuberculosis skin test results, unless contraindicated.

(4) The STAR program shall conduct a physical examination and substance abuse screening during admission.

(5) STAR program directors shall ensure that program staff make diligent efforts to notify the parents or guardians within 24 hours of a youth's admission into the program. Attempts to contact the family shall be documented. If contact is not made within 48 hours, the program staff shall request the youth's Juvenile Probation Officer to make the contact. In addition, a letter signed by the program director shall be sent to the parents or guardians within 48 hours of the youth's arrival at the program. The letter shall include a description of the individual program and its special characteristics, including program rules, visiting procedures and telephone procedures.

(6) Committing judges shall be sent a letter within five days of a youth's arrival indicating the youth's admission.

(7) The probation officer and Post-residential Services Counselor shall be notified in writing within five days of a youth's arrival.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.3091, 985.405 FS. Law Implemented 985.3091(2), (7) FS. History--New 9-29-06.

#### 63EER06-48 Program Orientation.

(1) The STAR program shall conduct orientation for youth admitted to the program.

(2) The program orientation shall include, but not be limited to the following:

(a) A program daily schedule;

(b) A written, easily understandable statement, and a verbal description of youth rights and grievance procedures, including how to report abuse shall be given to the youth at the time of admission;

(c) An introduction to the STAR program concept;

(d) Explanation of program rules, disciplinary procedures and consequences, which result from the violation of program rules;

(e) A review of dress code, hygiene and grooming requirements; and

(f) Explanation of sick call procedures and access to health care services, including health care in emergency situations.

(3) Program orientation and receipt of rules shall be documented with signatures of both the youth and staff.

(4) The signed copy of the orientation and rules receipt shall be placed in the youth's file and a copy given to the youth to be kept in his or her possession.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.3091, 985.405 FS. Law Implemented 985.3091(3) FS. History—New 9-29-06.

#### 63EER06-49 Program Components.

(1) The STAR program shall contain the following program components or services:

(a) Participation in physical training exercises, which are designed to develop optimum physical conditioning of the youth. The physical conditioning may include the use of an obstacle course;

(b) Educational and vocational services, designed to meet youth abilities, specialized needs and interests;

(c) Community service or work assignments of a productive nature;

(d) Personal development counseling, which shall include training in good decision-making, development of social adjustment skills, and life and job skills education. Counseling services shall also be provided to replace criminal thinking, beliefs and values with pro-social thinking, beliefs and values;

(e) Mental health and substance abuse counseling and services shall be provided, including alcohol and other drug abuse awareness, education, treatment or referral to treatment for youth in need of such services; and

(f) Health care services, sick call and acute and chronic medical treatment provided by the Designated Health Authority, a Physician Assistant (PA) licensed under Chapter 458 or 459, F.S., an Advanced Registered Nurse Practitioner (ARNP) licensed and certified under Chapter 464, F.S., or a Registered Nurse licensed under Chapter 464, F.S., at the level appropriate to their training.

(2) While the youth is in the program, assessment shall be made for conditional release, providing for the youth's transition back to his or her home community.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.3091, 985.405 FS. Law Implemented 985.3091(3), (4) FS. History—New 9-29-06.

#### 63EER06-50 Behavior Management.

(1) The program's behavior management system shall be clear, emphasizing youth rights, encouraging pro-social behaviors and consequences for violations. The behavior management system shall provide a system of privileges and consequences to encourage youth to fulfill programmatic expectations.

(2) The behavior management system shall clearly state the consequences for violation of program rules. The youth shall have an opportunity to explain the questionable behavior for which behavioral consequences are being considered. Consequences shall have a direct correlation to the inappropriate behavior exhibited. It shall be clear to the youth that the corrective action taken is a logical consequence of his or her behavior. Behavior management consequences are limited to the following:

##### (a) Privilege suspension:

1. Privilege suspension includes denial of the use of the telephone, home visits, recreation or other special activities outside the program and in accordance with the program's written procedures. Withholding of telephone and visitation privileges shall not include depriving a youth access to his or her attorney, law enforcement, a representative of the clergy, the department's Central Communications Center, Department of Children and Families' Abuse Hotline or the Inspector General's Office.

2. Prior to any youth having a privilege suspended, the youth shall have the reason(s) for the suspension explained to him or her.

3. Privilege suspension shall not include the withholding of regular meals, clothing, sleep, health care services, mental health services, toileting facilities, hygiene necessities, school, exercise, correspondence privileges, or legal assistance.

4. All instances of privilege suspension shall be documented in the youth's individual record and in the program logbook, dated and signed by the staff implementing the discipline procedure, with the program logbook to be reviewed and signed by supervisory staff at least on a daily basis.

##### (b) Alternative training:

1. Alternative training measures shall be applied on a consistent basis as a behavior management tool, and shall be proportionate to the importance of the rule violation. Prior to alternative training the youth shall have the reasons for the imposition explained to him or her, and be given an opportunity to explain his or her behavior. The youth's rights shall be protected at all times during alternative training. Alternative training measures shall be documented in the program logbook, dated and signed by implementing staff and subsequently reviewed by supervisory staff on at least a daily basis, and all instances must be documented in the youth's individual record.

2. Any staff member of the STAR program has the authority to implement the following alternative training measures to youth:

a. Extra duty assignments;

b. Extra physical exercise limited to no more than 30 minutes. Staff shall intervene anytime a youth indicates that he or she is in pain and unable to perform as instructed. Anytime a staff member determines that the health or physical safety of a youth has been compromised or is potentially compromised, the staff member shall remove the youth immediately from all physical activities without prior approval from supervisory or health care staff. If the health care staff cannot determine the cause of the pain or discomfort, the youth shall be immediately transported to the emergency room; and

c. Verbal counseling directed at changing the youth's inappropriate behavior.

(c) Program restriction:

1. Program restriction is the loss of the earned privilege of leaving the program grounds for the purpose of participating in community activities except as it would restrict exercise of client rights such as school, religious observance, health and exercise needs.

2. Prior to any youth being placed on program restriction, the youth shall have the reason(s) for the restriction explained to him. The youth shall also be given an opportunity to explain his or her behavior.

3. Program restriction shall not exceed 30 days.

4. All instances of program restriction shall be documented in the program logbook, dated and signed by the staff implementing the restriction, with the program logbook to be reviewed and signed by supervisory staff at least on a daily basis.

(d) Room restriction:

1. Room restriction is the restriction of a youth to his or her room or other area designated by the program director to protect the safety of the youth. Room restriction shall be used only when a youth is dangerous to self or others or there is substantial evidence to indicate the youth is about to escape. The use of room restriction shall serve only a "cooling off" purpose and shall not exceed two hours without authorization from licensed medical or mental health professionals. Room restriction shall not exceed a total of four hours at any given time.

2. Prior to a youth being placed on room restriction, the youth shall have the reason(s) for the restriction explained to him or her. The youth shall also be given an opportunity to explain his or her behavior.

3. Meals, clothing, sleep, health care, prescribed medications, mental health services, toileting facilities, hygiene necessities, religious needs, or staff assistance shall not be denied to a youth on room restriction.

4. The staff member placing the youth on room restriction shall document the justification for room restriction.

5. When a youth is placed on room restriction, the staff member shall talk with the youth at least every 30 minutes in order to evaluate the need for continued restriction.

6. Youth on room restriction shall be visually observed (in person) by a staff member at least every 10 minutes.

7. Youth who have been assessed to be at risk of suicide shall be provided with continual sight and sound supervision and shall be referred for a mental health evaluation immediately.

8. Staff observations and contacts with the youth shall be documented in the program logbook, dated, and signed by the staff imposing the restriction, and subsequently reviewed and signed by supervisory staff on at least a daily basis. All instances must be documented in the youth's individual record.

(3) The use of harmful psychological intimidation techniques is prohibited in the STAR program.

(a) For the purpose of this section, the term "harmful psychological intimidation techniques" includes:

1. The threat of physical force or violence;

2. An intentional effort to humiliate or embarrass a child;

3. An intentional effort to diminish a child's self-confidence or otherwise psychologically break a youth's will; or

4. Any action that would be considered child abuse or neglect under Chapters 39 or 827, F.S.

(b) The term "harmful psychological intimidation techniques" does not include the following actions:

1. Direct and forceful communication to a child of program requirements or legitimate performance expectations prior to or during participation in program activities, including positive, active encouragement of children engaged in physical training exercises.

2. Communication necessary to inform a child of noncompliance with program requirements or appropriate actions to remediate such noncompliance.

3. Communication necessary to inform a child of poor performance or appropriate actions to remediate such poor performance.

4. Communications or other actions necessary to maintain order or safety in a program.

5. Any lawful and reasonable communications that are permissible for parents, other juvenile justice programs, school officials, or other adults who have custody of or supervisory responsibilities for youth.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.3091, 985.405 FS. Law Implemented 985.3091(3), (7) FS. History—New 9-29-06.

63EER06-51 Operational Inspections.

(1) Evaluations under Section 985.412(5), F.S., of each STAR program shall be conducted quarterly during the first year of the program's operation. Thereafter, if the program met



the minimum thresholds during its most recent evaluation, the program shall be evaluated at least once annually. If a sheriff's training and respect program fails to meet the minimum thresholds, the department shall cancel the contract for the program.

(a) Immediately, if the program has a deficiency in a critical life safety aspect of its operations, or has failed to train its staff as required.

(b) If the program fails to achieve compliance with the minimum thresholds within three months, unless there are documented extenuating circumstances.

(2) Upon cancellation of a contract under subsection (1), the program's operations shall immediately cease and the department shall immediately discontinue any state payments to the program.

EFFECTIVE DATE: September 29, 2006.

Specific Authority 985.3091, 985.405 FS. Law Implemented 985.3091(8) FS. History--New 9-29-06.

#### 63EER06-52 Program Administration.

(1) The program's administration shall include, but is not limited to:

##### (a) Rule and contract compliance:

1. The inspection shall include operational compliance with admission criteria and screening, behavior management sanctions and privileges.

2. A contractual STAR program will comply with the terms and conditions as identified in the contract.

##### (b) Safety and security:

1. The STAR program shall ensure the safety and security of staff and youth, conduct security inspections and checks, and provide preventive maintenance and control of safety and security equipment.

2. The program shall develop escape prevention and escape response plans.

3. Youth at the program shall be interviewed by regional program monitors at least quarterly regarding their safety and security at the program. The interviews shall address availability of services, abuse allegations, grievances, access to treatment services, and overall treatment.

4. Departmental staff shall meet with STAR program directors to review Protective Action Response reports for trends and conditions that would indicate staff are engaging in excessive or inappropriate use of force.

##### (c) Treatment:

1. The STAR program shall provide youth treatment and activities, youth work assignments, physical training, delivery of specialized treatment services, and youth case management.

2. The program shall provide for visitation and family involvement, correspondence and telephone communications for the youth in the program.

3. The program shall include academic and vocational activities, life and job skills, and appropriate decision making training for the youth.

##### (d) Behavior management:

1. The program shall implement a behavior management system, which includes consequences, sanctions and privileges for youth.

2. The behavior management system shall not deny a youth meals, clothing, sleep, education, exercise or physical and mental health services.

##### (e) Medical:

1. The program shall implement access to and the delivery of medical, substance abuse and mental health services and assessments.

2. The program shall have a written suicide prevention and suicide response plan.

3. The program shall have a Designated Health Authority, who comes on site weekly to perform administrative duties and healthcare services that are beyond the scope of the nurse's training.

4. The program shall provide for medication storage, medical documentation, medication monitoring and distribution; sick call and medical appointments; "medical and mental health alerts"; management of health and mental health records and information; and control of infectious and communicable diseases.

5. Anytime the health care staff determines that the health or physical safety of a youth has been compromised or is potentially compromised, they shall remove the youth from all physical activities without prior approval from program staff. Staff shall intervene anytime a youth indicates that he or she is in pain and unable to perform as instructed. Anytime a staff member determines that the health or physical safety of a youth has been compromised or is potentially compromised, the staff member shall remove the youth immediately from all physical activities without prior approval from supervisory or health care staff. If the health care staff cannot determine the cause of the pain or discomfort the youth should be immediately transported to the emergency room.

6. Health care services must be provided daily from 7:00 a.m. to 9:00 p.m. by a Registered Nurse licensed under Chapter 464, F.S. Around-the-clock, on-call access to the Designated Health Authority, Physician Assistant (PA), or Advanced Registered Nurse Practitioner (ARNP) must be available at all other times.

7. All STAR program staff shall be CPR and First Aid certified.

8. All STAR programs shall have Automated External Defibrillators (AEDs) on site within 12 months of opening and at least one staff person on every shift shall be AED certified.

##### (f) Administration:

1. The program shall have a written mission statement.

2. Requirements for the prominent display of the telephone number of the statewide abuse registry and for immediate access by children in the program, upon request, to a telephone for the purpose of contacting the statewide abuse registry, the public defender's office, his or her attorney, or a law enforcement agency.

(2) All usage of PAR must be documented in accordance with Rule 63H-1.007, F.A.C.

(3) All alleged violations of PAR shall be reviewed by the department's Inspector General.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.3091, 985.405 FS. Law Implemented 985.3091(3)-(5), (7), (9) FS. History—New 9-29-06.

63EER06-53 Staff Training Requirements.

(1) All STAR program staff must complete, at a minimum, the following training requirements within 90 calendar days of that staff person's hiring date:

(a) Administrative staff must successfully complete 120 contact hours of department-approved training. A training plan must be approved by the department's Bureau of Staff Development and Training.

(b) Direct care staff who are Criminal Justice Standards and Training Commission (CJSTC) certified correctional, correctional probation or law enforcement officers under Chapter 943, F.S., will adhere to the requirements of Rule 63H-1.016, F.A.C.

(c) Direct care staff who are not certified correctional, correctional probation or law enforcement officers under Chapter 943, F.S., are to be certified in Protective Action Response and to successfully complete 200 contact hours of department approved training, which must include, but not be limited to:

1. State and federal laws relating to child abuse;
2. Adolescent behavior;
3. Behavior management;
4. Mental health issues;
5. Suicide prevention;
6. Health care;
7. Communication skills-interpersonal and verbal de-escalation skills;
8. Human diversity;
9. Cardiopulmonary resuscitation (CPR)/First Aid certification;
10. Safety;
11. Security; and
12. Emergency procedures.

(2) All department approved training courses must be taught by one or more persons who are certified as, or who have completed the necessary education and training to be, an instructor for the course being taught. A training course in

counseling techniques must be taught by a person who has at least a bachelor's degree in social work, counseling, psychology or a related field.

(3) Prior to successful completion of these training requirements, a STAR program direct care staff must be directly supervised by a person who has successfully completed the training requirements in this section.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.3091, 985.405 FS. Law Implemented 985.3091(6), (9) FS. History—New 9-29-06.

63EER06-54 Youth Release or Transfer.

(1) The program shall notify the department regarding the removal of a youth from the program if the youth becomes unmanageable or ineligible for the program due to changes in his or her physical, psychological or substance abuse profile. Preliminary notification to the department shall occur immediately if a youth has a change in physical or mental health status that warrants a:

- (a) Referral to a medical specialist;
- (b) Referral offsite for any imaging other than an x-ray;
- (c) Surgical procedures; or
- (d) Involuntary commitment (Baker Act).

(2) Prior to the release or transfer of a youth from the STAR program, the youth:

(a) Must have a physical examination performed by a licensed physician, physician assistant, or a licensed and certified Advanced Registered Nurse Practitioner. Any evidence of abuse as defined in Section 39.01(2), F.S., must be documented and immediately reported by the examiner to the statewide abuse registry and the department.

(b) Must sign an exit statement upon transfer from the residential component to the aftercare component indicating whether his or her rights were observed and whether he or she was subjected to any abuse or harmful psychological intimidation techniques. Any allegation by the youth that:

1. He or she was subjected to abuse while in the STAR program must be investigated by the department and the Department of Children and Family Services under Section 39.302, F.S.

2. His or her rights were not observed or that he or she was subjected to harmful psychological intimidation techniques or to violations of the department's Protective Action Response rule must be investigated by the department's Inspector General.

(c) The STAR program shall deliver a copy of each youth's exit statement at the time it is executed to:

1. The department either by facsimile or electronic mail.
2. The statewide abuse registry if it contains any allegation of abuse as defined in Section 39.01(2), F.S.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.3091, 985.405 FS. Law Implemented 985.3091(7), (10) FS. History–New 9-29-06.

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

EFFECTIVE DATE: September 29, 2006

**DEPARTMENT OF JUVENILE JUSTICE**

**Staff Training**

<b>RULE NOS.:</b>	<b>RULE TITLES:</b>
63HER06-28	Purpose and Scope
63HER06-29	Definitions
63HER06-30	Authorized Levels of Response
63HER06-31	Authorized Techniques
63HER06-32	Authorized Mechanical Restraints
63HER06-33	Supervision of Youth in Mechanical Restraints
63HER06-34	Documentation and Retention of Records
63HER06-35	Medical Requirements for Training
63HER06-36	Certification
63HER06-37	Cross-Over Training
63HER06-38	Rehired Employee Training
63HER06-39	Annual Training Requirement
63HER06-40	Testing Requirements
63HER06-41	Training Instructor Qualifications
63HER06-42	Training Instructor Certification Renewal
63HER06-43	Law Enforcement Operations and Partnerships

SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC, HEALTH, SAFETY OR WELFARE: The 2006 Legislature passed House Bill 5019, which became law on May 31, 2006, as Chapter 2006-62, Laws of Florida. The law establishes Sheriff’s Training and Respect (STAR) programs beginning on the July 1, 2006 effective date. The law required the programs to follow the Department of Juvenile Justice’s Protective Action Response (PAR) policy established by Department rule, and authorized the Department to utilize emergency rulemaking procedures. Emergency Rules 63HER06-1 through 63HER06-16 timely implemented PAR for the opening of the STAR program, but those rules will expire on September 28, 2006. Because permanent rules are not yet finalized, amended Emergency Rules 63HER06-28 through 63HER06-43 are necessary to ensure the safety and welfare of youths in STAR programs.

REASONS FOR CONCLUDING THAT THE PROCEDURE USED IS FAIR UNDER THE CIRCUMSTANCES: Emergency Rules 63HER06-1 through 63HER06-16 will expire on September 28, 2006. The permanent rules that will take their place have required extensive amendment, necessitating unexpected delay. Emergency Rules 63HER06-28 through 63HER06-43 incorporate the

amendments that will be included in the permanent rules, and are thus the product of the workshops and hearings that have been conducted on their permanent rule counterparts. A separate hearing on these emergency rules was noticed in the September 15, 2006, Florida Administrative Weekly, and was held on September 22. The draft emergency rules were posted on the Department’s website.

SUMMARY OF THE RULE: These sixteen rule sections establish Protective Action Response (PAR) as the only authorized verbal and physical intervention program to be trained and utilized by direct care staff in state operated or contracted facilities and programs, including those such as STAR programs which are operated by law enforcement under contract with the Department. The rule defines PAR interventions including the use of mechanical restraints, and establishes PAR training and curriculum.

THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULES IS: Clyde Benedix, Policy Development Officer, Department of Juvenile Justice, Office of Administration, 2737 Centerview Drive, Ste. 312, Tallahassee, FL 32399-3100, phone number (850)921-4116

THE FULL TEXT OF THE EMERGENCY RULES IS:

63HER06-28 Purpose and Scope.  
This rule establishes a statewide framework to implement procedures governing the use of verbal and physical intervention techniques and mechanical restraints. Protective Action Response (PAR), as authorized by the department, shall be the verbal and physical intervention program trained and utilized by direct care staff in state-operated and contracted facilities and programs.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.4055, 985.405 FS. Law Implemented 985.4055 FS. History–New 9-29-06.

63HER06-29 Definitions.  
(1) Active Resistance – Youth makes physically evasive movements to defeat an employee’s attempts to control; for example, bracing, or attempting to push or pull away from an employee.

(2) Actively Engaged – An employee is participating in the practical performance or application of any one of the approved physical intervention techniques or mechanical restraints.

(3) Administrator – One whose primary responsibility is overseeing the daily operations of a facility, program or probation circuit.

(4) Aggravated Resistance – Youth makes overt, hostile, attacking movements with or without a weapon with the apparent intent and apparent ability to cause death or great bodily harm to the employee, self, or others; for example, striking with a stick, banging head against the wall, or swinging a razor blade.

(5) CJSTC – Criminal Justice Standards and Training Commission.

(6) Combative Resistance – Youth makes overt, hostile, attacking movements that may cause injury.

(7) Control Techniques – Techniques used to control and/or move a youth from point A to point B with minimum effort by the employee in order to gain and retain control over the youth.

(8) Countermoves – Techniques that impede a youth's movement toward an employee or others; for example, blocking, distracting, evading, redirecting, or avoiding.

(9) Designated Health Authority – A physician who holds an active license under Chapters 458 or 459, F.S.

(10) Dialogue – A two-way, controlled, non-emotional communication between the employee and the youth aimed at problem identification and/or resolution.

(11) Direct Care – Having direct contact with youth for the purpose of providing care, supervision, custody, or control in a detention facility, delinquency program, or commitment program within any restrictiveness level, operated by the department or by a provider under contract with the department.

(12) Facility – A contracted or state-operated secure environment that provides custody, care, or confinement of youth alleged or found to have committed a violation of law. This includes, but is not limited to, secure detention, law enforcement operated facilities, and residential commitment programs.

(13) Facility Employee – Any employee who exercises direct care in a facility.

(14) Hard Mechanical Restraints – Restraint devices constructed from inflexible material; for example, metal handcuffs, leg cuffs, and waist chains.

(15) Individual Health Care Record – The compilation of all records related to a youth's medical, dental and mental health.

(16) Master PAR Instructor – An advanced, qualified instructor who assists and monitors PAR instructors in maintaining quality delivery of PAR training and evaluation for PAR certification.

(17) Mechanical Restraints – This includes hard and soft mechanical restraints as defined in this rule.

(18) Mechanical Restraints Supervision Log – The form used to document a facility employee's use of mechanical restraints as a result of a Level 3 response, as defined in subsection 63H-1.003(3), F.A.C. The Mechanical Restraints Supervision Log (revised 6/01/06) is incorporated by reference, and is available at the department's website ([http://www.djj.state.fl.us/forms/sd/mechanical\\_restraints\\_supervision\\_log.pdf](http://www.djj.state.fl.us/forms/sd/mechanical_restraints_supervision_log.pdf)).

(19) PAR Medical Release – The form signed and dated by a licensed physician that authorizes an employee to perform the physical intervention techniques that were checked on the

Medical Status form. The PAR Medical Release (revised 8/15/03) is incorporated by reference, and is available at the department's website ([http://www.djj.state.fl.us/forms/sd/par\\_medical\\_release.pdf](http://www.djj.state.fl.us/forms/sd/par_medical_release.pdf)).

(20) PAR Medical Status – The form signed and dated by a licensed physician that identifies the physical intervention techniques listed on the applicable PAR Training Plan an employee cannot perform and why. The PAR Medical Status (revised 6/01/06) is incorporated by reference, and is available at the department's website ([http://www.djj.state.fl.us/forms/sd/par\\_medical\\_status.pdf](http://www.djj.state.fl.us/forms/sd/par_medical_status.pdf)).

(21) PAR Medical Review – The evaluation deemed necessary as a result of the Post PAR Interview.

(22) Passive Resistance – The youth physically refuses to comply or respond. The youth does not attempt to physically defeat the actions of the employee but refuses to obey all verbal directives.

(23) Post PAR Interview – The interview conducted by the Administrator or designee following a Level 2 or Level 3 response.

(24) Program – A contracted or state-operated non-residential environment providing supervision of youth who have been identified to receive services within the community. This includes, but is not limited to, probation, non-secure detention, home detention, juvenile assessment centers, Intensive Delinquency Diversion Services (IDDS) programs, conditional release programs, screening and intake units, and day treatment programs. This does not include prevention programs.

(25) Program Employee – Any employee who exercises direct care for a program.

(26) PAR – The department-approved verbal and physical intervention techniques and the application of mechanical restraints used in accordance with this rule, the Protective Action Response Escalation Matrix, and PAR training curricula.

(27) PAR Certification – This applies to an employee who has successfully completed PAR training as described in this rule. Only employees who are PAR trained are authorized to use PAR.

(28) PAR Escalation Matrix – The document that provides guidance as to the authorized level of response based upon the youth's level of resistance. This document articulates the five levels of resistance that may be displayed by a youth and the levels of response employees are authorized to use. The PAR Escalation Matrix (revised 6/01/06) is incorporated by reference, and is available at the department's website ([http://www.djj.state.fl.us/forms/sd/par\\_escalation\\_matrix.pdf](http://www.djj.state.fl.us/forms/sd/par_escalation_matrix.pdf)).

(29) PAR Incident Report – The form used to document the occurrence of an event where an employee has used one of the enumerated physical intervention techniques. The PAR

Incident Report (revised 6/01/06) is incorporated by reference, and is available at the department's website ([http://www.djj.state.fl.us/forms/sd/par\\_incident\\_report.pdf](http://www.djj.state.fl.us/forms/sd/par_incident_report.pdf)).

(30) PAR Performance Evaluation Forms – These forms are used to measure an employee's or PAR Instructor's ability to perform verbal and physical intervention techniques and apply mechanical restraints. The following forms are incorporated by reference and are available at the department's website listed below respectively:

(a) PAR Performance Evaluation – State operated facility/Contracted detention/ and Law Enforcement operated facility staff (revised 6/01/2006) ([http://www.djj.state.fl.us/forms/sd/par\\_performance\\_evaluation\\_state\\_operated.pdf](http://www.djj.state.fl.us/forms/sd/par_performance_evaluation_state_operated.pdf)).

(b) PAR Performance Evaluation – Contracted facility staff (revised 6/01/2006) ([http://www.djj.state.fl.us/forms/sd/par\\_performance\\_evaluation\\_contracted.pdf](http://www.djj.state.fl.us/forms/sd/par_performance_evaluation_contracted.pdf)).

(c) PAR Performance Evaluation – Program staff (revised 8/15/2003) ([http://www.djj.state.fl.us/forms/sd/par\\_performance\\_evaluation\\_program\\_staff.pdf](http://www.djj.state.fl.us/forms/sd/par_performance_evaluation_program_staff.pdf)).

(d) PAR Performance Evaluation – PAR Instructors (revised 6/01/2006) ([http://www.djj.state.fl.us/forms/sd/par\\_performance\\_evaluation\\_instructor.pdf](http://www.djj.state.fl.us/forms/sd/par_performance_evaluation_instructor.pdf)).

(31) PAR Training Plan forms – These forms identify the specific techniques that program and facility employees shall be trained to use. The identified techniques are the only techniques employees are authorized to use (except where provided in Rule 63H-1.003 and .004, F.A.C.). The PAR Training Plan - Contracted facility staff form is incorporated by reference and is available at the department's website ([http://www.djj.state.fl.us/forms/sd/par\\_training\\_plan.pdf](http://www.djj.state.fl.us/forms/sd/par_training_plan.pdf)).

(32) Soft Mechanical Restraints – Restraint devices that are made with flexible materials; for example, Velcro, nylon flex cuffs (also known as zip cuffs), and leather.

(33) Takedowns – Techniques that redirect a youth to the ground in a controlled manner in order to limit the youth's physical resistance and to facilitate the application of a restraint device, if needed.

(34) Touch – Employee uses a familiar touch when directing, or a custodial touch prior to escalating to a higher response level.

(35) Verbal Directions – Employee tells or commands a youth to engage in, or refrain from, a specific action or non-action.

(36) Verbal Resistance – Youth verbally refuses to comply with an employee's verbal attempts to control the situation.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.4055, 985.405 FS. Law Implemented 985.4055 FS. History–New 9-29-06.

#### 63HER06-30 Authorized Levels of Response.

(1) LEVEL 1 RESPONSE – This level of employee response consists of verbal intervention techniques and shall be utilized in response to all levels of resistance by the youth.

Verbal intervention techniques shall be the initial response by an employee to resistance by a youth except where physical intervention techniques are necessary to prevent: physical harm to the youth, employee or another person; property damage; or the youth escaping or absconding from lawful supervision.

(2) LEVEL 2 RESPONSE – In this level of response, verbal attempts to diffuse a youth or situation have been exhausted, and the youth has initiated passive, active, combative, or aggravated resistance. Physical intervention techniques may encompass the use of touch, countermoves, control techniques, or takedowns as described in Rule 63H-1.004, F.A.C.

(3) LEVEL 3 RESPONSE – This level of response involves the use of mechanical restraints. The use of mechanical restraints is authorized in situations where a youth has initiated active, combative, or aggravated resistance, and in situations where a youth poses a physical threat to self, employees, or others. Rules 63H-1.005-.007, F.A.C., explain the duties and responsibilities of employees when using mechanical restraints. Rule 63H-1.004, F.A.C., describes the authorized mechanical restraint techniques for facility employees.

(4) All responses shall be commensurate with the youth's level of resistance according to the PAR Escalation Matrix and this rule.

(a) Additionally, responses shall only be used when reasonably necessary to control youth and only after all reasonable alternatives have been exhausted, including verbal persuasion, warnings, and verbal intervention techniques; or when the alternatives are considered inappropriate due to the rapid escalation of dangerous behavior.

(b) Prior authorization for the use of physical intervention techniques and mechanical restraints shall be obtained from the supervisor or acting supervisor unless doing so could result in physical harm to the youth, employee or another person, property damage, or the youth escaping or absconding from lawful supervision.

(c) PAR certified employees shall immediately report the following intervention actions to their immediate supervisor or acting supervisor, and these incidents shall be documented per Rule 63H-1.007, F.A.C.:

1. Level 2 responses including counter moves, control techniques, and takedowns.

2. Level 3 applications of soft or hard mechanical restraints.

(d) In the event a youth is armed with a weapon or firearm and there is imminent danger of bodily harm or death, facility and program employees shall, if possible, isolate or contain the youth and request emergency assistance from law enforcement if application of the PAR Escalation Matrix is insufficient to control the youth.

(e) If a youth is in the process of inflicting grave bodily harm, or possible death, upon others or self, facility and program employees shall immediately contact law enforcement. Employees are authorized to use reasonable and necessary means to stabilize the situation.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.4055, 985.405 FS. Law Implemented 985.4055(2)(a) FS. History—New 9-29-06.

63HER06-31 Authorized Techniques.

(1) Protective Action Response, as authorized by the department, shall be the verbal and physical intervention program trained and utilized by direct care staff in state-operated and contracted facilities and programs.

(2) On or before August 31, 2006, existing contracted facilities shall submit a new PAR Training Plan to the Assistant Secretary of Staff Development and Training or designee through the department's Regional Director or designee, and thereafter notice of any change to this plan shall be submitted as described above within 30 calendar days of the changes' effective date. Newly contracted facilities, except contracted detention facilities, shall submit their PAR Training Plan as described above no less than 30 calendar days prior to becoming operational. The PAR Training Plan for contracted facility employees shall specify the following:

(a) All Stance and Body Movement techniques.

1. Reactionary Gap
2. Danger Zone
3. Interview Stance
4. Ready Stance
5. Approach

(b) All Countermoves.

1. High Block
2. Mid-range – Straight Arm Blows
3. Mid-range – Roundhouse Blows
4. X Block
5. Leg Raise
6. Evasive Sidestep (with and without redirection)
7. Wrist Releases
8. Front Choke Releases
9. Bear Hug Releases
10. Bite Escape
11. Headlock Escape
12. Full Nelson Escape
13. Double Arm Lock Escape
14. Hairpull Escapes
15. Ground Defense

(c) At a minimum, one (1) Touch technique.

1. Straight Arm Escort (Extended and Close)
2. Supportive Hold: Stage 1

(d) At a minimum, four (4) Control techniques, one of which must be Ground Control.

1. Ground Control
2. Basket Hold
3. Arm Bar
4. Arm Control
5. Wrap-around
6. Team Arm Control
7. Supportive Hold: Stages 2 & 3

(e) At a minimum, three (3) Takedown techniques.

1. Straight Arm to a Takedown
2. Basket Hold to a Takedown
3. Arm Bar to a Takedown
4. Wrap-around to a Single Person Takedown
5. Wrap-around to a Team Takedown
6. Supportive Hold to a Takedown: Stages 4 & 5
7. Immediate Team Takedown

(f) The following uses of Mechanical Restraints: standing front handcuffing and uncuffing, one (1) rear handcuffing technique (standing or prone), and one (1) leg cuffing and uncuffing technique (kneeling position or hands on wall). Other uses of mechanical restraints, if authorized under Rule 63H-1.005, F.A.C., may also be specified.

(g) Searches.

(h) The Wrap Around Control technique, and the Wrap Around to a Takedown technique will not be used on pregnant youth.

(3) The PAR Training Plan for State-Operated facility employees, Law Enforcement Operated employees, and Contracted Detention employees shall specify the following:

(a) All Stance and Body Movement techniques.

(b) All Countermoves.

(c) Searches.

(d) The Straight Arm Escort – Extended and Close Positions.

(e) All Control techniques, except Supportive Hold Control.

(f) All Takedowns, except Wrap-Around to a Single Person Takedown, Wrap-Around to a Team Takedown, and Stages 4 and 5 of Supportive Hold to a Takedown.

(g) Handcuffs and Leg Cuffs.

(h) The Wrap Around Control technique will not be used on pregnant youth.

(4) Direct Care employees in law enforcement operated facilities having been dually certified in the PAR Escalation Matrix, and the CJSTC Response to Resistance Matrix shall be authorized to use the approved CJSTC tactics as outlined on the Response to Resistance Matrix when reasonably necessary to control a youth after the youth exhibits combative resistance as defined in this rule or aggressive physical resistance as defined in CJSTC standards as overt, hostile, attacking

movements that may cause injury, but are not likely to cause death or great bodily harm), and after PAR Escalation Matrix techniques have been exhausted; or when the alternatives are considered inappropriate due to the rapid escalation of dangerous behavior. The CJSTC Response to Resistance Matrix (CJSTC Form 85, 2/7/02) is incorporated by reference, and is available from the Assistant Secretary for Staff Development at 2737 Centerview Drive, Alexander Building, Suite 1416, Tallahassee, Florida 32399. This rule does not authorize the use of, and specifically prohibits direct care employees, whether dually certified or PAR certified, from using:

(a) A Taser on a youth;

(b) Aerosol or chemical agents, including but not limited to oleoresin capsicum spray;

(c) Ammonia capsules, unless required for medical treatment of the youth by a licensed medical professional;

(5) The PAR Training Plan for Program employees shall specify:

(a) All Stance and Body Movement techniques; and

(b) All Countermoves.

(6) PAR certified facility and program employees shall only use the techniques that are specified on the applicable PAR Training Plan, and PAR certified facility employees shall only use the mechanical restraints that are specified on the applicable PAR Training Plan.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.4055, 985.405 FS. Law Implemented 985.4055(2)(a) FS. History—New 9-29-06.

#### 63HER06-32 Authorized Mechanical Restraints.

(1) The department authorizes the use of only those mechanical restraints addressed in this rule. All mechanical restraints shall be designed and manufactured for the specific purpose of secure transport or restraint.

(2) Authorized mechanical restraints to be used within a facility are as follows: handcuffs, leg restraints, restraint belt, soft restraints, and waist chains.

(a) Handcuffs. The availability and versatility of handcuffs make their use practical in most restraint situations. Handcuffs are light, flexible, and easy to apply. Standard handcuffs, used by most law enforcement agencies, are approved for use.

(b) Restraint Belt. A restraint belt may be used with handcuffs when added security is needed. The restraint belt is a leather or nylon belt that is secured behind the back of the youth with an independent lock, buckle, or Velcro fastener. The belt is fashioned so that handcuffs secured to the front of the belt provide an alternative to restraining a youth's hands in the behind-the-back position.

(c) Leg restraints. Leg restraints are similar to handcuffs, but usually have a 15-inch chain separating the restraints. Leg restraints are typically used in conjunction with handcuffs to restrict the movement of the feet and legs.

(d) Soft restraints. Soft restraints, such as nylon flex cuffs (also known as zip cuffs), or Velcro or leather devices, are authorized for use as an alternative to hard restraints.

(e) Waist chains. Waist chains are designed to limit arm movement and keep hands visible at all times by securing them at the youth's waist. Waist chains are typically used only for transportation. There are two basic types: a nickel plated chain, usually 60 inches long with a sturdy cuff clip to permit quick attachment of handcuffs; or a similar chain with handcuffs permanently attached.

(3) The use of mechanical restraints, and the circumstances surrounding their use, shall be carefully reviewed and regularly monitored by the regional office to ensure compliance with this rule (see paragraph 63H-1.007(2)(b), F.A.C.

(4) Mechanical restraints are authorized for use while transporting youth.

(5) There are two authorized methods to use when handcuffing a youth: hands in front of the youth, and hands behind the youth's back.

(6) All facilities, except low and moderate risk facilities, shall use mechanical restraints to transport youth. Leg restraints and front handcuffing shall be used to transport. The use of handcuffs and leg restraints is not required when transporting youth residing in low and moderate-risk facilities except when a youth has demonstrated that he or she cannot be transported by less restrictive methods, and has been assessed as a security risk.

(7) Prohibited use of mechanical restraints includes the use of neck restraints, the restraint chair, and the securing of youth to a fixed object.

(8) No more than two youth may be chained or handcuffed together.

(9) A youth's legs and hands may be secured together in the front with the use of waist chains or a restraint belt, in which case the length of the chain securing the youth's legs and hands together shall not prohibit the youth from standing in a full upright position. Securing a youth's legs and hands together behind the youth's back is prohibited.

(10) If handcuffs are used on pregnant youth, they shall be cuffed in front. Leg restraints, waist chains, and the restraint belt shall not be used on pregnant youth.

(11) Except as provided herein, during transports all violent and escape risk youth shall be handcuffed with their hands in front with the use of a restraint belt or waist chains; or the hands shall be cuffed behind the back.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.4055, 985.405 FS. Law Implemented 985.4055(2)(a) FS. History—New 9-29-06.



63HER06-33 Supervision of Youth in Mechanical Restraints.

(1) Youth secured in mechanical restraints pursuant to Rule 63H-1.003, F.A.C., shall be supervised in accordance with this section.

(2) At no time will a youth be left without constant, full, and direct visual supervision by an employee. The youth shall not be placed in an upper bunk or in any position that does not permit constant, full, and direct visual supervision. Youth shall not be stripped of their clothing.

(3) Employees responsible for providing constant, full, and direct visual supervision shall have physical possession of the key to unlock the mechanical restraints.

(4) While a youth is placed in mechanical restraints, employees shall:

(a) Employ verbal intervention techniques designed to de-escalate the need for mechanical restraints.

(b) Continually monitor the youth's level of resistance, aggressiveness, and willingness to comply with instructions to determine whether removal of restraints is safe and advisable.

(c) Conduct breathing and circulation checks at ten-minute intervals. These ten-minute checks shall be documented on the Mechanical Restraints Supervision Log.

(5) If a restrained youth continues to exhibit negative, hostile, and/or aggressive behavior so that removal of mechanical restraints is unsafe, the supervisor or acting supervisor shall interview the youth and decide if it is safe to remove the mechanical restraints. This interview shall occur no more than 30 minutes after the youth is placed in restraints. If it is decided that it is unsafe to remove the restraints, the supervisor or acting supervisor shall document the decision on the Mechanical Restraints Supervision Log. If authorization is obtained from the Superintendent, Residential Program Director, or designee to continue the use of restraints, another interview shall occur no more than one (1) hour after the youth was placed in restraints. Each time the decision is made that it is unsafe to remove the restraints, the decision shall be documented as described above.

(6) Authorization Requirements:

(a) A youth may remain in mechanical restraints up to 60 minutes with the supervisor's or acting supervisor's authorization.

(b) In order to keep the youth in mechanical restraints for 60 to 120 minutes, the supervisor or acting supervisor shall obtain authorization from the Superintendent, Residential Program Director, or designee who shall first consult with a licensed medical and/or mental health professional before authorizing additional time. This authorization shall be obtained within the initial 60-minute timeframe. This consultation and authorization shall be documented on the Mechanical Restraints Supervision Log by specifying the name of the professional who was consulted, the time contacted, and the amount of time authorized.

(c) In order to keep the youth in mechanical restraints beyond 120 minutes, the same procedures apply as described in paragraph (b) above for each subsequent 60-minute timeframe.

(7) If at any point during the restraint it is determined that transportation to an appropriate treatment center is necessary, the supervisor or acting supervisor shall request verbal authorization from the Superintendent, Residential Program Director, or designee to initiate procedures to transport the youth. This verbal authorization and the time the authorization was received shall be documented on the Mechanical Restraints Supervision Log. The licensed medical or mental health professional may come to the facility or the youth may be transported to an appropriate treatment center.

(8) If a youth is being transported to a mental health facility, the facility shall be telephoned in advance that the youth is being transported.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.4055, 985.405 FS. Law Implemented 985.4055(2)(a) FS. History--New 9-29-06.

63HER06-34 Documentation and Retention of Records.(1) Documentation:

(a) A PAR Report shall be completed after an incident involving the use of countermoves, control techniques, takedowns, or application of mechanical restraints.

(b) The employees who were engaged with the youth shall complete the PAR Report and shall complete it no later than the end of the employee's workday.

(c) When mechanical restraints are used as a result of a level 3 response, the Mechanical Restraints Supervision Log shall be completed.

(d) All reports of incidents in which employees are trained in the use of CJSTC techniques shall be completed according to the facility's reporting documentation procedures.

(2) Review and Retention of Records:

(a) The PAR Incident Report shall be reviewed by the administrator or designee within 72-hours of the incident, excluding weekends and holidays.

(b) A monthly summary of all PAR Incident Reports shall be submitted to the regional director or designee within two weeks of the end of each month.

(c) Post PAR Interview: The administrator or designee shall interview the youth. The purpose of the interview is to determine if a youth has any physical complaints, any visible injuries, is unable to answer questions appropriately, is not fully alert, appears short of breath or distressed in any way, or demonstrates anything else of concern to the interviewer, then a PAR Medical Review is mandatory. This interview must be conducted as soon as possible, but no longer than thirty minutes after the incident. The findings of the interview shall be placed in the youth's individual health care record, and



labeled "Post PAR Interview" and shall be dated, timed, and signed by the individual conducting the interview. This individual shall also sign and date the PAR Report.

(d) PAR Medical Review:

1. If the Post PAR Interview indicates the need for a PAR Medical Review the youth shall be referred to the licensed medical health professional (Physician, Physician Assistant, Advanced Registered Nurse Practitioner, Registered Nurse, or Licensed Practical Nurse) on site. If a medical health professional is not on site, then the youth must be sent off site for this evaluation.

2. The purpose of the Medical Review is to determine, from a medical perspective, if injuries or complications occurred as a result of the physical intervention or application of mechanical restraints, and if the youth requires further medical treatment.

3. Descriptions of injuries or complications and medical treatment provided shall be filed in the youth's individual health care record.

4. If an onsite review is conducted, the documentation shall be labeled, "PAR Medical Review." If an offsite review is conducted, the youth's individual health care record and medication administration record shall accompany the youth to the review. Prior to placing the documentation in the individual health care record, the top of each page returned by the reviewer shall be dated and labeled, with "PAR Medical Review."

(e) The supervisor or designee shall review the PAR Incident Report, including the Post PAR Interview and the PAR Medical Review prior to the report being submitted to the Administrator or designee.

(f) The Administrator shall establish and maintain a centralized file, which shall include:

1. PAR Incident Reports, and attachments to the PAR Incident Report.

2. Any other incident reports or investigative reports related to the application of physical intervention techniques and/or mechanical restraints.

3. A copy of the PAR Report shall be placed in the facility's or program's centralized file within 48 hours of being signed by the Administrator.

(g) Facilities/Programs shall retain a copy of the PAR Incident Report for three (3) years following the youth's release.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.4055, 985.405 FS. Law Implemented 985.4055(2)(a) FS. History--New 9-29-06.

63HER06-35 Medical Requirements for Training.

(1) The following provisions apply to the Medical Status form:

(a) If an employee has a medical condition that they believe will prohibit performance of one or more physical intervention techniques, the employee shall submit the Medical Status form attached to this rule to his or her licensed physician for completion. The physician shall specify the date by which he or she anticipates that the employee will be able to perform the techniques, or shall specify that the employee is permanently unable to perform the techniques. If the employee is permanently unable to perform the techniques, he or she will no longer be eligible to work in a direct care position.

(b) The employee's physician shall be provided with a description or a video of the techniques by the employee's facility, program or circuit office.

(c) Upon completion by the physician, the employee shall submit the Medical Status form to the Administrator. The Administrator shall have the authority to take necessary and appropriate personnel action based upon his or her review of the form or if the Medical Status form is not submitted within 45 calendar days.

(2) Upon expiration of the date specified on the Medical Status form or when an employee is able to perform the specified physical intervention techniques, whichever is earlier, the employee shall submit the Medical Release form attached to this rule to his or her licensed physician for completion. Upon completion by the physician, the employee shall submit the Medical Release form within 10 working days. If a sending facility/program has an employee who previously attended a PAR training course and who was on Medical Status, the facility/program shall notify the PAR Instructor that the employee has been issued a Medical Release and is eligible to practice and be evaluated on the physical intervention techniques.

(3) Medical Status and Medical Release forms, or copies thereof, are confidential records and shall be maintained in accordance with state Personnel rules, or if a contracted facility or program, in accordance with the organization's applicable policy. The Medical Status and Medical Release forms shall not be submitted to the PAR Instructor.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.4055, 985.405 FS. Law Implemented 985.4055(2)(b) FS. History--New 9-29-06.

63HER06-36 Certification.

(1) Any employee not PAR Certified prior to 7/01/2006 shall be required to become PAR certified by 9/30/2006.

(2) Any employee hired on or after 7/01/2006, must become PAR certified within 90 calendar days following his or her date of hire.

(3) Any employee who exercises direct care prior to receiving PAR certification must be directly supervised by an employee who is PAR certified.

(4) Employees shall be PAR certified by successfully completing the PAR training designed for facility or program employees, whichever is applicable. Successful completion requires:

(a) Attendance and participation in the training hours specified in the employee's PAR curriculum (40 hours for Facility employees and 32 hours for Program employees). Employees shall participate in the performance of all physical intervention techniques and mechanical restraints being taught during the training session.

(b) A minimum score of seventy-five percent (75%) on the PAR written examination.

(c) One-hundred percent (100%) satisfactory performance of the techniques specified on the applicable PAR Performance Evaluation form.

(5) All PAR training must be conducted by a certified PAR Instructor (Rule 63H-1.014, F.A.C.).

(6) To ensure that all employees are properly observed, are able to receive constructive feedback, and are properly evaluated, the instructor to employee ratio, for employees who are actively engaged, shall be no more than 1:8 during the performance-based segment of a PAR training session. There is no required ratio during the non performance-based segment of a PAR training session.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.4055, 985.405 FS. Law Implemented 985.4055(2)(b), (e) FS. History--New 9-29-06.

#### 63HER06-37 Cross-Over Training.

(1) A PAR certified employee who crosses over from a program position to a facility position, or vice versa, shall successfully complete all objectives of the PAR certification curriculum applicable to his or her new position which are not duplicative of the PAR certification objectives previously completed by the employee. Such completion must occur within 90 calendar days following the employee's cross-over date.

(2) When a state-operated or contracted facility hires a PAR certified facility employee who was trained under a different PAR Training Plan, a PAR Instructor shall train the employee, and evaluate the employee's performance on any techniques that the employee has not been trained to perform. The employee is not required to re-take the written PAR examination. The PAR Instructor shall use the PAR Performance Evaluation for facility employees. If the employee is unable to perform the new techniques, after remediation, the employee shall not be considered PAR certified for purpose of his or her employment in the new facility or program.

(3) When a PAR Performance Evaluation is completed for PAR certification or PAR Instructor certification, a copy shall be provided to the exam administrator at the written

examination site. For PAR Train-the-Trainer courses, a copy of the PAR Instructor Skills Evaluation form shall also be provided to the exam administrator.

(a) If the PAR Performance Evaluation or PAR Instructor Skills Evaluation forms cannot be completed prior to the written examination, it shall be submitted to the Assistant Secretary of Staff Development and Training as soon as possible after completion.

(b) The PAR Performance Evaluation shall be submitted for everyone regardless of whether they passed or failed the evaluation or have a Medical Status form.

(4) Law enforcement operated facility employees certified as Law enforcement, Correctional, or Detention officers by CJSTC are governed by Rule 63H-1.016, F.A.C.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.4055, 985.405 FS. Law Implemented 985.4055(2)(b) FS. History--New 9-29-06.

#### 63HER06-38 Rehired Employee Training.

(1) Employees who resign from their employment with the department or contracted facility or program and are subsequently re-hired shall have their PAR certification reinstated by successfully completing PAR training for facility or program employees, whichever is applicable. This paragraph is applicable only if the employee has failed to timely and successfully complete the annual in-service training requirement addressed in this section prior to terminating employment.

(2) If an employee is rehired within 12 calendar months of termination and has successfully completed the annual in-service requirements, the employee's PAR Certification is current.

(3) If an employee is rehired after 12 calendar months of termination, the employee must satisfy the following requirements:

(a) Attend a minimum of 8 hours of remedial training, and

(b) Obtain 100% satisfactory performance of the techniques specified on the employee's PAR Training Plan using the PAR Performance Evaluation.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.4055, 985.405 FS. Law Implemented 985.4055(2)(b) FS. History--New 9-29-06.

#### 63HER06-39 Annual Training Requirement.

(1) All employees shall complete a minimum of eight (8) hours of annual in-service training.

(2) The annual in-service training shall include, at a minimum, the following:

(a) A review of this rule, including revisions, and other facility or program PAR administrative procedures.

(b) Instructions on how and when to properly complete the PAR Report.

(c) Practice of all physical intervention techniques checked on the applicable PAR Training Plan and, at a minimum, practice in the use of all mechanical restraints authorized by the facility's PAR Training Plan.

(3) Successful completion of the annual in-service training requires 100 percent attendance and participation in the training program. The training hours do not have to be consecutive. If a facility or program employee fails to successfully complete this annual in-service training within twelve (12) months of their last PAR Training, they will no longer be authorized to use Level 2 or Level 3 Responses, and must attend a minimum of 8 hours of remedial training, to include 100 percent satisfactory performance of the techniques specified on the employee's PAR Training Plan using the PAR Performance Evaluation.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.4055, 985.405 FS. Law Implemented 985.4055(2)(b) FS. History--New 9-29-06.

#### 63HER06-40 Testing Requirements.

(1) If a candidate fails the PAR written examination, they are only required to attend the remedial classroom training.

(2) PAR Instructors shall conduct a practical examination utilizing the applicable PAR Performance Evaluation to evaluate a facility or program employee's ability to perform verbal intervention techniques and the physical intervention techniques and mechanical restraints that are specified on the PAR Training Plan.

(a) If a PAR Instructor candidate or facility or program employee fails the PAR Performance Evaluation, the PAR Instructor candidate or employee is considered to only have failed the performance evaluation, not the written evaluation. Therefore, when remedial training is provided, the PAR Instructor candidate or employee is only required to attend the performance-based segment of the training.

(b) Test candidates shall have no more than three (3) attempts to pass the written exam. Accommodations based upon the Americans with Disabilities Act will be made as necessary.

(c) Test candidates shall adhere to the following schedule for second and third attempts to pass the written exam:

1. The second attempt shall occur no less than 3 calendar days after and no more than 45 calendar days after the first attempt.

2. The third attempt shall occur no less than 21 calendar days after and no more than 45 calendar days after the second attempt.

(3) For annual in-service training, use of the PAR Performance Evaluation is not required.

(4) One PAR Performance Evaluation form shall be used for each attempt that a facility or program employee makes to pass the performance evaluation. The term, "attempt," is described below.

(a) ATTEMPT 1: If an employee fails one (1) to three (3) techniques, the PAR Instructor shall remediate and re-evaluate the employee on the failed techniques. Upon conclusion of the employee's performance of the remediated techniques, this shall be the employee's first attempt at passing the evaluation. If the s-employee fails to satisfactorily demonstrate the failed techniques after remediation, the employee shall attend remediation on a different date for Attempt 2 and at that time shall be evaluated on the failed techniques. An employee who fails four (4) or more techniques on Attempt 1 shall attend remediation on a different date for Attempt 2 and at that time shall be evaluated on the failed techniques.

(b) ATTEMPT 2: If an employee fails one (1) to three (3) techniques, the PAR Instructor shall remediate and re-evaluate the employees on the failed techniques. Upon conclusion of the employee's performance of the remediated techniques, this shall be the employee's second attempt at passing the evaluation. If the employee fails to satisfactorily demonstrate the failed techniques after remediation, the employee shall attend remediation on a different date for Attempt 3 and at that time shall be evaluated on the failed techniques. An employee who fails four (4) or more techniques on Attempt 2 shall attend remediation on a different date for Attempt 3 and at that time shall be evaluated on the failed techniques.

(c) ATTEMPT 3: If an employee fails one (1) to three (3) techniques, the PAR Instructor shall remediate and re-evaluate the employee on the failed techniques. Upon conclusion of the employee's performance of the remediated techniques, this shall be the employee's third attempt at passing the evaluation. If the employee fails to satisfactorily demonstrate the failed techniques after remediation, the employee is considered to have failed his or her third attempt. An employee who fails four (4) or more techniques on Attempt 3 shall not have an opportunity to receive remediation and is considered to have failed his or her third attempt.

(5) Program employees shall be evaluated, using the PAR Performance Evaluation for Program employees, on all physical intervention techniques that are specified in the PAR Training Plan for Program employees.

(6) State-Operated facility employees, Law Enforcement operated facility employees and contracted detention facility employees shall be evaluated, using the PAR Performance Evaluation for State-Operated facility employees/Law enforcement operated employees/Contracted Detention Facility employees, on various physical intervention techniques specified on the PAR Training Plan for State-Operated facility employees/Contracted Detention Facility employees, using the following guidelines:

(a) All Stance and Body Movement techniques;

(b) All Countermoves;

(c) The Straight Arm Escort – Extended and Close Positions;

(d) Three (3) Control techniques, as selected by the employee;

(e) Three (3) Takedown techniques, as selected by the employee;

(f) Three Mechanical Restraint techniques, as selected by the employee. The techniques selected shall include front handcuffing and uncuffing, one (1) rear handcuffing and uncuffing technique (standing or prone), and one (1) leg cuffing and uncuffing technique (kneeling position or hands on wall); and

(g) Searches.

(7) Contracted facility employees, shall be evaluated using the PAR Performance Evaluation for Contracted Facility employees, on various physical intervention techniques specified on the employee's PAR Training Plan for Contracted Facility employees, using the following guidelines:

(a) All Stance and Body Movement techniques;

(b) All Countermoves;

(c) One (1) Touch technique, as selected by the employee;

(d) Three (3) Control techniques, as selected by the employee;

(e) Three (3) Takedown techniques, as selected by the employee;

(f) Three Mechanical Restraint techniques, as selected by the employee. The techniques selected shall include one (1) front handcuffing and uncuffing technique, one (1) rear handcuffing and uncuffing technique (standing or prone), and one (1) leg cuffing and uncuffing technique (kneeling position or hands on wall); and

(g) Searches.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.4055, 985.405 FS. Law Implemented 985.4055(2)(b) FS. History--New 9-29-06.

63HER06-41 Training Instructor Qualifications.

(1) PAR Instructor Candidate requirements:

(a) One year of experience, working full time, in juvenile justice, criminal justice, or juvenile social services;

(b) PAR certification;

(c) Successful completion of the Instructor Techniques Workshop 80-hour course; and

(d) Successful completion of the PAR Train-the-Trainer 80-hour course conducted by a Master PAR Instructor. An instructor candidate shall be allowed to attend a PAR Train-the-Trainer course only if he or she has achieved the requirements in paragraphs (a), (b), and (c).

(e) PAR Instructor candidates shall demonstrate proficiency for all physical intervention techniques and mechanical restraints listed on the PAR Instructor Performance Evaluation form. In addition, the Instructor candidate must demonstrate the ability to verbally communicate how the

techniques are to be performed. The demonstration shall be evaluated by one Master PAR Instructor and one PAR Instructor.

(f) Satisfactory demonstration of presentation skills using the PAR Instructor Skills Evaluation form. The PAR Instructor Skills Evaluation form (revised 6/01/06) is incorporated by reference, and is available at the department's website ([http://www.djj.state.fl.us/forms/sd/par\\_performance\\_evaluation.pdf](http://www.djj.state.fl.us/forms/sd/par_performance_evaluation.pdf)).

(2) A score of 85 percent or higher on the PAR written examination. The instructor candidate shall have two attempts to pass the examination.

(3) One PAR Performance Evaluation for PAR Instructors form shall be used for each attempt that the instructor candidate makes to pass the performance evaluation. The instructor candidate shall have two attempts to pass the evaluation.

(a) If remediation is required, the Master PAR Instructor shall have the discretion to determine whether remediation will be conducted on-site or at a future date. If remediation occurs at a future date, the instructor candidate shall be evaluated, at the second attempt, on all techniques initially evaluated.

(b) If the instructor candidate fails the second attempt, he or she shall not be certified as a PAR Instructor. However, this candidate is eligible to attend the PAR Train-the-Trainer course again, provided all other criteria for becoming a PAR Instructor remain current.

(4) Demonstrations of the physical intervention techniques and presentation skills shall be videotaped. The videotapes shall be submitted to the Assistant Secretary for Staff Development and Training within thirty (30) working days after completion of the evaluations.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.4055, 985.405 FS. Law Implemented 985.4055(2)(c) FS. History--New 9-29-06.

63HER06-42 Training Instructor Certification Renewal.

(1) PAR instructors must conduct 20 hours of PAR training annually to maintain certification. Failure to meet this requirement will necessitate remedial training conducted by a Master PAR instructor.

(2) Instructors must attend and participate in a 16-hour in-service training program once every four years as conducted by a Master PAR Instructor to include a review of this rule and demonstration of the physical intervention techniques.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.4055, 985.405 FS. Law Implemented 985.4055(2)(c) FS. History--New 9-29-06.

63HER06-43 Law Enforcement Operations and Partnerships.

(1) All Law Enforcement/Correction/Detention employees must complete, at a minimum, the following training requirements within 90 calendar days of either the employee's hire date or the effective date of this rule, whichever is later:

(a) Direct care employees who are certified correctional, correctional probation or law enforcement officers under Chapter 943, F.S., are to successfully complete PAR crossover training for law enforcement personnel. Successful completion requires:

1. Attendance and participation in a minimum of twenty (20) hours of PAR Training.
2. A minimum score of seventy-five percent (75%) on the written examination.
3. One-hundred percent (100%) satisfactory performance on the techniques specified on the applicable PAR Performance Evaluation form.

(b) Direct care employees who are not certified correctional, correctional probation or law enforcement officers under Chapter 943, F.S., are to be certified in PAR.

(2) CJSTC certified employees and non-CJSTC certified employees shall adhere to the annual training requirements set forth in Rule 63H-1.012, F.A.C., for facility employees.

(3) All Law Enforcement operated facilities or programs shall submit a PAR Training Plan in accordance with Rule 63H-1.004, F.A.C.

(4) Facilities or programs that are required to have PAR certified employees must certify employees within the timeframes set forth herein.

EFFECTIVE DATE: September 29, 2006

Specific Authority 985.4055, 985.405 FS. Law Implemented 985.4055(2)(d) FS. History--New 9-29-06.

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

EFFECTIVE DATE: September 29, 2006

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

### DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN that the Department of Community Affairs received a Petition for Waiver on August 15, 2006, from the City of Starke. The petitioner seeks a waiver of paragraph 9B-43.0041(1)(b), Fla. Admin. Code, so that the Petitioner will be permitted to submit corrected survey data on

the "very low income" households in its proposed service area. The petition for waiver is being applied for under Section 120.542, F.S.

A copy of the Petition, which has been assigned the number DCA06-WAI-235, may be obtained by writing: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

NOTICE IS HEREBY GIVEN that the Department of Community Affairs received a Petition for Waiver on September 25, 2006, from the Town of Jennings. The petitioner seeks a waiver of paragraph 9B-43.0041(1)(b), Fla. Admin. Code, so that the Petitioner will be permitted to submit corrected survey data on the "very low income" households in its proposed service area. The petition for waiver is being applied for under Chapter 120.542, F.S.

A copy of the Petition, which has been assigned the number DCA06-WAI-236, may be obtained by writing: Paula P. Ford, Agency Clerk, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100.

### 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

NOTICE IS HEREBY GIVEN by the Florida Public Service Commission that Central Sumter Utility Company, L.L.C.'s petition for a temporary waiver of Rules 25-30.033(1)(k), (r), (t), (w), (v), and (w), Florida Administrative Code, in Docket No. 050192-WS, In re: Application for certificates to provide water and wastewater service in Sumter County by Central Sumter Utility Company, L.L.C., filed April 19, 2005, was approved by the Commission by Order No. PSC-05-0844-PAA-WS, issued August 18, 2005, and consummated by Order No. PSC-05-0899-CO-WS, issued September 12, 2005. The rule addresses information required for setting initial rates in original water and wastewater certificate proceedings. The petitioner requested that the rule be waived temporarily to permit bifurcation of the certification proceeding. The petition was approved on the basis that the purpose of the underlying statute would be achieved by other means and application of the rule would create substantial hardship. Notice of the petition was published in the F.A.W. on May 13, 2005. A copy of the Order can be obtained from the

Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770.

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NOTICE IS HEREBY GIVEN by the Florida Public Service Commission that Fontainebleau Florida Tower 3, LLC's petition for variance or waiver of paragraph 25-6.049(5)(a), Florida Administrative Code, filed September 12, 2005, in Docket No. 050601-EU, was approved by the Commission by Order No. PSC-05-1261-PAA-EU, issued December 27, 2005, consummated by Order No. PSC-06-0062-CO-EU, issued January 24, 2006. The rule establishes requirements for individual electric metering of the separate occupancy units of specified types of establishments, including but not limited to condominiums. The petitioner requested a variance or waiver of the rule so that it could install a single master meter to measure usage for all of the residential units in Ocean Club Condominium, its planned condominium development in Miami Beach. The petition was approved on the basis that the purpose of the underlying statute would be achieved by other means and application of the rule would create substantial hardship and would violate principles of fairness. Notice of the petition was published in the F.A.W. on September 30, 2005. A copy of the Order can be obtained from the Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770.

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NOTICE IS HEREBY GIVEN by the Florida Public Service Commission that BellSouth Telecommunications, Inc.'s petition for waiver exemption from subsection 25-4.118(12), Florida Administrative Code, filed November 16, 2005, in Docket No. 050879-TL was approved by the Commission by Order No. PSC-06-0087-PAA-TL, issued February 8, 2006, consummated by Order No. PSC-06-0181-CO-TL, issued March 7, 2006. The rule requires that each company maintain a toll-free number for accepting slamming complaints that must be answered 24 hours a day, seven days a week by a live operator or the complainant's call can be recorded. If a recorder is used, the company must attempt to contact each complainant no later than the next business day following the date of recording and for three subsequent days unless the customer is reached. The petition was approved on the basis that the purpose of the underlying statute would be achieved by other means and application of the rule would create substantial hardship. Notice of the petition was published in the F.A.W. on December 16, 2005. A copy of the Order can be obtained from the Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770.

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NOTICE OF AMENDMENT – NOTICE IS HEREBY GIVEN that the Florida Public Service Commission has received a petition from The Grove Utilities, Inc., in Docket No. 060601-WS, seeking a temporary waiver of Rules 25-30.033(1)(h), (j), (k), (m), (r), (t), (u), (v), and (w), Florida Administrative Code, filed September 11, 2006. The petition requests that these portions of the rule, which address information required for setting initial rates in original water and wastewater certificate proceedings, be waived temporarily to permit bifurcation of the certification proceeding into an initial certification portion, followed at a later date by the rate setting portion of the proceeding. Comments on the petition should be filed with the Commission's Division of the Commission Clerk and Administrative Services, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, within 14 days of publication of this notice. A copy of the petition may be obtained at (<http://www.psc.state.fl.us>) or by writing to the above address. For additional information, please contact Ralph Jaeger, Office of the General Counsel, at the above address or telephone (850)413-6234.

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

The Bureau of Elevator Safety hereby gives notice that on September 21, 2006, it Issued an Order Granting Variance Request in response to a petition filed June 30, 2006 and advertised in the F.A.W. Vol. 32, No. 35, by Steve Powell of KONE, Inc. regarding Flagler College- College of Arts in St. Augustine, FL (VW 2006-177). The variance granted a waiver from Rules 2.1.3.1.2(b)(1), 2.7.6 and 2.15.9.2, of ASME A17.1, 2000 Edition, as adopted by Chapter 3001.2, Florida Building Code. The petitioner had requested to not have a machine room and to install a Monospace© Elevator System in the above project and the petition was granted as the petitioner demonstrated that this new technology provided an equivalent or greater level of safety.

A copy of the Order can be obtained from: Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

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The Bureau of Elevator Safety hereby gives notice that on September 21, 2006, it Issued an Order Granting Variance Request in response to a petition filed June 30, 2006 and advertised in the F.A.W. Vol. 32, No. 35, by Steve Powell of KONE, Inc. regarding FCCJ Deerwood Parking Garage in Jacksonville, FL (VW 2006-180). The variance granted a waiver from Rules 2.1.3.1.2(b)(1), 2.7.6 and 2.15.9.2, of ASME A17.1, 2000 Edition, as adopted by Chapter 3001.2, Florida Building Code. The petitioner had requested to not have a machine room and to install a Monospace© Elevator System in the above project and the petition was granted as the petitioner demonstrated that this new technology provided an equivalent or greater level of safety.

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A copy of the Order can be obtained from: Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

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The Bureau of Elevator Safety hereby gives notice that on September 21, 2006, it Issued an Order Granting Variance Request in response to a petition filed July 10, 2006 and advertised in the F.A.W. Vol. 32, No. 35, by Steve Powell of KONE, Inc. regarding Le Soleil in Indian Shores, FL (VW 2006-189). The variance granted a waiver from Rules 2.1.3.1.2(b)(1), 2.7.6 and 2.15.9.2, of ASME A17.1, 2000 Edition, as adopted by Chapter 3001.2, Florida Building Code. The petitioner had requested to not have a machine room and to install a Monospace© Elevator System in the above project and the petition was granted as the petitioner demonstrated that this new technology provided an equivalent or greater level of safety.

A copy of the Order can be obtained from: Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

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The Bureau of Elevator Safety hereby gives notice that on September 21, 2006, it Issued an Order Granting Variance Request in response to a petition filed July 21, 2006 and advertised in the F.A.W. Vol. 32, No. 35, by Steve Powell of KONE, Inc. regarding Gasparilla Marina in Placida, FL (VW 2006-191). The variance granted a waiver from Rules 2.1.3.1.2(b)(1), 2.7.6 and 2.15.9.2, of ASME A17.1, 2000 Edition, as adopted by Chapter 3001.2, Florida Building Code. The petitioner had requested to not have a machine room and to install a Monospace© Elevator System in the above project and the petition was granted as the petitioner demonstrated that this new technology provided an equivalent or greater level of safety.

A copy of the Order can be obtained from: Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202.

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The Bureau of Elevator Safety hereby gives notice that on September 21, 2006, it Issued an Order Granting Variance Request in response to a petition filed July 21, 2006 and advertised in the F.A.W. Vol. 32, No. 35, by Steve Powell of KONE, Inc. regarding Parrish Port St. Johns in Port St. John, FL (VW 2006-192). The variance granted a waiver from Rules 2.1.3.1.2(b)(1), 2.7.6 and 2.15.9.2, of ASME A17.1, 2000 Edition, as adopted by Chapter 3001.2, Florida Building Code. The petitioner had requested to not have a machine room and to install a Monospace© Elevator System in the above project and the petition was granted as the petitioner demonstrated that this new technology provided an equivalent or greater level of safety.

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A copy of the Order can be obtained from: Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202

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The Bureau of Elevator Safety hereby gives notice that on September 7, 2006, it Issued an Order Granting Emergency Variance Request in response to a petition filed on August 8, 2006, (as advertised in the F.A.W. Vol. 32, No. 35) by Jeanne Martin of Accessibility Lifts, Inc. regarding Flagler County Courthouse (VW 2006-201), seeking a waiver from Rule 2.1.1 of ASME A18.1a, 2001Edition, as adopted by Chapter 3001.2, Florida Building Code. The petitioner requested to have a vertical wheelchair lift with gates only 24 inches above the height of the lift and an upper gate only 30 inches above the height of the lift. The variance was granted as the petitioner demonstrated that the unit will be used under the supervision of trained courtroom personnel in a strictly controlled environment.

A copy of the Order can be obtained from: Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399-2202

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NOTICE IS HEREBY GIVEN that on September 14, 2006, Bureau of Elevator Safety received a Petition for Variance from Rule 2000.7a, ASME A18.1, 1999 edition, as adopted by Chapter 3001.2, 2004 Florida Building Code, limiting travel to 12 feet. The petition was received from Tripp H. Hill of Hill Enterprises, Inc. on behalf of Thompson Tractor Company in Pensacola, Florida (Petition VW 2006-237).

A copy of the Petition can be obtained from: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013. The Bureau of Elevator Safety 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.

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NOTICE IS HEREBY GIVEN that on September 19, 2006, Bureau of Elevator Safety received a Petition for Variance from Rule 2.7.2.1, ASME A17.1, 2000 edition, as adopted by Chapter 3001.2, 2004 Florida Building Code, prohibiting foreign wiring in machinery rooms. The petition was received from Dean P. Fogo of Verizon on behalf of Verizon Florida (Clearwater Main, License No. 8030) in Clearwater, Florida (Petition VW 2006-239).

A copy of the Petition can be obtained from: Mark Boutin, Bureau of Elevator Safety, 1940 North Monroe Street, Tallahassee, Florida 32399-1013.

The Bureau of Elevator Safety 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.

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NOTICE IS HEREBY GIVEN that on September 20, 2006, the Division of Hotels and Restaurants received a Petition for an Emergency Variance for subsection 61C-4.010(7), Florida Administrative Code from the Chew Chew Express Sandwich Depot located in Mount Dora. 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 have ten (10) seats with no public bathrooms in the facility. They are requesting to use centrally located bathroom facilities.

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 September 11, 2006, the Division of Hotels and Restaurants received a Petition for Emergency Variance for paragraph 61C-1.004(1)(d), Florida Administrative Code from Dippin Dots Ice Cream in Brandon Town Center (Rio Concession, Inc.) located in Tampa. The above referenced F.A.C. states that sewage shall be disposed of in a public sewerage system or other approved sewerage system in accordance with the provisions of Chapter 64E-6 or 62-601, F.A.C. Petitioner is requesting a variance to not have hard plumbing in their kiosk and use alternative methods for sewage disposal.

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 the Division of Pari-Mutuel Wagering, Department of Business and Professional Regulation, has received a Petition for a Variance and/or Waiver from Diebold, Inc., Petitioner, in DBPR Case No. VW 2006-233. The Petition lists Rule 61D-14.006, Florida Administrative Code (F.A.C.), from which it seeks a variance and waiver. The Petition requests the Division of Pari-Mutuel Wagering to permit the installation manager for the Petitioner to register in place of the Petitioner's entire corporate structure and granting a waiver and variance that permits the Petitioner to comply with the intent of Rule 61D-14.006, F.A.C. Any person whose substantial interests may be affected by a variance and waiver on the subject matter of the Petition may file a petition to intervene within 14 days of the publication of this notice.

A copy of the Petition for Variance and/or Waiver may be obtained by writing to: Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399.

NOTICE IS HEREBY GIVEN that on September 11, 2006, the Board of Accountancy, received a petition for Joseph Moore, seeking a variance or waiver of subsection 61H1-33.003(7), Florida Administrative Code, to allow courses taken using a non-approved sponsor to be counted as continuing education hours in accounting and auditing. Petitioner is also seeking a variance or waiver or subsection 61H1-33.006(2), Florida Administrative Code, and the requirement that required continuing professional education hours have been completed in the 24 months immediately proceeding the date of an application for reactivation.

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

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

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

NOTICE IS HEREBY GIVEN that on September 1, 2006, the the Department of Environmental Protection, received a petition for a variance from the Taylor Coastal Water and Sewer District to allow its Class D water treatment plant operator to continue to be the lead operator of the District's Class C Water Treatment Plant until he retires, which is expected to be in about 3 years.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Heather Webber, Northeast District, DEP, 7825 Baymeadows Way, Suite B200, Jacksonville, FL 32256, (904)807-3300. Also, written public comments must be received by her no later than 14 days after the date of this publication.

#### **DEPARTMENT OF HEALTH**

NOTICE IS HEREBY GIVEN that the Department of Health received Petitions for Waiver of subsection 64E-3.004(2), F.A.C., from the following persons on the below dates who desire to obtain a temporary certificate to practice as a Basic X-Ray Machine Operator:

September 19, 2006:

Marie Jose Gratia

Michelle L. Rodriguez



Petitioners request a waiver because the rule indicates that an applicant who has failed the radiologic technology certification examination for a Basic X-Ray Machine Operator may not qualify for a temporary certification to practice under the direct supervision of a licensed practitioner.

Comments on these Petitions should be filed with: Elizabeth B. Hines, Executive Director, Certification Unit of EMT/Paramedic & Radiologic Technology, 4052 Bald Cypress Way, Bin C-85, Tallahassee, Florida 32399-3285.

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#### DEPARTMENT OF CHILDREN AND FAMILY SERVICES

NOTICE IS HEREBY GIVEN that the Department of Children and Family Services has received a Petition for Waiver of subsection 65C-15.017(3), F.A.C. The Petition was received by the Agency Clerk on September 6, 2006, by Meridian Behavioral Healthcare, Inc., assigned Case Nos. 06-004W. Subsection 65C-15.017(3), F.A.C. requires that staff performing casework services shall have a bachelor's degree in social work or related area of study from an accredited college or university.

A copy of the Petition may be obtained by writing: Office of the Agency Clerk, Department of Children and Family Services, 1317 Winewood Blvd., Bldg. 2, Room 204, Tallahassee, FL 32399-0700.

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### Section VI

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

##### DEPARTMENT OF STATE

The **Southeast Florida Preservation Advisory Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 19, 2006, 11:00 a.m.

PLACE: Okeechobee Historical Society, 1850 Highway 98, Okeechobee, Florida 34972

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by writing to: Southeast Florida Regional Preservation Office, Florida Division of Historical Resources, FDOS, 71 N.W. Federal Hwy. Boca Raton, Florida 33432. Should any person wish to appeal any decision made with respect to the above referenced meeting, s/he may need to ensure verbatim recording of the proceedings in order to provide a record for judicial review. Pursuant to Chapter 286.26, Florida Statutes, any handicapped person wishing to attend this meeting should contact the agency at least 48 hours prior to the meeting in order to request any special assistance at (954)467-4990.

The **Florida Folklife Apprenticeship Advisory Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, November 1, 2006, 11:00 a.m. – 4:00 p.m.

PLACE: R. A. Gray Building, Conference Room 307, 500 South Bronough Street, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: General business meeting and to vote on nominations for the 2007 Florida Folk Heritage Awards.

A copy of the agenda may be obtained by writing to: Division of Historical Resources, Bureau of Historic Preservation, Attn: Florida Folklife Program, 500 South Bronough Street, Tallahassee, Florida 32399-0250 or by calling 1(800)847-7278. Some Panelists may participate by telephone conference call.

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

Pursuant to the provisions of the Americans with Disabilities Act, persons with disabilities who wish to arrange special accommodations should contact Jennifer Blake Patnode at 1(800)847-7278 or by fax (850)245-6437.

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

DATE AND TIME: October 12, 2006, 9:00 a.m. – 4:00 p.m.

PLACE: Marriott, Miami Biscayne Bay, 1633 North Bayshore Drive, Miami, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Meeting of the Florida Help America Vote Act State Planning Committee created pursuant to federal Help America Vote Act of 2002. The objective of the meeting is to help the committee members review the requirements of the federal legislation, and review and revise the state plan previously created. This is the second of two meetings for 2006.

Copies of the draft State Planning Committee Meeting agenda may be obtained by visiting [www.collinscenter.org](http://www.collinscenter.org) or contacting: Tracey Lowe, Collins Center for Public Policy, 1415 E. Piedmont Drive, Suite One, Tallahassee, FL 32308, (850)219-0082, ext. 103.

Pursuant to the Americans with Disabilities act, persons needing special accommodations to participate in this meeting should contact Tracey Lowe, (850)219-0082, ext. 103 at least three days in advance of each meeting.

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The **Florida Elections Commission** announces a meeting. Parts of the meeting are confidential.

DATES AND TIMES: Tuesday, November 14, 2006, 9:00 a.m. – until the Commission adjourns; Wednesday, November 15, 2006, 8:30 a.m. – until the Commission adjourns

PLACE: Turnbull Education Center, 555 W. Pensacola Street, Room 244, Tallahassee, Florida 32306-1640

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review and adjudication of cases relating to alleged violations of Chapters 104 and 106, Florida Statutes, and to the late filing of campaign treasurer's reports.

For a copy of the agenda or additional information call Patsy Rushing at telephone number (850)922-4539 or write to: 107 W. Gaines Street, Suite 224, Collins Building, Tallahassee, FL 32399-1050.

If you need an accommodation because of disability in order to participate, please call Patsy Rushing at least 48 hours before the meeting.

If a person decides to appeal any decision of the Commission with respect to any matter considered at such meeting or hearing, he will need a record of the proceedings and will need to assure that a verbatim record of the proceedings is made.

**DEPARTMENT OF LEGAL AFFAIRS**

The **Florida Commission on the Status of Women** announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 10, 2006, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Legislative Committee.

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

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Awards and Recognition Committee.

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

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Annual Report Committee.

DATE AND TIME: October 12, 2006, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Finance and Budget Committee.

DATE AND TIME: October 17, 2006, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Nominating Committee.

DATE AND TIME: October 18, 2006, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Women's Hall of Fame Committee.

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

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Committee.

DATE AND TIME: October 19, 2006, 11:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Commission on the Status of Women Full Commission Meeting.

DATE AND TIME: October 25, 2006, 10:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Outreach Task Force.

DATE AND TIME: October 26, 2006, 11:00 a.m.

PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida Commission on the Status of Women Foundation Board.

NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken. If you have any questions, please call (850)414-3300.

A copy of the agenda may be obtained by contacting: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300 Fax (850)921-4131.

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 1 day before the workshop/meeting by contacting: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax (850)921-4131. 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: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax (850)921-4131.

The **Florida Commission on the Status of Women** announces a telephone conference call to which all persons are invited.

DATE AND TIME: October 10, 2006, 3:00 p.m.  
PLACE: Please call (850)414-3300 for instructions on participation

GENERAL SUBJECT MATTER TO BE CONSIDERED: Bylaws Committee, Florida Commission on the Status of Women.

NOTE: In the absence of quorum, items on this agenda will be discussed as workshop, and notes will be recorded although no formal action will be taken.

A copy of the agenda may be obtained by contacting: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax (850)921-4131

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 1 day before the workshop/meeting by contacting: Florida Commission on the Status of Women at the Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax (850)921-4131. 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: Florida Commission on the Status of Women, Office of the Attorney General, The Capitol, Tallahassee, FL 32399-1050, (850)414-3300, Fax (850)921-4131.

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#### **DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

The Florida **Department of Agriculture and Consumer Services** announces a meeting of the Pest Control Enforcement Advisory Council to which all interested persons are invited.

DATE AND TIME: October 17, 2006, 9:00 a.m. – 5:00 p.m.

PLACE: Conner Administration Building, Training Room, 3125 Conner Blvd., Tallahassee, FL, (850)488-7447

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the business of the Council.

CONTACT: Michael J. Page, Chief, Bureau of Entomology and Pest Control, (850)921-4177.

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The Florida **Department of Agriculture and Consumer Services** announces a public meeting of the Pesticide Review Council to which all persons are invited.

DATE AND TIME: Wednesday, November 1, 2006, 9:00 a.m.  
PLACE: Institute of Food and Agricultural Sciences, North Florida Research and Education Center, Fountain H. May Sr. Building, 155 Research Road, Quincy, Florida 32351-5677, (850)875-7100.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular meeting of the Council during which there will be a review of pertinent pesticide issues impacting on the environment.

A copy of the agenda may be obtained by contacting: Bureau of Pesticides, 3125 Conner Boulevard, Mail L-29, Tallahassee, Florida 32399-1650, (850)487-0532.

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The **Department of Agriculture and Consumer Services, Division of Agricultural Environmental Services**, Bureau of Pesticides announces a public meeting to which all persons are invited.

DATE AND TIME: November 2, 2006, 9:00 a.m.

PLACE: Bureau of Pesticides, Conference Room, 3125 Conner Boulevard, Building 6, Room 606, Tallahassee, Florida  
GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee discusses and makes recommendations on pesticide registration issues impacting human health and safety and the environment.

A copy of the agenda may be obtained by contacting: Charlie L. Clark, Administrator, Pesticide Registration Section, 3125 Conner Boulevard, Bldg. 6, Rm. 601, Tallahassee, Florida 32399-1650, (850)487-2130.

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

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

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The Florida **Department of Agriculture and Consumer Services** announces the meeting of the Florida Tropical Fruit Advisory Council to which all interested persons are invited.

DATE AND TIME: Thursday, October 12, 2006, 10:00 a.m.

PLACE: Miami-Dade Extension Office, 18710 S. W. 288 Street, Homestead, FL 33030

GENERAL SUBJECT MATTER TO BE CONSIDERED: Board Meeting. The purpose of this meeting is to conduct the general business of the Florida Tropical Fruit Advisory Council.

For additional information or if you need special accommodations, call Louise King at (305)401-1502.

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The Florida **Department of Agriculture and Consumer Services** announces the meeting of the Florida Viticulture Advisory Council to which all interested persons are invited.

**DATES AND TIMES:** Monday, October 30, 2006, 1:00 p.m. – 5:00 p.m.; Tuesday, October 31, 2006, 9:00 a.m. – 2:00 p.m.

**PLACE:** Putnam County Extension Service, 111 Yelvington Road, East, Palatka, FL 32131, (386)329-0318.

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Viticulture Advisory Council Meeting (VAC). The purpose of this meeting is to conduct the general business of the Florida Viticulture Advisory Council.

For additional information or if you need special accommodations, call Tom Thomas at (850)922-9827 or Lacoadia Harrell at (850)921-1850.

#### **DEPARTMENT OF EDUCATION**

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

**DATE AND TIMES:** October 17, 2006, 9:00 a.m. Teacher Recruitment and Retention Workshop; The State Board of Education meeting will begin at 11:30 a.m.

**PLACE:** Hillsborough Community College, Dale Mabry Campus, 4001 Tampa Bay Boulevard, Tampa, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The meeting agenda will consist of the approval of minutes of the meeting held September 19, 2006, and updates on various reports and status of education initiatives by the Chairman and Commissioner including the Broward County School Board's Appeal of the Department of Education's Decision on Reallocation of Title I Funds based on Supplementary Education Services Participation, Successful Enterprise, Inc. d/b/a Spiral Tech Elementary Charter vs. School Board of Miami-Dade County charter school appeal. Among the items to be presented for the Board's consideration are: Amendment to rules relating to School Transportation: Rule 6A-3.006, F.A.C., Pool Purchase Plan for Purchase of Equipment and Contractual Needs; Department of Management Services, Division of Purchasing Authorized to Negotiate Contracts; Rule 6A-3.0121, F.A.C., Responsibility of School District and Parents for Students with Special Transportation Needs Who are Transported at Public Expense; Rule 6A-3.0141, F.A.C., Employment of School Bus Drivers; Rule 6A-3.016, F.A.C., Responsibilities of Deputy Commissioner for Finance and Operations for Student Transportation; Rule 6A-3.0171, F.A.C., Responsibilities of School Districts for Student Transportation; Rule 6A-3.0291, F.A.C., Specifications for New School Buses; Rule 6A-3.037, F.A.C., Alternate Engine Fuels for School Buses; and potential district performance pay plans.

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

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

The **Committee for a Sustainable Emerald Coast** will hold a meeting to which all interested persons are invited.

**DATE AND TIME:** October 16, 2006, 8:00 a.m. – 5:45 p.m.

**PLACE:** The University of West Florida Conference Center, Building 22, Pensacola, FL

The **Articulation Coordinating Committee** announces a public meeting to which all interested persons are invited.

**DATE AND TIME:** Wednesday, October 25, 2006, 1:00 p.m. – 4:00 p.m.

**PLACE:** Room 1721/25, Turlington Building, 325 West Gaines Street, Tallahassee, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Articulation issues regarding secondary and postsecondary education.

A copy of the items to be addressed may be obtained by contacting: Office of Articulation, Florida Department of Education, 1401 Turlington Building, Tallahassee, Florida 32399-0400, (850)245-0427 or Suncom 205-0427.

Any person requiring special accommodations due to a disability or physical impairment should contact the agency by calling Dr. Pamela Kerouac, (850)245-0427 at least five days prior to the meeting in order to request any special assistance.

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

**DATE AND TIME:** October 20, 2006, 9:00 a.m. – 1:00 p.m.

**PLACE:** Federal Education Building – Ralph Turlington, 325 West Gaines Street, Room 170, Tallahassee, Florida 32399-0400

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The State Apprenticeship Advisory Council will hold a meeting to discuss general items relating to apprenticeship in Florida. The agenda includes follow-up actions from previous council meetings on subjects of committee structure, assignments and responsibilities. The program will include an apprenticeship update relative to apprentices and programs registered in Florida.

A copy of the agenda may be obtained by calling Yvette Hargreaves at (850)245-9469 or you may send a request by e-mail to [yvette.hargreaves@fldoe.org](mailto:yvette.hargreaves@fldoe.org).

Any persons requiring special accommodations to attend this meeting because of a disability or physical impairment may contact Yvette Hargreaves, (850)245-9469, at least seven days in advance so their needs can be accommodated.

The **Gulf Coast Community College**, District Board of Trustees will hold its monthly meeting as follows: Contact person for the meeting is Dr. Robert L. McSpadden, President.  
 DATE AND TIME: October 5, 2006, 10:00 a.m. (CST)  
 PLACE: Third Floor, Seminar Room, Student Union West, Panama City, FL  
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Meeting.

The public is invited to a meeting of the **Florida Technology, Research, and Scholarship Board**, to be held by telephone conference call.

DATE AND TIME: October 18, 2006, 1:00 p.m. – 5:00 p.m.  
 PLACE: Room 1605, Turlington Building, 325 W. Gaines St., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review proposed shortlist of Centers of Excellence proposals, and to consider amending that list, as appropriate.

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

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

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

DATE AND TIME: October 18, 2006, 1:30 p.m. – 4:30 p.m.  
 PLACE: Rosen Hotel, 9700 International Drive, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Issues of higher education governance, priority setting, accountability and the conduct of academic trusteeships.

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

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

The **Division of Blind Services**, Bureau of Business Enterprises and the State Committee of Vendors will hold a meeting to which all persons are invited to attend.

DATES AND TIMES: October 27, 2006, 1:30 p.m.; October 28, 2006, 8:00 a.m.

PLACE: Embassy Suites / USF 3705 Spectrum Blvd., Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: AGENDA TOPICS UNDER CONSIDERATION: The Administration for the Business Enterprises Program will discuss: Selection Agreement Review, Selection Panel member replacement, additional selection to serve as Selection Panel

Alternates, Changes to Conference Calling Procedures in State Government, Draft policy for amendment regarding email addresses, Vending Facility state equipment policy, ice-cream machines, amended email policy on address, email addresses and phone numbers, and inventory policy. The State Committee of Vendors will present reports from their subcommittees: Audit and Budget, Transfer and Promotion, Training and Retraining, Policy development, Merchandising and Marketing, Constitution/By-laws and Seminar and General Topics of interest brought up by the District Representatives at the meeting.

A copy of the quarterly minutes can be obtained at the Division of Blind Services Web Site: [www.state.fl.us/dbs/](http://www.state.fl.us/dbs/) and going to: Business Enterprises Program, Minutes.

## DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE OF CHANGE – The **Department of Community Affairs, Division of Emergency Management**, announces the following public meeting.

COMMITTEE: Hurricane Loss Mitigation Program Advisory Council; Residential Construction Mitigation Program

DATE AND TIME: October 13, 2006, 9:30 a.m.

NEW PLACE: Hilton University of Florida Conference Center, 1714 S. W. 34th, Gainesville, Florida 32607

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a Hurricane Loss Mitigation Program Advisory Council (RCMP) meeting pursuant to Section 215.559, Florida Statutes.

For more information, please contact: Iris Stanley, Planning Manager, Division of Emergency Management, 2555 Shumard Oak Blvd., Tallahassee, FL 32399-2100, (850)922-4454.

Should any person wish to appeal any decision made with respect to any matter considered at the above referenced meeting, he/she may need to ensure verbatim recording of the proceeding to provide a record for judicial review. This meeting will be taped by the Division of Emergency Management.

Any person requiring special accommodation at the meeting because of a disability or physical impairment should contact Iris Stanley at the Department of Community Affairs, (850)922-4454, at least ten (10) days prior to the meeting. 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**, Century Commission for a Sustainable Florida (Century Commission) announces the following meeting which will be conducted by means of communications media technology, specifically teleconference call. All interested persons are invited to participate.

DATE AND TIME: Thursday, October 19, 2006, 10:00 a.m. – 11:00 a.m.

PLACE: Please call Rachel Roberts at (850)922-1742 for instructions on participation via telephone. You may monitor this meeting at 2555 Shumard Oak Boulevard, Tallahassee, Florida, Room 320Q

GENERAL SUBJECT MATTER TO BE CONSIDERED: This will be a teleconference call of the Century Commission. The members will continue to discuss the Commission’s statutory role, including how to address the impacts of population growth during the next 25-50 years.

Information regarding the teleconference and the Century Commission may be obtained at the Internet address: ([www.centurycommission.org](http://www.centurycommission.org)) or by contacting Steve Seibert, (850)321-9051 ([steve@seibertlaw.com](mailto:steve@seibertlaw.com)) or Rachel Roberts, (850)488-8466 ([Rachel.Roberts@dca.state.fl.us](mailto:Rachel.Roberts@dca.state.fl.us)).

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) or 1(800)955-9771 (TDD).

**DEPARTMENT OF LAW ENFORCEMENT**

The **Criminal Justice Professionalism Program** announces the following meeting dates, times, and location for the November 2006 Criminal Justice Standards and Training Commission meeting and related meetings:

Training Center Director Test Bank Committee Meeting

DATE AND TIME: Tuesday, November 14, 2006, 2:00 p.m.

Training Center Directors’ Committee Meetings

DATE AND TIME: Tuesday, November 14, 2006, 4:00 p.m.

Probable Cause Determination Hearings

DATE AND TIME: Wednesday, November 15, 2006, 8:30 a.m.

Training Center Directors’ Business Meeting

DATE AND TIME: Wednesday, November 15, 2006, 8:30 a.m.

Commission Workshop

DATE AND TIME: Wednesday, November 15, 2006, 1:30 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Topics: To Be Announced.

Regional Criminal Justice Selection Center Directors’ Association

DATE AND TIME: Wednesday, November 15, 2006, 3:00 p.m.

CJS&T Commission business meeting

DATE AND TIME: Thursday, November 16, 2006, 8:30 a.m.

Officer Discipline Informal Hearings

DATE AND TIME: Thursday, November 16, 2006, 10:30 a.m.

PLACE: The Shores Resort & Spa, 2637 South Atlantic Avenue, Daytona Beach Shores, FL 32118-5669

GUESTROOM RATE: \$90.00 for single and double occupancy from November 12, 2006 to November 18, 2006.

TELEPHONE NUMBER FOR HOTEL RESERVATIONS: Phone: (386)767-7350 or 1(800)525-7350, Fax: (386)760-3651.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The above meetings are held to discuss issues relating to standards, training, examinations, certification, de-certification, record management for law enforcement, correctional, and correctional probation officers, Commission rules, officer discipline penalty guidelines, and certification and recertification of criminal justice training schools. All parties are invited to attend.

COMMISSION MEETING AND WORKSHOP AGENDA: A copy of the November 2006 Commission Meeting agenda may be obtained by contacting Donna Hunt, at (850)410-8615 or via email at [donnahunt@fdle.state.fl.us](mailto:donnahunt@fdle.state.fl.us). The Commission agenda and agenda items will be posted to the FDLE website on November 3, 2006, and may be accessed at [www.fdle.state.fl.us](http://www.fdle.state.fl.us), then click on “Councils,” click on “Criminal Justice Standards and Training Commission,” click on “Commission Information,” click on “Commission,” click on “Meeting Agenda,” and then click on “Criminal Justice Standards and Training Business Agenda.”

OFFICER DISCIPLINE AGENDA: A copy of the November 2006 Officer Discipline Agenda may be obtained by contacting Brenda Presnell, at (850)410-8648 or via email at [brendapresnell@fdle.state.fl.us](mailto:brendapresnell@fdle.state.fl.us). If you wish to write the Commission for a copy of the above meeting agendas, please write to: Florida Department of Law Enforcement, Criminal Justice Professionalism Program, Post Office Box 1489, Tallahassee, Florida 32302, Attention: Donna Hunt or Brenda Presnell.

TRAINING CENTER DIRECTOR ASSOCIATION AGENDA: If you wish to write, call, or E-mail the Chairman for a copy of the Training Center Directors’ Association agenda, please write to: Training Center Director Association Chairman Jim Hague, Seminole Community College, 100 Weldon Boulevard, Sanford, Florida 32773-6199, or call (407)328-2316, or email [haguec@scc-fl.edu](mailto:haguec@scc-fl.edu)

SPECIAL ACCOMMODATIONS: Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Donna Hunt at (850)410-8615, at least 5 days prior to the meeting.

The **Department of Law Enforcement, Medical Examiners Commission**, announces a Medical Examiners Commission Meeting.

DATE AND TIME: Wednesday, October 25, 2006, 1:00 p.m.

PLACE: Lions Eye Institute for Transplant and Research, 1410 North 21st Street, Tampa, Florida 33605, (813)289-1200

GENERAL SUBJECT MATTER TO BE CONSIDERED: Medical Examiners Commission Meeting.

If a person decides to appeal any decision made by the Commission with respect to any matter considered at this meeting, such person is responsible for ensuring 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 disability or physical impairment should contact the Medical Examiners Commission Office, (850)410-8600 at least five (5) working days prior to the meeting.

Additional information or a copy of the agenda may be obtained by contacting: Mrs. Victoria G. Marsey, Bureau Chief, Bureau of Standards, Criminal Justice Professionalism Services, Medical Examiners Commission, Post Office Box 1489, Tallahassee, Florida 32302, (850)410-8600.

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#### DEPARTMENT OF REVENUE

A notice of public hearing requesting the approval of adoption of the proposed amendments to Rule 12B-7.0225, F.A.C. (Computation of Phosphate Rock Tax Rate), during a regular meeting of the Governor and Cabinet on September 19, 2006, was published in the F.A.W. on September 8, 2006 (Vol. 32, No. 36, p. 4223). This same notice was published, in error, in the F.A.W. on September 22, 2006 (Vol. 32, No. 38, p. 4489).

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

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

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#### DEPARTMENT OF CITRUS

The **Department of Citrus** announces a public workshop for the purposes of rule development to which all interested persons are invited.

DATE AND TIME: October 20, 2006, 10:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The subject area to be addressed is discussion of the new rule implementing Section 601.992, F.S., regarding trade association dues collection.

A copy of the agenda may be obtained by contacting: Florida Department of Citrus, Attention: Teresa Czerny, P. O. Box 148, Lakeland, Florida 33802-0148.

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

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#### FLORIDA PAROLE COMMISSION

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

DATE AND TIME: Wednesday, October 25, 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.

A copy of the Agenda may be obtained by writing to: Florida Parole Commission, 2601 Blair Stone Road, Building C, Tallahassee, Florida 32399-2450.

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). 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.

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#### PUBLIC SERVICE COMMISSION

NOTICE OF REVISION – The Florida **Public Service Commission** announces a customer meeting in the following docket, to which all interested persons are invited. This REVISED notice reflects the correct location of the meeting.

Docket No. 060254-SU – Application for increase in wastewater rates in Pinellas County by Mid-County Services, Inc.

DATE AND TIME: Wednesday, October 18, 2006, 6:00 p.m.

PLACE: William E. Hale Activity Center – Ballroom, 330 Douglas Avenue, Dunedin, Florida 34698

GENERAL SUBJECT MATTER TO BE CONSIDERED: To give customers and other interested persons an opportunity to offer comments regarding the quality of service the utility provides, the proposed water rate increase, and to ask questions and comment on other issues. Commission staff will be available to address and coordinate customers' comments and to assist members of the public. A representative from the utility may also be in attendance. At the beginning of the meeting, procedures will be established for the order of comments. The Public Service Commission staff will have sign-up sheets, and customers will be called in the order that



they sign up to speak. One or more Commissioners of the Florida Public Service Commission may attend and participate in the meeting.

Any person requiring some accommodation at this customer meeting because of a physical impairment should call the Division of the Commission Clerk and Administrative Services at (850)413-6770 at least 48 hours prior to the meeting. 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). For further information, contact Rosanne Gervasi, Office of the General Counsel, (850)413-6224. One or more Commissioners of the Florida Public Service Commission may attend and participate in the customer meeting.

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

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

Docket No. 060362-EI – Petition to recover natural gas storage project costs through the fuel cost recovery clause, by Florida Power and Light

DATE AND TIME: October 23, 2006, 9:30 a.m. (EDT)

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider (1) the simplification of the issues; (2) the identification of the positions of the parties on the issues; (3) the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof; (4) the identification of the exhibits; (5) the establishment of an order of witnesses; and, (6) such other matters as may aid in the disposition of the action.

Any person requiring some accommodation at this prehearing 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 prehearing. 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). If settlement of the case or a named storm or other disaster requires cancellation of the hearing, Commission staff will attempt to give timely direct notice to the parties. Notice of cancellation of the hearing will also be provided on the Commission's website <http://www.psc.state.fl.us/> under the

Hot Topics link found on the home page. Cancellation can also be confirmed by calling the Office of the General Counsel at (850)413-6199.

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The Florida **Public Service Commission** will consider at its October 24, 2006, Agenda Conference, Docket No. 060632-GU, Application by Florida Public Utilities Company (FPUC or Company) for authority to issue and sell securities pursuant to Section 366.04, Florida Statutes, and Chapter 25-8, Florida Administrative Code. The Company seeks PSC approval pursuant to Section 366.04, Florida Statutes, to issue, sell, and/or exchange any combination of the long-term debt, short-term notes, and equity securities and/or to assume liabilities or obligations as guarantor, endorser, or surety in an incremental amount not to exceed \$45,000,000, excluding retained earnings during the calendar year 2007.

DATE AND TIME: Tuesday, October 24, 2006, 9:30 a.m., although the time at which this item will be heard cannot be determined at this time.

PLACE: Commission Hearing Room 148, Betty Easley Conference Center, 4075 Esplanade Way, Tallahassee, Florida 32301

GENERAL SUBJECT MATTER TO BE CONSIDERED: To take final action in Docket No. 060632-GU.

Any person requiring some accommodation at this hearing 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).

For additional information, please contact Katherine Fleming, Office of the General Counsel, (850)413-6218.

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The Florida **Public Service Commission** announces its regularly scheduled conference to which all interested persons are invited.

DATE AND TIME: October 24, 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 the Division of the Commission



Clerk and Administrative Services at (850)413-6770 or writing to: 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 at (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).

The Florida **Public Service Commission** announces its Internal Affairs Meeting to which all interested persons are invited.

DATE AND TIME: October 24, 2006, Immediately following the Commission Conference which commences at 9:30 a.m. in Commission Hearing Room 148

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 at (850)413-6770 at least 48 hours prior to the meeting. 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 change or cancellation, notice will be published at the earliest practicable time on the Commission's website at <http://www.psc.state.fl.us/agendas/internalaffairs/>

The Florida **Public Service Commission** will conduct public hearings in the service territory of BellSouth to elicit public testimony regarding the company's petition seeking recovery of its 2005 Tropical System Related Costs and Expenses pursuant to Section 364.051(4), Florida Statutes. (Docket No. 060598-TL). Public testimony will be received relating to the

factors outlined in Section 364.051(4), Florida Statutes, which the Commission must consider in making its decision in this matter. The public hearing will be conducted at the following time, date and location:

DATE AND TIME: Wednesday, October 25, 2006, 4:00 p.m. – 6:00 p.m. (Central Time)

PLACE: Hagler Auditorium (Room 252), Pensacola Jr. College, 1000 College Blvd., Pensacola, Florida

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

Docket No. 060258-WS – Application for increase in water and wastewater rates in Seminole County by Sanlando Utilities Corp.

DATE AND TIME: Wednesday, October 25, 2006, 6:00 p.m.

PLACE: Eastmonte Civic Center Auditorium, 830 Magnolia Drive, Altamonte Springs, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of the meeting is to give customers and other interested persons an opportunity to offer comments to the Public Service Commission staff regarding the quality of service the Utility provides, the proposed rate increase, and to ask questions or make comments on other issues. Commission staff will be available to address and coordinate customers' comments and to assist members of the public. A representative from the utility may also be in attendance. At the beginning of the meeting, procedures will be established for the order of comments. The Public Service Commission staff will have sign-up sheets, and customers will be called in the order that they sign up to speak. One or more Commissioners of the Florida Public Service Commission may attend and participate in the meeting.

Any person requiring some accommodation at this meeting because of a physical impairment should call the Division of the Commission Clerk and Administrative Services at (850)413-6770 at least 48 hours prior to the meeting. 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). For further information, contact Jennifer Brubaker, Office of the General Counsel, (850)413-6228.

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

NOTICE OF RESCHEDULING – The Florida **Public Service Commission** announces that the customer meeting previously scheduled for October 4, 2006, in the following docket, has been RESCHEDULED, to which all interested persons are invited.

DOCKET NO. 060255-SU – Application for increase in wastewater rates in Pinellas County by Tierra Verde Utilities, Inc.

RESCHEDULED DATE AND TIME: Wednesday, November 1, 2006, 6:00 p.m.

PLACE: City of St. Pete Beach City Hall, City Commission Chambers, 155 Corey Ave., St. Pete Beach, FL 33706, (727)363-9920

GENERAL SUBJECT MATTER TO BE CONSIDERED: To give customers and other interested persons an opportunity to offer comments regarding the quality of service the utility provides, the proposed wastewater rate increase, and to ask questions and comment on other issues.

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

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

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

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

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

Docket No. 060362-EI – Petition to recover natural gas storage project costs through fuel cost recovery clause, by Florida Power and Light

DATES AND TIME: November 6-8, 2006, 9:30 a.m. (EST); The starting times on November 7 and 8, 2006, will be announced at the conclusion of the hearing on November 6 and 7, 2006, respectively. The hearing may be adjourned early if all testimony is concluded.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this hearing shall be to receive testimony and exhibits relative to issues and subjects, including but not limited to, the following:

Determination of recovery of natural gas storage project costs, including monthly storage reservation charges, fuel retention and commodity charges for injection and withdrawal, monthly insurance charges, base gas charges, carrying costs on natural gas stored in inventory.

All witnesses shall be subject to cross-examination at the conclusion of their testimony. The proceedings will be governed by the provisions of Chapter 120, F.S., and Chapter 25-28, F.A.C.

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

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

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## EXECUTIVE OFFICE OF THE GOVERNOR

The **Governor's Property and Casualty Insurance Reform Committee** announces a public meeting to which all persons are invited.

DATE AND TIMES: October 12, 2006, 9:00 a.m. – 10:00 a.m., public testimony; 10:00 a.m. – 4:00 p.m., Committee business

PLACE: St. Petersburg College EpiCenter Collaborative Lab, 13805 58th Street, North, Largo, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public testimony and Committee business.

A copy of the agenda may be obtained by contacting [www.myfloridainsurancereform.com](http://www.myfloridainsurancereform.com) prior to the meeting date. 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 1 day before the workshop/meeting by contacting Leslie Jacobs, Office of Lt. Governor Toni Jennings, (850)488-4711. 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 Leslie Jacobs, Office of Lt. Governor Toni Jennings, at (850)488-4711.

The **Property Tax Reform Committee**, as established by Executive Order Number 06-141, announces a public meeting to which all persons are invited.

DATE AND TIME: October 17, 2006, 10:00 a.m. – 5:00 p.m.

PLACE: James L. Batten Conference Room, Building 2, Room 2106, Miami-Dade College-Wolfson Campus, 300 N. E. 2nd Avenue, Miami, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Florida property tax structure and procedures; public testimony regarding property taxation in Florida.

A copy of the agenda may be obtained at [www.propertytaxreform.state.fl.us](http://www.propertytaxreform.state.fl.us) or by contacting Rosa Dorsey at (850)487-1880.

The **Council on State Agency Inspectors General** announces a public meeting to which all persons are invited.

DATE AND TIME: October 24, 2006, 9:00 a.m. – 4:00 p.m.

PLACE: The Capitol, 21st Floor, Media Conference Room 2103, Tallahassee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The primary objectives of this fifth meeting of the Council will be continuing business of the Council's legislative mandate.

For more information, you may contact: Derry Harper, Chief Inspector General, The Capitol, Room 2103, Tallahassee, FL 32399, (850)922-4637.

The Audit Committee of the **Scripps Florida Funding Corporation** announces a public meeting to which all persons and interested media are invited, except as provided under Section 288.9551, Fla.Stat. (2003).

DATE AND TIME: Tuesday, October 10, 2006, 2:30 p.m. (EST)

PLACE: Teleconference: 1(877)279-4173, Passcode: 254482

GENERAL SUBJECT MATTER TO BE CONSIDERED: At this meeting, the Audit Committee will review the June 30, 2006 TSRI and Scripps Florida unaudited financial reports and the Scripps Florida 2006/2007 Budget.

The date, time, and/or place are subject to change. Please check <http://www.flgov.com/scripps> for meeting date, time, place, and materials. Pursuant to Section 286.26, Florida Statutes, any disabled person wishing to participate in this

meeting in order to request any needed special assistance should contact [sara.misselhorn@myflorida.com](mailto:sara.misselhorn@myflorida.com) at least 48 hours in advance of the meeting.

## REGIONAL PLANNING COUNCILS

The **West Florida Regional Planning Council**, announces a Meeting Schedule to which all interested persons is invited.

The Audit Committee

DATE AND TIME: October 16, 2006, 3:00 p.m.

The Executive Committee

DATE AND TIME: October 16, 2006, 3:30 p.m.

Regular Business Meeting

DATE AND TIME: October 16, 2006, 4:00 p.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Business Meeting.

A copy of the agenda may be obtained by contacting WFRPC 1(800)266-8914 or [www.wfrpc.dst.fl.us](http://www.wfrpc.dst.fl.us)

The **West Florida Regional Planning Council**, District 1, LEPC announces a meeting to which all interested persons are invited.

DATE AND TIME: Wednesday, October 18, 2006, 10:00 a.m.

PLACE: The Santa Rosa County Administrative Building, Board of County Commissioners Meeting Room, 6495 Caroline St., Milton, FL

Training and Resource Subcommittee Meeting

DATE AND TIME: Wednesday, October 18, 2006, 8:30 a.m.

PLACE: The Santa Rosa County Administrative Building, Board of County Commissioners Meeting Room, 6495 Caroline St., Milton, FL

Additional information: Debbie Thayer, West Florida Regional Planning Council, District LEPC Staff, (850)595-8910, ext 217.

The District 5, **Local Emergency Planning Committee** announces a public meeting to which all persons are invited.

PLACE: Lake/Sumter Community College, Room 4110, 1405 County Road 526A, Sumterville, FL 33585

COMMITTEE NAME: Training Subcommittee

DATE AND TIME: Wednesday, October 18, 2006, 9:30 a.m.

COMMITTEE NAME: Local Emergency Planning Committee

DATE AND TIME: Wednesday, October 18, 2006, 10:30 a.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Chairman report, Committee updates, and other organizational matters regarding the committees. If a person decides to appeal any decision made by the Committee with respect to any matter considered at this meeting, he will need a record of the proceedings, and for such purpose he 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 regarding the meeting you may contact Michael Arnold at (352)732-1315, ext. 228.

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The **Withlacoochee Regional Planning Council** announces a public meeting of its Board of Directors to which all persons are invited.

DATE AND TIME: Thursday, October 19, 2006, 7:00 p.m.

PLACE: Withlacoochee Regional Planning Council, 1241 Southwest 10th Street, Ocala, FL 34474-2798

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

A copy of the agenda may be obtained by writing to: Withlacoochee Regional Planning Council, 1241 S. W. 10th Street, Ocala, FL 34474-2798.

Affected persons are advised that it may be necessary for them to ensure that a verbatim record of the meeting is made, including the testimony and evidence upon which the appeal is to be based.

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

DATE AND TIME: Monday, October 9, 2006, 8:00 a.m.

PLACE: Hyatt Regency Hotel, Hemisphere Restaurant at the Orlando International Airport

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the Executive Board of the East Central Florida Regional Planning Council (ECFRPC).

A copy of the agenda may be obtained by contacting: [diane@ecfrpc.org](mailto:diane@ecfrpc.org)

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

DATE AND TIME: Wednesday, October 18, 2006, 10:00 a.m. – 12:00 p.m.

PLACE: East Central Florida Regional Planning Council, 631 North Wymore Road, Suite 100, Maitland, FL 32751

GENERAL SUBJECT MATTER TO BE CONSIDERED: A meeting of the East Central Florida Regional Planning Council (ECFRPC).

A meeting of the Nominating Committee of the ECFRPC will meet at 9:30 a.m., at the same location.

A copy of the agenda may be obtained by contacting [diane@frpc.org](mailto:diane@frpc.org)

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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, November 13, 2006, 9:00 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, November 13, 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, November 13, 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, November 23, 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, November 27, 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.

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

DATE AND TIME: October 19, 2006, 9:00 a.m.

PLACE: Sanibel Harbour Resort & Spa, 17260 Harbour Pointe Drive, Fort Myers, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board meeting of the Regional Planning Council.

A copy of the proposed agenda may be obtained by either contacting the SWFRPC at (239)338-2550 or on their website [www.swfrpc.org](http://www.swfrpc.org)

All Council Subcommittee meetings will meet either immediately prior or following the Council meeting unless otherwise advertised.

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

Any person requiring special accommodation due to disability or physical impairment should contact Mr. David Burr, (239)338-2550 at least five calendar days prior to the meeting. Persons who are hearing impaired should contact Mr. Burr using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

**DATES AND TIMES:** October 19, 2006, 10:00 a.m.; October 20, 2006, 9:00 a.m.

**PLACE:** Sanibel Harbour Resort & Spa, 17260 Harbour Pointe Drive, Fort Myers, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Council's 2006 Retreat.

A copy of the proposed agenda may be obtained by either contacting the SWFRPC at (239)338-2550 or on their website [www.swfrpc.org](http://www.swfrpc.org)

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

All Council Subcommittee meetings will meet either immediately prior or following the Council meeting unless otherwise advertised.

Any person requiring special accommodation due to disability or physical impairment should contact Mr. David Burr, (239)338-2550 at least five calendar days prior to the meeting. Persons who are hearing impaired should contact Mr. Burr using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

**DATE AND TIME:** October 20, 2006, 12:30 p.m.

**PLACE:** Sanibel Harbour Resort & Spa, 17260 Harbour Pointe Drive, Fort Myers, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Council's Transportation Summit.

All Council Subcommittee meetings will meet either immediately prior or following the Council meeting unless otherwise advertised.

A copy of the proposed agenda may be obtained by either contacting the SWFRPC at (239)338-2550 or on their website [www.swfrpc.org](http://www.swfrpc.org)

Please note that if a person decides to appeal any decision made by the Council with respect to any matter considered at the above cited meeting or hearing, he will need a record of the proceedings, and for such purpose, he may need to ensure that

a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

Any person requiring special accommodation due to disability or physical impairment should contact Mr. David Burr, (239)338-2550 at least five calendar days prior to the meeting. Persons who are hearing impaired should contact Mr. Burr using the Florida Dual Party Relay System, 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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The District II, **Local Emergency Planning Committee** (LEPC) announces a public meeting to which all persons are invited.

**DATE AND TIME:** Wednesday, October 18, 2006, 10:00 a.m. (Eastern Time), 9:00 a.m. (Central Time)

**PLACE:** Tallahassee Fire Department Training Room, 2964 Municipal Way, Tallahassee, Florida 32304

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** To hold the regularly scheduled LEPC meeting.

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

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

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

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### COMMISSION ON ETHICS

The **Commission on Ethics** announces a public meeting to which all interested persons are invited.

**DATE AND TIME:** October 20, 2006, 8:30 a.m.

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

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Regular Commission Meeting.

A copy of the agenda may be obtained by writing to: Commission on Ethics, Post Office Drawer 15709, Tallahassee, Florida 32317-5709. Meeting materials also will be available from 8:00 a.m. to 5:00 p.m., Monday through Friday at 3600 Maclay Blvd., S., Suite 201, prior to the meeting.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this meeting is asked to advise the Commission at least 48 hours before the meeting by contacting the Commission on Ethics at (850)488-7864. If you are hearing or speech impaired, please contact the Commission by using the Florida Relay Service which can be reached at 1(800)955-8771 (TDD).

**WATER MANAGEMENT DISTRICTS**

The **Southwest Florida Water Management District** (SWFWMD) announces the following public meetings that some members of the Governing and Basin Boards may attend and to which all interested persons are invited:

**TOUR OF WATER SUPPLY FACILITIES**

**DATE AND TIME:** Friday, October 13, 2006, 8:45 a.m.  
**PLACE:** Tampa Bay Water's Regional Surface Water Treatment Plant, on Highway 301(2301 Water Lane), Tampa, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Familiarize Board members with Tampa Bay Water's water supply facilities. The group will tour the Tampa Bay Seawater Desalinization Facility, 13041 Wyandotte Road, Gibsonton, Florida, the C. W. "Bill" Young Regional Reservoir, 12707 South County Road 39, Lithia, Florida, and the Tampa Bay Regional Surface Water Treatment Plant, 2301 Water Lane, Tampa, Florida.

**HILLSBOROUGH RIVER BASIN BOARD MEETING AND WORKSHOP**

**DATE AND TIME:** Tuesday, October 17, 2006, 9:00 a.m.  
**PLACE:** Tampa Service Office, 7601 U.S. Highway 301, North, Tampa, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Consider Basin business and annual planning workshop. This is a change of date from the original schedule.

**RULE DEVELOPMENT PUBLIC WORKSHOP ON PROPOSED MINIMUM AND GUIDANCE LEVELS FOR TSALA APOPKA LAKE AND FORT COOPER LAKE IN CITRUS COUNTY**

**DATE AND TIME:** October 17, 2006, 6:30 p.m.  
**PLACE:** Citrus County Auditorium, 3610 South Florida Avenue, Inverness, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Gather public input on rule development.

**SUB-COMMITTEE OF GOVERNING BOARD MEMBERS**

**DATE AND TIME:** Tuesday, October 17, 2006, 1:30 p.m.  
**PLACE:** Tampa Service Office, 7601 U.S. Highway 301, North, Tampa, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Southwest Florida Water Management District organizational and operational structure, management training and

development, wages and benefits, strategic planning and the role and training of members of the governing board, and other matters relating to the operation of the District.

**RULE DEVELOPMENT PUBLIC WORKSHOP ON PROPOSED MINIMUM AND GUIDANCE LEVELS FOR BIG GANT LAKE, LAKE DEATON, LAKE MINONA, LAKE OKAHUMPKA AND LAKE PANASOFFKEE IN SUMER COUNTY**

**DATE AND TIME:** October 18, 2006, 6:00 p.m.  
**PLACE:** City of Wildwood Community Center, 6500 County Road 139, Wildwood, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Gather public input on rule development.

These are public meetings; agendas are available by contacting: Southwest Florida Water Management District, Executive Department, 2379 Broad Street, Brooksville, Florida 34604.

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 **Southwest Florida Water Management District** announces a public meeting, hearing or workshop to which all persons are invited.

**INDUSTRIAL ADVISORY COMMITTEE**

**DATE AND TIME:** Tuesday, October 17, 2006, 9:00 a.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 contacting: Southwest Florida Water Management District, 2379 Broad Street (U.S. 41 South), Brooksville, Florida 34604 or by calling (352)796-7211 or 1(800)423-1476 (Florida only) extension 4402.

The District does not discriminate based on disability. Anyone requiring reasonable accommodation under the ADA should contact (352)796-7211 or 1(800)423-1476 (Florida only) extension 4402 or TDD ONLY 1(800)231-6103 (Florida only).

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

**DATE AND TIME:** Wednesday, October 25, 2006, 9:00 a.m. – 4:00 p.m.

**PLACE:** Okeechobee Civic Center, 1750 U.S. Highway 98, North, Okeechobee, 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 to: 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 at (561)682-6517.

The Big Cypress Basin Board, **South Florida Water Management District** announces a public meeting which may be conducted by means of, or in conjunction with, communications media technology, specifically by telephonic conference, to which all interested persons are invited.

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

PLACE: Collier County Government Center, Commission Chambers, Building F, 3301 East Tamiami Trail, Naples, Florida. The above address shall be the designated access point for public attendance of the meeting.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Conduct regular Basin Board Business.

A copy of the agenda may be obtained by writing to: Big Cypress Basin, 6089 Janes Lane, Naples, Florida 34109, or by calling Kathleen Tetrault at (239)597-1505.

Appeals from any Big Cypress Basin Board decision require a record of the proceedings. Although Basin Board meetings 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 Kathleen Tetrault, (239)597-1505, at least forty-eight (48) hours before the meeting to make appropriate arrangements.

Those persons who desire more information, or those wishing to submit written or physical evidence may contact: Kathleen Tetrault, Big Cypress Basin, 6089 Janes Lane, Naples, Florida 34109, (239)597-1505.

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## REGIONAL UTILITY AUTHORITIES

The **Withlacoochee Regional Water Supply Authority** announces that the Authority will hold its regular October monthly board meeting as scheduled. This is a public meeting to which all persons are invited.

DATE AND TIME: October 18, 2006, 4:30 p.m.

PLACE: Citrus County Courthouse, Commission Chambers, First Floor, 110 N. Apopka Avenue, Inverness, FL 34450

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

A copy of the agenda may be obtained by writing to: Withlacoochee Regional Water Supply Authority, P. O. Drawer 190, Tallahassee, Florida 32302.

Although these board meetings are normally recorded, affected persons are advised that it may be necessary for them to make their own arrangements if a verbatim record of the meeting is needed, including testimony and evidence upon which any appeal is to be based.

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## SPACE FLORIDA

**Space Florida** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, October 12, 2006, 11:00 a.m. – 1:00 p.m.

PLACE: The Astronauts Memorial Foundation, The Center for Space Education, Space Florida, Mail Code: SPFL, State Road 405, Building M6-306, Room #9030, Kennedy Space Center, FL 32899. Call in number: (650)429-3300, Meeting number: 682 073 072

GENERAL SUBJECT MATTER TO BE CONSIDERED: Space Florida Business Development Committee.

To obtain a copy of the agenda, write to: The Astronauts Memorial Foundation, The Center for Space Education, Space Florida, Mail Code: SPFL, State Road 405, Building M6-306, Room #9030, Kennedy Space Center, FL 32899, or visit their website at [www.spaceflorida.gov](http://www.spaceflorida.gov)

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 7 days before the workshop/meeting by contacting: The Astronauts Memorial Foundation, The Center for Space Education, Space Florida, Mail Code: SPFL, State Road 405, Building M6-306, Room #9030, Kennedy Space Center, FL 32899. 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 Cheryl Carr, (321)730-5301.

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## DEPARTMENT OF ELDER AFFAIRS

The **Department of Elder Affairs, Division of Volunteer and Community Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, October 20, 2006, 8:30 a.m. – 4:30 p.m.

PLACE: Sheraton Suite Orlando Airport, 7550 Augusta National Dr., Orlando, Florida 32822, (407)240-5555

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss various issues regarding the Alzheimer's Disease Initiative.



A copy of the agenda may be obtained by contacting: Rosa Pena, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2000

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 72 hours before the workshop/meeting by contacting: Rosa Pena, 4040 Esplanade Way, Tallahassee, FL 32399, (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).

For more information, you may contact: Rosa Pena, 4040 Esplanade Way, Tallahassee, FL 32399, (850)414-2000.

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#### AGENCY FOR HEALTH CARE ADMINISTRATION

The **Agency for Health Care Administration** announces a meeting 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, October 19, 2006, 10:00 a.m.

PLACE: Agency for Health Care Administration, Conference Room A, 2727 Mahan Drive, Tallahassee, Florida. Anyone interested in participating by telephone may dial (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 to: 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/chistwg\\_hcfw.shtml](http://ahca.myflorida.com/SCHS/chistwg_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, at (850) 922-0594 at least five calendar days prior to the meeting.

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

DATE AND TIME: Monday, October 23, 2006, 1:00 p.m. – 3:00 p.m.

PLACE: Suncoast Region, Department of Children and Family Services, Substance Abuse and Mental Health Program Office, Mary Grizzle Building, Room 142-B, 11351 Ulmerton Road, Largo FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Area Five Managed Care Behavioral Health Advisory Group will hold its quarterly meeting. The purpose of the meeting is to provide a forum for the community to discuss issues surrounding managed behavioral health care services with representatives from the managed care plans, the Agency, and the Department of Children and Family Services.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Jorja Daniels, (813)871-7600, ext. 132, at least five calendar days prior to the meeting.

For additional information contact: Jorja Daniels, Agency for Health Care Administration, 6800 North Dale Mabry Highway, Suite 200, Tampa, FL 33607, [danielsj@ahca.myflorida.com](mailto:danielsj@ahca.myflorida.com)

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The **Agency for Health Care Administration**, in conjunction with the Agency for Persons with Disabilities, announces the following rule workshop to which all persons are invited.

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

PLACE: Conference Room A and B, Hurston Building, South Tower, 400 West Robinson Street, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Agency for Health Care Administration published a Notice of Rule Development in the F.A.W., Vol. 32, No 39, on September 29, 2006 pertaining to Rule 59G-13.080, F.A.C., Home and Community-Based Services. The purpose of the rule amendment to Rule 59G-13.080, F.A.C., is to incorporate by reference Update September 2006 to the Florida Medicaid Developmental Disabilities Waiver Services Coverage and Limitations Handbook. The handbook is being updated to remove the crisis enrollment policies from Appendix F, Recipient Wait List. The crisis enrollment policies are being promulgated in new rule Chapter 65G, F.A.C., by the Agency for Persons with Disabilities as mandated by Section 393.065, F.S. In the Notice of Rule Development we advertised a public workshop to be held in Tallahassee, Florida. This notice is to advertise a second public workshop to be held in Orlando.

For a copy of draft update September 2006 to the Florida Medicaid Developmental Disabilities Waiver Services Coverage and Limitations Handbook, please contact: Pam Kyllonen, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)414-9756, [kyllonep@ahca.myflorida.com](mailto:kyllonep@ahca.myflorida.com).



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 Pam Kyllonen at the above contact information.

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The **Agency for Health Care Administration**, Medicaid Reform Technical Advisory Panel announces the following meetings.

DATE AND TIME: October 24, 2006, 1:00 p.m. – 4:00 p.m.

PLACE: 2727 Mahan Drive, Building 3, Conference Room A, Tallahassee, FL 32308. Dial-In Number 1(877)328-7346, Conf ID# 5567947

DATE AND TIME: November 16, 2006, 1:00 p.m. – 4:00 p.m.

PLACE: 2727 Mahan Drive, Building 3, Conference Room A, Tallahassee, FL 32308. Dial-In Number 1(877)328-7346, Conf ID# 5568082

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

DATE AND TIME: Thursday, October 26, 2006, 1:30 p.m. – 3:00 p.m.

PLACE: Agency for Community Treatment Services, (ACTS) Building, 4612 North 56th Street, Tampa, Florida 33610

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Area Six Managed Care Behavioral Health Advisory Group will hold its quarterly meeting. The purpose of the meeting is to provide a forum for the community to discuss issues surrounding managed behavioral health care services with representatives from the managed care plans, the Agency, and the Department of Children and Family Services.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Jorja Daniels, (813)871-7600, ext. 132, at least five calendar days prior to the meeting.

For additional information contact: Jorja Daniels, Agency for Health Care Administration, 6800 North Dale Mabry Highway, Suite 220, Tampa, FL 33607, E-mail: danielsj@ahca.myflorida.com

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NOTICE OF CANCELLATION – The **Agency for Health Care Administration** announces the cancellation of the Medicaid Reform Technical Advisory Panel meeting which was scheduled for:

DATE: November 16, 2006

PLACE: 2727 Mahan Drive Building 3, Conference Room A, Tallahassee, FL 32308

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

DATE AND TIME: October 16, 2006, 10:00 a.m. – 1:00 p.m.

PLACE: Holiday Inn – Orange Park, 150 Park Ave., Orange Park, FL 32073, (904)264-9513

GENERAL SUBJECT MATTER TO BE CONSIDERED: This workshop is being held to afford interested persons the opportunity to gather information regarding the expansion of Medicaid Reform into Baker, Clay and Nassau Counties, as it relates to its effects on health plans.

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

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

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

DATE AND TIME: October 16, 2006, 2:00 p.m. – 5:00 p.m.

PLACE: Holiday Inn – Orange Park, 150 Park Ave., Orange Park, FL 32073, (904)264-9513

GENERAL SUBJECT MATTER TO BE CONSIDERED: This workshop is being held to afford interested persons the opportunity to gather information regarding the expansion of Medicaid Reform into Baker, Clay and Nassau Counties, as it relates to its effects on Medicaid beneficiaries and advocates, in Baker, Clay and Nassau Counties.

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

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

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The **Agency for Health Care Administration**, Medicaid Reform Technical Advisory Panel announces this meeting.

DATE AND TIME: December 7, 2006, 1:00 p.m. – 4:00 p.m.

PLACE: 2727 Mahan Drive, Building 3, Conference Room A, Tallahassee FL 32308. Dial-In Number 1(877)328-7346, Conf ID# 5568082

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#### DEPARTMENT OF MANAGEMENT SERVICES

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

DATES AND TIME: October 16-17, 2006, 8:30 a.m.

PLACE: Embassy Suites Ft. Lauderdale, 1100 S.E. 17th Street, Ft. Lauderdale, Florida

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

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

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

Persons requiring accommodations because of a physical, visual, auditory, or speech impairment should contact the Commission Clerk at least ten days prior to the hearing. If you are hearing or speech impaired, call by using the Florida Relay Service which can be reached at 1(800)955-8771 (TDD). Hearing rooms and facilities are wheelchair accessible.

The **Department of Management Services** announces a joint meeting of the Joint Dispatch Oversight, Standard Operating Procedures and Technical Committees of the Joint Task Force on State Agency Law Enforcement Communications to which all interested persons are invited.

DATE AND TIME: October 17, 2006, 1:30 p.m.

PLACE: Florida Department of Law Enforcement, 2331 Phillips Road, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss operational matters of the Statewide Law Enforcement Radio System.

For more information about the agenda, contact Victor Cullars, Florida Department of Law Enforcement (850)410-8300 or Todd Preston, Fish and Wildlife Conservation Commission (850)410-0656.

The **Department of Management Services** announces a public meeting of the Joint Task Force on State Agency Law Enforcement Communications to which all interested persons are invited.

DATE AND TIME: October 25, 2006, 1:30 p.m.

PLACE: Florida Department of Transportation, Office of Motor Carrier Compliance, 325 John Knox Road, Tallahassee, FL. The conference call number is (850)414-1711 or Suncom 994-1711.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss and take action on the items in the meeting agenda.

A copy of the agenda may be obtained by writing to: Linda Fuchs, Department of Management Services, 4030 Esplanade Way, Suite 125, Tallahassee, Florida 32399-0950 or linda.fuchs@dms.myflorida.com

If a person decided to appeal any decision made by the Joint Task Force with respect to any matter considered at the meeting, he/she will need a record of the proceedings and may need to ensure 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 some accommodation at this hearing because of a physical impairment should call the Department of Management Services, (850)922-7435 at least five calendar days prior to the meeting. If you are hearing- or speech-impaired, please contact the Department of Management Services by using the Florida Relay Service which can be reached at 1 (800)955-8771 (TDD).

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## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE OF CANCELLATION – The **Department of Business and Professional Regulation**, Elevator Safety Technical Advisory Council, Legislative Subcommittee announces the cancellation of a teleconference scheduled for:

DATE AND TIME: September 20, 2006, 8:30 a.m.

THE PERSON TO CONTACT REGARDING THE PUBLIC MEETING IS: Marlita Peters, Administrative Assistant III, Department of Business and Professional Regulation, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, FL 32399-1014, (850)644-2051.

The Florida **Department of Business and Professional Regulation**, Bureau of Elevator Safety announces the next meeting of the Elevator Safety Technical Advisory Council to which all persons are invited.

DATE AND TIME: October 24, 2006, 9:00 a.m. – 3:00 p.m. (EST)

PLACE: The Royal Plaza Hotel, 1905 Hotel Plaza Blvd., Lake Buena Vista, FL 32830-2203

Questions and Comments may be directed John Calpini, Chief, Bureau of Elevator Safety at (850)488-9098.

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NOTICE OF CORRECTION – The Florida **Board of Architecture and Interior Design** announces the following meeting which all persons are invited to attend.

DATE AND TIME: October 24, 2006, 9:00 a.m. (Eastern Time)

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business: discussion items include – architecture profession, interior design profession, rules, and review of applications.

DATE AND TIME: October 25, 2006, 9:00 a.m. (Eastern Time)

PLACE: Hilton Cocoa Beach Oceanfront, 1550 N. Atlantic Avenue, Cocoa Beach, FL 32931, (321)799-0003

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
General Business.

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

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

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

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The **Department of Business and Professional Regulation** announces a public meeting of the Florida Barbers' Board to which all persons are invited to attend.

DATE AND TIME: Monday, November 13, 2006, 9:00 a.m. or soon there after

PLACE: The Florida Hotel & Conference Center, 1500 Sand Lake Road, Orlando, Florida 32809

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
General meeting of the board to conduct regular board business.

A copy of the agenda may be obtained by writing to: Florida Barbers' Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0790.

If a person decides to appeal any decision made by the board with respect to any matter considered at this meeting or hearing, they will need a record of the proceedings, and for such purpose they 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 Area of Critical State Concern, (850)488-4925, at least five calendar days prior to the meeting being held. If you are hearing or speech impaired please contact the Area of Critical State Concern using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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NOTICE OF CANCELLATION – The **Department of Business and Professional Regulation** announces the cancellation of the public meeting of the Florida Board of Cosmetology that published with the F.A.W. on September 22, 2006, Vol. 32 / No. 38.

DATE AND TIME: Sunday, October 29, 2006, 10:00 a.m. or soon there after

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
General meeting of the board to conduct regular board business.

DATE AND TIME: Monday, October 30, 2006, 9:00 a.m. or soon there after

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
General meeting of the board to conduct regular board business.

PLACE: The Florida Hotel and Conference Center, 1500 Sand Lake Road, Orlando, Florida 32809

This meeting will be rescheduled and re-announced at a later date.

A copy of the agenda may be obtained by writing to: Florida Board of Cosmetology, 1940 North Monroe Street, Tallahassee, Florida 32399-0790.

If a person decides to appeal any decision made by the board with respect to any matter considered at this meeting or hearing, they will need a record of the proceedings, and for such purpose they 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 Area of Critical State Concern at (850)488-4925, at least five calendar days prior to the meeting being held. If you are hearing or speech impaired please contact the Area of Critical State Concern using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

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

PLACE: Hyatt Regency, Orlando International Airport, 9300 Airport Blvd. Orlando, FL 32827, (407)825-1234

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

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

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

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact the Board office at (850)487-8304 at least five calendar days

prior to the meeting. If you are hearing or speech impaired, please contact the Board office using the Florida Dual Party Relay System which can be reached at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

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

**DATES AND TIMES:** October 25, 2006, 1:00 p.m.; October 26, 2006, 9:00 a.m.

**PLACE:** Department of Business and Professional Regulation, Board Conference Room, 1940 North Monroe Street, Tallahassee, Florida 32399

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Conduct General Business.

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

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

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact Richard Morrison by Tuesday, October 24, 2006.

The **Board of Accountancy** announces the following public meetings to which all persons are invited.

**DATES AND TIMES:** Thursday, October 26, 2006, 10:00 a.m. – until all Probable Cause Panel business is concluded; Thursday, October 26, 2006, 1:00 p.m. – until all Budget business is concluded; Friday, October 27, 2006, 9:00 a.m. – until 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 budget issues. 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. Note: Portions of the Probable Cause Panel meeting may be closed to the public.

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 to: Veloria A. Kelly, Acting Division Director, Division of Certified Public Accounting, 240 N. W. 76th Drive, Suite A, Gainesville, Florida 32607.

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 at (850)487-1395. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8711.

#### **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**, Designated Uses and Classification Refinement Policy Advisory Committee (PAC) Working Group Subcommittee announces a public meeting to which all persons are invited.

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

**PLACE:** Florida Department of Environmental Protection, Southeast District Office, 400 North Congress Ave., Suite 200, 2nd Floor, Conference Room, West Palm Beach, Florida

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** This is a subcommittee of the Designated Uses and Classification Refinement Policy Advisory Committee (PAC). The purpose of this meeting will be to discuss categorical definitions for canals.

A copy of the agenda may be obtained by contacting: Stacey Feken, Water Quality Standards and Special Projects Program, Division of Water Resource Management, Department of Environmental Protection, 2600 Blair Stone Road, MS 3560, Tallahassee, Florida 32399-2400, E-mail: [Stacey.feken@dep.state.fl.us](mailto:Stacey.feken@dep.state.fl.us), (850)245-8421, or by going to the Department's website at [http://www.dep.state.fl.us/water/wqssp/d\\_use.htm](http://www.dep.state.fl.us/water/wqssp/d_use.htm)

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting Stacey Feken at (850)245-8421. If you are hearing

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

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

DATE AND TIME: October 19, 2006, 9:00 a.m.

PLACE: Wakulla Springs State Park, Pavilion Room, 550 Wakulla Park Drive, Wakulla Springs, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the seventeenth and last meeting of the Pollutant Trading Policy Advisory Committee (PTPAC). The meeting will focus on the draft version of the committee's report to the legislature, which is due in November.

A copy of the agenda may be obtained by contacting: Pat Waters, Department of Environmental Protection, 2600 Blair Stone Road, Watershed Assessment Section, MS 3555, Tallahassee, Florida 32399-2400 or by calling her 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 at (850)245-8449. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

DATE AND TIME: October 19, 2006, 1:00 p.m. – 3:00 p.m.

PLACE: Department of Environmental Protection, Twin Towers Building, Rm. 235C, 2600 Blair Stone Rd. Tallahassee, FL or teleconference number: (850)414-1711 or Suncom: 994-1711

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss proposed changes to the draft final recommendations of the Landscape Irrigation Design Standards Committee (established under Section 373.228 Florida Statutes), and to discuss future committee work. Most, if not all, of the Committee members will be participating by teleconference. The public can attend in person at the address provided in this notice, or by teleconference by dialing the teleconference number provided in this notice.

A copy of the agenda may be obtained by contacting: Antonette Tucker, Department of Environmental Protection, Division of Water Resource Management, 2600 Blair Stone Rd., MS 46, Tallahassee, FL 32399, (850)245-8677. Comments or other physical evidence may also be submitted to Ms. Tucker.

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: Antonette Tucker, Department of Environmental Protection, Division of Water Resource Management, 2600 Blair Stone Rd., MS 46, Tallahassee, FL 32399, (850)245-8677. 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: Antonette Tucker, Department of Environmental Protection, Division of Water Resource Management, 2600 Blair Stone Rd., MS 46, Tallahassee, FL 32399, (850)245-8677.

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The **Division of Air Resource Management** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, October 26, 2006, 9:00 a.m.

PLACE: Florida Department of Protection, Division of Air Resource Management, 111 South Magnolia Drive, Suite 23, Directors Conference Room, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Department is conducting a public meeting pursuant to the requirements of 40 CFR 51.102 to hear comments on its proposal to submit to the U.S. Environmental Protection Agency, as a proposed revision to Florida's State Implementation Plan (SIP) under the Clean Air Act, a set of amendments to rule Chapters 62-210, and 62-296, F.A.C. The rule amendments, as published September 22, 2006 in the F.A.W., if approved by the Secretary and adopted by the Department, will incorporate changes resulting revisions related to air General Permits and Exemptions plus Incinerators and Concrete Batching Plants.

A copy of the agenda may be obtained by contacting: Ms. Lynn Scarce, Department of Environmental Protection, Division of Air Resource Management, 2600 Blair Stone Road, Mail Station 5500, Tallahassee, Florida 32399-2400 or by calling (850)921-9551.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Ms. Lynn Scarce at (850)921-9551. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The **Department of Environmental Protection**, Siting Coordination Office announces a hearing to which all persons are invited.

DATES AND TIME: November 27, 2006, 9:00 a.m.; continuing as necessary on November 28, 2006

PLACE: OUC Pershing Avenue Complex, Safety Training Room, First Floor, Electrical Distribution Building, 6003 Pershing Avenue, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The certification hearing originally scheduled for October 11-12, 2006 is cancelled and rescheduled. Administrative Law Judge Donald R. Alexander will conduct a hearing commencing on November 27, 2006, and continuing as necessary on November 28, 2006, to take testimony and evidence relating to the environmental effects and any other appropriate matters regarding the site certification of the proposed Orlando Utilities Commission's Stanton Energy Center expansion project, pursuant to the Florida Electrical Power Plant Siting Act, Sections 403.501-403.518, Florida Statutes. Judge Alexander will prepare Recommended Orders for submission to and final action by the Governor and Cabinet acting as the Siting Board, based on the hearings. Under Section 403.508(4), F.S., any person wishing to become a party to the proceedings should file a Motion to Intervene with Administrative Law Judge Donald R. Alexander, Division of Administrative Hearings, The DeSoto Building, 1230 Apalachee Parkway, Tallahassee, Florida 32399-1550, at least 30 days prior to the hearings.

A copy of the agenda may be obtained by contacting: Mr. Hamilton Oven, (850)245-8002, or at the Department of Environmental Protection, 2600 Blair Stone Road, M.S. 48, Tallahassee, Florida 32399-2400.

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: Landa Korokous, (850)245-8002. 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, Division of Recreation and Parks** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 9, 2006, 1:00 p.m. (ET)

PLACE: Guana Tolomato Matanzas NERR Environmental Education Center, 505 Guana River Road, Ponte Vedra, Florida  
GENERAL SUBJECT MATTER TO BE CONSIDERED: Presentation and discussion regarding preparation of Florida's 2007 Statewide Comprehensive Outdoor Recreation Plan (SCORP).

A copy of the agenda may be obtained by contacting: Ms. Patricia Evans, Division of Recreation and Parks, Office of Park Planning, 3900 Commonwealth Boulevard, Mail Station # 525, Tallahassee, Florida 32399, (850)245-3068 or email [patricia.evans@dep.state.fl.us](mailto:patricia.evans@dep.state.fl.us).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 days before the workshop/meeting by

contacting Ms. Patricia Evans at (850)245-3068. 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, Division of Recreation and Parks** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 9, 2006, 7:00 p.m. (ET)

PLACE: Guana Tolomato Matanzas NERR Environmental Education Center, 505 Guana River Road, Ponte Vedra, Florida  
GENERAL SUBJECT MATTER TO BE CONSIDERED: Presentation and discussion regarding preparation of Florida's 2007 Statewide Comprehensive Outdoor Recreation Plan (SCORP).

A copy of the agenda may be obtained by contacting: Ms. Patricia Evans, Division of Recreation and Parks, Office of Park Planning, 3900 Commonwealth Boulevard, Mail Station # 525, Tallahassee, Florida 32399, (850)245-3068 or email [patricia.evans@dep.state.fl.us](mailto:patricia.evans@dep.state.fl.us)

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 days before the workshop/meeting by contacting Ms. Patricia Evans at (850)245-3068. 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 Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling**, announces an official Board meeting. All interested parties are invited to attend at the address listed below, which is normally open to the public.

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

PLACE: Rosen Plaza Hotel, 9700 International Drive, Orlando, FL 32819, (407)996-9700

GENERAL SUBJECT MATTER TO BE CONSIDERED: Official Board Meeting.

A copy of the agenda may be obtained by writing to: Sue Foster, Executive Director, Department of Health, Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling, 4052 Bald Cypress Way, BIN #C08, Tallahassee, Florida 32399-3258.

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

Those who are hearing impaired, using TDD equipment can call the Florida Telephone Relay System at 1(800)955-8771. Persons requiring special accommodations due to disability or physical impairment should contact Sue Foster at (850)245-4474 at least one week prior to the meeting.

The **Department of Health, Board of Dentistry**, will hold a Probable Cause Panel meeting where reconsiderations will be heard.

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

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review reconsideration cases.

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 at (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 Probable Cause Panel of the **Board of Massage Therapy** announces a meeting to which all interested persons are invited.

DATE AND TIME: Wednesday, October 25, 2006, 6:00 p.m. or soon thereafter

PLACE: Double Tree Hotel in the Gardens, 4431 PGA Blvd., Palm Beach Gardens, FL 33410, (561)622-2260

GENERAL SUBJECT MATTER TO BE CONSIDERED: To review those cases on which a determination of existence of probable cause has already been made.

A copy of the PUBLIC portion of the agenda may be obtained by writing to: Samantha DiConcilio, Department of Health, Prosecution Services, 4052 Bald Cypress Way, Bin # C-65, Tallahassee, FL 32399.

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Practitioner Regulation Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Practitioner Regulation Section may be contacted at: 4052 Bald Cypress Way, MS C-06, Tallahassee, FL 32399, 1(800)955-8771 (TDD) or 1(800)955-8770 via Florida Relay Service.

The Florida **Board of Massage Therapy** will hold the following meeting to which all persons are invited.

DATES AND TIME: Thursday, October 26, 2006; Friday, October 27, 2006, 9:00 a.m. or shortly thereafter

PLACE: Double Tree Hotel in the Gardens, 4431 PGA Blvd., Palm Beach Gardens, FL 33410, (561)622-2260

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board business.

A copy of any item on the agenda may be obtained by writing: Pamela King, Executive Director, Board of Massage Therapy, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, or you may call (850)488-0595. You will be charged seventeen cents per page for the number of copies desired.

If a person decides to appeal any decision made by the Board with respect to any matter considered at this meeting or hearing, he may need to ensure that a verbatim record of the proceedings is made, which records 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 Christy Robinson, (850)488-0595, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Christy Robinson 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: October 13, 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 to: Gaynetta Rosier, Regulation Specialist II, Agency for Health Care Administration, Medical Services, Palmer Building, P. O. Box 14229, Tallahassee, Florida 32317-4229.

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

NOTE: In accordance with the Americans with Disabilities Act, persons needing a special accommodation to participate in this proceeding should contact the Medical Litigation Section no later than seven (7) days prior to the proceeding or meeting at which such special accommodation is required. The Medical Litigation Section may be contacted at: P. O. Box 14229,

Tallahassee, Florida 32317-4229, (850)922-2414, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice) via Florida Relay Service.

The Florida **Board of Osteopathic Medicine** will hold the following conference call to which all persons are invited.

DATE AND TIME: Tuesday, October 24, 2006, 3:00 p.m., or shortly thereafter

PLACE: Conference Call (850)414-1711 or Suncom 994-1711  
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Board business.

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

A copy of any item on the agenda may be obtained by writing: Pamela King, Executive Director, Board of Osteopathic Medicine, 4052 Bald Cypress Way, Bin #C06, Tallahassee, Florida 32399-3256, or you may call (850)245-4565. You will be charged seventeen cents per page for the number of copies desired.

Any person requiring a special accommodation at this meeting because of a disability or physical impairment should contact Christy Robinson, (850)245-4565, at least five calendar days prior to the meeting. Persons who are hearing or speech impaired, can contact Christy Robinson 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 Pharmacy**, Consumer Relations Committee, announces a public meeting to which all persons are invited.

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

PLACE: Tampa Airport Marriott, Tampa, FL 33607  
 GENERAL SUBJECT MATTER TO BE CONSIDERED: Discuss Internet Pharmacy issues.

For more information, you may contact: Board of Pharmacy, 4052 Bald Cypress Way, C-04, Tallahassee, FL 32399, or (850)245-4292.

The **Board of Pharmacy**, Application Review Committee, announces a public meeting to which all persons are invited.

DATE AND TIME: November 1, 2006, 10:00 a.m.

PLACE: 4042 Bald Cypress Way, Room 340N, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Review applications for exam, endorsement, and foreign graduate candidates and discuss standardization of criteria.

For more information, you may contact: Board of Pharmacy, 4052 Bald Cypress Way, C-04, Tallahassee, FL 32399, or (850)245-4292.

**DEPARTMENT OF CHILDREN AND FAMILY SERVICES**

The Shared Services Alliance of Okeechobee and the Treasure Coast of the **Department of Children and Family Services**, District 15, announces the following public meeting to which all persons are invited.

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

PLACE: Clem C. Benton Bldg., Room 335, 337 N. U.S. Hwy. #1, Ft. Pierce, FL 34950

GENERAL SUBJECT MATTER TO BE CONSIDERED: Executive Committee.

For more information, please contact: Linda Poston, Personal Secretary 1, 337 North U.S. Hwy. 1, Room 327, Fort Pierce, Florida 34950, (772)467-4178.

SPECIAL ACCOMMODATION: Any person requiring special accommodation for this meeting because of a disability or physical impairment should contact, Pearlie Clark, ADA Coordinator, (772)467-4184, at least five days prior to the meeting. If you are hearing or speech impaired, please contact the Agency using the Florida Dual Party Relay System 1(800)8770 (Voice) and 1(800) 955-8771 (TDD).

The Shared Services Alliance of Okeechobee and the Treasure Coast of the **Department of Children and Family Services**, District 15, announces the following public meeting to which all persons are invited.

DATE AND TIME: October 27, 2006, 8:30 a.m. – 10:30 a.m.

PLACE: Department of Health, 5150 N.W. Milner Drive, Port St. Lucie, FL 34983

GENERAL SUBJECT MATTER TO BE CONSIDERED: Alliance meeting

For more information, please contact: Linda Poston, Personal Secretary 1, 337 North U.S. Hwy. 1, Room 327, Fort Pierce, Florida 34950, (772)467-4178.

SPECIAL ACCOMMODATION: Any person requiring special accommodation for this meeting because of a disability or physical impairment should contact, Pearlie Clark, ADA Coordinator, (772)467-4184, at least five days prior to the meeting. If you are hearing or speech impaired, please contact the Agency using the Florida Dual Party Relay System 1(800)8770 (Voice) and 1(800)955-8771 (TDD).

The **Department of Children and Family Services**, SunCoast Region Mental Health Program Office, announces the following public meeting to which all persons are invited.

DATE AND TIME: October 16, 2006, 10:00 a.m. – 11:00 a.m.

PLACE: Department of Children and Family Services, 11351 Ulmerton Road, Room 142A, Largo, FL 33778



GENERAL SUBJECT MATTER TO BE CONSIDERED: Designation of Windmoor Healthcare, Inc. as a Baker Act Receiving Facility.

Persons needing special accommodation to participate in the meeting because of a disability or physical impairment should call Karen Smith, DCF, (813)558-5972, at least 3 days in advance.

The **Council on Homelessness** announces a series of conference call meetings of its Barriers and Support Services, Data Collections, Supportive Housing Development, and Executive Committees, to which all persons are invited.

COMMITTEE: Barriers & Support Services

DATES AND TIME: 1st Tuesdays of the month, Tuesday, October 3, 2006; November 7, 2006; December 5, 2006, 2:00 p.m. – 3:00 p.m.

PLACE: Conference Call (850)488-7483 or Suncom 278-7483, Confirmation Number: 30p0922

COMMITTEE: Data Collection

DATES AND TIME: 1st Thursday of the month, Thursday, October 5, 2006; November 2, 2006; December 7, 2006, 11:00 a.m. – 12:00 Noon

PLACE: Conference Call (850)414-1710 or Suncom 944-1710, Confirmation Number: 30g0922

COMMITTEE: Planning/Executive

DATES AND TIME: 1st Monday of the month, Monday, October 2, 2006; November 6, 2006; December 4, 2006, 3:00 p.m. – 4:00 p.m.

PLACE: Conference Call (850)414-1706 or Suncom 994-1706, Confirmation Number: 30c0922

COMMITTEE: Supportive Housing

DATES AND TIME: 4th Thursday of the month, Thursday, October 26, 2006; November 16, 2006; December 28, 2006, 2:00 p.m. – 3:00 p.m.

PLACE: Conference Call (850)488-3676 or Suncom 278-3676, Confirmation Number: 30L0922

GENERAL SUBJECT MATTER TO BE CONSIDERED: These conference calls will address the committees' continued development of policy recommendations and work tasks to address the Council's Strategic Plan to reduce the number of persons who may be facing homelessness in Florida.

A copy of the agenda may be obtained by contacting: Tom Pierce, State Office on Homelessness, 1317 Winewood Boulevard, Tallahassee, FL 32399-0700, (850)922-9850, [Tom\\_Pierce@dcf.state.fl.us](mailto:Tom_Pierce@dcf.state.fl.us).

Pursuant to Section 286.26, Florida Statutes, any disabled person wishing to access this meeting who may be in need of special assistance should contact the Office on Homelessness, (850)922-4691, at least 48 hours in advance of this meeting.

The **Council on Homelessness** announces a meeting of the statewide Council on Homelessness to which all interested persons are invited.

DATE AND TIME: October 23, 2006, 10:00 a.m. – 1:00 p.m.

PLACE: Homeless Assistance Center, 550 North Miami Avenue, Miami, Florida. For those who are unable to attend in person, access via a conference call is available by calling (850)487-2329

GENERAL SUBJECT MATTER TO BE CONSIDERED: Council will receive a presentation from the Miami-Dade County Homeless Trust on their efforts to reduce homelessness. The Council will also receive reports from its subcommittees as the Council works to complete its annual report recommendations for 2006.

A copy of the agenda for the meeting can be obtained from the Office on Homelessness, by calling (850)922-4691.

Pursuant to Section 286.26, Florida Statutes, any disabled person wishing to access this meeting, who may be in need of special assistance, should contact the Office on Homelessness at (850)922-4691, at least 48 hours in advance of the meeting.

#### **FISH AND WILDLIFE CONSERVATION COMMISSION**

The Florida **Fish and Wildlife Conservation Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: November 8, 2006, 8:00 a.m. – 6:00 p.m.

PLACE: Hilton St. Petersburg Bayfront, 333 1st Street, South, St. Petersburg, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to discuss the snook stock assessment and the future of the snook fishery.

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.

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, at (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: Mark Robson, 2590 Executive Center Circle, East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

The **Florida Fish and Wildlife Conservation Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: October 24, 2006, 6:00 p.m. – 8:00 p.m.

PLACE: Old County Court House, 2115 Second Street, Ft. Myers, FL 33901

DATE AND TIME: October 25, 2006, 6:00 p.m. – 8:00 p.m.

PLACE: Tampa Bay Regional Planning Council, 4000 Gateway Center Blvd., #100, Pinellas Park, FL 33782

DATE AND TIME: October 26, 2006, 6:00 p.m. – 8:00 p.m.

PLACE: Orlando City Hall City Council Chambers, 400 South Orange Ave., Orlando, FL 32801

DATE AND TIME: October 30, 2006, 6:00 p.m. – 8:00 p.m.

PLACE: Community Center, 951 S.W. 4th Street, Homestead, FL 33030

DATE AND TIME: November 1, 2006, 6:00 p.m. – 8:00 p.m.

PLACE: Marathon Government Center, 2798 Overseas Highway, Marathon, FL 33050

DATE AND TIME: November 2, 2006, 6:00 p.m. – 8:00 p.m.

PLACE: Key Largo Schools Cafeteria, 104801 Overseas Hwy., Key Largo, FL 33037

DATE AND TIME: November 3, 2006, 6:00 p.m. – 8:00 p.m.

PLACE: Harvey Government Center, 1200 Truman Ave., Key West, FL 33040

GENERAL SUBJECT MATTER TO BE CONSIDERED: The purpose of this meeting is to conduct a workshop to gather public testimony regarding management recommendations made by the FWC's ad hoc Spiny Lobster Advisory Board regarding the agencies' comprehensive evaluation of its spiny lobster management strategy. Issues to be discussed will encompass all aspects of management of the commercial and recreational fisheries and will include, but not be limited to, allocation of landings between fishing sectors, season length, mechanisms to reduce lobster traps, license fee structure, the Special Two-Day Sport Season and the commercial dive endorsement.

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 by calling (850)488-9542. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Mark Robson, 2590 Executive Center Circle, East, Suite 201, Tallahassee, Florida 32301, (850)487-0554.

## STATE COURTS SYSTEM

The Florida **State Courts System** announces a public hearing to which all persons are invited.

DATE AND TIME: Wednesday, October 11, 2006, 2:00 p.m.

PLACE: Supreme Court Building – Executive Conference Room, 500 South Duval Street, Tallahassee, Florida 32399-1900

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Office of the State Courts Administrator will present an overview of the State Courts System's 2007-2008 legislative budget request followed by a time for public questions and comments.

AUTHORITY: Section 216.131, Florida Statutes

Persons wishing to testify are requested to contact Ms. Dorothy Burke, Manager of Budget Services, by October 9, 2006, 5:00 p.m., at the address above. Written comments may be submitted to the hearing officer at the proceeding or mailed to the Office of the State Courts Administrator at the above address.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation to attend the meeting should contact Ms. Dorothy Burke, Manager of Budget Services, no later than October 9, 2006, 5:00 p.m., by phone (850)488-3735 or in person at: Supreme Court Building, Room 327, Tallahassee, FL.

## FLORIDA LEGISLATURE

The **Student Athlete Recruiting Task Force** announces their second public meeting to which all interested persons are invited.

DATE AND TIME: Wednesday, October 11, 2006, 1:00 p.m.

PLACE: Clearwater Central Catholic High School, James B. White Performing Arts Theater, 2750 Bayshore Rd., Clearwater, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval of July 12, 2006 task force meeting minutes. Presentation by the Office of Program Policy Analysis and Government Accountability (OPPAGA) on their review of Florida High School Athletic Association (FHSA) files on substantiated violations and penalties imposed. Continued task force member discussion to develop proposed recommendations and other task force business. Public input on the following topics as they relate to secondary school athletes:

The definition of recruiting

- Current and proposed procedures governing recruiting
- Documented past recruiting practices such as tuition scholarships, foreign athletes, solicitation by school employees or boosters, and other practices
- The impact of recruiting rules on parental school choice
- The relationship between student athlete transfers and recruiting

- Measures for preventing improper student athlete recruiting and penalties for violations; and
- Policies to allow students attending private schools that do not have athletic programs to participate in the athletic programs at their assigned public school.

Those who desire a copy of the agenda or more information should contact: Susan Dusoe, Office of Program Policy Analysis and Government Accountability, 111 West Madison Street, Suite 312, Tallahassee, FL 32399-1475, (850)487-9161. Any person requiring special accommodations due to a disability should contact the Task Force, at least five days prior to the meeting in order to request any special assistance by calling Susan Dusoe, (850)487-9161.

**FLORIDA LOCAL ADVOCACY COUNCIL**

The **Florida Local Advocacy Council**, in Service Area 15 announces meetings for all Local Advocacy Council members, including the Chair and Vice-Chair, and administrative office staff. Parts of the meetings are open to the public.

**MULTI-PROGRAM COUNCIL:**

**DATES AND TIME:** Second Thursday of each month, October 12, 2006; November 9, 2006; December 4, 2006; January 11, 2007; February 8, 2007; March 8, 2007; April 12, 2007; May 10, 2007; June 14, 2007, 10:00 a.m. This council begins its Open Session at 1:00 p.m.

**PLACE:** Regional Service Center, 2295 Victoria Avenue, Room 110, Ft. Myers, Florida

Please call 1(800)342-0825 to confirm the time and place of the meetings.

**SARASOTA MULTI-PROGRAM COUNCIL:**

**DATES AND TIME:** First Thursday of each month, October 5, 2006; November 2, 2006; December 7, 2006; January 4, 2007; February 1, 2007; March 1, 2007; April 5, 2007; May 3, 2007; June 7, 2007, 10:00 a.m.

**PLACE:** Special Olympics Gene Whipp Center, 910 Gulf Coast Blvd., Venice, Florida

Please call 1(800)342-0825 to confirm the time and place of the meetings.

**DEVELOPMENTAL DISABILITIES COUNCIL:**

**DATE AND TIME:** The Third Thursday of each month, October 19, 2006, 10:00 a.m.

**PLACE:** Regional Service Center, 2295 Victoria Avenue, Room 123, Ft. Myers, FL

**DATE AND TIME:** November 16, 2006, 10:00 a.m.

**PLACE:** Regional Service Center, 2295 Victoria Avenue, Room 123, Ft. Myers, FL

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

**PLACE:** Regional Service Center, 2295 Victoria Avenue, Room 123, Ft. Myers, FL

**DATE AND TIME:** January 18, 2007, 10:00 a.m.

**PLACE:** Regional Service Center, 2295 Victoria Avenue, Room 307, Ft. Myers, FL

**DATE AND TIME:** February 15, 2007, 10:00 a.m.

**PLACE:** Regional Service Center, 2295 Victoria Avenue, Room 123, Ft. Myers, FL

**DATE AND TIME:** March 15, 2007, 10:00 a.m.

**PLACE:** Regional Service Center, 2295 Victoria Avenue, Room 123, Ft. Myers, FL

**DATE AND TIME:** April 19, 2007, 10:00 a.m.

**PLACE:** Regional Service Center, 2295 Victoria Avenue, Room 123, Ft. Myers, FL

**DATE AND TIME:** May 17, 2007, 10:00 a.m.

**PLACE:** Regional Service Center, 2295 Victoria Avenue, Room 123, Ft. Myers, FL

**DATE AND TIME:** June 21, 2007, 10:00 a.m.

**PLACE:** Regional Service Center, 2295 Victoria Avenue, Room 123, Ft. Myers, Florida

Please call 1(800)342-0825 to confirm the time and place of the meetings.

**MENTAL HEALTH COUNCIL:**

**DATES AND TIME:** The Second Thursday of each month, October 2, 2006; November 6, 2006; January 8, 2007; February 5, 2007; March 5, 2007; April 2, 2007; May 7, 2007; June 4, 2007, 10:00 a.m.

**PLACE:** Regional Service Center, 2295 Victoria Avenue, Room 110, Ft. Myers, Florida

Please call 1(800)342-0825 to confirm the time and place of the meetings.

The **Florida Local Advocacy Council**, in Service Area 10 announces meetings for all Local Advocacy Council members, including the Chair and Vice-Chair, and administrative office staff. Parts of the meetings are open to the public.

**MULTI-PROGRAM Council meetings**

**DATES AND TIME:** The fourth Wednesday of each month, October 25, 2006; November 22, 2006; December 27, 2006; January 24, 2007; February 28, 2007; March 28, 2007; April 25, 2007; May 23, 2007; June 27, 2007, 10:00 a.m.

**PLACE:** The Mary Grizzle Building, 11351 Ulmerton Road, Largo, FL

**MENTAL HEALTH Council meetings**

**DATES AND TIME:** The fourth Wednesday of each month, October 25, 2006; November 22, 2006; December 27, 2006; January 24, 2007; February 28, 2007; March 28, 2007; April 25, 2007; May 23, 2007; June 27, 2007, 2:00 p.m.

**PLACE:** The Mary Grizzle Building, 11351 Ulmerton Road, Largo, FL

Please call 1(800)342-0825 to confirm the time and place of the meeting.

**AREA AGENCY ON AGING OF PASCO-PINELLAS**

The **Area Agency on Aging of Pasco-Pinellas, Inc. (AAAPP)** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 16, 2006, 9:30 a.m.  
PLACE: Area Agency on Aging of Pasco-Pinellas, Inc., 9887 4th Street, North, Suite 100, St. Petersburg, Florida (Please call to confirm date, time and location)  
GENERAL SUBJECT MATTER TO BE CONSIDERED: Area Agency on Aging of Pasco-Pinellas, Inc. Board Meetings  
Please note that if a person decides to appeal any decision made by AAAPP Board with respect to any matter considered at the above cited meeting or hearing, they will need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

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**FLORIDA ATLANTIC RESEARCH AND DEVELOPMENT AUTHORITY**

The Board of Directors of the **Florida Atlantic Research and Development Authority** will hold its regular meeting. Interested parties are invited to attend.  
DATE AND TIME: Wednesday October 18, 2006, 8:00 a.m.  
PLACE: The Broward Alliance, 110 East Broward Blvd, Suite 1990, Ft. Lauderdale, FL  
GENERAL SUBJECT MATTER TO BE CONSIDERED: New tenants for the Research Park will be discussed.  
For information or agenda contact Scott Ellington, (561)416-6092 or [scott@research-park.org](mailto:scott@research-park.org)

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**FLORIDA WORKERS' COMPENSATION JOINT UNDERWRITING ASSOCIATION**

The **Florida Workers' Compensation Joint Underwriting Association, Inc.** (FWCJUA) announces a Producer Appeals Committee meeting to which all interested parties are invited to attend.  
DATE AND TIME: October 18, 2006, 10:00 a.m.  
PLACE: FWCJUA Office, 6003 Honore Avenue, Suite 204, Sarasota, FL 34238  
GENERAL SUBJECT MATTER TO BE CONSIDERED: Agenda topics will include approval of the minutes and the Executive Director's decision to revoke two producer's authorizations to submit business to the FWCJUA.  
A copy of the agenda may be obtained from the FWCJUA's website, [www.fwcjua.com](http://www.fwcjua.com) or by contacting Kathy Coyne at (941)378-7408.

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The **Florida Medical Malpractice Joint Underwriting Association** announces a Refund Committee meeting to which all persons are invited.  
DATE AND TIME: Tuesday, October 24, 2006, 2:00 p.m.  
PLACE: Tampa Airport Marriott, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will receive and consider issues involving establishment of the Prospective Deficiency Fund, and such other business properly brought before the Committee.  
A copy of the Agenda may be obtained two weeks prior to the meeting by writing: FMMJUA, 1836 Hermitage Blvd., Suite 201, Tallahassee, FL 32308.

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The **Florida Medical Malpractice Joint Underwriting Association** announces a Claims and Underwriting Committee meeting to which all persons are invited.

DATE AND TIME: Tuesday, October 24, 2006, 4:00 p.m.  
PLACE: Tampa Airport Marriott, Tampa, FL  
GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will receive and consider reports from the Association's General Counsel, General Manager, Servicing Carrier, and such other business properly brought before the Committee.  
A copy of the Agenda may be obtained two weeks prior to the meeting by writing: FMMJUA, 1836 Hermitage Blvd., Suite 201, Tallahassee, FL 32308.

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The **Florida Medical Malpractice Joint Underwriting Association** announces a Board of Governors meeting to which all persons are invited.

DATE AND TIME: Wednesday, October 25, 2006, 9:00 a.m.  
PLACE: Tampa Airport Marriott, Tampa, FL  
GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will receive and consider quarterly reports from the Association's Investment Counsel, General Counsel, Servicing Carrier, Claims Committee, General Manager, and such other business properly brought before the Board.  
A copy of the Agenda may be obtained two weeks prior to the meeting by writing: FMMJUA, 1836 Hermitage Blvd., Suite 201, Tallahassee, FL 32308.

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**ADVOCACY CENTER FOR PERSONS WITH DISABILITIES**

The **Advocacy Center for Persons with Disabilities, Inc.**, Florida's Protection and Advocacy System will be holding their Annual/Quarterly Board of Directors Joint meeting with the Protection and Advocacy for Individuals with Mental Illness Advisory Council (PAIMI Council) on:  
DATES AND TIME: October 20-21, 2006, 9:00 a.m.  
PLACE: The Embassy Suites Hotel – Orlando Airport, Earhart B Room, 5835 T.G. Lee Boulevard, Orlando, Florida 32822-4402.  
For additional information, please contact Dawn Williams or Paige Morgan at (850)488-9071, ext. 218 or 219.  
If you are a person with a disability who needs accommodation in order to attend this meeting, please contact: the Advocacy Center for Persons with Disabilities, Inc., 2671 Executive

Center Circle West, Suite 100, Webster Building, Tallahassee, Florida 32301, (850)488-9071. If you are hearing and/or voice impaired, please call 1(800)346-4127.

**SECURE AIRPORTS FOR FLORIDA’S ECONOMY COUNCIL**

The **Secure Airports for Florida’s Economy (SAFE) Council** announces a public meeting to which all persons are invited.

DATE AND TIME: October 25, 2006, 1:00 p.m. – 3:00 p.m.

PLACE: Marriott Suites Clearwater Beach on Sand Key, 1201 Gulf Blvd., Clearwater Beach, FL 33767

GENERAL SUBJECT MATTER TO BE CONSIDERED: The SAFE Council will consider contents of SAFE Master Plan update, take action on a marketing plan for the United We Stand license plate, get a status report on Project Progress from Florida Aviation Test Center and receive a report from the Educational Subcommittee. Other necessary business of the Council will also be conducted.

A copy of the agenda may be obtained by contacting Rebecca Bosco at (813)974-9777.

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 3 days before the workshop/meeting by contacting Rebecca Bosco at (813)974-9777. 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).

**CITIZENS PROPERTY INSURANCE CORPORATION**

The **Citizens Property Insurance Corporation** announces a Board of Governors Meeting to which all interested persons are invited.

DATE AND TIME: Thursday, October 26, 2006, 9:00 a.m. (EDT)

PLACE: The Tampa Airport Marriott

GENERAL SUBJECT MATTER TO BE CONSIDERED: Items of discussion include, but are not limited to, Claims Committee and Actuarial and Underwriting Committee Reports.

For additional information, please call Barbara Walker at 1(800)807-7647, extension 3744.

Special Accommodations: In accordance with the Americans with Disabilities Act, people with disabilities or physical impairments who require assistance to participate in this meeting are requested to contact Barbara Walker at least five days prior to the meeting.

**Section VII  
Notices of Petitions and Dispositions  
Regarding Declaratory Statements**

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

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

**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, has declined to rule on the Petition for Declaratory Statement filed by Brian Jackson-Pownall, President, Waterways Marina Condominium Association, Inc.; Docket Number 2006042715 on July 25, 2006.

The following is a summary of the agency’s declination of the petition:

The Division does not have regulatory jurisdiction over the non-residential condominium issue detailed in the Petition for Declaratory Statement.

A copy of the Order Declining of the Petition for Declaratory Statement, Docket Number 2006042715 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.

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, Howard and Jennifer Newman, Petitioners, Monteverde Condominium Association, Inc.; Docket No. 2006048456.

The petition seeks the agency’s opinion as to the applicability of Section 718.403, Florida Statutes and subparagraphs 61B-17.006(8)(a)1. and 61B-17.006(8)(a)5., Florida Administrative Code as it applies to the Petitioner.

Whether Monteverde Condominium, which is planned as a standard condominium of four six-story buildings and which is described as “not a phase condominium” in the declaration, is nevertheless a phased condominium under Section 718.403, Florida Statutes, and subparagraph 61B-17.006(8)(a)1. and 61B-17.006(8)(a)5., Florida Administrative Code where the developer has announced its intention to delay the completion of construction of buildings 3 and 4 until after hurricane season and the issuance of a certificate of occupancy for buildings 1 and 2.

A copy of the Petition for Declaratory Statement, Docket Number 2006048456 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. 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.

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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, Ocean Grande Beach and Marina Condominium Association, Inc.; Docket No. 2006049151.

The petition seeks the agency’s opinion as to the applicability of Section 718.106(2)(b), F.S., as it applies to the Petitioner.

Whether under Section 718.106(2)(b), Florida Statutes, a former unit owner may lawfully assign a limited common element parking space after the sale of the unit to which the parking space had been assigned, and if not, what is the status of the parking space and may the association exercise control over the future assignment of the space.

A copy of the Petition for Declaratory Statement, Docket Number 2006049151 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. 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.

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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 an order disposing of the Petition for Declaratory Statement filed by George B. Mitchell, Unit Owner, Harbour Royale Condominium Association, Inc.; Docket Number 2006033578 on June 13, 2006.

The following is a summary of the agency’s disposition of the petition:

The Division declares that Harbour Royale Condominium Association may amend its rule setting out hurricane shutter specifications under Section 718.113(5), Florida Statutes, without a unit owner vote.

A copy of the Declaratory Statement, Docket Number 2006033578, 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.

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.

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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, Maison Grande Condominium Association, Inc., Petitioner; Docket No. 2006051291.

The petition seeks the agency’s opinion as to the applicability of Section 718.112(2)(a), (d), and (j), Florida Statutes, as it applies to the Petitioner.

Whether Maison Grande Condominium Association, Inc. may remove a board member for failing to meet an eligibility requirement of residence of 9 or months per year for board membership under Section 718.112(2)(a), (d), and (j), Florida Statutes.

A copy of the Petition for Declaratory Statement, Docket Number 2006051291 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. 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.

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

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

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**Section VIII**  
**Notices of Petitions and Dispositions**  
**Regarding the Validity of Rules**

**Notice of Petition for Administrative Determination has been filed with the Division of Administrative Hearings on the following rules:**

**NONE**

**Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:**

**NONE**

**Section IX**  
**Notices of Petitions and Dispositions**  
**Regarding Non-rule Policy Challenges**

**NONE**

**Section X**  
**Announcements and Objection Reports of**  
**the Joint Administrative Procedures**  
**Committee**

**NONE**

**Section XI**  
**Notices Regarding Bids, Proposals and**  
**Purchasing**

**DEPARTMENT OF EDUCATION**

Notice of Bid/Request for Proposal  
**INVITATION TO BID**

The Florida State University Facilities Purchasing shall receive sealed bids until the dates and times shown for the following projects. Bids may be brought to the bid opening or sent to:

Florida State University  
 Facilities Maintenance, Purchasing  
 114F Mendenhall Building A  
 Tallahassee, Florida 32306

prior to bid opening. Bidder must reference bid number, opening date and time on outside of bid package to insure proper acceptance. Bids submitted by facsimile are not acceptable. For information relating to the Invitation(s) to Bid, contact the

**Project:** Antarctic Marine Geology Research Facility Re-roofing  
**Bid Number:** FAC97-06  
**Purchasing Agent:** B.J. Lewis, Facilities  
**MANDATORY PRE BID:** October 23, 2006, 10:00 a.m.  
**LOCATION:** Antarctic Marine Geology Research Facility  
 At the Carraway Building off Antarctic Circle  
**Public Bid Opening:** November 8, 2006, 2:00 p.m.  
 FSU-Facilities Maintenance  
 116 Mendenhall Hall, Building A  
 Tallahassee, Florida 32306-4150  
 Facilities Maintenance Purchasing  
**Bid Documents:** Plans and Specifications may be obtained from the Architect  
 Barnett Fronczak Barlowe Architects,  
 225 South Adams Street  
 Tallahassee, Florida 32301.  
 Phone: (850)224-6301  
 Full sets of documents may be purchased through the Architect for \$100.00 per set for the printing and handling. Partial sets will not be available.

**DEPARTMENT OF TRANSPORTATION**

**NOTICE OF BID/PROPOSAL OPPORTUNITY**

The Florida Department of Transportation District 6 announces the following project:

**BID/PROPOSAL NUMBER:** E-6D70  
**FINANCIAL PROJECT NUMBERS:** 418059-1-52-01 / 418060-1-52-01 / 420554-1-52-01 / 420554-2-52-01  
**MBE/DBE RESERVATION OR PREFERENCE:** None  
**DEADLINE FOR SUBMITTAL OF PRE-QUALIFICATION REQUIREMENTS:** October 20, 2006, 5:00 p.m.  
**BID/PROPOSAL DUE DATE AND TIME:** November 9, 2006, 2:00 p.m.

**SCOPE OF SERVICES:** Sealed written bids are requested from qualified, experienced, and licensed General Contractors for the repair of the District Six Administration Building 1000 Lakeside Addition located at 1000 Northwest 111th Avenue, Miami, Florida 33172.

**MANDATORY PRE-BID/PROPOSAL MEETING:** October 19, 2006, 10:00 a.m. in the Florida Department of Transportation District Six "Auditorium", 1000 Northwest 111th Avenue, Miami, Florida 33172. Bidders are encouraged to have their Roofing, Mechanical, Control Systems, Caulking, Water-Proofing, and Glazing sub-contractors attend the mandatory pre-bid meeting.



**MANDATORY SITE INSPECTION MEETING:** The Mandatory Site Inspection will be immediately following the Mandatory Pre-Bid/Proposal Meeting on October 19, 2006.

Bid/Proposal documents will only be issued to Bidders/Proposers who have been pre-qualified by the District Six Contracts and 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 October 20, 2006, at 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 and 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 licensed with the State of Florida as a Certified General Contractor with a Division 1(A) License.
2. Provide 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 that the General Contractor has ten years of experience in renovations of at least \$500,000 in value.
4. Provide proof that the Roofing Installer has a minimum of five years of experience in successfully installing the same or similar roofing materials and is certified in writing by the roofing materials manufacturer to install the roofing products.
5. Provide proof that the caulking and sealant company is approved as a certified applicator by the manufacturer of all materials specified for this project.
6. Provide proof that the caulking and sealant company has a minimum of ten years of experience installing sealant and undertaking work similar to that which is specified in the contract documents.
7. Provide proof that the glazing (window) company has a Miami-Dade Product Approval and Notice of Acceptance.

8. Provide proof that Coating Applicator's primary business is a Waterproofing Contractor with a minimum of ten years of experience in the successful application of waterproofing systems including silicone elastomeric coating systems.
9. Provide proof of the Coating Applicator's successful completion of a minimum of ten projects of similar size and complexity to the specified work.
10. Provide proof that the Coating Applicator manufacturer has a minimum of ten years of experience in the manufacturing of cementitious products and silicone emulsion, elastomeric coating technology.

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 will be required to submit a mock-up of a proposed window with respective notice of approvals if proposing to use an alternate product for windows aside from the minimum represented standard from Continental Glass Systems, Inc.

**BID/PROPOSAL GUARANTY BOND:** If the bid amount is less than \$100,000.00 no bid guaranty is required, however, if the bid amount exceeds \$100,000.00, a five percent 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 \$100,000.00 or less, a Performance Bond or a Labor and Material Payment Bond are not required. If the contract sum exceeds \$100,000.00 a Performance Bond of 100 per cent and Labor and Materials Bond of 100 shall be required. If increases are made to the original contract sum, the contractor shall also furnish the Florida Department of Transportation 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 100 percent Performance Bond and a 100 percent 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 and Procurement Manager, Florida Department of Transportation, District Six Contracts and 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 or the Infifax System. For Internet e-mail requests please send your request to [d6.contracts@dot.state.fl.us](mailto:d6.contracts@dot.state.fl.us). If you have been provided an Infifax 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](http://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 November 9, 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](http://www.dot.state.fl.us/contractsadministrationdistrict6), click on "Bid Tabulations", and then click on November 9, 2006. You may also contact the Department's Infifax System and order catalog number 4 at (305)470-5871 after 5:00 p.m. on November 9, 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](http://www.dot.state.fl.us/contractsadministrationdistrict6) as well as on the Florida vendor bid system at [www.myflorida.com](http://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 November 20, 2006, at 5:00 p.m. and will remain posted for a period of 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 November 20, 2006, at 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 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.**

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

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

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#### **EXPRESSWAY AUTHORITIES**

##### **NOTICE TO PROFESSIONAL CONSULTANTS**

The Orlando-Orange County Expressway Authority requires the services of a consultant in connection with Construction Engineering and Inspection (CEI) services for SR 408 Widening from Crystal Lake Drive to Conway Road. Shortlist consideration will be given to only those firms who are qualified pursuant to law and who have been prequalified by FDOT to perform the indicated Types of Work.

**TYPES OF WORK:** Group 10.1, Roadway Construction Engineering and Inspection, Group 10.2, Major Bridge Construction Engineering Inspection, and Group 10.3, Construction Materials Inspection.

**DESCRIPTION:** The work consists of providing CEI services related to widening of SR 408 from Crystal Lake Drive to Conway Road (Project No. 253B) for a distance of approximately one mile. Project elements will include widening from three to four lanes of limited access roadway and construction of auxiliary lanes between interchanges; widening of existing mainline bridges; construction of the new Conway Road bridge; modifications to the existing exit ramp

toll plaza at Conway Road; demolition of the Conway Road entrance ramp toll plaza and construction of a new ramp toll plaza.

**LETTERS OF INTEREST SUBMITTAL REQUIREMENTS:** Consultants wishing to be considered shall submit six (6) sets of a Letter of Interest package. The letter shall be a maximum of ten (10) pages exclusive of attachments and resumes. The packages shall include the following:

1. Experience – Details of specific experience for at least three (3) projects, similar to those described above that involve construction on limited access highways, completed by the consultant's Project Manager and other key project team members including the name of client contact person, telephone number, and physical address;
2. Personnel Experience – Resumes of the consultant's proposed Project Manager and other key personnel presently employed by the consultant who will be assigned to the project. The Project Manager shall have a minimum of five (5) years of specific experience in CEI projects;
3. Project Team – Anticipated subconsultants shall be identified and the roles that each will play in providing the required services. (Consultants are advised that monitoring of the pile driving for the bridge widening over Lake Underhill Road will be performed by, and coordinated with, the Authority's Geotechnical Engineer.) Resumes should be provided for subconsultants that may be involved in key roles;
4. Prequalification Documentation – A copy of the Notice of Qualification issued by the FDOT showing current qualification in the Types of Work specified above;
5. Office Location – The office assigned responsibility and its physical address shall be identified. It is required that the consultant have an office and key staff located within the Orlando area.

Failure to submit any of the above required information may be cause for rejection of the package as non-responsive.

**SELECTION / NEGOTIATIONS:** The Authority may shortlist up to five (5) firms based on its evaluation of the Letters of Interest and qualifications information received. Shortlisted firms will proceed to the next step in the process which includes preparation and submittal of a Technical Proposal (constructability review) and an oral presentation or interview. The Authority will provide the shortlisted firms with an outline of the Scope of Services and plans at the 90% completion stage for use in preparing the Technical Proposal. Each firm will be evaluated and ranked by the Authority's Consultant Recommendation Committee based on the Technical Proposal and oral presentations/interview. As part of its evaluation process, the Committee will also consider the consultant's willingness to meet time requirements, consultant's projected workload, and consultant's use of Minority/Women Owned Businesses.

**CODE OF ETHICS:** All consultants selected to work with the Authority are required to comply with the Authority's Code of Ethics, a copy of which may be obtained by contacting the Authority.

**EQUAL OPPORTUNITY STATEMENT:** The Orlando-Orange County Expressway Authority, in accordance with the provisions of Title VI and Title VII of the Civil Rights Act of 1964, hereby notifies all firms and individuals that it will require affirmative efforts be made to ensure participation by minorities.

**MINORITY/ WOMEN/ DISADVANTAGED BUSINESS ENTERPRISE PARTICIPATION:** Minority/ Women/ Disadvantaged Business Enterprises will not be discriminated against on the basis of race, color, sex, or national origin in consideration for qualification or an award by the Authority.

**NON-SOLICITATION PROVISION:** From the first date of publication of this notice, no person may contact any Authority Board Member, Officer or Employee or any selection committee member, with respect to this notice or the services to be provided, except as related to the Submittal Requirements detailed above. Reference is made to the lobbying guidelines of the Authority for further information regarding this Non-Solicitation Provision.

**LETTER OF RESPONSE DEADLINE:**

October 27, 2006, 3:00 p.m., Orlando local time.

**AUTHORITY CONTACT PERSON:**

Ben Dreiling, P.E.  
Director of Construction

**LETTER OF RESPONSE ADDRESS:**

Orlando-Orange County Expressway Authority  
525 S. Magnolia Avenue  
Orlando, FL 32801  
Re: CEI Services for Project No. 253B

**ORLANDO-ORANGE COUNTY EXPRESSWAY AUTHORITY**

Michael Snyder, P.E.  
Executive Director

**DEPARTMENT OF MANAGEMENT SERVICES**

Notice of Bid/Request for Proposal  
**PUBLIC ANNOUNCEMENT FOR "CA" CLASS A AIR-CONDITIONING CONTRACTOR OR "CM" MECHANICAL CONTRACTORS TO PROVIDE CONSTRUCTION MANAGEMENT AT RISK SERVICES REQUEST FOR QUALIFICATIONS (RFQ): CONSTRUCTION MANAGEMENT AT RISK SERVICES**

The Department of Management Services, Division of Real Estate Development and Management, request qualifications for licensed class "A" Air-Conditioning Contractor or "CM" Mechanical Contractors, to submit for Construction Management at Risk services on the following project:

PROJECT NUMBER: MSFM- 26005010  
 PROJECT NAME: Replace Chillers, Dimick Regional Service Center  
 PROJECT LOCATION: West Palm Beach Florida  
 The award will be made in accordance with Section 255.29 F.S. and the procedures and criteria of the Department of Management Services.  
 For details please visit the Department’s website listed below and click on “search Advertisements – Division of Real Estate Development and Management.” [http://fcn.state.fl.us/owa\\_vbs/owa/vbs\\_www.main\\_menu](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 Bid/Request for Proposal  
 NOTICE OF INVITATION TO BID  
 BID NO. BDC 25-06/07

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: Suwannee River State Park.  
 SCOPE OF WORK: The contractor shall provide the necessary labor, supervision, equipment and materials required to construct a new Ranger Station Building, Entrance Island and Camping Area Renovations that will include a new Camper Bathhouse, a two-way entrance connection, paving of the existing loop road, installing a new underground electrical service with 50-amp pedestals, installing sewer hookups at each campsite and other related site work and utilities.  
 PARK LOCATION: Suwannee River State Park, On U.S. 90 13 miles west of Live Oak, Florida  
 PROJECT MANAGER: Jim Ross, 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 October 6, 2006 at: Suwannee River State Park, 20185 County Road 132, Live Oak, Florida 32060, Attention: Ed Higgins, (386)362-2746.  
 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., Tuesday, November 7, 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 Bid/Request for Proposal  
 NOTICE OF INVITATION TO BID  
 BID NO. BDC 26-06/07

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: Dudley Farm Historic State Park  
 SCOPE OF WORK: The contractor shall provide the necessary labor, supervision, equipment and materials required to construct a new archive storage building and to modify the existing infrastructure, including water, power, and sewer hook-up for the new building. The project is to include the construction of all site work for the new structure.  
 PARK LOCATION: Dudley Farm Historic State Park, 4 miles of Newberry on SR 26.  
 PROJECT MANAGER: Hubert Baxter, 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 October 6, 2006 at: Dudley Farm Historic State Park, C/O Oleno Administration, 18370 West Newberry Road, Newberry, Florida 32669, Attention: Dale Kendrick, Telephone Number: (352)472-1142.

**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., Tuesday, October 31, 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 Bid/Request for Proposal  
**NOTICE OF INVITATION TO BID**  
 BID NO. BDC 27-06/07

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:** Hillsborough River State Park – Potable Water System Improvements.

**SCOPE OF WORK:** The contractor shall provide the necessary labor, supervision, equipment and materials required to construct the “Proposed Potable Water System Improvements” at Hillsborough River State Park. The improvement activities shall include, but not be limited to, the replacement of the entire park’s potable water distribution lines, service connections to various facilities, water plant modifications and associated work.

**PARK LOCATION:** Hillsborough River State Park, 15402 US 301 N, Thonotosassa, Florida.

**PROJECT MANAGER:** Fred Hand, 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 October 6, 2006 at: Hillsborough River State Park, 15402 U.S. 301, North, Thonotosassa, Florida 33592, Attention: Greg Toppin, Telephone Number: (813)987-6771.

**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 4:00 p.m., Tuesday, November 7, 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, Construction Projects Administrator 2, Bureau of Design and Construction.

Notice of Bid/Request for Proposal  
**NOTICE OF INVITATION TO BID**  
 BID NO. BDC 28-06/07

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:** Cayo Costa State Park-Dock Expansion and Channel Dredging

**SCOPE OF WORK:** The contractor shall provide the necessary labor, supervision, equipment and materials required to successfully complete the “Dock Expansion and Channel Dredging” at Cayo Costa State Park. The improvements activities shall include, but not be limited to the expansion and maintenance of an existing boat mooring facility. The proposed expansion consists of a 6’ wide by 24’ long aluminum ramp leading to a floating concrete access, 10.5’ wide by 120’ long, totaling approximately 1614 sq. ft. of over water impacts. The work also includes the demolition and rebuilding of approximately 260 sq. ft. of the existing service docks, located at the northwest end of a manmade canal. Additionally, it is

proposed to dredge approx. 12000 sq. ft. of the manmade canal to -5' NGVD, approx. 1100 cubic yards. Material generated by the dredging will be placed on an adjacent upland at the end of the canal prior to transport for final placement within the park. All access to the park is by water only.

**PARK LOCATION:** Cayo Costa State Park, directly south of Boca Grande, and west of Pine Island and N. Ft. Myers - accessible only by passenger ferry or private boat.

**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 bid 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 October 6, 2006 at: Cayo Costa State Park, C/O Gasparilla Island Administration, 880 Belcher Road, P. O. Box 1150, Boca Grande, FL 33921, Attention: Reginald Norman, Telephone Number: (941)964-0375, Fax Number: (941)964-1154.

**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 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**BID SUBMITTAL DUE DATE:** No later than 4:00 p.m., Tuesday, October 31, 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.

## **FLORIDA HOUSING FINANCE CORPORATION**

### **Notice of Bid/Request for Proposal**

#### **Community Workforce Housing Innovation Pilot Program Request for Proposals (RFP) 2006-05**

The Florida Housing Finance Corporation invites all qualified and interested parties wishing to construct and/or rehabilitate Workforce Housing (as defined in Chapter 2006-69, Section 27, Laws of Florida) in accordance with the terms and conditions of RFP 2006-05, to submit proposals for consideration. Proposals shall be accepted until 2:00 p.m. (Eastern Time), Friday, December 15, 2006, to the attention of Robin L. Grantham, Contracts Administrator, Florida Housing Finance Corporation, 227 North Bronough Street, Suite 5000, Tallahassee, Florida 32301-1329. For questions or additional information, please contact Robin L. Grantham, (850)488-4197 or [robin.grantham@floridahousing.org](mailto:robin.grantham@floridahousing.org)

To obtain a copy of the RFP, which outlines selection criteria and offeror's responsibilities, please submit your request to the attention of Robin L. Grantham, or you can download the RFP from the Florida Housing Finance Corporation web site at <http://www.floridahousing.org/Home/BusinessLegal/CurrentSolicitations/RequestForProposals.htm>. Any modifications that occur to the RFP will be posted at the web site and may result in an extension of the deadline.

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## **TECHNOLOGICAL RESEARCH AND DEVELOPMENT AUTHORITY**

### **REQUEST FOR PROPOSAL STATE LOBBYING SERVICES**

The Technological Research and Development Authority (TRDA), an independent Special District of the State of Florida, is accepting proposals from qualified Florida State Lobbying professionals or firms to assist the TRDA Board of Directors in the 2007 Florida legislative session. Request for proposal information and instructions can be found at [www.TRDA.org/rfp](http://www.TRDA.org/rfp). TRDA reserves the right to reject any or all proposals.

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## **CITY OF FORT LAUDERDALE**

### **NOTICE TO CONTRACTORS**

Sealed bids will be received until 2:00 p.m. on Wednesday, October 25, 2006 in the Office of the City Engineer, Public Services Department (Engineering and Architectural Services), City Hall, 100 North Andrews Avenue, 4th Floor, City of Fort Lauderdale, Florida and opened immediately thereafter in the Conference Room, for PROJECT 11165 – WASTEWATER CONVEYANCE SYSTEM LONG-TERM REMEDIATION PROGRAM PROJECT 8 – BASIN A-20.

The work includes: The rehabilitation of mainline sewers and laterals identified in the contract documents by using the cured-in-place pipe method for the sewer pipes. The work

includes pre and post television survey, flow monitoring, flow bypass, traffic control, site restoration, and related operations resulting in complete and satisfactory rehabilitation of the wastewater collection system piping in Sewer Basin A-20.

A pre-bid meeting will be held at 3:00 p.m. on Wednesday, October 11, 2006 at the Program Management Team Office at 200 North Andrews Avenue, Suite 300 (third floor), Fort Lauderdale, Florida. The pre-bid meeting is recommended but not mandatory.

Bidding blanks may be obtained at the Office of the City Engineer. Specifications are on file in the Office of the City Engineer.

This project is funded in whole or in part by the Florida Department of Environmental Protection, State Revolving Fund. Bidders are encouraged to become familiar with the provisions of the Supplementary Conditions contained in these documents and in particular the requirements of Article 20, Equal Employment Opportunity.

It will be the sole responsibility of the bidder to clearly mark bid as such, and ensure that his bid reaches the City prior to the bid opening date and time listed.

A certified check, cashier's check, bank officer's check or bid bond for 5% of the amount bid, made payable to the City of Fort Lauderdale, Florida, shall accompany each proposal.

The City of Fort Lauderdale reserves the right to waive any informality in any bid and to reject any or all bids.

Information on bid results and projects currently out to bid can be obtained by calling the pre-recorded City of Fort Lauderdale Bid Information Line at (954)828-5688. For general inquiries please call (954)828-5772.

Jonda K. Joseph  
City Clerk

## Section XII Miscellaneous

### DEPARTMENT OF COMMUNITY AFFAIRS

#### SEEKING PROVIDER AGENCY OR AGENCIES FOR THE COMMUNITY SERVICES BLOCK GRANT (CSBG) PROGRAM

##### IN PUTNAM, CLAY AND FLAGLER COUNTIES

The Florida Department of Community Affairs (DCA) is seeking a non-profit entity or entities to administer the Community Services Block Grant (CSBG) in Putnam, Clay and Flagler Counties. A provider could choose to serve one, two or all three counties.

In order to be designated to serve as the eligible entity for one or more of these counties, an entity must agree to make such changes as necessary to its board membership to have a board of directors that would be in compliance with 42 U.S.C. Sections 9909 and 9910 and Rule 9B-22.011, Florida

Administrative Code. Special consideration will be given to any organizations which have demonstrated their capacity and effectiveness in providing a broad range of services designed to eliminate poverty and foster self-sufficiency. Priority will be given to existing CSBG eligible entities in good standing with the Department that are providing related services in the specified counties or in areas contiguous to or within reasonable proximity to any of the specified counties.

Within 60 days of the date of publication of this notice, organizations interested in becoming the CSBG provider for Putnam, Clay or Flagler counties, must mail to the Department of Community Affairs and to the County Commission Chairperson of the respective county the following:

- A letter stating their interest in becoming the CSBG service provider in the specified county; the letter must be signed by the chief executive officer of the private nonprofit CSBG eligible entity or private nonprofit organization and
- A board of directors or governing board resolution stating their willingness to provide services in the specified county and to amend the organization's bylaws, structure, board membership, and Articles of Incorporation to comply with 42 U.S.C. Sections 9909 and 9910, and Rule 9B-22.011, Florida Administrative Code.

The interested organization must also include with the letter of interest and the resolution, a copy of the letter or letters of interest which it mailed to the chairperson of the respective county commissions. Mail the entire package to:

Ms. Paula Churchwell  
Community Program Manager  
Department of Community Affairs  
Community Assistance Section  
2555 Shumard Oak Boulevard  
Tallahassee, FL 32399-2100

**ACTIONS TO BE TAKEN:** Once the above information is received, a publicly noticed hearing on the selection of a proposed service provider will be held in the specified county by the county government. All interested organizations must obtain an application package from DCA (see Additional Information below) and submit it to the county government and DCA prior to the publicly noticed hearing. If the county government declines to convene the public hearing within a specified period of time, the Department of Community Affairs will do so. All interested organizations that meet the above deadline and requirements will be given the opportunity at the public hearing to present their qualifications. The county commission will have an opportunity to make a recommendation to the Department of Community Affairs regarding the selection of the CSBG provider agency.

Once all organizational and county documents have been received, reviewed, and approved by the Department of Community Affairs, a formal request will be made to the Governor that he designate the selected organization as the CSBG eligible entity for the specified county.

ADDITIONAL INFORMATION: Requests for additional information or questions may be addressed to Ms. Hilda Frazier, Planning Manager, Florida Department of Community Affairs, Community Assistance Section, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)488-7541, or Fax (850)488-2488 or e-mail to hilda.frazier@dca.state.fl.us

**NOTICE OF PROJECT APPROVAL AND FUNDING**

The Florida Communities Trust (Trust) has approved funding applications submitted under the Florida Communities Trust Florida Forever Program, Series FF6 funding cycle. On September 14, 2006, applications were scored, ranked and selected for funding according to the criteria and procedures set forth in Rule Chapter 9K-7, F.A.C. In accordance with Rule 9K-7.009, F.A.C., the projects are considered to have received final approval for funding. The funds awarded derive from the sale of Florida Forever bonds.

Certain applications were selected for funding contingent upon funds becoming available either through other projects terminating, projects closing under budget, or interest accruals. If funding becomes available for the contingent projects, then those projects will be approved for funding in the order in which they are currently ranked.

Those applications approved for funding and the amounts of funding approved are listed below. The approval is subject to appeal and may change following the appeals process. If any Applicant files an appeal and the result of the appeal process changes the ranking of the funded applications, then another notice will be issued.

The following projects were approved for funding with funds currently available:

Selected/Funded Project No.	Project Name	Applicant	Amount
06-048-FF6	Apalachicola Riverwalk Phase III	City of Apalachicola	\$6,600,000.00
06-043-FF6	Gordon River Greenway Park	Collier County	\$9,900,000.00
06-078-FF6	Huguenot Memorial Park Expansion	City of Jacksonville	\$1,535,000.00
06-015-FF6	Shingle Creek Recreational Preserve Central	Osceola County/ City of Kissimmee	\$2,250,000.00
06-025-FF6	Fern Isle Park Expansion	City of Miami	\$6,600,000.00
06-095-FF6	Hogtown Creek Headwaters	City of Gainesville	\$3,675,000.00
06-110-FF6	Barr Hammock Ledwith Prairie Hill	Alachua County/ Conservation for Florida Trust	\$6,600,000.00
06-112-FF6	Capital Cascade Trail – Myers Comm. Park	City of Tallahassee	\$1,512,000.00
06-037-FF6	ORCA Diamond Tract	Indian River County	\$1,425,000.00
06-003-FF6	Doral North Phase I	City of Doral	\$5,025,000.00
06-004-FF6	Blackburn Point Park Addition	Sarasota County	\$5,176,350.00
06-096-FF6	Prairie Creek Basin	Alachua Conservation Trust	\$2,980,000.00

06-041-FF6	The Susan DuBois Kindt Estate	Palm Beach County	\$2,500,000.00
06-019-FF6	Triple Creek Greenway Phase II	Hillsborough County	\$4,290,000.00
06-034-FF6	Vilano Beach Oceanfront Park	St. Johns County	\$4,162,500.00
06-017-FF6	Delaware Scrub Natural Area	Palm Beach County/ Town of Jupiter	\$3,542,500.00
06-102-FF6	Cooter Pond Linear Park Phase II	City of Inverness	\$861,500.00
06-099-FF6	Ricketson Property	Lake County	\$1,363,500.00
06-060-FF6	Indrio North Savannahs Two	St. Lucie County	\$426,946.00
06-055-FF6	Molitor Property	City of Titusville	\$914,281.80
06-114-FF6	Dr. Charles Billings Greenway	City of Tallahassee	\$225,500.00
06-098-FF6	Wekiva River Property	Lake County	\$1,147,500.00
06-008-FF6	St. Johns River Historic Property	Seminole County	\$1,412,500.00
06-080-FF6	Cocoa Beach's Thousand Islands Conservation	Brevard County/ City of Cocoa Beach	\$3,555,000.00

Contingent funded projects			
Project No.	Project Name	Applicant	Amount
06-020-FF6	Gator Creek Reserve – Greenswamp Gateway	Polk County	\$4,605,773.55
06-011-FF6	Central Broward Regional Park Addition	Broward County	\$255,000.00
06-016-FF6	Micco's Hickory Hammock Neighborhood Park	Broward County	\$556,902.00
06-001-FF6	Anderson Stormwater Pre-Acquired Parcel	City of Rockledge	\$205,540.92
06-042-FF6	Ribault River Urban Waterfront Park Addition	City of Jacksonville	\$410,000.00
06-077-FF6	Dutton Island Preserve Expansion Phase II	City of Atlantic Beach	\$1,875,000.00

The following projects were not approved for funding with funds currently available:

Non-Funded			
Project No.	Project Name	Applicant	Amount
06-093-FF6	Indian Creek Park	Franklin County	\$6,600,000.00
06-033-FF6	Mussallem Beachfront Park	St. Johns County	\$2,412,011.25
06-026-FF6	Tequesta Tree Island	Town of Southwest Ranches	\$1,607,500.00
06-057-FF6	Esther Street Beachfront Park	City of New Smyrna Beach	\$3,600,000.00
06-090-FF6	Town Center Park Preserve	Walton County	\$2,650,000.00
06-006-FF6	Spanish Creek Preserve	Lee County	\$1,959,038.50
06-056-FF6	Upper Pithlachascotee River Preserve	Pasco County	\$2,513,450.00
06-024-FF6	Turkey Creek Blueway/ Greenway Phase II	City of Palm Bay	\$97,605.00
06-069-FF6	Gateway Environmental Park	City of Punta Gorda	\$1,431,818.00
06-021-FF6	Brevard Marina and Sailing Center	Brevard County	\$1,507,500.00
06-013-FF6	Shady Banks Preserve	Broward County/ City of Ft. Lauderdale	\$2,225,014.35
06-092-FF6	Horseshoe Beach Marina and Park	Town of Horseshoe Beach	\$5,100,000.00
06-036-FF6	Moore's Creek Linear Park	City of Ft. Pierce	\$3,000,000.00
06-038-FF6	South Prong Slough	Indian River County	\$1,552,500.00
06-065-FF6	Jetta Point	Seminole County	\$300,386.25
06-047-FF6	Indian Riverside Park Expansion	Martin County	\$1,789,768.80
06-005-FF6	Pembroke Pines Preserve Annex	City of Pembroke Pines	\$592,970.00
06-091-FF6	Destin Harbor Public Plaza	City of Destin	\$3,472,500.00
06-039-FF6	Pelican Point Landing	Manatee County	\$6,600,000.00
06-023-FF6	Barton Stormwater Park	City of Rockledge	\$450,000.00
06-066-FF6	Pioneer Park	Broward County/ City of Deerfield Beach	\$285,750.00
06-054-FF6	Rivers Edge – Washington Avenue	City of Titusville	\$3,412,500.00
06-089-FF6	Big Bend Maritime Center Land Acquisition	Wakulla County / Florida Foresight, Inc.	\$3,900,000.00
06-107-FF6	Losner Park Expansion	City of Homestead	\$55,386.00
06-027-FF6	Church's Everglades Landing	Town Southwest Ranches	\$637,500.00
06-087-FF6	Thornby	City of Deltona	\$4,950,000.00
06-032-FF6	Puhute Recreational Area	City of Blountstown	\$550,000.00
06-063-FF6	Dawnview Square	City of Port Orange	\$1,440,000.00
06-084-FF6	Bradford Park Expansion	City of Winter Gardens	\$1,272,500.00
06-028-FF6	Rolling Oaks Park Acquisition	City of Miami Gardens	\$1,777,500.00
06-030-FF6	Peck Sink Floodplain Stormwater Park	Hernando County	\$1,927,250.00
06-083-FF6	West Ken Lark South	City of Lauderhill	\$297,000.00
06-086-FF6	West Ken Lark North	City of Lauderhill	\$814,183.74
06-104-FF6	Inland Groves Property Acquisition	City Clermont	\$5,010,000.00

06-018-FF6	Jones Creek	Town of Jupiter	\$648,000.00
06-101-FF6	Ponce Preserve Conservation Project	Volusia County/Town of Ponce Inlet	\$121,500.00
06-002-FF6	Indian Archaeological Park	Broward County / City of Parkland	\$335,000.00
06-007-FF6	Eagle Lake Historical Park	Pinellas County	\$1,150,000.00
06-035-FF6	Hammock Dunes Park	City of St. Augustine Beach	\$2,515,000.00
06-009-FF6	East Lauderhill Garden Park	City of Lauderhill	\$742,500.00
06-044-FF6	St. Sebastian River Greenway Phase II	Marine Res. Council/ Friends of the St. Sebastian	\$6,200,000.00
06-051-FF6	Kelly Park 3rd Addition	Orange County	\$127,800.00
06-103-FF6	Ocheesee Pond Park Project	Town of Grand Ridge	\$2,650,000.00
06-022-FF6	Matanzas Pass Preserve Addition	Lee County	\$700,000.00
06-014-FF6	Myakka El Joban Park	Charlotte County	\$5,351,625.00
06-082-FF6	Devonhunt South	City of Lauderhill	\$1,584,000.00
06-085-FF6	Devonhunt North	City of Lauderhill	\$1,584,000.00
06-100-FF6	Dead River Estates Property	Lake County	\$688,500.00
06-058-FF6	Eagle Roost (Parcel 120)	Orange County	\$3,838,791.60
06-072-FF6	Tradition Property	Village of Royal Palm Beach	\$2,092,500.00
06-115-FF6	American Beach Historical Park – Dune Phase	Nassau County	\$5,856,000.00
06-045-FF6	Orlando Loch Haven Park Addition Phase I	City of Orlando	\$1,905,000.00
06-070-FF6	Indian Mound Station Sanctuary	Brevard County	\$1,963,350.00
06-067-FF6	Trailhead Acquisition	Broward County/ City of Deerfield Beach	\$171,000.00
06-076-FF6	Quail Valley Conservation Area	City of Minneola	\$1,550,000.00
06-097-FF6	Northeast Community Park	Lake County	\$465,750.00
06-031-FF6	Loggerhead Park Preserve Addition II	Town of Melbourne Beach	\$1,207,560.00
06-073-FF6	School Board Property	City of Sanford	\$1,353,000.00
06-010-FF6	Greenbriar Dog Park	Village of Wellington	\$993,150.00
06-075-FF6	Weaver Property	City of Dunedin	\$6,600,000.00
06-074-FF6	Hopper Academy	City of St. Petersburg	\$915,000.00
06-071-FF6	Waterfront Park	City of Key Colony Beach	\$1,535,000.00
06-062-FF6	Cora C. Harrison Preserve	Town of Hastings	\$550,000.00
06-064-FF6	Lockhart Property	Seminole County	\$240,000.00
06-108-FF6	Cason Acres Park	Town of Inglis	\$64,986.00
06-079-FF6	Mayo Howard Park	Broward County/ City of Deerfield Beach	\$81,644.50
06-040-FF6	Western Community Center	City of Delray	\$2,200,909.50
06-111-FF6	Orange Lake Overlook	Town of McIntosh/ Conservation Trust for Florida	\$950,000.00
06-081-FF6	Fredd "Glossie" Atkins Park – Expansion	City of Sarasota	\$112,950.00
06-088-FF6	West Gadsden County Regional Park	Gadsden County	\$412,000.00
06-046-FF6	Rocky Point Hammock Park Addition	Martin County	\$146,250.00
06-052-FF6	Norwood Linear Park	City of North Miami Beach	\$279,648.00
06-059-FF6	Turtle Creek Park	City of Clearwater	\$2,055,000.00
06-094-FF6	New Smyrna Colony Historical Park	Volusia County/ New Smyrna Preserve	\$2,321,069.00
06-113-FF6	Micanopy Recreational Facility	Town of Micanopy	\$300,000.00
06-049-FF6	Wedgfield Community Park	Orange County	\$193,275.00
06-068-FF6	4970 Canal 14 Road	City of Greenacres	\$169,836.50
06-050-FF6	10th Ave. N. and Haverhill Road	City of Greenacres	\$75,000.00
06-012-FF6	Dison Property	City of South Miami	\$750,000.00
06-106-FF6	Spitzer Park Expansion	Town of Redington Shores	\$330,000.00

**INELIGIBLE**

Project No.	Project Name	Applicant	
06-061-FF6	Heathcote Botanical Park Phase I	St. Lucie County	I
06-105-FF6	Beach Access Walk Over	Town of Redington Shores	I

**WITHDRAWN**

Project No.	Project Name	Applicant	
06-029-FF6	Davie Farm Park	Town of Davie	W
06-053-FF6	Buck Creek Preserve	Charlotte County	W
06-109-FF6	High Springs Reservoir Park	Alachua County/ City of High Springs	W

**NOTICE OF ADMINISTRATIVE HEARING RIGHTS**

Any person with substantial interests that are or may be determined by the approval of funds for projects by the Trust has a right to an informal administrative proceeding pursuant to Section 120.57(2), F.S., if the person does not dispute issues of material fact raised by this decision. If an informal proceeding is held, the petitioner will have the opportunity to be represented by counsel, to present to the agency written or oral evidence in opposition to the Trust action, or to present a written statement challenging the legal grounds upon which the Trust is justifying its actions.

Alternatively, any person with substantial interests that are or may be determined by the approval of funds for projects by the Trust has a right to a formal administrative hearing pursuant to Section 120.57(1), F.S., if the person disputes any issues of material fact stated in this decision. At a formal hearing the petitioner may be represented by counsel, and will have the opportunity to present evidence and argument on all the issues involved, to conduct cross-examination and submit rebuttal evidence, to submit proposed findings of fact and orders, and to file exceptions to any order or hearing officer's recommended order.

If a person with a substantial interest desires either an informal proceeding or a formal hearing, the person must file with the Trust Clerk a written response or pleading entitled "Petition for Administrative Proceedings" within 21 calendar days of the publication date of this notice of final agency action. The petition must be in the form required by Rule 18-106.201, F.A.C. A petition is filed when it is received by the Trust Clerk at: 2555 Shumard Oak Boulevard, Tallahassee, FL 32399-2100. A petition must specifically request an informal proceeding or a formal hearing, it must admit or deny each material fact contained in this decision, and it must state any defenses upon which the petitioner relies. If the petitioner lacks knowledge of a particular allegation of fact, it must so state and that statement will operate as a denial.

Any person with substantial interests that are or may be determined by the approval of funds for projects by the Trust waives the right to an informal proceeding or a formal hearing if a Petition for Administrative Proceeding is not filed with the Trust Clerk within 21 days of the date of publication of the notice of final agency action.

**DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES**

Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), Budget Custom Golfcars, LLC, intends to allow the establishment of American eCar Rental & Sales as a dealership for the sale of California Roadster Golfcars (ACG)(LSV), at



369 Blanding Boulevard, Suite N18, Orange Park (Hillsborough County), Florida 32073, on or after September 6, 2006.

The name and address of the dealer operator(s) and principal investor(s) of American eCar Rental & Sales are dealer operator(s): Joe Taylor, 369 Blanding Boulevard, Suite N18, Orange Park, Florida 32073; principal investor(s): Joe Taylor, 369 Blanding Boulevard, Suite N18, Orange Park, Florida 32073.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, 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: Gary Pridemore, Owner/President, Budget Custom Golfcars, LLC, 4560 U.S. Highway 1, Vero Beach, Florida 32967.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), Dixie Sales Company intends to allow the establishment of Big Dog Marine Service Center, Inc., as a dealership for the sale of JMSTAR motorcycles at 7653 Blanding Boulevard, Jacksonville (Duval County), Florida 32244, on or after September 20, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Big Dog Marine Service Center, Inc., are dealer operator(s): Gary K. Mudge, 7653 Blanding Boulevard, Jacksonville, Florida 32244; principal investor(s): Gary K. Mudge, 7653 Blanding Boulevard, Jacksonville, Florida 32244.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, 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: Sandy Seacat, Licensing Associate, Dixie Sales Company, P. O. Box 1408, Greensboro, North Carolina 27402.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), JMSTAR Powersports, Inc., intends to allow the establishment of Dave's Wholesale, Inc., as a dealership for the sale of JMSTAR motorcycles at 4701 Southwest 45th Street, Building 9, #32, Davie (Broward County), Florida 33314, on or after September 15, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Dave's Wholesale, Inc., are dealer operator(s): David M. Bercovicz, 4701 Southwest 45th Street, Building 9, #32, Davie, Florida 33314, and Marlene E. Berk, 4701 Southwest 45th Street, Building 9, #32, Davie, Florida 33314; principal investor(s): Benny Bercovicz, 4701 Southwest 45th Street, Building 9, #32, Davie, Florida 33314.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, 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: Yenong Xie, President, JMSTAR Powersports, Inc., 400 Northwest 141st Avenue, #207, Pembroke Pines, Florida 33028.

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 Carter Brothers Manufacturing intends to allow the establishment of Honda Key West as a dealership for the sale of Sanyang motorcycles at 417 Southard Street, Key West, (Monroe County), Florida 33040, on or after September 1, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Honda Key West are dealer operator(s): Victor Mills, 417 Southard Street, Key West, Florida 33040; principal investor(s): Victor Mills, 417 Southard Street, Key West, Florida 33040.

The notice indicates intent to establish the new point location in a county of less than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, 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: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: Robert Belmont, Sales Manager, Carter Brothers Manufacturing, 1871 Highway 231, Brundidge, Alabama 36010.

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), Carter Brothers Manufacturing intends to allow the establishment of Mojo Powersports, Inc., as a dealership for the sale of Sanyang motorcycles at 707 West Bay Drive, Largo (Pinellas County), Florida 33770, on or after September 1, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Mojo Powersports, Inc., are dealer operator(s): Peter Spoto, 707 West Bay Drive, Largo, Florida 33770; principal investor(s): Peter Spoto, 707 West Bay Drive, Largo, Florida 33770.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, 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 Belmont, Sales Manager, Carter Brothers Manufacturing, 1871 Highway 231, Brundidge, Alabama 36010.

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 JohnnyPag.com intends to allow the establishment of MotoMania Powersports, LLC, as a dealership for the sale of JohnnyPag motorcycles at 3264 Southeast Dixie Highway, Stuart, (Martin County), Florida 34997, on or after September 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): 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: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312, MS 65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by U.S. Mail to: JR Pag, President, JohnnyPag.com, 11754 Warm Springs Road, Riverside, California 92505.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), LS Motorsports, LLC, intends to allow the establishment of St. Pete Jeep, Inc., d/b/a St. Pete Powersports, as a dealership for the sale and service of Diamo motorcycles at 555 34th Street South, St. Petersburg (Pinellas County), Florida 33711, on or after September 12, 2006.

The name and address of the dealer operator(s) and principal investor(s) of St. Pete Jeep, Inc., d/b/a St. Pete Powersports, are dealer operator(s): William Douglas, 555 34th Street South, St. Petersburg, Florida 33711; principal investor(s): William Douglas, 555 34th Street South, St. Petersburg, Florida 33711.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be

submitted to: Nalini Vinayak, Administrator, 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: Mathu Solo, President, LS Motorsports, 2550 East Desert Inn Road, #40, Las Vegas, Nevada 89121.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes (2005), Dixie Sales Company, intends to allow the establishment of Steve's Cycles, Inc., as a dealership for the sale of JMSTAR motorcycles, at 1045 King Street, Cocoa (Brevard County), Florida 32922, on or after September 20, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Steve's Cycles, Inc., are dealer operator(s): Stephen Foley, 1045 King Street, Cocoa, Florida 32922; principal investor(s): Stephen Foley, 1045 King Street, Cocoa, Florida 32922.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, 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: Sandy Seacat, Licensing Associate, Dixie Sales Company, P. O. Box 1408, Greensboro, North Carolina 27402.

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), New Era Trans intends to allow the establishment of Trance Energy, LLC, as a dealership for the sale of JMSTAR motorcycles at 5227 East Colonial Drive, Orlando (Orange County), Florida 32807, on or after September 18, 2006.

The name and address of the dealer operator(s) and principal investor(s) of Trance Energy, LLC, are dealer operator(s): Eugeni Karlov, 5227 East Colonial Drive, Orlando, Florida 32807; principal investor(s): Eugeni Karlov, 5227 East Colonial Drive, Orlando, Florida 32807.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes, to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, 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: Zev Kraiem, New Era Trans, 3350 Lawson Boulevard, Oceanside, New York 11572.

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."

**STATE BOARD OF ADMINISTRATION**

Notice of 2006-2007 Contract Filing And Payment  
Due Dates For the Florida Prepaid College Plan

The Florida Prepaid College Board hereby gives notice that the enrollment period and contract filing dates for the 2006-2007 year are as follows for the Florida Prepaid College Plan:

October 16, 2006 – Beginning of 2006-2007 enrollment period.

January 31, 2007 – Last day of 2006-2007 enrollment period.

March 31, 2007 – Last day of contract change period.

Purchasers of Florida Prepaid College Plan advance payment contracts must have their application postmarked on or before January 31, 2007. All applications must be submitted to the following address: Florida Prepaid College Board, P. O. Box 6448, Tallahassee, Florida 32314-6448.

Applications for the Florida Prepaid College Plan must include one of the following non-refundable application fees:

- \$80, if the application is for the Florida Prepaid College Plan and the Florida College Investment Plan.
- \$50, if the application is only for the Florida Prepaid College Plan.
- \$30, if the purchaser named on the application has a Florida College Investment Plan for the same beneficiary.

Payments for the Florida Prepaid College Plan

For Florida Prepaid College Plan applications received during the 2006-2007 enrollment period, payments may be made under any one of the following schedules:

- (a) Lump-sum payments due in full on April 20, 2007;
- (b) Monthly payments, beginning on April 20, 2007, and due on the 20th of each and every month thereafter until October of the anticipated enrollment year of the qualified beneficiary, as indicated on the application; or
- (c) Fifty-five (55) month payment option beginning on April 20, 2007, and due on the 20th of each and every month thereafter for 55 continuous months.

An implied interest rate of 5.20 percent (weighted average using spot yield curve based on the July 31, 2006, U.S. Treasury curve) for the purchasers of the Florida Prepaid College Plan advance payment contracts during the 2006-2007 enrollment period has been calculated for the installment payment plans indicated above.

Persons whose substantial interests are affected by the 2006-2007 notice on contract filing and payment due dates may request an administrative hearing within 21 days of publication of this notice pursuant to Chapter 120, F.S.

Notice of 2006-2007 Maximum Account Balance Limit  
Florida Prepaid College Plan and Florida  
College Investment Plan

The Florida Prepaid College Board hereby gives notice that the maximum account balance limit for the Florida Prepaid College Plan and for the Florida College Investment Plan is \$341,000 for the period November 3, 2006 until November 2, 2007, or until subsequently revised by the Board. The redemption value of an advance payment contract under the Florida Prepaid College Plan, plus the account balance of an

account in the Florida College Investment Plan, for the same beneficiary may not exceed the maximum account balance limit.

Notice of 2006-2007 Florida Prepaid College Plan  
Advance Payment Contract Prices

The Florida Prepaid College Board hereby gives notice of the adoption at a duly called meeting on September 19, 2007 of the 2006-2007 advance payment contract prices for the Florida Prepaid College Plan.

5	2014	\$3,955.41	\$52.11	\$80.25
4	2015	\$3,922.82	\$46.78	\$79.59
3	2016	\$3,882.20	\$42.49	\$78.77
2	2017	\$3,833.95	\$38.93	\$77.79
1	2018	\$3,782.15	\$35.95	\$76.74
K	2019	\$3,731.27	\$33.45	\$75.70
Age 4	2020	\$3,680.32	\$31.31	\$74.67
Age 3	2021	\$3,636.08	\$29.51	\$73.77
Age 2	2022	\$3,602.96	\$28.02	\$73.10
Age 1	2023	\$3,568.04	\$26.69	\$72.39
Infant	2024	\$3,536.85	\$25.53	\$71.76
Newborn	2025	\$3,511.28	\$24.53	\$71.24

PREPAID PLAN TUITION CONTRACT  
COMMUNITY COLLEGE – TWO YEARS  
FOUNDATION SCHOLARSHIP PRICE SCHEDULE

Current Grade/Age	Projected Enrollment Year	Single Payment Plan	Monthly Payment Plan	5-Year (55 month) Installment Plan	Current Grade/Age	Projected Enrollment Year	Single Payment Plan	Monthly Payment Plan	5-Year (55 month) Installment Plan
12	2007	\$10,487.79	\$1,517.45		12	2007	\$4,654.88	\$673.50	
11	2008	\$10,635.16	\$581.21		11	2008	\$4,693.90	\$256.52	
10	2009	\$10,775.53	\$369.91		10	2009	\$4,737.83	\$162.64	
9	2010	\$10,913.83	\$276.68		9	2010	\$4,786.06	\$121.33	
8	2011	\$11,029.67	\$223.78	\$223.78	8	2011	\$4,819.46	\$97.78	\$97.78
7	2012	\$11,135.42	\$189.86	\$225.93	7	2012	\$4,806.04	\$81.94	\$97.51
6	2013	\$11,231.04	\$166.36	\$227.87	6	2013	\$4,778.59	\$70.78	\$96.95
5	2014	\$11,318.07	\$149.12	\$229.63	5	2014	\$4,746.49	\$62.54	\$96.30
4	2015	\$11,400.29	\$135.96	\$231.30	4	2015	\$4,707.38	\$56.14	\$95.51
3	2016	\$11,470.60	\$125.54	\$232.73	3	2016	\$4,658.64	\$50.98	\$94.52
2	2017	\$11,542.15	\$117.18	\$234.18	2	2017	\$4,600.73	\$46.71	\$93.34
1	2018	\$11,614.87	\$110.40	\$235.66	1	2018	\$4,538.59	\$43.14	\$92.08
K	2019	\$11,704.55	\$104.92	\$237.47	K	2019	\$4,477.53	\$40.14	\$90.84
Age 4	2020	\$11,763.96	\$100.08	\$238.68	Age 4	2020	\$4,416.38	\$37.57	\$89.60
Age 3	2021	\$11,724.02	\$95.15	\$237.87	Age 3	2021	\$4,363.29	\$35.41	\$88.53
Age 2	2022	\$11,707.16	\$91.04	\$237.53	Age 2	2022	\$4,323.55	\$33.62	\$87.72
Age 1	2023	\$11,695.65	\$87.49	\$237.29	Age 1	2023	\$4,281.65	\$32.03	\$86.87
Infant	2024	\$11,698.90	\$84.46	\$237.36	Infant	2024	\$4,244.22	\$30.64	\$86.11
Newborn	2025	\$11,716.91	\$81.87	\$237.73	Newborn	2025	\$4,213.54	\$29.44	\$85.49

PREPAID PLAN LOCAL FEE CONTRACT  
STATE UNIVERSITY – FOUR YEARS  
PRICE SCHEDULE

Current Grade/Age	Projected Enrollment Year	Single Payment Plan	Monthly Payment Plan	5-Year (55 month) Installment Plan	Current Grade/Age	Projected Enrollment Year	Single Payment Plan	Monthly Payment Plan	5-Year (55 month) Installment Plan
12	2007	\$9,193.95	\$1,330.25		12	2007	\$3,168.00	\$458.37	
11	2008	\$9,305.88	\$508.56		11	2008	\$3,197.42	\$174.74	
10	2009	\$9,408.84	\$323.00		10	2009	\$3,224.43	\$110.69	
9	2010	\$9,507.91	\$241.03		9	2010	\$3,250.51	\$82.40	
8	2011	\$9,587.52	\$194.52	\$194.52	8	2011	\$3,269.63	\$66.34	\$66.34
7	2012	\$9,658.65	\$164.68	\$195.97	7	2012	\$3,285.49	\$56.02	\$66.66
6	2013	\$9,721.90	\$144.01	\$197.25	6	2013	\$3,280.67	\$48.60	\$66.56
5	2014	\$9,776.99	\$128.82	\$198.37	5	2014	\$3,252.72	\$42.86	\$65.99
4	2015	\$9,827.28	\$117.20	\$199.39	4	2015	\$3,219.16	\$38.39	\$65.31
3	2016	\$9,827.12	\$107.55	\$199.38	3	2016	\$3,180.81	\$34.81	\$64.54
2	2017	\$9,743.16	\$98.92	\$197.68	2	2017	\$3,139.67	\$31.88	\$63.70
1	2018	\$9,654.66	\$91.76	\$195.88	1	2018	\$3,097.03	\$29.44	\$62.84
K	2019	\$9,577.00	\$85.85	\$194.31	K	2019	\$3,057.55	\$27.41	\$62.03
Age 4	2020	\$9,516.55	\$80.96	\$193.08	Age 4	2020	\$3,022.66	\$25.71	\$61.33
Age 3	2021	\$9,459.33	\$76.77	\$191.92	Age 3	2021	\$2,989.80	\$24.26	\$60.66
Age 2	2022	\$9,418.93	\$73.25	\$191.10	Age 2	2022	\$2,963.11	\$23.04	\$60.12
Age 1	2023	\$9,385.53	\$70.21	\$190.42	Age 1	2023	\$2,938.02	\$21.98	\$59.61
Infant	2024	\$9,364.86	\$67.61	\$190.00	Infant	2024	\$2,916.76	\$21.06	\$59.18
Newborn	2025	\$9,355.71	\$65.37	\$189.82	Newborn	2025	\$2,899.35	\$20.26	\$58.83

PREPAID PLAN LOCAL FEE CONTRACT  
TWO YEAR COMMUNITY COLLEGE  
PLUS TWO YEARS STATE UNIVERSITY  
PRICE SCHEDULE

Current Grade/Age	Projected Enrollment Year	Single Payment Plan	Monthly Payment Plan	5-Year (55 month) Installment Plan	Current Grade/Age	Projected Enrollment Year	Single Payment Plan	Monthly Payment Plan	5-Year (55 month) Installment Plan
12	2007	\$3,879.07	\$561.25		12	2007	\$1,933.12	\$279.70	
11	2008	\$3,911.58	\$213.77		11	2008	\$1,952.20	\$106.69	
10	2009	\$3,948.19	\$135.54		10	2009	\$1,967.55	\$67.54	
9	2010	\$3,988.38	\$101.11		9	2010	\$1,980.84	\$50.22	
8	2011	\$4,016.22	\$81.49	\$81.49	8	2011	\$1,990.37	\$40.38	\$40.38
7	2012	\$4,005.03	\$68.29	\$81.26	7	2012	\$1,998.51	\$34.08	\$40.55
6	2013	\$3,982.16	\$58.99	\$80.79	6	2013	\$2,005.31	\$29.70	\$40.69
					5	2014	\$1,985.92	\$26.17	\$40.29
					4	2015	\$1,962.80	\$23.41	\$39.82
					3	2016	\$1,937.47	\$21.20	\$39.31
					2	2017	\$1,911.77	\$19.41	\$38.79
					1	2018	\$1,885.72	\$17.92	\$38.26
					K	2019	\$1,862.54	\$16.70	\$37.79

Age 4	2020	\$1,843.97	\$15.69	\$37.41
Age 3	2021	\$1,825.29	\$14.81	\$37.03
Age 2	2022	\$1,809.20	\$14.07	\$36.71
Age 1	2023	\$1,795.29	\$13.43	\$36.42
Infant	2024	\$1,784.01	\$12.88	\$36.20
Newborn	2025	\$1,774.80	\$12.40	\$36.01

PREPAID PLAN DORMITORY CONTRACT  
TWO YEARS  
PRICE SCHEDULE

Current Grade/Age	Projected Enrollment Year	Single Payment Plan	Monthly Payment Plan	5-Year (55 month) Installment Plan
12	2007	\$8,217.00	\$1,188.90	
11	2008	\$8,285.86	\$452.82	
10	2009	\$8,363.41	\$287.11	
9	2010	\$8,448.54	\$214.18	
8	2011	\$8,512.36	\$172.71	\$172.71
7	2012	\$8,563.72	\$146.01	\$173.75
6	2013	\$8,599.98	\$127.39	\$174.49
5	2014	\$8,631.62	\$113.72	\$175.13
4	2015	\$8,603.17	\$102.60	\$174.55
3	2016	\$8,514.10	\$93.18	\$172.74
2	2017	\$8,408.29	\$85.37	\$170.60
1	2018	\$8,294.71	\$78.84	\$168.29
K	2019	\$8,183.12	\$73.36	\$166.03
Age 4	2020	\$8,071.36	\$68.67	\$163.76
Age 3	2021	\$7,974.33	\$64.72	\$161.79
Age 2	2022	\$7,901.71	\$61.45	\$160.32
Age 1	2023	\$7,825.14	\$58.53	\$158.76
Infant	2024	\$7,756.72	\$56.00	\$157.38
Newborn	2025	\$7,700.66	\$53.81	\$156.24

PREPAID PLAN LOCAL FEE CONTRACT  
COMMUNITY COLLEGE – TWO YEARS  
PRICE SCHEDULE

Current Grade/Age	Projected Enrollment Year	Single Payment Plan	Monthly Payment Plan	5-Year (55 month) Installment Plan
12	2007	\$335.14	\$48.49	
11	2008	\$337.94	\$18.47	
10	2009	\$341.11	\$11.71	
9	2010	\$344.58	\$8.74	
8	2011	\$347.18	\$7.04	\$7.04
7	2012	\$349.28	\$5.96	\$7.09
6	2013	\$350.76	\$5.20	\$7.12
5	2014	\$352.05	\$4.64	\$7.14
4	2015	\$353.27	\$4.21	\$7.17
3	2016	\$354.11	\$3.88	\$7.18
2	2017	\$354.68	\$3.60	\$7.20
1	2018	\$354.87	\$3.37	\$7.20
K	2019	\$353.52	\$3.17	\$7.17
Age 4	2020	\$348.69	\$2.97	\$7.07
Age 3	2021	\$344.50	\$2.80	\$6.99
Age 2	2022	\$341.36	\$2.65	\$6.93
Age 1	2023	\$338.06	\$2.53	\$6.86
Infant	2024	\$335.10	\$2.42	\$6.80
Newborn	2025	\$332.67	\$2.32	\$6.75

PREPAID PLAN DORMITORY CONTRACT  
THREE YEARS  
PRICE SCHEDULE

Current Grade/Age	Projected Enrollment Year	Single Payment Plan	Monthly Payment Plan	5-Year (55 month) Installment Plan
12	2007	\$12,377.34	\$1,790.85	
11	2008	\$12,488.93	\$682.52	
10	2009	\$12,608.87	\$432.85	
9	2010	\$12,715.43	\$322.35	
8	2011	\$12,809.18	\$259.89	\$259.89
7	2012	\$12,866.88	\$219.38	\$261.06
6	2013	\$12,928.45	\$191.51	\$262.31
5	2014	\$12,955.51	\$170.69	\$262.86
4	2015	\$12,836.43	\$153.08	\$260.44
3	2016	\$12,689.13	\$138.87	\$257.45
2	2017	\$12,527.97	\$127.19	\$254.18
1	2018	\$12,358.15	\$117.46	\$250.74
K	2019	\$12,191.04	\$109.28	\$247.35
Age 4	2020	\$12,037.77	\$102.41	\$244.24
Age 3	2021	\$11,909.63	\$96.66	\$241.64
Age 2	2022	\$11,791.55	\$91.70	\$239.24
Age 1	2023	\$11,692.01	\$87.46	\$237.22
Infant	2024	\$11,590.51	\$83.67	\$235.16
Newborn	2025	\$11,523.59	\$80.52	\$233.80

PREPAID PLAN LOCAL FEE CONTRACT  
COMMUNITY COLLEGE – TWO YEARS  
FOUNDATION SCHOLARSHIP  
PRICE SCHEDULE

Current Grade/Age	Projected Enrollment Year	Single Payment Plan	Monthly Payment Plan	5-Year (55 month) Installment Plan
12	2007	\$402.17	\$58.19	
11	2008	\$405.53	\$22.16	
10	2009	\$409.33	\$14.05	
9	2010	\$413.50	\$10.48	
8	2011	\$416.62	\$8.45	\$8.45
7	2012	\$419.14	\$7.15	\$8.50
6	2013	\$420.91	\$6.23	\$8.54
5	2014	\$422.46	\$5.57	\$8.57
4	2015	\$423.92	\$5.06	\$8.60
3	2016	\$424.93	\$4.65	\$8.62
2	2017	\$425.62	\$4.32	\$8.64
1	2018	\$425.84	\$4.05	\$8.64
K	2019	\$424.22	\$3.80	\$8.61
Age 4	2020	\$418.42	\$3.56	\$8.49
Age 3	2021	\$413.40	\$3.36	\$8.39
Age 2	2022	\$409.63	\$3.19	\$8.31
Age 1	2023	\$405.66	\$3.03	\$8.23
Infant	2024	\$402.11	\$2.90	\$8.16
Newborn	2025	\$399.20	\$2.79	\$8.10

PREPAID PLAN DORMITORY CONTRACT  
FOUR YEARS  
PRICE SCHEDULE

Current Grade/Age	Projected Enrollment Year	Single Payment Plan	Monthly Payment Plan	5-Year (55 month) Installment Plan
12	2007	\$16,580.41	\$2,398.98	
11	2008	\$16,734.39	\$914.53	
10	2009	\$16,875.77	\$579.33	
9	2010	\$17,012.25	\$431.28	
8	2011	\$17,112.34	\$347.19	\$347.19
7	2012	\$17,195.34	\$293.19	\$348.88
6	2013	\$17,261.71	\$255.70	\$350.22
5	2014	\$17,188.77	\$226.47	\$348.74
4	2015	\$17,011.46	\$202.87	\$345.15
3	2016	\$16,808.81	\$183.96	\$341.04
2	2017	\$16,591.41	\$168.45	\$336.62
1	2018	\$16,366.07	\$155.55	\$332.05
K	2019	\$16,157.45	\$144.84	\$327.82
Age 4	2020	\$15,973.07	\$135.89	\$324.08
Age 3	2021	\$15,799.47	\$128.23	\$320.56
Age 2	2022	\$15,658.43	\$121.77	\$317.70
Age 1	2023	\$15,525.80	\$116.14	\$315.00
Infant	2024	\$15,413.44	\$111.27	\$312.72
Newborn	2025	\$15,321.47	\$107.06	\$310.86

PREPAID PLAN DORMITORY CONTRACT  
ONE YEAR  
PRICE SCHEDULE

Current Grade/Age	Projected Enrollment Year	Single Payment Plan	Monthly Payment Plan	5-Year (55 month) Installment Plan
12	2007	\$4,091.48	\$591.99	
11	2008	\$4,125.52	\$225.46	
10	2009	\$4,160.33	\$142.82	
9	2010	\$4,203.07	\$106.55	
8	2011	\$4,245.46	\$86.14	\$86.14
7	2012	\$4,266.89	\$72.75	\$86.57
6	2013	\$4,296.82	\$63.65	\$87.18
5	2014	\$4,303.16	\$56.70	\$87.31
4	2015	\$4,322.34	\$51.55	\$87.70
3	2016	\$4,280.84	\$46.85	\$86.85
2	2017	\$4,233.26	\$42.98	\$85.89
1	2018	\$4,175.03	\$39.68	\$84.71
K	2019	\$4,119.68	\$36.93	\$83.58
Age 4	2020	\$4,063.45	\$34.57	\$82.44
Age 3	2021	\$4,007.92	\$32.53	\$81.32
Age 2	2022	\$3,966.40	\$30.85	\$80.47
Age 1	2023	\$3,935.29	\$29.44	\$79.84
Infant	2024	\$3,889.85	\$28.08	\$78.92
Newborn	2025	\$3,866.87	\$27.02	\$78.46

PREPAID PLAN DORMITORY CONTRACT  
FIVE YEARS  
PRICE SCHEDULE

Current Grade/Age	Projected Enrollment Year	Single Payment Plan	Monthly Payment Plan	5-Year (55 month) Installment Plan
12	2007	\$20,825.87	\$3,013.25	\$3,013.25
11	2008	\$21,001.29	\$1,147.72	
10	2009	\$21,172.59	\$726.83	
9	2010	\$21,315.41	\$540.37	
8	2011	\$21,440.81	\$435.01	\$435.01
7	2012	\$21,528.60	\$367.07	\$436.80
6	2013	\$21,569.76	\$319.51	\$437.63
5	2014	\$21,363.80	\$281.48	\$433.45
4	2015	\$21,131.14	\$252.00	\$428.73
3	2016	\$20,872.25	\$228.43	\$423.48
2	2017	\$20,599.33	\$209.14	\$417.94
1	2018	\$20,332.49	\$193.25	\$412.53
K	2019	\$20,092.75	\$180.12	\$407.66
Age 4	2020	\$19,862.92	\$168.98	\$403.00
Age 3	2021	\$19,666.34	\$159.61	\$399.01
Age 2	2022	\$19,492.20	\$151.58	\$395.48
Age 1	2023	\$19,348.73	\$144.73	\$392.57
Infant	2024	\$19,211.32	\$138.69	\$389.78
Newborn	2025	\$19,115.13	\$133.57	\$387.83

Notice of 2006-2007 Administrative Fee  
for the Florida College Investment Plan

The Florida Prepaid College Board hereby gives notice that the administrative fee applicable to accounts in the Florida College Investment Plan is 3/4 of 1% (0.0075 or 75 basis points) of the account balance for the period November 3, 2006 until November 2, 2007, or until subsequently revised by the Board.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

NOTICE OF HOSPICE PROGRAM FIXED NEED POOL

The Agency for Health Care Administration has projected a fixed need pool for hospice programs, defined in accordance with Sections 400.601-400.602, Florida Statutes (F.S.) and 408.031-408.045, F.S. Fixed need pool projections are for hospice programs planned for January 2008, pursuant to the provisions of Rule 59C-1.0355, Florida Administrative Code. Letters of intent to apply for Certificates of Need pursuant to this notice must be filed with the Certificate of Need Program Office, Building 1, Room 220, 2727 Mahan Drive, Tallahassee, Florida 32308, on or before 5:00 p.m., October 23, 2006.

Any person who identifies any error in the fixed need pool numbers must advise the agency of the error within ten (10) days of the publication. If the agency concurs with the error, the fixed need pool number will be adjusted and republished in the first available edition of the F.A.W. Failure to notify the agency of the error during this ten day period waives a person's right to raise the error at subsequent proceedings. Any other adjustments will be made in the first cycle subsequent to identification of the error including those errors identified through administrative hearings or final judicial review.

Any person whose substantial interest is affected by this action and who timely advised the agency of any error in the action has a right to request an administrative hearing pursuant to Section 120.57, F.S. In order to request a proceeding under Section 120.57, F.S., a request for an administrative hearing

must state with specificity which issues of material fact or law are in dispute. All requests for hearings shall be made to the Agency for Health Care Administration and must be filed with: Agency Clerk, 2727 Mahan Drive, Fort Knox Building Three, Suite 3431, Tallahassee, Florida 32308. All requests for hearings must be filed with the agency clerk within 21 days of this publication or the right to a hearing is waived.

Hospice Program Net Need

Service Area	Net Need	Service Area	Net Need
District 1	1	Subdistrict 5A	0
Subdistrict 2A	0	Subdistrict 5B	0
Subdistrict 2B	0	Subdistrict 6A	0
Subdistrict 3A	0	Subdistrict 6B	0
Subdistrict 3B	0	Subdistrict 6C	1
Subdistrict 3C	0	Subdistrict 7A	0
Subdistrict 3D	0	Subdistrict 7B	0
Subdistrict 3E	0	Subdistrict 7C	0
Subdistrict 4A	0	Subdistrict 8A	0
Subdistrict 4B	0	Subdistrict 8B	1
Subdistrict 8C	0	Subdistrict 9C	0
Subdistrict 8D	0	District 10	0
Subdistrict 9A	0	District 11	0
Subdistrict 9B	0	Total	3

NOTICE OF BATCHED APPLICATION RECEIPT  
AND

NOTICE OF TENTATIVE PUBLIC HEARINGS

In addition to the applications listed in the Notice of Batched Application Receipt published in Vol. 32, No. 39, September 29, 2006 edition of the F.A.W., the Agency for Health Care Administration has received and accepted the following Certificate of Need applications for review in the batched Hospital Beds and Facilities review cycle with an application due date of September 13, 2006.

County: Orange    District: 7  
CON #: 9952    Application Receipt Date:  
September 12, 2006

Facility/Project: The Nemours Foundation  
Applicant: The Nemours Foundation  
Project Description: Establish a Level III NICU of up to 10 beds

County: Orange    District: 7  
CON #: 9953    Application Receipt Date:  
September 12, 2006

Facility/Project: The Nemours Foundation  
Applicant: The Nemours Foundation  
Project Description: Establish a Class II children's hospital of up to 100 acute care beds

Also, IF REQUESTED, tentative public hearings have been scheduled as follows:

PROPOSALS: District 7  
 DATE/TIME: Wednesday, October 25th, 2006, 9:00 a.m. – 12:00 p.m.  
 PLACE: Heart of Florida United Way, 1940 Traylor Boulevard, Orlando, FL 32804  
 Public hearing requests must be in writing and be received at the Agency for Health Care Administration, CON Office, 2727 Mahan Drive, Mail Stop 28, Tallahassee, Florida 32308, attention Karen Rivera, by 5:00 p.m., October 20, 2006. In lieu of requesting and attending a public hearing, written comments submitted to the department relative to the merits of these applications will become part of the official project application file.  
 Pursuant to subsection 59C-1.010(3), F.A.C., written comments must be received by October 18, 2006.

**NOTICE OF OPEN HEART SURGERY PROGRAM  
 FIXED NEED POOL**

The Agency for Health Care Administration has projected a fixed need pool for open heart surgery programs for January 2009, pursuant to the provisions of Rules 59C-1.008 and 59C-1.033, F.A.C. Letters of intent to apply for Certificates of Need pursuant to this notice must be filed with: Certificate of Need Program Office, Building 1, Room 220, 2727 Mahan Drive, Tallahassee, Florida 32308, on or before 5:00 p.m., October 23, 2006.

Any person who identifies any error in the fixed need pool numbers must advise the agency of the error within ten (10) days of publication of the number. If the agency concurs with the error, the fixed need pool number will be adjusted and republished in the first available edition of the F.A.W. Failure to notify the agency of the error during this ten day time period will result in no adjustment to the fixed need pool number for this cycle and a waiver of the person’s right to raise the error at subsequent proceedings. Any other adjustments will be made in the first cycle subsequent to identification of the error including those errors identified through administrative hearings or final judicial review.

Any person whose substantial interest is affected by this action and who timely advised the agency of any error in the action has a right to request an administrative hearing pursuant to Section 120.57, Florida Statutes. In order to request a

proceeding under Section 120.57, Florida Statutes, your request for an administrative hearing must state with specificity which issues of material fact or law are in dispute. All requests for hearings shall be made to the Agency for Health Care Administration and must be filed with: Agency Clerk, 2727 Mahan Drive, Building 3, Suite 3431, Tallahassee, Florida 32308. All requests for hearings must be filed with the agency clerk within 21 days of this publication or the right to a hearing is waived.

**Adult Open Heart Surgery Program Net Need**

District	Net Need	District	Net Need
1	0	7	0
2	0	8	0
3	0	9	0
4	0	10	0
5	0	11	0
6	0	Total	0

**Pediatric Open Heart Surgery Program Net Need**

Service Area	Net Need	Service Area	Net Need
1	0	4	0
2	0	5	0
3	0	Total	0

**NOTICE OF PEDIATRIC CARDIAC  
 CATHETERIZATION PROGRAM FIXED NEED POOL**

The Agency for Health Care Administration has projected a fixed need pool for pediatric cardiac catheterization programs for January 2009, pursuant to the provisions of Rules 59C-1.008 and 59C-1.032, F.A.C. Letters of intent to apply for Certificates of Need pursuant to this notice must be filed with: Certificate of Need Program Office, Building 1, Room 220, 2727 Mahan Drive, Tallahassee, Florida 32308, on or before 5:00 p.m., October 23, 2006.

Any person who identifies any error in the fixed need pool numbers must advise the agency of the error within ten (10) days of publication of the number. If the Agency concurs with the error, the fixed need pool number will be adjusted and republished in the first available edition of the F.A.W. Failure to notify the agency of the error during this ten day time period will result in no adjustment to the fixed need pool number for this cycle and a waiver of the person’s right to raise the error at



subsequent proceedings. Any other adjustments will be made in the first cycle subsequent to identification of the error including those errors identified through administrative hearings or final judicial review.

Any person whose substantial interest is affected by this action and who timely advised the agency of any error in the action has a right to request an administrative hearing pursuant to Section 120.57, Florida Statutes. In order to request a proceeding under Section 120.57, Florida Statutes, your request for an administrative hearing must state with specificity which issues of material fact or law are in dispute. All requests for hearings shall be made to the Agency for Health Care Administration and must be filed with: Agency Clerk, 2727 Mahan Drive, Building 3, Suite 3431, Tallahassee, Florida 32308. All requests for hearings must be filed with the agency clerk within 21 days of this publication or the right to a hearing is waived.

**Pediatric Cardiac Catheterization Program Net Need**

Service Area	Net Need	Service Area	Net Need
1	0	4	0
2	0	5	0
3	0	Total	0

**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 AVAILABILITY OF STATEMENT OF ESTIMATED REGULATORY COSTS FOR PROPOSED RULEMAKING FOR CHAPTER 62-505, F.A.C.**

The Department has prepared a Statement of Estimated Regulatory Costs (SERC) for the proposed rulemaking for Chapter 62-505, F.A.C., which notice was published on September 29, 2006. The SERC was not final when the notice was filed. To obtain a copy of the SERC, please contact: Bob Holmden, D.E.P., MS 3505, 2600 Blair Stone Rd., Tallahassee, FL 32399-2400, (850)245-8394.

**NOTICE OF INTENT TO ISSUE PROPOSED MODIFICATION OF POWER PLANT CERTIFICATION**

The Florida Department of Environmental Protection (Department) hereby provides notice of an intent to modify the Power Plant Conditions of Certification issued pursuant to the Florida Electrical Power Plant Siting Act, Chapter 403.501 et seq., Florida Statutes, concerning:

City of Tallahassee, Electric Utilities  
 Arvah B. Hopkins Generating Station  
 Power Plant Siting Application No. PA 74-03N  
 OGC Case No. 06-2052  
 Leon County, Florida

On June 7, 2006 the Department received a request from the City of Tallahassee to modify the Conditions of Certification for the Arvah B. Hopkins Generating Station power plant site. That request seeks authorization to "repower" Unit 2 by retiring the existing oil and gas fired boiler and installing a new 188 MW combustion turbine and heat recovery steam generator with duct burners that will provide steam for the existing 238 MW steam turbine. The turbine will be fueled by either natural gas or No. 2 distillate fuel oil. A copy of the proposed modification may be obtained by contacting: Steven L. Palmer, P.E., Siting Coordination Office, Department of Environmental Protection, 2600 Blair Stone Road, M.S. 48, Tallahassee, Florida 32399-2400, (850)245-8002.

**POINT OF ENTRY**

Pursuant to Section 403.516, Florida Statutes, and subsection 62-17.211(5), Florida Administrative Code, all parties to the certification proceeding have 45 days from issuance of notice to such party's last address of record in which to object to the requested modification. Failure of any of the parties to file a response will constitute a waiver of objection to the requested modification. Any person who is not already a party to the certification proceeding and whose substantial interest is affected by the requested modification has thirty days from the date of publication of this public notice to object in writing. The written objection must be filed (received) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, M.S. 35, Tallahassee, Florida 32399-3000. If no objections are received, then a Final Order approving the modification shall be issued by the Department. If objections are raised and agreement can not be reached, then pursuant to Section 403.516(1)(c), Florida Statutes, the applicant may file a petition for modification seeking approval of those portions of the request for modification to which written objections were timely filed.

Mediation is not available in this proceeding.

**DEPARTMENT OF HEALTH**

On September 25, 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 Daniel D. Schoenman, D.C., license number CH 4061. 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.

On September 21, 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 Lisa Marie Vaccaro, R.N., license number RN 1831012. 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 CHILDREN AND FAMILY SERVICES**

The Department of Children and Family Services conducted a survey in 2006 to determine the need for new medication (methadone) treatment service providers, pursuant to Section 397.427, Florida Statutes, and administrative rules adopted thereunder. The results of the 2006 survey indicated that the need for additional outpatient methadone maintenance treatment was identified in the Department of Children and Family Services jurisdictional area of District 9 (Palm Beach County). Prospective applicants were directed to contact the District 9, Substance Abuse and Mental Health Program Office to request an application to apply for services to address the identified need.

However, the Department of Children and Family Services hereby rescinds the request for applicants to address the need identified in the 2006 survey for the following reasons:

1. In a 2002 survey to determine the need for new medication (methadone) treatment service providers, District 9 (Palm Beach County), was identified as the Department of Children and Family Services jurisdictional area. The service provider selected to provide medication (methadone) treatment in District 9 experienced significant delays in becoming operational, and did not begin providing services until July 31, 2006.

2. A need for additional medication (methadone) treatment service providers is no longer necessary since the service provider selected in 2002 became operational and began serving clients in 2006.

Should you have questions regarding this matter, you may contact the department as follows:

Department of Children and Family Services  
 Substance Abuse Program Office  
 1317 Winewood Boulevard  
 Building 6, Room 305  
 Tallahassee, Florida 32399-0700  
 Telephone: (850)413-6708  
 Attention: Susan B. Sweeney

**FINANCIAL SERVICE COMMISSION**

**NOTICE OF FILINGS**

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institution, has received the following application. Comments may be submitted to the Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Clerk, Legal Services Office, Office of Financial Regulation, Division of Financial Institutions, 200 East Gaines Street, Tallahassee, Florida 32399-0379. The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., October 27, 2006):

**APPLICATION FOR A NEW FINANCIAL INSTITUTION**  
 Applicant and Proposed Location: NorthStar Bank, 400 North Ashley Drive, Tampa, Hillsborough County, Florida 33602  
 Correspondent: Edward W. Dougherty, Jr., 2457 Care Drive, Tallahassee, Florida 32308  
 Received: September 22, 2006

**Section XIII**  
**Index to Rules Filed During Preceding Week**

RULES FILED BETWEEN September 18, 2006  
 and September 22, 2006

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**PUBLIC SERVICE COMMISSION**

25-6.049	9/20/06	10/10/06	32/20	
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**DEPARTMENT OF CORRECTIONS**

33-601.314	9/22/06	10/12/06	32/20	32/32
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**DEPARTMENT OF ELDER AFFAIRS**  
**Administration of Federal Aging Programs**

58A-5.0181	9/19/06	10/9/06	32/32	
58A-5.0182	9/19/06	10/9/06	32/32	
58A-5.0191	9/19/06	10/9/06	32/32	
58A-5.024	9/19/06	10/9/06	32/32	

**AGENCY FOR HEALTH CARE ADMINISTRATION**  
**Office of Licensure and Certification**

59A-30.002	9/21/06	10/11/06	32/27	
59A-30.003	9/21/06	10/11/06	32/27	
59A-30.004	9/21/06	10/11/06	32/27	
59A-30.005	9/21/06	10/11/06	32/27	
59A-30.006	9/21/06	10/11/06	32/27	
59A-30.007	9/21/06	10/11/06	32/27	
59A-30.008	9/21/06	10/11/06	32/27	
59A-30.009	9/21/06	10/11/06	32/27	
59A-30.010	9/21/06	10/11/06	32/27	

**Medicaid Program Office**

59G-4.002	9/21/06	10/11/06	32/27	
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Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**  
**Division of Florida Land Sales, Condominiums and Mobile Homes**

61B-75.002	9/22/06	10/12/06	32/33	
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**Construction Industry Licensing Board**

61G4-16.0031	9/20/06	10/10/06	32/18	32/34
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**DEPARTMENT OF JUVENILE JUSTICE**

**Detention Services**

63G-2.001	9/20/06	10/10/06	32/8	
63G-2.002	9/20/06	10/10/06	32/8	32/27
63G-2.003	9/20/06	10/10/06	32/8	32/27
63G-2.004	9/20/06	10/10/06	32/8	32/27
63G-2.005	9/20/06	10/10/06	32/8	32/27
63G-2.006	9/20/06	10/10/06	32/8	32/27
63G-2.007	9/20/06	10/10/06	32/8	32/27
63G-2.008	9/20/06	10/10/06	32/8	32/27
63G-2.009	9/20/06	10/10/06	32/8	32/27
63G-2.010	9/20/06	10/10/06	32/8	
63G-2.011	9/20/06	10/10/06	32/8	32/27
63G-2.012	9/20/06	10/10/06	32/8	32/27

**DEPARTMENT OF HEALTH**

**Board of Dentistry**

64B5-13.0046	9/19/06	10/9/06	32/31	
64B5-17.006	9/19/06	10/9/06	32/31	

**Board of Medicine**

64B8-9.009	9/20/06	10/10/06	32/25	32/34
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**Board of Podiatric Medicine**

64B18-14.002	9/20/06	10/10/06	32/30	
64B18-14.010	9/21/06	10/11/06	32/30	



**Section XIV  
List of Rules Affected**

				Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
This "List of Rules Affected" is a cumulative list of all rules which have been proposed but not filed for adoption. Beginning with the February 2, 1996 issue, the list will be published monthly for the period covering the last eight weeks.				4A-21.115	29/37	29/46	
w – Signifies Withdrawal of Proposed Rule(s)				4A-41.108	29/25		
c – Rule Challenge Filed				4A-62.0001	29/44	29/46	
v – Rule Declared Valid				4A-62.001	29/44	29/46	
x – Rule Declared Invalid				4A-62.002	29/44	29/46	
d – Rule Challenge Dismissed				4A-62.003	29/44	29/46	
dw – Dismissed Upon Withdrawal				4A-62.006	29/44	29/46	
				4A-62.007	29/44	29/46	
				4A-62.020	29/44	29/46	
				4A-62.021	29/44	29/46	
				4A-62.022	29/44	29/46	
				4A-62.023	29/44	29/46	
				4A-62.030	29/44	29/46	
				4A-62.031	29/44	29/46	
Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	4A-62.032	29/44	29/46	
				4A-62.033	29/44	29/46	
STATE				4A-62.034	29/44	29/46	
				4A-62.035	29/44	29/46	
1B-24.002	26/43			4A-62.036	29/44	29/46	
1S-2.042	32/8			4A-62.040	29/44	29/46	
				4A-62.041	29/44	29/46	
LEGAL AFFAIRS				4A-62.042	29/44	29/46	
				4A-62.043	29/44	29/46	
2B-1.002	32/28		32/36	4A-62.044	29/44	29/46	
				4A-62.045	29/44	29/46	
BANKING AND FINANCE				4C-6.003	29/38	30/29	
				4C-40.0055	28/47		
3E-48.005	28/42			4K-6.010	32/30		
3F-5.0015	29/39	29/45		4L-24.0231	29/39	29/46	
3F-5.0035	29/39	29/45		AGRICULTURE AND CONSUMER SERVICES			
3F-5.004	29/39	29/45		5-1	31/6c		
3F-5.006	29/39	29/45			31/14c		
3F-5.008	29/39	29/45		5B-2.010	32/33		
INSURANCE				5B-57.001	32/25		32/39
4-138.047	28/41			5B-57.002	32/25		32/39
4-149.203	29/52	30/3		5B-57.007	32/25		32/39
4-149.204	29/52	30/3		5B-57.011	32/25		32/39
4-149.205	29/52	30/3		5B-58.001	27/29		
4-149.206	29/52	30/3		5B-58.001(16)	27/50c		
4-149.207	29/52	30/3		5B-62.001	32/25		
4-154.201	29/37	30/3		5B-62.002	32/25		
4-154.202	29/37	29/42		5B-62.003	32/25		
		30/3		5B-62.004	32/25	32/40	
4-154.203	29/37	29/46		5B-62.005	32/25		
		30/3		5B-62.006	32/25		
4-154.204	29/37	30/3		5B-62.007	32/25		
4-154.210	29/37	30/3		5B-62.008	32/25		
4-154.525	29/16	29/25		5B-62.009	32/25		
4-166.045	30/1	30/3		5B-62.010	32/25		
4-176.013	29/36	30/3		5B-62.011	32/25		
4-200.007	29/44	30/3		5B-62.012	32/25		
4-211.031	27/44			5B-62.013	32/25		
4-228.055	26/35			5B-62.014	32/25		
4A-3.002	27/12			5B-62.015	32/25		



Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
10M-9.026	22/1			17-671.200	15/32		
10M-9.045	22/1			17-671.300	15/32		
				17-671.310	15/32		
<b>LAW ENFORCEMENT</b>				<b>BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND</b>			
11B-27.006	27/17			18-21.003	31/27c		
11B-30.014	19/40			18-21.003(23)	31/16c		
				18-21.004	25/48	25/50	
				18-21.011	31/16c		
					31/27c		
<b>REVENUE</b>				<b>STATE BOARD OF ADMINISTRATION</b>			
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	32/2c			19ER06-3			32/23
12-2.022	32/40			19ER06-4			32/26
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12-2.025	32/40			19-8.013	32/26		32/35
12-2.026	32/40			19-15.001	32/26	32/39	
12-18.003	32/2	32/31		19-16.001	32/35		
12-18.004	32/2	32/31		19B-15.001	28/8		
12-24.022	28/4			19B-15.002	28/8		
12AER06-5			32/27	19B-15.003	28/8		
12A-6.038	29/17			19B-15.004	28/8		
12A-17.005	32/2	32/31		19B-15.005	28/8		
12BER06-1			32/25	19B-15.006	28/8		
12BER06-2			32/25	19B-15.007	28/8		
12BER06-3			32/25	19B-15.008	28/8		
12BER06-4			32/25	19B-15.009	28/8		
12B-7.0225	32/25	32/36		19B-15.010	28/8		
12B-8	23/8c			19B-15.011	28/8		
12C-2.0115	32/2	32/5		<b>CITRUS</b>			
		32/31		20-7.001	32/36		
12C-3.008	32/2	32/35		20-7.002	32/36		
12E-1.012	32/25	32/34		20-7.003	32/36		
				20-7.004	32/36		
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	32/2c			20-65.004	32/23		32/33
	32/2c			20-65.005	32/23		32/33
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14-22.003	32/37			21M-50.002	19/6c		
14-22.015	32/37			21M-50.003	19/6c		
14-57.012	32/36			21M-50.007	19/6c		
14-115.003	32/32		32/39	21M-50.009	19/6c		
14-115.004	32/32		32/39	<b>FLORIDA PAROLE COMMISSION</b>			
<b>HIGHWAY SAFETY AND MOTOR VEHICLES</b>				23-15.012	32/36		
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<b>ENVIRONMENTAL REGULATION</b>							
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17-503.430	16/15						
17-503.500	16/15						
17-660.300	15/50	16/8					
17-671.100	15/32						

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
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25-6.0342	32/27			33-301.605	31/7		
25-6.0343	32/27			33-601.210	32/39		
25-6.0345	32/27			33-601.230	29/19		
25-6.049	32/20		32/40	33-601.313	32/26		32/34
25-6.064	32/27			33-601.314	32/20	32/32	32/40
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25-6.115	32/27			33-601.723	32/27		32/37
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25-56.0342	32/32c			33-602.101	32/31		
25-56.0343	32/32c			33-602.201	32/31		
25-56.064	32/32c			33-602.210		28/19	32/37
25-56.078	32/32c					28/21	32/37
25-56.115	32/32c					32/2	32/37
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<b>ADMINISTRATION COMMISSION</b>				33-602.220	32/32		
				33-602.222	32/32		
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29K-1.004	32/38				32/33		
29K-1.005	32/38			40C-4.301	32/33		
29K-1.006	32/38			40C-4.900	32/33		
29K-1.007	32/38			40C-8.031	32/20		
29K-1.008	32/38			40C-40.900	32/33		
29K-1.009	32/38			40C-41.011	32/33		
29K-1.010	32/38			40C-41.023	32/33		
29K-1.011	32/38			40C-41.033	32/33		
29K-1.012	32/38			40C-41.043	32/33		
29K-1.013	32/38			40C-41.063	32/33		
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29K-1.015	32/38			40C-42.091	32/33		
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29K-1.019	32/38			40C-44.091	32/33		
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40E-7.523	28/39				30/42c		
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40E-8.021	32/39					30/3	
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42DDD-1.003	32/25		32/40w	59A-9.024	32/21		32/38
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59A-26.013	32/12					32/25	
59A-26.014	32/12			59A-33.012	32/2	32/23	32/34
59A-26.015	32/12					32/25	
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59A-30.006	32/27		32/40	59G-4.250	32/34		
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59A-30.008	32/27		32/40	59G-6.030	32/31		
59A-30.009	32/27		32/40	59G-13.082	32/32		
59A-30.010	32/27		32/40	59H-1.00352	26/3	26/17	
59A-31.002	32/29			59T-11.013	23/22	23/35	
59A-31.003	32/29			59T-14.004	23/22	23/35	
59A-31.004	32/29			59T-15.002	23/22	23/35	
59A-31.005	32/29			59T-16.001	23/22	23/35	
59A-31.006	32/29			59T-16.002	23/22	23/35	
59A-31.007	32/29	32/36		59U-11.019	20/51	21/7	
59A-31.008	32/29			59U-14.002	23/24	23/35	
59A-31.009	32/29	32/36		59V-3.007	20/34	20/48	
59A-31.010	32/29	32/36					
59A-31.011	32/29						
59A-31.012	32/29						
59A-31.013	32/29			60A-1.002	32/22	32/34	
59A-31.014	32/29			60A-1.006	32/22		
59A-31.015	32/29			60A-1.016	32/22		
59A-33.001	32/2	32/23	32/34	60A-1.033	32/22	32/34	
		32/25		60A-1.041	32/32	32/44	
59A-33.002	32/2	32/23	32/34	60A-1.044	32/22	32/34	
		32/25		60BB-8.100	32/38		
59A-33.003	32/2	32/23	32/34	60BB-8.200	32/38		
		32/25		60BB-8.201	32/38		
59A-33.004	32/2	32/23	32/34	60BB-8.2015	32/38		
		32/25		60BB-8.202	32/38		
59A-33.005	32/2	32/23	32/34	60BB-8.204	32/38		
		32/25		60BB-8.300	32/38		
59A-33.006	32/2	32/23	32/34	60BB-8.301	32/38		
		32/25		60BB-8.305	32/38		
59A-33.007	32/2	32/23	32/34	60BB-8.400	32/38		
		32/25		60BB-8.451	32/38		
59A-33.008	32/2	32/23	32/34	60BB-8.900	32/38		
		32/25		60BB-8.901	32/38		
59A-33.009	32/2	32/23	32/34	60DD-1.002	32/36		
		32/25		60E-1.001	31/49	32/36	
				60E-1.003	31/49	32/36	

MANAGEMENT SERVICES

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
60E-1.004	31/49	32/36			32/2c		
60E-1.005	31/49	32/36					
60H-1.001	31/22	31/41	32/34w	BUSINESS AND PROFESSIONAL REGULATION			
60H-1.002	31/22	31/41	32/34w	61-6.023	32/3		
60H-1.003	31/22	31/41	32/34w	61A-2.019	31/50		
60H-1.004	31/22		32/34w	61A-4.030	31/21		
60H-1.006	31/22	31/41	32/34w	61A-5.7475(1)	31/5c		
60H-1.007	31/22	31/41	32/34w	61A-7.006	29/41		
60H-1.009	31/22		32/34w	61A-7.007	29/41		
60H-1.013	31/22		32/34w	61A-7.008	29/41		
60H-1.015	31/22	31/41	32/34w	61A-10.001	32/3		
60H-1.017	31/22	31/41	32/34w	61A-10.002	32/3		
60H-1.022	31/22		32/34w	61A-10.0021	32/3		
60H-1.025	31/22		32/34w	61A-10.0022	32/3		
60H-1.026	31/22		32/34w	61A-10.005	32/3		
60H-1.027	31/22		32/34w	61A-10.006	32/3		
60H-1.028	31/22		32/34w	61A-10.007	32/3		
60H-1.030	31/22		32/34w	61A-10.008	32/3		
60L-34.0071	32/28			61A-10.009	32/3		
60Q-6.101	32/29			61A-10.0091	32/3		
60Q-6.102	32/29			61A-10.010	32/3		
60Q-6.103	32/29			61A-10.011	32/3		
60Q-6.104	32/29			61A-10.0111	32/3		
60Q-6.105	32/29			61A-10.0112	32/3		
60Q-6.106	32/29			61A-10.012	32/3		
60Q-6.107	32/29			61A-10.013	32/3		
60Q-6.108	32/29			61A-10.014	32/3		
60Q-6.110	32/29			61A-10.015	32/3		
60Q-6.111	32/29			61A-10.016	32/3		
60Q-6.113	32/29			61A-10.017	32/3		
60Q-6.114	32/29			61A-10.018	32/3		
60Q-6.115	32/29			61A-10.020	32/3		
60Q-6.116	32/29			61A-10.021	32/3		
60Q-6.117	32/29			61A-10.026	32/3		
60Q-6.118	32/29			61A-10.027	32/3		
60Q-6.119	32/29			61A-10.031	32/3		
60Q-6.120	32/29			61A-10.050	32/3		
60Q-6.121	32/29			61A-10.051	32/3		
60Q-6.122	32/29			61A-10.052	32/3		
60Q-6.123	32/29			61A-10.053	32/3		
60Q-6.124	32/29			61A-10.054	32/3		
60Q-6.125	32/29			61A-10.055	32/3		
60Q-6.127	32/29			61A-10.080	32/3		
60Q-6.128	32/29			61A-10.081	32/3		
60S-1.005	32/18			61A-10.082	32/3		
60S-1.005(2)	32/32c			61A-10.083	32/3		
60Y-1	31/14c			61A-10.084	32/3		
	31/16c			61A-10.085	32/3		
	31/16c			61B-23.0021	32/18	32/26	32/34
	31/21c			61B-75.002	32/33		32/40
	31/21c			61B-82.005	30/40		
	31/25c			61C-5.007	32/21		32/33
	31/38c			61C-5.008	32/27	32/36	
	31/38c			61C-5.0085	32/27	32/36	
	31/39c			61D-4.002	31/51		
	32/2c			61D-4.004	31/51		
	32/2c			61D-6.011	31/51		
	32/2c						



Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
62-302.300	32/30			62B-49.002	32/40		
62-302.400	32/30			62B-49.003	32/40		
62-302.500	32/30			62B-49.004	32/40		
62-302.530	32/30			62B-49.005	32/40		
62-302.540	27/52			62B-49.006	32/40		
62-302.700	32/30			62B-49.007	32/40		
62-302.800	32/30			62B-49.008	32/40		
62-303.100	32/31			62B-49.009	32/40		
62-303.200	32/31			62B-49.010	32/40		
62-303.300	32/31			62B-49.011	32/40		
62-303.310	32/31			62B-49.012	32/40		
62-303.320	32/31			62B-49.013	32/40		
62-303.330	32/31			62S-3.001	31/30	32/39	
62-303.340	32/31			62S-3.002	31/30	32/39	
62-303.350	32/31			62S-3.003	31/30	32/39	
62-303.352	32/31						
62-303.353	32/31						
62-303.360	32/31						
62-303.370	32/31			63D-1.001	32/36		
62-303.380	32/31			63D-1.002	32/36		
62-303.400	32/31			63D-1.003	32/36		
62-303.420	32/31			63D-1.004	32/36		
62-303.430	32/31			63D-1.005	32/36		
62-303.440	32/31			63EER06-17			32/26
62-303.450	32/31			63EER06-18			32/26
62-303.460	32/31			63EER06-19			32/26
62-303.470	32/31			63EER06-20			32/26
62-303.480	32/31			63EER06-21			32/26
62-303.500	32/31			63EER06-22			32/26
62-303.700	32/31			63EER06-23			32/26
62-303.710	32/31			63EER06-24			32/26
62-303.720	32/31			63EER06-25			32/26
62-304.510	29/25			63EER06-26			32/26
62-304.600	31/27c			63EER06-27			32/26
	31/28c			63EER06-44			32/40
	31/28c			63EER06-45			32/40
62-312.825	32/26	32/40		63EER06-46			32/40
62-341.486	32/26	32/40		63EER06-47			32/40
62-505.100	32/39			63EER06-48			32/40
62-505.200	32/39			63EER06-49			32/40
62-505.300	32/39			63EER06-50			32/40
62-505.350	32/39			63EER06-51			32/40
62-505.360	32/39			63EER06-52			32/40
62-505.420	32/39			63EER06-53			32/40
62-505.600	32/39			63EER06-54			32/40
62-505.650	32/39			63E-6.001	32/30		
62-505.655	32/39			63E-6.002	32/30	32/39	
62-505.680	32/39			63E-6.003	32/30	32/39	
62-505.700	32/39					32/40	
62-505.750	32/39			63E-6.004	32/30		
62-505.800	32/39			63E-6.005	32/30	32/39	
62-505.850	32/39			63E-6.006	32/30	32/39	
62-730	32/23c					32/40	
62-730.186	32/37			63E-6.007	32/30	32/39	
62B-33.008(10)	32/32c			63E-6.008	32/30	32/39	
62B-49.001	32/40			63E-6.009	32/30	32/39	
						32/40	

JUVENILE JUSTICE

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
63E-6.010	32/30	32/39		63H-1.003	32/30	32/39	
63E-6.011	32/30	32/40		63H-1.004	32/30	32/39	
63G-2.001	32/8		32/40	63H-1.005	32/30	32/39	
63G-2.002	32/8	32/27	32/40	63H-1.006	32/30	32/39	
		32/34	32/40	63H-1.007	32/30	32/39	
63G-2.003	32/8	32/27	32/40			32/40	
63G-2.004	32/8	32/27	32/40	63H-1.008	32/30	32/39	
		32/34	32/40	63H-1.009	32/30	32/39	
63G-2.005	32/8	32/27	32/40			32/40	
		32/34	32/40	63H-1.010	32/30	32/39	
63G-2.006	32/8	32/27	32/40	63H-1.011	32/30	32/39	
		32/34	32/40	63H-1.012	32/30	32/39	
63G-2.007	32/8	32/27	32/40	63H-1.013	32/30	32/39	
		32/34	32/40	63H-1.014	32/30	32/39	
63G-2.008	32/8	32/27	32/40			32/40	
63G-2.009	32/8	32/27	32/40	63H-1.015	32/30		
63G-2.010	32/8		32/40	63H-1.016	32/30		
63G-2.011	32/8	32/27	32/40				
		32/34	32/40				
63G-2.012	32/8	32/27	32/40				
		32/34	32/40				
63HER06-1			32/26	64-1	30/29c		
63HER06-2			32/26		30/52c		
63HER06-3			32/26	64-2.010(4)	30/49c		
63HER06-4			32/26	64B-1.009	25/39	26/1	
63HER06-5			32/26	64B-5.003	31/21	32/21	
63HER06-6			32/26	64B-21.0015	27/39		
63HER06-7			32/26	64B-21.004	27/39		
63HER06-8			32/26	64B-21.006	27/39		
63HER06-9			32/26	64B1-3.001	32/18	32/27	32/35
63HER06-10			32/26	64B1-9.005	32/30		32/37
63HER06-11			32/26	64B1-9.007	32/31		32/38
63HER06-12			32/26	64B1-31.001	27/51	28/6	
63HER06-13			32/26	64B2-13.004	32/33	32/37	
63HER06-14			32/26	64B2-13.0045	32/33		
63HER06-15			32/26	64B2-13.007	32/33		
63HER06-28			32/40	64B2-15.001	32/33		
63HER06-29			32/40	64B2-15.002	31/49		
63HER06-30			32/40	64B2-15.002	31/49		
63HER06-31			32/40	64B2-16.0075	32/33		
63HER06-32			32/40	64B2-17.006	32/33		
63HER06-33			32/40	64B2-18.0075	32/33		
63HER06-34			32/40	64B3-2.001	23/51		
63HER06-35			32/40	64B3-2.002	22/34	24/49	
63HER06-36			32/40	64B3-2.003	22/34	24/49	
63HER06-37			32/40	64B3-3.004	23/51		
63HER06-38			32/40	64B3-6.001	27/5	27/17	
63HER06-39			32/40	64B4-3.001	25/22		
63HER06-40			32/40	64B4-3.008	32/29		32/38
63HER06-41			32/40	64B4-4.018	25/32		
63HER06-42			32/40	64B4-5.009	32/23	32/35	
63HER06-43			32/40	64B4-6.0045	25/32		
63H-1.001	32/30			64B5-2.0144	31/9		
63H-1.002	32/30	32/39		64B5-7.005	32/17	32/28	32/36
		32/40		64B5-13.0046	32/31		32/40
				64B5-15.010	27/30		
				64B5-17.006	32/31		32/40
				64B6-1.016	28/52		

HEALTH

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
64B6-3.041	32/27		32/34	64B11-3.005	32/34		
64B6-7.006	32/27		32/34	64B11-5.001	32/26		32/34
64B6-8.003	32/27		32/34		32/34		
64B6-55.004	27/41			64B11-5.003	32/34		
64B7-25.004	32/39			64B12-16.003	32/21	32/32	32/38
64B7-27.012	24/12			64B12-19.002	27/11		
64B7-28.009	32/34			64B13-3.006	32/15	32/39	
64B7-28.0095	32/39			64B13-3.009	32/15	32/39	
64B7-32.001	26/6			64B14-3.001	31/35		
64B7-33.001	32/34			64B14-4.001	32/25		32/37
64B8-1.001	32/40			64B14-4.003	32/25		32/37
64B8-2.001	32/40			64B14-4.110	32/25		32/37
64B8-8.001	32/17	32/22	32/34	64B15-6.003	32/35		
	32/36			64B15-9.006	32/38		
	32/40			64B15-14.005	32/38		
64B8-8.019	32/40			64B15-14.011	32/30		
64B8-9.003	32/28		32/36	64B15-19.002	32/35		
64B8-9.0075	32/40				32/38		
64B8-9.009	32/25	32/34	32/40	64B15-19.009	32/38	32/40	
64B8-9.0091	32/25		32/33	64B16-26.1005	32/39		
64B8-9.0092	31/9c			64B16-26.2032	30/52		
	32/36			64B16-26.300	32/39		
64B8-9.015	32/24			64B16-26.402	30/52		
64B8-13.0045	27/48	28/16		64B16-26.601	30/52		
64B8-30.003	32/35			64B16-26.6011	30/52		
64B8-30.012	29/23c			64B16-27.100	30/50	31/20	
64B8-53.001	31/28			64B16-27.1001	30/50		
64B8-54.0022	32/18	32/35		64B16-27.1003	30/50	31/20	
64B8-54.004	27/41			64B16-27.103	30/50		
64B8-304.700	29/43c			64B16-27.104	30/50	31/20	
64B9-2.001	32/19			64B16-27.105	27/4	27/21	
64B9-2.002	32/19			64B16-27.210	30/50	31/20	
64B9-2.008	32/19			64B16-27.211	30/50		
64B9-2.011	32/19			64B16-27.220	30/50	31/2	
64B9-2.013	32/19			64B16-27.300	30/50		
64B9-2.015	32/19			64B16-27.410	30/50		
64B9-3.007	25/9			64B16-27.530	30/50		
64B9-6.004	32/28		32/35	64B16-27.615	30/50		
64B9-7.001	32/28		32/35	64B16-27.700	30/50		
64B9-8.009	32/23			64B16-27.830	31/17		
64B9-15.001	31/44		32/37	64B16-27.831	30/50		
64B9-15.002	31/44		32/37	64B16-28.120	31/13		
64B9-15.003	31/44			64B16-28.140	24/38		
64B9-15.004	31/44			64B16-28.301	31/13		
64B9-15.009	32/20			64B16-28.303	31/13		32/38w
64B9-17.001	31/11	31/44		64B16-28.404	31/3		
		32/15		64B16-28.405	31/3		
64B9-17.002	31/11	31/44		64B16-28.605	31/4		
		32/15		64B16-28.607	31/4		
64B9-17.003	31/11	31/44		64B16-28.900	31/23	31/30	
		32/15		64B16-28.902	31/23	31/30	
		32/22		64B16-30.001	32/39		
64B10-11.011	32/36			64B17-3.001	32/30		32/37
64B10-11.012	32/36			64B17-3.002	32/18		
64B10-16.007	32/24		32/35	64B17-4.001	32/30		32/37
64B11-2.007	32/34			64B18-12.011	32/30	32/40	

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
64B18-14.002	32/30		32/40	64D-3.034	32/24	32/39	
64B18-14.010	32/30		32/40	64D-3.035	32/24	32/39	
64B18-17.005	32/30	32/32		64D-3.036	32/24	32/39	
		32/39		64D-3.037	32/24	32/39	
64B19-18.001	32/2	32/26		64D-3.038	32/24	32/39	
		32/32		64D-3.039	32/24	32/39	
64B20-2.002	25/45	26/30		64D-3.040	32/24	32/39	
64B20-9.006	32/30			64D-3.041	32/24	32/39	
64B24-5.004	32/30		32/38	64D-3.042	32/24	32/39	
64B24-7.007	32/28		32/37	64D-3.043	32/24	32/39	
64B24-8.002	32/31		32/39	64D-3.044	32/24	32/39	
64B32-4.002	32/30			64D-3.045	32/24	32/39	
64B32-5.001	28/3	28/5		64D-3.046	32/24	32/39	
64B32-6.001	32/37			64D-3.047	32/24	32/39	
64B32-6.004	32/38			64D-3.048	32/24		32/39w
64C-1.003	30/36c			64D-4.001	31/15	32/30	
64C-13.018	24/22			64D-4.002	31/15	32/30	
64C-23.002	27/17					32/37	
64C-27.001	27/17			64D-4.003	31/15	32/30	
64C-27.002	27/17					32/37	
64D-3.001	32/24	32/39		64D-4.004	31/15	32/30	
64D-3.002	32/24	32/39		64D-4.005	31/15	32/30	
64D-3.003	32/24	32/39				32/37	
64D-3.0031	32/24	32/39		64D-4.006	31/15	32/30	
64D-3.004	32/24	32/39		64E-2.002	32/21		
64D-3.005	32/24	32/39		64E-2.003	32/21		
64D-3.006	32/24	32/39		64E-2.004	32/21		
64D-3.007	32/24	32/39		64E-2.005	32/21		
64D-3.0071	32/24	32/39		64E-2.006	32/21		
64D-3.008	32/24	32/39		64E-2.007	32/21		
64D-3.009	32/24	32/39		64E-2.012	32/21		
64D-3.010	32/24	32/39		64E-2.034	32/21		
64D-3.011	32/24	32/39		64E-2.036	32/21		
64D-3.012	32/24	32/39		64E-5.101	32/31		
64D-3.013	32/24	32/39		64E-5.1104	32/31		
64D-3.014	32/24	32/39		64E-5.1107	32/31		
64D-3.015	32/24	32/39		64E-5.11071	32/31		
64D-3.016	32/24	32/39		64E-5.11072	32/31		
64D-3.017	32/24	32/39		64E-5.11073	32/31		
64D-3.018	32/24	32/39		64E-5.1112	32/31		
64D-3.019	32/24	32/39		64E-5.1119	32/31		
64D-3.020	32/24	32/39		64E-5.1311	32/31		
64D-3.021	32/24	32/39		64E-5.1502	32/31		
64D-3.022	32/24	32/39		64E-5.204	32/31		
64D-3.023	32/24	32/39		64E-5.206	32/31		
64D-3.024	32/24	32/39		64E-5.210	32/31		
64D-3.025	32/24	32/39		64E-5.213	32/31		
64D-3.026	32/24	32/39		64E-5.304	32/31		
64D-3.027	32/24	32/39		64E-5.318	32/31		
64D-3.028	32/24	32/39		64E-5.319	32/31		
64D-3.029	32/24	32/39		64E-5.427	32/31		
64D-3.030	32/24	32/39		64E-5.429	32/31		
64D-3.031	32/24	32/39		64E-5.434	32/31		
64D-3.032	32/24	32/39		64E-5.440	32/31		
64D-3.033	32/24	32/39		64E-5.441	32/31		



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64E-6.001	32/35	32/40		65C-5.006	32/29	32/37	
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64E-6.003	32/35			65C-5.008	32/29	32/37	
64E-6.004	32/35			65C-5.009	32/29	32/37	
64E-6.006	32/35			65C-5.010	32/29	32/37	
64E-6.007	25/48			65C-5.011	32/29	32/37	
64E-6.008	32/35			65C-10.001	32/30		
64E-6.009	32/35			65C-10.002	32/30		
64E-6.010	32/35			65C-10.003	32/30		
64E-6.0101	32/35			65C-10.004	32/30		
64E-6.012	32/35			65C-10.005	32/30		
64E-6.013	32/35			65C-10.006	32/30		
64E-6.014	32/35			65C-11.001	32/30		
64E-6.015	32/35			65C-11.002	32/30		
64E-6.018	32/35			65C-11.003	32/30		
64E-6.0181	32/35			65C-11.004	32/30		
64E-6.019	32/35			65C-11.005	32/30		
64E-6.020	32/35	32/40		65C-12.001	32/30		
64E-6.021	32/35	32/40		65C-12.002	32/30		
64E-6.025	32/35			65C-12.003	32/30		
64E-6.026	32/35			65C-12.004	32/30		
64E-6.030	32/35			65C-12.005	32/30		
64F-17.001	32/38			65C-12.006	32/30		
64V-1.007	32/38			65C-12.007	32/30		
64V-1.0131	32/38			65C-12.008	32/30		
64V-1.018	30/2			65C-12.009	32/30		
CHILDREN AND FAMILY SERVICES				65C-12.010	32/30		
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	30/9c			65C-12.012	32/30		
	30/15c			65C-16.008	32/4		
	32/2c				32/30		
	32/2c			65C-20.008	32/30		
65-2.045	32/34			65C-20.009	32/30		
65-2.056	32/34			65C-20.010	32/30		
65-2.056(3)	32/32c			65C-20.011	32/30		
65-2.057	32/34			65C-20.013	32/30		
65-2.058	32/34			65C-21.001	23/20		
65A-1.203	31/27c			65C-22.001	32/30		
65A-1.400	31/27c			65C-22.002	32/30		
65A-1.601	28/11	28/23		65C-22.003	32/30		
		28/31		65C-22.004	32/30		
		28/41		65C-22.005	32/30		
65A-4.201	32/30			65C-22.006	32/30		
65A-4.2081	32/19		32/36w	65C-22.007	29/9		
65A-4.213	25/32				32/30		
65A-4.216	25/32			65C-22.008	32/30		
65A-15.005	32/9			65C-31.001	32/2c		
65A-15.0095	26/4				32/2c		
65A-15.062	32/9			65C-31.002	32/2c		
65B-27.017	32/9				32/2c		
65C-5.001	32/29	32/37		65C-31.003	32/2c		
65C-5.002	32/29	32/37			32/2c		
65C-5.003	32/29	32/37		65C-31.004	32/2c		
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65C-5.005	32/29	32/37		65C-31.005	32/2c		
					32/2c		

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65C-31.007	32/2c			67ER06-36			32/28
	32/2c			67ER06-37			32/28
65C-31.008	32/2c			67ER06-38			32/28
	32/2c			67ER06-39			32/28
65C-31.009	32/2c			67ER06-40			32/28
	32/2c			67ER06-41			32/28
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65H-2.001	32/29	32/37		67ER06-43			32/27
65H-2.002	32/29	32/37		67ER06-44			32/27
65H-2.003	32/29	32/37		67ER06-45			32/27
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65H-2.005	32/29	32/37		67ER06-47			32/27
65H-2.006	32/29	32/37		67ER06-48			32/27
65H-2.007	32/29	32/37		67ER06-49			32/33
65H-2.008	32/29	32/37		67ER06-50			32/33
65H-2.009	32/29	32/37		67ER06-51			32/33
65H-2.010	32/29	32/37		67ER06-52			32/33
65H-2.011	32/29	32/37		67ER06-53			32/33
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				67-4.032	29/9	29/45	
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				67-37.005	32/29	32/38	
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				67-58.060	32/38		
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				67-58.080	32/38		
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68A-24.009	30/1			69A-58.007	32/4	32/35	
68BER06-1			32/25	69A-58.008	32/4		
68B-13.008	27/31	26/13		69A-58.0081	32/4	32/35	
68B-23.101	32/18			69A-58.0082	32/4	32/35	
68B-23.103	32/18					32/38	
68B-23.104	32/18			69A-58.0083	32/4	32/35	
68B-23.106	32/18			69A-58.0084	32/4	32/35	
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68B-23.108	32/18			69A-58.009	32/4	32/35	
68B-23.109	32/18			69A-60.011	32/7		
68B-23.110	32/18			69A-62.001	29/44	29/46	
68B-23.112	32/18			69A-62.002	29/44	29/46	
68B-45.004		32/10	32/37	69A-62.021	32/3		
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68B-45.007		32/10	32/37		32/32c		
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68D-23.101	32/18	32/29	32/39	69B-211.320	32/34		
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68D-23.104	32/18		32/39	69B-220.001	32/25		32/35
68D-23.106	32/18	32/32	32/39	69B-220.051	32/25		32/35
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68D-23.108	32/18		32/39	69D-2.001	32/16	32/31	32/39
68D-23.109	32/18		32/39	69D-2.002	32/16	32/31	32/39
68D-23.110	32/18		32/39	69D-2.003	32/16	32/31	32/39
68D-23.112	32/18		32/39	69D-2.004	32/16	32/31	32/39
				69D-2.005	32/16	32/31	32/39
				69H-2.003	32/19		
				69I-21.003	32/14		32/33w
				69K-12.003	32/25		
				69K-12.004	32/25		
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				69L-5.101(4)	31/14c		
				69L-5.102	31/49	32/34	
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				69L-5.103(3)(a)	31/14c		
				69L-6.009	32/33		
				69L-6.012	32/33		
				69L-6.023	32/2c		
				69L-6.028	32/24		32/34
				69L-6.031		32/34	
				69L-7.020	32/36		
				69L-7.501	31/25c		
				69L-7.602	31/23		
				69L-56.530	31/3		
				69M-1	29/52c		
				69N-121.066	32/23c		
				69OER06-3			32/34
				69O-1	31/37c		
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69-1	30/42c						
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69A-37.402	31/44	32/31	32/39				
69A-37.403	31/44	32/31	32/39				
69A-37.404	31/44	32/31	32/39				
69A-37.405	31/44	32/31	32/39				
69A-37.406	31/44	32/31	32/39				
69A-37.407	31/44	32/31	32/39				
69A-37.408	31/44	32/31	32/39				
69A-37.409	31/44	32/31	32/39				
69A-40.024	32/40						
69A-40.027	32/40						
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69A-53.0051	32/15						
69A-53.0052	32/15						
69A-53.0053	32/15						
69A-53.0054	32/15						
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69O-141.020	31/52	32/25	32/36				
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69O-142.015	32/39			69O-170.0143	30/46 31/26 31/32c	31/2	
69O-144.002	32/16		32/36				
69O-144.005	32/16		32/36				
69O-149.005	32/17	32/28		69O-170.0155	30/46 31/2c 31/26 31/32c	31/15	
69O-149.006	32/17	32/28					
69O-149.007	32/17	32/28					
69O-149.041	30/51		32/35w				
69O-154.203	32/25						
69O-154.204	32/25			69O-170.017	32/36		
69O-170.005	30/46 30/46 31/2c 31/26 31/32c	31/2 31/15		69O-170.020	32/5	32/12	
				69O-171.003	32/8 32/23c		
				69O-171.009	32/8 32/23c	32/32	
69O-170.006	30/46 31/2c 31/26 31/32c			69O-175.001	31/2c		
				69O-175.003	30/46 30/46 31/2c 31/32c	31/2 31/15	
69O-170.007	30/46 30/46 31/2c 31/26 31/32c	31/2 31/15					
				69O-186.003	31/22		
				69O-186.003(1)(c)	31/32c		
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69O-170.013	30/14 30/46 30/46 31/2c 31/26 31/32c	31/7 31/2 31/15 32/6	32/36	69O-186.013	32/40		
				69O-203.210	32/33		
				69O-207.002	32/33		
				69P-2.001	32/36		
				69P-2.002	32/36		
69O-170.0135	30/46 30/46 31/2c 31/26 31/32c	31/2 31/15		69V-560.303	32/20		32/35
				69W-600.013	32/8	32/35	
				69W-600.0131	32/8	32/35	
				69W-600.0132	32/8	32/35	
				69W-600.014	32/8	32/35	
69O-170.014	30/46 31/2c 31/26 31/32c	31/15					