

## Section I

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

**DEPARTMENT OF EDUCATION**

**State Board of Education**

RULE NO.: 6A-6.040  
 RULE TITLE: Voluntary (VPK) Director Credential for Private Providers

PURPOSE AND EFFECT: The purpose of this rule development is to address the objections raised by Joint Administrative Procedures Committee regarding the approval and issuance of the credential for directors of private prekindergarten providers delivering the VPK program.

SUBJECT AREA TO BE ADDRESSED: Credential for directors for private prekindergarten providers.

SPECIFIC AUTHORITY: 1002.73(2)(a), 1002.79(1) FS.

LAW IMPLEMENTED: 1002.55(3)(f), 1002.57 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.

Requests for the rule development workshop should be addressed to: Lynn Abbott, Agency Clerk, Department of Education, 325 West Gaines Street, Room 1524, Tallahassee, Florida 32399-0400.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT IS: Shan Goff, Executive Director, Office of Early Learning, Department of Education, 325 W. Gaines Street, Suite 1524, Tallahassee, Florida 32399-0400, (850)245-0445

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

6A-6.040 Voluntary (VPK) Director Credential Endorsement for Private Providers.

~~(1) Requirements for the Endorsement. Consistent with the requirements of Section 1002.55(3)(f), Florida Statutes, A private prekindergarten program delivering the Voluntary Prekindergarten (VPK) Education Program must have a director who has a VPK Director Credential, VPK Director Endorsement, Children and Families (DCF), that meets the requirements of subsection (2) of this rule. Successful completion of the Director Credential for child care facilities issued by the Department of Children and Families, as authorized required by Section 402.305(2)(f), Florida Statutes, and paragraph 65C-22.003(8)(a), F.A.C., prior to December 31, 2006, satisfies the effective date of this rule shall satisfy this requirement.~~

~~(1)(2) Training Requirements for VPK Director Credential. To be eligible for the Voluntary Prekindergarten (VPK) Director Credential Endorsement, issued by the Department of Children and Families (DCF), the applicant must possess a DCF Director Credential. The onsite experience required for the DCF Director Credential satisfies the onsite experience required for the VPK Director Credential. Applicants must successfully complete the following additional educational requirements:~~

~~(a) A Florida credential certificate program, as referenced in paragraph 65C-22.003(8)(a), F.A.C., approved by DCF and the Department of Education (DOE);~~

~~(a)(b) DOE-approved training on the VPK education Education standards adopted by the State Board of Education;~~

~~(b)(e) DOE-approved course(s) on emergent literacy; and~~

~~(c)(d) DOE-approved course(s) that address the following VPK Director competencies:~~

1. Organizational Leadership and Management – To implement strategies and techniques that promote a responsive work and learning environment, VPK directors shall be able to demonstrate knowledge and application of:

- a. Management strategies that support a professional culture and climate;
- b. Instructional leadership skills and the provision of supports to VPK instructors;
- c. Available resources and supports for VPK instructors and parents; and
- d. Local processes and procedures for the transition of VPK children to public and private kindergarten programs.

2. Financial and Legal – To maintain effective financial planning and budgeting systems and sound practices related to legal obligations and responsibilities, VPK directors shall be able to demonstrate knowledge and application of:

- a. Applicable laws and rules and legal responsibilities;
- b. Roles and responsibilities of state agencies, local coalitions, and providers;
- c. Monitoring requirements; and
- d. Financial operating procedures.

3. Program and Performance Standards – To maintain an instructional leadership role in creating and sustaining an effective learning environment, VPK directors shall be able to demonstrate knowledge and application of:

- a. Developmentally appropriate and research-based instructional practices and their application in the classroom;
- b. Evaluation of the appropriateness and effectiveness of available prekindergarten curricula;
- c. Effective implementation of a prekindergarten curriculum in the classroom;
- d. Effective instructional strategies for children with disabilities or other special needs and for English language learners;

e. Developmentally appropriate methods for the on-going assessment of young children and interpretation of these data for program planning and the delivery of instruction; and

f. Local and state accountability systems.

(2) Procedure for VPK Director Credential.

(a) An applicant for the VPK Director Credential must complete and submit the Florida Voluntary Prekindergarten (VPK) Director Endorsement Application, [Form DOE-DEA 01-07] which is incorporated by reference.

(b) The VPK Director Credential will be issued upon verification of the completed application and supporting documentation that the applicant has met the onsite experience and educational requirements for a VPK Director Credential. The expiration date of the VPK Credential will be matched to the expiration date of the applicant's DCF Director Credential.

(c) The VPK Prekindergarten Director Credential shall take the form of an endorsement to the Director Credential issued by the Department of Children and Families.

(3) Renewal. To maintain an active VPK Director Endorsement, the director of a private prekindergarten program delivering the Voluntary Prekindergarten (VPK) Education Program must meet the requirements in subparagraphs 65C-22.003(8)(h)1.-4., F.A.C.

(4) Revocation. The Department will revoke the VPK Director Credentials of a person who provided false information on an application for VPK Director Credentials.

Specific Authority 1002.73(2)(a), 1002.79(1) FS. Law Implemented 1002.55(3)(f), 1002.57 FS. History—New 12-31-06, Amended

**DEPARTMENT OF COMMUNITY AFFAIRS**

**Division of Housing and Community Development**

RULE NOS.:	RULE TITLES:
9B-60.002	Definitions
9B-60.003	Department Activities
9B-60.004	Florida Building Energy Rating System, Adopted
9B-60.005	Training and Certification Program
9B-60.007	Florida Building Energy Rating System, Existing Public Buildings
9B-60.008	RESNET Standards, Adopted

PURPOSE AND EFFECT: Section 553.992, Part VIII, F.S., requires the Department of Community Affairs (the Department) to update the Building Energy-Efficiency Rating System in accordance with the procedures of Chapter 120, F.S. Section 553.995(2), F.S., requires the BERS program to be compatible with federal rating systems and state building codes and standards, where applicable. The proposed rule changes coincide with changes made to a national standard for home energy rating systems that is promulgated by the National Association of State Energy Officials (NASEO). Updating to this standard allows Florida to maintain its accreditation with

NASEO, which has positioned itself to provide certifications for builders wishing to claim federal tax credits from the Internal Revenue Service.

Although the effect of upgrading to a new computer program initially causes a divergence between the BERS program and Florida's energy code, both the energy code and the BERS rating reports provide information required by Section 553.902, F.S.: levels of insulation, the amount and type of glass, and the HVAC and water heating system efficiencies. Efforts to offset this divergence in compliance tools include a translation program to take code compliance files and transfer the information to the BERS program, and upgrading the energy code to the EnergyGauge® USA program during the 2007 code update cycle. The EPL Display Card referenced in Section 553.9085, F.S., currently utilizes an Estimated Energy Performance Score, which mimics the current Class 3 BERS rating. This "score" will be maintained until the code is changed.

The revised standard proposed as a change to Rule 9B-60.008, F.A.C., the 2006 Mortgage Industry National Home Energy Rating Systems Standards (HERS), amended May 10, 2007, requires the following additional changes to the program. These changes are reflected in the proposed revisions to Chapter 9B-60, F.A.C.:

1. The HERS Score is changed to a HERS Index with the Reference Standard for a home becoming a ratio when compared to the Design home.
  2. The ratings will no longer be based on the Florida energy code because the computer program used to calculate energy code compliance is not capable of meeting the new National HERS Standards. Rather, the program will utilize the EnergyGauge® USA ResRate 2006 program which meets the new Standards.
  3. Class 1 raters will be required by the Standards to pass the RESNET National Core Exam. Recertification of raters will no longer require peer review and reevaluation.
  4. Reporting of ratings will be via website upload.
  5. The rule will prohibit the practice of representative sampling of multiple homes in BERS ratings, requiring ratings to be specific to one residence.
  6. Florida's commercial building rating computer program has been updated to Energy Gauge Summit Com/Rate-2004.
- SUBJECT AREA TO BE ADDRESSED: Adopts the 2006 Mortgage Industry National Home Energy Rating Systems Accreditation Standards, amended May 10, 2007, promulgated by the Residential Energy Services Network (RESNET) and the National Association of State Energy Officials, and amends applicable portions of the rule to reflect this change. Changes name of Home Energy Rating System "HERS Score" to "HERS Index" and amends definition of HERS Index to make it consistent with the 2006 Mortgage Industry National Home Energy Rating Systems Standards. Provides that the HERS Index will be determined using the software system called

EnergyGauge7 USA, ResRate 2006. Amends certification requirements for Raters to include achievement of a passing score on the RESNET National Core Exam.

SPECIFIC AUTHORITY: 553.992, 553.994, 553.998 FS.

LAW IMPLEMENTED: 553.992, 553.995, 553.995(1), (1)(c), (4), 553.996 FS.

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

DATE AND TIME: November 30, 2007, 9:30 a.m.

PLACE: Randall Kelley Training Room, Third Floor, Sadowski Building, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100

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: Ila Jones, Community Program Administrator, Department of Community Affairs, 2555 Shumard Oak Boulevard, Sadowski Building, Tallahassee, Florida 32399-2100, (850)487-1824. 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: Ann Stanton, Building Codes Analyst, Department of Community Affairs, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)488-0964, SUNCOM 278-0964

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

#### 9B-60.002 Definitions.

For the purpose of this chapter, the following words, unless the context does not permit such meaning, shall have the meanings indicated:

(1) through (7) No change.

(8) Rating System – a uniform scale of the relative energy use efficiency of buildings based on annual energy usage and costs with consideration of local climate conditions, construction practices and building use.

(9) through (16) No change.

(17) Rating Class for Residential Buildings – the category of an energy rating, based on the source of the input data which are used by the Florida Building Energy Rating System to compute the energy and cost estimates of the energy rating, and consisting of the following three Classes:

(a) Class 1 Rating – a confirmed ~~an~~ energy rating, conducted in accordance with Chapter 9B-60, F.A.C., using site energy audit and performance test data as the sources for the input data on which the rating is based.

(b) Class 2 Rating – a confirmed ~~an~~ energy rating, conducted in accordance with Chapter 9B-60, F.A.C., using site energy audit data as the source for the input data on which the rating is based.

(c) No change.

(18) Registered Rating – a Florida Building Energy Rating for a specifically located building that has been compiled by a certified Florida Rater of any Class, has been found to be complete and accurate, and has been recorded with the Program Administrator Department.

(19) Projected Rating – A rating ~~of any Class~~ performed prior to the construction of a new building or prior to implementation of energy-efficiency improvements to an existing building.

(20) HERS Rating – An audit and computer-generated performance evaluation of a home conducted in accordance with Rule 9B-60.004, F.A.C., of this chapter and resulting in a HERS Index ~~Score~~.

(21) HERS Index ~~Score~~ – The numerical rating for a home with a value between 0 and 100 where a value of 0 ~~400~~ indicates that the home uses no purchased energy for heating, cooling, ~~and~~ hot water, lighting and appliances, and a value of 100 ~~80~~ indicates that the home has the same energy use for heating, cooling, ~~and~~ hot water, lighting and appliances as the Reference Home established by the 2006 Mortgage Industry National Home Energy Rating Systems Accreditation Standards.

(22) Program Administrator – means a public or private entity that is qualified to perform the training and support functions of the Florida Building Energy Rating System and that is authorized by the Department to perform such functions.

Specific Authority 553.992 FS. Law Implemented 553.992, 553.995 FS. History–New 7-1-94, Amended 1-11-95, 12-27-98, 11-28-04, \_\_\_\_\_.

#### 9B-60.003 Department Activities.

(1) No change.

(2) Within three (3) years of the date of adoption of the rating system, and at least triennially thereafter in conjunction with the triennial review of Chapter 13 of the Florida Building Code, Building (the Code), the Department shall review the energy rating system program criteria and the calculation tools used in common by both the BERS and the Code that are adopted herein to determine the need for revision or modification. ~~The residential rating system methodology is based on Method A of Sub-Chapter 6 of Chapter 13 of the Code, while the commercial rating system methodology is based on Method A of Sub-Chapter 4 of the Code.~~ At a minimum, the Department shall update the rating system by adopting modifications to the current editions of the Code and ~~Attachment 1 to the 2006 Mortgage Industry National Home Energy Rating Systems Accreditation Standards (the National Home Energy Rating Technical Guidelines)~~ promulgated by

the Residential Energy Services Network (RESNET) and the National Association of State Energy Officials (NASEO). Copies of the 2006 Mortgage Industry National Home Energy Rating Systems Standards Code and the National Home Energy Rating Technical Guidelines are available at the website [http://www.resnet.us/standards/mortgage/RESNET\\_mortgage\\_Industry\\_National\\_HERS\\_Standards\\_2006.pdf](http://www.resnet.us/standards/mortgage/RESNET_mortgage_Industry_National_HERS_Standards_2006.pdf) or from the Florida Department of Community Affairs, Building Codes and Standards Office, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824.

(3) Any person may submit recommendations for proposed revisions or modifications to the rating system to the Department for consideration. Such proposed revisions and modifications shall be submitted in writing on Department of Community Affairs' Form #300-2006, incorporated herein by reference, effective            July 1, 1994. Copies of this form are available by writing to the Department of Community Affairs, Building Energy Rating System Program, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100. Such proposals shall include the date of submittal, an identification of the submitter, identification of the section of the rating system to be revised, the new proposed language, a justification or reason for the change, and anticipated financial impacts of the change. The Department shall conduct a public hearing(s) in accordance with the requirements of Chapter 120, F.S.

(4) The Department or its Program Administrator shall develop, maintain and make available, at no cost to the prospective purchaser, a Building Energy Rating System disclosure information brochures to be provided to the prospective purchaser.

Specific Authority 553.992, 553.998 FS. Law Implemented 553.992, 553.996 FS. History–New 7-1-94, Amended 12-27-98, 11-28-04,           .

9B-60.004 Florida Building Energy Rating System, Adopted.

(1) No change.

(2) The home energy rating (HERS rating) for residential buildings shall be determined using only EnergyGauge® USA, ResRate-2006, which produces the Florida Residential Building Energy Rating form, Form FRBER-2006, herein incorporated by reference, effective           , the Florida Residential Building Energy Rating System software (EnergyGauge/ResFREE, Version 3), which produces the Florida Building Energy Rating Guide forms: Form #11A-01 for the North climate zone, Form #11B-01 for the Central climate zone, and Form #11C-01 for the South climate. The rating system software (EnergyGauge/ResFree, Version 3) that produces these forms is hereby incorporated by reference. Certified HERS ratings shall be specific to one residence; sampling is not an acceptable procedure for ratings in Florida. Air distribution system testing for Class 1 ratings shall be performed in accordance with Annex B and Annex C of

BSR/ASHRAE Standard 152-04, “Method of Test for Determining the Design and Seasonal Efficiencies of Residential Thermal Distribution Systems.” A Class 3 rating shall be clearly labeled as a “projected rating based on plans.”

(3) No change.

(4) The energy rating for public and commercial buildings shall be determined using only the Florida Commercial Building Energy Rating System software (EnergyGauge® Summit Com/Rate-2004, which produces the Florida Commercial Building Energy Rating forms, Form FCBER-2004, herein incorporated by reference, effective           , (EnergyGauge/ComFREE, Version 1) which produces the Florida Building Energy Rating Guide forms: Form #12A-01 for the North climate zone, Form #12B-01 for the Central climate zone and Form #12C-01 for the South climate zone. The Florida Commercial Building Energy Rating System software, EnergyGauge® Summit Com/Rate-2004, (EnergyGauge/ComFREE, Version 1) is hereby incorporated by reference. Public buildings owned or leased by state agencies and units of local government that are governed by Section 255.254, F.S., may utilize this rating system as one of the annual energy usage and cost by methods approved by those agencies.

(5) No change.

Specific Authority 553.992 FS. Law Implemented 553.994, 553.995(1) FS. History–New 7-1-94, Amended 10-3-94, 1-11-95, 12-27-98, 11-28-04,           .

9B-60.005 Training and Certification Program.

(1) General Provisions.

(a) Beginning with the implementation date of this rule, no person may provide a rating for buildings in Florida unless such a person has been certified as provided by this part. To perform a rating for any building as required by this rule, the person performing the rating must be certified by the Department of Community Affairs. For residential buildings, in accordance with Section 102.1.4.6 of the 2006 Mortgage Industry National Home Energy Rating Systems Standards, Chapter 1, Section 4.C.6 of the “National Accreditation Procedures for Home Energy Rating Systems,” a Florida Certified Rater who has a financial or other interest resulting from the energy Rating results (including any recommended improvements resulting from the Rating) shall provide written disclosure of the nature of the financial or other interest to the owner of the property being rated utilizing Form FIDF-2006 11D-01, Financial Disclosure Form, herein incorporated by reference, effective           .

(b) No change.

(c) An application for annual certification renewal shall be submitted on Form 500B-2006 01, herein incorporated by reference, effective           , with a renewal fee of \$50. In addition to the annual renewal fee, a certified residential rater must, over a three year period, have completed twelve credit

hours of continuing education in courses accepted by the Department for certification renewal. Acceptable courses shall, in general, be those dealing with energy use in buildings and building systems (including heating, ventilating and air conditioning), building design or construction, codes or plan review, financing or selling buildings, and courses on energy rating systems.

(2) The following qualifications, at a minimum, are required for certification as a rater:

(a) The individual shall submit an application on the Department of Community Affairs Form #500A-2006 ~~04~~, herein incorporated by reference, effective \_\_\_\_\_, and pay the appropriate application fee of \$150.00. The form is available by writing to the Department of Community Affairs, Energy Rating System Program, 2555 Shumard Oak Blvd., Tallahassee, Florida 32399-2100.

(b) Individuals applying for certification as raters for new residential (Class 3), public and commercial buildings shall attend a training program provided by the Department or its designee and shall demonstrate achievement of a level of knowledge and proficiency so as to successfully rate buildings by passing Department tests specific to the type of building rated for certification. Individuals may also qualify for Class 3 certification without attending the Class 3 training program by passing a Class 3 challenge test. Individuals applying for certification as Class 2 raters for residential buildings, in addition to the above certification requirements, shall attend a Class 2 training program provided by the Department and shall demonstrate achievement of a level of knowledge and proficiency so as to successfully perform residential energy audits to rate existing residential buildings by passing a Department test specific to Class 2 certification. Individuals may also qualify for Class 2 certification without attending the Class 2 training program by passing a Class 2 challenge test. Individuals applying for certification as Class 1 raters for residential buildings shall demonstrate having the same stated requirements as Class 2 raters, shall attend a Class 1 training program provided by the Department and shall demonstrate achievement of a level of knowledge and proficiency so as to successfully perform residential performance tests by passing a Department test specific to Class 1 certification. Individuals may also qualify for Class 1 certification without attending the Class 1 training program by passing a Class 1 challenge test. In addition, a Class 1 rater candidate must complete five Class 1 ratings under the supervision of a certified Class 1 rater as well as pass the RESNET National Core Exam, herein incorporated by reference, in order to obtain a Class 1 certification. Individuals applying for certification as raters of existing commercial buildings, in addition to the requirements stated above for new commercial buildings, shall demonstrate certification as an energy auditor from a recognized

commercial energy auditing program or have at least one year of experience performing a minimum of fifteen commercial energy audits.

(c) No change.

(d) No certification shall be approved unless the applicant demonstrates to the Department that the following conditions are met: the applicant has not been found to be in violation of Part ~~VIII X~~, Chapter 553, F.S., or this rule chapter; the applicant has filed an accurate and complete application with the application fee describing compliance with the relevant certification requirements; the applicant is capable of performing the activities for which he/she is seeking certification; the applicant has not shown a lack of ability or intention to comply with Part ~~VIII X~~, Chapter 553, F.S., or this rule chapter, or has not been unable or unwilling to conduct Energy Code compliance related activities forthrightly and honestly with his/her clients. Decertification shall be in accordance with procedures for revoking licenses of Chapter 120, F.S.

(e) Recertification is required within six months of the effective date of major revisions to Chapter 13 of the Florida Building Code, Building, or at least every three years from the rater's last date of certification. For recertification, the applicant shall attend training on changes impacting the rating system provided by the Department of Community Affairs or its Program Administrator and demonstrate achievement of a level of knowledge and proficiency so as to successfully rate buildings by passing a Department test applicable to the buildings being rated. The fee for recertification shall be the annual certification renewal fee. In addition to the written test, Class 1 residential raters shall be required to satisfactorily demonstrate performance testing skills necessary to perform a Class 1 rating as part of the recertification as well as at the time of training and testing. ~~Class 1 residential raters shall be required to satisfactorily perform and complete one Class 1 rating, accompanied and evaluated by another randomly chosen Class 1 rater, as a requirement for recertification and to comply with Attachment 1 of the Mortgage Industry National Accreditation Procedures for Home Energy Rating Systems (the National Home Energy Rating Technical Guidelines) requirement for periodic peer review and reevaluation of raters. Class 1 raters shall also be required to serve as a Class 1 peer evaluator at least once within three years before being recertified.~~ These regulations in no way exempt any person from other state and local occupational licensure requirements. Any rater who fails to pass the recertification test in his or her rating classification shall be required to attend a refresher course approved by the Department of Community Affairs and retake the test. Until the rater can demonstrate his/her ability to perform ratings in his/her classification, registration of ratings by the rater shall be prohibited.

(3) Reporting Requirements. Certified raters shall submit all ratings to the Department in care of its Program Administrator via the website upload at: [http://dbase.fsec.ucf.edu/pls/engauge/rating\\_home](http://dbase.fsec.ucf.edu/pls/engauge/rating_home) the Florida Solar Energy Center, 1679 Clearlake Road, Cocoa, FL 32920 in electronic format, either via electronic mail (e-mail) or on 3 1/2 " diskette.

(a) The Program Administrator Florida Solar Energy Center shall maintain an electronic database that can be queried by the public to verify that a BERS Rating has been registered for a specific real property.

(b) Upon request and if authorized by the homeowner or his/her agent, the Program Administrator shall Florida Solar Energy Center may provide a registered BERS Rating report from the electronic database to a homeowner, or prospective home purchaser for a fee. The Program Administrator may charge a fee not to exceed the actual cost of providing such rating report.

(4) A written report shall be provided to the purchaser of real property or that individual who requested the rating. Such report shall include the Florida Building Energy Rating report.

(a) A completed copy of the Florida Building Energy Rating, Form FRBER-2006 or Form FCBER-2004; Guide (Form #11-01 or Form #12-01);

(b) through (c) No change.

(d) The statement: "This notice is provided to you by an individual certified by the Florida Department of Community Affairs to perform a building energy rating evaluation. Any questions, comments, or complaints regarding the person or agency performing this service may be directed to the Florida Department of Community Affairs, Building Energy Rating System Program, 2555 Shumard Oak Boulevard, Tallahassee, Florida 32399-2100, (850)487-1824, or its Program Administrator, or the Florida Solar Energy Center, 1679 Clearlake Road, Cocoa, FL 32920. The Department or the Program Administrator Florida Solar Energy Center may request the owner's permission in the future to conduct a quality assurance review of this rating;" and

(e) If it is a residential rating, the disclosure form printed from EnergyGauge® USA ResRate 2006, the EnergyGaugeRes/Free program (Form No. 11D-01);

Specific Authority 553.992 FS. Law Implemented 553.995(4) FS. History—New 7-1-94, Amended 10-3-94, 1-11-95, 12-27-98, 11-28-04, \_\_\_\_\_.

9B-60.007 Florida Building Energy Rating System, Existing Public Buildings.

(1) The provisions of this rule are adopted to implement the Florida Building Energy Efficiency Rating Act of 1993, Part VIII XI, Chapter 553, Florida Statutes, by providing a state-wide uniform energy rating system for rating existing buildings proposed for acquisition for public use through lease or purchase and for existing public buildings undergoing

renovation. The term existing public building, as used herein, shall have the same meaning as new public buildings in Rule 9B-60.002, F.A.C., except construction of such buildings shall have been permitted before this rule shall have taken effect.

(2) No change.

(3) The energy rating for existing public buildings shall be determined using the Florida Commercial Building Energy Rating System software, EnergyGauge® Summit Com/Rate-2004 (EnergyGauge/ComFREE 97, Version 1.2.2) in accordance with Rule 9B-60.004, F.A.C. Public buildings owned or leased by state agencies and units of local government governed by Section 255.254, F.S., may utilize this rating system as one of the annual energy usage and cost methods approved by those agencies.

(4) No change.

Specific Authority 553.992 FS. Law Implemented 553.991, 553.993, 553.994, 553.995, 553.997, 553.998 FS. History—New 7-21-94, Amended 12-27-98, \_\_\_\_\_.

9B-60.008 RESNET Standards, Guidelines for Uniformity, Adopted.

The 2006 Mortgage Industry National Home Energy Rating Systems Accreditation Standards, amended May 10, 2007, promulgated by the Residential Energy Services Network (RESNET) and the National Association of State Energy Officials (NASEO)/Residential Energy Services Network (RESNET), June 15, 2002, are adopted for residential buildings and incorporated by reference as the rule of this Department except as otherwise specified in this rule chapter.

Specific Authority 553.992 FS. Law Implemented 553.995(1)(c) FS. History—New 12-27-98, Amended 11-28-04, \_\_\_\_\_.

**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."

**PUBLIC SERVICE COMMISSION**

RULE NO.:	RULE TITLE:
25-6.0183	Electric Utility Procedures for Generating Capacity Shortage Emergencies

PURPOSE AND EFFECT: The rule is being amended to include the newly revised Generating Capacity Shortage Plan, approved by the Florida Reliability Coordinating Council on July 24, 2007, replacing the currently referenced August, 2002 Plan. Docket No. 070642-EI.

SUBJECT AREA TO BE ADDRESSED: Electric utility procedures for generating capacity shortage emergencies.

SPECIFIC AUTHORITY: 350.127(2), 366.05 FS.

LAW IMPLEMENTED: 366.04(2)(c), (f), (5) FS.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 48 hours before the workshop/meeting by contacting: Office of Commission Clerk, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6770. 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: Kathy Lewis, Division of Economic Regulation, 2540 Shumard Oak Blvd., Tallahassee, FL 32399-0850, (850)413-6594, e-mail address: klewis@psc.state.fl.us

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

25-6.0183 Electric Utility Procedures for Generating Capacity Shortage Emergencies.

The Commission adopts the Florida Reliability Coordinating Council's Generating Capacity Shortage Plan, dated July 2007, ~~August 2002~~ as the Commission's plan to address generating capacity shortage emergencies within Florida. A copy of the Generating Capacity Shortage Plan may be obtained from the Director, Division of Economic Regulation, Florida Public Service Commission.

Specific Authority 350.127(2), 366.05 FS. Law Implemented 366.04(2)(c), (f), (5) FS. History--New 2-12-91, Amended 3-19-98, 4-27-03, \_\_\_\_\_.

**DEPARTMENT OF CORRECTIONS**

RULE NO.: 33-602.201  
 RULE TITLE: Inmate Property

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify the handling of excess photographs received in routine mail by allowing inmates to send out photographs, at their own expense, when additional photos are received in routine mail that place the inmate over the number allowed by property limits.

SUBJECT AREA TO BE ADDRESSED: Inmate property.

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09 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: Jamie Leigh Jordan, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-602.201 Inmate Property.

(1) through (4) No change.

(5) Unauthorized Property. (Also see Control of Contraband, Rule 33-602.203, F.A.C.).

(a) Property which is considered contraband pursuant to Rule 33-602.203, F.A.C., shall be handled as provided for in Rule 33-602.203, F.A.C.

1. No change.

2. If an inmate receives photographs in the mail which added to the number already in his possession, place him over the maximum allowed, he shall be allowed to send the excess photographs out at his own expense. It is the inmate's responsibility to make arrangements with staff to send out the extra photographs as soon as they are received. Excess photographs found in an inmate's property will be considered contraband.

3.2. An inmate who is in possession of the maximum number of articles allowed by this rule and who wishes to replace a worn item must contact the property officer to arrange to discard or send the worn item out at his own expense before purchasing a replacement item.

(b) No change.

(6) through (17) No change.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History--New 6-4-81, Formerly 33-3.025, Amended 11-3-87, 11-13-95, 5-20-96, 1-8-97, 6-1-97, 7-6-97, 10-15-97, 2-15-98, 3-16-98, 8-4-98, 12-7-98, Formerly 33-3.0025, Amended 11-21-00, 9-12-01, 5-16-02, 7-8-03, 8-18-04, 1-25-05, 10-23-06, \_\_\_\_\_.

APPENDIX ONE

PROPERTY LIST

No change.

**DEPARTMENT OF CORRECTIONS**

RULE NO.: 33-602.205  
 RULE TITLE: Inmate Telephone Use

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to provide guidelines and requirements for inmate telephone calls to foreign consulates.

SUBJECT AREA TO BE ADDRESSED: Inmate telephone calls to foreign consulates.

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09 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: Perri King Dale, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-602.205 Inmate Telephone Use.

(1) This rule sets forth the minimum telephone privileges that shall be granted to inmates housed in institutions or facilities other than community correctional centers, or inmates housed on death row. All inmate calls, with the exception of those calls placed to attorneys pursuant to paragraph (3)(a), and to foreign consulates pursuant to paragraph (4)(a) shall be subject to monitoring and recording. Due to the high level of security needs on death row, the only telephone privileges available to death row inmates are those set forth in paragraph (3)(a), private calls to attorneys; paragraph(4)(a), private calls to foreign consulates; and subsection (5)(4), calls made in the event of family crisis.

(2) Inmate telephone procedures will be conducted as follows:

(a) through (d) No change.

(e) Except for calls to attorneys as provided in paragraph (3)(a), calls to foreign consulates as provided in paragraph (4)(a), or calls during family crisis as provided in subsection (5)(4), calls shall be limited to 15 minutes. Calls to attorneys as provided in paragraph (3)(a), calls to foreign consulates provided in paragraph (4)(a), and calls in time of family crisis as provided in subsection (5)(4) shall be limited to the amount of time reasonably necessary to accomplish the purpose of the call.

(f) through (l) No change.

(3) No change.

(4) Calls to Foreign Consulates.

(a) A foreign national inmate shall be allowed to make private telephone calls to his or her respective consulate upon presentation to the warden or his designee of evidence that the call is necessary and that the inmate is a native of the country represented by the consulate as verified by Immigration and Custody Enforcement. Such evidence shall be a letter from the consulate (transmission by FAX is acceptable) requesting the return call. A consulate shall also be permitted to make prior arrangements by letter or FAX with the warden or warden's designee to have the inmate receive a private telephone call from the consulate on an unmonitored telephone.

(b) Except as authorized by warrant or court order, telephone calls to consulates made pursuant to this section shall not be monitored or electronically recorded. These calls will be placed on telephones designated for this purpose and shall be collect calls; there shall be at least one telephone at each institution that is not connected to the monitoring system for these calls.

(5)(4) An inmate may be authorized to make telephone calls in case of family crisis, including death or serious illness in the immediate family or serious marital or other family problems. All such calls must be approved by the chaplain or other official designated by the warden who shall, if possible, verify the existence of the family crisis.

(5) through (15) renumbered (6) through (16) No change.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History—New 11-19-81, Formerly 33-3.125, Amended 11-21-86, 1-6-92, 3-24-97, 7-22-97, 12-21-98, Formerly 33-3.0125, Amended 2-7-00, 6-18-02, 2-4-03, 12-30-03, 11-25-04, 1-7-07, 9-24-07,\_\_\_\_\_.

**DEPARTMENT OF CORRECTIONS**

RULE NO.:

RULE TITLE:

33-602.207

Conducting a Business While Incarcerated

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to clarify what constitutes conducting business and how inmates may submit manuscripts for publication without violating this rule.

SUBJECT AREA TO BE ADDRESSED: conducting business while incarcerated.

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 944.09 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: Jamie Leigh Jordan, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-602.207 Conducting a Business While Incarcerated.

(1) No change.

(2) For the purposes of this rule, a business or profession is defined as any activity in which the inmate engages with the objective of generating revenue generating or profit making activity or any activity having the potential to generate revenue or profit for the inmate while incarcerated. Activity so defined is prohibited due to the fact that profit or revenue potential creates the opportunity for fraud and increases inmate interest in participation in business activity, resulting in an increase in



the volume of mail and telephone activity. This increased volume places an undue burden on staff to monitor the additional mail and telephone calls to ensure the security and order of the institution and the safety of staff, inmates and the general public. Engaging in a business or profession also includes individual activities with profit or revenue potential, such as ~~one-time~~ submission of a ~~single~~ manuscript for publication when ~~one of the objectives of~~ such publication is ~~will result or has the potential to result in~~ the generation of revenue ~~for the inmate, unless the inmate obtains approval from the warden for the individual transaction.~~ Inmates are prohibited from entering into marketing agreements with literary agents for the marketing of literary works in exchange for a portion of any commissions received. The warden shall base the decision to approve or disapprove the request on whether the transaction presents a threat to the security, order or effective management of the institution, to the rehabilitative objectives of the correctional system, or to the safety of any person. Inmates shall not be permitted to circumvent the purpose of this rule by making repetitive or serial single transaction requests. Such requests shall not be approved by the warden. An inmate who wishes to submit writings for publication shall provide a written statement to mailroom staff verifying that the inmate is not seeking compensation, nor will he accept compensation for the writings.

(3) through (6) No change.

Specific Authority 944.09 FS. Law Implemented 944.09 FS. History–New 8-10-03, Amended \_\_\_\_\_.

**DEPARTMENT OF CORRECTIONS**

RULE NO.:                    RULE TITLE:  
33-602.210                    Use of Force

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to amend form DC6-210, Incident Report, referenced in this rule, to include a space for employee identification number.

SUBJECT AREA TO BE ADDRESSED: Use of force.

SPECIFIC AUTHORITY: 944.09 FS.

LAW IMPLEMENTED: 776.07, 944.09, 944.35 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: Jamie Leigh Jordan, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

33-602.210 Use of Force.

(1) through (21) No change.

(22) The following forms are hereby incorporated by reference. Copies of these forms are available from the Forms Control Administrator, Research, Planning and Support Services, 2601 Blair Stone Road, Tallahassee, Florida 32399-2500.

(a) through (f) No change.

(g) DC6-210, Incident Report, effective \_\_\_\_\_ 8-1-05.

(h) through (n) No change.

Specific Authority 944.09, FS. Law Implemented 776.07, 944.09, 944.35 FS. History–New 4-8-81, Amended 10-10-83, 9-28-85, Formerly 33-3.066, Amended 3-26-86, 11-21-86, 4-21-93, 7-26-93, 11-2-94, 2-12-97, 11-8-98, Formerly 33-3.0066, Amended 10-6-99, 2-7-00, 7-25-02, 8-25-03, 2-25-04, 11-7-04, 4-17-05, 8-1-05, 3-2-06, 9-18-06, 10-4-07, \_\_\_\_\_.

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NOS:	RULE TITLES:
40D-4.021	Definitions
40D-4.041	Permits Required
40D-4.321	Duration of Permit
40D-4.331	Modification of Permits

PURPOSE AND EFFECT: The purpose and effect of the proposed rule amendments are to provide greater flexibility for conceptual ERP permits by reducing the level of application detail required and extending the duration of conceptual permits. This rulemaking will also clarify the circumstances under which subsequent rule changes will not affect projects constructed pursuant to a conceptually approved design.

SUBJECT AREA TO BE ADDRESSED: Conceptual Environmental Resource Permits.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.118, 373.149, 373.171 FS.

LAW IMPLEMENTED: 373.403, 373.413, 373.416, 373.416(1), 373.426, 373.427, 373.429, 373.805 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: Karen E. West, Deputy General Counsel, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40D-4.021 Definitions.

When used in this chapter and Chapters 40D-40 and 40D-400, F.A.C.:

(1) through (2) No change.

(3) “Conceptual Permit” means an Environmental Resource Permit ~~that issued by the District which~~ approves the design concepts of a phased development master plan for a surface water management system or for a mitigation bank ~~which is binding upon the District and the permittee based upon the rules in effect at the time of filing of the conceptual application and constitutes final District action so that construction and operation permits for each phase will be reviewed under the permitting criteria in effect when the application for the conceptual permit was filed.~~

(4) through (22) No change

Specific Authority 373.044, 373.113, 373.118, 373.149, 373.171 FS. Law Implemented 373.403, 373.413 FS. History—Readopted 10-5-74, Formerly 16J-4.02, Amended 10-1-84, 3-1-88, 9-11-88, 10-3-95, 7-23-96, 2-27-02, 9-26-02, 2-19-04, 2-6-07, \_\_\_\_\_.

40D-4.041 Permits Required.

(1) No change

(2) The District issues the following types of Environmental Resource Permits:

(a) through (b) No change

(c) Conceptual permits are individual permits for mitigation banks and projects to be developed in phases ~~that~~ which approve the design concepts of a phased development master plan. Construction and operation permits for each phase must meet the conditions for issuance in Rules 40D-4.301 and 40D-4.302, F.A.C., in effect when the application for the construction permit is filed. Design concepts approved by the District in the conceptual permit will be expressly stated in that permit and shall not be affected by subsequent rule changes so long as the permit is valid. Design concepts approved in a conceptual permit that will contribute to the degradation of a water body on the verified list of impaired waters adopted pursuant to Chapter 62-303, F.A.C., or are inconsistent with an adopted TMDL or BMAP shall not be binding on the District. A conceptual permit does not authorize construction, alteration, operation, or abandonment of a surface water management system or establishment of a mitigation bank.

(d) No change.

(3) through (6) No change.

Specific Authority 373.044, 373.113, 373.118, 373.149, 373.171 FS. Law Implemented 373.413, 373.416, 373.426, 373.427 FS. History—Readopted 10-5-74, Amended 12-31-74, 9-4-77, 6-7-78, Formerly 16J-4.04, 16J-4.10(1), (2), (4), Amended 10-1-84, 3-1-88, 10-3-95, 7-23-96, 10-16-96, 4-17-97, 10-11-01, 7-16-02, 9-26-02, 3-26-03, \_\_\_\_\_.

40D-4.321 Duration of Permit.

(1) Unless revoked, extended, or otherwise modified, the duration of an Environmental Resource Permit issued pursuant to this chapter is:

(a) Five ~~Two~~ years from the date of issuance, or the date specified as a condition of the permit for a conceptual permit, unless within that period an application for a construction

permit is approved ~~filed~~ for any portion of the project. If an the application for a construction permit is approved and construction is commenced according to Rule 40D-4.321, F.A.C., then the conceptual permit remains is valid for the term of the construction permit. Multiple construction permits may be approved for projects approved by a conceptual permit, and the latest date calculated from any related construction permit will determine the duration of the conceptual permit. Conceptual permits that have no construction permit approved for a period of five years shall expire automatically at the end of the five-year period. A construction permit that constitutes a substantial modification of the conceptual permit shall not extend the duration of the conceptual permit. For the purposes of this section, the term “substantial modification” shall mean a modification that is reasonably expected to lead to substantially different water resource of environmental impacts and requires a detailed review. A construction permit that constitutes a substantial modification or the conceptual permit must comply with the same criteria as new applications so long as the conceptually permitted phases are under construction consistent with a phased development master plan for a surface water management system that has been permitted by the District. If construction of the permitted phases is discontinued or is inconsistent with the phased development master plan then the conceptual permit shall expire.

(b) through (e) No change.

(2) ~~Conceptual~~ Permits expire automatically at the end of their duration as described herein unless modified pursuant to Rule 40D-4.331, F.A.C.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.413, 373.416 FS. History—New 10-1-84, Amended 3-1-88, 10-3-95, 7-23-96, \_\_\_\_\_.

40D-4.331 Modification of Permits.

An application for modification of an Environmental Resource Permit shall be processed in accordance with this rule, unless the permit is revoked, ~~suspended~~ or expired.

(1) through (3) No change.

(4) Application for permit modification to ~~renew~~ or extend the existing permit duration shall occur by formal application and review, and such requests shall be submitted no sooner than 180 days prior to the permit expiration date.

(a) A modification seeking extension of a ~~for~~ construction permit ~~renewal~~ will be granted if it is reasonably assured by the applicant and determined that any completed construction is in compliance with a currently valid permit, and the proposed construction will be in compliance with the District's rules in effect at the time the application for modification to extend ~~renew~~ is filed.

(b) Applications for conceptual permit or renewal and site conditions assessment permit may be extended if the permit complies ~~renewal or extension must comply~~ with the same criteria as new applications.

(c) Each modification to ~~renew or extend~~ can be granted for a duration as needed, up to five years ~~for construction permits and site conditions assessment permits, and up to two years for conceptual permits.~~

Specific Authority 373.044, 373.113, 373.149, 373.171 FS. Law Implemented 373.413, 373.416(1), 373.429, 373.805 FS. History—Readopted 10-5-74, Formerly 16J-4.13, Amended 10-1-84, 3-1-88, 10-1-88, 6-29-93, 10-3-95, 7-23-96, 2-1-05, 2-6-07, \_\_\_\_\_.

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NO.: 40D-8.624  
 RULE TITLE: Guidance and Minimum Levels for Lakes

PURPOSE AND EFFECT: To amend Chapter 40D-8, Florida Administrative Code, to incorporate the next set of priority lakes pursuant to Section 373.042, Florida Statutes.

SUBJECT AREA TO BE ADDRESSED: Establishment of minimum lake levels and guidance levels for Lakes Angelo, Anoka, Denton, Placid, Tulane and Verona in Highlands County, Florida. Staff will present an overview of minimum levels development and discussion of the proposed minimum levels for the lakes.

SPECIFIC AUTHORITY: 373.044, 373.113, 373.171 FS.

LAW IMPLEMENTED: 373.036, 373.0361, 373.042, 373.0421, 373.086 FS.

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

DATE AND TIME: November 20, 2007, 6:30 p.m.

PLACE: Highlands County Agri-Civic Center, 4509 George Boulevard, Sebring, FL 33875

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: Dianne Lee at (352)796-7211 or 1(800)423-1476, extension 4658; TDD only number 1(800)231-6103; FAX number (352)754-6878/SUNCOM 663-6878. 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: Doug Leeper, Chief Environmental Scientist, Resource Conservation and Development Department, Southwest Florida Water Management District, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4272. Ad Order #2007126-1

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

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NOS.:	RULE TITLES:
40D-21.231	Declaring a Water Shortage
40D-21.331	Declaring a Water Shortage Emergency
40D-21.441	Public Supply Water Shortage Mitigation Plans

PURPOSE AND EFFECT: The proposed amendments will clarify submittal documentation for a Water Shortage Mitigation Plan and the effect on the District’s authority under its Water Shortage Plan and water use permits where the District approves a variance or waiver to the District's Water Shortage Plan based on a Water Shortage Mitigation Plan. The proposed amendments will also provide that approved Water Shortage Mitigation Plans will be considered by the District in determining whether to declare a water shortage or water shortage emergency.

SUBJECT AREA TO BE ADDRESSED: The proposed amendments address the submittal documentation for, and the effect of, an approved Water Shortage Mitigation Plan.

SPECIFIC AUTHORITY: 373.044, 373.113 FS.

LAW IMPLEMENTED: 373.119, 373.175, 373.246 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: Karen A. Lloyd, Assistant Deputy Counsel, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

40D-21.231 Declaring a Water Shortage.

(1) No change.

(2) In considering whether to declare a Water Shortage, the Board shall consider the effect of any Water Shortage Mitigation Plans approved by the Board pursuant to Rule 40D-21.441, F.A.C.

(2) through (5) renumbered (3) through (6) No change.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.175, 373.246 FS. History—New 11-19-84, Amended 7-2-86, 4-9-06, \_\_\_\_\_.

40D-21.331 Declaring a Water Shortage Emergency.

(1) through (2) No change.

(3) If the monitoring and evaluation process indicates that conditions are rapidly deteriorating, or if the District receives a request for an emergency action related to an ongoing drought

or other Water Shortage event, District staff shall ascertain whether the provisions of Part II of this Rule are sufficient to protect public health, safety or welfare and Essential Uses, or the health of livestock and other animals, fish or aquatic life in the affected area. This shall be accomplished through consideration of the following:

(a) through (b) No change.

(c) The effect of any Water Shortage Mitigation Plans approved by the Board pursuant to Rule 40D-21.441, F.A.C., and recommendations from, and emergency actions taken by, a local government in the affected area.

(4) No change.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.119, 373.246 FS. History—New 11-19-84, Amended 7-2-86, 4-9-06, \_\_\_\_\_.

40D-21.441 Public Supply Water Shortage Mitigation Plans.

(1) No change.

(2) A Regional Authority or Local Water Supplier may request that the District approve its WSMP for implementation in lieu of some or all of the applicable provisions of this Chapter so that it may take pre-designated local action in response to conditions described in the WSMP. The request shall be submitted in the form of a petition for variance or waiver of some or all of the provisions of this Chapter, pursuant to Section 120.542, F.S. A petition for variance or waiver may be filed at any time, whether the District has declared a Water Shortage or not, and the Regional Authority or Local Water Supplier is encouraged to file its petition well in advance of its need to implement the drought provisions of its WSMP.

(3) Once a WSMP is approved by the District, it shall be binding on the applicable Regional Authority or Local Water Supplier and its customers. Each Regional Authority and Local Water Supplier and their customers shall continue to comply with any provisions of this Chapter ~~and any order issued pursuant thereto~~ which are not varied or waived through the District's approval of the WSMP. The District shall consider the effect of an approved WSMP in conjunction with Rule 40D-21.231, F.A.C. The existence of an approved WSMP does not affect the authority of the District to declare or rescind a water shortage and applicable response mechanisms as provided in this Chapter and Chapter 373, F.S. Each Regional Authority and Local Water Supplier should seek clarification as to the applicability of any orders that are issued after District approval of its WSMP.

(4)(3) In addition to fulfilling the requirements of Section 120.542, F.S., and Rule 40D-1.1002, F.A.C., the proposed WSMP shall contain the following:

(a) through (c) No change.

(d) Identification of supply management response mechanisms to be implemented for each Water Shortage Phase. Supply management includes, but is not limited to, supply supplementation through the use of permitted supply sources, including withdrawal of quantities or for a purpose not expressly granted by the applicable Water Use Permit, or the temporary use of emergency supply sources, which may include unpermitted sources. Identification of each supply management response must include a detailed description of the methodologies used to select the applicable proposed supplementation source and a detailed description of the legal and physical means through which the proposed supplementation will be accomplished. The granting of a variance or waiver based on a WSMP does not constitute a modification to the petitioner's Water Use Permit nor does it constitute issuance of an emergency authorization. However, each Regional Authority or Local Water Supplier is encouraged to proactively coordinate with the District to develop a template executive director order or other document to be presented used, when needed, for the District's consideration, to expedite the processing of any request for a temporary permit modification or other emergency authorization in conjunction with implementation of the WSMP authorize emergency use of each proposed supplementation source, as part of the petition for variance or waiver.

(e) through (j) No change.

Specific Authority 373.044, 373.113 FS. Law Implemented 373.175, 373.246 FS. History—New 4-9-06, Amended \_\_\_\_\_.

**DEPARTMENT OF ELDER AFFAIRS**

**Federal Aging Programs**

RULE NO.: 58A-5.035 RULE TITLE: Waivers

PURPOSE AND EFFECT: The purpose of the proposed rule amendment is to clarify waiver requirements for assisted living facilities under Chapter 429, Part I, F.S., and other waiver requirements under Chapter 120, F.S.

SUBJECT AREA TO BE ADDRESSED: Waiver requirements for assisted living facilities pursuant to Chapter 429, Part I, F.S., and reference to other waiver requirements under Chapter 120, F.S.

SPECIFIC AUTHORITY: 429.41 FS.

LAW IMPLEMENTED: 429.41 FS.

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

DATE AND TIME: November 28, 2007, 1:00 p.m. – 5:00 p.m.

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

THIS RULE DEVELOPMENT WORKSHOP IS BEING HELD IN CONJUNCTION WITH THE WORKSHOP FOR ASSISTED LIVING FACILITY CORE TRAINING

PROVIDER REQUIREMENTS THAT IS ANNOUNCED SEPARATELY IN THIS PUBLICATION OF THE 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 72 hours before the workshop/meeting by contacting: Jim Crochet, Department of Elder Affairs, Office of the General Counsel, 4040 Esplanade Way, Suite 315, Tallahassee, Florida 32399-7000; telephone Number: (850)414-2000, SunCom 994-2000; Email Address: crochethj@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Jim Crochet, Department of Elder Affairs, Office of the General Counsel, 4040 Esplanade Way, Suite 315, Tallahassee, Florida 32399-7000; telephone Number: (850)414-2000, SunCom 994-2000; Email Address: crochethj@elderaffairs.org

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

(Substantial rewording of Rule 58A-5.035 follows. See Florida Administrative Code for the current text.)

#### 58A-5.035 Waivers.

The agency, in consultation with the department, may waive rules promulgated pursuant to Part I, Chapter 429 F.S., if the waiver request meets the conditions set forth in Section 429.41(4), F.S., and demonstrates and evaluates innovative or cost-effective congregate care alternatives which will enable individuals to age in place.

##### (1) Application Process.

(a) Licensed assisted living facilities proposing a waiver under this statute must submit the request in writing. All requests must include the facility name and address, license number, administrator's name and contact information for the requestor, or its attorney. Petitions for waiver of rules other than for the objectives detailed in Section 429.41(4), F.S., including emergency waivers, will not be considered under this section but should follow the petition for waiver provisions of Section 120.542, F.S., and Chapter 28.104, F.A.C.

(b) The written request must address the elements required in Section 429.41(4), F.S. In addition, the following information must be included in order to demonstrate how a waiver of the stated rule will permit development of a concept that will achieve the purpose of the underlying statute.

1. The rule or rules for which the waiver is requested.
2. The licensee's anticipated date or dates for implementation of the concept.

3. A cost-benefit analysis of the proposed alternative to both residents or potential residents as well as facility operations.

4. An analysis of the impact the alternative will have on the relevant local community, including any barriers such as zoning or use issues which may need resolution prior to implementation.

5. Specific performance measures with an annual projection of objectives and goals to be achieved broken into quarterly increments or an annual projection of outcome measures, if the concept will be implemented in less than 90 days.

6. An annual budget projection broken into quarterly increments.

(c) A waiver can be requested at the time of the initial license application, relicensure, or any time during the licensure period.

(d) Waiver requests must be submitted to the Agency for Health Care Administration, Assisted Living Unit, 2727 Mahan Drive, Mail Stop 30, Tallahassee, Florida 32308-5403.

(2) In accordance with Section 120.542(6), F.S., the agency shall post notice of the request within fifteen (15) days of receipt of the request. The agency shall make any requests for additional information within 30 days of receipt of the request. If additional information is provided, the agency may request clarification of only that information no later than 30 days following receipt of the information. The agency shall have no more than 90 days from the receipt of the request to enter a response to the request for waiver unless by mutual agreement of the agency and requestor.

(3) The agency, in consultation with the department, will evaluate all requests in light of the likelihood the concept as described in detail will achieve the underlying statutory objectives of innovative or cost effective congregate care alternatives to enable individuals to age in place as provided in Section 429.41(4), F.S. Waivers may be granted only so long as there is reasonable assurance that the health, safety or welfare of residents will not be endangered by the waiver.

(4) The agency shall grant or deny the request for waiver and enter an order summarizing the facts it relied on and reasons supporting its decision. The agency must provide notice of its order as described in Section 120.542(8), F.S. The requestor shall be advised that a denial of the request may be reviewed as provided in subsection (5) of this rule.

(5) Report of Findings. A facility that has been granted a waiver must submit an annual report within 12 months of the order granting the waiver as specified in Section 429.41(3)(b), F.S. If the report is not submitted as required, the agency may revoke the waiver.

(a) The agency will review the report of findings to determine whether the waiver shall be renewed or revoked. The agency shall enter an order providing the general basis for

making its decision and notify the licensee of its opportunity to seek review of a revocation in accordance with Sections 120.569 and 120.57, F.S. and Rule 28-106.111, F.A.C.

(b) The agency may also consider other material which is available relative to this review.

(c) A waiver is effective unless revoked by the agency or superseded by statutory or regulatory change.

(d) In reviewing the report of findings, the agency, in consultation with the department, shall assess whether statutory or regulatory changes should be pursued to enable other facilities to adopt the same practices.

Specific Authority 429.41 FS. Law Implemented 429.41 FS. History–New 9-30-92, Formerly 10A-5.035, Amended 10-30-95, \_\_\_\_\_.

**DEPARTMENT OF ELDER AFFAIRS**

**Federal Aging Programs**

RULE NOS.:	RULE TITLES:
58A-14.002	Definitions
58A-14.0061	Admission and Appropriateness of Placement
58A-14.0062	Residency Agreement
58A-14.007	Standards and Practices for Care and Services
58A-14.0085	Records

PURPOSE AND EFFECT: The purpose of the proposed rule amendments is to protect the health, safety, security and well-being of residents living in ADULT FAMILY-CARE HOMES. The amendments add language to define the term “unattended” as it pertains to residents; add language to the resident health assessment form, incorporated by reference in the rule, where a resident’s health care practitioner may certify that the resident may be left unattended, and if so, for what period of time; add language to the residency agreement and care and services standards regarding the level of supervision provided, the conditions required if the health care practitioner certifies that the resident may be left unattended, the need for the health care practitioner’s annual reassessment regarding such a determination and the need for the practitioner’s certification to be include in the resident’s record.

SUBJECT AREA TO BE ADDRESSED: Definition of the term “unattended”; additional language regarding the resident health assessment form certifying whether or not a resident may be left unattended and for how long a period of time; additional language in the residency agreement to include the level of supervision provided; additional language regarding the conditions under which a resident may be left unattended, the requirement that the health care practitioner provide an annual reassessment whether a resident may be left unattended and documentation of such determination to be included in the resident’s record.

SPECIFIC AUTHORITY: 429.67, 429.73, 429.75, 429.81 FS. LAW IMPLEMENTED: 429.65, 429.67, 429.71, 429.73, 429.75, 429.81, 429.85 FS.

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

DATE AND TIME: November 29, 2007, 9:00 a.m. – 12:00 Noon EST.

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Jim Crochet, Department of Elder Affairs, Office of the General Counsel, 4040 Esplanade Way, Suite 315, Tallahassee, Florida 32399-7000; Telephone Number: (850)414-2000, SunCom 994-2000; Email address: crochethj@elderaffairs.org. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Jim Crochet, Department of Elder Affairs, Office of the General Counsel, 4040 Esplanade Way, Suite 315, Tallahassee, Florida 32399-7000; Telephone Number: (850)414-2000, SunCom 994-2000; Email address: crochethj@elderaffairs.org. INTERESTED PARTIES MAY OBTAIN A COPY OF THE WORKSHOP AGENDA, DRAFT RULE AMENDMENTS AND THE ASSESSMENT FORM INCORPORATED BY REFERENCE ON THE DEPARTMENT'S WEB SITE AT: <http://elderaffairs.state.fl.us> UNDER THE HEADING ENTITLED “DOEA RULEMAKING, ADULT FAMILY-CARE HOMES.”

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

58A-14.002 Definitions.

The following terms or phrases are defined in Section 429.65, F.S., and are applicable to this rule chapter: activities of daily living (ADLs), adult family-care home (AFCH), agency (AHCA), aging in place, appropriate placement, chemical restraint, department, disabled adult, frail elder, personal services or personal care, provider, relative, relief person, and resident. Additional definitions applicable to this rule chapter are as follows:

(1) through (19) No change.

(20) “Unattended” means the resident is not supervised, looked after or watched by the provider, relief person or staff.

Specific Authority 429.67, 429.73 FS. Law Implemented 429.65, 429.67, 429.71, 429.73 FS. History–New 5-14-86, Amended 2-2-95, Formerly 10A-14.002, Amended 9-19-96, 6-6-99, \_\_\_\_\_.

58A-14.0061 Admission and Appropriateness of Placement.

(1) No change.

(a) through (l) No change.

(2) HEALTH ASSESSMENT. Prior to admission to an AFCH, the individual must be examined by a health care provider using the ~~Resident Health Assessment, DOEA Form AFCH-1110, Resident Health Assessment, December 2007 August 2003~~, which is incorporated by reference, and available from the Department of Elder Affairs, 4040 Esplanade Way, Tallahassee, FL 32399-7000. The form may also be obtained from the department's Web site at (entire hyperlink). ~~Previous versions of this form completed up to 6 months after the effective date of this rule, January 1 2004 are acceptable.~~

(3) through (6) No change.

Specific Authority 429.73 FS. Law Implemented 429.65, 429.73, 429.85 FS. History--New 2-2-95, Formerly 10A-14.0061, Amended 9-19-96, 6-6-99, 1-1-04, \_\_\_\_\_.

58A-14.0062 Residency Agreement.

(1) No change.

(2) The residency agreement must include the following:

(a) through (e) No change.

(f) A statement regarding the level of supervision to be provided.

(3) No change.

Specific Authority 429.81 FS. Law Implemented 429.81, 429.85 FS. History--New 6-6-99, Amended \_\_\_\_\_.

58A-14.007 Standards and Practices for Care and Services.

The adult family-care home provider shall ensure the provision of the following in accordance with Part II of Chapter 429, F.S., this rule chapter, and the residency agreement:

(1) No change.

(2) SUPERVISION.

~~(a) The AFCH provider shall provide general supervision twenty-four (24) hours per day, except as provided in paragraph (a) of this subsection. General supervision means the provider or designee is which includes being aware of the resident's general whereabouts and well-being while the resident is both on and off the premises of the AFCH. The provider is responsible for determining the level of supervision necessary in order to ensure the resident's safety and security as well as to, and reminding the resident of any important tasks or activities, including appointments, as needed by the resident. The provider is responsible for determining and providing adequate supervision however, under circumstances shall a resident be left unattended for more than 2 hours.~~

(a) A resident may not be left unattended unless his or her health care provider submits written certification that the resident may be left unattended for a specified period of time, if applicable, without compromising the resident's health, safety, security or well-being.

(b) The health care provider's certification must be completed annually from the date of the original assessment referenced in subsection 58A-14.0061(2), F.A.C., or sooner, if

a significant change occurs pursuant to subsection (4) of this rule or there is a compelling reason why the resident should not be left unattended.

(c) The provider must be accessible by telephone or pager or other appropriate means so that the resident is able to communicate with the provider during the period that he or she is left unattended.

(3) INCIDENT REPORTING.

~~(b)~~ Any major incident and the action taken in response to that incident must be documented in the resident's record. A major incident includes:

~~(a)1-~~ An injury to a resident which requires assessment and treatment by a health care provider. The resident's record must include a description of the circumstances under which the injury occurred.

~~(b)2-~~ ~~Determining that A~~ resident is missing. Whenever a resident is determined to be missing, the provider, relief person, or staff-in-charge shall notify the local law enforcement agency within 1 hour. The resident's representative, next-of-kin, and case manager shall be notified within 4 hours or within a time frame previously agreed upon in writing between the provider and the resident's representative, next-of-kin, or case manager.

~~(c)3-~~ Any event, such as a fire, natural disaster, or other occurrence which results in the disruption of the AFCH's normal activities.

~~(d)4-~~ The death of a resident. The resident's representative, next-of-kin, and case manager must be notified immediately within 4 hours of death or within a time frame previously agreed upon in writing between the provider and the resident's representative, next-of-kin, or case manager.

~~(4)3-~~ HEALTH MONITORING. The AFCH provider shall be responsible for observing, recording and reporting any significant changes in the resident's normal appearance, behavior or state of health to the resident's health care provider and representative or case manager. Significant changes include a sudden or major shift in behavior or mood; a deterioration in health status, such as unplanned weight change, stroke, heart condition, a stage 2 pressure sore. Ordinary day-to-day fluctuations in functioning and behavior, short-term illness such as a cold, or the gradual deterioration in the ability to carry out the activities of daily living that accompanies the aging process are not considered significant changes. As part of health monitoring, residents shall be weighed on a monthly basis.

~~(5)4-~~ FOOD SERVICE.

(a) through (h) No change.

~~(6)5-~~ NURSING SERVICES. In order to permit the resident to age in place, any nursing service needed by the resident can be provided or arranged for by the provider, or the resident or the resident's representative may directly contract with a licensed home health agency or nurse to provide these services, provided that:

(a) through (b) No change.

~~(7)(6)~~ ADDITIONAL SERVICES. The adult family-care home provider shall also ensure the provision of the following:

(a) through (f) No change.

Specific Authority 429.73 FS. Law Implemented 429.73, 429.85 FS. History--New 5-14-86, Amended 2-2-95, Formerly 10A-14.007, Amended 9-19-96, 6-6-99,\_\_\_\_\_.

58A-14.0085 Records.

(1) RESIDENT RECORDS. The AFCH provider shall maintain a separate record for each resident on the premises and available for inspection by the agency.

(a) The record shall, ~~at a minimum,~~ contain:

1. through 13. No change.

14. The resident health care provider's certification pursuant to subsection 58A-14.007(2), F.A.C., if applicable.

(b) No change.

(2) through (3) No change.

Specific Authority 429.67, 429.73, 429.75, 429.81 FS. Law Implemented 429.67, 429.73, 429.75, 429.81, 429.85 FS. History--New 6-6-99, Amended 7-30-06,\_\_\_\_\_.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NO.:	RULE TITLE:
59G-4.310	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, September 2007. 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, September 2007, into rule.

This Notice of Rule Development replaces the Notice of Rule Development that was published in the Florida Administrative Weekly, Vol. 32, No. 40, on October 6, 2006. In that notice, we erroneously numbered the Rule 59G-4.300, F.A.C., which is already the rule number for State Mental Health Hospital Services.

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

SPECIFIC AUTHORITY: 409.919 FS.

LAW IMPLEMENTED: 409.905, 409.907, 409.908 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: Monday, November 26, 2007, 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 DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Michelle Comeaux, Medicaid Services, 2727 Mahan Drive, Mail Stop 20, Tallahassee, Florida 32308-5407, (850)921-8288, comeauxm@ahca.myflorida.com

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

59G-4.310 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, September 2007, 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 For Children's Services Council as a Contractor for Targeted Case Management for Children at Risk of Abuse and Neglect, AHCA Med-Serv Form 005, September 2007, 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, September 2007, in Appendix C, one page; Case Manager Certification, Targeted Case Management for Children at Risk of Abuse and Neglect, AHCA Med-Serv Form 007, September 2007, in Appendix D, one page; Child Certification, Targeted Case Management for Children at Risk of Abuse and Neglect, AHCA Med-Serv Form 008, September 2007, in Appendix E, one page.

Specific Authority 409.919 FS. Law Implemented 409.905, 409.907, 409.908 FS. History--New \_\_\_\_\_.



<b>DEPARTMENT OF ENVIRONMENTAL PROTECTION</b>		62-341.417	General Permit for Construction, Alteration or Maintenance of Boat Ramps and Associated Accessory Docks
Notices for the Department of Environmental Protection between December 28, 2001 and June 30, 2006, go to <a href="http://www.dep.state.fl.us/">http://www.dep.state.fl.us/</a> under the link or button titled "Official Notices."		62-341.427	General Permit for Certain Piers and Associated Structures
<b>DEPARTMENT OF ENVIRONMENTAL PROTECTION</b>		62-341.428	General Permit for Floating Vessel Platforms and Floating Boat Lifts
RULE NOS.:	RULE TITLES:	62-341.431	General Permit for Installation of Riprap
62-210.370	Emissions Computation and Reporting	62-341.437	General Permit for the Installation of Fences
62-210.900	Forms and Instructions	62-341.439	General Permit for the Construction or Maintenance of Culverted Driveway or Roadway Crossings, and Bridges of Artificial Waterways
PURPOSE AND EFFECT: The purpose of this rule development project is to update the Annual Operating Report form and instructions to (DEP Form No. 62-210.900(5)) include the emissions computation and reporting requirements of Rule 62-210.370, F.A.C., and to modify other air emissions reporting procedures on the form. The Division of Air Resource Management expects to have a draft copy of proposed form changes available by November 12, 2007.		62-341.443	General Permit to the Florida Department of Transportation, Counties and Municipalities for Minor Bridge Alteration, Replacement, Maintenance and Operation
SUBJECT AREA TO BE ADDRESSED: Annual report of air pollutant emissions from permitted facilities.		62-341.447	General Permit to the Florida Department of Transportation, Counties, and Municipalities for Minor Activities Within Existing Rights-of-Way or Easements
SPECIFIC AUTHORITY: 403.061 FS.		62-341.448	General Permit to Counties and Municipalities to Pave Existing County or Municipally Owned and Maintained Roads, Including the Repair and Replacement of Bridges That Are Part of the Roadway
LAW IMPLEMENTED: 403.031, 403.061 FS.		62-341.453	General Permit for Installation, Maintenance, Repair, and Removal of Underground Cable, Conduit, or Pipeline
A RULE DEVELOPMENT WORKSHOP WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:		62-341.455	General Permit for the Construction of Aerial Pipeline, Cable, and Conduit Crossings of Certain Waters
DATE AND TIME: Tuesday, November 20, 2007, 10:00 a.m.		62-341.457	General Permit for Subaqueous Utility Crossings of Artificial Waterways
PLACE: Department of Environmental Protection, Carr Building, Room 170, 3800 Commonwealth Blvd., Tallahassee, Florida		62-341.463	General Permit for the Construction and Operation of Culverts and Associated Water Control Structures in Mosquito Control Impoundments by Governmental Mosquito Control Agencies
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 Searce at (850)921-9551 or <a href="mailto:lynn.searce@dep.state.fl.us">lynn.searce@dep.state.fl.us</a> . 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: Ms. Yi Zhu at (850)921-9558 or <a href="mailto:Yi.Zhu@dep.state.fl.us">Yi.Zhu@dep.state.fl.us</a>			
THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS NOT AVAILABLE.			
<b>DEPARTMENT OF ENVIRONMENTAL PROTECTION</b>			
RULE NOS.:	RULE TITLES:		
62-341.021	Definitions		
62-341.201	Policy and Purpose		
62-341.215	General Conditions for All Noticed General Permits		

62-341.467	General Permit for Breaching Mosquito Control Impoundments by Governmental Mosquito Control Agencies	62-341.601	General Permit for Clam and Oyster Culture on Sovereignty Submerged Lands Aquaculture Leases (Repealed)
62-341.475	General Permit for Minor Activities	62-341.602	General Permit for Installation and Maintenance of Intake and Discharge Pipes Associated with Marine Bivalve Facilities
62-341.476	General Permit for Private Single-Family Residences Within Jupiter Farms, Palm Beach County	62-341.603	General Permit for Non-nursery Cultivation and Wild Collection of Aquatic Plants
62-341.483	General Permit to the Department and Water Management Districts to Conduct Minor Activities	62-341.610	General Permit to Perform Prospecting Activities for Phosphate Minerals
62-341.485	General Permit to the Department and Water Management Districts for Environmental Restoration or Enhancement	62-341.611	General Permit for Temporary Dragline Crossings of Waterways
62-341.486	General Permit to U.S. Army Corps of Engineers for Environmental Restoration or Enhancement Activities	62-341.612	General Permit for Low Water Crossings
62-341.487	General Permit to the Department and Water Management Districts to Change Operating Schedules for Water Control Structures	62-341.620	General Permit for the Construction and Maintenance of Electric Power Lines by Electric Utilities
62-341.490	Noticed General Permit for Dredging by the West Coast Inland Navigation District	62-341.621	General Permit for Relocation of Aerial Electric and Communication Lines Associated with Road Improvement Projects
62-341.491	Noticed General Permit for Raising the Height of Existing Earthen Embankments for Impoundments at Facilities for Mining Sand and Limestone	62-341.630	General Permit for Single Family Residential Lots Within the Indian Trail Water Control District
62-341.492	Noticed General Permit for Prospecting	62-341.900	Noticed General Permit Forms
62-341.494	Noticed General Permit for Maintenance of Public Navigation Channel and Canal Infrastructure by the West Coast Inland Navigation District within Lee County.	PURPOSE AND EFFECT: The chapter authorizes 36 categories of activities that can qualify for an environmental resource noticed general permit under Part IV of Chapter 373, F.S. Similar noticed general permits have been issued by the water management districts in Chapters 40B-400, 40C-400, 40D-400 and 40E-400, F.A.C. Chapter 62-341, F.A.C., was last amended by the Department to expand the availability of these general permits to Phase 1 of the new environmental resource permit program within the geographic territory of the Northwest Florida Water Management District (NFWFMD), in accordance with Section 373.4145(1)(a), F.S. Those amendments became effective on October 1, 2007.	
62-341.495	General Permit to the U.S. Forest Service for Minor Works within National Forests	In accordance with Section 373.4145(1)(b), F.S., the Department is commencing development of the Phase 2 environmental resource permit program within the geographic territory of the NFWFMD. The Phase 2 rules primarily will involve amendments to Chapter 62-346, F.A.C., to regulate the management and storage of surface waters, including isolated wetlands in that area. As part of that rulemaking, the Department may propose amendments to the existing noticed general permits in Chapter 62-341, F.A.C., and may propose new noticed general permits. Because this chapter has statewide applicability, the Department expects to have public workshops around the state if any amendments are proposed to this chapter.	
62-341.500	General Permit for Construction, Operation, Maintenance, Alteration, Abandonment or Removal of Minor Silvicultural Surface Water Management Systems		
62-341.600	General Permit for the Construction of Artificial Reefs		

SUBJECT AREA TO BE ADDRESSED: Chapter 62-341, F.A.C., may be amended to revise existing noticed general permits and add new noticed general permits that are issued by the Department under the environmental resource permit program in Part IV of Chapter 373, F.S.

SPECIFIC AUTHORITY: 373.026(7), 373.043, 373.044, 373.118, 373.406(5), 373.4145, 373.418, 380.06(9)(b), 403.061, 403.0877, 403.805, 403.813(2), 403.813(2)(t), 403.814(1), 403.815 FS.

LAW IMPLEMENTED: 120.54(5)(a), 120.60(2), 120.60(6), 161.041, 161.055, 250.002, 253.03, 253.04, 253.77, 258.42, 258.43, 373.026(7), 373.043, 373.044, 373.046, 373.109, 373.118, 373.129, 373.136, 373.403, 373.406(5), 373.409, 373.413, 373.414, 373.4141, 373.4145, 373.416, 373.418, 373.419, 373.421, 373.422, 373.423, 373.426, 373.427, 373.4275, 373.428, 373.429, 380.06(9)(b), 403.031, 403.061, 403.062, 403.803, 403.812, 403.813, 403.814, 403.815, 403.816, 403.927, 403.9328 FS.

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

DATE AND TIME: Monday, December 3, 2007, 9:00 a.m. (ET)

PLACE: Department of Environmental Protection, Rm. 609, Bob Martinez Bldg., 2600 Blair Stone Road, Tallahassee, FL

DATE AND TIME: Tuesday, December 4, 2007, 9:00 a.m. (CT)

PLACE: Pensacola Junior College, Hagler Auditorium, Lecture Hall, Bldg. 2, Rm. 252, 1000 College Blvd., Pensacola, FL

DATE AND TIME: Wednesday, December 5, 2007, 9:00 a.m. (CT)

PLACE: Gulf Coast Community College, Sarzin Lecture Hall, Language & Literature Building, 5230 W. Hwy. 98, Panama City, FL

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Mary VanTassel 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: Mary VanTassel, Florida Department of Environmental Protection, Office of Submerged Lands and Environmental Resources, 2600 Blair Stone Road, MS 2500, Tallahassee, Florida 32399-2400; telephone (850)245-8486; e-mail: Mary.VanTassel@dep.state.fl.us; or facsimile (850)245-8499. (OGC Tracking No. 07-1320)

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NOS.:	RULE TITLES:
62-346.010	Policy and Purpose
62-346.020	General Provisions
62-346.030	Definitions
62-346.040	Formal Determinations of the Landward Extent of Wetlands and Surface Waters
62-346.050	Permits Required
62-346.051	Exemptions from Permitting
62-346.055	No-notice General Permits
62-346.060	Conceptual Approval Permits
62-346.070	Procedures to Prepare Applications and Notices for Permits and to Request Verification of Qualification for an Exemption
62-346.071	Fees
62-346.080	Submittal of Applications and Notices for Permits and Petitions for Formal Determinations to Department and NFWFMD Offices
62-346.085	Rules and Documents Adopted by Reference
62-346.090	Processing of Notices and Applications
62-346.091	Documents Incorporated by Reference
62-346.095	Operation and Maintenance
62-346.100	Modification of Permits
62-346.110	Duration of Permits
62-346.120	Permit Extensions
62-346.130	Transfer of Ownership or Permit
62-346.140	Suspension and Revocation
62-346.301	Conditions for Issuance of Individual (Including Conceptual Approval) and Standard Stormwater Permits
62-346.302	Additional Conditions for Issuance of an Individual (Including Conceptual Approval) Permit
62-346.381	General and Special Limiting Conditions
62-346.451	Emergency Authorizations and Actions
62-346.900	Environmental Resource Permit Forms

PURPOSE AND EFFECT: Section 373.4145, F.S., requires the Department, in coordination with the Northwest Florida Water Management District (NFWFMD), to develop rules in a two-phase approach to implement the environmental resource permit (ERP) program under Part IV of Chapter 373, F.S., within the geographic limits of the Northwest Florida Water Management District (the "Panhandle"). In accordance with Section 373.4145(1)(a), F.S., the first phase of that rulemaking

(known as the "Phase 1 rules"), which became effective on October 1, 2007, is limited to regulating the construction, operation, alteration, maintenance, abandonment, and removal of stormwater management systems within the Panhandle. The purpose of this Notice is to announce that the Department, in coordination with the NFWFMD, is now ready to initiate rule development on Phase 2 of the ERP rules in the Panhandle in accordance with Section 373.4145(1)(b), F.S.

The Phase 2 rulemaking will involve amendments to Chapter 62-346, F.A.C., to add environmental criteria to the Phase 1 rules, including regulation of dredging and filling in, on, or over connected and isolated wetlands and other surface waters. In accordance with Section 373.4145(1)(b), F.S., these rules must improve the management and storage of surface waters with minimal impact on property interests, and in consideration of the rural nature, current development trends, and abundant natural resources within the NFWFMD relative to the permitting thresholds and requirements. Such rules also:

- (1) Must pursue streamlining of the federal and state wetland permitting programs pursuant to Sections 373.4143, F.S., and 373.4144, F.S.;
- (2) Implement other streamlining measures to the maximum extent possible, such as electronic permitting, field permitting, and informal wetland determinations;
- (3) Incorporate exemptions specified in Section 373.4145(3), F.S.; and
- (4) Incorporate provisions for activities that will continue to be governed under Chapters 62-25 and 62-312, F.A.C., in accordance with Section 373.4145(6) F.S.

This rulemaking will include amendments to Applicant's Handbook Volumes I and II, which are incorporated by reference in Chapter 62-346, F.A.C. Applicant's Handbook Volume I contains a discussion of the procedures and general criteria used in Chapter 62-346, F.A.C.; it will be amended to add new environmental criteria. Applicant's Handbook Volume II addresses the design and performance standards for stormwater management systems; it is expected to be amended to address issues that are identified during implementation of the Phase 1 rules. This rulemaking also may include amendments to the "Operating Agreement Concerning Regulation Under Part IV, Chapter 373, F.S., Between Northwest Florida Water Management District and Department of Environmental Protection" and concurrent amendments to Chapter 62-341, F.A.C., to add or amend certain noticed general permits.

In accordance with Section 373.4145(1)(b), F.S., the Phase 2 rules cannot go into effect any earlier than January 1, 2008. When the Phase 2 rules go into effect, the wetland resource permitting program under Chapter 62-312, F.A.C., that regulates dredging and filling in surface waters of the state will no longer be in effect, except for certain activities in accordance with Section 373.4145(6), F.S.

SUBJECT AREA TO BE ADDRESSED: Chapter 62-346, F.A.C., is to be amended to implement Phase 2 of the ERP program within the geographic territory of the Panhandle, in accordance with Section 373.4145(1)(b), F.S. This rulemaking also may include some amendments to the Phase 1 rules adopted under Section 373.4145(1)(a), F.S.

SPECIFIC AUTHORITY: 120.54(5)(a), 373.026, 373.026(7), 373.043, 373.044, 373.046, 373.113, 373.118, 373.413, 373.414, 373.415, 373.416, 373.418, 373.421, 373.421(2), 380.06, 380.06(9)(b), 403.0877, 403.805(1) FS.

LAW IMPLEMENTED: 120.54(5)(a), 120.569(2), 120.60(2), 120.60(6), 218.075, 373.019, 373.026, 373.026(7), 373.042, 373.0421, 373.043, 373.046, 373.109, 373.117, 373.118, 373.119, 373.403, 373.406, 373.406(5), 373.409, 373.413, 373.4132, 343.414, 373.4141, 373.4142, 373.4145, 373.416, 373.418, 373.419, 373.421, 373.4211, 373.422, 373.423, 373.426, 373.428, 373.429, 373.433, 373.436, 373.439, 380.06, 380.06(9)(b), 403.813(2), 403.805(1), 403.0877 FS.

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

DATE AND TIME: Monday, December 3, 2007, 9:00 a.m. (ET)

PLACE: Department of Environmental Protection, Rm. 609, Bob Martinez Bldg., 2600 Blair Stone Road, Tallahassee, FL

DATE AND TIME: Tuesday, December 4, 2007, 9:00 a.m. (CT)

PLACE: Pensacola Junior College, Hagler Auditorium, Lecture Hall, Bldg. 2, Rm. 252, 1000 College Blvd., Pensacola, FL

DATE AND TIME: Wednesday, December 5, 2007, 9:00 a.m. (CT)

PLACE: Gulf Coast Community College, Sarzin Lecture Hall, Language & Literature Building, 5230 W. Hwy. 98, Panama City, FL

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 hours before the workshop/meeting by contacting: Mary VanTassel 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: Mary VanTassel, Florida Department of Environmental Protection, Office of Submerged Lands and Environmental Resources, 2600 Blair Stone Road, MS 2500, Tallahassee, Florida 32399-2400; telephone (850)245-8486; e-mail: Mary.VanTassel@dep.state.fl.us; or facsimile (850)245-8499. (OGC Tracking No. 07-1321)

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

**FINANCIAL SERVICES COMMISSION**

**Office of Insurance Regulation**

RULE NO.: 690-167.004  
 RULE TITLE: Required Preinsurance Inspection of Private Passenger Motor Vehicles

PURPOSE AND EFFECT: To adopt amendments to the rule to reflect legislative changes and update forms.

SUBJECT AREA TO BE ADDRESSED: Preinsurance Inspection of Private Passenger Motor Vehicles.

SPECIFIC AUTHORITY: 624.308(1), 627.744(5) FS.

LAW IMPLEMENTED: 624.307(1), 627.744 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: November 20, 2007, 9:30 a.m.

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

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE DEVELOPMENT AND A COPY OF THE PRELIMINARY DRAFT IS: Brian Bogner, Office of Insurance Regulation, E-mail Brian.Bogner@fldfs.com

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

THE PRELIMINARY TEXT OF THE PROPOSED RULE DEVELOPMENT IS:

690-167.004 Required Preinsurance Inspection of Private Passenger Motor Vehicles.

(1) Private passenger motor vehicle insurers providing physical damage coverage, including collision or comprehensive coverage, shall comply with Section 627.744, F.S., regarding preinsurance inspection requirements. Certain preinsurance inspections are excluded as prescribed by Sections 627.744(2)(a)-(1)(h), F.S.

(a) through (3) No change.

(4) Suspension of insurance coverage applies only to the physical damage coverage and is defined as a discontinuance of physical damage coverage immediately following the thirtieth ~~seventh~~ calendar day if inspection has not been completed and until the physical damage coverage is reinstated by completion of the inspection. During the period of suspension there is no physical damage coverage.

(5) The applicant may be required to pay the cost of the inspection not to exceed \$5. The inspection shall be performed at no cost or charge to the applicant.

(6) through (9) No change.

(10) An insurer may defer an inspection for thirty (30) ~~seven (7)~~ calendar days following the effective date of coverage for a new policy or the actual notice to the insurer or its agent of additional or replacement vehicle(s) to an existing policy, if an inspection at the time of the request for coverage would create a serious inconvenience for the applicant. The insurance file shall contain information necessary to identify those circumstances resulting in serious inconvenience.

(11) through (18) No change.

(19) Forms OIR-B1-505, "Notice of Mandatory Pre-insurance Inspection Requirement" (07/00), ~~(7/94)~~ OIR-B1-506, "Notice of Suspended Insurance Coverage" (07/00), ~~(7/94)~~ OIR-B1-507, "Florida Motor Vehicle Preinsurance Inspection Form" (07/00), ~~(10/90)~~ and OIR-B1-508, "Acknowledgement of Preinsurance Inspection" (07/00), ~~(7/94)~~ are adopted and incorporated by reference ~~and shall become effective upon adoption of this rule.~~

(20) Form OIR-B1-505, Form OIR-B1-506, Form OIR-B1-507, and Form OIR-B1-508 may be obtained from:

(a) The Office's website located at <https://www.flor.com>;  
~~or~~

(b) by writing the Bureau of Property and Casualty Product Review Forms and Market Conduct Review, Division of Insurance Services, 200 E. Gaines Street, Tallahassee, Florida 32399-03300, (850)413-3146.

Specific Authority 624.308(1), 627.744(5) FS. Law Implemented 624.307(1), 627.744 FS. History—New 1-23-91, Formerly 4-28.006, Amended 4-28-92, Formerly 4-167.004, Amended \_\_\_\_\_.

**Section II  
 Proposed Rules**

**DEPARTMENT OF LEGAL AFFAIRS**

RULE NO.: 2-40.005  
 RULE TITLE: Rescheduling Specified Drug Products Containing Hydrocodone as Schedule III Substances

PURPOSE AND EFFECT: The Department proposes the repeal of this rule since the substance of the rule is included in Section 893.03(3), Florida Statutes.

SUMMARY: The rule is being repealed.

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

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

SPECIFIC AUTHORITY: 893.0355(2) FS.

LAW IMPLEMENTED: 893.0355 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: M. Catherine Lannon, Senior Assistant Attorney General, PL-01, The Capitol, Tallahassee, Florida 32399-1050

THE FULL TEXT OF THE PROPOSED RULE IS:

2-40.005 Rescheduling Specified Drug Products Containing Hydrocodone as Schedule III Substances.

Specific Authority 893.0355(2) FS. Law Implemented 893.0355 FS. History--New 11-19-00, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: M. Catherine Lannon, Senior Assistant Attorney General

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Simone Marsteller, Associate Deputy Attorney General and General Counsel

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 17, 2007

**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Plant Industry**

RULE NO.: RULE TITLE:

5B-58.001 Citrus Canker Eradication

PURPOSE AND EFFECT: These rules have been incorporated in Rule Chapter 5B-63, F.A.C., Citrus Health Response Program and are no longer necessary.

SUMMARY: Rule Chapter 5B-58, F.A.C., in its entirety is being repealed.

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

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

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 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: Connie Riherd, Assistant Director, Division of Plant Industry, P. O. Box 147100, Gainesville, FL 32614-7100

THE FULL TEXT OF THE PROPOSED RULE IS:

5B-58.001 Citrus Canker Eradication.

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 1-17-96, Amended 4-9-96, 5-14-97, 8-19-97, 11-19-97, 11-16-99, 7-17-00, 2-22-01, Repealed.

NAME OF PERSON ORIGINATING PROPOSED RULE: Connie Riherd, Assistant Director, Division of Plant Industry, P. O. Box 147100, Gainesville, FL 32614-7100

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Richard Gaskalla, Director, Division of Plant Industry, P. O. Box 147100, Gainesville, FL 32641-7100

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 15, 2007

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

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

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NO.: RULE TITLE:

40D-1.659 Forms and Instructions

PURPOSE AND EFFECT: The purpose of the proposed rulemaking is to adopt revised Water Use Permit application forms to require business entity applicants to identify the type of business entity and the name and title of the person signing the application on behalf of the business entity applicant, and to attach documentation of the business entity's authority to do business in the state of Florida. The effect will be to ensure that Water Use Permits are issued accurately to business entities authorized to do business in Florida.

SUMMARY: Business entities such as corporations, limited liability companies, trusts and partnerships are frequently applicants for District Water Use Permits. The District seeks to revise its Water Use Permit application forms to require business entity applicants to submit certain information concerning the legal status and name of the business entity. Similar amendments have been made to the District's other permitting application forms. Amendment of Rule 40D-1.659, F.A.C., will adopt the revised application forms by reference.

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

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

SPECIFIC AUTHORITY: 373.044, 373.113, 373.149, 373.171 FS.

LAW IMPLEMENTED: 373.116, 373.206, 373.207, 373.209, 373.216, 373.219, 373.229, 373.239, 373.306, 373.308, 373.309, 373.313, 373.323, 373.324, 373.339, 373.413, 373.414, 373.416, 373.419, 373.421 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: Martha A. Moore, Senior Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

THE FULL TEXT OF THE PROPOSED RULE IS:

40D-1.659 Forms and Instructions.

The following forms and instructions have been approved by the Governing Board and are incorporated by reference into this chapter. Copies of these forms may be obtained from the District.

**GROUND WATER**

(1) through (7) No change.

(8) GENERAL WATER USE PERMIT APPLICATION USE FOR QUANTITIES LESS THAN 100,000 GALLONS PER DAY

FORM NO. WUP-1 FORM 46.20-002+ (\_\_\_\_) ~~(42/98)~~

(9) GENERAL WATER USE PERMIT APPLICATION USE FOR QUANTITIES OF 100,000 TO 499,999 GALLONS PER DAY

FORM NO. WUP-2 FORM 46.20-003~~2~~ (\_\_\_\_) ~~(42/98)~~

(10) INDIVIDUAL WATER USE PERMIT APPLICATION USE FOR QUANTITIES OF 500,000 GALLONS PER DAY OR GREATER

FORM NO. WUP-3 FORM 46.20-004~~3~~ (\_\_\_\_) ~~(42/98)~~

(11) through (20) No change.

**SURFACE WATER**

Application for Permit – Used for Docks or Piers and Bulkheads

(1) through (14) No change.

Specific Authority 373.044, 373.113, 373.149, 373.171 FS. Law Implemented 373.116, 373.206, 373.207, 373.209, 373.216, 373.219, 373.229, 373.239, 373.306, 373.308, 373.309, 373.313, 373.323, 373.324, 373.339, 373.413, 373.414, 373.416, 373.419, 373.421 FS. History–New 12-31-74, Amended 10-24-76, Formerly 16J-0.40, 40D-1.901, 40D-1.1.901, Amended 12-22-94, 5-10-95, 10-19-95, 5-26-96, 7-23-96, 2-16-99, 7-12-99, 7-15-99, 12-2-99, 5-31-00, 9-3-00, 10-26-00, 6-26-01, 11-4-01, 6-12-02, 8-25-02, 2-26-03, 9-14-03, 9-30-04, 2-1-05, 6-5-05, 10-19-05, 2-6-07, 9-27-07,

NAME OF PERSON ORIGINATING PROPOSED RULE: Martha A. Moore, Senior Attorney, Office of General Counsel, 2379 Broad Street, Brooksville, FL 34604-6899, (352)796-7211, extension 4651

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Southwest Florida Water Management District Governing Board

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 25, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 26, 2007

**LAND AND WATER ADJUDICATORY COMMISSION**

**Myakka Ranch Community Development District**

RULE NOS.: RULE TITLES:

42KKK-1.001 Establishment

42KKK-1.002 Boundary

42KKK-1.003 Supervisors

PURPOSE AND EFFECT: The petition, as supplemented, filed by Resource Conservation of Sarasota, LLC, requests the Commission to establish a community development district located entirely within the unincorporated area of Sarasota County, Florida. The land area proposed to be served by the District comprises approximately 1,055 acres. The Petitioner either owns or has written consent to establish the District from the owners of 100% of the real property located within the proposed District. The development is planned for approximately 375 single family residential units. The District contemplates providing certain master infrastructure improvements within the boundaries to include stormwater management and wetlands mitigation maintenance services, roadways and potable water and sanitary sewer service to all of these residences.

SUMMARY: The petition, as supplemented, filed by Resource Conservation of Sarasota, LLC, requests the Commission to establish a community development district located entirely within the unincorporated area of Sarasota County, Florida. The land area proposed to be served by the District comprises approximately 1,055 acres. The Petitioner either owns or has written consent to establish the District from the owners of 100% of the real property located within the proposed District. The development is planned for approximately 375 single family residential units. The District contemplates providing certain master infrastructure improvements within the boundaries to include stormwater management and wetlands mitigation maintenance services, roadways and potable water and sanitary sewer service to all of these residences.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The statement of estimated regulatory costs (SERC) supports the petition, as supplemented, to establish the District. The complete text of the SERC is contained as Exhibit 4 to the petition, as supplemented. The requirements for a SERC are found in

Section 120.541(2), F.S. A SERC must contain (a) a good faith estimate of the number of individuals and entities likely to be required to comply with the rule, together with a description of the types of individuals likely to be affected by the rule; (b) a good faith estimate of the costs to the agency, and to any other state and local government entities, of implementing and enforcing the proposed rule, and any anticipated effect on state or local revenues; (c) a good faith estimate of the transactional costs likely to be incurred by individuals and entities, including local governmental entities, required to comply with the requirements of the rule; (d) an analysis of the impact on small businesses, small counties, and small cities; (e) any additional information that the agency determines may be useful; and (f) any good faith written proposal submitted under section (a) and either a statement adopting the alternative or a statement rejecting the alternative in favor of the proposed rule. Addressing section (a), the principal entities that are likely to be required to comply with the rule include the District, the State of Florida, and Sarasota County. Under section (b), FLWAC and the State of Florida will incur modest administrative costs. Sarasota County will incur modest costs resulting from the initial review and on-going costs resulting from the on-going administration of the District. There is a filing fee paid to Sarasota County to offset any costs it may incur. Adoption of the proposed rule to approve the formation of the District will not have an adverse impact on State and local revenues. Addressing section (c), the District may levy non-ad valorem special assessments on properties within its boundaries to finance infrastructure that the District funds and to defray the costs of operating and maintaining the infrastructure and associated community facilities. The District may issue notes, bonds, or other indebtedness to fund its improvement program. Prospective future land owners would be required to pay off such indebtedness over time in the form of non-ad valorem special assessments or other rates, fees or charges. The District may also impose an annual levy for the operation and maintenance of the District. Under Section (d), approval of the petition, as supplemented, to establish the District will have no impact or a positive impact on all small businesses. The petition, as supplemented, to establish the District will not have an impact on small counties as defined by Section 120.52, F.S., as Sarasota County is not defined as a small county. Under section (e), the analysis provided in the SERC was based on a straightforward application of economic theory. Input was received from the Petitioner's engineer and other professionals associated with the Petitioner.

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: 190.005 FS.

LAW IMPLEMENTED: 190.004, 190.005 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, November 27, 2007, 2:00 p.m.

PLACE: The Capitol, Room 2103, 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 two days before the workshop/meeting by contacting: Barbara Leighty, Florida Land and Water Adjudicatory Commission, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, Telephone (850)487-1884. 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: Barbara Leighty, Florida Land and Water Adjudicatory Commission, The Capitol, Room 1801, Tallahassee, Florida 32399-0001, Telephone (850)487-1884

THE FULL TEXT OF THE PROPOSED RULES IS:

MYAKKA RANCH COMMUNITY DEVELOPMENT DISTRICT

42KKK-1.001 Establishment.

The Myakka Ranch Community Development District is hereby established.

Specific Authority 190.005 FS. Law Implemented 190.004, 190.005 FS. History--New \_\_\_\_\_.

42KKK-1.002 Boundary.

The boundaries of the district are as follows:

A tract of land lying in Sections 17, 19 and 20, all in Township 36 South, Range 20 East and Section 24, Township 36 South, Range 19 East, all within Sarasota County, Florida lying north of the northerly right-of-way line of Fruitville Road (S.R. #780 – Section 17040-2504, a variable width public right-of-way) as recorded in Road Plat Book 2, Page 7 and a additional portion of which is recorded in Official Record Book 2897, Page 1119, Public Records of Sarasota County, Florida; said tract being more particularly described as follows:

BEGIN at the southwest corner of said Section 17, also being the northwest corner of said Section 20 and the northeast corner of said Section 19; thence N.00°18'22"E., along the west line of said Section 17, a distance of 5,423.41 feet to the northwest corner of said Section 17; thence S.88°01'33"E., along the north line of said Section 17, a distance of 5,265.90 feet to the northeast corner of the above mentioned Section 17; thence S.00°07'37"W., along the east line of said Section 17, a distance of 5,279.93 feet to the southeast corner of said Section 17, also being the northeast corner of the above mentioned Section 20; thence S.00°52'53"E., along the east line of said



Section 20, a distance of 2,303.50 feet to a point on the northerly right-of-way line of the above mentioned Fruitville Road; thence along said northerly right-of-way line for the following thirty-seven (37) calls: (1) thence N.64°32'55"W., a distance of 267.28 feet; (2) thence N.63°37'55"W., a distance of 500.00 feet; (3) thence N.63°31'03"W., a distance of 1,463.28 feet to the point of curvature of a non tangent curve to the left, of which the radius point lies S.18°42'40"W., a radial distance of 1,959.86 feet; (4) thence westerly along the arc of said curve, through a central angle of 09°06'41", an arc length of 311.66 feet to the point of tangency of said curve; (5) thence N.08°25'50"E., a distance of 13.00 feet to a point of curvature of a curve to the left having a radius of 90.00 feet and a central angle of 71°56'26"; (6) thence northwesterly along the arc of said curve a distance of 113.00 feet to the point of tangency of said curve; (7) thence N.63°30'36"W., a distance of 25.01 feet; (8) thence S.26°29'24"W., a distance of 80.00 feet; (9) thence S.63°30'36"E., a distance of 25.01 feet to a point of curvature of a curve to the right having a radius of 10.00 feet and a central angle of 71°56'26"; (10) thence southeasterly along the arc of said curve a distance of 12.56 feet to the point of tangency of said curve; (11) thence S.08°25'50"W., a distance of 13.00 feet to the point of curvature of a non tangent curve to the left, of which the radius point lies S.07°15'40"W., a radial distance of 1,959.86 feet; (12) thence westerly along the arc of said curve, through a central angle of 07°00'27", an arc length of 239.70 feet to the point of tangency of said curve; (13) thence N.89°44'48"W., a distance of 1,417.43 feet; (14) thence N.00°14'57"E., a distance of 34.12 feet; (15) thence N.12°56'49"E., a distance of 54.36 feet; (16) thence N.62°21'57"E., a distance of 31.19 feet; (17) thence N.27°38'03"W., a distance of 73.00 feet; (18) thence S.62°21'57"W., a distance of 187.00 feet; (19) thence S.67°52'39"W., a distance of 114.53 feet; (20) thence S.75°24'53"W., a distance of 149.15 feet; (21) thence S.86°14'57"W., a distance of 100.24 feet; (22) thence continue S.86°14'57"W., a distance of 137.83 feet; (23) thence N.89°10'25"W., a distance of 362.52 feet; (24) thence N.89°44'48"W., a distance of 279.08 feet; (25) thence N.89°41'05"W., a distance of 221.09 feet; (26) thence N.89°57'05"W., a distance of 500.00 feet; (27) thence S.89°47'52"W., a distance of 119.37 feet; (28) thence N.89°51'33"W., a distance of 181.14 feet; (29) thence S.88°16'06"W., a distance of 277.29 feet; (30) thence S.87°59'25"W., a distance of 423.14 feet; (31) thence S.88°20'02"W., a distance of 500.01 feet; (32) thence S.87°32'03"W., a distance of 251.21 feet; (33) thence S.88°06'56"W., a distance of 249.26 feet; (34) thence N.01°35'42"W., a distance of 19.35 feet; (35) thence S.89°05'01"W., a distance of 2,314.66 feet to the point of curvature of a non tangent curve to the right, of which the radius point lies N.00°50'36"W., a radial distance of 34,327.48 feet; (36) thence westerly along the arc of said curve, through a central angle of 01°16'45", an arc length of 766.38 feet to the

point of tangency of said curve; (37) thence N.89°33'50"W., a distance of 2,251.79 feet to a point on the west line of the Northeast 1/4 of the above mentioned Section 24; thence N.00°03'08"E., along said west line, a distance of 1,246.63 feet to a point on the north line of said Section 24; thence S.89°37'39"E., along said north line, a distance of 2,646.24 feet to the northeast corner of said Section 24, also being the northwest corner of the above mentioned Section 19; thence N.89°07'23"E., along the north line of said Section 19, a distance of 2,707.30 feet to the north 1/4 corner of said Section 19; thence N.89°09'09"E., continue along said north line of Section 19, a distance of 2,709.53 feet to the POINT OF BEGINNING, also being the northeast corner of said Section 19, the northwest corner of the above mentioned Section 20 and the southwest corner of the above mentioned Section 17. Containing 45,960,198 square feet or 1,055.10 acres, more or less.

Specific Authority 190.005 FS. Law Implemented 190.004 and 190.005 FS. History—New \_\_\_\_\_.

#### 42KKK-1.003 Supervisors.

The following five persons are designated as the initial members of the Board of Supervisors: James R. Schier, Dale E. Weidemiller, Priscilla G. Heim, Karen L. Byrnes, and Alan Anderson.

Specific Authority 190.005 FS. Law Implemented 190.004, 190.005 FS. History—New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Lisa Saliba

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Lisa Saliba

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 19, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: September 21, 2007

### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE NO.: 61-5.005  
RULE TITLE: License Renewal Fee Waivers

PURPOSE AND EFFECT: The purpose of the rule amendment is to update the rule language to omit prior renewal fee waivers and implement a renewal fee waiver for the following professions: Athlete Agents, Employee Leasing, Real Estate Appraisers, Architecture and Interior Design, Professional Engineers, and Barbering.

SUMMARY: The proposed rule amendment omits prior renewal fee waivers and implements a new renewal fee waiver for the following professions: Athlete Agents, Employee Leasing, Real Estate Appraisers, Architecture and Interior Design, Professional Engineers, and Barbering.

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

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

SPECIFIC AUTHORITY: 455.219 FS.

LAW IMPLEMENTED: 455.219 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: November 26, 2007, 10:00 a.m.

PLACE: Professions Board Room, DBPR, 1940 North Monroe 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: April Dawn M. Skilling, (850)488-0063. 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: April Dawn M. Skilling, Deputy General Counsel, DBPR, 1940 North Monroe Street, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

61-5.005 License Renewal Fee Waivers.

(1) Pursuant to Section 455.219(1), F.S., the Department of Business and Professional Regulation has determined, based on long-range estimates of the revenue required to implement all provisions of law relating to the regulation of professions, that certain professions have an excess of trust fund moneys required to cover the functions necessary to regulate those professions. ~~These professions, as outlined below, are therefore eligible to receive a waiver of license renewal fees for a period not to exceed two years. This is a one-time waiver and is available only in the two year period following the effective date of this rule.~~

(2) The full renewal fee is waived for licensees of professions named in this subsection renewing their license in the two year period following the effective date of the most recent amendment to this rule.

(a) Real estate brokers and sales associates, regulated pursuant to Part I of Chapter 475, F.S., ~~and~~ whose renewal fees are set in Rule 61J2-1.011, F.A.C. and whose biennial license renewal is scheduled to occur on March 31, 2008, pursuant to Rule 61-6.001, F.A.C.;

(b) Athlete agents regulated pursuant to Part IX of Chapter 468, F.S., and whose renewal fees are set forth in Rule 61-24.004, F.A.C.; Community association managers regulated pursuant to Part VIII of Chapter 468, F.S., and whose renewal fees are set in Rule 61-20.504, F.A.C.

(c) Employee leasing, regulated pursuant to Part XI of Chapter 468, F.S., and whose renewal fees are set in Rule 61G7-5.001, F.A.C.;

(d) Real estate appraisers, regulated pursuant to Part II of Chapter 475, F.S., and whose renewal fees are set in Rule 61J1-2.001, F.A.C.;

(e) Architecture and interior design, regulated pursuant to Part I of Chapter 481, F.S., and whose renewal fees are set in Rules 61G1-17.001, 61G1-17.002 and 61G1-17.003, F.A.C.;

(f) Professional engineers, regulated pursuant to Chapter 471, F.S., and whose renewal fees are set forth in Rule 61G15-24.001, F.A.C.; and

(g) Barbering, regulated pursuant to Chapter 476, F.S., and whose renewal fees are set forth in Rules 61G3-20.009, 61G3-20.010 and 61G3-20.011, F.A.C.

(3) For renewals covered by this rule, the separate five dollar unlicensed activity fee collected pursuant to Section 455.2281, F.S., must still be paid at the time of renewal by all licensees. Further, this rule does not waive any additional fees owed at the time of renewal, such as late renewal or penalty fees.

Specific Authority 455.219(1) FS. Law Implemented 455.219(1) FS. History—New 10-1-00, Amended 8-17-06,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: April Dawn M. Skilling, Deputy General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Holly Benson, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 23, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 31, 2007

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

RULE NO.: 61-6.001 RULE TITLE: Biennial Licensing

PURPOSE AND EFFECT: The purpose of the rule amendment is to update the rule language to add Professional Engineers and Barber Assistants to the schedule for biennial licensure renewal and delete unnecessary or outdated language.

SUMMARY: The proposed rule amendment adds Professional Engineers and Barber Assistants to the schedule for biennial licensure renewal and deletes unnecessary or outdated language set forth in subsections (4), (5), and (6).

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

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

SPECIFIC AUTHORITY: 455.203(5) FS.

LAW IMPLEMENTED: 455.203(1) 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: November 26, 2007, 10:00 a.m.

PLACE: Professions Board Room, DBPR, 1940 North Monroe 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: April Dawn M. Skilling, (850)488-0063. 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: April Dawn M. Skilling, Deputy General Counsel, DBPR, 1940 North Monroe Street, Tallahassee, Florida 32399

THE FULL TEXT OF THE PROPOSED RULE IS:

61-6.001 Biennial Licensing.

(1) Pursuant to Section 455.203(1), F.S. 2004, the Department hereby implements a plan for staggered biennial renewal of licenses issued by the Central Intake Unit, The Division of Service Operation and Licensure, the Department on behalf of the boards within the Department and the Department.

(2) The staggered biennial renewal issuance plan does not apply to the renewal of licenses which have a statutory period of one year or less and which do not mature into permanent licenses which would be subject to regular annual renewal.

(3) Biennial period shall mean a period of time consisting of two 12 month years. The first biennial period for the purposes of each board shall commence and continue on the dates specified in the department plan as set forth for each respective profession.

(4) The schedule for biennial license renewal for each respective profession shall be as follows:

	EVEN YEARS	ODD YEARS
Accountancy Firms		December 31
Accountants Group 3	December 31	
Accountants Group 2		December 31
Athlete Agents	May 31	
Architects/Architect Businesses		February 28
Asbestos Consultants/Contractors	November 30	
Asbestos Business		November 30
Auctioneers, Businesses & Apprentices		November 30
Barber Shops	November 30	
Barbers	July 31	
<u>Barber Assistants</u>	<u>July 31</u>	
Barbers CE Provider	May 31	
Building Code Administrators & Inspectors		November 30
Building Code CE Provider		May 31
Community Association Managers	September 30	
Community Association Managers CE Provider		May 31
Community Association Managers Pre-Licensure CE Provider	May 31	
Centralized Embalming Facilities	November 30	
Construction Industry Licensing Board (Certified)	August 31	
Construction Industry Licensing Board (Registered)		August 31
Construction Industry Licensing Board CE Provider		May 31
Construction Industry Licensing Board Specialty Structure	August 31	
Cosmetologists & Specialties		
Group I		October 31
Group II	October 31	
Cosmetology Salons	November 30	
Cosmetology CE Provider		May 31
Registered Cinerators	November 30	
Direct Disposers & Establishments		August 31
Electrical Contractors	August 31	
Electrical Contractors CE Provider		May 31

Employee Leasing Companies	April 30	
Funeral Home Establishments	November 30	
Funeral Directors & Embalmers		August 31
Geologists/Geology Businesses	July 31	
Interior Designers/Interior Design Businesses		February 28
Landscape Architects/Landscape Architecture Businesses		November 30
Landscape Architecture CE Provider		May 31
<u>Professional Engineers</u>		<u>February 28</u>
Real Estate Appraisers	November 30	
Real Estate Appraiser Instructors		September 30
Real Estate		
Real Estate – Group I	September 30	
Real Estate – Group II		March 31
Real Estate – Group III		September 30
Real Estate – Group IV	March 31	
Real Estate Schools		September 30
Refrigeration Facilities	November 30	
Removal Services	November 30	
Surveyors & Mappers		February 28
Surveying & Mapping Businesses		February 28
Surveying and Mapping CE Provider		May 31
Talent Agencies	May 31	
Veterinarians	May 31	

**EXTENSION OF BIENNIAL LICENSURE PERIODS**

~~When a current biennial licensure period for a profession is extended for a period longer than two years to conform to the above schedule of biennial periods, the biennial licensure fee for the profession shall be increased pro-rata to cover the additional extended period. The increased licensure fee shall be based on the biennial licensure fee established by the board. The amended licensure period and the pro-rated renewal fee shall be implemented for the purpose of restructuring the Department's renewal schedule.~~

~~(5) The biennial license renewal fees shall be established by rule by each board, or by the Department, whichever is appropriate.~~

~~(6) The renewal date for real estate appraisers will be extended from November 30, 2004 to April 15, 2005. Thereafter, renewals shall be due on November 30 of each even numbered year.~~

Specific Authority 455.203(5) FS. Law Implemented 455.203(1) FS. History—New 9-17-78, Amended 9-21-78, 8-20-80, 2-3-81, 4-8-81, 12-7-81, 6-14-82, 11-23-83, 12-2-83, 1-26-84, 7-9-84, Formerly 21-6.08, Amended 4-27-86, 4-21-87, 2-16-88, 11-28-90, 7-18-91, Formerly 21-6.008, Amended 4-3-95, 7-25-05,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: April Dawn M. Skilling, Deputy General Counsel, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Holly Benson, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 23, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 31, 2007

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Hotels and Restaurants**

RULE NO.: 61C-4.0161  
 RULE TITLE: Mobile Food Dispensing Vehicles and Theme Park Food Carts

PURPOSE AND EFFECT: The purpose and effect of this rule amendment is to correct references to rules of the Division of State Fire Marshal and update National Fire Protection Association standards incorporated by reference in the existing rule.

SUMMARY: These amendments update Division of State Fire Marshal rules cited and the National Fire Protection Association standard incorporated by reference in Chapter 61C-4, F.A.C.

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

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

SPECIFIC AUTHORITY: 509.032(2)(d), 509.032(6) FS.  
 LAW IMPLEMENTED: 509.032(2)(d), 509.032(3)(a), 509.211, 509.215, 509.221 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: Michelle Comingore, Operations Review Specialist, Department of Business and Professional Regulation, Division of Hotels and Restaurants, 1940 North Monroe Street, Tallahassee, FL 32399-1012; telephone: (850)488-1133

THE FULL TEXT OF THE PROPOSED RULE IS:

61C-4.0161 Mobile Food Dispensing Vehicles and Theme Park Food Carts.

(1) through (8) No change.

(9) Required extinguishers shall be installed and easily accessible on each cart, and shall be located as remotely as possible from the fuel supply or power source of the cart, in accordance with Chapter ~~69A-3 4A-43~~, F.A.C.

(10) Installation of liquefied petroleum gas appliances, equipment, apparatus or containers on theme park food carts is to be performed in accordance with the provisions of National Fire Protection Association, Standard #58, "Liquefied Petroleum ~~Gas Code Gases Handbook~~," ~~2004 1995~~ Edition, ~~and Chapters 4A-3 and 5F-11~~, F.A.C., herein adopted by reference. The following requirements must also be met:

(a) Gas appliances shall be installed in accordance with manufacturer's specifications.

(b) The gas supply shall be shut off at the tank when equipment is not in use.

(c) No unit utilizing LP gas shall park in a building during the operation of its vending business.

Specific Authority 509.032(2)(d), (6) FS. Law Implemented 509.032(2)(d), (3)(a), 509.211, 509.215, 509.221 FS. History--New 2-21-91, Formerly 10D-13.0291, 7C-4.0161, Amended 3-31-94, 9-25-96, 5-11-98, 7-2-98.

NAME OF PERSON ORIGINATING PROPOSED RULE: Bill L. Veach, Director, Division of Hotels and Restaurants, Department of Business and Professional Regulation

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Holly Benson, Secretary, Department of Business and Professional Regulation

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 17, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 3, 2007

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Division of Pari-Mutuel Wagering**

RULE NO.: RULE TITLE:

61D-7.020 Pari-Mutuels

PURPOSE AND EFFECT: The purpose and effect of the proposed rule will be to amend the Division's rule regarding foreign wagers.

SUMMARY: The rule addresses the conversion to United States Dollars of foreign wagers that are commingled with Florida on-track pari-mutuel pools.

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

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

SPECIFIC AUTHORITY: 550.0251(3), (7), 550.105(2)(b), 550.155(1), 550.3551(10), 550.495(4), 550.6305(5) FS.

LAW IMPLEMENTED: 550.0251, 550.0425, 550.105, 550.155, 550.495, 550.70 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: November 28, 2007, 10:00 a.m. – 12:00 noon

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

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Mary Polombo at (850)413-0750. 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: Mary Polombo, Clerk, Division of Pari-Mutuel Wagering, 1940 North Monroe Street, Tallahassee, Florida 32399-1035

THE FULL TEXT OF THE PROPOSED RULE IS:

61D-7.020 Pari-Mutuels.

(1) ~~Win, Place and Show~~ ~~Pari-mutuel~~ wagers may not be sold in ~~not~~ less than \$1 denominations, and may be sold only in \$1 increments, ~~except when a guest track in Florida commingles into the pools of an out-of-state host and the out-of-state host offers a lower incremental minimum. A minimum base bet of at least 10 U.S. dollars (ten cents), and any increment greater, may be sold by a Florida permitholder or commingled into a Florida host permitholder's pools by an out-of-state guest for exotic wagers only.~~

(a) Foreign guests' pools may be commingled into a Florida host permitholder's pools utilizing a currency conversion formula that may result in fractional monetary amounts, provided that the Florida host's established minimum individual bet unit values shall be followed by such guests.

(b) Wagers from foreign sites commingling with the on-track pari-mutuel pool shall be converted to U.S. currency by the guest track, using the exchange rate as of 12:00 P.M. the prior day as established by the Federal Reserve Bank of New York, for the current day's races or games.

(2) through (19) No change.

Specific Authority 550.0251(3), (7), 550.105(2)(b), 550.155(1), 550.3551(10), 550.495(4), 550.6305(5) FS. Law Implemented 550.0251, 550.0425, 550.105, 550.155, 550.495, 550.70 FS. History—New 10-20-96, Amended 12-15-97, 2-24-03, 9-19-04, \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: David J. Roberts, Director, Division of Pari-Mutuel Wagering  
 NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Holly Benson, Secretary, Department of Business and Professional Regulation  
 DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 17, 2007  
 DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: January 5, 2007

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

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NO.: 62-296.341  
 RULE TITLE: Regional Haze – Reasonable Progress Control Technology

PURPOSE AND EFFECT: The proposed rule involves amendments to Rule Chapter 62-296, F.A.C., to implement the reasonable progress portion of the U.S. Environmental Protection Agency’s (EPA’s) regional haze regulations. Pursuant to these regulations, the department is required to ensure that certain sources of visibility-impairing pollutants in Florida limit their emissions such that reasonable progress is made toward the goal of achieving natural visibility conditions in federal Class I areas. New Rule 62-296.341, F.A.C., is created to set forth procedural requirements by which reasonable progress determinations will be made for affected sources.

SUMMARY: The proposed new rule section addresses air permitting and control technology requirements for sources subject to the reasonable progress portion of EPA’s regional haze regulations.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: A Statement of Estimated Regulatory Costs (SERC) has been requested and is being 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: 403.061 FS.  
 LAW IMPLEMENTED: 403.031, 403.061, 403.087 FS.  
 A HEARING WILL BE HELD AT THE DATE, TIME AND PLACE SHOWN BELOW:

DATE AND TIME: Tuesday, December 4, 2007, 9:00 a.m., before the Environmental Regulation Commission (ERC). Any proposed amendment or other comments or objections should be presented in accordance with paragraph 62-110.103(2)(b), F.A.C.

PLACE: Florida Department of Environmental Protection, Douglas Building, Conference Room A, 3900 Commonwealth Boulevard, 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: Ms. Lynn Searce 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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Mr. Tom Rogers at (850)921-9554 or [tom.rogers@dep.state.fl.us](mailto:tom.rogers@dep.state.fl.us)

THE FULL TEXT OF THE PROPOSED RULE IS:

62-296.341 Regional Haze – Reasonable Progress Control Technology.

(1) Applicability. This rule applies to all emissions units that:

(a) Commenced construction or reconstruction, or submitted a complete application for an air construction permit for initial construction or reconstruction, prior to August 30, 1999;

(b) Emitted 250 tons per year or more of sulfur dioxide in calendar year 2002 as determined by the annual operating report submitted pursuant to Rule 62-210.370, F.A.C.; and

(c) Have a significant baseline contribution to regional haze in any Class I area within 300 kilometers of the unit.

(2) Definitions. For the purposes of this rule:

(a) “Class I area” shall mean any mandatory Class I federal area where visibility is an important value, as set forth at 40 CFR Part 81, Subpart D, adopted and incorporated by reference at Rule 62-204.800, F.A.C.

(b) “Reasonable Progress Control Technology (RPCT)” shall mean an emission limitation based on the degree of reduction achievable through application of a system of continuous emission reduction for sulfur dioxide taking into consideration the technology available and the criteria of 40 CFR 51.308(d)(1)(i)(A), adopted and incorporated by reference at Rule 62-204.800, F.A.C.

(c) “Significant Baseline Contribution to Regional Haze” shall mean, for a given emissions unit, that the unit’s contribution to regional haze in a Class I area is equal to or greater than a visibility contribution value of 50, where the

visibility contribution value is determined by dividing the unit's year-2002 emissions of sulfur dioxide, in tons, by the unit's distance from the Class I area, in kilometers.

1. A unit's year-2002 sulfur dioxide emissions shall be determined, as follows, by the annual operating report(s) submitted pursuant to Rule 62-210.370, F.A.C.:

a. For an electric utility unit: the unit's sulfur dioxide emissions for calendar year 2002 multiplied by the ratio of the unit's average annual heat input over the 5-year period 2000-2004, divided by the unit's heat input for calendar year 2002;

b. For any other unit: the unit's sulfur dioxide emissions for calendar year 2002.

2. A unit's distance from a given Class I area shall be determined by calculating the distance from the unit's emission point to the Class I area's reference point (latitude/longitude) as set forth below for all Class I areas in Florida or within 300 kilometers of the state:

a. Everglades National Park: 25.3910 degrees North, 80.6806 degrees West.

b. Chassahowitzka National Wilderness Area: 28.7484 degrees North, 82.5549 degrees West.

c. Saint Marks National Wilderness Area: 30.0926 degrees North, 84.1614 degrees West.

d. Okefenokee and Wolf Island National Wilderness Areas: 30.7405 degrees North, 82.1283 degrees West.

e. Breton National Wilderness Area: 29.1189 degrees North, 89.2066 degrees West.

(3) RPCT Required.

(a) The Department shall establish RPCT in an air construction permit issued in accordance with the subsection 62-296.341(4), F.A.C.

(b) The owner or operator of one more emissions units subject to this rule must obtain an air construction permit from the Department that establishes RPCT for each such emissions unit and install, operate, and maintain RPCT as set forth in such permit.

(c) After December 31, 2017, no emissions unit subject to this rule shall operate except in compliance with a permit that includes RPCT.

(4) Air Construction Permit Provisions.

(a) The owner or operator of one or more emissions units subject to this rule shall submit an application for air construction permit to the Department not later than January 31, 2012, containing an evaluation of RPCT and proposed RPCT determination for each emissions unit subject to this rule. In such application, the owner or operator shall identify the technology available and apply the criteria of 40 CFR 51.308(d)(1)(i)(A), adopted and incorporated by reference at Rule 62-204.800, F.A.C., in evaluating RPCT.

1. In identifying the technology available, the owner or operator shall use Steps 1-3 of Section IV.D of 40 CFR Part 51, Appendix Y, Guidelines for BART Determinations Under the Regional Haze Rule, adopted and incorporated by reference at Rule 62-204.800, F.A.C.

2. In evaluating RPCT according to the criteria of 40 CFR 51.308(d)(1)(i)(A), the owner or operator shall use Step 4 of Section IV.D of 40 CFR Part 51, Appendix Y, and, for "time necessary for compliance," use the compliance deadline of December 31, 2017.

3. In proposing RPCT, the owner or operator shall use Section IV.E of 40 CFR Part 51, Appendix Y, except that analysis of modeled visibility impacts of the emissions unit is not required.

(b) The Department shall issue an air construction permit that establishes RPCT for each emissions unit addressed in an application submitted pursuant to paragraph 62-296.341(4)(a), F.A.C. In establishing RPCT, the Department shall apply the criteria of 40 CFR 51.308(d)(1)(i)(A), taking into consideration the applicant's RPCT evaluation and proposed RPCT determination for each affected emissions unit.

1. If, by October 1, 2012, the owner or operator fails to make a permit application, submitted in accordance with paragraph 62-296.341(4)(a), F.A.C., complete, the Department shall issue an air construction permit that establishes RPCT based on the criteria of 40 CFR 51.308(d)(1)(i)(A), taking into consideration all information available.

2. The Department shall state the basis for its RPCT determination(s) in a technical evaluation document supporting its intent to issue.

3. The permit shall require the owner or operator of the affected emissions units to comply with RPCT as expeditiously as practicable, but not later than December 31, 2017.

4. The permit shall require an operation and maintenance plan for any control equipment required by the Department's RPCT determination.

(c) Before taking final agency action on an air construction permit application to establish RPCT, the Department shall comply with all applicable provisions of Rule 62-110.106, F.A.C., and, in its intent to issue, provide an opportunity for public comment which shall include at a minimum the following:

1. Pursuant to Chapter 119, Florida Statutes, a complete file available for public inspection at its Tallahassee offices which includes the information submitted by the owner or operator, exclusive of confidential records under Section 403.111, Florida Statutes, and the Department's technical evaluation and proposed air construction permit;

2. A 30-day period for submittal of public comments; and

3. A notice, by advertisement in a newspaper of general circulation in the county affected, specifying the nature and location of the affected unit and the location of the information specified in subparagraph 62-296.341(4)(c)1., F.A.C., and

notifying the public of the opportunity for submitting comments. The notice shall be prepared by the Department and published by the applicant in accordance with all applicable provisions of Rule 62-110.106, F.A.C., except that the applicant shall cause the notice to be published no later than thirty (30) days prior to final agency action.

(5) Exemptions. An affected emissions unit shall be exempt from the requirement for an RPCT determination if:

(a) It is not subject to the CAIR Program and it has received a best available retrofit technology (BART) determination for sulfur dioxide pursuant to subsection 62-296.340(3), F.A.C.; or

(b) It is subject to the CAIR Program and it has received a BART-equivalent emission limitation for sulfur dioxide pursuant to subsection 62-296.340(4), F.A.C.

Specific Authority 403.061, 403.087 FS. Law Implemented 403.031, 403.061, 403.087 FS. History—New \_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Mr. Joseph Kahn, Director, Division of Air Resource Management

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Ms. Mimi Drew, Deputy Secretary  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: October 11, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 25, 2007

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

RULE NO.: 62-620.100  
RULE TITLE: Scope/Applicability/References

PURPOSE, EFFECT AND SUMMARY: The proposed amendments revise existing Department rules that adopt by reference United States Environmental Protection Agency's (EPA) requirements for cooling water intake structures at existing large steam electric power plants. The Department is amending its rule to reflect EPA's suspension of majority of its rule on the subject.

SPECIFIC AUTHORITY: 403.061, 403.087, 403.0885 FS.  
LAW IMPLEMENTED: 403.061, 403.087, 403.088, 403.0885 FS.

THIS RULEMAKING IS UNDERTAKEN PURSUANT TO SECTION 403.8055, F.S. WRITTEN COMMENTS MAY BE SUBMITTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE TO: Marc Harris, 2600 Blair Stone Road, MS 3545, Tallahassee, FL 32399-2400

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

THE FULL TEXT OF THE PROPOSED RULE IS:

62-620.100 Scope/Applicability/References.

(1) through (2) No change.

(3) References. The Department adopts and incorporates by reference the following sections of Title 40 of the Code of Federal Regulations (CFR) revised as of July 1, 2007~~6~~, and the Department Guide to Permitting Wastewater Facilities or Activities Under Chapter 62-620, F.A.C., dated 7-10-06. Copies of these documents may be obtained by writing the Department of Environmental Protection, Bureau of Water Facilities Regulation, 2600 Blair Stone Road, MS 3535, Tallahassee, Florida 32399-2400.

(a) through (y) No change.

(z) 40 CFR ~~125.90(b) part 125-subpart J~~, containing requirements applicable to cooling water intake structures for phase II existing facilities under section 316(b) of the Clean Water Act, amended July 9, 2007, at 72 FR 37107.

~~(aa) 40 CFR part 122.21(r), containing application requirements for facilities with cooling water intake structures. (4) No change.~~

Specific Authority 403.061, 403.087, 403.0885 FS. Law Implemented 403.061, 403.087, 403.088, 403.0885 FS. History—New 11-29-94, Amended 12-24-96, 3-2-00, 10-22-00, 10-23-00, 6-1-01, 8-25-03, 12-8-03, 12-23-04, 2-7-06, 3-13-06, 6-19-06, 7-10-06, 10-16-07, \_\_\_\_\_.

**DEPARTMENT OF HEALTH**

**Board of Acupuncture**

RULE NO.: 64B1-4.001  
RULE TITLE: Acupuncture Program Requirements

PURPOSE AND EFFECT: The Board proposes the rule amendment to update and clarify licensure requirements.

SUMMARY: The rule amendment will update and clarify licensure requirements.

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

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

SPECIFIC AUTHORITY: 457.102, 457.104, 457.105 FS.

LAW IMPLEMENTED: 456.033, 457.102, 457.105 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: Pamela King, Executive Director, Board of Acupuncture/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

THE FULL TEXT OF THE PROPOSED RULE IS:



64B1-4.001 Acupuncture Program Requirements.

In order to be certified to take the licensure examination or to be eligible for licensure by endorsement, the applicant must establish that he/she has met the following minimal requirements.

(1) For students enrolled in a program prior to August 1, 1997, applicants under this section must have completed at least 900 hours of supervised instruction in traditional oriental acupuncture and at least 600 hours of supervised clinical experience as well as 20 hours of supervised instruction in Florida Statutes and Rules, including Chapters 456 and 457, F.S., and this rule chapter, which can be obtained through an approved continuing education program on in a program offered at an ACAOM accredited oriental medicine school. All applicants under this provision must have started classes no later than February 1, 1998.

~~(2) Applicants who apply for licensure on or after August 1, 2001 must have completed a core curriculum comparable to that of the Accreditation Commission for Acupuncture and Oriental Medicine (ACAOM) master's level program in oriental medicine with a minimum of 2700 hours of supervised instruction:~~

~~(a) 15 hours of supervised instruction in universal precautions; and~~

~~(b) 20 hours of supervised instruction in Florida Statutes and Rules, including Chapters 456 and 457, F.S., and this rule chapter.~~

~~(2)(3) All other aApplicants who apply for licensure on or after October 1, 2003 must have graduated from an Accreditation Commission for Acupuncture and Oriental Medicine (ACAOM) institution candidate or accredited 4-year master's level program or foreign equivalent in oriental medicine with a minimum of 2700 hours of supervised instruction and must have successfully completed:~~

~~(a) 15 hours of supervised instruction in universal precautions; and~~

~~(b) 20 hours of supervised instruction in Florida Statutes and Rules, including Chapters 456 and 457, F.S., and this rule chapter which may be obtained through an approved continuing education program or in a program offered at an ACAOM accredited oriental medicine school; and For purposes of the Florida Statutes and Rules and HIV/AIDS requirements imposed by this chapter for initial licensure, the term "supervised instruction" shall mean instruction in a Board approved continuing education program or in a program offered at an ACAOM accredited oriental medicine school.~~

~~(c)(4) For applicants who enroll on or after July 31, 2001, applicants must have completed an 8 eight hour program that incorporates the safe and beneficial use of laboratory test and imaging findings in the practice of acupuncture and oriental medicine.~~

Specific Authority 457.102, 457.104, 457.105 FS. Law Implemented 456.033, 457.102, 457.105 FS. History—New 8-30-84, Formerly 21AA-4.01, Amended 7-20-88, 4-30-89, 9-19-89, 3-18-92, Formerly 21AA-4.001, 61F1-4.001, Amended 3-24-96, Formerly 59M-4.001, Amended 12-31-97, 11-1-99, 6-21-00, 4-3-01, 5-24-04, 10-11-04, 10-24-04, 5-30-07.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Acupuncture

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

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 14, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 10, 2007

**DEPARTMENT OF HEALTH**

**Board of Acupuncture**

RULE NO.: RULE TITLE:

64B1-7.0015 Continuing Education Requirement

PURPOSE AND EFFECT: The Board proposes the rule amendment to clarify continuing education requirements.

SUMMARY: The rule amendment will clarify continuing education requirements.

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

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

SPECIFIC AUTHORITY: 456.013, 457.104, 457.107, 457.108, 457.1085 FS.

LAW IMPLEMENTED: 456.013, 456.033, 457.107, 457.108, 457.1085, 457.109 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: Pamela King, Executive Director, Board of Acupuncture/MQA, 4052 Bald Cypress Way, Bin #C05, Tallahassee, Florida 32399-3255

THE FULL TEXT OF THE PROPOSED RULE IS:

64B1-7.0015 Continuing Education Requirement.

(1) As a condition of the biennial renewal of a license, each licensee shall complete a minimum of 20 credit hours per biennium of continuing education that meets the requirements of Chapter 457, F.S. Effective March 1, 2002, as a condition of the biennial renewal of a license, each licensee shall complete a minimum of 30 credit hours per biennium of continuing education that meets the requirements of Section 457.107, F.S. Pursuant to Section 456.033(2), F.S., each licensee shall submit confirmation of having completed a 3-hour HIV/AIDS course

when submitting fees for the initial biennial renewal. Each biennium, the licensee shall complete a program awarding at least 5 hours of continuing education credit in Biomedical Clinical Competencies Programs as set forth in Rule 64B1-6.005, F.A.C. concerning the use of laboratory test findings. ~~Each biennium, the licensee shall complete a program awarding at least 3 hours of continuing education credit concerning the use of imaging findings.~~ Each biennium, the licensee shall complete a program on Chapters 456 and 457, F.S., and Rule Chapter 64B1, F.A.C., consisting of at least 2 hours of study.

(2) through (6) No change.

~~(7) Other provisions of a rule of the Board notwithstanding, effective for the biennium beginning March 1, 2004, and ending February 28, 2006, all non-statutory continuing education licensure renewal requirements imposed by Board rule are suspended. No continuing education credits will be required for renewal of licensure at the February 28, 2006 renewal date except for the medical errors and HIV/palliative care requirements imposed by Sections 456.013(7) and 456.033, F.S., respectively.~~

Specific Authority 456.013, 457.104, 457.107, 457.108, 457.1085 FS. Law Implemented 456.013, 456.033, 457.107, 457.108, 457.1085, 457.109 FS. History–New 3-18-97, Formerly 59M-7.0015, Amended 4-25-00, 4-3-01, 11-24-02, 5-18-04, 5-30-07,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Acupuncture  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Acupuncture  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 14, 2007  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: August 10, 2007

**DEPARTMENT OF HEALTH  
Board of Dentistry**

RULE NO.: 64B5-13.0046      RULE TITLE: Citation Authority  
PURPOSE AND EFFECT: The Board proposes the rule amendment to add as a citation offense failure to pay the one-time fee by February 28, 2008.  
SUMMARY: The rule amendment will add as a citation offense failure to pay the one-time fee by February 28, 2008.  
SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: No Statement of Estimated Regulatory Cost was prepared.  
Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.  
SPECIFIC AUTHORITY: 456.077, 466.004(4) FS.  
LAW IMPLEMENTED: 456.072(3)(a), 456.077 FS.

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

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

THE FULL TEXT OF THE PROPOSED RULE IS:

64B5-13.0046 Citation Authority.

(1) through (10) No change.

(11) Violations of Rule 64B5-15.030, F.A.C., through a violation of 466.028(1)(ii), Florida Statutes, for failing to pay the one-time fee by no later than February 28, 2008, will result in a \$1,000 fine.

(11) through (15) renumbered (12) through (16) No change

Specific Authority 456.077, 466.004(4) FS. Law Implemented 456.072(3)(a), 456.077 FS. History–New 12-24-91, Formerly 21G-13.0046, Amended 11-22-93, Formerly 61F5-13.0046, 59Q-13.0046, Amended 7-19-01, 10-9-96,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Board of Dentistry  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Board of Dentistry  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 14, 2007  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 5, 2007

**FISH AND WILDLIFE CONSERVATION  
COMMISSION**

RULE NOS.:                      RULE TITLES:  
68-1.001                      Adoption of Uniform Rules of Procedure; Subject Matter Index; Official Reporter  
68-1.008                      Due Process Procedures  
68-1.009                      Delegations of Authority to the Executive Director

PURPOSE AND EFFECT: The purpose of this proposed rule amendment and these proposed new rules is to publish the Commission’s existing Due Process Procedures into rule and incorporate by reference into rule the Commission’s existing Delegations of Authority, delegating authority from the Commission to the Executive Director. Inclusion of the Due Process Procedures in rule is taken in response to Section (1) of Chapter 2007-223, Laws of Florida. The effect of this rulemaking should be to make operations of the Commission even more transparent and promote public understanding of those operations.

SUMMARY: Rule 68-1.001, F.A.C., is amended to delete subsection (2), which incorporated the Commission's Due Process Procedures into rule by reference. Proposed new Rule 68-1.008 contains the Due Process Procedures followed by the Fish and Wildlife Conservation Commission. Proposed new Rule 68-1.009 incorporates by reference the Commission's existing delegations of authority to its Executive Director.

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

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

SPECIFIC AUTHORITY: Article IV, Section 9, Florida Constitution.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution.

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

DATES AND TIME: During the Commission's regular meeting, December 5-6, 2007, 8:30 a.m. – 5:00 p.m. each day

PLACE: Key Largo Bay Marriott Beach Resort, 103800 Overseas Highway, Key Largo, Florida 33037

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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: James V. Antista, General Counsel, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE FULL TEXT OF THE PROPOSED RULES IS:

68-1.001 Adoption of Uniform Rules of Procedure; ~~Due Process Procedures~~; Subject Matter Index; Official Reporter.

(1) The Uniform Rules of Procedure, Chapter 28, F.A.C., shall be the procedural rules of the Fish and Wildlife Conservation Commission.

~~(2) The due process procedures adopted by the Commission on July 7, 1999, are incorporated herein by reference.~~

~~(2)(3)~~ The Commission designates Florida Administrative Law Reports (FALR) as its official reporter for purposes of publishing and indexing by subject matter all Commission orders rendered pursuant to exercise of authority granted to the Commission by state statute.

Specific Authority Article IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla.Const., 20.331(9)(~~8~~) FS. History–New 7-19-06, Amended \_\_\_\_\_.

68-1.008 Due Process Procedures.

(1) Summary of Due Process Procedures: The due process procedures adopted by the Fish and Wildlife Conservation Commission (FWC) are designed to satisfy Article IV, Section 9, Florida Constitution, and to address the recommendations in Section 20.331(6)(a),(b) and (c), F.S. (1999). The procedures adopted by the FWC are adequate within the meaning of the constitution because the procedures fully comply with the applicable procedural and substantive due process provisions of Chapter 120, F.S., and its companion provisions, the Uniform Rules of Procedure. As to rules promulgated under the FWC's constitutional authority, there are adequate judicial remedies to adjudicate such rules and provide due process of law. With respect to FWC proposed rules to list or delist species as endangered, threatened or of special concern, the FWC has adopted an additional procedure, not required by law, which assures that any party shall receive a special hearing, known as a "draw-out," before an Administrative Law Judge as to the phase one part of the listing process, and that such special "draw-out" hearing shall suspend the rule. FWC rulemaking authority over endangered marine species, such as manatees and sea turtles, is derived from the legislature and adjudication of proposed rules on these species is subject to Administrative Procedures Act (APA).

(2) Background: Article IV, Section 9, Florida Constitution, as amended by Constitution Revision Commission Revision 5, as adopted in 1998, created the Fish and Wildlife Conservation Commission (FWC) to exercise the state's regulatory and executive authority with respect to wild animal life and freshwater aquatic life and to exercise executive and regulatory authority with respect to marine life. The issue of due process is specifically addressed in Revision 5 which states that the Commission shall establish procedures to ensure adequate due process in the exercise of its regulatory and executive functions. Due process is also addressed in the "merger bill" which implements Revision 5. See, Chapter 99-245, Laws of Florida, now codified in pertinent part as Section 20.331, Florida Statutes. While this law does not mandate that any particular due process procedure must be followed by FWC, it provides several recommendations in Section 20.331(6)(a)-(c), F.S. First, it states that FWC shall implement a system of adequate due process procedures to be accorded to any party, as defined in Section 120.52, F.S., whose substantial interests will be affected by any action of the Fish and Wildlife Conservation Commission in the performance of its constitutional duties or responsibilities. Second, the legislation encourages the commission to incorporate in its process the provisions of Section 120.54(3)(c), F.S., when adopting rules in the performance of its constitutional duties or responsibilities. Third, the

provisions of chapter 120 shall be accorded to any party whose substantial interests will be affected by any action of the commission in the performance of its statutory duties or responsibilities. For purposes of this subsection, statutory duties or responsibilities include, but are not limited to, the following:

(a) Research and management responsibilities for marine species listed as endangered, threatened, or of special concern, including, but not limited to, manatees and marine turtles;

(b) Establishment and enforcement of boating safety regulations;

(c) Land acquisition and management;

(d) Enforcement and collection of fees for all recreational and commercial hunting or fishing licenses or permits;

(e) Aquatic plant removal and management using fish as a biological control agent;

(f) Enforcement of penalties for violations of commission rules, including, but not limited to, the seizure and forfeiture of vessels and other equipment used to commit those violations;

(g) Establishment of free fishing days;

(h) Regulation of off-road vehicles on state lands;

(i) Establishment and coordination of a statewide hunter safety course;

(j) Establishment of programs and activities to develop and distribute public education materials;

(k) Police powers of wildlife and marine officers;

(l) Establishment of citizen support organizations to provide assistance, funding, and promotional support for programs of the commission;

(m) Creation of the Voluntary Authorized Hunter Identification Program; and

(n) Regulation of required clothing of persons hunting deer.

(3) The commission is directed to provide a report on the development and implementation of its adequate due process provisions to the President of the Senate, the Speaker of the House of Representatives, and the appropriate substantive committees of the House of Representative and the Senate no later than December 1, 1999.

(4) In compliance with the constitution and the "merger bill," the FWC, at its inaugural meeting in Ft. Lauderdale, on July 7, 1999, approved and adopted due process procedures which address and satisfy the constitutional requirement and legislative recommendations. Accordingly, the FWC submitted its Due Process Procedures to the Legislature on December 1, 1999, in compliance with Section 20.231, F.S. (1999).

(5) Due Process Procedures Adopted by the Fish and Wildlife Conservation Commission

(a) Article IV, Section 9, Constitution of Florida, as amended by Revision 5 and as approved by the electorate in November 1998, requires that "The (Florida Fish and Wildlife Conservation) Commission shall establish procedures to

ensure adequate due process in the exercise of its executive and regulatory functions." The following due process procedures of the Florida Fish and Wildlife Conservation Commission (FWC) approved and adopted by the Commission on July 7, 1999, are designed to provide adequate due process, in compliance with Article IV, Section 9, Florida Constitution, as amended, and to address the special recommendations on due process of Section 20.331, F.S. (1999).

(b) Procedural Due Process: Procedural due process, in a broad sense, encompasses the procedural requirements that must be observed in the course of a legal proceeding to ensure the protection of private rights and property. Procedural due process, in an administrative setting, consists of requirements for notice, a meaningful opportunity to be heard and a fair, impartial decision-making authority.

1. The FWC has adopted, by Rule 68A-2.009, F.A.C., The Uniform Rules of Procedure, and shall follow, Chapter 28-101, F.A.C., as the rules of procedure for the FWC. The Uniform Rules of Procedure are a companion to the APA and shall govern the practical and procedural aspects of agency action on the following subjects:

- a. Statement of agency organization;
- b. Scheduling of meetings and workshops;
- c. Decisions determining substantial interests;
- d. Petitions for declaratory statements;
- e. Summary proceedings;
- f. Mediation;
- g. Bid challenges;
- h. Waivers and variances.

2. The FWC shall follow Chapter 120, F.S., the Administrative Procedures Act (APA), for all notices of FWC meetings and workshops.

3. The FWC shall follow the APA for all notices of FWC rule development and rulemaking.

4. The FWC shall follow the APA in the use of rule development workshops and shall prepare statements of estimated regulatory cost and statements of lower cost regulatory alternative in accordance with the APA.

5. The FWC shall comply with the Public Records Act (Chapter 119, F.S.) with respect to all records of the FWC and with the Sunshine Law with respect to meetings of the FWC.

6. The FWC due process procedures shall be accorded to any party as defined in Section 120.52, F.S., whose substantial interests will be affected by any action of the FWC.

(c) Substantive Due Process: Substantive due process refers to constitutional protections provided by the due process clause of the Florida and Federal Constitution. Therefore, substantive due process applies with respect to the decisions, orders and adjudications of government.

1. The FWC rules derived from constitutional authority are not to be subject to administrative rule challenges under Section 120.56, F.S. See, *Airboat Association of Florida, Inc. v.*

Florida Game and Fresh Water Fish Commission, 498 So. 2d 629 (Fla. 3rd DCA 1986). Under the APA, The FWC is not defined as an agency except when it is acting pursuant to statutory authority derived from the Legislature. See, Section 120.52(1)(b), F.S. However, rules derived from constitutional authority can be challenged in a number of ways:

a. The FWC rules, and possible proposed rules, derived from constitutional authority may be challenged directly before the circuit court by declaratory action, injunctive action or, in appropriate circumstances, under the Bert J. Harris Private Property Rights Protection Act (Section 70.001, F.S.). Decisions often circuit court can be appealed to the appropriate District Court of Appeal, and potentially to the Supreme Court of Florida.

b. The FWC rules derived from constitutional authority which carry a criminal or non-criminal sanction can, upon issuance of a citation, be challenged in county court. Decisions of the county court can be appealed to the circuit court, or, in some cases, directly to the District Court of Appeal.

c. FWC proposed rules derived from constitutional authority may also be subject to a special hearing, known as a "draw-out" hearing. See Section 120.54(3)(c), F.S. A "draw-out" is a special hearing which may be provided upon request of a party if the agency determines that the rulemaking proceeding is inadequate to protect the person's substantial interests and that the normal public hearing on a proposed rule does not provide that person with an adequate opportunity to protect their interests. The FWC, just as any other state agency, may consider, on a case by case basis, requests for use of a "draw-out" for proposed rules promulgated in performance of its constitutional duties in accordance with the statutory criteria.

2. The FWC rules which are derived from statutory authority are fully subject to administrative rule challenges under Section 120.56, F.S. See Section 20.331, F.S.

3. All discretionary actions, orders, or decisions of the FWC which affect substantial interests are subject to adjudication under Chapter 120, F.S. Accordingly, to the extent that agency action is discretionary, FWC action to grant or deny permits or licenses or to suspend or revoke such permits or licenses is subject to adjudication under Sections 120.57, 120.569 and 120.60, F.S. These discretionary decisions to grant or deny permits or licenses or to revoke or suspend such permits or licenses include, but are not limited to, the following subjects:

- a. Bid disputes;
- b. Commercial fishing licenses;
- c. Restricted species endorsements;
- d. Salt water products licenses;
- e. Marine special activity licenses;
- f. Captive wildlife permits;
- g. Permits to take remove or relocate wildlife, including wildlife listed as endangered, threatened or of special concern;

h. Permits to take freshwater fish, marine life, manatees, sea turtles or wildlife for educational or scientific purposes;

i. Permits to operate alligator farms and management programs;

j. Permits to operate game fish aquaculture facilities;

k. Permits to operate haul seines in Lake Okeechobee.

4. The FWC shall also comply with the following provisions of law that assure adequate due process relating to various actions of the Commission.

a. FWC comments to other permitting agencies: If another agency relies upon recommendations of the FWC in granting or denying a license or permit, the FWC may be required to appear as a party in any legal challenge brought on such license or permit to show that the recommendation is within the FWC jurisdiction and is valid. See, Section 120.60(7), F.S. In addition, such recommendations or comments must be based upon credible, factual scientific data, are not binding on any permitting agency, must be submitted within a strict 30-day deadline, and the FWC must bear its costs in defending its recommendation. See Section 20.331(7), F.S. (1999).

b. Alteration of hunting or fishing seasons: Agency action which has the effect of altering the established hunting or fishing seasons, or altering the established annual harvest limits for saltwater fishing is not a rule if the procedure for altering such harvest limits is set out by rule of the FWC. Such action shall be adequately noticed in the area affected through publishing in a newspaper of general circulation or through notice by broadcasting via electronic media. Section 120.81(5), F.S.

c. Personnel and disciplinary actions: When FWC acts to suspend, reduce in pay, transfer, and layoff, demote or dismiss any permanent employee in the Career Service System, the employee shall have appeal rights to the Public Employees Relations Commission. Section 447.207(8), F.S.

(d) Additional Due Process Procedures by use of the draw-out procedure of Section 120.54(3)(c), F.S.: Section 20.331(6) (b), F.S., recommends that the FWC consider the use of the "draw out" procedure of Section 120.54(7)(c), F.S., in the performance of its constitutional duties. Accordingly, FWC shall require that upon timely request, a party shall receive a special "draw out" hearing conducted by an administrative law judge on proposed rules that list or delist fish or wildlife as endangered, threatened or of species of special concern, during the phase one process for listing or delisting such species. This draw-out will only be used specifically for phase one of the new listing process, as created by rule amendments approved by the GFC at its May 14, 1999 meeting. (See, Appendix: FWC rule sections governing the list and delisting of species). The "phase one" stage of the listing process determines if a species warrants a classification as endangered, threatened or of special concern, or, if the species is already classified, whether the species should be re-classified or removed from the list. The "phase two" stage deals with the specific

conservation needs of the species, such as additional regulations or management. The draw-out process is appropriate for the "phase one" aspect of the listing process for a number of reasons: First, determining whether a species warrants classification or whether its classification should change is a decision which must be based upon credible biological data and therefore, an evidentiary hearing, such as a draw-out, may be useful. Secondly, phase one of the listing process deals with whether a species qualifies for higher level of protection or management and therefore, the decision should be factually correct and afforded special care and deliberation. Finally, listing affects a broad constituency and may significantly affect land-use decisions by other levels or agencies of government, including the federal government, and accordingly, an extra level of care and deliberation is appropriate. The effect of a draw-out is to suspend any proposed rule until the completion of the draw-out proceeding. The draw-out proceeding consists of a hearing before an administrative law judge, the preparation of a record and the transmittal to and review of the record by the FWC. The draw-out is an evidentiary hearing only; there are no recommended findings of fact or conclusions of law and the draw-out record is not binding on the FWC nor is subject to appeal. It should be noted that the use of a special draw-out in these circumstances goes beyond what is legally required of state agencies under the draw-out provision of Section 120.54(3)(c), F.S. Under the statute, the use of a draw-out is left to the discretion of the state agencies, and is decided on a case by case basis.

(e) Due Process relating to marine species that are endangered, threatened or of special concern, and turtles and manatees: Under the merger bill, research and management responsibilities for marine species listed as endangered or threatened, including marine turtles and manatees, is a statutory responsibility that has been delegated to FWC. See Section 20.331(6)(c)1, F.S. (1999), and Section 370.025(4)(a), F.S. (1999). Under the bill, the FWC can only promulgate rules pertaining to endangered or threatened marine species if specifically authorized by the statutes. These provisions of the merger bill were the subject of a complaint in the case Caribbean Conservation Corporation and Save the Manatee Club, Inc. et al. v. Florida Fish and Wildlife Conservation Commission, et al., Case No. 99-4188 (Circuit Court for the Second Judicial Circuit, Leon County). This complaint alleges that parts of merger bill encroach upon the Commission's constitutional authority and violate the recently amended version of Article IV, Section 9, of the Florida Constitution. Currently, the FWC is enjoined from complying with the merger bill. Therefore, until such time as a court order to the contrary is entered, FWC rules or proposed rules promulgated with respect to endangered or threatened marine species, including the West Indian manatee and sea turtles, shall be subject to APA administrative appeal procedures under Section 120.56, F.S. (1999). On January 16, 2003, the Supreme Court

of Florida upheld the Legislative bill (Chapter 99-245, Laws of Florida) which implemented FWC. In this ruling, the Supreme Court concluded that endangered and threatened marine species such as the Florida manatee, whales and sea turtles were not regulated by FWC under the Florida Constitution. FWC's authority to regulate these species was derived not from the constitution but from statute (Section 370.12, F.S.). Therefore, the Administrative Procedures Act (Chapter 120, F.S.) applied in all respects to rulemaking for these species. See, *Save the Manatee Club, et al v. FWC*, 838 So.2d 492 (Fla. 2003).

Specific Authority Article IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const., 20.331(9) FS. History-New \_\_\_\_\_.

68-1.009 Delegations of Authority to the Executive Director.

The Delegation of Authority Resolution adopted by the Fish and Wildlife Conservation Commission (FWC) on April 14, 2005 is incorporated herein by reference. The incorporation of this resolution into rule does not preclude or prohibit the Commission from delegating additional delegations of authority to its Executive Director from time-to-time as may be necessary to assure orderly administration of the agency. Any actions to be taken, or decisions to be made, by the Commission pursuant to any rule of the agency may be exercised by the Executive Director or his or her designee unless such actions or decisions are expressly reserved by the Commission in the rule or are specifically required by law to be made by the Commission in an area not involving the Commission's constitutional authority.

Specific Authority Article IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History-New \_\_\_\_\_.

BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE FOLLOWING THE COMMISSION MEETING AT WHICH THEY ARE CONSIDERED IF THE RULES ARE NOT CHANGED. IF CHANGED, THE RULES MAY BE FILED AS SOON AS POSSIBLE AFTER PUBLICATION OF A NOTICE OF CHANGE IN THE FAW.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
James V. Antista, General Counsel

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Mr. Kenneth D. Haddad, Executive Director

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 13, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: June 15, 2007

## FISH AND WILDLIFE CONSERVATION COMMISSION

### Freshwater Fish and Wildlife

RULE NOS.:	RULE TITLES:
68A-6.003	Facility and Structural Caging Requirement for Class I, II and III Wildlife
68A-6.007	Possession, Transportation, Exhibition and Caging Venomous Reptiles and Reptiles of Concern
68A-6.0071	Record Keeping and Reporting Requirements
68A-6.0072	Identification of Non-Native Venomous Reptiles and Reptiles of Concern; Escape

**PURPOSE AND EFFECT:** The purpose of these proposed rule amendments is to address the possession and housing of captive wildlife, venomous reptiles and reptiles of concern. The proposed rule amendments should have the effect of clarifying the rules and eliminating inconsistencies between rules and statutes resulting from the passage of Chapter 2007-239, Laws of Florida, during the 2007 legislative session. The proposed rule amendments will also add reporting requirements in the instance of the escape of Class I wildlife. Rules 68A-6.003, 68A-6.007, 68A-6.0071 and 68A-6.0072, adopted on April 6, 2007, are effective January 1, 2008. These proposed rule amendments are designed to amend the rules as soon as possible after that date.

**SUMMARY:** Rule 68A-6.003, F.A.C., is amended to require that escapes of Class I wildlife be reported to the FWC and that a list of contiguous land owners and neighbors be maintained by a person possessing Class I wildlife for the use of appropriate local authorities should such an escape occur. Rule 68A-6.007, F.A.C., is amended to delete prohibitions relating to sea snakes and to make technical changes necessary to eliminate inconsistencies with recent statutory changes. Rule 68A-6.0071, F.A.C., is amended to eliminate inconsistencies with recent statutory changes. Rule 68A-6.0072, F.A.C., is amended to eliminate inconsistencies with recent statutory changes and to clarify provisions relating to implantation of PIT tags in venomous reptiles.

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

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

**SPECIFIC AUTHORITY:** Article IV, Section 9, Florida Constitution, 372.86, 372.87, 372.92, 372.921, 372.922 FS.

**LAW IMPLEMENTED:** Art. IV, Sec. 9, Florida Constitution, 372.86, 372.87, 372.92, 372.921, 372.922 FS.

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

**DATES AND TIME:** During the Commission's regular meeting, December 5-6, 2007, 8:30 a.m. – 5:00 p.m., each day  
**PLACE:** Marriott Key Largo, 103800 Overseas Highway, Key Largo, FL 33037, (305)453-0582

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).

**THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS:** Captain Linda Harrison, Division of Law Enforcement, Investigations Section, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600, (850)488-6253

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

68A-6.003 Facility and Structural Caging Requirement for Class I, II and III Wildlife.

(1) No change.

(2) In order to assure public safety, the facilities for the housing of Class I and Class II wildlife shall meet the requirements of this rule. Compliance with these requirements is a necessary condition for licensure. For the purposes of this rule, a "facility" means the site at which Class I or Class II wildlife are kept or exhibited. Applicants shall submit documentation verifying that the construction of the facility, its cages and enclosures are not prohibited by county ordinance and, if within a municipality, municipal ordinance.

**(a) Notification of escapes:**

Any person authorized to possess any Class I wildlife as listed pursuant to Rule 68A-6.002, F.A.C., must report any escapes from the primary caging or enclosures or the approved facility location; or other enclosure, cage, leash or other constraint when wildlife is away from such approved facility location, to the Florida Fish and Wildlife Conservation Commission, Division of Law Enforcement. Such reporting shall occur immediately upon discovery of the escape. Any person authorized to possess Class I wildlife shall maintain a list of the current contiguous land owners or neighbors in Part B of the Captive Wildlife Critical Incident/Disaster Plan form FWCDLE 619 (02-06), as required in subsection 68A-6.0022(7), F.A.C. Such list shall include the name, address and contact phone number for contiguous land owners or neighbors. For the purposes of this section a "contiguous land owner or neighbor" shall mean the current resident for all properties sharing a common boundary with the facility

location. The entire width of a dedicated roadway shall be considered sharing a common boundary in instances of a dedicated roadway between neighboring properties.

- (a) through (e) renumbered (b) through (f) No change.
- (3) No change.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const., 372.921, 372.922 FS. History–New 8-1-79, Amended 6-21-82, Formerly 39-6.03, Amended 6-1-86, 7-1-90, 7-1-92, 2-1-98, Formerly 39-6.003, Amended 1-1-08, \_\_\_\_\_.

68A-6.007 Possession, Transportation, Exhibition and Caging Venomous Reptiles and Reptiles of Concern; ~~Prohibited Reptile Species.~~

(1) Any person who keeps, possesses, exhibits or sells poisonous or venomous reptiles shall comply with Sections 372.86, 372.87, 372.88, 372.89, 372.90, 372.901, 372.91 and 327.921, F.S., and the provisions of this rule.

~~(2) Any person who keeps, possesses, exhibits or sells reptiles of concern shall comply with Sections 372.921 and 372.922, F.S., and the provisions of this rule.~~ The following reptiles, including any subspecies or hybrids thereof, are designated as reptiles of concern:

- (a) Indian or Burmese python (*Python molurus*)
- (b) Reticulated python (*Python reticulatus*)
- (c) African rock python (*Python sebae*)
- (d) Amethystine or Scrub python (*Morelia amethystinus*)
- (e) Green anacondas (*Eunectes murinus*)
- (f) Nile monitor (*Varanus niloticus*)
- (3) through (7) renumbered (2) through (6) No change.

~~(7)(8)~~ Transporting:

Any person transporting venomous reptiles shall comply with Section ~~372.86 372.90~~, F.S., and the provisions of this rule. Venomous reptiles shall be placed in a stout closely woven cloth sack, tied or otherwise secured. In lieu of a stout closely woven cloth sack, the venomous reptile may be contained in a trap or box of solid construction which is locked or otherwise secured. The sack, trap or box shall then be placed in a box. The box shall be of strong material in solid sheets, except for small air holes which shall be screened. Boxes containing venomous reptiles shall be prominently labeled “Danger – Venomous Reptiles.”

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

~~(10) All species of snakes commonly known as sea snakes or sea kraits, belonging to the families Elapidae, Hydrophiidae or Laticaudidae are prohibited from being imported or possessed, except under the provisions of Section 370.081(4), F.S.~~

Specific Authority Art. IV, Sec. 9, Fla. Const., 372.86, 372.92, 372.921, ~~372.922~~ FS. Law Implemented Art. IV, Sec. 9, Fla. Const., 372.86, 372.87, 372.88, ~~372.89, 372.90, 372.901, 372.91, 372.92, 372.921, 372.922~~ FS. History–New 1-1-08, Amended \_\_\_\_\_.

68A-6.0071 Record Keeping and Reporting Requirements.

Any person who possesses any live venomous reptile or reptile of concern shall have a permit issued in accordance with Section 372.86, F.S., and, if applicable, 372.921 ~~or 372.922~~, F.S., and comply with the provisions of this rule, Rule 68A-6.007, F.A.C., and, if applicable, Rule 68A-6.0072, F.A.C.

(1) through (2)(a) No change.

(b) Persons possessing any live venomous reptile or live reptile of concern in accordance with Section 372.86, F.S., ~~or any live reptile of concern in accordance with Section 372.922, F.S.~~, for personal use shall complete a Captive Wildlife Inventory-Reptile form, FWCDLE 620IV-R (12-06), and submit same to Florida Fish and Wildlife Conservation Commission, Division of Law Enforcement, 620 South Meridian Street, Tallahassee, Florida 32399-1600, upon annual renewal of license and upon any instance of inventory change.

(c) No change.

Specific Authority Art. IV, Sec. 9, Fla. Const., 372.86, 372.92, 372.921, ~~372.922~~ FS. Law Implemented Art. IV, Sec. 9, Fla. Const., 372.86, 372.87, 372.88, ~~372.89, 372.90, 372.901, 372.91, 372.92, 372.921, 372.922~~ FS. History–New 1-1-08, Amended \_\_\_\_\_.

68A-6.0072 Identification of Non-Native Venomous Reptiles and Reptiles of Concern; Escape.

(1) Any person who keeps or possesses for personal use any live venomous reptile not indigenous to Florida or any live reptile of concern, in accordance with Section 372.86, F.S., ~~or any live reptile of concern, in accordance with Section 372.922, F.S.~~, must permanently identify such reptile.

(a) through (c) No change.

(2) No change.

(3) Passive integrated transponder (PIT tag) identification shall consist of the implantation ~~implementation~~ of a unique PIT tag under the specimen’s skin in a manner to maintain the PIT tag permanently in place.

(a) For snakes implantation ~~implementation~~ shall be in specimens with a two (2) inch or greater diameter. The PIT tag shall be implanted in the back one-third (1/3) of the snake, forward of the anal plate.

(b) For lizards implantation ~~implementation~~ shall be in the body cavity in close proximity to and forward of a rear leg or in a rear leg.

(c) The requirement pertaining to the location of the PIT tag implantation ~~implementation~~ shall not apply to specimens implanted prior to acquisition of the animal or prior to the effective date of this rule.

(4) through (5) No change.

Specific Authority Art. IV, Sec. 9, Fla. Const., 372.86, 372.92, 372.921, ~~372.922~~ FS. Law Implemented Art. IV, Sec. 9, Fla. Const., 372.86, 372.87, 372.88, ~~372.89, 372.90, 372.901, 372.91, 372.92, 372.921, 372.922~~ FS. History–New 1-1-08, Amended \_\_\_\_\_.



NAME OF PERSON ORIGINATING PROPOSED RULE:  
Colonel Julie Jones, Director, Division of Law Enforcement  
NAME OF SUPERVISOR OR PERSON WHO APPROVED  
THE PROPOSED RULE: Mr. Kenneth D. Haddad, Executive  
Director  
DATE PROPOSED RULE APPROVED BY AGENCY  
HEAD: September 13, 2007  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT  
PUBLISHED IN FAW: May 4, 2007

**FISH AND WILDLIFE CONSERVATION  
COMMISSION**

**Freshwater Fish and Wildlife**

RULE NO.:                   RULE TITLE  
68A-13.003                Hunting Regulations for Ducks,  
  Geese, and Coots

PURPOSE AND EFFECT: The purpose of the proposed rule change is to establish bag limits for taking ducks in conformance with federal regulations. The daily bag limit for canvasbacks is accordingly increased from one to two. The effect of this rule amendment is to allow a larger harvest of these birds, but within safe levels to assure their conservation.

SUMMARY: Subparagraph (1)(f)1. of Rule 68A-13.003, F.A.C., is amended to increase the daily bag limit for canvasbacks from one to two.

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

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

SPECIFIC AUTHORITY: Article IV, Section 9, Florida Constitution.

LAW IMPLEMENTED: Article IV, Section 9, Florida Constitution.

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

DATES AND TIME: During the regular meeting of the Commission, December 5-6, 2007, 8:30 a.m. – 5:00 p.m., each day

PLACE: Marriott Key Largo, 103800 Overseas Highway, Key Largo, 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: 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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: James Antista, General Counsel, Florida Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE FULL TEXT OF THE PROPOSED RULE IS:

68A-13.003 Hunting Regulations for Ducks, Geese, and Coots.

The Commission has approved the following regulations and bag limits for taking ducks, geese, and coots:

(1) Duck, light goose, and coot season:

(a) through (e) No change.

(f) Limits: The possession limit for ducks and coots shall be two days' bag limit. There shall be no possession limit for light geese. Light geese include only snow (including blue) and Ross' geese.

1. Ducks: The daily bag limit for ducks is six, including no more than four mallards, of which only two can be females, two scaup, four scoters, two wood ducks, two redheads, one pintail, ~~two one~~ canvasbacks, one black duck, one Florida duck (mottled duck), and one fulvous whistling-duck. In addition to the daily bag limit for ducks, the daily bag limit for mergansers is five, only two of which may be hooded mergansers.

2. Light geese: The daily bag limit for light geese is 15.

3. Coots: The daily bag limit for coots is 15.

(2) through (5) No change.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 8-1-79, Amended 10-23-79, 8-19-80, 9-29-81, 8-30-82, 7-27-83, 8-13-84, 8-13-85, 10-1-85, Formerly 39-13.03, Amended 8-5-86, 8-24-87, 8-18-88, 12-12-88, 8-17-89, 10-30-89, 8-9-90, 10-31-90, 8-22-91, 10-31-91, 8-23-92, 10-22-92, 9-2-93, 10-28-93, 11-6-94, 10-23-95, 10-20-96, 8-7-97, 10-28-97, 11-12-98, 6-23-99, Formerly 39-13.003, Amended 11-7-00, 5-13-02, 5-1-03, 7-1-04, 7-1-05, 2-1-06, 7-1-06, 1-9-07, \_\_\_\_\_.

BE ADVISED THAT THESE PROPOSED RULES MAY BE FILED FOR ADOPTION AS SOON AS POSSIBLE FOLLOWING THE COMMISSION MEETING AT WHICH THEY ARE CONSIDERED IF THE RULES ARE NOT CHANGED. IF CHANGED, THE RULES MAY BE FILED AS SOON AS POSSIBLE AFTER PUBLICATION OF A NOTICE OF CHANGE IN THE FAW.

NAME OF PERSON ORIGINATING PROPOSED RULE:  
Mr. Nick Wiley, Director, Division of Hunting and Game Management

NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Mr. Kenneth D. Haddad, Executive Director

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: September 12, 2007

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: November 22, 2006

**FISH AND WILDLIFE CONSERVATION COMMISSION**

**Freshwater Fish and Wildlife**

RULE NOS.:	RULE TITLES:
68A-27.003	Designation of Endangered Species; Prohibitions; Permits
68A-27.004	Designation of Threatened Species; Prohibitions; Permits

**PURPOSE AND EFFECT:** The purpose of these proposed revised rules is to reclassify the Florida manatee from an endangered species to a threatened species. The Fish and Wildlife Conservation Commission has determined that this reclassification is warranted. The effect of these rule changes will be to more accurately classify the imperiled status of the manatee while maintaining protections to conserve the species. **SUMMARY:** Rule 68A-27.003, F.A.C., is amended to delete the listing of the manatee as an endangered species. Rule 68A-27.004, F.A.C., is amended to add the listing of the manatee as a threatened species.

**SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS:** The Commission expects the effects of the proposed rule changes to be very limited and thus does not expect significant economic impacts to result from the change in classification from “endangered” to “threatened.” Costs to implement the rule changes are not expected to exceed a few thousand dollars and the Commission does not anticipate any significant change in state or local revenues. The statement of estimated regulatory costs is available at: <http://myfwc.com/manatee/>.

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

**SPECIFIC AUTHORITY:** Article IV, Section 9, Florida Constitution.

**LAW IMPLEMENTED:** Article IV, Section 9, Florida Constitution; 372.121 FS.

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

**DATES AND TIME:** During the Commission’s regular meeting December 5-6, 2007, 8:30 a.m. – 5:00 p.m., each day

**PLACE:** Marriott Key Largo, Key Largo, 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: 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).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULES IS: Mr. Tim Breault, Director, Division of Habitat and Species Conservation, Fish and Wildlife Conservation Commission, 620 South Meridian Street, Tallahassee, Florida 32399-1600

THE FULL TEXT OF THE PROPOSED RULES IS:

68A-27.003 Designation of Endangered Species; Prohibitions; Permits.

(1) The following species, listed prior to June 23, 1999, are hereby declared to be endangered and shall be afforded the protective provisions specified. No person shall pursue, molest, harm, harass, capture, possess, or sell any of the endangered species included in this subsection, or parts thereof or their nests or eggs except as authorized by specific permit, permits being issued only when the permitted activity will clearly enhance the survival potential of the species.

- (a) Pillar coral (*Dendrogyra cylindrus*)
- (b) Blackmouth shiner (*Notropis melanostomus*)
- (c) Okaloosa darter (*Etheostoma okaloosae*)
- (d) Shortnose sturgeon (*Acipenser brevirostrum*)
- (e) American crocodile (*Crocodylus acutus*)
- (f) Green sea turtle (*Chelonia mydas*)
- (g) Hawksbill sea turtle (*Eretmochelys imbricata*)
- (h) Kemp’s ridley sea turtle (*Lepidochelys kempii*)
- (i) Leatherback sea turtle (*Dermodochelys coriacea*)
- (j) Striped mud turtle (*Kinosternon bauri*) (lower keys population only)
- (k) Wood stork (*Mycteria americana*)
- (l) Snail kite (*Rostrhamus sociabilis plumbeus*)
- (m) Peregrine falcon (*Falco peregrinus*)
- (n) Ivory-billed woodpecker (*Campephilus principalis*)
- (o) Bachman’s warbler (*Vermivora bachmanii*)
- (p) Kirtland’s warbler (*Dendroica kirtlandii*)
- (q) Florida grasshopper sparrow (*Ammodramus savannarum floridanus*)
- (r) Cape Sable seaside sparrow (*Ammodramus maritimus mirabilis*)
- (s) Gray bat (*Myotis grisescens*)
- (t) Indiana bat (*Myotis sodalis*)
- (u) Florida mastiff bat (*Eumops glaucinus floridanus*)
- (v) Silver rice rat (*Oryzomys argentatus*)
- (w) Choctawhatchee beach mouse (*Peromyscus polionotus allophrys*)
- (x) Perdido Key beach mouse (*Peromyscus polionotus trissyllepsis*)
- (y) St. Andrews beach mouse (*Peromyscus polionotus peninsularis*)
- (z) Anastasia Island beach mouse (*Peromyscus polionotus phasma*)

- (aa) Key Largo cotton mouse (*Peromyscus gossypinus allapaticola*)
- (bb) Key Largo woodrat (*Neotoma floridana smalli*)
- (cc) Florida saltmarsh vole (*Microtus pennsylvanicus dukecampbelli*)
- (dd) Lower Keys marsh rabbit (*Sylvilagus palustris hefneri*)
- ~~(ee) Florida manatee (*Trichechus manatus latirostris*)~~
- ~~(ee)(ff)~~ Florida panther (*Puma concolor coryi*)
- ~~(ff)(gg)~~ Key deer (*Odocoileus virginianus clavium*). No person shall feed Key deer (*Odocoileus virginianus clavium*) by hand or by placing any food that serves to attract such species.
- ~~(gg)(hh)~~ North Atlantic right whale (*Eubalaena glacialis*)
- ~~(hh)(ii)~~ Fin whale (*Balaenoptera physalus*)
- ~~(ii)(jj)~~ Sei whale (*Balaenoptera borealis*)
- ~~(jj)(kk)~~ Humpback whale (*Megaptera novaeangliae*)
- ~~(kk)(ll)~~ Sperm whale (*Physeter macrocephalus*)
- ~~(ll)(mm)~~ Schaus' swallowtail butterfly (*Heraclides aristodemus ponceanus*)
- ~~(mm)(nn)~~ Stock Island tree snail (*Orthalicus reses*)

(2) The Miami blue butterfly (*Cyclargus [ = Hemiargus] thomasi bethunebakeri*), listed after June 23, 1999, is hereby declared to be endangered, and shall be afforded the protective provisions specified in this subsection. No person shall take, harm, harass, possess, sell, or transport any Miami blue butterfly (*Cyclargus [ = Hemiargus] thomasi bethunebakeri*), or parts thereof or their eggs, larvae or pupae except as authorized by permit from the executive director. Permits will be issued based upon whether issuance would further management plan goals and objectives.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 8-1-79, Amended 6-22-80, 7-1-83, 7-1-84, 7-1-85, Formerly 39-27.03, Amended 6-1-86, 5-10-87, 4-27-89, 9-14-93, 6-23-99, Formerly 39-27.003, Amended 12-16-03, \_\_\_\_\_.

68A-27.004 Designation of Threatened Species; Prohibitions; Permits.

(1) The following species, listed prior to June 23, 1999, are hereby declared to be threatened, and shall be afforded the protective provisions specified.

(a) No person shall take, possess, transport, molest, harass or sell any of the threatened species included in this subsection or parts thereof or their nests or eggs except as authorized by specific permit from the Executive Director, permits being issued only for scientific or conservation purposes and only upon a showing by the applicant that the permitted activity will not have a negative impact on the survival potential of the species.

1. Crystal darter (*Crystallaria asprella*)
2. Key silverside (*Menidia conchorum*)
3. Loggerhead seaturtle (*Caretta caretta*)

4. Bluetail mole skink (*Eumeces egregius lividus*)
5. Sand skink (*Neoseps reynoldsi*)
6. Key ringneck snake (*Diadophis punctatus acricus*)
7. Rim rock crowned snake (*Tantilla oolitica*)
8. Short-tailed snake (*Stilosoma extenuatum*)
9. Florida brown snake (*Storeria dekayi victa*) (lower keys population only)
10. Florida ribbon snake (*Thamnophis sauritus sackeni*) (lower keys population only)
11. Eastern Indigo snake (*Drymarchon corais couperi*)
12. Atlantic salt marsh water snake (*Nerodia clarkii taeniata*)
13. Bald eagle (*Haliaeetus leucocephalus*)
14. Southeastern American kestrel (*Falco sparverius paulus*)
15. Crested caracara (*Caracara cheriway*)
16. Florida sandhill crane (*Grus canadensis pratensis*)
17. Roseate tern (*Sterna dougalli*)
18. Least tern (*Sterna antillarum*)
19. White-crowned pigeon (*Columba leucocephala*)
20. Florida scrub jay (*Aphelocoma coerulescens*)
21. Snowy plover (*Charadrius alexandrinus*)
22. Piping plover (*Charadrius melodus*)
23. Big Cypress fox squirrel (*Sciurus niger avicennia*)
24. Florida black bear (*Ursus americanus floridanus*) (other than those found in Baker and Columbia counties or in Apalachicola National Forest or which are held in captivity under permit)
25. Everglades mink (*Mustela vison evergladensis*)
26. Southeastern beach mouse (*Peromyscus polionotus niveiventris*)

(2) The following species, listed after June 23, 1999, are hereby declared to be threatened, and shall be afforded the protective provisions specified.

~~(a)(2)~~ The Gopher tortoise (*Gopherus polyphemus*) is hereby declared to be threatened, and shall be afforded the protective provisions specified in this paragraph. No person shall take, attempt to take, pursue, hunt, harass, capture, possess, sell or transport any gopher tortoise or parts thereof or their eggs, or molest, damage, or destroy gopher tortoise burrows, except as authorized by Commission permit or when complying with Commission approved guidelines for specific actions which may impact gopher tortoises and their burrows. A gopher tortoise burrow is a tunnel with a cross-section that closely approximates the shape of a gopher tortoise. Permits will be issued based upon whether issuance would further management plan goals and objectives.

(b) The Florida manatee (*Trichechus manatus latirostris*) is hereby declared to be threatened and shall be afforded the protective provisions specified in this paragraph. It is unlawful for any person at any time, by any means, or in any manner intentionally or negligently to annoy, molest, harass, or disturb

or attempt to molest, harass, or disturb any manatee; injure or harm or attempt to injure or harm any manatee; capture or collect or attempt to capture or collect any manatee; pursue, hunt, wound, or kill or attempt to pursue, hunt, wound, or kill any manatee; or possess, literally or constructively, any manatee or any part of any manatee. Permits to possess manatees for scientific or enhancement purposes may be issued by the U. S. Department of the Interior.

Specific Authority Art. IV, Sec. 9, Fla. Const. Law Implemented Art. IV, Sec. 9, Fla. Const. History—New 8-1-79, Amended 6-22-80, 7-1-83, 7-1-85, Formerly 39-27.04, Amended 6-1-86, 5-10-87, 4-27-89, 6-23-99, Formerly 39-27.004, Amended 9-29-03,\_\_\_\_\_.

NAME OF PERSON ORIGINATING PROPOSED RULE: Mr. Tim Breault, Division of Habitat and Species Conservation  
NAME OF SUPERVISOR OR PERSON WHO APPROVED THE PROPOSED RULE: Mr. Kenneth D. Haddad, Executive Director  
DATE PROPOSED RULE APPROVED BY AGENCY HEAD: June 13, 2007  
DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: May 4, 2007

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

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

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

**WATER MANAGEMENT DISTRICTS**

**Southwest Florida Water Management District**

RULE NO.: 40D-8.624  
RULE TITLE: Guidance and Minimum Levels for Lakes

**NOTICE OF PUBLIC HEARING**

The Southwest Florida Water Management District announces a hearing regarding the above rule, as noticed in Vol. 33, No. 14, April 6, 2007 Florida Administrative Weekly.

DATE AND TIME: December 18, 2007, 9:00 a.m.  
PLACE: Governing Board Room, Southwest Florida Water Management District Headquarters, 2379 Broad Street, Brooksville, Florida 34604-6899

GENERAL SUBJECT MATTER TO BE CONSIDERED: James P. Gills, as Trustee, has requested a public hearing pursuant to paragraph 120.54(3)(c), F.S., regarding the District's notice of proposed Rule 40D-8.624, F.A.C.,

published in Vol. 33, No. 14, April 6, 2007 issue of the Florida Administrative Weekly to establish minimum lake levels and guidance levels for certain lakes in Pasco County, Florida, specifically, Crews Lake. Notice of the first public hearing was published in the June 15, 2007, Vol. 33, No. 24 Florida Administrative Weekly. Notices continuing the public hearing published in the Florida Administrative Weekly on August 10, 2007, Vol. 33, No. 32 and on September 14, 2007, Vol. 33, No. 37. This notice continues the public hearing to the date and time listed above.

A copy of the agenda may be obtained by contacting: Karen A. Lloyd, Assistant General Counsel, 2379 Broad Street, Brooksville, Florida 34604-6899, (352)796-7211, extension 4651.

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: Dianne Lee, (352)796-7211 or 1(800)423-1476, extension 4658; TDD only number 1(800)231-6103. 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).

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NO.: 59G-4.140  
RULE TITLE: Hospice Services  
NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 33, No. 26, June 29, 2007 issue of the Florida Administrative Weekly.

This is the second Notice of Change. The first Notice of Change was published in Vol 33, No. 34, August 24, 2007, issue of the Florida Administrative Weekly. A second public hearing was advertised in Vol. 33, No. 39, September 28, 2007, issue of the Florida Administrative Weekly.

These changes are in response to comments received prior to the second public hearing.

The rule incorporates by reference update January 2007 to the Florida Medicaid Hospice Services Coverage and Limitations Handbook. On page 2-27, Room and Board Reimbursement for a Medicaid-Certified Bed, last paragraph, first sentence, we added "Effective (date of adoption will be entered here after the rule is filed)" room and board reimbursement for hospice recipients residing in a nursing facility does not include the day of discharge from hospice.

**AGENCY FOR HEALTH CARE ADMINISTRATION**

**Medicaid**

RULE NOS.:	RULE TITLES:
59G-13.081	Developmental Disabilities Waiver Provider Rate Table
59G-13.082	Developmental Disabilities Waiver Services Procedure Codes

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above proposed rule development, as noticed in Vol. 33, No. 42, October 19, 2007 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF MANAGEMENT SERVICES**

**Agency for Workforce Innovation**

RULE NOS.:	RULE TITLES:
60BB-3.013	Filing Claims and Providing Documentation
60BB-3.015	Continued Claims for Benefits
60BB-3.024	Short-Time Compensation Plan Application
60BB-3.029	Public Use Forms

**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., since publication in Vol. 33, No. 33, August 17, 2007 issue of the Florida Administrative Weekly.

60BB-3.013 Filing Claims and Providing Documentation.

(1) Approved Methods and Forms for Filing Florida Claims. Initial, additional, and reopened claims may be filed:

(a) On the Internet at [www.fluidnow.com](http://www.fluidnow.com) ~~www.floridajobs.org/unemployment~~. Select “Internet Unemployment Compensation Claim Application (Initial Claim)”;

(b) On the Agency’s Interactive Voice Response System, (Call 1(800)204-2418 toll-free to obtain ~~local~~ filing information); or

(c) By mailing or faxing a completed claim application, which may be obtained by contacting the Agency toll-free at 1(800)204-2418. These applications are:

1. AWI Form UC-310, “Unemployment Compensation Application for Services” (Rev. 10/05), incorporated by reference in Rule 60BB-3.029, F.A.C., is to be used by Florida residents who file by mail or fax.

2. Form IB-1, “Initial Interstate Claim” (08/03), incorporated by reference in Rule 60BB-3.029, F.A.C., is to be used by non-Florida residents who file by mail or fax.

(d) At a location which may be designated by the Agency when unemployment results from mass separation, labor dispute, declared disaster or emergency, or the claimant needs special assistance or accommodation.

(2) Required Documentation.

(a) The claimant’s valid social security number and one other approved form of secondary identification must be provided at the time of filing. Approved secondary identifiers include:

1. Driver’s license issued by a state, possession of the United States, or a Canadian government authority, provided it contains a photograph or identifying information such as name, date of birth, sex, height, and address;

2. Documentation issued by a federal, state, or local government agency that contains a photograph or identifying information such as name, date of birth, sex, height, and address;

3. School identification (ID) card with photograph;

4. United States (U.S.) military ID card, dependent’s ID card, or U.S. Coast Guard Merchant Mariner card;

5. Native American tribal document;

6. U.S. Passport (unexpired or expired); or

7. Certificate of U.S. Citizenship or Certificate of Naturalization;

(b) Proof will be required if a claimant’s employment, social security number, or identity is in question. Circumstances requiring such documentation include, for example:

1. The Social Security Administration does not confirm the validity of the social security number;

2. A previous claim was filed using the same social security number by a person with another name;

3. The Agency receives information indicating fraudulent use of the social security number in question; or

4. Reasonable evidence, such as an unemployment compensation fraud detection crossmatch, that places in question the identity of the claimant or the validity of the claim.

(c) Documentation from the Immigration and Naturalization Service verifying authorization to work in the United States will be required from any alien whose work authorization cannot be identified using the Systematic Alien Verification for Entitlement (SAVE) system. Benefits will be delayed or denied only when neither primary nor secondary verification procedures verify the claimant’s authorization to work in the United States. A determination denying benefits due to the absence of authorization to work will be reconsidered when the claimant furnishes the required documentation.

(d) A military veteran filing a military claim will be required to furnish a copy of the Form DD-214 issued to the claimant by the military service at the time of discharge to establish service dates and nature of discharge when the branch of the military in which the claimant served does not promptly respond to the Agency’s request.

(e) An individual filing a claim based on federal civilian employment will be required to furnish a copy of Standard Form 50, Form W-2, or paystubs and Standard Form 8, received at the time of separation when the federal employer does not promptly respond to the Agency's request.

(3) Registration for Work. The filing of an unemployment compensation claim also constitutes registration for job search and reemployment assistance with the One-Stop Career Center nearest the claimant's address of record.

(4) Disclosure of Support Obligations. Each individual filing a new or additional claim for unemployment compensation must disclose at the time of filing whether he or she owes support obligations which are being enforced by the Florida Department of Revenue pursuant to 42 USC 503(e)(2)(A)(i) and 42 USC 654.

(5) Effective Date of Claim. Unless otherwise provided by Section 443.036(9), F.S., the effective date of an initial, additional or reopened claim will be the Sunday immediately preceding the filing date, with the following exceptions:

(a) Change of Calendar Quarter. When an initial claim is filed during a week in which a change of calendar quarter occurs, the claimant will have the option of filing the claim effective the beginning of the new calendar quarter.

(b) Group Filing. When arrangements for group filing are made, generally due to mass separation, labor dispute or implementation of a Short Time Compensation Plan, initial and additional claims will be backdated to the Sunday immediately preceding the date on which the unemployment began, provided the claimant reports in accordance with the group filing arrangements.

(c) Sunday Filing. Claims filed on a Sunday will be effective on the date of filing.

Specific Authority 443.1317(1)(b) FS. Law Implemented 443.036, 443.091, 443.101, 443.1116 FS. History—New 8-25-92, Amended

#### 60BB-3.015 Continued Claims for Benefits.

(1) Method of Filing Continued Claims. After filing an initial, additional or reopened claim, the claimant will be instructed and required to report bi-weekly for the duration of the unemployment through agency-established systems including Internet, telephone, mail, or fax. In the event of a mass separation, labor dispute, disaster or emergency, claimants may be permitted or required to report in person at locations designated by the Agency. Continued claims can be filed on-line at [www.fluidnow.com](http://www.fluidnow.com), ~~[www.floridajobs.com](http://www.floridajobs.com)~~, ~~[www.floridajobs.org/unemployment](http://www.floridajobs.org/unemployment)~~, or by calling 1(800)204-2418. ~~The forms accessible at the website are incorporated by reference in Rule 60BB-3.029(1)(r) of this Chapter.~~ The forms accessed by means of the toll free number referred to above are incorporated by reference in subsection 60BB-3.029(1)(~~s~~) of this Chapter.

(2) Time Limit for Filing Continued Claims.

(a) Scheduled Reports. Continued claims for benefits must be filed within 14 calendar days following the scheduled report date as shown on AWI Form UCB-60V (Rev. 06/04), incorporated by reference in Rule 60BB-3.029, F.A.C., the Internet Confirmation Page, or otherwise communicated to the claimant by the Agency. AWI Form UCB-60V will be mailed to the claimant within 14 days after an initial, additional or re-opened claim is filed and upon receipt of each bi-weekly claim thereafter. The Agency will discontinue mailing AWI Form UCB-60V when the claimant ceases to report, has no additional benefits or weeks to claim, or benefits were denied and no appeal is pending at the end of the appeal period.

(b) Late Reports. If a report is not made within 14 days after the scheduled report date shown on AWI Form UCB-60V, the Internet Confirmation Page, or communicated to the claimant by an Agency representative, the claim will be re-opened effective the first day of the week in which a report is filed. Upon request, the claimant will be permitted to file a late report for weeks that were not claimed within the permissible time period and will be granted appeal rights to any resulting determination denying benefits for the weeks in question.

(c) Resubmitted Continued Claim. When a claimant is directed by the Agency to resubmit a continued claim for completion or correction, the scheduled report date will be extended to 14 days from the date the Agency notifies the claimant that the claim was incomplete or incorrect. If the notification is mailed, the mailing date will be considered the date of notification.

(d) Early Reports. The Agency may accept a continued claim certification prior to the scheduled report date provided each claimed week has ended.

(e) Special Reports. At any time during the pendency of any claim for benefits, the Agency may make a written request for information or documentation from the claimant regarding any question whose resolution is necessary to ascertain the claimant's entitlement to benefits or the amount of any such benefits. The failure of the claimant to respond will result in a determination made from the available evidence.

Specific Authority 443.1317(1)(b) FS. Law Implemented 443.091(1), 443.111(1), 443.151(2) FS. History—New 8-25-92, Amended 4-1-96,

#### 60BB-3.024 Short-Time Compensation Plan Application.

Employers who wish to participate in the Short-Time Compensation program, pursuant to Section 443.1116, F.S., must make application on AWI Form UCB/STC-3, "Short-Time Compensation Plan Application," (11/01), incorporated by reference in Rule 60BB-3.029, F.A.C. Copies may be obtained on the internet at [http://www.floridajobs.org/unemployment/uc\\_prog\\_stc.html](http://www.floridajobs.org/unemployment/uc_prog_stc.html), ~~[www.floridajobs.org](http://www.floridajobs.org)~~ or by writing to: Agency for Workforce Innovation, P. O. Box 5350; Tallahassee, FL 32314-5350.

Specific Authority 443.1317(1)(b) FS. Law Implemented 443.1116 FS. History—New \_\_\_\_\_.

60BB-3.029 Public Use Forms.

(1) The following forms and instructions are used by the Agency for Workforce Innovation in its dealings with the public in the administration of the unemployment compensation program, and are incorporated by reference:

(a) AWI Form ERWC – “Employee’s or Employer’s Authorization and Request for Wage Records” (~~New version date 02/06~~), which is available at the Agency’s Internet site at [http://www.floridajobs.org/unemployment/uc\\_emp\\_forms.html](http://www.floridajobs.org/unemployment/uc_emp_forms.html), or as provided in subsection (2)(b) of this rule.

(b) AWI Form AWA-01 – “Notarized Authorization for Release of Records” (~~Rev. version date 03/2005~~), which is available at the Agency’s Internet site at [http://www.floridajobs.org/unemployment/uc\\_emp\\_forms.html](http://www.floridajobs.org/unemployment/uc_emp_forms.html), or as provided in subsection (2) of this rule.

(c) IB-1 – “Initial Interstate Claim” (Rev. 08/03), which is available at the Agency’s Internet site online at [http://www.floridajobs.org/unemployment/uc\\_claimbooklet.html](http://www.floridajobs.org/unemployment/uc_claimbooklet.html) and clicking on the “Claim Your Weeks” link.

(d) AWI Form UC-310 – “Unemployment Compensation Application for Services” (Rev. 10/05). This form may also be found in the Florida Unemployment Compensation Claims Book, which is available at the Agency’s Internet site online at [http://www.floridajobs.org/unemployment/uc\\_claimbooklet.html](http://www.floridajobs.org/unemployment/uc_claimbooklet.html) ~~<http://www.floridajobs.org/unemployment/claimsservices>~~ and clicking on the “Claim Your Weeks” link.

(e) AWI Form UC-310 Supplement (Rev. 08/03).

(f)(e) AWI Form UCB/STC-3 – “Short Time Compensation Plan Application” (Rev. 11/01).

(g)(f) AWI Form UCB-9 (04/01).

(h)(g) AWI Form UCB-11 – “Wage Transcript and Determination” (Rev. 01/04).

(i)(h) AWI Form UCB-45 – “Notice of Determination” (Rev. 02/05).

(j)(i) AWI Form UCB-60V (Rev. 06/04).

(k)(j) AWI Form UCB-412 – “Determination Notice of Unemployment Claim Filed” (Rev. 04/07).

(l)(k) Form AWI-UCW4VT (Rev. 11/06).

(m)(l) Form AWI-UCW4VFL (S) (Rev. 11/06).

(n)(m) Form AWI-UCW4VFL (C) (Rev. 11/06).

(o)(n) Form AWI-UC20A (Rev. 11/06).

(p)(o) Form AWI-UC20A (S) (Rev. 11/06).

(q)(p) Form AWI-UC20A (C) (Rev. 11/06).

(r)(q) UC Bulletin 1 (Rev. 04/05).

(s)(r) Online Internet Unemployment Compensation Claim Application (November 2000), which is available at [www.fluidnow.com](http://www.fluidnow.com) the Agency’s Internet site listed in subsection (3) of this rule.

(t)(s) Detailed System Design, Appendixes B and C (Interactive Voice Response Script) (~~August 12, 2002 May 2003~~).

(u) Detailed System Design, Appendix C (Interactive Voice Response Script) (June 12, 2007).

(2) These forms may be obtained by:

(a) Writing to the Agency for Workforce Innovation, Unemployment Compensation Records Unit, P. O. Drawer 5750, Tallahassee, FL 32314-5750;

(b) Faxing a request to the Agency’s UC Records Unit at (850)921-9327 or (850)921-3912;

(c) Calling the UC Records Unit at (850)921-3470.

~~(3) Forms and other information about the unemployment compensation program can be found on the Agency’s Internet site at [www.floridajobs.org/unemployment/](http://www.floridajobs.org/unemployment/).~~

Specific Authority 443.1317(1)(b) FS. Law Implemented 443.171(5), 443.1715(1), (2)(b)1. FS. History—New 6-4-06, Amended \_\_\_\_\_.

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

RULE NO.: RULE TITLE:  
61G4-12.011 Definitions

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 33, No. 16, April 20, 2007 issue of the Florida Administrative Weekly.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

1. Subsection (11) shall now read as follows:

(11) A “credit report from a nationally recognized credit agency that reflects the financial responsibility of the applicant, certificateholder or registrant” shall, for the purposes of Section 489.115(6), F.S., mean a current consumer credit report that provides a current consumer credit score derived from the Fair Isaac Corporation’s (FICO) scoring method and:

(a) Payment history;

(b) Credit rating;

(c) Public filings in county, state and federal courts; and

(d) Bankruptcies, business history, suits, liens, and judgments, all on a nationwide basis.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: G. W. Harrell, Executive Director, Construction Industry Licensing Board, Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

RULE NO.: 61G4-15.0021  
 RULE TITLE: Certification and Registration of Business Organizations

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 33, No. 16, April 20, 2007 issue of the Florida Administrative Weekly.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. This Notice of Change supersedes the previous Notice of Change which published on September 7, 2007, in Vol. 33, No. 36, of the Florida Administrative Weekly. The changes are as follows:

Subsection (3)(b) shall now read as follows:

(b) If the business organization has a financially responsible officer, the financially responsible officer, rather than the qualifying contractor, shall complete the following forms which are incorporated by reference:

1. DBPR CILB 4366, Financially Responsible Officer Application, 2007 August 28,
2. If applicable, DBPR 0050, Explanatory Information for Background Questions, 2007 August 28,
3. If applicable, DBPR 0060, General Explanatory Description, 2007 August 28,
4. DBPR CILB 4356, Bond Application, 2007 August 28,

The forms may be obtained via internet at <http://www.myfloridalicense.com>, or by contacting the Customer Contact Center of the Department of Business and Professional Regulation at 1940 N. Monroe Street, Tallahassee, FL 32399-1039.

In addition, the financially responsible officer shall comply with the requirements of Rule 61G4-15.006, F.A.C., except that the financially responsible officer shall also demonstrate a personal or business organization net worth of at least \$10,000 regardless of the category of contractor's license held by any other qualifier for the business organization, \$10,000 cash and a bond in a form acceptable to the Board's Executive Director made payable to the Florida Homeowners' Construction Recovery Fund in the amount of \$100,000. For purposes of Section 489.105(14), F.S., a "person" means a human being who is at least eighteen (18) years of age.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: G. W. Harrell, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

RULE NO.: 61G4-15.006  
 RULE TITLE: Financial Responsibility and Financial Stability, Grounds for Denial

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 33, No. 30, July 27, 2007 issue of the Florida Administrative Weekly.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The rule shall now read as follows:

61G4-15.006 Financial Responsibility and Financial Stability, Grounds for Denial.

(1) The financial responsibility ground on which the Board shall refuse to qualify an applicant is failure to provide a current consumer credit report, as defined in Rule 61G4-12.011, F.A.C., which consumer credit report does not disclose any unsatisfied judgments or liens against the applicant. In addition, there must not be any unsatisfied judgments or liens against the business entity which the applicant previously qualified as a primary qualifier or which the applicant has applied to qualify.

(2) The financial stability ground on which the Board shall refuse to qualify an applicant is failure to provide proof of either a financial stability bond or an irrevocable letter of credit from a bank authorized to do business in the State of Florida. The bond or letter of credit must be in a form acceptable to the Board and must remain in effect until the applicant can demonstrate a credit score, FICO derived, of 660 or higher, and must be payable as provided in Rule 61G4-15.0021, F.A.C., for Financially Responsible Officers in the amount of:

- (a) \$20,000 for Division I applicants.
- (b) \$10,000 for Division II applicants.

(3) Fifty percent of the financial stability bond or the letter of credit requirement may be met by completion of a 14-hour financial responsibility course approved by the Board.

(4) An applicant may meet both the financial responsibility and financial stability requirements by providing proof of a current consumer credit report, as defined in Rule 61G4-12.011, F.A.C., with a credit score, FICO derived, of 660 or higher, which consumer credit report does not disclose any unsatisfied judgments or liens against the applicant. In addition, there must not be any unsatisfied judgments or liens against the business entity which the applicant previously qualified as a primary qualifier or which the applicant has applied to qualify.

Specific Authority 489.115(5), (6) FS. Law Implemented 489.115(5), (6) FS. History--New 1-6-80, Amended 5-4-80, Formerly 21E-15.06, 21E-15.006, Amended 10-31-96, 11-13-97, \_\_\_\_\_.



THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: G. W. Harrell, Executive Director, Construction Industry Licensing Board, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Construction Industry Licensing Board**

RULE NO.: 61G4-15.033  
 RULE TITLE: Marine Specialty Contractor  
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 33, No. 27, July 6, 2007 issue of the Florida Administrative Weekly.

The change is in response to written comments submitted by the staff of the Joint Administrative Procedures Committee. The changes are as follows:

1. Subsection (2) shall now read as follows:
  - (2) Definition. A marine contractor is a specialty contractor qualified and certified by the board to perform any work involving the construction, repair, alteration, extension and excavation for fixed docks, floating docks, boathouses, mooring devices, mooring fields, seawalls, bulkheads, piers, wharfs, boatlifts, boat ramps, revetments, cofferdams, wave attenuators, dune crossovers and other related marine structures and activities, including pile driving, framing, concrete, masonry, dredge and fill, and wood shingle, wood shakes, or asphalt or fiberglass shingle roofing on a new structure of his or her own construction. Nothing in this rule shall be deemed to restrict or limit in any manner the scope of work authorized by law of other contractor classification.
2. Subsection (3) shall now read as follows:
  - (3) Certified Marine Contractors must maintain applicable workers' compensation and general liability insurance as required by state and federal law, including but not limited to the provisions of the Longshoremen's and Harbor Worker's Compensation Act, 33 U.S.C.A. § 901 et seq. and Title 46 U.S.C.A.
3. Subsection (4) shall now read as follows:
  - (4) Other certification procedures and fees for certified marine specialty contractors shall be the same as those provided for the certification of other contractors as defined and set forth in Sections 489.109, 489.111, 489.113, 489.114, 489.115 and 489.116 F.S.

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: G. W. Harrell, Executive Director, Construction Industry Licensing Board, Northwood Centre, 1940 North Monroe Street, Tallahassee, Florida 32399-0750

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Real Estate Commission**

RULE NO.: 61J2-3.010  
 RULE TITLE: License Reactivation Education for Brokers and Sales Associates  
 NOTICE OF CHANGE

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 33, No. 35, August 31, 2007 issue of the Florida Administrative Weekly.

**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 the August 31, 2007, issue of the Florida Administrative Code, in Vol. 33, No. 35. These changes are being made in response to comments received from the Joint Administrative Procedures Committee. The changes are as follows:

- (2) ~~Effective October 1, 2007, a~~ Δ licensee may reactivate a license that has been involuntarily inactive for more than 12 months but less than 24 months by satisfactorily completing 28 hours of a Commission-prescribed education course derived from the Florida Real Estate Commission Salesperson Course Syllabus (FREC for licensure as a sales associate Course 1). The course shall contain coverage of the following topics: Real Estate License Law and Qualifications for Licensure (Session 2); Real Estate License Law and Commission Rules (Session 3); Authorized Relationships, Duties and Disclosure (Session 4); Real Estate Brokerage Activities: Guides for Salespersons (Session 5); Violations of License Law, Penalties and Procedures (Session 6); Federal and State Laws Pertaining to Real Estate (Session 7); Real Estate Contracts (Session 11); Real Estate Related Computations and Closing of Transactions (Session 14); and Real Estate Investments and Business Opportunity Brokerage (Session 17). ~~The Course 1 hours must be based on an approved course as set forth in Rule 61J2-3.008, F.A.C. Emphasis shall be placed on the real estate law and license law portions.~~

THE PERSON TO BE CONTACTED REGARDING THESE CHANGES IS: Lori Crawford, Deputy Clerk, Division of Real Estate, 400 West Robinson Street, Suite N801, Orlando, Florida 32801

**DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION**

**Florida Real Estate Commission**

RULE NO.: 61J2-24.001  
 RULE TITLE: Disciplinary Guidelines

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 33, No. 35, August 31, 2007 issue of the Florida Administrative Weekly.

**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 the August 31, 2007, issue of the Florida Administrative Code, in Vol. 33, No. 35. These changes are being made in response to comments received from the Joint Administrative Procedures Committee. The changes are as follows:

~~(oo)(mm) Rule 61J2-10.039, F.A.C.,~~ Section 475.25(1)(c), F.S. Failure to produce records within 5 business days from receipt of request for inspection or audit or to maintain records as required.

Sections 475.22, 475.421 and 475.452, F.S., should be deleted from the Law Implemented.

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN THE FAW: December 1, 2006.

THE PERSON TO BE CONTACTED REGARDING THESE CHANGES IS: Lori Crawford, Deputy Clerk, Division of Real Estate, 400 West Robinson Street, Suite N801, Orlando, Florida 32801

**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:  
62-304.600                      Tampa Bay Basin TMDLs

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 31, No. 11, March 18, 2005 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF HEALTH**

**Board of Pharmacy**

RULE NO.:                      RULE TITLE:  
64B16-26.103                      Continuing Education Credits;  
License Renewal; Consultant  
Pharmacist License Renewal;  
Nuclear Pharmacist License  
Renewal

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 31, No. 11, March 18, 2005 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF HEALTH**

**Board of Pharmacy**

RULE NO.:                      RULE TITLE:  
64B16-27.410                      Pharmacy Technician 1:1 Ratio

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 30, No. 50, December 10, 2004 issue of the Florida Administrative Weekly has been withdrawn.

**DEPARTMENT OF HEALTH**

**Board of Pharmacy**

RULE NOS.:                      RULE TITLES:  
64B16-28.900                      Definitions – Nuclear Pharmacy  
64B16-28.902                      Nuclear Pharmacy – Minimum  
Requirements

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 31, No. 23, June 10, 2005 issue of the Florida Administrative Weekly has been withdrawn.

**FINANCIAL SERVICES COMMISSION**

**OIR – Insurance Regulation**

RULE NO.:                      RULE TITLE:  
69O-149.002                      Scope and Applicability

**NOTICE OF CORRECTION**

Notice is hereby given that the following correction has been made to the proposed rule in Vol. 33, No. 41, October 12, 2007 issue of the Florida Administrative Weekly. The publication date March 16, 2007, Vol. 33, No. 11 is incorrect and should be read as August 3, 2007, Vol. 33, No. 31.

**FINANCIAL SERVICES COMMISSION**

**OIR – Insurance Regulation**

RULE NOS.:                      RULE TITLES:  
69O-149.003                      Rate Filing Procedures  
69O-149.005                      Reasonableness of Benefits in  
Relation to Premiums  
69O-149.007                      Annual Rate Certification (ARC)  
Filing Procedures

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 33, No. 38, September 21, 2007 issue of the Florida Administrative Weekly has been withdrawn.

**FINANCIAL SERVICES COMMISSION**

**OIR – Insurance Regulation**

RULE NO.:	RULE TITLE:
690-162.203	Adoption of 2001 Commissioners Standard Ordinary (CSO) Preferred Mortality Tables for Determining Reserve Liabilities for Ordinary Life Insurance

**NOTICE OF CHANGE**

Notice is hereby given that the following changes have been made to the above proposed rule in accordance with subparagraph 120.54(3)(d)1., F.S., published in Vol. 33, No. 30, July 27, 2007, of the Florida Administrative Weekly. These changes are being made to address comments submitted by the Joint Administrative Procedures Committee. The following changes have been made to the rule:

In subsection (2) of the rule, the reference to Rule 690-138.164.020(5), has been corrected to refer to Rule 690-164.020(5). Subsection (5)(c) has been removed from the rule. The reference to subsection (7) has been corrected to refer to subsection (6).

The remainder of the reads as previously published.

**FINANCIAL SERVICES COMMISSION**

**OIR – Insurance Regulation**

RULE NOS.:	RULE TITLES:
690-186.003	Title Insurance Rates
690-186.005	Premium Schedule Applicable to “Truth in Lending” and Other Endorsements

**NOTICE OF WITHDRAWAL**

Notice is hereby given that the above rule, as noticed in Vol. 31, No. 22, June 3, 2005 issue of the Florida Administrative Weekly has been withdrawn. This does not impact the rule proceeding relating to the Notice of Proposed Rulemaking that was noticed in Vol. 33, No. 25, June 22, 2007 issue of the Florida Administrative Weekly.

**Section IV  
Emergency Rules**

**DEPARTMENT OF REVENUE**

**Property Tax Administration Program**

RULE NO.:	RULE TITLE:
12DER07-10	How to Obtain Forms Used to Disclose and Certify Compliance, or to Exercise the Option to Prefile Documents

**SPECIFIC REASONS FOR FINDING AN IMMEDIATE DANGER TO THE PUBLIC HEALTH, SAFETY OR WELFARE:** Chapter 2007-321, Laws of Florida, authorizes the Department of Revenue to adopt emergency rules that

remain in effect for 18 months and that may be renewed. This act further provides that all conditions imposed by Chapter 120, Florida Statutes, are deemed to be met.

**REASON FOR CONCLUDING THAT THE PROCEDURE IS FAIR UNDER THE CIRCUMSTANCES:** The Legislature expressly authorized the Department of Revenue to adopt emergency rules that implement the provisions of Chapter 2007-321, Laws of Florida. The law provides that these emergency rules remain in effect for a period of 18 months and that they may be renewed. The Department of Revenue has taken several actions to inform interested parties about the forms, procedures, and emergency rules that are being developed to implement this new law, and to give such parties an opportunity, to review and comment. These interested parties include Property Appraisers and the professional associations that represent them, counties, municipalities, and independent districts and their associations. The actions that the Department has taken include: requesting the assistance of other state agencies and professional associations in ascertaining if the information in the relevant sections of Chapter 2007-321, Laws of Florida, had been understood; and, establishing a new website on which to post information, forms, and procedures associated with implementation of this act; emailing and/or mailing copies of the draft forms to interested parties; and receiving public comments on the drafts of forms DR-420C, DR-420I, DR-420M, DR-487, DR-487P, and DR-487V.

**SUMMARY:** This rule explains how to obtain the forms that were previously adopted in Emergency Rule 12DER07-09. This rule is being adopted in response to comments received from the Joint Administrative Procedures Committee of the Florida Legislature.

**THE PERSON TO BE CONTACTED REGARDING THE EMERGENCY RULE IS:** Sharon Gallops, Department of Revenue, Property Tax Technical Unit, 725 S. Calhoun Street, Tallahassee, Florida 32399-0100; telephone (850)414-6108; Fax (850)488-9482; email address gallopss@dor.state.fl.us

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

12DER07-10 How to Obtain Forms Used to Disclose and Certify Compliance, or to Exercise the Option to Prefile Documents.

(1) Emergency Rule 12DER07-09, which took effect on September 14, 2007, adopted the following forms:

(a) Form DR-487P, Pre-Filing Certification of Compliance, (N. 09/07).

(b) Form DR-420C, County Maximum Millage Levy Calculation Final Disclosure (N. 09/07).

(c) Form DR-420I, Independent Special District Maximum Millage Levy Calculation Final Disclosure (N. 09/07).

(d) Form DR-420M, Municipality Maximum Millage Levy Calculation Final Disclosure (N. 09/07).

(e) Form DR-487V, Vote Record for Final Adoption of 2007-2008 Millage Levy (N. 09/07).

(f) Form DR-487, Certification of Compliance (R. 09/07).

(2) A copy of the forms listed in subsection (1) above may be obtained by signing on to the Department's Internet site using the address <http://dor.myflorida.com/dor/property/07/specforms/emergforms.html>.

(3) The Department had previously sent an email to all taxing authorities telling them that the forms would be available on this site.

Specific Authority Section 9 of Ch. 2007-321, L.O.F. Law Implemented Sections 1. through 11. of Ch. 2007-321, L.O.F. History--New 10-23-07.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: October 23, 2007

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

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

**DEPARTMENT OF THE LOTTERY**

RULE NO.:	RULE TITLE:
53ER07-63	\$100,000 Hold 'Em Poker™ "Win A Seat" Second Chance Drawing

SUMMARY: The Department of the Lottery will conduct a Hold 'Em Poker "Win A Seat" Second Chance Drawing between October 1, 2007 and December 2, 2007, in which special prizes will be awarded.

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

THE FULL TEXT OF THE EMERGENCY RULE IS:

53ER07-63 \$100,000 Hold 'Em Poker™—"Win A Seat" Second Chance Drawing.

(1) Beginning Monday, October 1, 2007 through Sunday, December 2, 2007, players can enter their non-winning \$100,000 Hold 'Em Poker™ ticket(s) in the "Win a Seat" Second Chance Drawing on the Florida Lottery Web site to win World Poker Tour® prizes.

(2) The "Win a Seat" Second Chance Drawing will be held on December 5, 2007. A total of 10 prizes will be awarded: one Grand Prize of a World Poker Tour™-Tournament prize package with entry into a World Poker Tour Tournament and nine second prizes of World Poker Tour merchandise prize packs. The winner of the Grand Prize must select a World Poker Tour Tournament that is held within one year of accepting the prize. The World Poker Tour™-Tournament prize package, valued at approximately \$15,000, includes: entry into a World Poker Tour Tournament with a maximum buy in of \$10,000; round trip coach airfare to tournament location for two (2); hotel accommodations at tournament location (one room, double occupancy for six nights/seven days); one thousand dollars (\$1,000) spending money; two (2) tickets to tournament finals (one ticket if the winner advances to the final round); two (2) merchandise prize packs.

The second prizes of official World Poker Tour merchandise prize packs, valued at \$560, include: quad folding poker game table top; 300 chip set with dealer button; sunglasses; set of eight tumblers; baseball cap; pair of watches.

(3) To enter a non-winning ticket into the "Win a Seat" Second Chance Drawing, players must visit the Florida Lottery's Web site at [www.flalottery.com](http://www.flalottery.com), click on the "Win a Seat" Second Chance Drawing icon and follow the directions to input their non-winning ticket number(s). The ticket number is a 22-digit number printed across the bottom on the front of a \$100,000 Hold 'Em Poker ticket. The odds of winning are dependent upon the number of entries received. Players may enter as many times as they wish during the contest period. However, each valid ticket number may only be used one time, for one entry into the drawing. Winning \$100,000 Hold 'Em Poker tickets cannot be used for entry into a Second Chance drawing.

(4) A computerized drawing will be held on December 5, 2007, from all entries received before 12:00 midnight ET, Sunday, December 2, 2007. A total of twenty entries will be drawn. The first valid entry drawn will win the Grand Prize of a World Poker Tour™ Tournament prize package, and the second through tenth valid entries drawn will win a second prize of World Poker Tour™ merchandise prize packs. The second through tenth valid entries will be used, in the order in which they were drawn, to select an alternate grand prize winner in the event the grand prize cannot be awarded to the first entry drawn. The eleventh through twentieth entries drawn will be alternates for the second prizes and, if necessary, will be substituted for disqualified entries in the order that the entries are disqualified.

The Florida Lottery will attempt to notify prizewinners by telephone, certified mail or e-mail no later than one week after the winners are drawn. If the Florida Lottery is unable to contact the grand prize winner within three weeks of the date of the drawing, the winner will forfeit his or her right to claim the prize and the Florida Lottery will award the prize to an

alternate winner as described above. If the Florida Lottery is unable to contact the alternate winner within three weeks of forfeiture by the initial winner, the alternate winner will forfeit his or her right to claim the prize and the Florida Lottery will award the prize to a second alternate winner. This process will continue until an alternate is contacted or the Florida Lottery has exhausted the list of available alternates, in which case the grand prize will not be awarded. The process to select alternate second prize winners will commence upon completion of the process to select the grand prize winner.

(5) All entries are subject to validation by the Florida Lottery and may be disqualified if eligibility requirements are not met. To claim a "Win a Seat" Second Chance Drawing prize, the player must submit to the Lottery the original valid non-winning ticket bearing the entry number selected in the drawing. Without such ticket, the player will forfeit his or her right to claim a prize. Winners must submit the valid entry ticket along with a completed Winner Claim Form to the Florida Lottery no later than three (3) weeks from the winner's receipt of the forms. The grand prize winner must also submit an Acceptance and Release form and an Internal Revenue Service form W-9. Winners who cannot produce a valid entry ticket and/or do not return their Winner Claim Form as set forth above will forfeit their right to claim the prize. The Winner Claim Form DOL 173-2, revised 9/05, Spanish Winner Claim Form DOL 173-2S, revised 9/05, and the Acceptance and Release form DOL-471, effective 9/07, are incorporated herein by reference and may be obtained at any Lottery office or retailer, from the Florida Lottery's website at [www.flalottery.com](http://www.flalottery.com), or by writing the Florida Lottery, Public Information, 250 Marriott Drive, Tallahassee, Florida 32399-4016. The Internal Revenue Service Form W-9, *Request for Taxpayer Identification Number and Certification*, revised 11/05, is incorporated herein by reference and may be obtained at any Lottery office, from the Florida Lottery's website at [www.flalottery.com](http://www.flalottery.com), by writing the Florida Lottery, Public Information, 250 Marriott Drive, Tallahassee, Florida 32399-4016, or from the Internal Revenue Service.

The winner of the World Poker Tour Tournament prize package will be provided instructions for making airline and hotel reservations. Reservations must be made at least 30 days prior to the tournament. Winners of World Poker Tour merchandise prize packs will receive their prizes within two weeks of receipt by the Lottery of all required documentation.

(6) Federal income tax withholding for the value of the World Poker Tour Tournament prize package will be paid by the Florida Lottery. Any additional federal, state and/or local taxes or other fees are the responsibility of the winner.

(7) A cash option of \$15,000 is available to the winner in lieu of the World Poker Tour Tournament prize package. Federal income tax withholding will be deducted from the cash prize.

(8) The right to claim a prize cannot be assigned to another person or entity. The winner may designate another person who is at least 18 years of age to receive the Tournament prize package provided such designation is made at the time of executing the Acceptance and Release Form. In such case, the value of the Tournament prize package will remain taxable income to the winner.

(9) All prizes are subject to the provisions of Chapter 24, Florida Statutes, and rules promulgated thereunder, including the official "Win a Seat" Second Chance Drawing rule. Prizes will be paid in accordance with the rules of the Florida Lottery governing payment of prizes. Copies of the current prize payment rules and the "Win a Seat" Second Chance Drawing rule can be obtained from the Florida Lottery, Office of the General Counsel, 250 Marriott Drive, Tallahassee, Florida 32399-4011.

(10) Players must be at least 18 years of age. Persons prohibited by Section 24.116, Florida Statutes, from purchasing a Florida Lottery ticket are not eligible to play.

(11) A player entering into the Hold 'Em Poker<sup>TM</sup> "Win A Seat" Second Chance Drawing is deemed to have granted permission for the Florida Lottery to photograph and/or videotape and record the prizewinner with or without prior notification and to use the name, photograph, videotape, and/or recording of the prizewinner for advertising or publicity purposes without additional compensation.

(12) The "Win a Seat" Second Chance Drawing shall be public, held in Tallahassee, Florida, and witnessed by an accountant employed by an independent certified public accounting firm. The results of the drawing will be available after the drawing on the Florida Lottery's Website at [www.flalottery.com](http://www.flalottery.com), by phone at (850)487-7777, or at a Lottery retailer.

(13) If the winner of the World Poker Tour Tournament prize package is identified as owing an outstanding debt to a state agency or child support collected through a court, the debt will be collected in lieu of award of the prize. If the debt of the World Poker Tour Tournament prize package winner is an amount less than the cash option value of \$15,000, the winner shall receive any excess cash value once applicable Federal Withholding Tax has been deducted and the debt has been satisfied. If the debt is an amount greater than \$15,000, the entire cash value of the prize remaining after deduction of applicable Federal Withholding Tax will be applied toward the outstanding debt as provided in Section 24.115, Florida Statutes.

Specific Authority 24.105(9), 24.109(1) FS. Law Implemented 24.105(9), 24.115(1) FS. History--New 10-19-07. Replaces 53ER07-58.

THIS RULE TAKES EFFECT UPON BEING FILED WITH THE DEPARTMENT OF STATE UNLESS A LATER TIME AND DATE IS SPECIFIED IN THE RULE.

EFFECTIVE DATE: October 19, 2007

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

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

**DEPARTMENT OF STATE**

NOTICE IS HEREBY GIVEN that on October 12, 2007, the Department of State, received a petition for Variance of section IX(H) of the Public Library Construction Grant Guidelines, which is incorporated by reference into Rule 1B-2.011, F.A.C., from Volusia County. This Petition seeks a second extension or variance from the rule that gives a recipient of a public library construction grant, 540 days from the date of the grant award to place the library construction project under contract. The subject rule allows no exceptions to the 540-day deadline, unless the grant recipient is involved in litigation associated with the construction project.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Lisa Ginn, Agency Clerk, Office of the General Counsel, Department of State, 500 Bronough Street, Tallahassee, FL 32399-0250.

The Department of State will accept comments concerning this petition for 14 days from the date of publication of this notice. To be considered, comments must be received on or before 5:00 p.m., Eastern Standard Time, on the 14th day after publication of this notice, at the Department of State, Office of the General Counsel, 500 South Bronough Street, Tallahassee, FL 32399-0250.

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

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

**WATER MANAGEMENT DISTRICTS**

NOTICE IS HEREBY GIVEN THAT on October 16, 2007, the South Florida Water Management District ("District"), received a petition for waiver from the City of Miami Springs, Application Number 07-1015-1, for utilization of Works of Lands of the District known as the C-6 Canal, Miami-Dade, for installation of a guardrail; Section 3, Township 53 South, Range 40 East, Miami-Dade County. The petition seeks relief from subsections 40E-6.011(4) and (6), Florida Administrative

Code, which governs the placement of permanent and semi-permanent above-ground structures within 40 feet of top of the canal bank within the Works or Lands of the District and paragraph 40E-6.601(4)(g), Florida Administrative Code, which governs the Permit Application Processing Fees for Standard Permit Applications.

A copy of the Petition for Variance or Waiver may be obtained by contacting Juli Triola at (561)682-6268 or email at [jtriola@sfwmd.gov](mailto:jtriola@sfwmd.gov). The District will accept comments concerning the petition for 14 days from the date of publication of this notice. To be considered, comments must be received by end of business on the 14th day at the South Florida Water Management District, 3301 Gun Club Road, MSC 1411, West Palm Beach, FL 33406, Attn: Juli Triola, Office of Counsel.

NOTICE IS HEREBY GIVEN that on October 11, 2007, the South Florida Water Management District has issued an order.

The SFWMD Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat., (SFWMD 2007-691-DAO-ROW) to Collier County Board of County Commissioners. The petition for waiver was received by the SFWMD on July 10, 2007. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 33, No. 31, on August 3, 2007. No public comment was received. This Order provides a waiver for the installation of new poles and the removal of existing concrete poles that support the traffic signals to be replaced by master arms within the right of way of the Airport Road Canal; Section 1, 2, 35 & 36, Township 48 & 49 South, Range 25 East, Collier County. Specifically, the Order grants a waiver from subsections 40E-6.011(4), (6), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), Fla. Admin. Code, which governs the placement of above-ground permanent and/or semi-permanent facilities within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent Petitioner from suffering a substantial hardship.

A copy of the Order may be obtained by contacting: Juli Triola at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680; telephone number (561)682-6268; or by e-mail [jtriola@sfwmd.gov](mailto:jtriola@sfwmd.gov).

NOTICE IS HEREBY GIVEN that on October 11, 2007, the South Florida Water Management District (SFWMD), has issued an order.

The SFWMD Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2007-690-DAO-ROW), to Collier County Board of County Commissioners. The petition for waiver was received by the SFWMD on July 10, 2007. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 33, No. 31, on August 3, 2007. No public comment was received. This Order provides a waiver for the proposed placement of light poles and master arms, traffic signals, turn lanes and guardrails within the right of way of the Henderson Creek Canal; Multiple Sections, Township 48 & 49 South, Range 26 East, Collier County. Specifically, the Order grants a waiver from subsections 40E-6.011(4), (6), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), Fla. Admin. Code, which governs the placement of above-ground permanent and/or semi-permanent facilities within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) the Order granting a waiver from the subject rule would prevent Petitioner from suffering a substantial hardship.

A copy of the Order may be obtained by contacting: Juli Triola at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680; telephone number (561)682-6268; or by e-mail [jtriola@sfwmd.gov](mailto:jtriola@sfwmd.gov).

NOTICE IS HEREBY GIVEN that on October 11, 2007, the South Florida Water Management District (SFWMD) has issued an order.

The SFWMD Governing Board issued an Order Denying Portion and Approving Portion of Application for Right of way Occupancy Standard Permit, and Denying Portion and Granting Portion of Petition for Waiver under Section 120.542, Fla. Stat. (SFWMD 2007-689-DAO-ROW), to Alligator Alley Pipeline Company, subsidiary of Calumet Pipeline Holdings, LLC. The petition for waiver was received by the SFWMD on June 28, 2007. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 33, No. 29, on July 20, 2007. No public comment was received. This Order provides a waiver for the existing unauthorized pipeline and its appurtenant works and denial of that portion of the Petition for Waiver to testing of the pipeline located within the South Fork of the new River, North new River, Water Conservation Area 3A, and crossing L-37, L-38, Miami Canal (C-123), L-28 and L-28 Interceptor Canal; Multiple Sections, Township 49 & 50 South, Range 36 East through 42 East, Broward and Collier Counties. Specifically,

the Order grants a waiver from subsections 40E-6.011(4), (6), Fla. Admin. Code, and the Basis of Review for Use or Occupancy of the Works or Lands of the District Permit Applications within the South Florida Water Management District, incorporated by reference in subsection 40E-6.091(1), Fla. Admin. Code, which governs the placement of above-ground permanent and/or semi-permanent facilities within Works or Lands of the District and denies the request for waiver from subsection 40E-6.221(2), Fla. Admin. Code. Generally, the Order sets forth the basis of the Governing Board decision to grant the portion of the waiver, as follows: 1) the existing facilities will not significantly interfere with the SFWMD's ability to perform necessary construction, alteration, operation and maintenance activities; and 2) it is a violation of District rules to abandon the pipeline. The Order further sets forth the basis of the Governing Board decision to deny the portion of the waiver and permit requesting authorization to test and operate the pipeline, as follows: 1) the testing or reactivation of the pipeline for petroleum transport carries an inherent risk for spills and consequent environmental harm which would conflict with provision of Section 373.016, F.S.; and 2) is contrary to District subsections 40E-6.1011(1), (2) and 40E-6.221(2), Fla. Admin. Code.

A copy of the Order may be obtained by contacting: Juli Triola at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680; telephone number (561)682-6268; or by e-mail [jtriola@sfwmd.gov](mailto:jtriola@sfwmd.gov).

NOTICE IS HEREBY GIVEN that on October 11, 2007, the South Florida Water Management District (SFWMD) has issued an order.

The SFWMD Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2007-692-DAO-ROW) to John Carl Clements. The petition for waiver was received by the SFWMD on August 29, 2007. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 33, No. 37, on September 14, 2007. No public comment was received. This Order provides a waiver for the proposed temporary vehicular use of L-28 right of way from U.S. 41 to the northerly terminus of L-28 to gain access to the petitioner's camp/cabin which is located approximately 3 miles from L-28 in Collier County under Right of Way Occupancy Permit Number 13117; Multiple Sections, Township 52, 53, 54 South, Range 35 East, Miami-Dade and Broward County. Specifically, the Order grants a waiver of subsection 40E-6.221(9), Fla. Admin. Code, which governs the requirement that, except for both private and public utilities, an applicant must own or lease the land lying adjacent to the District Work within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the granting of this waiver

will not significantly interfere with the District's current ability to perform necessary construction, alteration, operation and routine maintenance activities property interests and ability to construct, operate and maintain Works and Lands of the District activities; and 2) the Order granting a waiver from the subject rule would prevent the Petitioner from suffering a substantial hardship.

A copy of the Order may be obtained by contacting: Juli Triola at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680; telephone number (561)682-6268; or by e-mail [jtriola@sfwmd.gov](mailto:jtriola@sfwmd.gov).

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NOTICE IS HEREBY GIVEN that on October 11, 2007, the South Florida Water Management District (SFWMD) has issued an order.

The SFWMD Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2007-693-DAO-ROW) to Anthony Sabatino, Sr.. The petition for waiver was received by the SFWMD on August 29, 2007. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 33, No. 37, on September 14, 2007. No public comment was received. This Order provides a waiver for the proposed temporary vehicular use of L-28 right of way from U.S. 41 to the northerly terminus of L-28 to gain access to the petitioner's camp/cabin which is located approximately 3 miles from L-28 in Collier County under Right of Way Occupancy Permit Number 13117; Multiple Sections, Township 52, 53, 54 South, Range 35 East, Miami-Dade and Broward County. Specifically, the Order grants a waiver of subsection 40E-6.221(9), Fla. Admin. Code, which governs the requirement that, except for both private and public utilities, an applicant must own or lease the land lying adjacent to the District Work within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the granting of this waiver will not significantly interfere with the District's current ability to perform necessary construction, alteration, operation and routine maintenance activities property interests and ability to construct, operate and maintain Works and Lands of the District activities; and 2) the Order granting a waiver from the subject rule would prevent the Petitioner from suffering a substantial hardship.

A copy of the Order may be obtained by contacting: Juli Triola at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680; telephone number (561)682-6268; or by e-mail [jtriola@sfwmd.gov](mailto:jtriola@sfwmd.gov).

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NOTICE IS HEREBY GIVEN that on October 11, 2007, the South Florida Water Management District (SFWMD) has issued an order.

The SFWMD Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2007-694-DAO-ROW) to Edwin L. Young. The petition for waiver was received by the SFWMD on August 29, 2007. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 33, No. 37, on September 14, 2007. No public comment was received. This Order provides a waiver for the proposed temporary vehicular use of L-28 right of way from U.S. 41 to the northerly terminus of L-28 to gain access to the petitioner's camp/cabin which is located approximately 3 miles from L-28 in Collier County under Right of Way Occupancy Permit Number 13117; Multiple Sections, Township 52, 53, 54 South, Range 35 East, Miami-Dade and Broward County. Specifically, the Order grants a waiver of subsection 40E-6.221(9), Fla. Admin. Code, which governs the requirement that, except for both private and public utilities, an applicant must own or lease the land lying adjacent to the District Work within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the granting of this waiver will not significantly interfere with the District's current ability to perform necessary construction, alteration, operation and routine maintenance activities property interests and ability to construct, operate and maintain Works and Lands of the District activities; and 2) the Order granting a waiver from the subject rule would prevent the Petitioner from suffering a substantial hardship.

A copy of the Order may be obtained by contacting: Juli Triola at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680; telephone number (561)682-6268; or by e-mail [jtriola@sfwmd.gov](mailto:jtriola@sfwmd.gov).

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NOTICE IS HEREBY GIVEN that on October 11, 2007, the South Florida Water Management District (SFWMD) has issued an order.

The SFWMD Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat. (SFWMD 2007-695-DAO-ROW) to Michael C. Grant. The petition for waiver was received by the SFWMD on August 29, 2007. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 33, No. 37, on September 14, 2007. No public comment was received. This Order provides a waiver for the proposed temporary vehicular use of L-28 right of way from U.S. 41 to the northerly terminus of L-28 to gain access to the petitioner's camp/cabin which is located approximately 3 miles from L-28 in Collier County under Right of Way Occupancy Permit Number 13117; Multiple Sections, Township 52, 53, 54 South, Range 35 East, Miami-Dade and Broward County. Specifically, the Order grants a waiver of subsection 40E-6.221(9), Fla. Admin. Code, which governs the



requirement that, except for both private and public utilities, an applicant must own or lease the land lying adjacent to the District Work within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the granting of this waiver will not significantly interfere with the District's current ability to perform necessary construction, alteration, operation and routine maintenance activities property interests and ability to construct, operate and maintain Works and Lands of the District activities; and 2) the Order granting a waiver from the subject rule would prevent the Petitioner from suffering a substantial hardship.

A copy of the Order may be obtained by contacting: Juli Triola at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680; telephone number (561)682-6268; or by e-mail [jtriola@sfwmd.gov](mailto:jtriola@sfwmd.gov).

NOTICE IS HEREBY GIVEN that on October 11, 2007, the South Florida Water Management District (SFWMD) has issued an order.

The SFWMD Governing Board issued an Order Granting Waiver under Section 120.542, Fla. Stat., (SFWMD 2007-696-DAO-ROW) to Mario Richard Cappelletti. The petition for waiver was received by the SFWMD on August 29, 2007. Notice of receipt of the petition requesting the waiver was published in the Florida Administrative Weekly, Vol. 33, No. 37, on September 14, 2007. No public comment was received. This Order provides a waiver for the proposed temporary vehicular use of L-28 right of way from U.S. 41 to the northerly terminus of L-28 to gain access to the petitioner's camp/cabin which is located approximately 3 miles from L-28 in Collier County under Right of Way Occupancy Permit Number 13117; Multiple Sections, Township 52, 53, 54 South, Range 35 East, Miami-Dade and Broward County. Specifically, the Order grants a waiver of subsection 40E-6.221(9), Fla. Admin. Code, which governs the requirement that, except for both private and public utilities, an applicant must own or lease the land lying adjacent to the District Work within Works or Lands of the District. Generally, the Order sets forth the basis of the Governing Board decision to grant the waiver, as follows: 1) the granting of this waiver will not significantly interfere with the District's current ability to perform necessary construction, alteration, operation and routine maintenance activities property interests and ability to construct, operate and maintain Works and Lands of the District activities; and 2) the Order granting a waiver from the subject rule would prevent the Petitioner from suffering a substantial hardship.

A copy of the Order may be obtained by contacting: Juli Triola at the South Florida Water Management District, 3301 Gun Club Road, MSC 1410, West Palm Beach, FL 33406-4680; telephone number (561)682-6268; or by e-mail [jtriola@sfwmd.gov](mailto:jtriola@sfwmd.gov).

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#### DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE IS HEREBY GIVEN THAT on October 16, 2007, the Division of Pari-Mutuel Wagering, Department of Business and Professional Regulation, received a petition for Waiver and Variance from NCR CORPORATION, Petitioner, in DBPR Case No. 2007056998 (VW 2007-275). 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 Field Operations Director 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 waiver and variance 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 or Waiver may be obtained by contacting: Agency Clerk, Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida 32399.

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NOTICE IS HEREBY GIVEN that on October 08, 2007, the Board of Accountancy, received a petition for Elizabeth L. Perry, seeking a variance or waiver of paragraph 61H1-28.0052(1)(b), Florida Administrative Code, which requires that candidates must pass all four test sections of the CPA Examination within a rolling eighteen-month period, which begins on the date that the first test section passed is taken.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607, or by telephone, (352)333-2505. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

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NOTICE IS HEREBY GIVEN that on October 02, 2007, the Board of Accountancy, received a petition for H. Allan Shore, seeking a variance or waiver of subsection 61H1-31.001(10), Florida Administrative Code, and the requirement that a licensee pay a \$50.00 delinquency fee for submitting a CPE reporting form after July 15th of the licensee's reestablishment period. Petitioner is also seeking a variance or waiver of paragraph 61H1-33.003(1)(b), F.A.C., that requires additional continuing education hours in Accounting and Auditing as penalty for licensees who do not meet the June 30th deadline.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Veloria Kelly, Division Director, Board of Accountancy, 240 N.W. 76th Dr., Suite A, Gainesville, Florida 32607, or by telephone, (352)333-2505. Comments on this petition should be filed with the Board of Accountancy within 14 days of publication of this notice.

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#### DEPARTMENT OF ENVIRONMENTAL PROTECTION

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

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#### DEPARTMENT OF HEALTH

NOTICE IS HEREBY GIVEN that on October 16, 2007, the Board of Clinical Laboratory Personnel, received a petition for variance or waiver from Petitioner Beulah F. Briones, who seeks a variance from Rule 64B3-5.003, Florida Administrative Code, with respect to the qualification requirements for a medical technologist.

A copy of the Petition for Variance or Waiver may be obtained by contacting: Joe Baker, Jr., Executive Director, Board of Clinical Laboratory Personnel, 4052 Cypress Way, Bin #C07, Tallahassee, Florida 32399-3257, within 14 days of publication of this notice.

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NOTICE IS HEREBY GIVEN THAT on October 17, 2007, the Board of Medicine has issued an order.

The Petition for Waiver and/or Variance was filed by Laith Kasir, M.D., on August 15, 2007, seeking a waiver or variance from subsection 64B8-4.009(5), F.A.C., with regard to the requirement for official transcripts from Petitioner's medical school. The Notice was published in Vol. 33, No. 35, of the F.A.W., on August 31, 2007. The Credentials Committee, at its meeting held on September 29, 2007, recommended that Petitioner's request for waiver or variance be granted. The Board, at its meeting held on October 6, 2007, accepted the Committee's recommendation and voted to grant the Petition for Waiver finding that the Petitioner demonstrated a substantial hardship and met the purpose of the underlying statute.

A copy of the Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

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NOTICE IS HEREBY GIVEN THAT on October 17, 2007, the Board of Medicine has issued an order.

The Petition for Waiver and/or Variance was filed by Habib John Komari, M.D., on August 22, 2007, seeking a waiver or variance from subsection 64B8-4.009(5), F.A.C., with regard to the requirement for official transcripts from Petitioner's medical school. The Notice was published in Vol. 33, No. 36,

of the F.A.W., on September 7, 2007. The Credentials Committee, at its meeting held on September 29, 2007, recommended that Petitioner's request for waiver or variance be granted. The Board, at its meeting held on October 6, 2007, accepted the Committee's recommendation and voted to grant the Petition for Waiver finding that the Petitioner demonstrated a substantial hardship and met the purpose of the underlying statute.

A copy of the Order may be obtained by contacting: Board of Medicine, 4052 Bald Cypress Way, Bin #C03, Tallahassee, Florida 32399-3053.

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NOTICE IS HEREBY GIVEN that on October 10, 2007, the Board of Podiatric Medicine has issued an order.

The Order is regarding the Petition for Waiver or Variance, filed on July 2, 2007, by Eustace Vivian Allen. The Notice of Petition for Waiver or Variance was published in Vol. 33, No. 29, of the July 20, 2007, Florida Administrative Weekly. The Petitioner sought a waiver or variance of Rule 64B18-11.001, F.A.C., entitled "Application for Licensure" with regard to the requirement that an application for licensure is not complete unless and until it contains verification of a passing score from the examination of the National Board of Podiatric Medical Examiners, including Part I, Part II, and the PMLexis Examination administered after August of 1996. The Petitioner also sought a waiver or variance of Rule 64B18-11.002, F.A.C., entitled "Examination of Licensure" which adopts the national examinations administered under the auspices of the National Board of Medical Examiners, including Part I, Part II and the PMLexis Examination, as the examination for licensure in Florida, provided that the applicant for licensure has taken and passed the PMLexis Examination after August of 1996. The Board considered the instant Petition at a duly-noticed public meeting, held September 21, 2007, in Tampa, Florida.

The Board's Order granted the petition finding that Petitioner established that the purpose of the underlying statute, Section 461.006, Florida Statutes, would be met by granting a variance or waiver from Rules 64B18-11.001 and 64B18-11.002, F.A.C. The Board further found that Petitioner established that applying the requirements of the aforementioned Rules to his circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Order may be obtained by contacting: Joe Baker, Executive Director, Board of Podiatric Medicine, Board of Podiatry/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3258.

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NOTICE IS HEREBY GIVEN that on October 19, 2007, the Board of Podiatric Medicine has issued an order.

The Order is regarding the Petition for Waiver or Variance, filed on August 31, 2007, by Frederick Nicholas Day. The Notice of Petition for Waiver or Variance was published in Vol.

33, No. 37, of the September 14, 2007, Florida Administrative Weekly. The Petitioner sought a waiver or variance of Rule 64B18-11.001, F.A.C., entitled "Application for Licensure" with regard to the requirement that an application for licensure is not complete unless and until it contains verification of a passing score from the examination of the National Board of Podiatric Medical Examiners, including Part I, Part II, and the PMLexis Examination administered after August of 1996. The Petitioner also sought a waiver or variance of Rule 64B18-11.002, F.A.C., entitled "Examination of Licensure" which adopts the national examinations administered under the auspices of the National Board of Medical Examiners, including Part I, Part II and the PMLexis Examination, as the examination for licensure in Florida, provided that the applicant for licensure has taken and passed the PMLexis Examination after August of 1996. The Board considered the instant Petition at a duly-noticed telephonic meeting, held October 15, 2007.

The Board's Order granted the petition finding that Petitioner established that the purpose of the underlying statute, Section 461.006, Florida Statutes, would be met by granting a variance or waiver from Rules 64B18-11.001 and 64B18-11.002, F.A.C. The Board further found that Petitioner established that applying the requirements of the aforementioned Rules to his circumstances would violate principles of fairness and impose substantial hardship.

A copy of the Order may be obtained by contacting: Joe Baker, Executive Director, Board of Podiatric Medicine, Board of Podiatry/MQA, 4052 Bald Cypress Way, Bin #C07, Tallahassee, Florida 32399-3258.

#### **FLORIDA HOUSING FINANCE CORPORATION**

NOTICE IS HEREBY GIVEN that on September 21, 2007, the Florida Housing Finance Corporation has issued an order.

The Florida Housing Finance Corporation gives notice of the entry of an Order Granting a Petition for Waiver or Variance  
NAME OF THE PETITIONER: Fox Hollow Associates, Ltd.

DATE PETITION WAS FILED: June 26, 2007

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Paragraphs 67-21.003(14)(j) and 67-48.004(14)(j), Florida Administrative Code

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION:

Florida Administrative Weekly, July 6, 2007, Vol. 33, No. 27

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER:

September 21, 2007

#### **THE GENERAL BASIS FOR THE DECISION:**

The purpose of the underlying statute is to make loans to Eligible Housing Providers and Eligible Home Buyers for the construction of affordable housing. The waiver will further this purpose.

A copy of the Order may be obtained by contacting: A copy of the Order is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at Florida Housing Finance Corporation, 227 N. Bronough St., Suite 5000, Tallahassee, FL 32301-1329. Requests for copies or inspections should be made to: Sherry Green, Public Records Clerk, at the above address, telephone (850)488-4197 or e-mail to [Sherry.Green@floridahousing.org](mailto:Sherry.Green@floridahousing.org).

NOTICE IS HEREBY GIVEN that on September 21, 2007, the Florida Housing Finance Corporation has issued an order.

The Florida Housing Finance Corporation gives notice of the entry of an Order Granting a Petition for Waiver or Variance:

NAME OF THE PETITIONER: Morris Court II, Ltd.

DATE PETITION WAS FILED: August 22, 2007

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Paragraph 67-48.004(14)(e), Florida Administrative Code

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION:

Florida Administrative Weekly, August 31, 2007, Vol. 33, No. 35

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER:

September 21, 2007

#### **THE GENERAL BASIS FOR THE DECISION:**

The purpose of the underlying statute is to make loans to Eligible Housing Providers and Eligible Home Buyers for the construction of affordable housing. The waiver will further this purpose.

A copy of the Order may be obtained by contacting: A copy of the Order is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at Florida Housing Finance Corporation, 227 N. Bronough St., Suite 5000, Tallahassee, FL 32301-1329. Requests for copies or inspections should be made to: Sherry Green, Public Records Clerk, at the above address, telephone (850)488-4197 or e-mail to [Sherry.Green@floridahousing.org](mailto:Sherry.Green@floridahousing.org).

NOTICE IS HEREBY GIVEN that on September 21, 2007, the Florida Housing Finance Corporation has issued an order.

The Florida Housing Finance Corporation gives notice of the entry of an Order Granting a Petition for Waiver or Variance

NAME OF THE PETITIONER: Sea Grape Apartments, Ltd.

DATE PETITION WAS FILED: August 22, 2007

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Paragraph 67-48.004(14)(e), Florida Administrative Code  
REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION:

Florida Administrative Weekly, August 31, 2007, Vol. 33, No. 35

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER:

September 21, 2007

THE GENERAL BASIS FOR THE DECISION:

The purpose of the underlying statute is to make loans to Eligible Housing Providers and Eligible Home Buyers for the construction of affordable housing. The waiver will further this purpose.

A copy of the Order may be obtained by contacting: A copy of the Order is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at Florida Housing Finance Corporation, 227 N. Bronough St., Suite 5000, Tallahassee, FL 32301-1329. Requests for copies or inspections should be made to: Sherry Green, Public Records Clerk, at the above address, telephone (850)488-4197 or e-mail to Sherry.Green@floridahousing.org.

NOTICE IS HEREBY GIVEN that on September 21, 2007, the Florida Housing Finance Corporation has issued an order.

The Florida Housing Finance Corporation gives notice of the entry of an Order Granting a Petition for Waiver or Variance  
NAME OF THE PETITIONER: Pebble Hill Estates Limited Partnership

DATE PETITION WAS FILED: August 20, 2007

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Paragraph 67-48.004(14)(e), Florida Administrative Code (2005)

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION:

Florida Administrative Weekly, August 31, 2007, Vol. 33, No. 35

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER:

September 21, 2007

THE GENERAL BASIS FOR THE DECISION:

The purpose of the underlying statute is to make loans to Eligible Housing Providers and Eligible Home Buyers for the construction of affordable housing. The waiver will further this purpose.

A copy of the Order may be obtained by contacting: A copy of the Order is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at Florida Housing Finance Corporation, 227 N. Bronough St., Suite 5000, Tallahassee, FL 32301-1329.

Requests for copies or inspections should be made to: Sherry Green, Public Records Clerk, at the above address, telephone (850)488-4197 or e-mail to Sherry.Green@floridahousing.org.

NOTICE IS HEREBY GIVEN that on September 21, 2007, the Florida Housing Finance Corporation has issued an order.

The Florida Housing Finance Corporation gives notice of the entry of an Order Denying a Petition for Waiver or Variance  
NAME OF THE PETITIONER: Spinal Cord Living-Assistance Development, Inc.

DATE PETITION WAS FILED: July 31, 2007

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Paragraph 67-48.004(14)(n), Florida Administrative Code  
REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION:

Florida Administrative Weekly, August 10, 2007, Vol. 33, No. 32

THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION DENIED THE VARIANCE OR WAIVER:

September 21, 2007

THE GENERAL BASIS FOR THE DECISION:

The purpose of the underlying statute is to make loans to Eligible Housing Providers and Eligible Home Buyers for the construction of affordable housing. The waiver will further this purpose.

A copy of the Order may be obtained by contacting: A copy of the Order is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at Florida Housing Finance Corporation, 227 N. Bronough St., Suite 5000, Tallahassee, FL 32301-1329. Requests for copies or inspections should be made to: Sherry Green, Public Records Clerk, at the above address, telephone (850)488-4197 or e-mail to Sherry.Green@floridahousing.org.

NOTICE IS HEREBY GIVEN that on September 21, 2007, the Florida Housing Finance Corporation has issued an order.

The Florida Housing Finance Corporation gives notice of the entry of an Order Granting a Petition for Waiver or Variance  
NAME OF THE PETITIONER: Tallman Pines Associates II, Ltd.

DATE PETITION WAS FILED: July 18, 2007

RULE NUMBER AND NATURE OF THE RULE FROM WHICH THE WAIVER OR VARIANCE IS SOUGHT: Part II.A.2.c.(1) of the 2006 RRLP Application Instructions and Part II.A.2.a.(2) of the 2006 Universal Application Instructions, Florida Administrative Code

REFERENCE TO THE PLACE AND DATE OF THE PUBLICATION OF THE NOTICE OF PETITION:

Florida Administrative Weekly, July 27, 2007, Vol. 33, No. 30  
THE DATE THE BOARD OF DIRECTORS OF FLORIDA HOUSING FINANCE CORPORATION APPROVED THE VARIANCE OR WAIVER:

September 21, 2007

THE GENERAL BASIS FOR THE DECISION

The purpose of the underlying statute is to make loans to Eligible Housing Providers and Eligible Home Buyers for the construction of affordable housing. The waiver will further this purpose.

A copy of the Order may be obtained by contacting: A copy of the Order is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at Florida Housing Finance Corporation, 227 N. Bronough St., Suite 5000, Tallahassee, FL 32301-1329. Requests for copies or inspections should be made to: Sherry Green, Public Records Clerk, at the above address, telephone (850)488-4197 or e-mail to Sherry.Green@floridahousing.org.

## Section VI

### Notices of Meetings, Workshops and Public Hearings

#### DEPARTMENT OF STATE

The Central Florida Citizens Advisory Board for the **Department of State, Division of Historical Resources** announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, November 16, 2007, 10:00 am.

PLACE: Centro Asturiano, 1913 N. Nebraska Avenue, Tampa, FL 33602

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Business Meeting.

A copy of the agenda may be obtained by writing: Central Regional Office, 1802 East 9th Avenue, Tampa, FL 33605.

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

#### DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES

The Florida **Department of Agriculture and Consumer Services** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, November 14, 2007, 5:30 p.m.

PLACE: Florida Horse Park, 11008 South Highway 475, Ocala, Florida 32276

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the planning, construction and operations of the Florida Horse Park located in Marion County.

A copy of the agenda may be obtained by contacting: Richard Gunnels, (850)488-3022 or gunnels@doacs.state.fl.us.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Richard Gunnels, (850)488.3022 or gunnels@doacs.state.fl.us If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Department of Agriculture and Consumer Services** announces a public meeting to which all persons are invited.

DATE AND TIME: November 13, 2007, 8:30 a.m.

PLACE: Eyster Auditorium, Doyle Conner Building, 3125 Conner Boulevard, Tallahassee, Florida 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Organizational meeting of the Consumer Fireworks Task Force.

A copy of the agenda may be obtained by contacting: Jeff Vowell, Division of Forestry, 3125 Conner Boulevard, Tallahassee, Florida 32399 or call (850)414-0843.

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: Jeff Vowell, Division of Forestry, 3125 Conner Boulevard, Tallahassee, Florida 32399 or call (850)414-0843.

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: Jeff Vowell, Division of Forestry, 3125 Conner Boulevard, Tallahassee, Florida 32399 or call (850)414-0843.

The **Florida Agriculture in the Classroom, Inc.**, Board of Directors will meet for a regularly scheduled board meeting to which all interested persons are invited.

DATE AND TIME: Tuesday, November 13, 2007, 10:00 a.m.  
PLACE: Florida Institute of Phosphate Research, 1855 W. Main St., Bartow, FL 33830

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**DEPARTMENT OF EDUCATION**

The **Florida Conflict Resolution Consortium and the Committee** for a Sustainable Emerald Coast announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 8, 2007, 8:30 a.m. – 4:00 p.m. CST

PLACE: Watercolor Inn, 34 Goldenrod Circle, Santa Rosa Beach, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee for a Sustainable Emerald Coast will meet to bring all subcommittee recommendations together for presentation and to begin final preparation of the report that will be compiled in December. Public workshops will begin at conclusion of the committee meeting.

A copy of the agenda may be obtained by contacting: Lisa Fowler (850)644-7063.

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: Lisa Fowler (850)644-7063. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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The **Florida School for the Deaf and the Blind** President Search Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, November 14, 2007, 1:30 p.m.

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

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

A copy of the agenda may be obtained by contacting: Elmer Dillingham, President, Florida School for the Deaf and the Blind - 207 N. San Marco Avenue, St. Augustine, FL 32084, or by calling (904)827-2000

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: Elmer Dillingham at the aforementioned address. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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The **Commission for Independent Education** announces a public meeting to which all persons are invited.

DATES AND TIMES: November 15, 2007, 10:00 a.m. and November 16, 2007, 9:00 a.m.

PLACE: Regal Sun Resort, 1850 Hotel Plaza Boulevard, Lake Buena Vista, Florida 32830

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Commission for Independent Education will consider: All Non-Degree Granting Institutions on November 15, 2007 and all Degree Granting Institutions on November 16, 2007 for the following: Disciplinary Matters, Informal Hearings, Institutions Ordered to Appear Back Before the Commission, New Applications for Licensure, Institutional Applications for Program Modifications and Additional Programs, Application for Annual License, Motions for Extension of License, Motions for Request for Extension of Time to Comply with Contingencies, Reports, Approved Applicant Letters Sent, Licenses Sent, Closed Schools, Agent Training Programs, Annual Renewals, Extension of Annual License, Licenses by Means of Accreditation, Annual Reviews of License By Means of Accreditation, Substantive Change Applications, Name Change Applications. The Attorney and Executive Director Reports as well as Applications for Exemption for Religious Colleges will be considered on November 16, 2007.

A copy of the agenda may be obtained by contacting: Commission for Independent Education, 325 West Gaines Street, Suite 1414, Tallahassee, Florida 32399-0400.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: 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 **Gulf Coast Community College** District Board of Trustees will hold its monthly meeting as follows: Contact person for the meeting is: Dr. Jim Kerley, President.

DATE AND TIME: November 8, 2007, 10:00 a.m.

PLACE: Gulf Coast Community College, Student Union West, Room 306

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Meeting.

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The **Florida Rehabilitation Council** announces the following meetings:

MEETING: FRC Quarterly Meeting

DATES AND TIME: November 28-30, 2007, TBA

PLACE: Florida Mall Hotel, 1500 Sand Lake Road, Orlando, Florida 32809, (407)859-1500

MEETING: FRC Informational Fair

DATE AND TIME: November 29, 2007, 1:00 p.m. – 3:00 p.m.

PLACE: Goodwill Industries of Central Florida, 7531 Orange Blossom Trail, Orlando, Florida 32809

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting/workshop of the Florida Rehabilitation Council.

A copy of the agenda or additional meeting location information may be obtained by contacting the Florida Rehabilitation Council at 2002 Old Saint Augustine Road, Building A, Tallahassee, FL 32301-4862, telephone (850)245-3397. Any interested parties that need further information may contact Yolanda Manning at (850)245-3320.

COMMITTEE MEETINGS: Please note that committees of the Florida Rehabilitation Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting. Persons who want to be notified of such meeting may request to be put on mailing list for such notices by writing to Yolanda Manning at the Council's address.

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#### DEPARTMENT OF LAW ENFORCEMENT

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

DATE AND TIME: Wednesday, November 28, 2007, 1:30 p.m.

PLACE: The Florida Hotel and Conference Center at The Florida Mall, 1500 Sand Lake Road, Orlando, Florida 32809

GENERAL SUBJECT MATTER TO BE CONSIDERED: Medical Examiners Commission Meeting.

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.

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: 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.

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

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

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The **Department of Revenue** announces a public meeting to which all persons are invited.

DATE AND TIME: November 14, 2007, during a regular meeting of the Governor and Cabinet, which begins at 9:00 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: Approval of the proposed repeal of Rule 12-3.011, F.A.C., (General; Procedure-Department Personnel Disciplinary Procedures and Standards), Rule 12A-1.0141, F.A.C. (Sales and Use Tax-Equipment Used to Deploy Internet Related Broadband Technologies in a Florida Network Access Point; Refund Procedures), and Rule 12B-7.0225, F.A.C. (Severance Tax and Fees-Computation of Phosphate Rock Tax Rate). Approval of the proposed amendments to Rule 12A-1.097, F.A.C. (Sales and Use Tax-Public Use Forms), Rule 12A-16.008, F.A.C. (Rental Car Surcharge-Public Use Forms), Rule Chapter 12A-19, F.A.C. (Communications Services Tax), Rule 12B-4.003, F.A.C. (Documentary Stamp Tax-Public Use Forms), Rule 12B-5.150, F.A.C. (Fuels and Pollutants-Public Use Forms), Rule 12B-8.0016, F.A.C. (Insurance Premium Taxes, Fees, and Surcharges), Rule 12B-8.003, F.A.C. (Insurance Premium Taxes, Fees, and Surcharges-Public Use Forms), and Rule 12C-1.051, F.A.C. (Corporate Income Tax-Forms). Notices of Proposed Rulemaking for these proposed rule changes were published in the Florida Administrative Weekly on August 10, 2007 (Vol. 33, No. 32, pp. 3607-3611; 3615-3619) and on September 21, 2007 (Vol. 33, No. 32, pp. 4348-4358).

A copy of the agenda may be obtained by contacting: Larry Green at (850)922-4830.

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#### DEPARTMENT OF TRANSPORTATION

The Florida **Department of Transportation**, District Four Tentative Work Program, Fiscal Years July 1, 2008 through June 30, 2013, announces public hearings to which all interested persons are invited. Specific notice is provided to the Broward County, Indian River County (Vero Beach), Martin County (Stuart), Palm Beach County, and St. Lucie County Metropolitan Planning Organizations.

DATE/TIME/PLACE: Appointed dates, times, and places for specific counties are listed below.

GENERAL SUBJECT MATTER TO BE CONSIDERED: These public hearings are being conducted pursuant to Section 339.135(4)(c), Florida Statutes, as amended. The purpose of these public hearings is to present the Department's Tentative Five Year Work Program for Fiscal Years 2008/09-2012/13, which contains a listing of Project Phases to be undertaken during that time frame. These Hearings also will include consideration of proposed projects for Florida's Turnpike Enterprise System as applicable.

SPECIFIC DATES AND TIMES:

BROWARD COUNTY:

DATE AND TIME: Thursday, December 13, 2007, 1:30 p.m.

PLACE: Broward County Governmental Center, Room 422, County Commission Chambers, 115 South Andrews Avenue, Fort Lauderdale, Florida 33301

PALM BEACH COUNTY:

DATE AND TIME: Monday, December 10, 2007, 1:30 p.m.

PLACE: Palm Beach County Governmental Center, County Commission Chambers, 6th Floor, 301 N. Olive Avenue, West Palm Beach, Florida 33401

ST. LUCIE, MARTIN, AND INDIAN RIVER COUNTIES:

DATE AND TIME: Wednesday, December 5, 2007, 5:00 p.m.

PLACE: St. Lucie County Administration Building, 2300 Virginia Avenue, Fort Pierce, Florida 34982

All Interested person are invited to attend and be heard. Assistance for disabled persons may be arranged by contacting Michael DeRosa (954)777-4627 or Julie Lucas, (954)777-4631, Florida Department of Transportation, District 4, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309-3421, at least ten days prior to the public hearings. Written comments from the Metropolitan Planning Organizations and other interested parties will be received by the Department at the public hearing and within ten days after the public hearing. Comments should be addressed to Mr. James Wolfe, P.E., District Secretary, Florida Department of Transportation, 3400 West Commercial Boulevard, Fort Lauderdale, Florida 33309-3421

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

DATE AND TIME: November 29, 2007, Project Information, 5:30 p.m. – 6:30 p.m., beginning at 6:30 p.m., the formal portion of the Public Hearing (involving a project presentation and a public testimony period)

PLACE: Lakefront Park Banquet Hall (2nd Floor), 1104 Lakeshore Boulevard, St. Cloud, Florida 34769

GENERAL SUBJECT MATTER TO BE CONSIDERED: This hearing is being held to allow interested persons an opportunity to express their views concerning the location, conceptual design, social, economic, and environmental effects of State Project Number 239681-1-22-01, otherwise known as State Road (SR) 500 (US 192/441) Project Development &

Environment (PD&E) Study. The project study generally covers an area from Aeronautical Drive to Holopaw Road (SR 15 / US 441) in Osceola County, a distance of 20.6 miles. The project is a proposed widening from four to six lanes. The six lane section of SR 500 (US 192/441) from Budinger Avenue to Eastern Avenue in St. Cloud, approximately 2 miles, is not included in the analysis. The project is needed to provide additional capacity to the roadway.

This study has also identified potential access management classification changes in the study corridor. The preferred alternative includes changing SR 500 (US 192/441) from Aeronautical Drive to Budinger/Columbia Avenue from access class 3 to access class 5 and changing SR 500 (US 192/441) from Eastern Avenue to Narcoossee Road from access class 3 to access class 5.

Persons who require special accommodations under the Americans with Disabilities Act or persons who require translation services (free of charge) should contact Lance Decuir, (386)943-5383 or in writing at FDOT District Five, 719 South Woodland Boulevard, M.S. #501, DeLand, Florida 32720-6834 at least seven days prior to the meeting.

A copy of the agenda may be obtained by writing to Mr. Decuir at the above address.

Public participation is solicited without regard to race, color, national origin, age, sex, religion, disability or family status.

#### **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**

The Florida **Public Service Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, November 20, 2007, 9:30 a.m.

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

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Public Service Commission will consider at its November 20, 2007, Agenda Conference, Docket No. 070653-EI, Application by Progress Energy Florida, Inc., 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 or otherwise incur during 2008 any combination of equity securities and long-term debt securities and other long-term obligations, consisting of up to \$2.0 billion of any combination of equity securities and long-term debt securities and obligations. Additionally, the Company requests authority to



issue, sell or otherwise incur during 2008 and 2009 any combination of additional equity and debt securities and obligations consisting of up to \$1 billion outstanding at any time of short-term debt, including commercial paper, bank loans or loans from affiliates, which amount shall be in addition to and in excess of the amount the Company is authorized to issue pursuant to Section 366.04, Florida Statutes, which permits the Company to issue short-term securities aggregating to more than five percent of the par value of the Company's other outstanding securities.

A copy of the agenda may be obtained by contacting: The Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

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: The Office of Commission Clerk, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850, (850)413-6770. 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: Katherine Fleming, Senior Attorney, 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: November 20, 2007, 9:30 a.m.

PLACE: Betty Easley Conference Center, Joseph P. Cresse Hearing Room 148, 4075 Esplanade Way, 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 the conference agenda may be allowed to address the Commission, either informally or by oral argument, when those items are taken up for discussion at the conference, pursuant to Rules 25-22.0021 and 25-22.0022, F.A.C.

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, see Copying Charges for Commission Records), by contacting the Office of Commission Clerk, (850)413-6770 or writing to the Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850. The agenda and recommendations are also accessible on the PSC Website, at <http://www.floridapsc.com>, at no charge. Persons deciding to appeal any decisions made by the Commission with respect to any matter considered at this conference 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. In accordance with the Americans with Disabilities Act, persons needing a special accommodation at this conference should contact the Office of Commission Clerk no later than 48 hours prior to the conference at (850)413-6770 or via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service. Assistive Listening Devices are available at the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

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The Florida **Public Service Commission** announces its Internal Affairs Meeting, to which all interested persons are invited.

DATE AND TIME: November 20, 2007, Immediately following the Commission Conference which commences at 9:30 a.m.; Joseph P. Cresse Hearing Room 148.

PLACE: 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 the Office of Commission Clerk, Florida Public Service Commission, 2540 Shumard Oak Boulevard, Tallahassee, Florida 32399-0850.

In accordance with the Americans with Disabilities Act, persons needing a special accommodation at this conference should contact the Office of Commission Clerk no later than 48 hours prior to the conference at (850)413-6770 or via 1(800)955-8770 (Voice) or 1(800)955-8771 (TDD) Florida Relay Service. Assistive Listening Devices are available at the Office of Commission Clerk, Betty Easley Conference Center, Room 110.

\*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/>.

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## EXECUTIVE OFFICE OF THE GOVERNOR

The **Governor's Office of Adoption and Child Protection** announces a public meeting to which all persons are invited.

DATE AND TIME: November 29, 2007, 8:30 a.m. – 4:30 p.m.

PLACE: Senate Office Building, Room 110, The Capitol, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Members will discuss the 2005-2010 Plan for Prevention of Child Abuse, Abandonment, & Neglect and the 2007 Progress Report, as well as other child protection and permanency related issues.

A copy of the agenda may be obtained by contacting: Emily McAllister, Staff Assistant, (850)921-2015.

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: Emily McAllister, Staff Assistant, (850)921-2015. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Emily McAllister, Staff Assistant, (850)921-2015

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by calling (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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### REGIONAL PLANNING COUNCILS

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

DATE AND TIME: Monday, November 12, 2007, 3:30 p.m.

PLACE: Niceville City Hall

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular business of the West Florida Regional Planning Council Executive Committee

A copy of the agenda may be obtained by contacting: Leslie Chaffee, (850)332-7976, ext. 245, [leslie.chaffee@wfrpc.org](mailto:leslie.chaffee@wfrpc.org).

For more information, you may contact: Leslie Chaffee, (850)332-7976, ext. 245, [leslie.chaffee@wfrpc.org](mailto:leslie.chaffee@wfrpc.org).

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

DATE AND TIME: November 12, 2007, 4:00 p.m.

PLACE: Niceville City Hall, Niceville, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular business of the West Florida Regional Planning Council.

A copy of the agenda may be obtained by contacting Leslie Chaffee at (850)332-7976, ext. 245 or [leslie.chaffee@wfrpc.org](mailto:leslie.chaffee@wfrpc.org).

For more information, you may contact Leslie Chaffee at (850)332-7976, ext. 245 or [leslie.chaffee@wfrpc.org](mailto:leslie.chaffee@wfrpc.org).

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

DATE AND TIME: November 9, 2007, 9:30 a.m.

PLACE: Clariant Administration Building, 4044 N. E. 54 Avenue, Gainesville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida Local Emergency Planning Committee.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Suite A, Gainesville, Florida 32653-1603.

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

DATE AND TIME: November 9, 2007, 1:30 p.m.

PLACE: Charles F. Justice Conference Room, North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Gainesville, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the North Central Florida Regional Planning Council Regional Hazardous Materials Response Team Policy Board.

A copy of the agenda may be obtained by contacting: North Central Florida Regional Planning Council, 2009 N. W. 67 Place, Suite A, Gainesville, Florida 32653-1603.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 business days before the workshop/meeting by calling (352)955-2200. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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The **Local Emergency Planning Committee** announces a public meeting to which all persons are invited.

DATE AND TIME: November 14, 2007, 10:00 a.m.

PLACE: Northeast Florida Regional Council

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Northeast Florida Regional Council Local Emergency Preparedness Committee announces the following public meeting to which all persons are invited. Notice is also given that two or more members of Boards of County Commissioners, City/Town Councils/Commissions and other entities covered under Chapter 286, Florida Statutes may attend and speak at the meeting.

A copy of the agenda may be obtained by contacting: The Northeast Florida Regional Council, 6850 Belfort Oaks Place, Jacksonville, FL 32216

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: Debbie Dale at (904)279-0885, ext. 167. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Debbie Dale at (904)279-0885, ext. 167 or email: [ddale@nefrc.org](mailto:ddale@nefrc.org).

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

DATE AND TIME: November 14, 2007, 9:30 a.m.

PLACE: Highlands County Health Department Conference Room, 7205 South George Boulevard, Sebring, FL 33871

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular monthly meeting of the Council and/or it's Executive Committee.

A copy of the agenda may be obtained by contacting: Patricia M. Steed, Executive Director.

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

For more information, you may contact: Patricia M. Steed, CFRPC Executive Director, 555 East Church Street, Bartow, FL 33830, (863)534-7130.

The **Central Florida Regional Planning Council**, Local Emergency Planning Committee announces a public meeting to which all persons are invited.

DATE AND TIME: November 6, 2007, 9:30 a.m.

PLACE: Highlands County Agri-Civic Center, 4509 West George Blvd., Sebring, FL 33875

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Bi-Monthly Meeting of the LEPC and its Sub-Committees, to discuss the provisions of the Emergency Planning and Community Right to Know.

A copy of the agenda may be obtained by contacting: Chuck Carter, Program Director.

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

For more information, you may contact: Chuck Carter, Program Director, CFRPC, 555 East Church Street, Bartow, FL 33830, (863)534-7130, ext. 107.

The **Tampa Bay Local Emergency Planning Committee (LEPC)** District VIII, Training Subcommittee announces a public meeting to which all persons are invited. announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, November 28, 2007, 9:30 a.m.

PLACE: 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, FL 33782-6136

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of the Florida District VIII LEPC Training Subcommittee and discuss and implement provisions of the Emergency Planning and Community Right-to-Know Act (EPCRA).

A copy of the agenda may be obtained by contacting: Bill Lofgren, (727)570-5151, ext. 33.

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: Bill Lofgren, (727)570-5151, ext. 33. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Bill Lofgren, (727)570-5151, ext. 33.

The **Tampa Bay Local Emergency Planning Committee (LEPC)** District VIII, announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, November 28, 2007, 10:30 a.m.

PLACE: 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, FL 33782

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of the Florida District VIII LEPC and discuss and implement provisions of the Emergency Planning and Community Right-to-Know Act (EPCRA).

A copy of the agenda may be obtained by contacting: Bill Lofgren, (727)570-5151, ext. 33.

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: Bill Lofgren, (727)570-5151, ext. 33. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Bill Lofgren, (727)570-5151, ext. 33.

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The **Tampa Bay Regional Planning Council**, Executive/Budget Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, December 10, 2007, 9:00 a.m.

PLACE: 4000 Gateway Centre Blvd., Suite 100, Pinellas Park, FL 33782

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

For more information, you may contact Wren Krahl at (727)570-5151, ext. 22.

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The **Tampa Bay Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, December 10, 2007, 10:00 a.m.

PLACE: 4000 Gateway Centre Blvd., #100, Pinellas Park, FL 33782

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

A copy of the agenda may be obtained by contacting [www.tbrpc.org](http://www.tbrpc.org).

For more information, you may contact Wren Krahl at (727)570-5151, ext. 22.

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The **Tampa Bay Regional Planning Council**, Legislative Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, December 10, 2007, 11:30 a.m.

PLACE: 4000 Gateway Centre Blvd., #100, Pinellas Park, FL 33782

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

A copy of the agenda may be obtained by contacting Wren Krahl at (727)570-5151, ext. 22.

For more information, you may contact Wren Krahl at (727)570-5151, ext. 22.

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The **Tampa Bay Regional Planning Council**, Agency on Bay Management announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, December 13, 2007, 9:00 a.m.

PLACE: 4000 Gateway Centre Blvd., #100, Pinellas Park, FL 33782

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

A copy of the agenda may be obtained by contacting [www.tbrpc.org](http://www.tbrpc.org).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting Wren Krahl at (727)570-5151, ext. 22. 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 Suzanne Cooper at (727)570-5151, ext. 32.

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The **Tampa Bay Regional Planning Council**, Clearinghouse Review Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, December 17, 2007, 9:30 a.m.

PLACE: 4000 Gateway Centre Blvd., #100, Pinellas Park, FL 33782

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

A copy of the agenda may be obtained by contacting [www.tbrpc.org](http://www.tbrpc.org).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting Wren Krahl at (727)570-5151, ext. 22. 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 Wren Krahl at (727)570-5151, ext. 22.

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

DATE AND TIME: Thursday, November 8, 2007, 10:00 a.m.

PLACE: Southwest Florida Regional Planning Council, 1st Floor, Conference Room, 1926 Victoria Avenue, Fort Myers, FL 33901

GENERAL SUBJECT MATTER TO BE CONSIDERED: SWFRPC Lower West Coast Watersheds Subcommittee to discuss water quality issues that are affecting the Southwest Florida Region.

A copy of the agenda may be obtained by contacting: Mr. David Crawford, Senior Planner at [dcrawford@swfrpc.org](mailto:dcrawford@swfrpc.org) or (239)338-2550, ext. 226.

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: Mrs. Nichole L. Gwinnett at [ngwinnett@swfrpc.org](mailto:ngwinnett@swfrpc.org) or (239)338-2550, ext. 232. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Mr. David Crawford, Senior Planner at [dcrawford@swfrpc.org](mailto:dcrawford@swfrpc.org) or (239)338-2550, ext. 226.

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

DATE AND TIME: Thursday, November 15, 2007, 9:00 a.m.

PLACE: Southwest Florida Regional Planning Council, 1st Floor, Conference Room, 1926 Victoria Avenue, Fort Myers, FL 33901

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Southwest Florida Regional Planning Council regular monthly board meeting to discuss and take action, if needed, on various issues affecting the Southwest Florida Region.

A copy of the agenda may be obtained by contacting: Mrs. Nichole Gwinnett, [ngwinnett@swfrpc.org](mailto:ngwinnett@swfrpc.org) or (239)338-2550, ext. 232 or our website [www.swfrpc.org](http://www.swfrpc.org).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Mrs. Nichole Gwinnett, [ngwinnett@swfrpc.org](mailto:ngwinnett@swfrpc.org) or (239)338-2550, ext. 232 or our website [www.swfrpc.org](http://www.swfrpc.org). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Mrs. Nichole Gwinnett, [ngwinnett@swfrpc.org](mailto:ngwinnett@swfrpc.org) or (239)338-2550, ext. 232 or our website [www.swfrpc.org](http://www.swfrpc.org).

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

DATE AND TIME: Thursday, November 15, 2007, 11:00 a.m.  
PLACE: Southwest Florida Regional Planning Council, 1st Floor, Conference Room, 1926 Victoria Avenue, Fort Myers, FL 33901

GENERAL SUBJECT MATTER TO BE CONSIDERED: SWFRPC Lower West Coast Watersheds Subcommittee will be reviewing and discussing water quality issues affecting Southwest Florida's waterways.

A copy of the agenda may be obtained by contacting: Mr. David Crawford at [dcrawford@swfrpc.org](mailto:dcrawford@swfrpc.org) or (239)338-2550, ext. 226.

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: Mrs. Nichole Gwinnett at [ngwinnett@swfrpc.org](mailto:ngwinnett@swfrpc.org) or (239)338-2550, ext. 232. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact Mr. David Crawford at [dcrawford@swfrpc.org](mailto:dcrawford@swfrpc.org) or (239)338-2550, ext. 226.

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The **Regional Business Alliance** announces a public meeting to which all persons are invited.

DATE AND TIME: November 14, 2007, 2:00 p.m. – 4:00 p.m.

PLACE: South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021

GENERAL SUBJECT MATTER TO BE CONSIDERED: Monthly Meeting.

A copy of the agenda may be obtained by writing the South Florida Regional Planning Council, 3440 Hollywood Boulevard, Suite 140, Hollywood, Florida 33021 or by contacting (954)985-4416. The Regional Business Alliance is comprised of business leaders from Miami-Dade, Broward, and Palm Beach counties, including members of the South Florida Regional Transportation Authority.

If you are hearing or speech impaired, please contact the South Florida Regional Planning Council at (954)967-4152 Ext. 40 (TDD) if you require additional information regarding the meeting above. If you require special accommodations because of a disability or physical impairment, please contact the Council at (954)985-4416 at least five calendar days prior to the meeting.

A copy of the agenda may be obtained by contacting: Isabel Cosio Carballo.

The **Treasure Coast Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: December 14, 2007, 9:00 a.m.

PLACE: Wolf High Technology Center, Indian River Community College Chastain Center, 2400 S.E. Salerno Road, Stuart, FL 34997

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct a meeting of the Treasure Coast Regional Planning Council Nominating Committee.

A copy of the agenda may be obtained by contacting: Liz Gulick (772)221-4060.

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: Liz Gulick (772)221-4060. 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 **Treasure Coast Regional Planning Council** announces a public meeting to which all persons are invited.

DATE AND TIME: December 14, 2007, 9:30 a.m.

PLACE: Wolf High Technology Center, Indian River Community College Chastain Campus, 2400 S. E. Salerno Road, Stuart, FL 34997

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the Annual meeting of the Council.

A copy of the agenda may be obtained by contacting: Liz Guick, (772)221-4060.

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: Liz Guick, (772)221-4060. 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).

**REGIONAL TRANSPORTATION AUTHORITIES**

The **South Florida Regional Transportation Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 15, 2007, 9:30 a.m.

PLACE: Palm Tran, 3201 Electronics Way, West Palm Beach, FL 33407

GENERAL SUBJECT MATTER TO BE CONSIDERED: Operations Technical Committee Meeting.

A copy of the agenda may be obtained by contacting the SFRTA Operations Office at (954)788-7945.

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: Executive Office, 800 N. W. 33rd Street, Suite 100, Pompano Beach, Florida 33064. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **South Florida Regional Transportation Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Tuesday, November 20, 2007, 2:00 p.m.

PLACE: Main Conference Room of SFRTA's Administrative Offices, located at 800 N. W. 33rd Street, Pompano Beach, FL 3306

GENERAL SUBJECT MATTER TO BE CONSIDERED: Marketing Committee Meeting.

A copy of the agenda may be obtained by contacting: SFRTA Marketing Office, (954)788-7935

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: Executive Office, 800 N.W. 33rd Street, Suite 100, Pompano Beach, Florida 33064.

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

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

**WATER MANAGEMENT DISTRICTS**

The **R. O. Ranch Inc.**, a Florida non-profit corporation, announces a public meeting to which all persons are invited.

DATE AND TIME: November 8, 2007, 6:30 p.m.

PLACE: Fiddler's Restaurant, Steinhatchee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Development of equestrian facilities on district-owned lands.

A copy of the agenda may be obtained by contacting: Gwen Lord, Administrative Assistant at (386)362-1001 or gal@srwmd.org.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting by contacting: Gwen Lord at Administrative Assistant, (386)362-1001 or gal@srwmd.org. If you are hearing or

speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Gwen Lord, Administrative Assistant at (386)362-1001 or gal@srwmd.org.

The **Suwannee River Water Management District** announces a public meeting to which all persons are invited.

**DATES AND TIMES:** November 8, 2007, 8:30 a.m. – Board Meeting; November 8, 2007, 2:00 p.m. – Workshop; November 9, 2007, 8:30 a.m. – Workshop

**PLACE:** Board Meeting – Lafayette County Commission Room, 2nd Floor, Lafayette County Courthouse, Corner of Fletcher and Maine, Mayo, FL

**PLACE:** Workshops will be held at Fiddler's Restaurant, 1306 S.E. Riverside Drive, Steinhatchee, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Board Meeting – to consider District business, and conduct public hearings on regulatory and land acquisition matters. Workshops – Review of District Programs

A copy of the agenda may be obtained by contacting: Lisa Cheshire, (386)362-1001.

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: Lisa Cheshire 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 **St. Johns River Water Management District** announces a hearing to which all persons are invited.

**DATE AND TIME:** November 13, 2007, following the Governing Board meeting which begins at 1:00 p.m.

**PLACE:** St. Johns River Water Management District Headquarters, 4049 Reid Street, Palatka, Florida 32177

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** The adoption of proposed interim rules to include a balanced regulatory approach for protecting the public interest against excessive stress on the water resources of an area of Central Florida referred to as the Central Florida Coordination Area, providing for allocations of available groundwater and expeditious development of supplemental water supply projects to avoid the adverse effects of competition as well as harm to the water resources. The public hearing on October 9, 2007, was continued to November 13, 2007, to allow an

economist to prepare a Statement of Estimated Regulatory Costs in response to a proposal for lower cost regulatory alternative, and to allow for consideration of any changes to the proposed rule in response to comments from the Joint Administrative Procedures Committee or other persons.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: District Clerk at (386)329-4127 or (386)329-4450 (TDD). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **Southwest Florida Water Management District** (SWFWMD) announces a public meeting to which all persons are invited.

**DATE AND TIME:** Tuesday, November 13, 2007, 9:30 a.m.

**PLACE:** SWFWMD Tampa Service Office, 7601 Hwy. 301 N., Tampa, FL

**GENERAL SUBJECT MATTER TO BE CONSIDERED:** Basin Board Education Committee: Consider Committee business. Ad Order 26281

A copy of the agenda may be obtained by contacting: SWFWMD Executive Department, 2379 Broad Street, Brooksville, Florida 34604; 1(800)423-1476 (Florida) or (352)796-7211; Frances Sesler at extension 4608.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: General Services Department, 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only 1(800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: SWFWMD Executive Department at the address above.

The **Southwest Florida Water Management District** (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, November 14, 2007, 9:00 a.m.

PLACE: Crystal Springs Nature Preserve, 1609 Crystal Springs Road, Zephyrhills, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Dialogues on Funding and Tools for Florida Land and Water Conservation: To discuss a successor program to Florida Forever to better protect local and regional land acquisition and management priorities. Ad Order 26281

A copy of the agenda may be obtained by contacting: SWFWMD, Executive Department, 2379 Broad Street, Brooksville, Florida 34604; 1(800)423-1476 (Florida) or (352)796-7211; Frances Sesler at extension 4608.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: General Services Department, 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only 1(800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: SWFWMD Executive Department at the address above.

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The **Southwest Florida Water Management District** (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Saturday, November 17, 2007, 8:00 a.m.

PLACE: Lowry Park Boat Ramp, 7525 N. Boulevard, Tampa, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: 20th Annual Mayor's Hillsborough River and Waterways Cleanup: Hillsborough River cleanup and picnic. Ad Order 26281

A copy of the agenda may be obtained by contacting: SWFWMD Executive Department, 2379 Broad Street, Brooksville, Florida 34604; 1(800)423-1476 (Florida) or (352)796-7211; Frances Sesler at extension 4608.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: General Services Department, 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only 1(800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: SWFWMD Executive Department at the address above.

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The **Southwest Florida Water Management District** (SWFWMD) announces a public meeting to which all persons are invited.

DATE AND TIME: Saturday, November 17, 2007, 10:00 a.m.

PLACE: Weedon Island, 1800 Weedon Drive N. E., St. Petersburg, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Weedon Island Exhibit Gallery Opening: Exhibit gallery opening and dedication ceremony. Ad Order 26281

A copy of the agenda may be obtained by contacting: SWFWMD, Executive Department, 2379 Broad Street, Brooksville, Florida 34604; 1(800)423-1476 (Florida) or (352)796-7211; Frances Sesler at extension 4608.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: General Services Department, 1(800)423-1476 (Florida) or (352)796-7211, extension 4527, TDD only 1(800)231-6103. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: SWFWMD Executive Department at the address above.

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The **Southwest Florida Water Management District**, Green Industry Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 29, 2007, 9:00 a.m.

PLACE: Tampa Service Office, 7601 Highway 301 North, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a regularly scheduled meeting of the Green Industry Advisory Committee to discuss committee business and issues. A copy of the agenda may be obtained by contacting: SWFWMD, 2379 Broad Street, Brooksville, FL 34604-6899 or 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4402.



Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting the General Services Department at 1(800)423-1476, ext. 4527, TDD only 1(800)231-6103. 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 Adrienne Hirsch at the above address.

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The **Southwest Florida Water Management District**, Agricultural Advisory Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Thursday, November 29, 2007, 1:30 p.m.

PLACE: Tampa Service Office, 7601 Highway 301 North, Tampa, FL 33637

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is a regularly scheduled meeting of the Agricultural Advisory Committee to discuss committee business and issues.

A copy of the agenda may be obtained by contacting: SWFWMD, 2379 Broad Street, Brooksville, FL 34604-6899 or 1(800)423-1476 (FL Only) or (352)796-7211, ext. 4402.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 3 days before the workshop/meeting by contacting the General Services Department at 1(800)423-1476, ext. 4527 or TDD only 1(800)231-6103. 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 Adrienne Hirsch at the above address.

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

Governing Board Workshop

DATE AND TIME: November 14, 2007, 1:00 p.m.

PLACE: The Largo Key Conference Center, Key Largo Bay Marriott Beach Resort, 103800 Overseas Highway, Key Largo, FL 33037

Governing Board Meeting

DATE AND TIME: November 15, 2007, 9:00 a.m.

PLACE: The Largo Key Conference Center, Key Largo Bay Marriott Beach Resort, 103800 Overseas Highway, Key Largo, FL 33037

All or part of these meetings may be conducted as a teleconference in order to permit maximum participation by Governing Board members. The Governing Board may take official action at the meeting on any item appearing on the

agenda and on any item that is added to the agenda as a result of a change to the agenda approved by the presiding officer of the meeting pursuant to Section 120.525, Florida Statutes. Governing Board action may be taken at the Governing Board Workshop or Meeting. If Workshop items are not discussed on 11/14, the items may be discussed on 11/15.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Governing Board to discuss and consider District business, including regulatory and non-regulatory matters and may include an amendment to the District's Fiscal Year 2008 budget to revise revenues and expenditures.

A copy of the agenda may be obtained by contacting: Jacki McGorty, (561)682-2087, or at [https://my.sfwmd.gov/portal/page?\\_pageid=2574,13014318&\\_dad=portal&\\_schema=PORTAL](https://my.sfwmd.gov/portal/page?_pageid=2574,13014318&_dad=portal&_schema=PORTAL)

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: District Clerk's Office (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: District Clerk's Office (561)682-2087.

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The **South Florida Water Management District** announces a hearing to which all persons are invited.

DATE AND TIME: November 15, 2007, 9:00 a.m.

PLACE: Key Largo Bay Marriott Beach Resort, 103800 Overseas Highway, Key Largo, FL 33037

GENERAL SUBJECT MATTER TO BE CONSIDERED: Continuation of the public hearing regarding the adoption of proposed interim rules to include a balanced regulatory approach for protecting the public interest against excessive stress on water resources of Central Florida, providing for allocations of available groundwater and expeditious development of supplemental water supply projects to avoid the adverse effects of competition as well as harm to the water resources. The public hearing on October 11, 2007, has been continued to November 15, 2007, to allow an economist to prepare a Statement of Estimated Regulatory Costs, and to allow for consideration of any changes to the proposed rule in response to comments from the Joint Administrative Procedures Committee or other persons. Rules 40E-2.091 Publications Incorporated by Reference; 40E-2.301 Conditions

for Issuance of Permits; 40E-2.321 Duration of Permit; 40E-2.331 Modification of Permits; 40E-2.381 Limiting Conditions

A copy of the agenda may be obtained by contacting: the District Clerk's Office, (561)682-2087 or [www.sfwmd.gov](http://www.sfwmd.gov).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: South Florida Water Management District Clerk, 1 (800)432-2045, ext. 2087 or (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Keith R. Smith, Deputy Department Director Water Supply, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 6620 or (561)682-6620, email: [ksmith@sfwmd.gov](mailto:ksmith@sfwmd.gov), or Elizabeth D. Ross, Senior Specialist Attorney, Office of Counsel, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045, ext. 6257 or (561)682-6257, email: [bross@sfwmd.gov](mailto:bross@sfwmd.gov). For procedural questions contact: Jan Sluth, Paralegal, South Florida Water Management District, P. O. Box 24680, West Palm Beach, FL 33416-4680, 1(800)432-2045 ext. 6299 or (561)682-6299, email: [jsluth@sfwmd.gov](mailto:jsluth@sfwmd.gov).

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

DATE AND TIME: Thursday, November 15, 2007, 6:00 p.m. – 9:00 p.m.

PLACE: South Dade Regional Library, 10750 S. W. 211 Street, Miami, FL 33189

GENERAL SUBJECT MATTER TO BE CONSIDERED: Public Meeting to review and discuss the Preliminary 30% design of the C-111 Spreader Canal, Phase I project.

A copy of the agenda may be obtained by contacting: Kimberley Koptak, Project Manager, Palm Beach County Service Center at (561)682-6163 or [kkoptak@sfwmd.gov](mailto:kkoptak@sfwmd.gov).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting the District Clerk's Office at (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact the District Clerk's Office at (561)682-2087.

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

DATE AND TIME: November 27, 2007, 10:00 a.m.

PLACE: South Florida Water Management District Headquarters, 3301 Gun Club Road, West Palm Beach, FL 33406

GENERAL SUBJECT MATTER TO BE CONSIDERED: Quarterly meeting of the Everglades Technical Oversight Committee (TOC)

A copy of the agenda may be obtained by contacting: (1) District Website (<http://www.sfwmd.gov/org/ema/toc/draftagenda.html>) or (2) by writing to the South Florida Water Management District, Mail Stop 2130, P. O. Box 24680, West Palm Beach, FL 33416-4680.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: District Clerk's Office (561)682-2087. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: District Clerk's Office (561)682-2087.

#### LAND AND WATER ADJUDICATORY COMMISSION

The **Florida Land and Water Adjudicatory Commission** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, November 14, 2007, 9:00 a.m.

PLACE: The Capitol, Cabinet Meeting Room, Room LL03, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: Expansion of the boundary of the Julington Creek Plantation Community Development District in St. Johns County, Florida.

A copy of the agenda may be obtained by contacting: Barbara Leighty, Florida Land and Water Adjudicatory Commission, Room 1801, The Capitol, Tallahassee, Florida 32399-0001, (850)487-1884.

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 two days before the workshop/meeting by contacting: Barbara Leighty, Florida Land and Water Adjudicatory Commission, Room 1801, The Capitol, Tallahassee, Florida 32399-0001, (850)487-1884. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Barbara Leighty, Florida Land and Water Adjudicatory Commission, Room 1801, The Capitol, Tallahassee, Florida 32399-0001, (850)487-1884.

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#### REGIONAL UTILITY AUTHORITIES

The **Peace River Manasota Regional Water Supply Authority** announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, November 7, 2007, 9:30 a.m.

PLACE: DeSoto County Administration Building, 201 East Oak Street, Arcadia, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors will convene to conduct regular business of the Authority.

A copy of the agenda may be obtained by contacting: Peace River Manasota Regional Water Supply Authority, 6311 Atrium Drive, Suite 100, Bradenton, Florida 34202.

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 calling (941)316-1776. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact Linda Stewart at (941)316-1776.

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#### DEPARTMENT OF ELDER AFFAIRS

The **Department of Elder Affairs**, Office of the General Counsel announces a workshop on Rules 58A-5.0191, Staff Training Requirements and Competency Test; 58A-5.0192,

Core Training Provider Requirements; 58A-5.0193, Core Training Minimum Curriculum, F.A.C., to which all persons are invited.

DATE AND TIME: November 28, 2007, 1:00 p.m. – 5:00 p.m.  
PLACE: Department of Elder Affairs, 4040 Esplanade Way, Conference Room 225F, Tallahassee, Florida 32399-7000

GENERAL SUBJECT MATTER TO BE CONSIDERED: The adoption of a curriculum to be used as the minimum core training requirements; trainer registration requirements; and provider qualifications in addition to those included in Section 429.52(10)(a) through (c). F.S.

THIS IS THE SECOND WORKSHOP REGARDING ASSISTED LIVING FACILITY CORE TRAINING PROVIDER REQUIREMENTS. IT WILL BE CONDUCTED IN CONJUNCTION WITH THE WORKSHOP FOR RULE 58A-5.035, WAIVERS, F.A.C., THAT IS NOTICED IN THIS SAME PUBLICATION OF THE F.A.W.

INTERESTED PARTIES MAY OBTAIN COPIES OF THE AGENDA, REVISED DRAFT RULES AND FORMS INCORPORATED BY REFERENCE ON THE DEPARTMENT'S WEB SITE AT: <http://elderaffairs.state.fl.us> UNDER THE HEADING "DOEA RULEMAKING, ASSISTED LIVING FACILITIES."

A copy of the agenda may be obtained by contacting: Jim Crochet, Department of Elder Affairs, Office of the General Counsel, 4040 Esplanade Way, Suite 315, Tallahassee, Florida 32399-7000, (850)414-2000, Suncom 994-2000, e-mail address: [crochetj@elderaffairs.org](mailto:crochetj@elderaffairs.org).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 72 hours before the workshop/meeting by contacting: Jim Crochet, Department of Elder Affairs, Office of the General Counsel, 4040 Esplanade Way, Suite 315, Tallahassee, Florida 32399-7000, (850)414-2000, Suncom 994-2000, e-mail address: [crochetj@elderaffairs.org](mailto:crochetj@elderaffairs.org). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Jim Crochet, Department of Elder Affairs, Office of the General Counsel, 4040 Esplanade Way, Suite 315, Tallahassee, Florida 32399-7000, (850)414-2000, Suncom 994-2000, e-mail address: [crochetj@elderaffairs.org](mailto:crochetj@elderaffairs.org).

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The Florida **Department of Elder Affairs, Statewide Public Guardianship Office** announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 13, 2007, 8:00 a.m. – 10:00 a.m.

PLACE: Callers within Tallahassee and outside of Tallahassee: 1(888)808-6959; When prompted, enter Conference Code number 4142381 followed by #

GENERAL SUBJECT MATTER TO BE CONSIDERED: This will be a general business meeting of the Foundation for Indigent Guardianship, Inc.

A copy of the agenda may be obtained by contacting: Ms. Frankie D. Leland, (850)414-2381.

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. Frankie D. Leland, (850)414-2381. 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).

**AGENCY FOR HEALTH CARE ADMINISTRATION**

The **Agency for Health Care Administration** and the Low Income Pool (LIP) Council announces a public meeting to which all persons are invited.

DATE AND TIME: November 28, 2007, 10:00 a.m. – 4:00 p.m.

PLACE: Tampa International Airport, Tampa Aviation Authority Board Room, 3rd Floor, Main Terminal, 5503 West Spruce Street, Tampa, Florida 33607. Also by Conference Call at 1(888)808-6959, Conference Code 413-8067

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of the LIP program including funding methodology, policies and procedures in accordance with the approved Medicaid Reform Section 1115 Demonstration.

A copy of the agenda may be obtained by contacting: Edwin Stephens at (850)413-8067 or Suncom 294-8067, stephene@ahca.myflorida.com, with any questions or to obtain an agenda when it is set.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 2 days before the workshop/meeting. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Edwin Stephens, at (850)413-8067 or Suncom 294-8067, stephene@ahca.myflorida.com, with any questions or to obtain an agenda when it is set.

The **Agency for Health Care Administration** and the Low Income Pool (LIP) Council announces a public meeting to which all persons are invited.

DATE AND TIME: December 13, 2007, 1:30 p.m. – 4:00 p.m.

PLACE: Conference Call 1(888)808-6959, Conference Code 4138067

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discussion of the LIP program including funding methodology, policies and procedures in accordance with the approved Medicaid Reform Section 1115 Demonstration.

A copy of the agenda may be obtained by contacting: Edwin Stephens at (850)413-8067 or Suncom 294-8067, stephene@ahca.myflorida.com, with any questions or to obtain an agenda when it is set.

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 Edwin Stephens at (850)413-8067 or Suncom 294-8067, stephene@ahca.myflorida.com, with any questions or to obtain an agenda when it is set. 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: Edwin Stephens, (850)413-8067 or Suncom 294-8067, stephene@ahca.myflorida.com, with any questions or to obtain an agenda when it is set.

**DEPARTMENT OF MANAGEMENT SERVICES**

State of Florida announces a **Chief Information Officers (CIO) Council** meeting to which all persons are invited.

DATE AND TIME: Monday, November 19, 2007, 10:00 a.m. – 12:00 p.m.

PLACE: Betty Easley Conference Center Room 166, 4075 Esplanade Way, Tallahassee, FL 32399-0850

GENERAL SUBJECT MATTER TO BE CONSIDERED: To enhance communication among the Chief Information Officers of all state agencies and assist in identifying critical statewide information technology issues. If you would like an agenda for this meeting or require special accommodations due to disability or physical impairment, please contact: Jeff Griffin at griffij@doacs.state.fl.us, (850)922-2931.

The **Governor's Commission on Disabilities** announces 4 Standing Committee Meetings via telephone conference call to which all persons are invited.

DATES AND TIMES: Employment Committee Meeting: November 9, 2007, 9:30 a.m. – 10:30 a.m.; Transportation Committee Meeting: November 9, 2007, 11:00 a.m. – noon. Independent Living Committee Meeting: November 14, 2007, 1:00 p.m. – 3:00 p.m. Education Committee Meeting: November 15, 2007, 9:30 a.m. – 10:30 a.m.

PLACE: The dial-in number for all meetings is (888)808-6959, conference code 9214170#.

GENERAL SUBJECT MATTER TO BE CONSIDERED: The focus of each meeting will be the organization of the Committees established by the Commission.

A copy of the agenda(s) may be obtained by contacting: Stacia Woolverton at (877)232-4968 toll free (VOICE/TTY).

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in the workshop(s)/meeting(s) is asked to advise the agency at least 4 days before the workshop(s)/meeting(s) by contacting: Stacia Woolverton at (877)232-4968 toll free (VOICE/TTY).

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

DATE AND TIME: November 5, 2007, 8:30 a.m.

PLACE: Hilton Orlando/Altamonte Springs, 350 S. North Lake Blvd., Altamonte Springs, 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, 1(800)955-8771 (TDD). Hearing rooms and facilities are wheelchair accessible.

The Florida **Commission on Human Relations** announces a hearing to which all persons are invited.

DATE AND TIME: Tuesday, November 27, 2007, 9:00 a.m. The phone number to contact is (888)808-6959, when prompted enter the VCS Conference Code 1021548, followed by the # key.

PLACE: Florida Commission on Human Relations

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will be held to deliberate cases that have come before the Commission for determination.

A copy of the agenda may be obtained by contacting: Denise Crawford, Clerk of the Commission, Florida Commission on Human Relations, 2009 Apalachee Parkway, Suite 100, Tallahassee, Florida 32301, (850)488-7082, ext. 1032.

For more information, you may contact: Denise Crawford, Clerk of the Commission, Florida Commission on Human Relations, 2009 Apalachee Parkway, Suite 100, Tallahassee, Florida 32301, (850)488-7082, ext. 1032.

The **Florida Black Business Investment Board**, Inc. (FBBIB) announces its meeting to which all interested persons are invited.

DATES AND TIMES: Thursday, November 15, 2007, 1:00 p.m.; Friday, November 16, 2007, 9:00 a.m.

PLACE: Rosen Shingle Creek Hotel, 9939 Universal Boulevard, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To discuss the Board's operations, identify areas for future board priorities, receive reports from its committees/task force, review/approve related issues and other business as needed, and approve actions taken by the Chairman and/or President under delegated authority.

A copy of the agenda may be obtained by contacting: the Florida Black Business Investment Board, 2019 Centre Pointe Boulevard, Suite 101, Tallahassee, FL 32308, Telephone (850)878-0275.

If a person decides to take an appeal with respect to any matter considered at these meetings, he/she will need a record of the proceedings and, for such purpose, he/she may need to ensure that verbatim record of the proceedings is made, which record should include the testimony and evidence upon which the appeal is to be based.

If an accommodation is needed for a disability in order to attend this meeting (if applicable), please notify the FBBIB office, (850)878-0275 at least seven (7) days prior to the meeting.

## DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

NOTICE OF CANCELLATION – The **Board of Auctioneers** announces a public meeting to which all persons are invited.

DATE AND TIME: The meeting scheduled for November 12, 2007 has been CANCELED.

PLACE: The Casa Monica Hotel, 95 Cordova Street, St. Augustine, Florida 32084

GENERAL SUBJECT MATTER TO BE CONSIDERED: General Board Meeting.

A copy of the agenda may be obtained by contacting: Renese Jones at (850)922-5012.

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: Renese Jones at (850)922-5012. If you are hearing

or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Renese Jones at (850)922-5012.

The **Department of Business and Professional Regulation, Board of Veterinary Medicine** announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 30, 2007, 9:00 a.m.

PLACE: Access Phone: 1(888)808-6959, Conference code: 9226020

GENERAL SUBJECT MATTER TO BE CONSIDERED: Probable Cause Panel meeting portions which are closed to the public. Agenda available on request.

A copy of the agenda may be obtained by contacting: Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399; (850)922-7154.

The **Department of Business and Professional Regulation, Board of Veterinary Medicine** announces a public meeting to which all persons are invited.

DATE AND TIME: December 11, 2007, 8:00 a.m.

PLACE: Florida Hotel and Conference Center, 1500 Sand lake Road, Orlando, FL 32809

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

A copy of the agenda may be obtained by contacting: Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Board of Veterinary Medicine, 1940 North Monroe Street, Tallahassee, FL 32399; (850)922-7154.

The **Board of Accountancy, Committee on Accounting Education**, announces a public meeting to which all persons are invited:

DATE AND TIME: Wednesday, December 5, 2007, 9:00 a.m.

PLACE: Conference call.

GENERAL SUBJECT MATTER TO BE CONSIDERED: To consider applications for the CPA examination and other items relating to the educational requirements to sit for the CPA examination.

A copy of the agenda may be obtained by writing to: Veloria A. Kelly, Division Director, Division of Certified Public Accounting, 240 N.W. 76th Drive, Suite A, Gainesville, Florida 32607.

Anyone wishing to participate in the meeting should notify Tinka Phillips or Vyrus Hayes no later than December 3, 2007, (352)333-2505, ext. 205.

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 Tinka Phillips or Vyrus Hayes, (352)333-2505.

If you are hearing or speech impaired, please contact the agency by calling (800)955-8711.

The **Board of Accountancy** announces the following public meetings to which all persons are invited:

DATES AND TIMES: Thursday, December 6, 2007, 10:00 a.m. until all Probable Cause Panel business is concluded; Thursday, December 6, 2007, 3:00 p.m. until all Long Range Planning business is concluded; Friday, December 7, 2007, 9:00 a.m., until all Board Meeting business is concluded

PLACE: Department of Business and Professional Regulation, 1940 North Monroe Street, Tallahassee, Florida.

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. This is a public meeting. The Board will meet to discuss Long Range Planning 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.

A copy of any probable cause materials which are open to the public, Long Range Planning materials and/or the Board agenda may be obtained by writing to Veloria A. Kelly, Division Director, Division of Certified Public Accounting, 240 N.W. 76th Drive, Suite A, Gainesville, Florida 32607.

Note: Portions of the Probable Cause Panel meeting may be closed to the public. If a person decides to appeal any decision made by the Board with respect to any matter considered at these meetings, he/she may need to insure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based. Pursuant to the provisions of the Americans with Disabilities Act any person requiring special accommodations to participate in this workshop/hearing/meeting is asked to advise the agency at least 48 hours before the workshop/hearing/meeting by contacting Veloria A. Kelly at (850)487-1395. If you are hearing or speech impaired, please contact the agency by calling 1(800)955-8711.

NOTICE OF CANCELLATION – The **Florida Real Estate Appraisal Board** (FREAB) announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 23, 2007, 9:00 a.m.

PLACE: Department of Business and Professional Regulation, Division of Real Estate, Room 901, Ninth Floor, North Tower, 400 West Robinson Street, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting has been cancelled. Official business of the Appraisal Board – among topics included, but not limited to, are proposed legislation affecting Chapter 475, Part II, F.S., rule development workshops, Florida Administrative Code 61J1 rule amendments, disciplinary actions, 2008 AQB Criteria Changes and general subject matter.

For more information, you may contact: Information may be obtained by writing to: Beverly Ridenauer, Government Analyst II, Florida Real Estate Appraisal Board, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

NOTICE OF CANCELLATION – The **Florida Real Estate Appraisal Board** announces a public meeting to which all persons are invited.

DATE AND TIME: Monday, October 30, 2007, 9:00 a.m.

PLACE: Department of Business and Professional Regulation, Division of Real Estate, Room 901, Ninth Floor, North Tower, 400 West Robinson Street, Orlando, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The following meeting has been cancelled: Official business of the Appraisal Board – among topics included, but not limited to, are proposed legislation affecting Chapter 475, Part II, F.S., rule development workshops, Florida Administrative Code 61J1 rule amendments, disciplinary actions, 2008 AQB Criteria Changes and general subject matter.

For more information, you may contact: Beverly Ridenauer, Government Analyst II, Florida Real Estate Appraisal Board, 400 W. Robinson Street, Suite N801, Orlando, Florida 32801-1772.

#### 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**, Office of Coastal and Aquatic Managed Areas announces a public meeting to which all persons are invited.

DATE AND TIME: Wednesday, November 14, 2007, 8:30 a.m. – 5:00 p.m. or business completed; Thursday, November 15, 2007, 8:30 a.m. – 5:00 p.m. or business completed.

PLACE: Harbor Branch Oceanographic Institute, Johnson Education Center, East and West Seminar Room, 5600 US 1 North, Ft. Pierce, FL 34949

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Florida Oceans and Coastal Resources Council will meet to further its duties under the Oceans and Coastal Resources Act, including work on the FY 2008-2009 Annual Science Research Plan. The morning of Wednesday, November 14 will be devoted to hearing public input and recommendations to help guide development of the new Research Plan. Presenters must pre-register by Friday, November 9. Registration information and presenter guidance is available from the contact person listed on this notice or at [www.FloridaOceansCouncil.org](http://www.FloridaOceansCouncil.org).

A copy of the agenda may be obtained by contacting: Steve Wolfe at [Steven.Wolfe@dep.state.fl.us](mailto:Steven.Wolfe@dep.state.fl.us) or (850)245-2102.

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: Steve Wolfe, [Steven.Wolfe@dep.state.fl.us](mailto:Steven.Wolfe@dep.state.fl.us) or

(850)245-2102. 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 **Suwannee River Wilderness Trail** announces a public meeting to which all persons are invited.

DATE AND TIME: November 14, 2007, 10:00 a.m.

PLACE: Suwannee Community Center, Suwannee, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: Lower Suwannee National Wildlife Refuge.

A copy of the agenda may be obtained by contacting: Amy Thompson, (800)868-9914 or amy.thompson@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 7 days before the workshop/meeting by contacting: Amy Thompson, (800)868-9914 or amy.thompson@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

For more information, you may contact: Amy Thompson, (800)868-9914 or amy.thompson@dep.state.fl.us

The **Division of Air Resource Management** announces a workshop to which all persons are invited.

DATE AND TIME: Wednesday, December 5, 2007, 9:00 a.m.

PLACE: Department of Environmental Protection, Carr Building, Room 170, 3800 Commonwealth Blvd., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The department is holding a second workshop on rulemaking to cap greenhouse gas emissions from the electric utility sector such that by 2017, statewide utility sector emissions not exceed year 2000 levels; by 2025, emissions not exceed 1990 levels; and by 2050, emissions not exceed 20 percent of 1990 levels. The department proposes to create new rule Chapter 62-285, F.A.C., Greenhouse Gas Emissions Reduction, and develop new Rule 62-285.300, F.A.C., Electric Utility Greenhouse Gas Reduction Program, to accomplish this purpose. The effect of the rule would be to reduce greenhouse gas emissions from electric generating units. The department will not be offering any rule proposals at the December 5th workshop. The purpose of this second workshop is to provide another opportunity for interested persons to provide comments and recommendations to the department as we continue this rulemaking process. Written comments may be submitted to the contact person listed below.

A copy of the agenda may be obtained by contacting: Mr. Larry George at (850)921-9555 or larry.george@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. Lynn Searce at (850)921-9551 or lynn.searce@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Division of Air Resource Management** announces a workshop to which all persons are invited.

DATE AND TIME: Wednesday, December 5, 2007, 1:00 p.m.

PLACE: Department of Environmental Protection, Carr Building, Room 170, 3800 Commonwealth Blvd., Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The department is holding a second workshop on rulemaking to adopt the California emissions standards for new motor vehicles pursuant to section 177 of the federal Clean Air Act. The department proposes to create new rule Chapter 62-285, F.A.C., Greenhouse Gas Emissions Reduction, and develop new Rule 62-285.400, F.A.C., Adoption of California Motor Vehicle Emissions Standards, to accomplish this purpose. The effect of the rule would be to require that new motor vehicles sold in the state meet the California emissions standards. The department will not be offering any rule proposals at the December 5th workshop. The purpose of this second workshop is to provide another opportunity for interested persons to provide comments and recommendations to the department as we continue this rulemaking process.

A copy of the agenda may be obtained by contacting: Ms. Sandy Bowman at (850)921-9583 or sandy.bowman@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. Lynn Searce at (850)921-9551 or lynn.searce@dep.state.fl.us. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Division of Air Resource Management** announces a workshop to which all persons are invited.

DATE AND TIME: Wednesday, December 5, 2007, 3:00 p.m.

PLACE: Department of Environmental Protection, Carr Building, Room 170, 3800 Commonwealth Blvd., Tallahassee, Florida



GENERAL SUBJECT MATTER TO BE CONSIDERED: The department is holding a second workshop on rulemaking to reduce long-duration diesel engine idling. The department proposes to create new rule Chapter 62-285, F.A.C., Greenhouse Gas Emissions Reduction, and develop new Rule 62-285.420, F.A.C., Heavy-Duty Vehicle Idling Reduction, to accomplish this purpose. The effect of the rule would be to reduce emissions from long-duration diesel engine idling. The department will not be offering any rule proposals at the December 5th workshop. The purpose of this second workshop is to provide another opportunity for interested persons to provide comments and recommendations to the department as we continue this rulemaking process.

A copy of the agenda may be obtained by contacting: Ms. Sandy Bowman at (850)921-9583 or [sandy.bowman@dep.state.fl.us](mailto:sandy.bowman@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. Lynn Searce at (850)921-9551 or [lynn.searce@dep.state.fl.us](mailto:lynn.searce@dep.state.fl.us). If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

#### DEPARTMENT OF HEALTH

The **Department of Health, Board of Medicine**, Probation Committee announces a public meeting to which all persons are invited.

DATE AND TIME: Friday, November 2, 2007, 8:00 a.m.

PLACE: Tampa Airport Marriott, Tampa International Airport, Tampa, Florida 33607, (813)879-5151

GENERAL SUBJECT MATTER TO BE CONSIDERED: The general business of the Committee.

A copy of the agenda may be obtained by contacting: Janie Shingles, Medical Compliance Officer, Department of Health, Division of Medical Quality Assurance, Compliance Management Unit, 4052 Bald Cypress Way, Bin C01, Tallahassee, FL 32399-3251.

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: Janie Shingles at (850)245-4268, Ext. 3546, If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

The **Correctional Medical Authority** announces a telephone conference call to which all persons are invited.

DATE AND TIME: November 15, 2007, 10:00 a.m. – 11:30 a.m.

PLACE: Telephone Number 1(888)808-6959 (Toll Free), Conference Code – 2454583; 4030 Esplanade Way, 2nd Floor, Room 280N, Tallahassee, FL 32399

GENERAL SUBJECT MATTER TO BE CONSIDERED: Continued discussion of issues relating to correctional health care in the Florida Department of Corrections.

A copy of the agenda may be obtained by contacting: Executive Director, 4052 Bald Cypress Way, Bin B-04, Tallahassee, FL 32399-1732, (850)245-4557

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: Suzanne Wieczorek, (850)245-4557.

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: Suzanne Wieczorek, (850)245-4557

The **Board of Pharmacy**, Application Review Committee, announces a public meeting to which all persons are invited.

DATE AND TIME: November 20, 2007, 9:30 a.m.

PLACE: 4042 Bald Cypress Way, Room 310S, Tallahassee, FL, or via conference call, 1(888)808-6959, Code 5642037

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Committee will approve minutes from previous meeting, review and approve application form numbers, application review; and open discussion.

A copy of the agenda may be obtained by contacting: Board of Pharmacy, 4052 Bald Cypress Way, C-04, Tallahassee, FL 32399 or (850)245-4292. The agenda will be available at [www.doh.state.fl.us/mqa](http://www.doh.state.fl.us/mqa), two weeks prior to the meeting.

#### DEPARTMENT OF CHILDREN AND FAMILY SERVICES

The **Council on Homelessness** announces a change in the date and time of one of its noticed committee calls. The Discharge Planning Committee Call previously noticed for November 27 will now be held on:

DATE AND TIME: Friday, November 16, 2007, 10:00 – 11:00 a.m.

PLACE: Conference call: 1(888)808-6959, code 9229760

For more information or a copy of the agenda for this call, contact Tom Pierce, Office on Homelessness, 1317 Winewood Blvd., Tallahassee, FL 32399-0700, (850)922-4691, or by e-mail at Tom\_Pierce@dcf.state.fl.us

The **Orange County Community Alliance** announces a public meeting to which all persons are invited.

DATE AND TIME: November 14, 2007, 12:15 p.m.

PLACE: Facilities Management Training Room, 2010 E. Michigan Street, Orlando, FL 32806-4941

GENERAL SUBJECT MATTER TO BE CONSIDERED: Current Snapshot and Issues for DCF and FSMO.

A copy of the agenda may be obtained by contacting Traci\_Klinkbeil@dcf.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 7 days before the workshop/meeting. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Osceola County Community Alliance** announces a public meeting to which all persons are invited.

DATE AND TIME: November 20, 2007, 11:30 a.m.

PLACE: Osceola County Administration Bldg., Room 4721, 1 Courthouse Square, Kissimmee, FL 34741

GENERAL SUBJECT MATTER TO BE CONSIDERED: Current Snapshot and Agency Issues for DCF and FSMO.

A copy of the agenda may be obtained by contacting Traci\_Klinkbeil@dcf.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 7 days before the workshop/meeting. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

#### NAVIGATION DISTRICTS

The **West Coast Inland Navigation District** announces the following Board of Commissioners meeting to which all interested parties are invited.

DATE AND TIME: Friday, November 9, 2007, 10:30 a.m.

PLACE: Venice City Hall, 401 West Venice Avenue, Venice, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To conduct the regular business of the Navigation District.

A copy of the agenda for this meeting may be obtained by writing: WCIND, P. O. Box 1845, Venice, FL 34284.

No verbatim record will be made of this meeting. Any person wishing to appeal decisions made at this meeting may need to ensure that a verbatim record is made.

#### FISH AND WILDLIFE CONSERVATION COMMISSION

The Florida **Fish and Wildlife Conservation Commission** announces a public meeting to which all persons are invited.

DATES AND TIME: During the Commission's regular meeting, December 5-6, 2007, 8:30 a.m. – 5:00 p.m., each day

PLACE: Marriott Key Largo, 103800 Overseas Highway, Key Largo, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED:

This is a continuation of the final public hearing on the adoption of proposed new Rule 68A-6.0024, originally proposed as published on August 10, 2007 in Vol. 33, No. 32 of the F.A.W. A proposed effective date of February 1, 2008, was added by Notice of Changes published on September 28, 2007 in Vol. 33, No. 39 of the F.A.W.

A copy of the agenda may be obtained by contacting: Kathleen Hampton, Florida Fish and Wildlife Conservation Commission, 620 S. Meridian Street, Tallahassee, FL 32399-1600 or by visiting <http://myfwc/commission/index.html>.

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).

#### DEPARTMENT OF FINANCIAL SERVICES

The **Department of Financial Services** announces a public meeting to which all persons are invited.

DATES AND TIME: November 19-20, 2007, 10:00 a.m.

PLACES: November 19, 2007: Department of Environmental Protection, Southwest Region, 13051 North Telecom Parkway, Temple Terrace, Florida

November 20, 2007: The Madison Room, Florida Department of Transportation, 1109 South Marion Avenue, Lake City, Florida AND Department of Environmental Protection, Second Floor Conference Room, 400 North Congress Avenue, West Palm Beach, Florida AND FSU Panama City Campus Auditorium, 4750 Collegiate Drive, Panama City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To Update the Florida Fire Prevention Code as required by Section 633.0215(1), Florida Statutes. Rule 69A-3.012, F.A.C. Standards of the National Fire Protection Association and Other Standards Adopted

A copy of the agenda may be obtained by contacting: Jim Goodloe, Chief, Bureau of Fire Prevention, Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, FL 32399-0342; Telephone: (850)413-3171; Fax: (850)414-6119.

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: Belinda Chukes, (850)413-3619. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Jim Goodloe, Chief, Bureau of Fire Prevention, Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, FL 32399-0342. Phone: (850)413-3171; Fax: (850)414-6119

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The **Department of Financial Services** announces a public meeting to which all persons are invited.

DATES AND TIME: November 19-20, 2007, 10:00

PLACES: November 19, 2007; Department of Environmental Protection, Southwest Region, 13051 North Telecom Parkway, Temple Terrace, Florida, AND The Madison Room, Florida Department of Transportation, 1109 South Marion Avenue, Lake City, Florida; November 20, 2007; Department of Environmental Protection, Second Floor Conference Room, 400 North Congress Avenue, West Palm Beach, Florida AND FSU Panama City Campus Auditorium, 4750 Collegiate Drive, Panama City, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: To Update the Florida Fire Prevention Code as required by Section 633.0215(1), Florida Statutes. Rules 69A-60.002 Scope; Description of Florida Fire Prevention Code; 69A-60.003 Standards of the National Fire Protection Association, NFPA 1, the Uniform Fire Code, Florida 2003 Edition, Adopted; 69A-60.004 Standards of the National Fire Protection Association, NFPA 101, the Life Safety Code, Florida 2003 Edition, Adopted; 69A-60.005 Publications Referenced in NFPA 1, the Florida 2003 Edition, and NFPA 101, the Florida 2003 Edition, Added to the Florida Fire Prevention Code

A copy of the agenda may be obtained by contacting: Jim Goodloe, Chief, Bureau of Fire Prevention, Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, FL 32399-0342, Telephone: (850)413-3171; Fax: (850)414-6119.

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: Belinda Chukes, (850)413-3619. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

For more information, you may contact: Jim Goodloe, Chief, Bureau of Fire Prevention, Division of State Fire Marshal, 200 East Gaines Street, Tallahassee, FL 32399-0342. Phone: (850)413-3171; Fax: (850)414-6119.

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The State of Florida, **Board of Funeral, Cemetery and Consumer Services** announces a public meeting to which all persons are invited.

DATE AND TIME: December 7, 2007, 10:00 a.m. – 5:00 p.m.

PLACE: Agency for Health Care Administration (AHCA), Ft. Knox Office Complex, Building 3, Tallahassee, FL 32308

GENERAL SUBJECT MATTER TO BE CONSIDERED: The above date relates to the next meeting of the Board of Funeral, Cemetery and Consumer Services. The public is advised to check with Dept. of Financial Services staff (Ms. LaTonya Bryant, (850)413-3039), before traveling to a scheduled meeting on the date above, to ascertain whether the meeting has been cancelled. Notice of such cancellations will be posted on the home page of the Division of Funeral, Cemetery & Consumer Services, which is on the website of the Dept. of Financial Services ([www.fldfs.com](http://www.fldfs.com)), as soon as known.

A copy of the agenda may be obtained by contacting: Ms. LaTonya Bryant, (850)413-3039 or by writing to the Dept. of Financial Services, Division of Funeral, Cemetery & Consumer Services, Attn.: LaTonya Bryant, 200 East Gaines Street, Tallahassee, FL 32399-0361. Also, At least 7 days before each meeting, a copy of the agenda of the meeting will be available. Agendas will be available on the home page of the Division of Funeral, Cemetery and Consumer Services, [www.myfloridacfo.com/funeralcemetery](http://www.myfloridacfo.com/funeralcemetery).

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: LaTonya Bryant, (850)413-3039. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

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

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#### FINANCIAL SERVICES COMMISSION

The **Financial Services Commission** announces a public hearing to which all persons are invited:

DATE AND TIME: November 14, 2007, 9:00 a.m., during a regular meeting of the Financial Services Commission

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

SUBJECT MATTER TO BE CONSIDERED: This is the Final Public Hearing on the adoption of proposed amendments to Rule 690-186.003 and 690-186.005, Florida Administrative Code, published on June 22, 2007 in Vol. 33, No. 25, of the Florida Administrative Weekly, No notice of change was published.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this program, please advise the contact person at least 5 calendar days before the program by contacting Peter Rice at E-mail peter.rice@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 FULL TEXT OF THE PROPOSED RULE IS:

690-186.003 Title Insurance Rates.

The following are risk rate premiums to be charged by title insurers in this state for the respective types of title insurance contracts. To compute any insurance premium on a fractional thousand of insurance (except as to minimum premiums), multiply such fractional thousand by the rate per thousand applicable, considering any fraction of \$100.00 as a full \$100.00.

- (1)(a) through (b) No change.
- (c) For junior loan title insurance:
  - 1. The premium for junior loan title insurance shall be:
    - a. \$0.86 per \$1,000.00 of liability written;
    - b. The minimum premium shall be \$50.00;
    - c. The minimum insurer retention shall be 30%.
  - 2. This rate is approved for use with the following junior loan title insurance policy forms, copies of which are available on the Office’s website www.floir.com:
    - a. ALTA Residential Limited Coverage Junior Loan Policy (10/19/96) (with Florida Modifications) and ALTA Endorsement JR 1 (10/19/96);
    - b. ALTA Short Form Residential Limited Coverage Junior Loan Policy (10/19/96) (with Florida Modifications), and ALTA Endorsement JR 1 (10/19/96); and
    - c. Any substantially similar product that insures the same type risk.
  - 3. This rate does not include the \$25.00 premium that shall be charged when issuing the optional ALTA Endorsement JR 2 (Revolving Credit/Variable Rate) (10/19/96) on a junior loan title insurance policy, as provided for in Florida Administrative Code Rule 690-186.005(6)(c).

4. Eligibility for the junior loan policy shall be restricted to the following:

- a. The insured title is for land having 1-4 residential units;
  - b. The junior loan must be a second or subsequent mortgage loan and must meet the definitional requirements of a “federally related mortgage loan”, as defined in the Real Estate Settlement Procedures Act of 1974, 12 U.S.C. s. 2602, which is incorporated by reference and a copy is available from the Office;
  - c. The junior mortgage loan amount is less than or equal to \$500,000;
  - d. No junior loan policy may be issued for an amount less than the full junior loan principal debt.
- (2) through (12) No change.

Specific Authority 624.308(1), 626.9611, 627.782, ~~627.793~~ ~~627.7825~~ 627.777, FS. Law Implemented 624.307(1), 626.9541(1)(h)3.a., 627.777, 627.782, ~~627.7825~~, 627.783, 627.7831, 627.7841, 627.7845 FS. History–New 9-17-71, Amended 12-28-73, Repromulgated 12-24-74, Amended 4-12-82, 12-23-82, Formerly 4-21.03, Amended 6-25-86, 2-26-90, 7-26-90, 2-27-91, Formerly 4-21.003, Amended 2-13-95, 1-27-02, Formerly 4-186.003, Amended \_\_\_\_\_.

690-186.005 Premium Schedule Applicable to “Truth in Lending” and Other Endorsements.

- (1) through (5) No change.
- (6)(a) through (b) No change.
- (c) In recognition of the increased risk in issuing optional ALTA Endorsement JR 2 (Revolving Credit/Variable Rate) (10/19/96) on a junior loan title insurance policy as provided for in paragraph 690-186.003(1)(c), F.A.C., the premium shall be \$25.00 for issuing ALTA Endorsement JR 2 (Revolving Credit/Variable Rate) (10/19/96) on any such junior loan title insurance policy issued. ALTA Endorsement JR 2 (Revolving Credit/Variable Rate) (10/19/96) is the only optional endorsement available for issue with any such junior loan title insurance policy and this endorsement shall be itemized on the closing statement furnished to the insured. Irrespective of whether the ALTA Endorsement JR 2 (Revolving Credit/Variable Rate) (10/19/96) is issued, no additional premium shall apply to the ALTA Endorsement JR 1 (10/19/96), which must accompany any junior loan title insurance policy issued. Copies of these forms are available on the Office’s website at www.floir.com.

(7)(a) Both endorsements and affirmative type coverages and their applicable risk rate premium must be approved by the Office ~~Department~~ prior to their issuance in this state. Accordingly, endorsements and affirmative type coverages are categorized as follows:

- 1. through 2. No change.
- 3. Endorsements and/or affirmative type coverages with no specific Office ~~Department~~ approval required when there is no increased risk resulting to the insurer.
- (b)1. No change.

2. If there is a change in a current adopted endorsement and the change results in a further limitation of coverage, the endorsement may be submitted to the Office Department for approval without an amendment to these rules.

- (c) through (e) No change.
- (8) through (15) No change.

(16) The following endorsements can be issued or affirmative language is permitted with no specific approval required from the Office:

- (a) through (h) No change.
- (i) Endorsements modifying the standard owner's and mortgagee policy to convert to a leasehold policy previously approved by the Office Department.
- (j) No change.

Specific Authority 624.308, 627.777, 627.782, 627.793 FS. Law Implemented 624.307(1), 627.777, 627.782, 697.04(1) FS. History—New 9-17-71, Repromulgated 12-24-74, Formerly 4-21.05, Amended 6-25-86, 2-26-90, 2-27-91, Formerly 4-21.005, Amended 2-13-95, Formerly 4-186.005, Amended.

A copy of the agenda may be obtained by contacting: The Governor and Cabinet Website at: <http://www.myflorida.com/myflorida/cabinetmart.html>. The agenda should be available approximately one week before the cabinet meeting.

The **Office of Insurance Regulation** announces a public hearing to which all persons are invited:

DATE AND TIME: November 6, 2007, 1:00 p.m.  
 PLACE: Office of Insurance Regulation, Room 612, Larson Building, Room 116, Tallahassee, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: IDS Property Casualty Insurance Company has requested a 32% overall rate increase for its homeowners program, effective July 1, 2008, for new and renewal business. The requested rate increases are not uniform and some areas are subject to higher rate increases.

The person to be contacted: Rhoda K. Johnson, Esquire, (850)413-4252 or Sam Coskey, (850)413-2616.

Florida law allows the Office of Insurance Regulation to hold a public hearing for any purpose within the scope of the Insurance Code deemed to be necessary. Input from the insurers as well as interested parties will be received at this public hearing. If you are unable to attend this public hearing, please forward your comments to the Office of Insurance Regulation, [ratehearings@fldfs.com](mailto:ratehearings@fldfs.com); the subject line of your e-mail should read "IDS."

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this hearing, please telephone Sam Coskey at (850)413-2616 or e-mail him, [sam.coskey@fldfs.com](mailto:sam.coskey@fldfs.com) at least 48 hours before the hearing.

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: November 15, 2007, 1:00 p.m.  
 PLACE: 401 Senate Office Building, Tallahassee, Florida (adjacent to The Capitol)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Encompass Floridian Insurance Company has requested overall rate increases of 39.7% and 36.5% for its homeowners and dwelling fire programs, respectively. Encompass Floridian Indemnity Company has requested a 41.6% overall rate increase for its homeowners program. The proposed rate increases would be effective January 27, 2008, for new and renewal business. The requested rate increases are not uniform and some areas are subject to higher rate increases.

A copy of the agenda may be obtained by contacting: Rhoda K. Johnson, Esquire, (850)413-4252 or Sam Coskey, (850)413-2616.

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: Sam Coskey, (850)413-2616 or e-mail him at [sam.coskey@fldfs.com](mailto:sam.coskey@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).

For more information, you may contact: Sam Coskey, (850)413-2616 or e-mail him at [sam.coskey@fldfs.com](mailto:sam.coskey@fldfs.com).

The **Financial Services Commission, Office of Insurance Regulation** announces a hearing to which all persons are invited.

DATE AND TIME: November 15, 2007, 1:00 p.m.  
 PLACE: 401 Senate Office Building, Tallahassee, Florida (adjacent to The Capitol)

GENERAL SUBJECT MATTER TO BE CONSIDERED: Allstate Floridian Insurance Company has requested a 43.4% overall rate increase for its homeowners program. Allstate Floridian Indemnity Company has requested a 27.4% overall rate increase for its homeowners programs. The proposed rate increases would be effective January 27, 2008, for new and renewal business. The requested rate increases are not uniform and some areas are subject to higher rate increases.

A copy of the agenda may be obtained by contacting: Rhoda K. Johnson, Esquire, (850)413-4252 or Sam Coskey, (850)413-2616.

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: Sam Coskey at (850)413-2616 or e-mail him at

sam.coskey@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).

For more information, you may contact: Rhoda K. Johnson, Esquire, (850)413-4252 or Sam Coskey, (850)413-2616.

**FLORIDA AUTOMOBILE JOINT UNDERWRITING ASSOCIATION**

The **Florida Automobile Joint Underwriting Association** announces an FAJUA Board of Governors teleconference to which all persons are invited:

FAJUA Board of Governors Teleconference

DATE AND TIME: Tuesday, November 13, 2007, 2:00 p.m.

GENERAL SUBJECT MATTER TO BE CONSIDERED: Discuss ad hoc Vendor Review & Selection Committee's recommendation concerning Vendor proposal, and any other matters.

Additional information may be obtained from: Lisa B. Stoutamire, FAJUA, 1425 Piedmont Drive E. #201A, Tallahassee, FL 32308, (850)681-2003, loutamire@fajua.org.

**FLORIDA WORKERS' COMPENSATION INSURANCE GUARANTY ASSOCIATION**

The Investment Committee of the **Florida Workers' Compensation Insurance Guaranty Association** announces a public meeting to which all persons are invited.

DATE AND TIME: November 29, 2007, 8:30 a.m. (Eastern Time)

PLACE: Hyatt Regency Pier 66, Fort Lauderdale, Florida

A copy of the agenda may be obtained by contacting Cathy Irvin at (850)386-9200.

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 24 hours before the workshop/meeting. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

The **Florida Workers' Compensation Insurance Guaranty Association, Inc.** announces a public meeting to which all persons are invited.

DATE AND TIME: November 29, 2007, 9:30 a.m. (Eastern Time)

PLACE: Hyatt Regency Pier 66, Fort Lauderdale, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board will meet regarding the regular business of the Association.

A copy of the agenda may be obtained by contacting Cathy Irvin at (850)386-9200.

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 24 hours before the workshop/meeting. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**FLORIDA INDEPENDENT LIVING COUNCIL, INC.**

The **Florida Independent Living Council, Inc.** announces a public meeting to which all persons are invited.

FULL COUNCIL MEETING

DATES AND TIMES: Wednesday, Thursday, Friday, November 7-9, 2007, Times to be posted at flailc.org with agenda

PLACE: Embassy Suites Hotel, 3705 Spectrum Blvd., Tampa, Florida 33612

Reception hosted by Florida Association of Centers for Independent Living

DATE AND TIME: November 7, 2007, 6:00 p.m. – 8:00 p.m.

PLACE: Embassy Suites Hotel, 3705 Spectrum Blvd. Tampa, Florida 33612

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

COMMITTEE AND TASK FORCE MEETINGS: Please note that committees and task forces of the Florida Independent Living Council will meet at various times throughout the year to carry out the work of the council; the meeting dates and times will be posted at the above address at least seven days prior to the meeting. Persons who want to be notified of such meetings may request to be put on the mailing list for such notices by writing to Molly Gosline at the council address.

A copy of the agenda may be obtained by contacting: Florida Independent Living Council, 1018 Thomasville Road, Suite 100A, Tallahassee, Florida 32303-6271, (850)488-5624 or Toll Free 1(877)822-1993.

Notices of meetings and hearing must advise that a record is required to appeal. Each board, commission or agency of this state or of any political subdivision thereof shall include in the notice of any meeting or hearing, if notice of the meeting or hearing is required, of such board, commission or agency, conspicuously on such notice, the advice that, if a person decides to appeal any decision made by the board, agency or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based (Florida Statutes, §286.0105).

Any person who needs an accommodation to participate in this meeting because of a disability, including alternative formats, should submit a request for such accommodation in writing at least one week before the meeting date.

**ADVOCACY CENTER FOR PERSONS WITH DISABILITIES, INC.**

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) to which all interested persons are invited.

DATES AND TIMES: November 29, 2007, 2:00 a.m. – 4:00 p.m.; November 30, 2007, 9:00 a.m.

PLACE: The Hilton Garden Inn – Tallahassee Central, Seminole Room, 1330 S. Blair Stone Road, Tallahassee, Florida 32301

For additional information, please contact Paige Morgan or Dawn Williams at (850)488-9071, exts. 218 or 219.

If you are a person with a disability who needs accommodation in order to attend this meeting, please contact: Advocacy Center for Persons with Disabilities, Inc., 2728 Centerview Drive, Suite 102, Tallahassee, Florida 32301, (850)488-9071. If you are hearing and/or voice impaired, please call 1(800)346-4127.

**SOIL AND WATER CONSERVATION DISTRICTS**

The **Broward Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: November 7, 2007, 5:00 p.m.

PLACE: 6191 Orange Drive, Suite 6181-P, Davie, Florida 33314

GENERAL SUBJECT MATTER TO BE CONSIDERED: This is the regular meeting of the Board of Supervisors, Broward Soil and Water Conservation District. Topics to be discussed include, but is not limited to, Watershed Improvement District, Beach Revegetation and Chapter 582, F.S.

A copy of the agenda may be obtained by contacting russell.setti@browardswcd.org.

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

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

For more information, you may contact canute.malcolm@browardswcd.org.

The **Palm Beach Soil and Water Conservation District** announces a public meeting to which all persons are invited.

DATE AND TIME: November 13, 2007, 8:00 a.m.

PLACE: USDA Service Center, 750 S. Military Trail, Suite H, West Palm Beach, FL 33415

GENERAL SUBJECT MATTER TO BE CONSIDERED: Regular Public Meeting. General Business

A copy of the agenda may be obtained by contacting Laura at (561)683-2285, ext. 3.

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 Omelio at (561)683-2285, ext. 3. 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 Omelio or Laura at (561)683-2285, ext. 3.

**AMERICAN GUARANTY FUND GROUP**

The Board of the **American Guaranty Fund Group** announces a public meeting to which all persons are invited.

DATE AND TIME: November 29, 2007, 12:00 noon (Eastern Time)

PLACE: Hyatt Regency Pier 66, Fort Lauderdale, Florida

GENERAL SUBJECT MATTER TO BE CONSIDERED: The Board of Directors will meet regarding the regular business of the Association.

A copy of the agenda may be obtained by contacting: Cathy Irvin at (850)386-9200.

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 24 hours before the workshop/meeting by contacting: If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

**COUNCIL OF COMMUNITY COLLEGE PRESIDENTS**

The Florida **Council of Community College Presidents** announces a public meeting to which all persons are invited.

DATE AND TIME: November 14, 2007, 9:00 a.m. – 2:30 p.m.  
 PLACE: Wyndham Orlando Resort, 8001 International Drive,  
 Orlando, Florida 32819, (800)421-8001

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
 Issues pertaining to Florida's public community colleges.

A copy of the agenda may be obtained by contacting: Tina  
 Ingramm at [tingramm@facc.org](mailto:tingramm@facc.org)

For more information, you may contact: Michael Comins,  
 CEO, Florida Association of Community Colleges, 113 East  
 College Avenue, Tallahassee, Florida 32311.

**BLUEPRINT COMMISSION**

The **Blueprint Commission** announces a public meeting to  
 which all persons are invited.

DATES AND TIMES: Tuesday, November 6, 2007, 1:00 p.m.  
 – 7:00 p.m.; Public Comment, 5:00 p.m. – 7:00 p.m.;  
 Wednesday, November 7, 2007, 8:30 a.m. – 3:30 p.m. This  
 meeting will not feature public comment

PLACE: WSRE Performing Studio, Pensacola Junior College,  
 1000 College Road, Pensacola, FL

GENERAL SUBJECT MATTER TO BE CONSIDERED: The  
 Commission welcomes the public to attend this meeting, which  
 will include presentations from juvenile justice stakeholders  
 and a determined time for citizens to provide input and  
 suggestions for improving Florida's juvenile justice system.  
 Public comment will be received on November 6, 2007, 5:00  
 p.m. – 7:00 p.m. on any issue related to juvenile justice.  
 November 7, 2007, is for presentations only; public comment  
 will not be received. Speakers will be required to fill out a  
 public testimony card available at the registration table outside  
 the meeting room and are limited to five minutes.

A copy of the agenda may be obtained by contacting: Bonnie  
 Rogers, (850)921-0745 or visit [www.floridablueprintforyouth.com](http://www.floridablueprintforyouth.com).

**ENTERPRISE FLORIDA, INC.**

**Enterprise Florida, Inc.** announces a public meeting to which  
 all persons are invited:

MEETING: ENTERPRISE FLORIDA, INC., WORKFORCE  
 WORKING GROUP

DATE AND TIME: Tuesday, November 13, 2007, 11:00 a.m. –  
 1:00 p.m.

PLACE: Radisson Resort at the Port, 8701 Astronaut  
 Boulevard, Cape Canaveral, FL 32920, 1(321)784-0000

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
 This meeting will discuss on-going issues, developing issues  
 and other matters.

If an accommodation is needed for a disability or physical  
 impairment, please contact Ellen Stalnaker, (407)956-5615 at  
 least one (1) day prior to the activity. Persons who are hearing

or speech impaired can contact the Florida Dual Party Relay  
 System at 1(800)955-8770 (Voice) and 1(800)955-8771  
 (TDD).

**Enterprise Florida, Inc.** announces a public meeting to which  
 all persons are invited:

MEETING: ENTERPRISE FLORIDA, INC., RURAL  
 WORKING GROUP

DATE AND TIME: Tuesday, November 13, 2007, 1:00 p.m. –  
 3:00 p.m.

PLACE: Radisson Resort at the Port, 8701 Astronaut  
 Boulevard, Cape Canaveral, FL 32920, 1(321)784-0000

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
 This meeting will discuss on-going issues, developing issues  
 and other matters.

If an accommodation is needed for a disability or physical  
 impairment, please contact Ellen Stalnaker, (407)956-5615 at  
 least one (1) day prior to the activity. Persons who are hearing  
 or speech impaired can contact the Florida Dual Party Relay  
 System at 1(800)955-8770 (Voice) and 1(800)955-8771  
 (TDD).

**Enterprise Florida, Inc.** announces a public meeting to which  
 all persons are invited:

MEETING: ENTERPRISE FLORIDA, INC., MARKETING  
 WORKING GROUP

DATE AND TIME: Tuesday, November 13, 2007, 3:00 p.m. –  
 4:30 p.m.

PLACE: Radisson Resort at the Port, 8701 Astronaut  
 Boulevard, Cape Canaveral, FL 32920, 1(321)784-0000

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
 This meeting will discuss on-going issues, developing issues  
 and other matters.

If an accommodation is needed for a disability or physical  
 impairment, please contact Ellen Stalnaker, (407)956-5615 at  
 least one (1) day prior to the activity. Persons who are hearing  
 or speech impaired can contact the Florida Dual Party Relay  
 System at 1(800)955-8770 (Voice) and 1(800)955-8771  
 (TDD).

**Enterprise Florida, Inc.** announces a public meeting to which  
 all persons are invited:

MEETING: ENTERPRISE FLORIDA, INC.,  
 STAKEHOLDERS COUNCIL

DATE AND TIME: Wednesday, November 14, 2007, 8:30  
 a.m. – 11:30 p.m.

PLACE: Radisson Resort at the Port, 8701 Astronaut  
 Boulevard, Cape Canaveral, FL 32920, 1(321)784-0000

GENERAL SUBJECT MATTER TO BE CONSIDERED:  
 This meeting will discuss on-going issues, developing issues  
 and other matters.



If an accommodation is needed for a disability or physical impairment, please contact Ellen Stalnaker, (407)956-5615 at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**Enterprise Florida, Inc.** announces a public meeting to which all persons are invited:

MEETING: ENTERPRISE FLORIDA, INC., TECHNOLOGY, ENTREPRENEURSHIP & CAPITAL (TEC) COMMITTEE

DATE AND TIME: Wednesday, November 14, 2007, 1:30 p.m. – 3:00 p.m.

PLACE: Radisson Resort at the Port, 8701 Astronaut Boulevard, Cape Canaveral, FL 32920, 1(321)784-0000

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Ellen Stalnaker, (407)956-5615 at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**Enterprise Florida, Inc.** announces a public meeting to which all persons are invited:

MEETING: ENTERPRISE FLORIDA, INC., DEFENSE & SPACE COMMITTEE

DATE AND TIME: Wednesday, November 14, 2007, 1:30 p.m. – 3:30 p.m.

PLACE: Radisson Resort at the Port, 8701 Astronaut Boulevard, Cape Canaveral, FL 32920, 1(321)784-0000

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Ellen Stalnaker, (407)956-5615 at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**Enterprise Florida, Inc.** announces a public meeting to which all persons are invited:

MEETING: ENTERPRISE FLORIDA, INC., GLOBAL COMMERCE & INVESTMENT COMMITTEE

DATE AND TIME: Wednesday, November 14, 2007, 1:30 p.m. – 3:30 p.m.

PLACE: Radisson Resort at the Port, 8701 Astronaut Boulevard, Cape Canaveral, FL 32920, 1(321)784-0000

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Ellen Stalnaker, (407)956-5615 at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**Enterprise Florida, Inc.** announces a public meeting to which all persons are invited:

MEETING: ENTERPRISE FLORIDA, INC., LEGISLATIVE POLICY COMMITTEE

DATE AND TIME: Wednesday, November 14, 2007, 3:30 p.m. – 5:00 p.m.

PLACE: Radisson Resort at the Port, 8701 Astronaut Boulevard, Cape Canaveral, FL 32920, 1(321)784-0000

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Ellen Stalnaker, (407)956-5615 at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD). or speech impaired can contact the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**Enterprise Florida, Inc.** announces a public meeting to which all persons are invited:

MEETING: ENTERPRISE FLORIDA, INC., FLORIDA LIFE SCIENCES COUNCIL

DATE AND TIME: Wednesday, November 14, 2007, 3:30 p.m. – 5:00 p.m.

PLACE: Radisson Resort at the Port, 8701 Astronaut Boulevard, Cape Canaveral, FL 32920, 1(321)784-0000

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Ellen Stalnaker, (407)956-5615 at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**Enterprise Florida, Inc.** announces a public meeting to which all persons are invited:

MEETING: ENTERPRISE FLORIDA, INC., BOARD OF DIRECTORS MEETING

DATE AND TIME: Thursday, November 15, 2007, 8:30 a.m. – 12:30 p.m.

PLACE: Radisson Resort at the Port, 8701 Astronaut Boulevard, Cape Canaveral, FL 32920, 1(321)784-0000

GENERAL SUBJECT MATTER TO BE CONSIDERED: This meeting will discuss on-going issues, developing issues and other matters.

If an accommodation is needed for a disability or physical impairment, please contact Ellen Stalnaker, (407)956-5615 at least one (1) day prior to the activity. Persons who are hearing or speech impaired can contact the Florida Dual Party Relay System at 1(800)955-8770 (Voice) and 1(800)955-8771 (TDD).

**SUNSHINE STATE ONE-CALL OF FLORIDA, INC.**

**Sunshine State One Call of Florida, Inc.** (SSOCOF) announces its Board and Committee meetings to which all interested persons are invited. All meetings will be held at the SSOCOF call center, 11 Plantation Road, DeBary, FL 32713. Dress is business casual.

November 15, 2007 Committee Meetings beginning 8:00 a.m.

8:00	Operations Committee – Jake Swaninger Call Center Statistics Attrition Report Review Positive Response Codes Open Discussion
10:00	Break
10:15	Damage Prevention Committee – Lynn Irvin Noncompliance Statistics Customer Satisfaction Survey Results IRTH Awareness System Update Florida Virtual Private DIRT Update City of Miami Legislation Resolution Potential New Member List Open Discussion
12:00	Lunch – provided at call center for meeting participants and SSOCOF employees
1:00	Legislative Ad Hoc Committee – Patrick Foster City of Perry Update Review Potential Amendments to Chapter 556

2:30	Break
2:45	Enforcement Ad Hoc Committee – Lorenzo Jones Enforcement Awareness Plan Progress Report
4:00	Finance Committee – Harold Concepcion FY 2007/08 Financial Reports Delinquent Accounts Report Contracts Approved Report Verizon 811 Payment Dispute Financial Audit Bid Proposals FY 2008/09 Capital Budget
5:00	Adjourn

Note: All committees should be prepared to commence if the previous committee finishes before allotted time. If a committee needs additional time, that time will be allotted after the last scheduled committee has met.

November 16, 2007 Board Meeting beginning 8:00 a.m.

8:00	Secretary’s Report – Lorenzo Jones
8:15	Election to fill Director Seat (See SSOCOF website <a href="http://www.callsunshine.com/corp/about/board/index.html">www.callsunshine.com, or http://www.callsunshine.com/corp/about/board/index.html</a> for qualification requirements)
8:30	Consent Agenda – Ed Misicka
8:45	Executive Director’s Report – Mark Sweet, Executive Director
9:00	Trip Reports
9:15	Legal Report – Dave Erwin, General Counsel
9:45	Break
10:00	Committee Reports Operations Committee – Jake Swaninger Damage Prevention Committee – Lynn Irvin Legislative Ad Hoc Committee – Patrick Foster Enforcement Ad Hoc Committee – Lorenzo Jones Finance Committee – Harold Concepcion
12:00	Lunch – provided at call center for meeting participants and SSOCOF employees
1:00	Resume Committee Reports
3:00	Break
3:15	Open Discussion
4:00	Problem Resolution
5:00	Adjourn

Attention: Please deliver this to the primary contact for Sunshine State One-Call of Florida and/or someone who plays an active role in underground facility damage prevention. Persons requiring some accommodation at this meeting because of a physical impairment should call the one-call notification center at (386)575-2000 at least five calendar days prior to the activity. Any person who is hearing or speech impaired should contact the one-call notification center through the Florida Relay Center at (800)955-8771.

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## Section VII Notices of Petitions and Dispositions Regarding Declaratory Statements

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

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

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

NOTICE IS HEREBY GIVEN THAT the Division of Florida Land Sales, Condominiums, and Mobile Homes, Department of Business and Professional Regulation, State of Florida, has received the petition for declaratory statement from Nu River Landing Condominium Association, Inc. Docket No.: 2007057265. The petition seeks the agency's opinion as to the applicability of Section 718.110(4), Florida Statutes, as it applies to the petitioner.

Whether the developer must amend the declaration in accordance with Section 718.110(4), Florida Statutes, before making material alterations to the common elements under a reservation of rights to do so in the declaration.

A copy of the Petition for Declaratory Statement may be obtained by contacting: the Division 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 Electrical Contractors' Licensing Board has received the petition for declaratory statement from Florida Workers' Compensation

Joint Underwriting Association, Inc. The petition seeks the agency's opinion as to the applicability of Section 489.516(2), F.S., as it applies to the petitioner.

The Electrical Contractors' Licensing Board hereby gives notice that on August 21, 2007, it received a Petition for Declaratory Statement filed by Florida Workers' Compensation Joint Underwriting Association, Inc. The petition seeks the Board's interpretation of Section 489.516(2), F.S., as it applies to the employment practices of its policy holders who are Florida licensed electrical contractors. To resolve a question concerning employment practices by certain Florida licensed electrical contractors, who are policy-holders of the Petitioner, and whose employment practices present potential liability for the Petitioner, the Petitioner is requesting that the Board issue a Declaratory Statement as to whether the above cited statute requires workers performing work for a Florida licensed electrical contractors to be employees of that Florida licensed electrical contractor.

A COPY OF THE PETITION FOR DECLARATORY STATEMENT MAY BE OBTAINED BY CONTACTING: Anthony B. Spivey, Executive Director, Electrical Contractors' Licensing Board, Northwood Centre, 1940 N. Monroe Street, Tallahassee, Florida 32399.

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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**

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**Notice of Disposition of Petition for Administrative Determination have been filed by the Division of Administrative Hearings on the following rules:**

**NONE**

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**Section IX  
Notices of Petitions and Dispositions  
Regarding Non-rule Policy Challenges**

**NONE**

**Section X  
Announcements and Objection Reports of  
the Joint Administrative Procedures  
Committee**

**NONE**

**Section XI  
Notices Regarding Bids, Proposals and  
Purchasing**

**DEPARTMENT OF EDUCATION**

**INVITATION TO BID**

Florida Atlantic University Board of Trustees will receive sealed bids for:

**ROADWAY & PARKING PROJECT BT-636  
MACARTHUR CAMPUS – JUPITER, FLORIDA**

Sealed bids will be received by Florida Atlantic University, Purchasing Department, 777 Glades Road, Boca Raton, FL 33431, no later than on December 4, 2007, 2:00 p.m. local time, at which time and place they will be publicly opened and read aloud. Sealed bids are to have the project name: FLORIDA ATLANTIC UNIVERSITY – ROADWAY & PARKING PROJECT BT-636 – BID DOCUMENTS, clearly marked on the outside of the envelope. Bids must be submitted in full and in accordance with the requirements of the drawings and specifications.

A PRE-BID CONFERENCE has been scheduled for November 20, 2007, 2:00 p.m. in Conference Room AD222 which is located in the Administration Building on the MacArthur Campus in Jupiter. There will be a walk-through of the sites after the meeting.

All Bidders must be qualified at the time of bid opening in accordance with Article B-2 of the Instructions to Bidders section of the Project Manual (Specifications Section 00520) THE PROJECT CONSISTS OF FURNISHING ALL LABOR AND MATERIAL FOR ANY OR ALL OF THE FOLLOWING:

- BASE BID – CRESCENT ROAD AND STUDENT HOUSING PARKING
- ALTERNATE 1 – PRIMARY ARRIVAL ROAD
- ALTERNATE 2 – LLS PARKING EXPANSION

**ALTERNATE 3 – SCRIPPS PARKING EXPANSION**

A project layout map can be viewed at the following website: [www.abengineering.net](http://www.abengineering.net)

Copies of the Contract Documents (Project Manual, Specifications and Drawings) are on file and available for public inspection at local plans rooms and the following locations:

Florida Atlantic University Facilities Planning 5353 Parkside Drive Jupiter, Florida 33458 (561)799-8643	A&B Engineering, Inc. 3461 Fairlane Farms Road Wellington, FL 33414 (561)383-7480
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Prospective bidders may obtain copies of the Contract Documents only through the office of A&B Engineering, Inc. The charge for the Contract Documents is \$120.00, NON-REFUNDABLE. A \$30.00 NON-REFUNDABLE shipping and handling fee, per set, will be charged for documents that are sent to bidders via US Postal Service. All overnight delivery is to be paid for by the bidder and will include a \$15.00 NON-REFUNDABLE handling fee. All charges and handling fees must be received by A&B Engineering, Inc. prior to sending the documents. ALL CHECKS FOR PLANS AND HANDLING FEES AS APPLICABLE ARE TO BE MADE PAYABLE TO A&B ENGINEERING, INC.

In accordance with the Rules for the Administration of Purchasing Program, Chapter 6C-17, Florida Administrative Code, subsection 6C-18.050(6) effective January 13, 1999:

Florida Atlantic University shall not accept a competitive solicitation from or purchase a commodity or contractual services from a person or affiliate who has been convicted of a public entity crime and has been placed on the State of Florida's convicted vendor list for a period of 36 months from the date of being added to the convicted vendor list.

Persons with a disability requiring accommodation should contact the FAU Equal Opportunity Programs Office at (561)297-3004 at least five (5) working days in advance to make appropriate arrangements. Persons with hearing or speech impairments should contact the same by using the Florida Dual Party Relay System at 1(800)955-8770 (voice) or 1(800)955-8771 (TDD).

**CALL FOR BIDS**

The University of West Florida Board of Trustees is soliciting sealed bids for the following:

**Building 74 HVAC-Lighting-Electrical Renovation**

A Mandatory Pre-Solicitation Conference will be held on Tuesday, November 6, 2007, 2:00 p.m. Central Time in Building 8, Room 117, The University of West Florida, 11000 University Parkway, Pensacola, FL 32514

All bidders are required to attend the pre-solicitation conference. Potential subcontractors are invited to attend to become familiar with the project specifications and to become acquainted with contractors who may bid the project.

Sealed bids will be received until Thursday, December 6, 2007 at 2:00 p.m. Central Time at Procurement and Contracts, Bldg. 8, Room 102, The University of West Florida, 11000 University Parkway, Pensacola, FL 32514.

Bid number 07/ITBCI-07/JJ must be marked on outside of bid package. Bids must be submitted in full and in accordance with the requirements of all terms and conditions of the Invitation to Bid.

View this solicitation and related information on the Procurement and Contracts' website at <http://uwf.edu/procurement>. All plans and specifications may be downloaded from this site. All questions should be directed to Judy Jasmyn at [jjasmyn@uwf.edu](mailto:jjasmyn@uwf.edu) or (850)474-2633.

#### NOTICE TO ARCHITECTS AND CONSTRUCTION MANAGERS

The University of Central Florida on behalf of its Board of Trustees announces that Professional Services in the disciplines of architecture and construction management will be required for the project listed below:

Project No. UCF-525 Morgridge National Reading Center

Project and Location: Morgridge National Reading Center, University of Central Florida, Main Campus, Orlando, Florida 32816-3020.

The combined project cost is to be determined for planning, construction and furnishings/equipment. There will be two separate contracts for this project, one for the Architect (A/E) and one for the Construction Manager (CM).

The projects consist of the design and construction of a new facility, including the master planning of the future Education III Building. The space categories and square footage will be refined during the design process. A draft building program can be found on the Facilities Planning website, [www.fp.ucf.edu](http://www.fp.ucf.edu).

#### FORM OF PROPOSALS

It is the University's intention to have professionals in the disciplines of architecture and construction management to submit proposals separately, one for architect and one for construction manager. Proposal reviews, selection and interviews will be conducted separately.

This facility will be in the early planning phase in the fiscal year 2008-09. The selected architect and construction manager will provide design, construction documents, and administration for the referenced project. Blanket professional liability insurance for the Architect/Engineer will be required for this project in the amount of \$500,000 and will be provided as a part of Basic Services.

Five (5) bound copies of the required proposal data shall be submitted to: Ms. Gina Seabrook, Facilities Planning, 4000 Central Florida Blvd., Post Office Box 163020, Orlando, FL 32816-3020. Submittals must be received by 5:00 p.m. local time on Friday, December 14, 2007. Facsimile (FAX) submittals are not acceptable and will not be considered. Late submissions will not be accepted.

The committee members have elected not to meet with proposed firms.

#### INSTRUCTIONS FOR ARCHITECT AND CONSTRUCTION MANAGEMENT

Architects and Construction Management firms desiring to apply for consideration must include a letter of application and should have attached:

1. The most recent version of the Florida Board of Education "Professional Qualifications Supplement" (PQS) dated 7/03, completed by the applicant. Do not alter the PQS form.
2. A copy of the firms current Professional Registration Certificates from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.
3. The most recent version of the Florida Board of Education "Revised Construction Manager Qualifications Supplement" (CMQS) dated 02/02. Do not alter the CMQS form.

Applications that do not comply with all instructions may be disqualified. Application materials will not be returned.

Selection of finalists for interviews will be made on the basis of architect/engineer and construction manager qualifications separately, including experience and ability; past experience; bonding capacity; cost estimating; qualification of the firm's personnel, staff and consultants; and ability to include minority business enterprise participation. Finalists will be provided with a description of the final interview topics. The Selection Committee may reject all proposals and stop the selection process at any time.

The plans and specifications for Florida Board of Education projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of placement on the convicted vendor list.

Carefully review the Architect/Engineer, Construction Management Contract and General Condition's documents. Submitting a proposal for this project constitutes complete agreement with and acceptance of the terms and conditions

contained within these documents. These documents can be found on our website at [www.fp.ucf.edu](http://www.fp.ucf.edu) with the advertisement.

#### INSTRUCTIONS FOR CONSTRUCTION MANAGERS

All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a construction management firm may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected construction management firm must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

#### CONSTRUCTION MANAGEMENT CONTRACT

The contract for construction management services will consist of two phases. Phase one is pre-construction services, for which the construction manager will be compensated. Phase one services include value engineering, constructability analyses, development of a cost model, estimating, and the development of a Guaranteed Maximum Price (GMP) at 50% Construction Documents. If the GMP is accepted, phase two, the construction phase, will be implemented. In phase two of the contract, the construction manager becomes the single point of responsibility for performance of the construction of the project and shall publicly bid trade contracts. Failure to negotiate an acceptable GMP within the time provided in the agreement may result in the termination of the construction manager's contract.

#### PROJECT FACT SHEET

Project Fact Sheet contains the selection criteria which is the primary basis for determining the shortlist. The Project Fact Sheet, Professional Qualifications Supplement forms, Construction Manager Qualifications Supplement forms, descriptive project information, and selection criteria may be obtained by contacting: Ms. Gina Seabrook, University of Central Florida, phone (407)823-2166, Fax (407)823-5141, Email: [gseabroo@mail.ucf.edu](mailto:gseabroo@mail.ucf.edu), Web site: [www.fp.ucf.edu](http://www.fp.ucf.edu).

#### NOTICE TO DESIGN/BUILD FIRMS

The University of Central Florida on behalf of its Board of Trustees announces that Professional Services in the discipline of design/build will be required for the project listed below:

Project No. UCF-TBA Academic Athletic Center

Project and Location: Intercollegiate Athletic Node, University of Central Florida, Main Campus, Orlando, Florida 32816-3020.

The combined project cost is to be determined for planning, construction and furnishings/equipment. There will be one design/build contract for this project.

The projects consist of the design and construction of a new Academic Athletic Center, the space categories and square footage will be refined during the design process. A draft building program can be found on the Facilities Planning website, [www.fp.ucf.edu](http://www.fp.ucf.edu).

#### FORM OF PROPOSALS

It is the University's intention to have professionals in the disciplines of design/build for this project.

This facility will be in the early planning phase in the fiscal year 2007-08. The selected design/build firm will provide design, construction documents, and administration for the referenced project. Blanket professional liability insurance for the design/build firm will be required for this project in the amount of \$1,500,000 and will be provided as a part of Basic Services.

Five (5) bound copies of the required proposal data shall be submitted to: Ms. Gina Seabrook, Facilities Planning, 4000 Central Florida Blvd., Post Office Box 163020, Orlando, FL 32816-3020. Submittals must be received by 5:00 p.m. local time on Friday, December 14, 2007. Facsimile (FAX) submittals are not acceptable and will not be considered. Late submissions will not be accepted.

The committee members have elected not to meet with proposed firms.

#### INSTRUCTIONS FOR DESIGN/BUILDERS

Design/Build firms desiring to apply for consideration must include a letter of application and should have attached:

1. The most recent version of the Florida Board of Education "Professional Qualifications Supplement" (PQS) dated 7/03, completed by the applicant. Do not alter the PQS form.
2. A copy of the firm's current Professional Registration Certificates from the appropriate governing board. An applicant must be properly registered at the time of application to practice its profession in the State of Florida. If the applicant is a corporation, it must be chartered by the Florida Department of State to operate in Florida.
3. The most recent version of the Florida Board of Education "Revised Construction Manager Qualifications Supplement" (CMQS) dated 02/02. Do not alter the CMQS form.

Applications that do not comply with all instructions may be disqualified. Application materials will not be returned.

Selection of finalists for interviews will be made on the basis of design/build firm's qualifications separately, including experience and ability; past experience; bonding capacity; cost estimating; qualification of the firm's personnel, staff and consultants; and ability to include minority business enterprise participation. Finalists will be provided with a description of the final interview topics. The Selection Committee may reject all proposals and stop the selection process at any time.

The plans and specifications for Florida Board of Education projects are subject to reuse in accordance with the provisions of Section 287.055, Florida Statutes. As required by Section 287.133, Florida Statutes, a consultant may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected consultant must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of placement on the convicted vendor list.

Carefully review the Design/Build Contract and General Condition's documents. Submitting a proposal for this project constitutes complete agreement with and acceptance of the terms and conditions contained within these documents. These documents can be found on our website at [www.fp.ucf.edu](http://www.fp.ucf.edu) with the advertisement.

#### INSTRUCTIONS FOR DESIGN/BUILDERS

All applicants must be licensed to practice as general contractors in the State of Florida at the time of application. Corporations must be registered to operate in the State of Florida by the Department of State, Division of Corporations, at the time of application. As required by Section 287.133, Florida Statutes, a construction management firm may not submit a proposal for this project if it is on the convicted vendor list for a public entity crime committed within the past 36 months. The selected construction management firm must warrant that it will neither utilize the services of, nor contract with, any supplier, subcontractor, or consultant in excess of \$15,000.00 in connection with this project for a period of 36 months from the date of their being placed on the convicted vendor list.

#### DESIGN/BUILD CONTRACT

The contract for design/build services will consist of two phases. Phase one will consist of the development of construction documents and the development of a Guaranteed Maximum Price (GMP) at 50% construction documents. If the GMP is accepted, phase two, the construction phase, will be implemented. In phase two of the contract, the design/builder becomes the single point of responsibility for performance of the construction of the project and shall publicly bid trade contracts. Failure to negotiate an acceptable GMP within the time provided in the agreement may result in the termination of the design/builder's contract.

#### PROJECT FACT SHEET

Project Fact Sheet contains the selection criteria which is the primary basis for determining the shortlist. The Project Fact Sheet, Professional Qualifications Supplement forms, Construction Manager Qualifications Supplement forms, descriptive project information, and selection criteria may be

obtained by contacting: Ms. Gina Seabrook, University of Central Florida, Phone (407)823-2166, Fax (407)823-5141, Email: [gseabroo@mail.ucf.edu](mailto:gseabroo@mail.ucf.edu), Web site: [www.fp.ucf.edu](http://www.fp.ucf.edu).

#### PUBLIC ANNOUNCEMENT OF CONSTRUCTION SERVICES SELECTION RESULTS

The Florida School for the Deaf and the Blind announces that on the date listed below ranking was determined and an intent was issued to negotiate and enter into a contract for Construction Services in accordance with the Consultants Competitive Negotiation Act, for the following:

DATE: October 16, 2007

NAME OF AGENCY: Florida School for the Deaf and the Blind

PROJECT NUMBER: FSDB 20070002

PROJECT NAME: Bulkhead Improvement

1. C & D Construction, Inc.

#### NOTICE TO PROFESSIONAL CONSULTANTS OFFICE OF FACILITIES DESIGN AND CONSTRUCTION FOR

Request for Qualifications (RFQ)

Professional Services

Architect/Engineering Services

The Office of Facilities Design and Construction announces that Architect/Engineer services are required for a project entitled New Autistic Classrooms at Southside Middle School No. 211/DCSB Project No. C-91200 for Duval County Public Schools. The firm selected will be responsible for design, bid review and construction administration of this project having an estimated construction cost of approximately One Million Two Hundred Thousand Dollars and No Cents (\$1,200,000)(CONSTRUCTION BUDGET). The project scope shall consist of a new building consisting of six new autistic classrooms, associated support spaces; relocation of existing portables; and site improvements. All payments made under this contract and/or payment made under Sales Tax Exemption purchases (Direct Purchases) may be made via Electronic Payment via credit card or direct check at the District's sole option.

Applications are to be sent to:

Duval County Public Schools  
Facilities Design and Construction  
1701 Prudential Drive – 5th Floor  
Jacksonville, FL 32207-8182

PROJECT MANAGER: Kris Eskelin

PHONE NO.: (904)390-2279

RESPONSE DUE DATE: RFQ's ARE DUE ON OR BEFORE  
DECEMBER 6, 2007

AND WILL BE ACCEPTED UNTIL 4:30 p.m.

MBE GOALS: 15% Overall

Information on the selection process can be found at [www.dreamsbeginhere.org](http://www.dreamsbeginhere.org) then go to about dcps, then dcps departments, then facilities design and construction, then Selection Booklets.

Applicants are advised that all plans, drawings and specifications for this project may be reused by the Owner as a prototype for future projects in the District.

The Total Project Budget is \$2,000,000, however, DCPS has received appropriations totaling only \$1,000,000. Additional appropriation in the amount of \$1,000,000 is expected next year.

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

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

**WATER MANAGEMENT DISTRICTS**

Notice of Bid/Request for Proposal  
Suwannee River Water Management District  
FY 2008 Stump Removal Services  
REQUEST FOR PROPOSALS 07/08-008

The removal of stumps provides a source of revenue to conduct District activities and enhances the ability to successfully conduct other land management practices. In FY 2008 stump removal services will be conducted District-wide based on staff recommendations. Specific work areas will be identified and approved by District personnel and will take into consideration weather, soil conditions, and the location of wetlands. Currently, Proposers will provide stump removal services on the Mallory Swamp Tract as identified in the proposal documents.

**PROPOSED SCHEDULE**

- October 30, 2007      Release of Request for Proposal.
- November 13, 2007    Proposals due prior to 10:00 a.m. at SRWMD headquarters in Live Oak. Opening of proposals at this time and date.\*
- November 16, 2007    Final selection of contractor announced.\*
- December 11, 2007    Recommendation to SRWMD Governing Board\*
- December 28, 2008    Execution of contracts.

(\*Denotes public Meetings)

For additional information regarding this project contact Scott Gregor, Land Management Forester, (800)226-1066 (Florida only), (386)362-1001 or cell # (386)362-8130.

Proposal packages may be obtained by logging on to [www.mysuwanneeriver.com](http://www.mysuwanneeriver.com) or contacting Gwen Lord at (386)362-1001.

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

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

**NOTICE OF INVITATION TO BID  
BID NO. BDC 27-07/08**

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:** Rainbow Springs State Park- Campground Improvements

**SCOPE OF WORK:** The contractor shall provide the necessary labor, supervision, equipment and materials required to successfully complete the construction of a 60 site campground, including all campsite appurtenances and associated roadways, sidewalks, water, sewer, electric, storm drain and stormwater management facilities as well as three new bathrooms. The work also includes renovation to existing Administration Day Use Restroom buildings, construction of an Amphitheatre, three Picnic Pavilions and a Canoe Launch.

**PARK LOCATION:** Rainbow Springs State Park – Located 3 miles north of Dunnellon on US 41, address, 19158 Southwest 81st Place Road, Dunnellon, Florida

**PROJECT MANAGER:** Fred Hand, Bureau of Design and Construction, Alfred B. Maclay Gardens State Park, 3540 Thomasville Road, Tallahassee, Florida, 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 prior to the bid closing 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 November 2, 2007 at: Rainbow Springs State Park, 19158 Southwest 81st Place



Road, Dunnellon, Florida 34432, Attention: Joseph Smyth, Telephone Number: (352)465-8555, Fax Number: (352)465-8538.

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 Mike Renard with the Bureau of Design and Construction at (850)488-5372 at least five (5) workdays prior to openings. If you are hearing or speech impaired, please contact the Florida Relay Services by calling (800)955-8771 (TDD) or (800)955-8770 (Voice).

BID SUBMITTAL DUE DATE: No later than 4:00 p.m., Tuesday, December 4, 2007 to the below address: Florida Department of Environmental Protection Bureau of Design and Construction, 3540 Thomasville Road, Tallahassee, Florida 32309, attention Michael Renard, Construction Projects Administer, Bureau of Design and Construction, (850)488-3572. The Department reserves the right to reject any or all bids.

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#### NOTICE OF INVITATION TO BID

BID NO. BDC 32-07/08

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: Topsail Hill Preserve State Park – East Day Use Area

SCOPE OF WORK: The contractor shall provide the necessary labor, supervision, equipment and materials required to successfully complete the construction of a Ranger station, sixteen cabins with utilities and road, a Campground with a Bathhouse, a Cabin Support Building with laundry facility, a new internal roadway, several small parking lots, and a playground. This also includes supporting facilities such as utilities, water management, erosion control and landscaping. Alternate bid items will include furnish labor, equipment, supervision and materials to successfully complete the construction of a paved Bike Path approximately 6100 feet long by 12 feet wide in its entirety as shown on the drawings and specifications. This bid alternate includes the construction of two Picnic Pavilions, one Trailhead Restroom with associated concrete sidewalks and a PVC potable water line approximately 5300 feet long.

PARK LOCATION: 1 mile off US 98 on Rt. 30A of Santa Rosa Beach, Florida, address c/o Topsail Hill State RV Resort, 7525 W. Scenic Hwy 30A, Santa Rosa Beach, Florida

PROJECT MANAGER: Dave Berra, Bureau of Design and Construction, Alfred B. Maclay Gardens State Park, 3540 Thomasville Road, Tallahassee, Florida; 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

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#### DEPARTMENT OF CHILDREN AND FAMILY SERVICES

##### INVITATION TO BID

Proposals are requested from qualified Roofing Contractors by the Department of Children and Families, hereinafter referred to as Owner, for the construction of:

PROJECT NUMBER: DCF 08245300

PROJECT: RETROFIT METAL STANDING SEAM ROOFS  
BUILDINGS 1147, 1241, & 1260  
FLORIDA STATE HOSPITAL  
CHATTAHOOCHEE, FLORIDA

PREQUALIFICATION: The Owner accepts bids from those firms which demonstrate current relevant licensure with the Florida Department of Business and Professional Regulation by submittal of a copy of that license or certificate with their bid and compliance with the pre-qualification requirements as stated hereinbefore and in the project specifications.

The work includes the retrofit metal standing seam roofing of 3 buildings. Building 1147 a 9,360 square foot roofing project contains structural repair, removal of existing shingles roof systems, down to the existing decks, flashings and other miscellaneous items. Replace with a metal standing seam roof. Building 1241 a 27,676 square foot roofing project consist of installing a retrofit metal standing seam roof system over an existing built-up gravel roof system. Building 1260 an 18,880 square foot roofing project consisting of the removal of existing shingle roofing system, removal of existing roof dormers, replacement of roof decking at removed dormer locations, fascia and soffit repair and the installation of standing seam metal roof.

PERFORMANCE BOND AND LABOR AND MATERIAL BOND: If the construction award is \$100,000.00 or more, a Performance Bond and Labor and Material Payment Bond are required.

BID DATE AND TIME: Sealed bids will be received at the architect's office, 1382 Timberlane Road, Suite C, Tallahassee, Florida 32312, on December 6, 2007 until 2:00 p.m. (Local Time), at which time they will be publicly opened and read aloud.

PRE-BID INSPECTION: The pre-bid inspection will be gathering at the Operations and Facilities Building, Florida State Hospital, Wednesday, November 14, 2007, 10:00 a.m. (Local Time). An informative meeting will take place at this location followed by a visit to each building location. All others visiting after this time shall be by appointment only.

Bidders setting up an appointment after November 14, 2007, must contact Mr. Buddy Jeter, Operations and Facilities at (850)663-7152, Florida State Hospital to arrange a site visit. All questions pertaining to this project must be addressed to the architect.

PROPOSAL: Bids must be submitted in full accordance with the requirements of the drawings, specifications, bidding conditions and contractual conditions, which may be examined and obtained for \$100.00 refundable from the architect:

HICKS NATION ARCHITECTS, INC.  
 1382 TIMBERLANE ROAD  
 TALLAHASSEE, FLORIDA 32312  
 TELEPHONE: (850)893-1130

CONTRACT AWARD: The bid tabulation and Notice of Award Recommendation will be posted by 2:00 p.m. (Local Time), December 10, 2007, at the Architects Office. In the event that the bid tabulation and Notice of Award Recommendation cannot be posted in this manner, then all bidders will be otherwise notified. Any protests of the bid must be made within 72 hours of posting of the results. "Failure to file a protest within the time prescribed in Section 120.53(5), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes." If no protest is filed per Section B-21 of the Instructions to Bidders, "Notice and Protest Procedures" the Owner will award the contract to the qualified, responsive low bidder in accordance with Chapter 60D-5, F.A.C.

**PETER R. BROWN CONSTRUCTION**

Notice of Request for Proposals  
 St. Petersburg College EpiCenter Campus  
 District Office BayCare I/T Renovations 706-D-06-1  
 Pinellas County  
 Clearwater, FL

Peter R. Brown Construction, Inc. (CGC-061419), the Construction Manager for the St. Petersburg College District Office BayCare I/T Renovations 706-D-06-1 hereby solicits sealed proposals for the referenced project in accordance with the proposal documents to include but not limited to the following:

The Scope of Work for this project includes but is not limited to interior renovations for a portion of the St. Petersburg College EpiCenter Campus District Office. Renovations will be limited to the 9,000 sq. ft. BayCare space and are as follows:

Demolition of existing floor and ceiling finishes, doors and frames, GWB partitions and the removal of wallpaper finishes on walls to remain. Installation of new doors, frames, hardware, GWB partitions, acoustical ceiling system and miscellaneous accessories as needed. The removal of existing roof-top HVAC unit and existing fiberglass ductwork and the installation of a new roof-top HVAC unit and sheet metal

supply and return are ductwork with accessories. Minor adjustment to the existing light fixture layout and the addition of a limited number of receptacles and data drops to accommodate the new floor plan.

A pre-proposal meeting will be held at 10:30 a.m. (Local Time), Thursday November 15, 2007 at the following location:

St. Petersburg College EpiCenter Campus  
 District Office Conference Room  
 6021 – 142 Avenue, North  
 Clearwater, FL 33760

Deadline for receipt of All Proposal Packages has been set for 2:00 p.m., November 21, 2007. Only proposals received on or before the time and date listed will be considered. All proposals received after 2:00 p.m., of the day specified above, will be returned unopened.

All interested subcontractors must be pre-qualified or have completed the pre-qualification process within the last year. Please contact the following person to obtain information or documents about the pre-qualification requirements for this project:

Jenny Sanchez, Estimator  
 Phone: (727)535-6407 – Fax: (727)539-8485

St. Petersburg College and Peter R. Brown Construction, Inc. are committed to provide equal opportunity and strongly encourage all interested M/WBE and SBE firms to submit proposals.

One set of plans and specifications will be supplied to all pre-qualified trade contractors at no cost. Trade contractors are responsible for the cost of shipping. Additional sets may be purchased directly from the copy center. Copy center information will be distributed with the Proposal Packages.

St. Petersburg College and Peter R. Brown Construction, Inc. reserve the right to accept or reject any and all proposals in whole or part and to waive informalities and irregularities.

No verbal instruction or directives will be accepted regarding this project during the proposal period. All instructions or directives must be clarified through written Addenda or Supplements. All questions regarding the work should be directed to the Construction Manager, in writing by November 16, 2007. The Owner and Architect will not accept calls regarding this project.

**DEPARTMENT OF MILITARY AFFAIRS**

USPFO Admin Bldg III #20187

A complete copy of this solicitation MUST be downloaded from the MyFlorida.com, MyFloridaMarketPlace, Vendor Bid System (VBS) at [http://fcf.state.fl.us/owa\\_vbs/owa/vbs\\_www.main\\_menu](http://fcf.state.fl.us/owa_vbs/owa/vbs_www.main_menu).

PROPOSALS ARE REQUESTED FROM QUALIFIED GENERAL CONTRACTORS BY THE State of Florida, Department of Military Affairs HEREINAFTER REFERRED TO AS OWNER, FOR THE CONSTRUCTION OF:

PROJECT NO: 205187

ACCOUNTING CODE: FY08 SRM 2065

PROJECT NAME & LOCATION: ADMINISTRATION BUILDING, PHASE III, USPFO, ST. AUGUSTINE, FLORIDA

FOR (PROJECT DESCRIPTION): Provide Construction Services for the new construction of an 1,800 square foot Administration Building for the Florida Department of Military Affairs. Construction of the new building consists of wood frame floor, walls and pre-engineered wood roof trusses. The entire building will be raised on concrete masonry foundation on reinforced concrete pads on compact grade. Finished exterior walls consist of painted Hardi-Plank ship lap horizontal siding and trim. Roof covering consists of asphalt shingles. The interior construction consists of paint finished wood frame and gypsum board partitions, suspended acoustical ceiling grid/tile, carpet flooring, tiled restroom and solid core wood doors.

PREQUALIFICATION: Each bidder whose field is governed by Chapters 399, 455, 489 and 633 of the Florida Statutes for licensure or certification must submit prequalification data of their eligibility with their bid or prior to the bid opening. After the bid opening, the low bidder must qualify in accordance with Rule 60D-5.004, F.A.C. A copy of the requirements is included in the Non-Technical Specifications Level IV/V, Instructions to Bidders under Section B-2 "Bidder Qualification Requirements and Procedures". Note: A completed experience questionnaire and financial statement form number DBC 5085 (Exhibit 3) must be submitted with bid.

BID SECURITY: Bids/Proposals in total excess of \$100,000.00, the bidder must provide with bid, a good faith deposit in the amount of 5% of the bid by way of a bid bond from a surety insurer authorized to do business in the STATE OF FLORIDA as surety or a certified check or cashier's check accompanying the bid.

PERFORMANCE BOND AND LABOR AND MATERIAL PAYMENT BOND'S are required from any persons or parties entering into a formal contract with the STATE OF FLORIDA for contracts in total excess of \$100,000.00 for construction, additions, renovations, repairs, or demolition of any public building pursuant to Section 255.05(1)(a), Florida Statutes.

INFORMATION WILL NOT BE AVAILABLE BY TELEPHONE. All information received through any oral communication shall not be binding on the Department of Military Affairs and shall not be relied upon by an offerer.

Pursuant to Section 287.057(26), Florida Statutes, Respondents to this solicitation or persons acting on their behalf may not contact, between the release of the solicitation and the end of the 72-hour period following the agency posting the notice of intended award, excluding Saturdays, Sundays, and state holidays, any employee or officer of the executive or legislative branch concerning any aspect of this solicitation,

except in writing to the procurement officer or as provided in the solicitation documents. Violation of this provision may be grounds for rejecting a response.

Any questions from proposers concerning this solicitation shall be submitted in writing, identifying the submitter, to the Architectural-Engineering Firm listed below, Attention: Brent Sauser, by email at [BSauser@hanson-inc.com](mailto:BSauser@hanson-inc.com) or by facsimile at (407)622-2051. No questions will be accepted later than December 12, 2007, 4:00 p.m. (7 days before bid opening date). E-mail inquiries are preferred; however, a hard copy or facsimile is acceptable.

All questions and answers/changes to the solicitation will be provided in writing by addenda via e-mail or fax to each registered plan holder that attended the mandatory pre-bid meeting and will be posted on the DMS Vendor Bid System (VBS). It is the prospective contractor's responsibility to check periodically for any information updates to the solicitation which is posted to the VBS. The Department of Military Affairs bears no responsibility for any delays, or resulting impacts, associated with a prospective contractor's failure to obtain information made available through the DMS Vendor Bid System.

#### MANDATORY PRE-BID MEETING

DATE AND TIME: November 28, 2007, 2:00 p.m. local time

PLACE: USPFO Conference Room, 189 Marine St., St. Augustine, Florida 32086

All interested parties should call Mrs. Bobbie Smith at (904)823-0256 to be placed on the access list by COB 26 Nov 07. All General Contractors interested in bidding on this project are required to attend this pre-bid meeting.

Sealed bids will be received, publicly opened and read aloud on: (BIDS MUST BE SUBMITTED PRIOR TO BID OPENING NO LATE BIDS WILL BE ACCEPTED):

DATE AND TIME: December 20, 2007, 2:00 p.m. local time

PLACE: Robert F. Ensslin National Guard Armory, 2305 State Road 207, St. Augustine, FL 32086

MARK ENVELOPES: ATTN: SEALED BIDS for: Project No. 205187, ADMINISTRATION BUILDING, PHASE III, USPFO, ST. AUGUSTINE, Florida, ATTN: Michele Dobbs 0255/Bobbie Smith 0256.

BID/PROPOSAL: All responses must be submitted in a sealed package and shall be clearly marked on the outside of package with the above information. Department of Military Affairs is not responsible for the opening of any solicitation package which is not properly marked. It is the respondent's responsibility to assure its response is submitted to the place and time indicated in this solicitation. Also, all responses must be in full accordance with the requirements of the Drawings, Specifications, Bidding Conditions and Contractual Conditions, and Non-Technical Specifications, which have been prepared by the Engineer as listed, and may be obtained as follows:

ARCHITECT-ENGINEER: Hanson Professional Services Inc. – Mr. Brent Sauser

TELEPHONE: (407)622-2050; Fax: (407)622-2051

Drawings will not be released by the printer without the approval of the ARCHITECT-ENGINEER, who shall maintain the official bidders list.

Any bidder who submits a request for pre-qualification and fails to qualify will receive a full refund if the set(s) are promptly returned in good condition.

To obtain the BID DOCUMENTS, please contact the Archive Department at:

Winter Park Blueprint & Color Graphics  
300 North Orlando Avenue  
Maitland, Florida 32751  
Phone: (407)647-3034  
FAX: (407)645-1462  
Website: www.wpblue.com

Probable cost for BID DOCUMENTS: \$30.00 for full size set of 30 x 42 construction drawings, and \$50.00 for non-technical and technical specifications plus taxes, shipping and handling.

CONTRACT AWARD: The lowest bid will be the bid from the responsive bidder that has submitted the lowest price for the base bid or base bid plus the additive alternates or less the deductive alternates chosen by the Agency to be included in or excluded from the proposed contract, taken in numerical order listed in the bid documents. The order of the alternates may be selected by the Agency in any sequence so long as such acceptance out of order does not alter the designation of the low bidder. The official Notice of Award Recommendation will be by electronic posting on the Department's website at [http://fcn.state.fl.us/owa\\_vbs/owa/vbs\\_www.main\\_menu](http://fcn.state.fl.us/owa_vbs/owa/vbs_www.main_menu).

Failure to file a protest within the time prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes. If no protest is filed, the contract will be awarded to the qualified, responsible and responsive low bidder in accordance with Chapter 60D-5, F.A.C., by the Owner.

The Non-Technical Specifications Level IV & V are considered to be applicable to this solicitation and award of contract when made and are made a part hereof.

The State of Florida, Department of Military Affairs, objects to and shall not consider any additional terms or conditions submitted by a respondent, including any appearing in documents attached as part of a respondent's response. In submitting its response, a respondent agrees that any additional terms or conditions; whether submitted intentionally or inadvertently, shall have no force or effect. Failure to comply with terms and conditions, including those specifying information that must be submitted with a response, shall be grounds for rejecting a response.

Prior to entering into a contract with the State of Florida, Department of Military Affairs, the selected contractor must be registered with the Florida Department of Management Services (DMS) MyFloridaMarketPlace Vendor Registration System. Information about the registration process is available, and registration must be completed at the MyFloridaMarketPlace website (link available under BUSINESS at [www.myflorida.com](http://www.myflorida.com)). Prospective contractors who do not have Internet access may request assistance from the MyFloridaMarketPlace Customer Service at (866)352-3776. The State of Florida, through the Department of Management Services, has instituted MyFloridaMarketPlace, a statewide e-procurement system. Pursuant to subsection 60A-1.032(1), Florida Administrative Code, this contract shall be exempt from the one percent (1%) transaction fee.

The State of Florida's performance and obligation to pay under this contract is contingent upon availability of funding and an annual appropriation by the Legislature.

NO VERBAL STATEMENTS MADE BY ANY STATE OF FLORIDA EMPLOYEE OR AGENCY REPRESENTATIVE WILL OPERATE TO SUPERSEDE INFORMATION PUBLISHED IN THIS SOLICITATION. ONLY WRITTEN ADDENDUMS ISSUED BY THE DEPARTMENT OF MILITARY AFFAIRS CONSTRUCTION AND FACILITY MANAGEMENT OFFICE OR ITS REPRESENTATIVES WILL OPERATE TO ALTER OR OTHERWISE AMMEND THIS SOLICITATION.

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## Section XII Miscellaneous

### DEPARTMENT OF COMMUNITY AFFAIRS

NOTICE IS HEREBY GIVEN THAT the Division of Community Planning, Department of Community Affairs, received the following petitions for binding letters of Development of Regional Impact, Vested Rights and Modification Determinations, pursuant to Section 380.06(4)(a), Florida Statutes.

FILE NO.: BLIM-11-2007-011  
DATE RECEIVED: October 18, 2007  
DEVELOPMENT NAME: SHERATON VISTANA RESORT  
DEVELOPER/AGENT: Vistana Development, Inc.  
DEVELOPMENT TYPE: 28-24.023, 28-24.020, 28-24.026, F.A.C.  
LOCAL GOVERNMENT: Orange County

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DCA Final Order No.: DCA07-OR-243  
STATE OF FLORIDA  
In re: LAND DEVELOPMENT  
REGULATIONS ADOPTED BY  
CITY OF KEY WEST ORDINANCE  
NO. 07-14

FINAL ORDER

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to §§ 380.05(6) and (11), Fla. Stat., (2006), approving a land development regulation adopted by a local government within the City of Key West Area of Critical State Concern as set forth below.

FINDINGS OF FACT

- 1. The City of Key West is a designated area of critical state concern.
- 2. On September 25, 2007 the Department received for review City of Key West Ordinance No. 07-14, which was adopted by the City of Key West City Commission on September 18, 2007 ("Ord. 07-14"). Ord. 07-14 amends Section 122-418 Conditional Uses and adopts regulations for tattoo establishments for the health, safety, and welfare of the residents and visitors of the City of Key West and to designate General Commercial as the zoning district where tattoo establishments may be located.
- 3. Ord. 07-14 is consistent with the City's Comprehensive Plan.

CONCLUSIONS OF LAW

- 4. The Department is required to approve or reject land development regulations that are adopted by any local government in an area of critical state concern based upon consistency with the Principles for Guiding Development applicable to that area of critical state concern. §§ 380.05(6) and 380.05(11), Fla. Stat., (2006).
- 5. The City of Key West is an Area of Critical State Concern. § 380.05, Fla. Stat. (2006) and Rule 28-36.001, Fla. Admin. Code.
- 6. "Land development regulations" include local zoning, subdivision, building, and other regulations controlling the development of land. § 380.031(8), Fla. Stat. (2006). The regulations adopted by Ord. 07-14 are land development regulations.
- 7. All land development regulations enacted, amended, or rescinded within an area of critical state concern must be consistent with the principles for guiding development for the particular area (the "Principles"). § 380.05(6), Fla. Stat.; see *Rathkamp v. Department of Community Affairs*, 21 F.A.L.R. 1902 (Dec. 4, 1998), *aff'd.*, 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles for the City of Key West Area of Critical State Concern are set forth in subsection 28-36.003(1), Fla. Admin. Code.

- 8. Ord. 07-14 promotes and furthers the following Principles in subsection 28-36.003(1):
  - (a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without the continuation of the area of critical state concern designation.
  - (h) To protect the value, efficiency, cost effectiveness, and amortized life of existing and proposed major public investments.

10. Ord. 07-14 is not inconsistent with the remaining Principles. Ord. 07-14 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 07-14 is found to be consistent with the Principles for Guiding Development of the City of Key West Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

CHARLES GAUTHIER, AICP  
Director, Division of Community Planning  
Department of Community Affairs  
2555 Shumard Oak Boulevard  
Tallahassee, Florida 32399-2100

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2) FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A

WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 2555 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100.

THE PETITION MUST MEET THE FILING REQUIREMENTS IN SUBSECTION 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 28-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 19th day of October, 2007.

Paula Ford, Agency Clerk

By U.S. Mail:  
The Honorable Morgan McPherson  
Mayor, City of Key West  
P. O. Box 1409  
Key West, Florida 33041  
Cheryl Smith  
Clerk to the City Commission  
P. O. Box 1409  
Key West, Florida 33041  
Larry Erskine  
City Attorney  
P. O. Box 1409  
Key West, FL 33041

DCA Final Order No.: DCA07-OR-242  
STATE OF FLORIDA  
In re: CITY OF MARATHON LAND  
DEVELOPMENT REGULATIONS  
ADOPTED BY ORDINANCE NO. 2007-15

FINAL ORDER

The Department of Community Affairs (the "Department") hereby issues its Final Order, pursuant to §§ 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2006), approving a land development regulation adopted by a local government within the Florida Keys Area of Critical State Concern as set forth below.

FINDINGS OF FACT

1. The Florida Keys Area is a statutorily designated area of critical state concern, and the City of Marathon is a local government within the Florida Keys Area.
2. On September 7, 2007, the Department received for review City of Marathon Ordinance No. 2007-15 that was adopted by the City of Marathon Board of City Commissioners on July 10, 2007 ("Ord. 2007-15"). Ord. 2007-15 amends the entire Land Use District (Zoning) Map of the City of Marathon to provide consistency with the Future Land Use Map and to reflect the zoning district designations established by the City's revised Land Development Regulations.
3. Ord. 2007-15 is consistent with the City's 2010 Comprehensive Plan.

CONCLUSIONS OF LAW

4. The Department is required to approve or reject land development regulations that are enacted, amended or rescinded by any local government in the Florida Keys Area of Critical State Concern. §§ 380.05(6), Fla. Stat., and § 380.0552(9), Fla. Stat. (2006).

5. The City of Marathon is a local government within the Florida Keys Area of Critical State Concern. § 380.0552, Fla. Stat. (2006) and Rule 31-31.002 (superseding Chapter 27F-8), Fla. Admin. Code.

6. "Land development regulations" include local zoning, subdivision, building and other regulations controlling the development of land. § 380.031(8), Fla. Stat. (2006). The regulations adopted by Ord. 2007-15 are land development regulations.

7. All land development regulations enacted, amended or rescinded within an area of critical state concern must be consistent with the Principles for Guiding Development (the "Principles") as set forth in § 380.0552(7), Fla. Stat. See *Rathkamp v. Department of Community Affairs*, 21 F.A.L.R. 1902 (Dec. 4, 1998), *aff'd*, 740 So. 2d 1209 (Fla. 3d DCA 1999). The Principles are construed as a whole and no specific provision is construed or applied in isolation from the other provisions.

8. Ord. 2007-15 promotes and furthers the following Principles:

- (a) To strengthen local government capabilities for managing land use and development so that local government is able to achieve these objectives without the continuation of the area of critical state concern designation.

9. Ord. 2007-15 is not inconsistent with the remaining Principles. Ord. 2007-15 is consistent with the Principles for Guiding Development as a whole.

WHEREFORE, IT IS ORDERED that Ord. 2007-15 is found to be consistent with the Principles for Guiding Development of the Florida Keys Area of Critical State Concern, and is hereby APPROVED.

This Order becomes effective 21 days after publication in the Florida Administrative Weekly unless a petition is filed as described below.

DONE AND ORDERED in Tallahassee, Florida.

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CHARLES GAUTHIER, AICP  
 Director, Division of Community Planning  
 Department of Community Affairs  
 2555 Shumard Oak Boulevard  
 Tallahassee, Florida 32399-2100

NOTICE OF ADMINISTRATIVE RIGHTS

ANY PERSON WHOSE SUBSTANTIAL INTERESTS ARE AFFECTED BY THIS ORDER HAS THE OPPORTUNITY FOR AN ADMINISTRATIVE

PROCEEDING PURSUANT TO SECTION 120.569, FLORIDA STATUTES, REGARDING THE AGENCY'S ACTION. DEPENDING UPON WHETHER YOU ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT IN YOUR PETITION REQUESTING AN ADMINISTRATIVE PROCEEDING, YOU ARE ENTITLED TO EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING.

IF YOUR PETITION FOR HEARING DOES NOT ALLEGE ANY DISPUTED ISSUE OF MATERIAL FACT CONTAINED IN THE DEPARTMENT'S ACTION, THEN THE ADMINISTRATIVE PROCEEDING WILL BE AN INFORMAL ONE, CONDUCTED PURSUANT TO SECTIONS 120.569 AND 120.57(2), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND III, FLORIDA ADMINISTRATIVE CODE. IN AN INFORMAL ADMINISTRATIVE PROCEEDING, YOU MAY BE REPRESENTED BY COUNSEL OR BY A QUALIFIED REPRESENTATIVE, AND YOU MAY PRESENT WRITTEN OR ORAL EVIDENCE IN OPPOSITION TO THE DEPARTMENT'S ACTION OR REFUSAL TO ACT; OR YOU MAY EXERCISE THE OPTION TO PRESENT A WRITTEN STATEMENT CHALLENGING THE GROUNDS UPON WHICH THE DEPARTMENT HAS CHOSEN TO JUSTIFY ITS ACTION OR INACTION.

IF YOU DISPUTE ANY ISSUE OF MATERIAL FACT STATED IN THE AGENCY ACTION, THEN YOU MAY FILE A PETITION REQUESTING A FORMAL ADMINISTRATIVE HEARING BEFORE AN ADMINISTRATIVE LAW JUDGE OF THE DIVISION OF ADMINISTRATIVE HEARINGS, PURSUANT TO SECTIONS 120.569 AND 120.57(1), FLORIDA STATUTES, AND CHAPTER 28-106, PARTS I AND II, FLORIDA ADMINISTRATIVE CODE. AT A FORMAL ADMINISTRATIVE HEARING, YOU MAY BE REPRESENTED BY COUNSEL OR OTHER QUALIFIED REPRESENTATIVE, AND YOU WILL HAVE THE OPPORTUNITY TO PRESENT EVIDENCE AND ARGUMENT ON ALL THE ISSUES INVOLVED, TO CONDUCT CROSS-EXAMINATION AND SUBMIT REBUTTAL EVIDENCE, TO SUBMIT PROPOSED FINDINGS OF FACT AND ORDERS, AND TO FILE EXCEPTIONS TO ANY RECOMMENDED ORDER.

IF YOU DESIRE EITHER AN INFORMAL PROCEEDING OR A FORMAL HEARING, YOU MUST FILE WITH THE AGENCY CLERK OF THE DEPARTMENT OF COMMUNITY AFFAIRS A WRITTEN PLEADING ENTITLED, "PETITION FOR ADMINISTRATIVE PROCEEDINGS" WITHIN 21 CALENDAR DAYS OF PUBLICATION OF THIS NOTICE. A PETITION IS FILED WHEN IT IS RECEIVED BY THE AGENCY CLERK, IN THE DEPARTMENT'S OFFICE OF GENERAL COUNSEL, 2555 SHUMARD OAK BOULEVARD, TALLAHASSEE, FLORIDA 32399-2100.

THE PETITION MUST MEET THE FILING REQUIREMENTS IN SUBSECTION 28-106.104(2), FLORIDA ADMINISTRATIVE CODE. IF AN INFORMAL PROCEEDING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH RULE 28-106.301, FLORIDA ADMINISTRATIVE CODE. IF A FORMAL HEARING IS REQUESTED, THEN THE PETITION SHALL BE SUBMITTED IN ACCORDANCE WITH SUBSECTION 31-106.201(2), FLORIDA ADMINISTRATIVE CODE.

A PERSON WHO HAS FILED A PETITION MAY REQUEST MEDIATION. A REQUEST FOR MEDIATION MUST INCLUDE THE INFORMATION REQUIRED BY RULE 28-106.402, FLORIDA ADMINISTRATIVE CODE. CHOOSING MEDIATION DOES NOT AFFECT THE RIGHT TO AN ADMINISTRATIVE HEARING.

YOU WAIVE THE RIGHT TO AN INFORMAL ADMINISTRATIVE PROCEEDING OR A FORMAL HEARING IF YOU DO NOT FILE A PETITION WITH THE AGENCY CLERK WITHIN 21 DAYS OF PUBLICATION OF THIS FINAL ORDER.

CERTIFICATE OF FILING AND SERVICE

I HEREBY CERTIFY that the original of the foregoing Final Order has been filed with the undersigned designated Agency Clerk, and that true and correct copies have been furnished to the persons listed below by the method indicated this 19th day of October, 2007.

Paula Ford, Agency Clerk

By U.S. Mail:

Honorable Christopher M. Bull, Mayor  
City of Marathon  
10054-55 Overseas Highway  
Marathon, Florida 33050

Diane Clavier, City Clerk  
City of Marathon  
10045-55 Overseas Highway  
Marathon, Florida 33050

Mike Puto  
Acting City Manager  
City of Marathon  
10054-55 Overseas Highway  
Marathon, Florida 33050  
Jimmy Morales, Esq.  
Stearns Weaver Miller Weissler  
Alhadeff & Sitterson, P.A.  
Suite 2200 Museum Tower  
150 West Flagler Street  
Miami, Florida 33130

DEPARTMENT OF TRANSPORTATION

Airport Site Approval Order

The Florida Department of Transportation intends to issue an "Airport Site Approval Order," in accordance with Chapter 330, Florida Statutes, "Regulation of Aircraft, Pilots, and Airports" and Chapter 14-60, Florida Administrative Code, "Airport Licensing, Registration, and Airspace Protection" for the following site:

Blue Creek, a private airport, in Liberty County, at Latitude 30° 21' 02.12" and Longitude 84° 44' 29.71", to be owned and operated by Ms. Jean Lord, 9169 new berlin road, jacksonville, FL 32226.

A copy of the Airport Site Approval Order, the Airport's application, the applicable rules, and other pertinent information may be obtained by contacting Mr. William J. Ashbaker, P.E., State Aviation Manager, Florida Department of Transportation, Aviation Office, 605 Suwannee Street, Mail Station 46, Tallahassee, Florida 32399-0450; (850)414-4500; aviation.fdot@dot.state.fl.us. website: http://www.dot.state.fl.us/aviation.

ADMINISTRATIVE HEARING RIGHTS: Any person whose substantial interests will be determined or affected by this Airport Site Approval Order has the right, pursuant to Section 120.57, Florida Statutes, to petition for an administrative hearing. The petition for an administrative hearing must conform to the requirements of Rule Chapter 28-106, Florida Administrative Code, and must be filed, in writing, within twenty-one days of the publication of this notice, with the Clerk of Agency Proceedings, Office of General Counsel, Florida Department of Transportation, 605 Suwannee Street, Mail Station 58, Room 550, Tallahassee, Florida 32399-0450. Failure to file a petition within the allowed time constitutes a waiver of any right such person has to request a hearing under Chapter 120, Florida Statutes.

DEPARTMENT OF HIGHWAY SAFETY AND MOTOR VEHICLES

Notice of Publication for a New Point Franchise Motor Vehicle Dealer in a County of More than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that JMSTAR Powersports, Inc., intends to allow the establishment of NBS Auto Brokers, Inc., as a dealership for the sale of Xingyue (ZXYV) motorcycles at 2423 South State Road 7, Hollywood (Broward County), Florida 33023, on or after October 17, 2007.

The name and address of the dealer operator(s) and principal investor(s) of NBS Auto Brokers, Inc. are dealer operator(s): Zeev Golan, 2423 South State Road 7, Hollywood, Florida 33023; principal investor(s): Zeev Golan, 2423 South State Road 7, Hollywood, Florida 33023.



The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Yenong Xie, President, JMSTAR Powersports, Inc., 400 Northwest 141 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.

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Notice of Publication for the Relocation of a  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to requirements of Section 320.642, Florida Statutes, notice is hereby given that Southeast Toyota Distributors, LLC ("SET") intends to permit the relocation of Germain of Sarasota, LLC d/b/a/ Germain Toyota of Sarasota and d/b/a Germain Scion of Sarasota ("Germain Toyota") from its current location of 7435 South Tamiami Trail, Sarasota, Sarasota County, Florida 34231 to a proposed location on the south side of Clark Road 4,000 feet west of the intersection of Clark Road and Interstate-75 in Sarasota in Sarasota County, Florida.

This location is more particularly described as a tract of land in Section 14, Township 37 South, Range 18 east, Sarasota County, Florida, described as follows: begin at the northwest corner of premises described in Official Records Instrument No. 2001117143 of the public records of Sarasota County, Florida, (the following four calls are along the westerly line of said premises and the easterly line of a 73 foot wide permanent easement described in official records instrument no. 2000060186 of said public records): thence South 00 degrees 34 minutes 15 seconds west, a distance of 297.21 feet to the point of a curve (PC) of a curve to the right having a radius of 1190.73 feet and a central angle of 02 degrees 56 minutes 43 seconds; thence southwesterly along the arc a distance of 61.21 feet to the point of reverse curve (PRC) of a curve to the left having a radius of 1122.73 feet and a central angle of 03

degrees 30 minutes 59 seconds; thence southwesterly among the arc, a distance of 68.90 feet; thence South. 00 degrees 00 minutes 00 seconds east, a distance of 82.25 feet, thence North 84 degrees 08 minutes 13 seconds west, a distance of 33.61 feet; thence South 00 degrees 24 minutes 03 seconds East, a distance of 54.53 feet, thence South. 83 degrees 50 minutes 13 seconds West, a distance of 240.94 feet, thence South 57 degrees 11 minutes 16 seconds West, a distances of 558.39 feet to the northerly line of premises described as parcel 123 "C" Official Records Book 2581 at page 2366 of said Public Records (the following four calls are along said northern line and the northerly and easterly lines of Palmer Park of Commerce, recorded in Plat Book 35, page 32 of said public records); thence North 66 degrees 57 minutes 45 seconds West, a distances of 1133.02 feet, thence North 17 degrees 37 minutes 11 seconds West, a distance of 145.00 feet, thence North 66 degrees 57 minutes 45 seconds West, a distance of 126.48 feet, thence North. 00 degrees 13 minutes 09 seconds East, a distance of 273.23 feet to the southerly line of the premises described as parcel 123 "A" in Official Records Book 2581 at Page 2366 of said Public Records (the following two calls are along said southerly line); thence North 87 degrees 29 minutes 51 seconds East, a distance of 77.21 feet; thence South 89 degrees 25 minutes 45 seconds East, a distance of 1874.02 feet to the point of beginning.

The dealership is authorized to sell and service Toyota vehicles. It is the position of SET that the Scion models of Toyota vehicles do not constitute a separate line-make. However, to the extent that Scion may be deemed to a separate line-make, this notice also pertains to the sales and service of Scion vehicles.

The name and address of the dealer operator of Germain Toyota is Robert L. Germain, Jr. is 7435 South Tamiami Trail, Sarasota, Florida 34231. The name and address of the principal investor of Germain Toyota is Germain Holding Company, 4250 Morse Crossing, Columbus, OH 43219. The addresses of the principal investors of Germain Holding Company are: Robert L. Germain, Jr., 13315 N. Tamiami Trail, Naples, FL 34110, and Stephen L. Germain, 4250 Morse Crossing, Columbus, OH 43219.

Germain Toyota will open at its proposed location on or after February 1, 2008.

The notice indicates intent to relocate the dealership to a 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, Dealer License Section,

Department of Highway Safety and Motor Vehicles, Room A-312, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by mail to: Lori Engwiller, Senior Market Representation Coordinator, Southeast Toyota Distributors, LLC , 100 Jim Moran Boulevard, SETDF 119, Deerfield Beach, FL 33442.

If no petition 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 relocation of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of Less  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Goldenvale, Inc., intends to allow the establishment of Lang's Service Center, as a dealership for the sale of motorcycles manufactured by Roketa (RKTA), Bashan (BASH), Zhongneng (ZHNG), Benzhou (SHWI) and Wangye (ZHEJ) at 1007 South 6th Avenue, Wauchula, (Hardee County), Florida 33873, on or after October 8, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Lang's Service Center are dealer operator(s): Scott Lang, 1007 South 6th Avenue, Wauchula, Florida 33873; principal investor(s): Scott Lang, 1007 South 6th Avenue, Wauchula, Florida 33873.

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 US Mail to: Wayne McWilliams, Goldenvale-Roketa, 2041 South Turner Avenue, Ontario, California 91761.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving

the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that QLink, LP, intends to allow the establishment of JJ's Motortoy's & More, LLC, as a dealership for the sale of Chunfeng (CFHG) motorcycles at 19630 South Tamiami Trail, Fort Myers (Lee County), Florida 33908, on or after October 18, 2007.

The name and address of the dealer operator(s) and principal investor(s) of JJ's Motortoy's & More, LLC are dealer operator(s): Jay Granitz, 19630 South Tamiami Trail, Fort Myers, Florida 33908; principal investor(s): Jay Granitz, 19630 South Tamiami Trail, Fort Myers, Florida 33908.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Johnny Tai, Vice President, QLink, LP, 4055 Corporate Drive, Suite 200, Grapevine, Texas 76051.

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, notice is given that Hyundai Motor America, intends to allow the establishment of A & D Automotive, LLC d/b/a David Maus Hyundai, as a dealership for the sale of Hyundai motor vehicles located at Parcel 28-17-30-00-00-0220: Begin at point 28 17 30 S 1/2 of NE, 1/4 of SW, 1/4 W of New ST RD PER Or Plat Book 4034, Page 4740, Deland, Volusia County, Florida on or after March 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of A & D Automotive, LLC d/b/a David Maus Hyundai are dealer operator(s): Andrew Ferguson, 307 Bratley Ridge Drive, Warner Robins, Georgia 31088; principal investor(s): Andrew Ferguson, 11012 Ullswater Lane, Windermere, Florida 34786 and David Maus, 207 Shiloh Cove, Lake Mary, Florida 32746.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Bill Schultheiss, Hyundai Motor America, 270 Riverside Parkway, Suite A, Austell, Georgia 30168-7876.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that QLink, LP, intends to allow the establishment of Power and Play Warehouse, Inc., as a dealership for the sale of Chunfeng (CFHG), Guangzhou Panyu Huanan Motors (GUNG) and China Qingqi Group Co. Ltd. (QING) motorcycles at 550 North Flagler Avenue, Pompano Beach (Broward County), Florida 33060, on or after October 22, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Power and Play Warehouse, Inc. are dealer operator(s): Thomas McMahon, 550 North Flagler Avenue, Pompano Beach, Florida 33060; principal investor(s): Thomas McMahon, 550 North Flagler Avenue, Pompano Beach, Florida 33060.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Johnny Tai, Vice President, QLink, LP, 4055 Corporate Drive, Suite 200, Grapevine, Texas 76051.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Titan Imports, Inc. d/b/a US Titan, Inc., intends to allow the establishment of NBS Auto Brokers, Inc., as a dealership for the sale of Kaitong (KAIT) motorcycles at 2423 South State Road 7, Hollywood (Broward County), Florida 33023, on or after October 17, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Titan Imports, Inc. d/b/a US Titan, Inc. are dealer operator(s): Zeev Golan, 2423 South State Road 7, Hollywood, Florida 33023; principal investor(s): Zeev Golan, 2423 South State Road 7, Hollywood, Florida 33023.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Hongjie Zhang, US Titan Imports, Inc. d/b/a US Titan, Inc., 8630 Rochester Avenue, Rancho Cucamonga, California 91730.

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 the Relocation of a  
Franchise Motor Vehicle Dealer in a  
County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Kawasaki Motors Corp. U.S.A., intends to allow the relocation of Beach Motor Sports Corp., as a dealership for the sale of Kawasaki motorcycles from its present location at 15255 Dixie Highway, North Miami Beach, Florida 33162, to a proposed location at 7685 Pines Boulevard, Pembroke Pines, Florida (Broward County), Florida 33024, on or after November 30, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Beach Motor Sports Corp. are dealer operator(s): Arturo Godoy, 891 Southwest 171 Terrace, Pembroke Pines, Florida, 33027; principal investor(s): Arturo Godoy, 891 Southwest 171 Terrace, Pembroke Pines, Florida, 33027 and Julio Alonso, 1315 Country Club Prado, Coral Gables, Florida 33134. The notice indicates intent to relocate the franchise 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, 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 MS65, Neil Kirkman Building, 2900, Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Jim Capps, Kawasaki Motors Corp. U.S.A., 6110 Boat Rock Boulevard Southwest, Atlanta, Georgia 30336-2776.

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 relocation of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of Less  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Southeast Toyota Distributors, LLC, intends to allow the establishment of JG 64, LLC, as a dealership for the sale of Toyota vehicles at 6219 East State Road 64, Bradenton, (Manatee County), Florida 34208, on or after February 1, 2008.

The name and address of the dealer operator(s) and principal investor(s) of JG 64, LLC are dealer operator(s): James C. Gettel, 30 Lighthouse Pointe Drive, Longboat Key, Florida 34228; principal investor(s): James C. Gettel, 30 Lighthouse Pointe Drive, Longboat Key, Florida 34228.

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 US Mail to: Lori Engwiller, Southeast Toyota Distributors, LLC, 100 Jim Moran Boulevard, Deerfield Beach, Florida 33442.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that General Motors Corporation, intends to allow the establishment of Vera-Williamson Miami, Inc., as a dealership for the sale of Buick, Pontiac, GMC and Saturn motor vehicles at 13401 South Dixie Highway, Miami (Miami-Dade County), Florida 33145, on or after December 1, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Vera-Williamson Miami, Inc. are dealer operator(s): Louis Vera, 19250 South Dixie Highway, Miami,

Florida 33157; principal investor(s): Louis Vera, 19250 South Dixie Highway, Miami, Florida 33157, George E. Williamson II, 19250 South Dixie Highway, Miami, Florida 33157 and Thomas W. Williamson, 19250 South Dixie Highway, Miami, Florida 33157.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Jason Matthew, General Motors Corporation, 100 GM Renaissance Center, Detroit, Michigan 48265-1000.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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Notice of Publication for a New Point  
Franchise Motor Vehicle Dealer in a County of More  
than 300,000 Population

Pursuant to Section 320.642, Florida Statutes, notice is given that Goldenvale, Inc., intends to allow the establishment of Seaside Scooters, Inc., as a dealership for the sale of Roketa (RKTA), JMSTAR (JMST), Wangye (ZHEJ), Zhongneng (ZHNG), Benzhou (SHWI) and Bashan (BASH) motorcycles at 4014 Gunn Highway, Suite 240, Tampa (Hillsborough County), Florida 33618, on or after October 17, 2007.

The name and address of the dealer operator(s) and principal investor(s) of Seaside Scooters, Inc. are dealer operator(s): Chris Smith, 411 Cleveland Street #205, Clearwater, Florida 33755; principal investor(s): Chris Smith, 411 Cleveland Street #205, Clearwater, Florida 33755.

The notice indicates intent to establish the new point location in a county of more than 300,000 population, according to the latest population estimates of the University of Florida, Bureau of Economic and Business Research.

Certain dealerships of the same line-make may have standing, pursuant to Section 320.642, Florida Statutes to file a petition or complaint protesting the application.

Written petitions or complaints must be received by the Department of Highway Safety and Motor Vehicles within 30 days of the date of publication of this notice and must be submitted to: Nalini Vinayak, Administrator, Dealer License Section, Department of Highway Safety and Motor Vehicles, Room A-312 MS65, Neil Kirkman Building, 2900 Apalachee Parkway, Tallahassee, Florida 32399-0635.

A copy of such petition or complaint must also be sent by US Mail to: Linda Chen, Goldenvale-Roketa, 2041 South Turner Avenue, Ontario, California 91761.

If no petitions or complaints are received within 30 days of the date of publication, a final order will be issued by the Department of Highway Safety and Motor Vehicles approving the establishment of the dealership, subject to the applicant's compliance with the provisions of Chapter 320, Florida Statutes.

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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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**AGENCY FOR HEALTH CARE ADMINISTRATION**

CERTIFICATE OF NEED  
LETTERS OF INTENT

The Agency for Health Care Administration received and accepted the following letters of intent for the November 21, 2007 application filing date for Other Beds and Programs batching cycle:

- |   |                 |
|---|-----------------|
| County: Volusia   | District: 4     |
| Date Filed: 10/22/2007  | LOI #: N0710001 |
| Facility/Project: Adventa Hospice Services of Florida, Inc.   |                 |
| Applicant: Adventa Hospice Services of Florida, Inc.          |                 |
| Project Description: Establish a hospice program              |                 |
| County: Volusia   | District: 4     |
| Date Filed: 10/22/2007  | LOI #: N0710002 |
| Facility/Project: Compassionate Care Hospice of Florida, Inc. |                 |
| Applicant: Compassionate Care Hospice of Florida, Inc.        |                 |
| Project Description: Establish a hospice program              |                 |
| County: Volusia   | District: 4     |
| Date Filed: 10/22/2007  | LOI #: N0710003 |
| Facility/Project: Crown Hospice, Inc.                         |                 |
| Applicant: Crown Hospice, Inc.                                |                 |
| Project Description: Establish a hospice program              |                 |
| County: Volusia   | District: 4     |
| Date Filed: 10/22/2007  | LOI #: N0710004 |
| Facility/Project: Hospice of the Comforter, Inc.              |                 |
| Applicant: Hospice of the Comforter, Inc.                     |                 |

Project Description: Establish a hospice program  
 County: Volusia District: 4  
 Date Filed: 10/22/2007 LOI #: N0710005  
 Facility/Project: HCR Manor Care Services of Florida, Inc.  
 Applicant: HCR Manor Care Services of Florida, Inc.  
 Project Description: Establish a hospice program  
 County: Volusia District: 4  
 Date Filed: 10/22/2007 LOI #: N0710006  
 Facility/Project: Regency Hospice of Northwest Florida, Inc.  
 Applicant: Regency Hospice of Northwest Florida, Inc.  
 Project Description: Establish a hospice program  
 County: Volusia District: 4  
 Date Filed: 10/22/2007 LOI #: N0710007  
 Facility/Project: Samaritan Care Hospice of Flagler, Inc.  
 Applicant: Samaritan Care Hospice of Flagler, Inc.  
 Project Description: Establish a hospice program  
 County: Volusia District: 4  
 Date Filed: 10/22/2007 LOI #: N0710008  
 Facility/Project: North Central Florida Hospice, Inc.  
 Applicant: North Central Florida Hospice, Inc.  
 Project Description: Establish a hospice program  
 County: Flagler District: 4  
 Date Filed: 10/22/2007 LOI #: N0710009  
 Facility/Project: North Central Florida Hospice, Inc.  
 Applicant: North Central Florida Hospice, Inc.  
 Project Description: Establish a hospice program  
 County: Lee District: 8  
 Date Filed: 10/22/2007 LOI #: N0710010  
 Facility/Project: Hope Hospice and Community Services, Inc.  
 Applicant: Hope Hospice and Community Services, Inc.  
 Project Description: Establish a freestanding inpatient hospice facility of up to 36 beds  
 County: Palm Beach District: 9  
 Date Filed: 10/22/2007 LOI #: N0710011  
 Facility/Project: Chatsworth at Wellington Green, LLC  
 Applicant: Chatsworth at Wellington Green, LLC  
 Project Description: Establish a community nursing home of up to 120 beds through the delicensure of 68 beds at Liberty Inn and 52 beds at Mission Palms Nursing & Rehabilitation Center  
 County: Palm Beach District: 9  
 Date Filed: 10/22/2007 LOI #: N0710012  
 Facility/Project: Chatsworth at Wellington Green, LLC  
 Applicant: Chatsworth at Wellington Green, LLC  
 Project Description: Establish a community nursing home of up to 151 beds through the delicensure of 151 beds at Mission Palms Nursing & Rehabilitation Center  
 County: Palm Beach District: 9  
 Date Filed: 10/22/2007 LOI #: N0710013  
 Facility/Project: M.T. Health Center, LLC

Applicant: M.T. Health Center, LLC  
 Project Description: Establish a community nursing home of up to 99 beds through the delicensure of 99 beds at Mission Palms Nursing & Rehabilitation Center  
 County: Miami-Dade District: 11  
 Date Filed: 10/22/2007 LOI #: N0710014  
 Facility/Project: St. Catherine's East  
 Applicant: Villa Maria Nursing and Rehabilitation Center, Inc.  
 Project Description: Establish a 20-bed community nursing home through the delicensure of 20 beds at St. Anne's Nursing Center  
 If requested within 14 days after notice that an application has been filed, a public hearing may be held at the local level within 21 days after November 28, 2007, the date the application is scheduled to be deemed complete.  
 IF REQUESTED, a tentative public hearing has been scheduled as follows:  
 PROPOSALS: District 4  
 DATE/TIME: Tuesday, December 4, 2007, 9:00 a.m. (until Noon)  
 PLACE: Health Planning Council of Northeast Florida, Inc., 101 South Palmetto Avenue, Daytona Beach, FL 32114  
 PROPOSALS: District 8  
 DATE/TIME: Monday, December 3, 2007, 9:00 a.m. (until Noon)  
 PLACE: Health Planning Council of S.W. Florida, Inc., 8961 Daniels Center Drive, #401, Fort Myers, FL 33912  
 PROPOSALS: District 9  
 DATE/TIME: Thursday, December 6, 2007, 9:00 a.m. (until Noon)  
 PLACE: Treasure Coast Health Council, Inc., 600 Sand Tree Drive, Suite 101, Palm Beach Gardens, FL 32211  
 PROPOSALS: District 11  
 DATE/TIME: Wednesday, December 5, 2007, 9:00 a.m. (until Noon)  
 PLACE: Health Council of South Florida, 8095 N.W. 12th Street, Suite 300 Conference Room, Miami, FL 33126

CERTIFICATE OF NEED  
 NOTICE OF WITHDRAWAL

The Agency for Health Care Administration hereby notices withdrawal from review of the following Certificate on Need application:  
 County: Osceola District: 7 Subdistrict: 3  
 CON #9995 Decision Date: 10/17/07 Decision: W  
 Facility/Project: Poinciana HMA, LLC  
 Applicant: Poinciana HMA, LLC  
 Project Description: Establish an acute care hospital of up to 120 beds

A request for administrative hearing, if any, must be made in writing and must be actually received by the Agency within 21 days of the first day of publication of this notice in the Florida Administrative Weekly pursuant to Chapter 120, Florida Statutes, and Chapter 59C-1, Florida Administrative Code.

**CERTIFICATE OF NEED  
EXEMPTIONS**

The Agency for Health Care Administration authorized the following exemptions pursuant to Section 408.036(3), Florida Statutes:

- County: Okaloosa District: 1  
 ID # E0600003 Decision: A Issue Date: 10/18/2007  
 Facility/Project: Fort Walton Beach Medical Center  
 Applicant: Fort Walton Beach Medical Center, Inc.  
 Project Description: Establish a 10 bed Level II NICU  
 Proposed Project Cost: \$1,531,212.00
- County: Marion District: 3  
 ID # E0700002 Decision: A Issue Date: 10/19/2007  
 Facility/Project: Ten Broeck Ocala  
 Applicant: Ten Broeck Central Florida, Inc.  
 Project Description: Establish a 25 Bed Adult Inpatient Psychiatric Unit  
 Proposed Project Cost: \$213,370.00
- County: Marion District: 3  
 ID # E0700003 Decision: A Issue Date: 10/19/2007  
 Facility/Project: Ten Broeck Ocala  
 Applicant: Ten Broeck Central Florida, Inc.  
 Project Description: Establish a 12 Bed Child/Adolescent Inpatient Psychiatric Unit  
 Proposed Project Cost: \$103,054.00

**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 RECEIPT OF APPLICATION FOR  
TRANSMISSION LINE CERTIFICATION**

The Department has received an application for certification of a transmission line pursuant to the Transmission Line Siting Act, Section 403.52 et seq., Florida Statutes, concerning:

- Tampa Electric Company
- Willow Oak-Wheeler-Davis
- Transmission Line Siting Application No. TA07-15
- OGC Case No. 07-1858
- DOAH Case No. 07-004745TL

The Department is reviewing the application to allow construction and operation of a 230 Kilovolt (KV) transmission line connecting Willow Oak Substation in Polk County to Davis Substation in Hillsborough County. The total length of the proposed transmission line corridor to be certified is approximately 30 miles. A copy of the application for certification is available for review in the office of: Michael P. Halpin, Siting Coordination Office, Department of Environmental Protection, 2600 Blair Stone Road, M.S. 48, Tallahassee, Florida 32399-2400, (850)245-8002.

Pursuant to Section 403.526, F.S., statutory parties to the site certification proceeding should review the application and submit their reports and recommendations.

**POINT OF ENTRY**

This notice does not serve as a point of entry for any person. However, in the future, a public certification hearing will be announced. The certification hearing will address environmental impacts. Pursuant to Section 403.527(4)(c), F.S., the following shall become parties to the proceeding upon the filing with the administrative law judge of a notice on intent to be a party no later than 30 days prior to the certification hearing: 1) Any agency not listed in Section 403.527(4)(a), F.S., as to matters within its jurisdiction, and 2) Any domestic nonprofit corporation or association formed, in whole or in part, to promote conservation of natural beauty; to protect the environment, personal health, or other biological values; to preserve historical sites, to promote consumer interests; to represent labor, commercial, or industrial groups; or to promote comprehensive planning or orderly development of the area in which the proposed transmission line or corridor is to be located. Additionally, any person who is not a statutory party to the certification proceeding and whose substantial interest is affected and being determined by the proceeding may file a motion to intervene in the proceeding at least 30 days before the date of the certification hearing. Failure to act within the time frame constitutes a waiver of the right to become a party. The petition must be filed (received) with J. L. Johnston, Administrative Law Judge, Division of Administrative Hearings, The Desoto Building, 1230 Apalachee Parkway, Tallahassee, Florida 32399-3060.

**NOTICE OF INTENT TO GRANT VARIANCE**

The Department of Environmental Protection (Department) gives notice of its intent to grant a variance under Section 403.201, Florida Statutes (F.S.), to the Hertz Rental Car Fueling facility, located at Miami International Airport (OGC File No.07-1315) from compliance with the requirement for continued operation and maintenance of the facility's Stage II vapor recovery system required under paragraph 62-252.400(2)(b), Florida Administrative Code (F.A.C.). The Hertz Rental Car Fueling facility maintains 100% of their motor vehicle fleet equipped with onboard refueling vapor recovery (ORVR) systems. The design recovery of a vehicle's

ORVR system is 95% efficient which is equivalent to the Stage II vapor recovery system's required efficiency under Rule 62-252.400, F.A.C. The Department's file on this matter is available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, except legal holidays, at the Department's Division of Air Resource Management, Office of Policy Analysis and Program Management, 111 S. Magnolia Drive, Suite 23, Tallahassee, Florida 32301, Telephone: (850)921-9556.

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. The petition must contain the information set forth below and must be filed (received by the clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

Mediation under Section 120.573, F.S., is not available.

Because the administrative hearing process is designed to redetermine final agency action on the application, the filing of a petition for an administrative hearing may result in a modification of the agency action or even a denial of the application. If a sufficient petition for an administrative hearing or request for an extension of time to file a petition is timely filed, this agency action automatically becomes only proposed agency action on the application, subject to the result of the administrative review process. Accordingly, the applicant is advised not to commence construction or other activities in accordance with this variance until the deadlines noted below for filing a petition for an administrative hearing, or request for an extension of time has expired.

Under subsections 28-106.111(3) and 62-110.106(4), F.A.C., a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, before the applicable deadline. A timely request for extension of time shall toll the running of the time period for filing a petition until the request is acted upon. If a request is filed late, the Department may still grant it upon a motion by the requesting party showing that the failure to file a request for an extension of time before the deadline was the result of excusable neglect.

In the event that a timely and sufficient petition for an administrative hearing is filed, other persons whose substantial interests will be affected by the outcome of the administrative process have the right to petition to intervene in the

proceeding. Any intervention will be only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205, F.A.C.

In accordance with subsection 28-106.111(2) and paragraph 62-110.106(3)(a), subsection (4), F.A.C., petitions for an administrative hearing by the applicant must be filed within 21 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 21 days of publication of the notice or within 21 days of receipt of the written notice, whichever occurs first.

Under Section 120.60(3), F.S., however, any person who has asked the Department for notice of agency action may file a petition within 21 days of receipt of such notice, regardless of the date of publication.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing. The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a waiver of that person's right to request an administrative determination (hearing) under Sections 120.569 and 120.57, F.S.

A petition that disputes the material facts on which the Department's action is based must contain the following information: (a) The name and address of each agency affected and each agency's file or identification number, if known; (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination; (c) A statement of when and how the petitioner received notice of the agency decision; (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate; (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action; and (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action; (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C. Under Sections 120.569(2)(c) and (d), F.S., a petition for



administrative hearing must be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed.

This action is final and effective on the date filed with the Clerk of the Department unless a petition is filed in accordance with the above. Upon the timely filing of a petition this order will not be effective until further order of the Department.

This variance constitutes an order of the Department. The applicant has the right to seek judicial review of the order under Section 120.68, F.S., by the filing of a notice of appeal under Rule 9.110, Florida Rules of Appellate Procedure, with the Clerk of the Department in the Office of General Counsel, 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida, 32399-3000; and by filing a copy of the notice of appeal accompanied by the applicable filing fees with the appropriate district court of appeal. The notice of appeal must be filed within 30 days from the date when the final order is filed with the Clerk of the Department.

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#### NOTICE OF INTENT TO GRANT A DRINKING WATER VARIANCE

The Department of Environmental Protection gives notice that it intends to grant a variance request to the Florida Governmental Utility Authority (FGUA) for its public water system (Lehigh Water Treatment Plant Number 2, LWTP#2), located at 925 Bolivia Drive in Lehigh Acres, Lee County, Florida. The variance is under Rule 62-560.510, F.A.C., so that the Secondary Maximum Contaminant Level (SMCL) for Total Dissolved Solids of 500 mg/L will not have to be met in the water served to its customers from the issuance date through January 31, 2010 when the petitioner shall have treatment in place at that time. An alternative level of 1000 mg/L for TDS will be required during this time.

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57 of the Florida Statutes. The petition must contain the information set forth below and must be filed (received by the clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000.

Mediation is not available.

If a timely and sufficient petition for an administrative hearing is filed, other persons whose substantial interests will be affected by the outcome of the administrative process have the right to petition to intervene in the proceeding. Intervention will be permitted only at the discretion of the presiding officer upon the filing of a motion in compliance with Rule 28-106.205 of the Florida Administrative Code.

In accordance with subsection 28-106.111(2), paragraph 62-110.106(3)(a), (4), and Rule 62-560.550, F.A.C., petitions for an administrative hearing must be filed within 30 days of publication of the notice or receipt of written notice, whichever occurs first. Under subsection 62-110.106(4) of the Florida Administrative Code, a person whose substantial interests are affected by the Department's action may also request an extension of time to file a petition for an administrative hearing. The Department may, for good cause shown, grant the request for an extension of time. Requests for extension of time must be filed with the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000 before the applicable deadline. A timely request for extension of time will toll the running of the time period for filing a petition until the request is acted upon. Upon motion by the requesting party showing that the failure to file a request for an extension of time before the deadline was the result of excusable neglect, the Department may also grant the requested extension of time.

The petitioner shall mail a copy of the petition to the applicant at the address indicated above at the time of filing.

The failure of any person to file a petition for an administrative hearing within the appropriate time period shall constitute a waiver of that right.

A petition that disputes the material facts on which the Department's action is based must contain the following information:

- (a) The name and address of each agency affected and each agency's file or identification number, if known;
- (b) The name, address, and telephone number of the petitioner; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests are or will be affected by the agency determination;
- (c) A statement of when and how the petitioner received notice of the agency decision;
- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A concise statement of the ultimate facts alleged, including the specific facts the petitioner contends warrant reversal or modification of the agency's proposed action;
- (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action; and

(g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

A petition that does not dispute the material facts on which the Department's action is based shall state that no such facts are in dispute and otherwise shall contain the same information as set forth above, as required by Rule 28-106.301, F.A.C.

Under Sections 120.569(2)(c) and (d) of the Florida Statutes, a petition for administrative hearing shall be dismissed by the agency if the petition does not substantially comply with the above requirements or is untimely filed. Complete copies of all documents relating to this determination are available for public inspection during normal business hours, 8:00 a.m. to 5:00 p.m., Monday through Friday, at Florida Department of Environmental Protection, South District, 2295 Victoria Avenue, Suite 364, Fort Myers, Florida 33901, please contact James Oni, Drinking Water Supervisor at (239)332-6975, ext. 110.

**FLORIDA STATE CLEARINGHOUSE**

The state is coordinating reviews of federal activities and federally funded projects as required by Section 403.061(40), F.S. A list of projects, comment deadlines and the address for providing comments are available at [http://www.dep.state.fl.us/secretary/oip/state\\_clearing/](http://www.dep.state.fl.us/secretary/oip/state_clearing/). For information, call (850)245-2161. This public notice fulfills the requirements of 15 CFR 930.

**DEPARTMENT OF HEALTH**

**Notice of Emergency Action**

On October 24, 2007, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General of the Department of Health, issued an Order of Emergency Suspension with the regard to the license of Noretta Smith Murdock, L.C.S.W., license SW 6473. 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.

**Notice of Emergency Action**

On October 19, 2007, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General of the Department of Health, issued an Order of Emergency Restriction with the regard to the license

of Thomas W. Randles, D.O. license OS 4777. This Emergency Restriction 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.

**Notice of Emergency Action**

On October 22, 2007, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General of the Department of Health, issued an Order of Emergency Suspension with the regard to the license of Mahmoud H. Krecht, R.Ph., license PS 33014 and PU 5151. 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.

**Notice of Emergency Action**

On October 24, 2007, Ana M. Viamonte Ros, M.D., M.P.H., State Surgeon General of the Department of Health, issued an Order of Emergency Suspension with the regard to the license of Delores S. Sweat, R.R.T., license RT 8905. This Emergency Suspension Order was predicated upon the Secretary's findings of an immediate and serious danger to the public health, safety and welfare pursuant to Sections 456.073(8) and 120.60(6), Florida Statutes. The Secretary determined that this summary procedure was fair under the circumstances, in that there was no other method available to adequately protect the public.

**DEPARTMENT OF FINANCIAL SERVICES**

IN THE CIRCUIT COURT OF THE SECOND JUDICIAL CIRCUIT, IN AND FOR LEON COUNTY, FLORIDA

CASE NO.: 2007-CA-1761

In Re: The Receivership of SUNCOAST PHYSICIANS HEALTH PLAN, INC., a Florida corporation.

NOTICE TO ALL POLICYHOLDERS, CREDITORS, AND CLAIMANTS HAVING BUSINESS WITH SUNCOAST PHYSICIANS HEALTH PLAN, INC.

You are hereby notified that by order of the Circuit Court of the Second Judicial Circuit, in and for Leon County, Florida, entered the 10th day of August, 2007, the Department of Financial Services of the State of Florida was appointed as

Receiver of SUNCOAST PHYSICIANS HEALTH PLAN, INC. and was ordered to liquidate the assets located in Florida of said company.

Policyholders, claimants, creditors, and other persons in this State having claims against the assets of SUNCOAST PHYSICIANS HEALTH PLAN, INC., shall present such claims to the Receiver on or before 11:59 p.m. on Monday, August 11, 2008, or such claims shall be forever barred.

Requests for forms for the presentation of such claims and inquiries concerning this Receivership should be addressed to: The Division of Rehabilitation and Liquidation of the Florida Department of Financial Services, Receiver for SUNCOAST PHYSICIANS HEALTHPLAN, INC., Post Office Box 110, Tallahassee, Florida 32302-0110. Additional information may be found at the following Internet site: [www.floridainsurancereceiver.org](http://www.floridainsurancereceiver.org).

**NOTICE OF CONSIDERATION OF CEMETERY BYLAWS**  
The State of Florida, Board of Funeral, Cemetery and Consumer Services, will address approval of the amended bylaws of the following cemetery(s) at the regular meeting to be held on December 7, 2007.

- Arlington Memorial Park (Jacksonville)
- Palms Woodlawn Cemetery (a d/b/a of South Dade Palms Memorial Inc) (Naranja)
- Woodlawn Park North (a d/b/a of Woodlawn Park Cemetery Company) (Miami)
- Woodlawn Park South (a d/b/a of Woodlawn Park Cemetery Company) (Miami)
- Woodlawn Park Cemetery West (a d/b/a of Woodlawn Park Cemetery Company) (Miami)
- Good Shepherd Memorial Gardens (Ocala)
- All Faiths Memorial Park (Casselberry)
- Chapel Hill Cemetery (Orlando)
- Glen Haven Memorial Park (Winter Park)
- Highland Memory Gardens (Apopka)
- Oaklawn Memorial Park Cemetery (and Funeral Home) (Lake Mary)
- Chapel Hill Cemetery (Largo)
- Florida Hills Memorial Gardens (Brooksville)
- Garden of Memories (Tampa)

- Memorial Park Cemetery (St Petersburg)
- Myrtle Hill Cemetery (a d/b/a of Garden of Memories Inc) (Tampa)
- Sylvan Abbey Memorial Park (Clearwater)
- Woodlawn Memory Gardens (St Petersburg)
- Forest Hills Memorial Park (and Funeral Home; a d/b/a of Madcem Inc.) (Palm City)
- Royal Palm Memorial Gardens (West Palm Beach)

A file pertaining to the above is available for public inspection and copying by any person at the Alexander Building, 2020 Capital Circle S.E., Suite 270, Tallahassee, Florida 32301. Comments may be submitted at the above address without requesting a hearing. Those persons whose substantial interests may be determined by these proceedings, including settlements, grants, and denials, are advised that they may request a hearing concerning the notice of intent to be conducted in accordance with the provisions of Section 120.57, Florida Statutes. The petitions for hearing should comply with Rule 69K-6.003, Florida Administrative Code, and must be filed within twenty-one (21) days of publication of this notice. Petitions shall be filed with: Clerk, Division of Funeral, Cemetery and Consumer Services, 200 East Gaines Street, Tallahassee, Florida 32399-0361. In deference to the rights of substantially affected persons, a hearing on these matters will be held at the meeting of the Board of Funeral, Cemetery and Consumer Services to be held as outlined above. All written comments and requests to address the Board must be received by the Department at least fourteen (14) days prior to the meeting.

**FINANCIAL SERVICES COMMISSION**

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received the following applications. Comments may be submitted to the Director, 200 East Gaines Street, Tallahassee, Florida 32399-0371, for inclusion in the official record without requesting a hearing. However, pursuant to provisions specified in Chapter 69U-105, Florida Administrative Code, any person may request a public hearing by filing a petition with the Clerk, Legal Services Office, Office of Financial Regulation, 200 East Gaines Street,

Tallahassee, Florida 32399-0379. The Petition must be received by the Clerk within twenty-one (21) days of publication of this notice (by 5:00 p.m., November 23, 2007):

APPLICATION AND PLAN FOR THE PURCHASE OF  
CERTAIN ASSETS AND ASSUMPTION OF CERTAIN  
LIABILITIES

Acquiring Entity: Florida Bank of Jacksonville, 822 Highway A1A North, Suite 102, Ponte Vedra Beach, Florida 32256

Selling Entity: Bank of North Florida, Jacksonville, Florida (a branch located in Jacksonville, Florida)

Received: October 23, 2007

APPLICATION TO MERGE

Constituent Institutions: 1st United Bank, Palm Beach, Florida and Equitable Bank, Ft. Lauderdale, Florida

Resulting Institution: 1st United Bank

Received: October 23, 2007

EXPANDED FIELD OF MEMBERSHIP

Notice is hereby given that the Office of Financial Regulation, Division of Financial Institutions, has received a request by a credit union to expand its field of membership. Specific information regarding the expansion can be found at <http://www.fldfs.com/ofr/banking/cufm.asp>.

Name and Address of Applicant: Community First Credit Union, Post Office Box 427, Mulberry, Florida 33860

Expansion Includes: Geographic Area

Received: October 17, 2007

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**Section XIII**  
**Index to Rules Filed During Preceding Week**

RULES FILED BETWEEN October 15, 2007  
 and October 19, 2007

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
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**DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES**

**Division of Food Safety**

5K-4.020	10/16/07	11/5/07	33/33	
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**DEPARTMENT OF EDUCATION**

**University of Central Florida**

6C7-3.001	10/16/07	11/5/07	Newspaper	
6C7-3.0031	10/16/07	11/5/07	Newspaper	
6C7-3.0032	10/16/07	11/5/07	Newspaper	
6C7-3.008	10/16/07	11/5/07	Newspaper	
6C7-3.010	10/16/07	11/5/07	Newspaper	
6C7-3.011	10/16/07	11/5/07	Newspaper	
6C7-3.0121	10/16/07	11/5/07	Newspaper	
6C7-3.0122	10/16/07	11/5/07	Newspaper	
6C7-3.0123	10/16/07	11/5/07	Newspaper	
6C7-3.0124	10/16/07	11/5/07	Newspaper	
6C7-3.0131	10/16/07	11/5/07	Newspaper	
6C7-3.0132	10/16/07	11/5/07	Newspaper	
6C7-3.0133	10/16/07	11/5/07	Newspaper	
6C7-3.0134	10/16/07	11/5/07	Newspaper	
6C7-3.014	10/16/07	11/5/07	Newspaper	
6C7-3.017	10/16/07	11/5/07	Newspaper	
6C7-3.018	10/16/07	11/5/07	Newspaper	
6C7-3.019	10/16/07	11/5/07	Newspaper	
6C7-3.0191	10/16/07	11/5/07	Newspaper	
6C7-3.026	10/16/07	11/5/07	Newspaper	
6C7-3.0261	10/16/07	11/5/07	Newspaper	
6C7-3.0262	10/16/07	11/5/07	Newspaper	
6C7-3.030	10/16/07	11/5/07	Newspaper	
6C7-3.033	10/16/07	11/5/07	Newspaper	
6C7-5.0021	10/16/07	11/5/07	Newspaper	
6C7-5.003	10/16/07	11/5/07	Newspaper	
6C7-5.0041	10/16/07	11/5/07	Newspaper	
6C7-5.0042	10/16/07	11/5/07	Newspaper	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
6C7-5.00431	10/16/07	11/5/07	Newspaper	
6C7-5.0044	10/16/07	11/5/07	Newspaper	

**DEPARTMENT OF REVENUE**

**Sales and Use Tax**

12A-1.038	10/17/07	11/6/07	33/32	
12A-1.039	10/17/07	11/6/07	33/32	
12A-1.056	10/17/07	11/6/07	33/32	
12A-12.003	10/17/07	11/6/07	33/32	
12A-16.004	10/17/07	11/6/07	33/33	
12A-19.100	10/17/07	11/6/07	33/32	

**Miscellaneous Tax**

12B-7.008	10/17/07	11/6/07	33/32	
12B-7.026	10/17/07	11/6/07	33/32	
12B-7.030	10/17/07	11/6/07	33/32	
12B-7.031	10/17/07	11/6/07	33/32	

**Corporate, Estate and Intangible Tax**

12C-3.008	10/17/07	11/6/07	33/32	
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**DEPARTMENT OF CORRECTIONS**

33-601.314	10/19/07	11/8/07	33/36	
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**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

62-620.100	10/16/07	10/16/07	33/36	
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**DEPARTMENT OF HEALTH**

**Division of Medical Quality Assurance**

64B-9.001	10/19/07	11/8/07	33/36	
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**Board of Chiropractic**

64B2-16.0075	10/16/07	11/5/07	33/30	33/37
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**Board of Nursing Home Administrators**

64B10-11.002	10/19/07	11/8/07	33/34	
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**Board of Optometry**

64B13-3.007	10/16/07	11/5/07	33/34	
64B13-3.009	10/16/07	11/5/07	33/34	
64B13-3.010	10/16/07	11/5/07	33/34	
64B13-15.009	10/16/07	11/5/07	33/34	

Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.	Rule No.	File Date	Effective Date	Proposed Vol./No.	Amended Vol./No.
<b>Board of Osteopathic Medicine</b>					<b>DEPARTMENT OF FINANCIAL SERVICES</b>				
64B15-14.006	10/16/07	11/5/07	33/35		<b>Division of Consumer Services</b>				
<b>Council of Licensed Midwifery</b>					69J-8.001	10/15/07	11/4/07	33/13	
64B24-3.002	10/19/07	11/8/07	33/36		69J-8.002	10/15/07	11/4/07	33/13	
<b>FISH AND WILDLIFE CONSERVATION COMMISSION</b>					69J-8.003	10/15/07	11/4/07	33/13	
<b>Freshwater Fish and Wildlife</b>					69J-8.004	10/15/07	11/4/07	33/13	33/35
68A-27.004	10/19/07	11/8/07	33/32	33/39	69J-8.005	10/15/07	11/4/07	33/13	
68A-27.005	10/19/07	11/8/07	33/32		69J-8.006	10/15/07	11/4/07	33/13	
<b>Vessel Registration and Boating Safety</b>					69J-8.007	10/15/07	11/4/07	33/13	
68D-24.109	10/16/07	11/5/07	33/32		69J-8.008	10/15/07	11/4/07	33/13	
					69J-8.009	10/15/07	11/4/07	33/13	
					69J-8.010	10/15/07	11/4/07	33/13	
					69J-8.011	10/15/07	11/4/07	33/13	

**Section XIV  
List of Rules Affected**

This "List of Rules Affected" is a cumulative list of all rules which have been proposed but not filed for adoption. Beginning with the February 2, 1996 issue, the list will be published monthly for the period covering the last eight weeks.

- w – Signifies Withdrawal of Proposed Rule(s)
- c – Rule Challenge Filed
- v – Rule Declared Valid
- x – Rule Declared Invalid
- d – Rule Challenge Dismissed
- dw – Dismissed Upon Withdrawal

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
				5C-24.003	33/27		
				5C-27.001	33/27		
				5C-28.001	33/27		
				5E-1.023	33/31		
				5E-14.106	33/7		
				5E-14.117	33/7		
				5F-2.001	33/38		33/41w
				5F-2.002	33/38		33/41w
				5F-2.003	33/38		33/41w
				5F-2.005	33/38		33/41w
				5F-2.014	33/38		33/41w
				5F-2.016	33/38		33/41w
				5F-8.0011	33/21	33/31	33/39
				5F-8.0012	33/21	33/31	33/39
				5F-8.003	33/21	33/31	33/39
				5F-14.001	33/33		
				5F-14.002	33/33		
				5F-14.003	33/33		
				5I-4.002	32/49		
				5I-4.006	32/49		
				5J-14.003	33/40		
				5J-14.004	33/40		
				5K-4.020	33/33		33/44
				5L-1.003	33/27		33/39
				5N-1.116	33/37		
				5N-1.140	33/37	33/43	
STATE							
1B-2.011	33/38			6AER07-1			33/28
1SER07-1			33/32	6A-1.09401	33/29	33/41	
1SER07-2			33/32	6A-2.0010	33/11		33/41w
1S-2.0011	33/34		33/41	6A-4.0012	33/37		
1S-2.009	33/34		33/41	6A-4.0251	32/3	32/5	
1S-2.0091	33/34		33/41	6A-6.014	33/29		33/37
1S-2.0095	33/34		33/41	6A-7.0100	33/37		
1S-2.034	33/30	33/37		6B-4.010	33/10		
1S-2.037	33/30	33/37		6C7-3.001	Newspaper		33/44
1S-2.040	33/30	33/37		6C7-3.0031	Newspaper		33/44
1S-2.042	32/8		33/40w	6C7-3.0032	Newspaper		33/44
1S-2.045	33/34		33/42	6C7-3.008	Newspaper		33/44
IT-1.001	33/26		33/37	6C7-3.010	Newspaper		33/44
LEGAL AFFAIRS							
2-40.005	33/44			6C7-3.011	Newspaper		33/44
2B-1.002	33/43			6C7-3.0121	Newspaper		33/44
BANKING AND FINANCE							
3E-48.005	28/42			6C7-3.0122	Newspaper		33/44
INSURANCE							
4-138.047	28/41			6C7-3.0123	Newspaper		33/44
4-154.525	29/16	29/25		6C7-3.0124	Newspaper		33/44
4-211.031	27/44			6C7-3.0131	Newspaper		33/44
4-228.055	26/35			6C7-3.0132	Newspaper		33/44
4A-62.001	29/44	29/46		6C7-3.0133	Newspaper		33/44
4A-62.002	29/44	29/46		6C7-3.0134	Newspaper		33/44
AGRICULTURE AND CONSUMER SERVICES							
5B-58.001	27/29			6C7-3.014	Newspaper		33/44
	33/44			6C7-3.017	Newspaper		33/44
5C-24.001	33/27			6C7-3.018	Newspaper		33/44
5C-24.002	33/27			6C7-3.019	Newspaper		33/44
				6C7-3.0191	Newspaper		33/44

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
6C7-3.026	Newspaper		33/44	10-11.004	33/32		
6C7-3.0261	Newspaper		33/44	10-11.005	33/32		
6C7-3.0262	Newspaper		33/44	10-11.006	33/32		
6C7-3.030	Newspaper		33/44	10-11.007	33/32		
6C7-3.033	Newspaper		33/44				
6C7-5.0021	Newspaper		33/44				
6C7-5.003	Newspaper		33/44				
6C7-5.0041	Newspaper		33/44	12-3.011	33/38		
6C7-5.0042	Newspaper		33/44	12-26.008	32/52	33/12	
6C7-5.00431	Newspaper		33/44			33/15	
6C7-5.0044	Newspaper		33/44	12AER07-8			33/30
6E-1.003	33/19		33/37w	12A-1.0011	33/41		
6E-1.0032	33/19		33/37w	12A-1.005	33/41		
6E-2.002	33/20		33/37w	12A-1.008	33/41		
6E-2.004	33/20		33/37w	12A-1.011	33/41		
6E-2.0041	33/20		33/37w	12A-1.0115	33/41		
6L-1.001	28/12			12A-1.0141	33/38		
6L-1.002	28/12			12A-1.038	33/32		33/44
6L-1.004	28/12			12A-1.039	33/32		33/44
6L-1.005	28/12			12A-1.056	33/32		33/44
6L-1.006	28/12			12A-1.071	33/41		
6L-1.007	28/12			12A-1.096	33/32		
6L-1.008	28/12			12A-1.097	33/32		
6L-1.009	28/12				33/38		
6L-1.010	28/12				33/41		
6L-1.011	28/12			12A-12.003	33/32		33/44
6L-1.012	28/12			12A-16.004	33/33		33/44
6L-1.013	28/12			12A-16.008	33/38		
6M-7.0055	30/26			12A-17.005	32/2	32/31	
				12A-19.070	33/32		
				12A-19.071	33/32		
				12A-19.100	33/32		33/44
					33/32		
					33/42		
				12B-4.003	33/38		
				12B-5.150	33/38		
				12B-7.008	33/32		33/44
				12B-7.0225	33/38		
				12B-7.026	33/32		33/44
				12B-7.030	33/32		33/44
				12B-7.031	33/32		33/44
				12B-8.0016	33/32		
				12B-8.003	33/38		
				12C-1.0221	33/41		
				12C-1.051	33/38		
				12C-2.001	33/42		
				12C-2.002	33/42		
				12C-2.003	33/42		
				12C-2.004	33/42		
				12C-2.005	33/42		
				12C-2.006	33/42		
				12C-2.0061	33/42		
				12C-2.0062	33/42		
				12C-2.0063	33/42		
				12C-2.007	33/42		
				12C-2.008	33/42		
				12C-2.010	33/42		

REVENUE

COMMUNITY AFFAIRS

HEALTH AND REHABILITATIVE SERVICES



Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
12C-2.0105	33/42			14-63.0051	33/39		
12C-2.011	33/42			14-63.006	33/39		
12C-2.0115	33/42			14-63.007	33/39		
12C-2.012	33/42			14-63.008	33/39		
12C-3.008	33/32		33/44	14-63.0091	33/39		
12DER07-5			33/27	14-63.0101	33/39		
12DER07-6			33/28	14-63.011	33/39		
12DER07-7			33/30	14-88.001	33/39		
12DER07-9			33/39	14-88.002	33/39		
12DER07-10			33/44	14-88.003	33/39		
12D-3.001	33/26		33/38	14-88.0041	33/39		
12D-3.003	33/26		33/39	14-88.005	33/39		
12D-7.003	33/26		33/39	14-91.007	33/42		
12D-7.013	33/26		33/39	14-109.0011	33/38		
12D-8.0061	33/26		33/39				
12D-8.0063	33/34			HIGHWAY SAFETY AND MOTOR VEHICLES			
12D-8.011	33/26		33/39	15C-7.005	33/8c		
12D-13.031	33/26		33/39				
12D-16.002	33/26		33/39	BOARD OF TRUSTEES OF THE INTERNAL IMPROVEMENT TRUST FUND			
TRANSPORTATION							
14-1	31/32c			18-1.001	33/29		
	32/2c			18-1.002	33/29		
	32/2c			18-1.003	33/29		
14-1.0081	33/31		33/38	18-1.004	33/29		
14-10.007	33/31	33/41		18-1.005	33/29		
14-15.002	33/33		33/41	18-1.006	33/29		
14-22.0011	33/42			18-1.007	33/29		
14-22.002	33/42			18-1.008	33/29		
14-22.006	33/42			18-1.009	33/29		
14-22.009	33/42			18-1.010	33/29		
14-22.012	33/42			18-1.011	33/29		
14-22.0121	33/42			18-1.012	33/29		
14-22.0141	33/42			18-1.013	33/29		
14-22.015	33/42			18-1.014	33/29		
14-25.022	33/31		33/38	18-2.017	33/22		
14-25.023	33/31		33/38		33/29		
14-25.024	33/31		33/38	18-2.018	33/22		
14-25.026	33/31		33/38		33/29		
14-28.0011	33/39			18-2.020	33/29		
14-28.0012	33/39			18-2.021	33/22		
14-28.002	33/39			18-21.003	33/29		
14-28.003	33/39			18-21.004	33/29		
14-28.005	33/39			18-21.010	33/29		
14-28.006	33/39			18-21.011	33/29		
14-28.007	33/39			18-21.013	33/29		
14-28.008	33/39			18-24.005	33/22		
14-46.001	33/43			STATE BOARD OF ADMINISTRATION			
14-63.001	33/39			19-11.002	33/32	33/41	
14-63.0011	33/39			19-11.003	33/32	33/41	
14-63.002	33/39			19-11.004	33/32		33/42
14-63.0021	33/39			19-11.005	33/32	33/41	
14-63.003	33/39			19-11.006	33/32		33/42
14-63.004	33/39			19-11.007	33/32		33/42
14-63.005	33/39						

Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.	Rule No.	Proposed Vol./No.	Amended Vol./No.	Adopted Vol./No.
19-11.008	33/32	33/41		33-103.015	33/31		33/43
19-11.009	33/32	33/41		33-103.017	33/31	33/36	33/43
19-11.010	33/32	33/41		33-208.003	33/38		
19-12.007	33/32		33/42	33-208.101	33/32		33/40
19-13.002	33/32		33/42	33-210.101	30/43		
19-15.001	33/39			33-210.102	33/40		
19B-4.001	33/39			33-601.314	33/36		33/44
	33/43			33-601.603	33/31		33/40
19B-4.002	33/43			33-601.606	33/28		33/40
19B-4.005	33/43			33-601.724	33/28		33/40
19B-5.001	33/43			33-601.725	33/28		33/40
19B-5.002	33/43			33-601.731	33/19	33/22	33/39
19B-5.003	33/43					33/31	33/39
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WATER MANAGEMENT DISTRICTS

CITRUS

PUBLIC SERVICE COMMISSION

ADMINISTRATION COMMISSION

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63H-2.003	33/31		33/39	64B9-3.002	33/39		
				64B9-3.014	33/34		33/42

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64B9-4.010	33/39			64B16-27.615	30/50		
64B9-4.015	33/39			64B16-27.700	30/50		
64B9-8.009	32/23		33/41w	64B16-27.797	33/15		
64B9-9.015	32/24	32/51		64B16-27.831	30/50		
64B9-15.003	33/34		33/42	64B16-28.451	32/45	33/15	
64B9-15.009	33/30			64B16-28.900	31/23	31/30	33/44w
64B9-17.001	33/8c			64B16-28.902	31/23	31/30	33/44w
64B9-17.002	33/8c			64B18-14.002	33/33	33/41	
64B10-11.002	33/34		33/44	64B18-14.009	33/33		33/40
64B10-12.002	33/33		33/41	64B18-14.010	33/33		33/40
64B10-12.009	33/33		33/41	64B19-18.004	33/39		
64B10-14.006	33/34			64B19-18.008	33/13	33/17	33/43
64B10-15.001	33/34		33/42	64B20-2.003	33/38		
64B10-15.002	33/34		33/42	64B21-503.005	33/38		
64B10-16.001	33/34			64B24-2.001	33/37		
64B11-2.011	33/34		33/42	64B24-2.004	33/37		
64B11-3.010	33/34		33/42	64B24-3.002	33/36		33/44
64B12-16.003	33/35			64B24-3.010	33/34		33/42
64B13-3.007	33/34		33/44	64B32-6.001	33/9	33/36	33/43
64B13-3.009	33/34		33/44	64B32-6.004	33/32	33/39	33/40
64B13-3.010	33/34		33/44	64D-4.002	33/31		33/37
64B13-4.001	33/34			64E-2.007	33/27	33/34	33/41
64B13-15.009	33/34		33/44	64E-2.008	33/27	33/34	33/41
64B14-1.004	33/30		33/37	64E-2.009	33/27	33/34	33/41
64B15-6.0035	33/35			64E-2.0094	33/27	33/34	33/41
64B15-6.0112	33/35			64E-2.023	33/39		
64B15-6.0113	33/35			64E-2.024	33/39		
64B15-6.013	33/35			64E-2.025	33/39		
64B15-7.0101	33/35			64E-2.026	33/39		
64B15-7.0102	33/35			64E-2.027	33/39		
64B15-7.012	33/39			64E-2.028	33/39		
64B15-9.007	33/26		33/43w	64E-2.029	33/39		
64B15-12.003	33/39			64E-2.036	33/27	33/34	33/41
64B15-12.0075	33/38			64E-5.101	33/41		
64B15-14.006	33/35		33/44	64E-5.11072	33/41		
64B16-26.1001	33/35		33/43	64E-5.1501	33/41		
64B16-26.1004	33/35		33/43	64E-5.1502	33/41		
64B16-26.103	33/21		33/44w	64E-5.206	33/41		
64B16-26.402	30/52			64E-5.210	33/41		
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64B16-26.601	33/21			64E-5.350	33/41		
64B16-26.6011	30/52			64E-5.351	33/41		
64B16-27.100	30/50	31/20		64E-5.430	33/41		
64B16-27.1001	30/50	32/52		64E-5.440	33/41		
64B16-27.1003	30/50	31/20		64E-5.441	33/41		
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64B16-27.103	30/50	32/52		64E-7.001	33/37		
64B16-27.104	30/50	31/20		64E-7.002	33/37		
64B16-27.210	30/50	31/20		64E-7.003	33/37		
64B16-27.211	30/50			64E-7.004	33/37		
64B16-27.220	30/50	31/2		64E-7.005	33/37		
64B16-27.300	30/50			64E-7.006	33/37		
64B16-27.410	30/50		33/44w	64E-12.001	33/36		
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64E-12.006	33/36					28/31		
64E-12.008	33/36					28/41		
64E-12.009	33/36			65A-1.704	33/33			
64E-12.011	33/36			65A-1.705	33/33			
64E-12.012	33/36			65A-1.708	33/26		33/41	
64E-12.013	33/36			65A-1.712	33/8	33/18	33/43	
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64E-14.003	33/29					33/30	33/43	
64E-14.004	33/29					33/36	33/43	
64E-14.005	33/29			65A-1.713	33/26		33/41	
64E-14.006	33/29			65A-4.213	25/32			
64E-14.007	33/29			65A-4.216	25/32			
64E-14.009	33/29			65A-15.005	32/9			
64E-14.0095	33/29			65A-15.0095	26/4			
64E-14.010	33/29			65A-15.062	32/9			
64E-14.013	33/29			65B-27.017	32/9			
64E-14.015	33/29			65C-5.001	32/29	32/37		
64E-14.016	33/29	33/38		65C-5.002	32/29	32/37		
64E-14.017	33/29			65C-5.003	32/29	32/37		
64E-14.018	33/29			65C-5.004	32/29	32/37		
64E-14.020	33/29			65C-5.005	32/29	32/37		
64E-14.021	33/29			65C-5.006	32/29	32/37		
64E-14.023	33/29			65C-5.007	32/29	32/37		
64E-14.024	33/29			65C-5.008	32/29	32/37		
64F-1.0015	33/41			65C-5.009	32/29	32/37		
64F-12.001	33/31			65C-5.010	32/29	32/37		
64F-12.011	33/7	33/32	33/39	65C-5.011	32/29	32/37		
64F-12.012	33/31			65C-13.001	32/48			
64F-12.013	33/31			65C-13.002	32/48			
64F-17.001	33/40			65C-13.003	32/48			
64F-19.001	33/40			65C-13.004	32/48			
64F-19.002	33/40			65C-13.005	32/48			
64F-19.003	33/40			65C-13.006	32/48			
64F-19.004	33/40			65C-13.007	32/48			
64F-19.005	33/40			65C-13.008	32/48			
64F-19.006	33/40			65C-13.009	32/48			
64F-19.007	33/40			65C-13.010	32/48			
64F-19.008	33/40			65C-13.011	32/48			
64F-19.009	33/40			65C-13.012	32/48			
64F-19.010	33/40			65C-13.013	32/48			
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				65C-13.021	32/48			
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	30/15c							
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	32/2c							
65A-1.301	33/33							

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65C-13.025	32/48	33/20		65C-15.038	32/48	33/20	
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65C-13.026	32/48	33/20		65C-20.008	33/33		
		33/33		65C-20.009	33/33		
65C-13.027	32/48	33/20		65C-20.010	33/33		
		33/33		65C-20.011	33/33		
65C-13.028	32/48	33/20		65C-20.012	33/33		
		33/33		65C-20.013	33/33		
65C-13.029	32/48	33/20		65C-20.014	33/33		
		33/33		65C-21.001	23/20		
65C-13.030	32/48	33/20		65C-22.001	33/33		
		33/33		65C-22.003	33/33		
65C-13.031	32/48	33/20		65C-22.004	33/33		
		33/33		65C-22.006	33/33		
65C-13.032	32/48	33/20		65C-22.007	29/9		
		33/33		65C-22.008	33/33		
65C-13.033	32/48	33/20		65C-22.009	33/33		
		33/33		65C-22.010	33/33		
65C-13.034	32/48	33/20		65C-32.001	33/19	33/32	
		33/33		65C-32.002	33/19	33/32	
65C-15.001	32/48	33/20		65C-32.003	33/19	33/32	
65C-15.002	32/48	33/20		65C-32.004	33/19	33/32	
65C-15.003	32/48	33/20				33/38	
65C-15.0035	32/48	33/20		65C-32.005	33/19	33/32	
65C-15.004	32/48	33/20				33/38	
65C-15.005	32/48	33/20		65C-32.006	33/19	33/32	
65C-15.006	32/48			65C-32.007	33/19	33/32	
65C-15.010	32/48	33/20		65C-32.008	33/19	33/32	
65C-15.011	32/48	33/20		65E-2.003	26/20	26/28	
65C-15.012	32/48	33/20		65G-1.010	33/5	33/26	33/37
65C-15.013	32/48	33/20		65G-1.046	33/5	33/26	33/37
65C-15.014	32/48	33/20		65G-1.047	33/5	33/26	33/37
65C-15.015	32/48	33/20		65G-7.001	33/40		
65C-15.016	32/48	33/20		65G-7.002	33/40		
65C-15.017	32/48	33/20		65G-7.003	33/40		
65C-15.018	32/48	33/20		65G-7.004	33/40		
65C-15.019	32/48	33/20		65G-7.005	33/40		
65C-15.020	32/48	33/20		65G-7.006	33/40		
65C-15.021	32/48	33/20		65G-7.007	33/40		
65C-15.022	32/48			65G-7.008	33/40		
65C-15.023	32/48			65G-7.009	33/40		
65C-15.024	32/48						
65C-15.025	32/48						
65C-15.026	32/48						
65C-15.027	32/48	33/20		66B-1.001	31/50		
65C-15.028	32/48						
65C-15.029	32/48	33/20					
65C-15.030	32/48						
65C-15.031	32/48	33/20					
65C-15.032	32/48	33/20					
65C-15.033	32/48	33/20					
65C-15.034	32/48	33/20					
65C-15.035	32/48						
65C-15.036	32/48	33/20					
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NAVIGATION DISTRICTS

FLORIDA HOUSING FINANCE CORPORATION

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67-38.008	33/31			68A-27.004	33/32	33/39	33/44
67-38.010	33/31				33/44		
67-38.011	33/31			68A-27.005	33/32		33/44
67-38.014	33/31			68BER07-1			33/27
67-48.002	30/39			68B-13.008	27/31	26/13	
67-53.005	33/39			68B-23.101	32/18		
67-57.001	33/28		33/41	68B-23.103	32/18		
67-57.005	33/28		33/41	68B-23.104	32/18		
67-57.010	33/28		33/41	68B-23.106	32/18		
67-57.020	33/28		33/41	68B-23.107	32/18		
67-57.030	33/28		33/41	68B-23.108	32/18		
67-57.040	33/28		33/41	68B-23.109	32/18		
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67-57.070	33/28		33/41	68B-44.004	33/32		33/41
67-57.080	33/28		33/41	68B-44.005	33/32		33/41
67-58.001	33/39			68B-45.002	33/32		33/41
67-58.002	33/39			68B-45.004	33/32		33/41
67-58.003	33/39			68B-55.001	33/32		33/41
67-58.004	33/39			68B-55.002	33/32		33/41
67-58.005	33/39			68B-55.004	33/32		33/41
67-58.006	33/39			68B-55.005	33/32		33/41
67-58.010	33/39			68D-24.109	33/32		33/44
67-58.015	33/39			68E-1.002	33/6	33/41	
67-58.020	33/39			68E-1.004	33/6	33/41	
67-58.030	33/39			68E-1.0041	33/6	33/41	
67-58.040	33/39			68E-1.005	33/6	33/41	
67-58.050	33/39						
67-58.060	33/39						
67-58.070	33/39						
67-58.080	33/39						
67-58.090	33/39						
67-58.100	33/39						
67-58.110	33/39						
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68-1.008	33/44			69A-46.010	33/10	33/33	33/43w
68-1.009	33/44			69A-46.015	33/10		33/43w
68A-6.0022	33/1	33/11		69A-46.016	33/10		33/43w
68A-6.0024	33/32	33/39		69A-46.0165	33/10		33/43w
68A-6.003	33/44			69A-46.017	33/10	33/33	33/43w
68A-6.007	33/44			69A-46.040	33/10		33/43w
68A-6.0071	33/44			69A-46.041	33/10	33/33	33/43w
68A-6.0072	33/44			69A-60.006	33/9	33/33	
68A-13.003	33/44			69A-62.001	29/44	29/46	
68A-23.005	30/1			69A-62.002	29/44	29/46	
68A-24.003	28/17			69B-33.005(3)(a)	32/32c		
68A-24.004	28/17				32/32c		
68A-24.0055	30/1			69B-41.002(19)	32/32c		
68A-24.006	28/17				32/32c		
	30/1			69B-240.001	33/39		
68A-24.009	30/1			69J-7.004	32/45		33/37w
				69J-8.001	33/13		33/44
				69J-8.002	33/13		33/44
				69J-8.003	33/13		33/44
				69J-8.004	33/13	33/35	33/44
				69J-8.005	33/13		33/44
				69J-8.006	33/13		33/44
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69J-8.010	33/13		33/44			33/20	
69J-8.011	33/13		33/44		32/23c		
69K-1.001	33/24			69O-175.001	31/2c		
69K-5.0101	33/24		33/39	69O-175.003	31/26		
69L-6.009	33/38			69O-186.003	31/22		33/44w
69L-6.012	33/38				33/25		
69L-6.027	33/30		33/41	69O-186.003(1)(c)	33/36c		33/38d
69L-6.035	33/25		33/40	69O-186.005	31/22		33/44w
69L-7.020	33/30		33/41		33/25		
69L-7.501	33/3	33/26	33/39	69O-186.013	32/40		
69L-7.602	31/23				33/8c		
69L-7.602(5)(q)	32/45c			69O-186.017	33/41		
69L-56.530	31/3			69O-203.202	33/18		33/43
69M-1	29/52c			69O-203.204	33/18		33/43
69OER07-3			33/26	69O-203.205	33/18	33/29	33/43
69O-1	31/37c			69O-203.210	32/33		
	31/37c			69V-40.001	33/40		
69O-125.003	33/24		33/43	69V-40.002	33/40		
69O-125.005	31/6			69V-40.008	33/40		
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	33/36c			69V-40.021	33/40		
69O-125.006	33/26			69V-40.022	33/40		
	33/36c			69V-40.025	33/40		
69O-137.001	33/41			69V-40.027	33/40		
69O-137.013	32/26	33/25		69V-40.0271	33/40		
69O-138.001	33/41			69V-40.028	33/40		
69O-139.019	33/10			69V-40.0281	33/40		
69O-142.200	33/27		33/43	69V-40.029	33/40		
69O-143.041	33/41			69V-40.031	33/40		
69O-143.042	33/41			69V-40.043	33/40		
69O-149.002	33/31			69V-40.051	33/40		
69O-149.003	33/36			69V-40.053	33/40		
	33/38		33/44w	69V-40.058	33/40		
69O-149.005	33/38		33/44w	69V-40.099	33/40		
69O-149.007	33/38		33/44w	69V-40.100	33/40		
69O-157.301	33/23	33/32	33/43	69V-40.105	33/40		
69O-157.302	33/23	33/32	33/43	69V-40.156	33/40		
69O-157.303	33/23	33/32	33/43	69V-40.160	33/40		
69O-157.304	33/23	33/32	33/43	69V-40.165	33/40		
69O-162.203	33/30	33/44		69V-40.170	33/40		
69O-164.030	33/30			69V-40.177	33/40		
69O-167.015	33/21		33/43	69V-40.200	33/40		
69O-170.006	31/32c			69V-40.205	33/40		
69O-170.020	32/5	32/12		69V-40.220	33/40		
69O-171.002	33/38			69V-40.225	33/40		
69O-171.003	32/8	33/10		69V-40.240	33/40		
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		33/35		69V-40.265	33/40		
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69V-50.058	33/32			69V-85.004	33/32		
69V-50.070	33/32			69V-85.005	33/32	33/43	
69V-60.060	33/32			69V-85.200	33/32		
69V-60.065	33/32			69V-160.024	33/32		
69V-60.070	33/32			69V-160.030	33/32	33/43	
69V-70.050	33/32			69V-160.031	33/32		
69V-70.055	33/32			69V-160.032	33/32		
69V-70.060	33/32			69W-600.002	33/40		
69V-80.003	33/32			69W-600.006	33/40		
69V-80.015	33/32						
69V-80.050	33/32						
69V-80.060	33/32						

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